

**MINUTES OF THE WORK SESSION OF
MAYOR AND COUNCIL OF THE BOROUGH
OF STONE HARBOR HELD IN THE
MUNICIPAL BUILDING, February 2, 2010**

The meeting was called to order by Mayor Walters at 4:30 p.m.

ROLL CALL

Suzanne M. Walters, Mayor
Suzanne C. Stanford, Borough Clerk
Michael J. Donohue, Attorney
Kenneth Hawk, Administrator
James Nicola, CFO

PRESENT

Councilmembers
Barry D. Mastrangelo, President
Judy Davies-Dunhour
Joan Kramar
Tom Cope
Joanne Vaul ABSENT
Randall S. Bauer

Mayor Walters announced that the meeting was now open. Adequate notice of the meeting was provided by posting a copy of the time and place on the Municipal Clerk’s bulletin board and mailing a copy of same to the Press and the Cape May County Herald on January 6, 2010.

PRESENTATION – Mr. William Diller presented a check in the amount of \$5,000 to Nancy Cope, President of the Stone Harbor Museum in anticipation of the conversion of their vast collection of historical documents and photos to electronic files. This contribution by the Diller family will enable the museum to begin this project in anticipation of the museum moving into the new Stone Harbor Library.

HEARING OF THE PUBLIC ON MEMORIALS, RESOLUTIONS, PETITIONS & COMPLAINTS

Charlie Koch 236 – 85th Street had some questions about the Resolution authorizing the Mayor to sign a Forest Fire Service Agreement. His questions were answered by Councilmember Cope and Administrator Hawk. Mr. Koch also reported that he has requested from A & F committee to be provided with a line item budget, not a summary budget.

OLD BUSINESS:

ORDINANCE 1352 (Salary Ordinance)

Upon Motion of Councilmember Thomas Cope
Seconded by Councilmember Barry D. Mastrangelo

That Ordinance No. 1352 be taken up on second reading.

Vote 5 Councilmembers AYE

The Clerk read the title only of Ordinance 1352 on second reading because a copy of said Ordinance was posted on the Clerk’s bulletin board.

The Public Hearing is now open.

No one from the public spoke.

The Public Hearing was closed.

Upon motion of Councilmember Thomas Cope
Seconded by Councilmember Barry D. Mastrangelo

That Ordinance 1352 be passed on second reading and advance to third and final reading.

Vote 5 Councilmembers AYE

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Upon Motion of Councilmember Thomas Cope
Seconded by Councilmember Barry D. Mastrangelo

That Ordinance 1352 be passed on third and final reading, adopted and published according to law.

Vote 5 Councilmembers AYE

ORDINANCE 1353 (COAH – Specifying Exception for COAH related housing in the downtown business district)

Upon Motion of Councilmember Barry D. Mastrangelo
Seconded by Councilmember Tom Cope

That Ordinance No. 1353 be taken up on second reading.

Vote 5 Councilmembers AYE

The Clerk read the title only of Ordinance 1353 on second reading because a copy of said Ordinance was posted on the Clerk's bulletin board.

The Public Hearing is now open.

No one from the public spoke.

The Public Hearing was closed.

Upon motion of Councilmember Barry D. Mastrangelo
Seconded by Councilmember Tom Cope

That Ordinance 1353 be passed on second reading and advance to third and final reading.

Vote 5 Councilmembers AYE

Upon Motion of Councilmember Thomas Cope
Seconded by Councilmember Barry D. Mastrangelo

That Ordinance 1353 be passed on third and final reading, adopted and published according to law.

Vote 5 Councilmembers AYE

NEW BUSINESS:

ORDINANCE 1354 (Adopt Chapter 520 Vehicles & Traffic)

Upon motion of Councilmember Tom Cope
Seconded by Councilmember Barry D. Mastrangelo

That Ordinance 1354 be taken up on first reading.

Vote 5 Councilmembers AYE

The Clerk read the title only of Ordinance 1354 on first reading.

Upon motion of Councilmember Tom Cope
Seconded by Councilmember Randall S. Bauer

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That Ordinance 1354 be passed on first reading, published according to law and that it be taken up on second, third and final reading, and adoption at a meeting of Mayor and Council to be held on the 2nd day of March, 2010.

Vote

5 Councilmembers AYE

ORDINANCE 1355 (COAH Providing for the Creation of Accessory Apartments for Affordable Housing)

Upon motion of
Seconded by

Councilmember Barry D. Mastrangelo
Councilmember Tom Cope

That Ordinance 1355 be taken up on first reading.

Vote

5 Councilmembers AYE

The Clerk read the title only of Ordinance 1355 on first reading.

