

**MINUTES OF THE REGULAR MEETING OF
MAYOR AND COUNCIL OF THE BOROUGH
OF STONE HARBOR HELD IN THE
MUNICIPAL BUILDING, JULY 19, 2011**

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 Donohue, Attorney
Kenneth J. Hawk, Administrator
James Nicola, CFO

PRESENT

Councilmembers
Barry D. Mastrangelo, Council President
Judith Davies-Dunhour
Thomas Cope
Joanne Vaul
Albert Carusi
Joan Kramar

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 5, 2011.

SALUTE TO THE FLAG

MOTION CONCERNING THE MINUTES

Upon motion of Councilmember Barry D. Mastrangelo
Seconded by Councilmember Joanne Vaul

Since all members of Council have been provided with a copy of the minutes of the Regular Meeting of June 21, 2011 and the Work Session Meeting of July 5, 2011 if there are no additions or corrections, I move we dispense with the reading of the minutes and that they be approved.

Vote **6 Councilmembers AYE**

REPORTS OF COMMITTEES AND OFFICERS

PUBLIC SAFETY – Councilmember Cope reported that the Public Safety Committee met on July 14 and topics discussed are as follows: a decrease in parking violations revenue for the Court; parking tickets issued this year are 156 compared to 664 this time last year, as a result of the decrease in revenue, part-time Court personnel are not working extra hours to process violations; the Court is investigating the purchase of a new sound system. Councilmember Cope reported that an evacuation workshop has been scheduled and members of the Office of Emergency Management will be attending; the Committee is recommending amending the Beach Vehicle Permit ordinance and the introduction is scheduled for tonight. Councilmember Cope asked Fire Chief Stanford to report on a recent rescue on the beach. Chief Stanford gave his statistical report for the month of June which includes 147 inspections, 13 life hazard inspections, 15 smoke detector inspections, and 41 re-inspections, the Fire Co. had 14 fire calls, 1 meeting, 2 special details, 4 mutual aids, and 28 EMS calls. Chief Stanford explained how a 67 year old experienced cardiac arrest on the 108th Street beach and a bystander administered CPR, EMS was dispatched and CPR was being performed and the AED was being attached, and the patient coded several times and was shocked several times, and ultimately, the patient survived and is doing well. Chief Stanford explained that had it not been for the AED, this individual would definitely have passed. Chief Stanford stated that as a result of everyone working so incredible well together (Lifeguards, EMS, Police, Fire) this patient survived. Chief Stanford stated that he is recommending that all AEDs in Police and Fire Departments should be the same model as well as starting an AED public access program with the installation of AEDs in all of the Borough's buildings. Councilmember Cope provided the statistical report for the Police Department for the month