Upon motion of
Seconded by

Councilmember Barry D. Mastrangelo
Councilmember Tom Cope

That Ordinance 1355 be passed on first reading, published according to law and that it be taken up on second, third and final reading, and adoption at a meeting of Mayor and Council to be held on the 2nd day of March, 2010.

Vote

5 Councilmembers AYE

RESOLUTION 2010-S-35 – Release of Escrows

Upon motion of
Seconded by

Councilmember Joan Kramar
Councilmember Barry D. Mastrangelo

WHEREAS, the following submitted escrow fees in connection with zoning applications; and

WHEREAS, some of the money was used in connection with the projects and refunds for the remaining funds have been requested; and

WHEREAS, the Zoning Officer has requested and approved the return of said escrow fees.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor that the following sums be refunded:

1. MMR Associates
301 West Market Street
West Chester, Pa. 19381
Block 83.03 Lots 102,02 a/k/a 265 – 83rd Street
\$720 deposited - \$480 used, legal fees – refund \$240
2. John & Mary Grace
113 John James Audubon Way
Marlton, N.J.
Block 107.04 Lots 108.02 & 109 a/k/a 10911 Sunset Drive
\$300 deposited - \$165 used, legal fees – refund \$135
3. Christopher M. Conti
101 Ironstone Lane
Kennett Square, Pa. 19348
Block 110.05 Lot 98.02 a/k/a 11013 Sunset Drive
\$500 deposited – none used – full refund

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4. Barbara Hoover, Trustee
369 Krimarnock Place
Melbourne, FL 32940
Block 109.31, Lots 40, 42 a/k/a 241 - 109th Street
\$500 deposited - \$135 used ,legal fees – refund \$365
5. Bruce W. & Demry W. Sibson, Barbara Salazar
34 Green Lane
Malvern, PA 19355
Block 106.03, Lots 93.02, 93.03, 93.04 a/k/a 232-234 – 107th Street
\$500 deposited - \$255 used, legal fees – refund \$245
6. Yacht Club of Stone Harbor
Peter Miner, General Manager
9001 Sunset Drive
Stone Harbor, NJ 08247
Block 90.91, Lot 184 a/k/a 9001 Sunset Drive
\$2,500 deposited - \$1,923.03 used engineering & legal – refund \$576.97
7. Henny’s Café, Inc.
9628 Third Avenue
Stone Harbor, NJ 08247
Block 97.03, Lots 92.02, 94, 96, 98.01, 98.02, 100, 102.01, 102.02, 104.01
\$3,078.50 deposited - \$2,927.25 used engineering & legal – refund
\$151.25

BE IT FURTHER RESOLVED that the Chief Financial Officer shall take any and all steps necessary to effectuate such refunds and shall make the proper adjustments to the financial records of the Borough.

Vote **5 Councilmembers AYE**

RESOLUTION 2010-A-36 – Adopt Cash Management Plan

Upon motion of Councilmember Randall S. Bauer
Seconded by Councilmember Barry D. Mastrangelo

WHEREAS, N.J.S.A. 40A: 5-14 provides that each municipality shall adopt a Cash Management Plan and shall deposit its funds pursuant to that plan, which plan shall include the designation of the depositories, and management of cash to assure the investment of the municipality’s funds in interest bearing accounts; and

WHEREAS, a Cash Management Plan for the Borough of Stone Harbor has been prepared, based upon information supplied to the Borough’s Chief Financial Officer from the Borough Auditor’s; and

WHEREAS, the Mayor and Members of Council have reviewed the attached Cash Management Plan for the Borough of Stone Harbor and believe that it will be in the best interest of the Borough that said plan be adopted by the governing body.

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 attached Cash Management Plan for the Borough of Stone Harbor is hereby adopted for the year 2010.

BE IT FURTHER RESOLVED that hence forth the Borough’s money shall be deposited and invested, and otherwise handled pursuant to the Cash Management Plan hereby adopted.

Vote **5 Councilmembers AYE**

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RESOLUTION 2010-A-37 – Transfer 2009 Real Estate overpayments to 2010

Upon motion of Councilmember Judy Davies-Dunhour
Seconded by Councilmember Barry D. Mastrangelo

A RESOLUTION TO TRANSFER 2009 REAL ESTATE TAX PAYMENTS TO 2010

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, County of Cape May and State of New Jersey, that upon recommendation of the Tax Collector, the overpayments for the year 2009 be transferred to 2010 (with the exception of overpayments and underpayments of \$10.00 or less which are hereby cancelled by the authority of State Statute)

Vote 5 Councilmembers AYE

RESOLUTION 2010-A-38 – Trash Collection Schedule

Upon motion of Councilmember Barry D. Mastrangelo
Seconded by Councilmember Tom Cope

TRASH COLLECTION SCHEDULE 2010

WHEREAS, Section 466-4, Collections – Frequency, of the Revised General Ordinances of the Borough of Stone Harbor 2005 provides that the Borough shall have the right to set the dates for trash collection;

NOW, THEREFORE, BE IT RESOLVED, by the Members of Council of the Borough of Stone Harbor that the following schedule will be in effect for the year 2010:

2010 Litter Abatement/Bulk Pickup Days:

Monday, March 22 2010
Monday, May 10, 2010
Monday, September 20, 2010
Monday, November 15, 2010

Solid Waste/Recycle Winter/Summer Schedule

Winter Schedule	January 1, 2010 through June 19, 2010
Summer Schedule	June 20, 2010 through September 4, 2010
Back to Winter Schedule	September 5, 2010 through December 31, 2010

Vote 5 Councilmembers AYE

RESOLUTION 2010-A-39 – Blue Cross Contract

Upon motion of Councilmember Thomas Cope
Seconded by Councilmember Barry D. Mastrangelo

AWARDING CONTRACT TO HORIZON BLUE CROSS/BLUE SHIELD FOR HEALTH CARE, AND INSURANCE FOR PRESCRIPTIONS AND APPOINTING BOROUGH BROKER OF RECORD FOR HEALTH CARE

WHEREAS, Horizon Blue Cross and Blue Shield has offered the Borough a contract of health and prescription insurance for it's employees; and

WHEREAS, Mark Senior of The NIA Group has indicated his desire to remain as the Borough's broker of record for health insurance in 2010; and

WHEREAS, health insurance contracts, as extra-ordinary unspecified services, are permitted exceptions to the public bidding requirements of the Local Public Contracts Law; and

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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 a contract with Horizon Blue Cross/Blue Shield for the Borough's health insurance and prescription insurance for employees and that the Borough appoint Mark Senior as it's broker of record for health insurance for 2010.

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 a contract with Horizon Blue Cross/Blue Shield of New Jersey to provide the Borough with health and prescription insurance for Borough employees, a copy of which contract is attached hereto.

BE IT FURTHER RESOLVED that Mark Senior of The NIA Group is hereby designated as the Borough's broker of record for health insurance for the year 2010.

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 a copy 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.

Vote **5 Councilmembers AYE**

RESOLUTION 2010-S-40 – Mayor to sign Forest Fire Service Agreement

Upon motion of
Seconded by

Councilmember Tom Cope
Councilmember Barry D. Mastrangelo

AUTHORIZING EXECUTION OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION DIVISION OF PARKS AND FORESTRY FOREST FIRE SERVICE COOPERATIVE AGREEMENT FOR F.E.P.PO. ON LOAN TO RURAL FIRE DEPARTMENTS

WHEREAS, the Borough of Stone Harbor and the Stone Harbor Fire Department in the County of Cape May and State of New Jersey has accepted a 1995 Wildland Engine from the Forest Fire Service; and

WHEREAS, there is a Cooperative Agreement attached to this Resolution to be signed in connection with the acceptance of this vehicle;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, duly assembled in public session this 2nd day of February, 2010, as follows:

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth as length.
2. That the Mayor and Borough Clerk be and are hereby authorized and directed to execute the aforementioned Cooperative Agreement on behalf of the Borough of Stone Harbor.

Vote **5 Councilmembers AYE**

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RESOLUTION 2010-S-41 – Raffle License American Legion (weekly)

Upon motion of
Seconded by

Councilmember Judy Davies-Dunhour
Councilmember Joan Kramar

WHEREAS, the American Legion Post 331 made application on January 11, 2010 for a Raffle License (weekly) under Application No. RA-2010-01; and

WHEREAS, it is the desire of the Borough Council of the Borough of Stone Harbor to issue a Certificate of Approval under Application No. RA-2010-01 to American Legion Post 331 for holding of said Raffle;

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, as follows:

1. That the Borough Council issue to the American Legion Post 331 a Certificate of Findings and Determination to be signed by the proper officer of said Borough Council under Application No. RA-2010-01 made by said American Legion Post 331; and

2. That the Deputy Municipal Clerk of the Borough of Stone Harbor be, and she is hereby authorized, empowered and directed to cause the proper Raffle License to be issued to the American Legion Post 331 in accordance with the application made therefor.

Vote

5 Councilmembers AYE

RESOLUTION 2010-S-42 (Raffle License American Legion (on drawing))

Upon motion of
Seconded by

Councilmember Randall S. Bauer
Councilmember Barry D. Mastrangelo

WHEREAS, the American Legion Post 331 made application on January 11, 2010 for a Raffle License (one drawing) under Application No. RA-2010-02; and

WHEREAS, it is the desire of the Borough Council of the Borough of Stone Harbor to issue a Certificate of Approval under Application No. RA-2010-02 to American Legion Post 331 for holding of said Raffle;

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, as follows:

1. That the Borough Council issue to the American Legion Post 331 a Certificate of Findings and Determination to be signed by the proper officer of said Borough Council under Application No. RA-2010-02 made by said American Legion Post 331; and

2. That the Deputy Municipal Clerk of the Borough of Stone Harbor be, and she is hereby authorized, empowered and directed to cause the proper Raffle License to be issued to the American Legion Post 331 in accordance with the application made therefor.

Vote

5 Councilmembers AYE

Councilmember Bauer reported that he had talked with Roman Catholic clergy to get more information about this subject and also the grass roots group that has raised money to keep Wildwood Catholic open. What he learned and the grass roots action will determine his vote.

RESOLUTION 2010-S-43 (Wildwood Catholic High School)

Councilmember Cope stated he has thought about this resolution for a while and the resolution states that Borough Council supports the efforts of those involved in formulating a plan. That gives him the focus to support this Resolution.

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**Upon motion of
Seconded by**

**Councilmember Tom Cope
Councilmember Barry D. Mastrangelo**

SUBJECT: A RESOLUTION IN SUPPORT OF THE EFFORTS OF THE STUDENTS, PARENTS, FACULTY, FRIENDS AND ALUMNI OF WILDWOOD CATHOLIC HIGH SCHOOL AS THEY PETITION THE DIOCESE OF CAMDEN TO RECONSIDER THE RECENT DECISION TO CLOSE WILDWOOD CATHOLIC HIGH SCHOOL AT THE END OF THE CURRENT SCHOOL YEAR

WHEREAS, the Wildwood Catholic High School was established in the city of North Wildwood in Cape May County in 1948; and

WHEREAS, for the past sixty-two years Wildwood Catholic High School has faithfully and diligently educated and served thousands of children in Cape May County; and

WHEREAS, the values and traditions of Wildwood Catholic High School are engrained into the fabric of the communities of Cape May County by those persons who have been taught, mentored and graduated from Wildwood Catholic High School; and

WHEREAS, the Wildwood Catholic High School is only one (1) of two (2) non-public education high schools within the County of Cape May; and

WHEREAS, broad education choices and diversified curriculums are important for a well educated and informed citizenry; and

WHEREAS, the closure of Wildwood Catholic High School would reduce those educational choices for Cape May County residents; and

WHEREAS, the closure of Wildwood Catholic High School would also have negative economic impact to the communities of Cape May County and in particular the Wildwood communities as they struggle to retain a sense of year round community and identity against a rising tide of economic adversity; and

WHEREAS, Stone Harbor Borough Council duly respects the separation of church and state, however, for the above delineated reasons;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Stone Harbor, Cape May County, New Jersey hereby supports the efforts of those involved in formulating a plan to keep open Wildwood Catholic High School beyond the 2010 school year; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Stone Harbor urges the Diocese of Camden to reconsider and stay its decision to close Wildwood Catholic High School and meet with the leaders of Wildwood Catholic High School to work toward a viable plan that would allow the school to continue to be a viable educational alternative in Cape May County. Copies of this Resolution will be sent to Most Rev. Joseph A. Galante, 15 North Seventh Street, Camden, N.J. 08100.

Vote

5 Councilmembers AYE

RESOLUTION 2010-S-44 (Stone Harbor School)

**Upon motion of
Seconded by**

**Councilmember Joan Kramar
Councilmember Randall S. Bauer**

WHEREAS, Stone Harbor Elementary School (the "School") currently provides K-8 education within the Borough of Stone Harbor (the "Borough"); and

WHEREAS, the School's Board of Education is currently considering merging with the Avalon Elementary School; and

WHEREAS, the Borough's Master Plan adopted June 22, 2009 provides "Stone Harbor school children attend elementary and middle school at the Borough school and are bussed to Middle Township for High School. The Stone Harbor Elementary School is a small community school located on Third Avenue. The results of state and local assessment throughout the year indicate that

the school operates an effective core curriculum instruction program. The Board of Education and the Borough of Stone Harbor have an Inter-local Agreement that has proven to be beneficial to both groups for the use of the building and facilities. Additionally, the School Board has an Inter-local Agreement with the Avalon Board of Education to share the services of the Chief School Administrator and Supervisor of Curriculum and Instruction. The small community school and the close relationship between the School Board and the community has fostered a local sense of civic pride in the school;” and

WHEREAS, the Borough’s Master Plan also provides “Stone Harbor takes great pride in its elementary school on Third Avenue, which serves grades K-8. The school is an important source of pride for the community; it offers an excellent educational facility, is important for attracting and retaining families, and the facility is frequently made available to the public. For these reasons, the Borough should support and defend the school’s continued existence in the community against growing statewide efforts to regionalize and consolidate small school districts;” and

WHEREAS, Borough Council has determined that:

1. The School promotes the development and/or maintenance of residential neighborhoods in the Borough;
2. The School supports the Borough’s year round population;
3. The School does not impose an unreasonable tax burden upon the Borough’s taxpayers;
4. The School provides an important educational and recreational destination for the Borough’s residents and visitors particularly during the Borough’s winter months; and
5. The School, if closed, will contribute to a declining year-round population and a loss of the Borough’s sense of community.

WHEREAS, Borough Council has determined that closing the School does not promote the general welfare of the Borough and its residents.

NOW, THEREFORE, BE IT RESOLVED by Borough Council of the Borough of Stone Harbor, New Jersey on this 2nd day of February, 2010, that Borough Council supports the continued operation of the Stone Harbor Elementary School and encourages the Stone Harbor School Board to thoroughly explore all possible options prior to any decisions on consolidations, closures or mergers of the Stone Harbor Elementary School.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Stone Harbor Board of Education.

Vote **5 Councilmembers AYE**

RESOLUTION 2010-S-45 (Redemption of monies to outside lien holder)

Upon motion of **Councilmember Barry D. Mastrangelo**
Seconded by **Councilmember Tom Cope**

RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER

WHEREAS, at the Municipal Tax Sale held on September 14, 2009, a lien for delinquent 2008 water & sewer charges was sold on Block 93.04, Lot 144.02, also known as 363 – 93rd Street, owners of record are Gerald & Lauren Gormley; and

WHEREAS, this lien, known as Tax Sale Certificate #2009-4 was sold to Royal Tax Lien Services, LLC for a 0% interest fee and a \$1,000 premium that was paid to the Borough; and

WHEREAS, Bank of America has effected redemption of Certificate #2009-4 in the amount of \$1,403.59 to the Stone Harbor Borough.

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NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$1,403.59 payable to Royal Tax Lien Services, LLC, 179 Washington Lane, Jenkintown, Pa. 19046 for redemption of Tax Sale Certificate #2009-4.

BE IT FURTHER RESOLVED that the CFO be authorized to issue a check in the amount of \$1,000 (Premium) to the aforesaid lien holder.

Vote **5 Councilmembers AYE**

MOTION – Philadelphia Whitemarsh Rugby Club Tournament

Upon motion of Councilmember Judy Davies-Dunhour
Seconded by Councilmember Joan Kramar

That this Special Event for July 24, 2010 from 7 am – 8 pm at the 80th Street field for a fee of \$500.00 be approved contingent upon receipt of the required Certificate of Insurance and provided they agree to back-fill goal posts after the tournament.

Vote 5 Councilmembers AYE

MOTION – National Multiple Sclerosis Society Bike Ride Fundraiser

Upon motion of Councilmember Judy Davies-Dunhour
Seconded by Councilmember Joan Kramar

That this Special Event for Sunday, May 23, 2010 be approved as outlined on the proposed Bike Route.

Vote 5 Councilmembers AYE

MOTION – Stone Harbor Garden Club Annual Plant & Bake Sale

Upon motion of Councilmember Judy Davies-Dunhour
Seconded by Councilmember Barry D. Mastrangelo

That this Special Event be approved for Friday, May 7 and Saturday May 8, 2010 at the Water Works Building as outlined on their proposal and contingent upon receipt of the required Certificate of Insurance. .

Vote 5 Councilmembers AYE

MOTION – Wings & Water

Upon motion of Councilmember Judy Davies-Dunhour
Seconded by Councilmember Tom Cope

That this Special Event be approved for Saturday, September 18 and Sunday September 19, 2010 at the 80th Street Marina contingent upon receipt of the required Certificate of Insurance.

Vote 5 Councilmembers AYE

MOTION – Avalon Lacrosse

Upon motion of Councilmember Judy Davies-Dunhour
Seconded by Councilmember Barry D. Mastrangelo

That this Special Event be approved for practice starting in March on Tues, Wed and Thurs and Games on Tues, Thurs and Sat at the 80th Street Field, contingent upon receipt of the required Certificate of Insurance.

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Vote 5 Councilmembers AYE

MAYOR APPOINTMENTS Mayor Walters appointed the following to the Shade Tree Committee

- Karen Lane 1 year term
- Tom Considine 2 year term
- Diane Daly 3 year term
- Bekki Rich 4 year term
- Joan Kramar Councilmember

Upon motion of Councilmember Randall S. Bauer
 Seconded by Councilmember Barry D. Mastrangelo

That the Mayoral appointments be approved.

Vote 5 Councilmembers AYE

The following bills were presented to Council for payment:

Check #	Check Date	Vendor	Amount Paid
Reconciled/Void	Ref	Number	
24855	2/03/10	3JSBOWLI 3 J'S WILDWOOD BOWL	249.75
24856	02/03/10	76ERSAL 76ers SALES DEPARTMENT	225.00
24857	02/03/10	ACECANVA ACE CANVAS & TENT CORP.	5,970.00
24858	02/03/10	ACELE ATLANTIC CITY ELECTRIC CO.	5,001.23
24859	02/03/10	ACESEWER ATLANTIC CITY ELECTRIC	93.95
24860	02/03/10	ACESTLIG ATLANTIC CITY ELECTRIC	10,145.89
24861	02/03/10	ACEWATER ATLANTIC CITY ELECTRIC	9,295.76
24862	02/03/10	ACTACMC ASSO CERT.TAX ASSESSORS C.M.C.	660.00
24863	02/03/10	ADVAN ADVANTAGE RENTAL & SALES	63.74
24864	02/03/10	ALLIN ALL INDUSTRIAL SAFETY PRODUCTS	349.75
24865	02/03/10	ALLST ALL STATE LEGAL	572.00
24866	02/03/10	BAILE BAILEY, JAMES E	429.00
24867	02/03/10	BARBERSL BARBER'S PROF. LANDSCAPING	360.00
24868	02/03/10	BERKEYGA GABRIEL F. BERKEY	450.00
24869	02/03/10	BERKEYLU LUCAS BERKEY	250.00
24870	02/03/10	BESTU BEST UNIFORM	168.52
24871	02/03/10	BILLO BILLOWS ELECTRIC SUPPLY CO.	349.80
24872	02/03/10	BORSH BOROUGH OF STONE HARBOR	172,892.85
24873	02/03/10	BROWS BROWN, SUZANNE	90.00
24874	02/03/10	BURNERRO ROBERT M. BURNER	550.00
24875	02/03/10	CAPE4 CAPE 47 LUMBER CO.	617.26
24876	02/03/10	CAPEM CAPE MEDIATION SERVICES, INC.	124.68
24877	02/03/10	CATHCART WILLIAM W. CATHCART	75.00
24878	02/03/10	CHOFF COURT HOUSE OFFICE SUPPLIES	412.65
24879	02/03/10	CMCMJ C.M.C. MUNICIPAL JUDGES	75.00
24880	02/03/10	CMCTO C.M.C. TREASURER'S OFFICE	2,442,825.74
24881	02/03/10	CMCTOANI C.M.C.TREASURER'S OFFICE	1,016.75
24882	02/03/10	COLLETT CHRIS COLLETT	150.00
24883	02/03/10	COLOELEC COLONIAL ELECTRIC SUPPLY CO.	81.50
24884	02/03/10	COMCA COMCAST	100.10
24885	02/03/10	COPEJRTO THOMAS E. COPE, JR.	315.00
24886	02/03/10	CROPPERA ALLAN W. CROPPER	450.00
24887	02/03/10	CROWN CROWN AUTO PARTS	174.70
24888	02/03/10	DAVIS DAVIS INSTRUMENTS	345.00
24889	02/03/10	DAVISBEN BENJAMIN DAVIS	250.00
24890	02/03/10	DILLY DILLYN, IRA W.	500.00
24891	02/03/10	DOCGRAHA DOC GRAHAM	35.99
24892	02/03/10	DOC SLUBR DOC'S LUBRICATING & LIFT SERV.	1,155.00
24893	02/03/10	DONOFRIO LEWIS T. DONOFRIO, JR.	150.00
24894	02/03/10	DUFFI DUFFIELD ASSOCIATES, INC.	26,095.03
24895	02/03/10	ENFORPOL ENFORSYS POLICE SYSTEMS, INC.	5,000.00
24896	02/03/10	ENFORSYS ENFORSYS FIRE SYSTEMS, INC.	745.00
24897	02/03/10	EPPRI EPPRIGHT, LARRY	120.00
24898	02/03/10	FORTDEAR FORT DEARBORN LIFE INSURANCE	229.46
24899	02/03/10	FUTUR FUTURE MINING & RECYCLING, INC	292.27
24900	02/03/10	GALLAGHE KEVIN GALLAGHER	75.00
24901	02/03/10	GENTI GENTILINI FORD, INC.	552.64
24902	02/03/10	GIULIANK KARL GIULIAN	150.00

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24903	02/03/10	GRAIN	GRAINGER, INC. W.W.	888.94
24904	02/03/10	GRANT	E.M. GRANT	165.00
24905	02/03/10	GREAT	GREAT AMERICAN TROLLEY COMPANY	2,520.00
24906	02/03/10	GRIESBAC	JOSEPH H. GRIESBACH JR.	250.00
24907	02/03/10	HAMMOCK	CHRISTOPHER S. HAMMOCK	400.00
24908	02/03/10	HAWKFIRE	KENNETH J. HAWK	250.00
24909	02/03/10	HAWKK	HAWK, KENNETH	300.00
24910	02/03/10	HOMED	HOME DEPOT CREDIT SERVICES	378.96
24911	02/03/10	HORI2	HORIZON BLUE CROSS/BLUE SHIELD	690.75
24912	02/03/10	HORIZ	HORIZON BLUE CROSS/BLUE SHIELD	109,701.89
24913	02/03/10	JERC1	JERSEY CAPE DIAGNOSTIC CENTER	800.00
24914	02/03/10	JSECO	JSE COMPUTERS	124.80
24915	02/03/10	KELLY	KELLY PRODUCTS CO.	62.69
24916	02/03/10	KINDL	KINDLE FORD MERCURY LINCOLN	169.15
24917	02/03/10	LAWSO	LAWSON PRODUCTS, INC.	548.00
24918	02/03/10	LINZM	MICHAEL LINZ	550.00
24919	02/03/10	LOEFFLAD	JACOB LOEFFLAD	650.00
24920	02/03/10	LOEFFFP	PAUL LOEFFLAD	250.00
24921	02/03/10	LORCO	LORCO PETROLEUM SERVICES	115.00
24922	02/03/10	LOWES	LOWE'S	24.51
24923	02/03/10	MARRIII	CHARLES MARRINER III	250.00
24924	02/03/10	MARRINER	CHARLES MARRINER JR.	250.00
24925	02/03/10	MCANJ	MUNICIPAL CLERK'S ASSO. OF NJ	175.00
24926	02/03/10	MCCL3	MCCLURE, ROBERT	90.00
24927	02/03/10	MCCLURER	ROBERT C. MCCLURE	250.00
24928	02/03/10	MCCLURJR	ROBERT MCCLURE JR	250.00
24929	02/03/10	MCDEVITT	SEAN B. MCDEVITT	550.00
24930	02/03/10	MCDEVNAN	NANCY MCDEVITT	475.00
24931	02/03/10	MCGONAGL	KATHERINE MC GONAGLE	168.00
24932	02/03/10	MGLFO	MGL PRINTING SOLUTIONS	81.00
24933	02/03/10	MIXNERST	STEPHEN E. MIXNER	150.00
24934	02/03/10	MODGRPOW	MODERN GROUP POWER SYSTEMS	486.00
24935	02/03/10	MONZO	MONZO CATANESE, P.C.	659.00
24936	02/03/10	MULRA	MULRANEY, DANIEL	45.00
24937	02/03/10	MUNIC	MUNICIPAL RECORD SERVICE	301.00
24938	02/03/10	NEXT1	NEXTEL COMMUNICATIONS	133.33
24939	02/03/10	NEXT5	NEXTEL COMMUNICATIONS	1,349.48
24940	02/03/10	NIELSONK	KEITH NIELSON	450.00
24941	02/03/10	NJWAT	N.J. WATER ASSOCIATION	350.00
24942	02/03/10	ONECA	ONE CALL SYSTEMS, INC.	28.60
24943	02/03/10	ORCHARDH	ORCHARD HYDRAULICS, INC.	780.00
24944	02/03/10	ORMRODST	STEVEN M. ORMROD	250.00
24945	02/03/10	PAGE2	PAGEBOY COMMUNICATIONS	270.00
24946	02/03/10	PARKER	PARKER & PARTNERS	2,500.00
24947	02/03/10	PASTORE	MICHAEL PASTORE	475.00
24948	02/03/10	PDCLL	PLANNING DESIGN	125.00
24949	02/03/10	PERFORMA	PERFORMANCE ATHLETIC CTR., LLC	560.00
24950	02/03/10	PRESS	PRESS, THE	194.63
24951	02/03/10	REEVE	REEVES, CRAIG	165.00
24952	02/03/10	REMIN	REMINGTON, VERNICK & WALBERG	0.00
02/03/10	VOID		0	
24953	02/03/10	REMIN	REMINGTON, VERNICK & WALBERG	36,022.00
24954	02/03/10	ROWELLO	JASON ROWELLO	400.00
24955	02/03/10	ROYALTAX	ROYAL TAX LIEN SERVICES, LLC	2,403.59
24956	02/03/10	RUSSGRAN	GRANT RUSS	450.00
24957	02/03/10	RUTGE	RUTGERS, THE STATE UNIVERSITY	25.00
24958	02/03/10	SAMPSONJ	JAMES SAMPSON	400.00
24959	02/03/10	SCHEELER	MICHAEL R. SCHEELER	650.00
24960	02/03/10	SCHUC	SCHUCK, STEPHEN J.	572.80
24961	02/03/10	SCHWARTZ	JONATHAN SCHWARTZ	475.00
24962	02/03/10	SENIORTR	SENIOR TRAVEL SERVICE, INC.	975.00
24963	02/03/10	SHBED	STONE HARBOR BD OF EDUCATION	532,476.75
24964	02/03/10	SHBOA	STONE HARBOR BOATERS' ASSO.	3,200.00
24965	02/03/10	SHEE2	SHEERAN, GREGORY	170.00
24966	02/03/10	SHEPPARD	SHEPPARD BUS SERVICE, INC.	214.20
24967	02/03/10	SINFULLY	SINFULLY DELISH CATERING, LLC	491.65
24968	02/03/10	SJAUT	SOUTH JERSEY AUTO SUPPLY	0.00
02/03/10	VOID		0	
24969	02/03/10	SJAUT	SOUTH JERSEY AUTO SUPPLY	1,206.02
24970	02/03/10	SJCAA	S. JERSEY COURT ADMIN. ASSOC.	80.00
24971	02/03/10	SJGAB	SOUTH JERSEY GAS CO.	2,402.48
24972	02/03/10	SJGAW	SOUTH JERSEY GAS CO.	1,576.90
24973	02/03/10	SNAPO	SNAP ON INDUSTRIAL	2,746.10
24974	02/03/10	STANFORD	ROGER W. STANFORD	650.00
24975	02/03/10	STAUFFER	DOUG STAUFFER	400.00
24976	02/03/10	TARGET	TARGET BANK	40.09
24977	02/03/10	TEPS	TEP'S POWER EQUIPMENT CO.	125.00
24978	02/03/10	THREEBRO	3 BROTHERS, INC.	541.96

Work Session, February 2, 2010

24979	02/03/10	TRCOU	TRI COUNTY BUILDING SUPPLIES	278.38
24980	02/03/10	TRES6	TREASURER, STATE OF NEW JERSEY	41,473.38
24981	02/03/10	TRIADASS	TRIAD ASSOCIATES	708.75
24982	02/03/10	UCCSJ	UNIFORM CONST.CODE OFF.OF S.J.	25.00
24983	02/03/10	VALAS	VAL ASSO. LABORATORY INC.	235.00
24984	02/03/10	VANDREW	JEFF VANDREW, JR.	150.00
24985	02/03/10	VAULFRAN	FRANK VAUL	250.00
24986	02/03/10	VITAL	VITAL SERVICES GROUP	1,100.00
24987	02/03/10	WIERMANS	SAMUEL A. WIERMAN	100.00
24988	02/03/10	WIRELESS	WIRELESS COMMUNICATIONS/ELECTR	1,350.00
24989	02/03/10	WORKMAN	WORKMAN, MICHAEL	235.00
24990	02/03/10	WORKMIKE	MICHAEL T. WORKMAN	400.00
24991	02/03/10	XTELC	XTEL COMMUNICATIONS, INC.	357.22

Upon motion of Councilmember Barry D. Mastrangelo
Seconded by Councilmember Joan Kramar

That we pay the bills provided the vouchers are properly completed and sufficient funds exist.

Vote **5 Councilmembers AYE**

RESOLUTION 2010-S-46 – Closed Session

Upon motion of Councilmember Randall S. Bauer
Seconded by Councilmember Barry D. Mastrangelo

**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 Litigation, Negotiations and/or the Attorney–Client Privilege*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on February 2, 2010, that an Executive Session closed to the public shall be held on February 2, 2010 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.

Vote **5 Councilmembers AYE**

Work Session, February 2, 2010

MOTION TO RETURN TO OPEN SESSION

Upon motion of
Seconded by

Councilmember Barry D. Mastrangelo
Councilmember Joan Kramar

That Council return to Open Session.

Vote 5 Councilmembers AYE

RESOLUTION 2010-S-47 (Change Order – Sparks Electric)

Upon motion of
Seconded by

Councilmember Tom Cope
Councilmember Randall S. Bauer

WHEREAS, the Borough of Stone Harbor is currently under contract with Sparks Electric Inc. for Public Works Solar Energy Project and Structural Upgrades, in accordance with Remington and Vernick Project No.0510T083, and;

WHEREAS, Borough Council has received Change Order No 1, which is an assessment of liquidated damages as a deduction of \$15,000 and an increase in time provided for the completion of this project of 246 days from the date of the expiration of the original contract (July 27, 2009);

NOW, THEREFORE, BE IT RESOLVED, this 2nd day of February, 2010 by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, and the State of New Jersey, duly assembled in public session that this Resolution approve Change Order No. 1.

Vote 5 Councilmembers AYE

MOTION TO ADJOURN

Upon motion of
Seconded by

Councilmember Barry D. Mastrangelo
Councilmember Randall S. Bauer

That the Work Session Meeting of Mayor and Council be adjourned at 5:20 p.m.

Vote 5 Councilmembers AYE

APPROVED _____, 2010

_____, Mayor

ATTEST: _____, Borough Clerk

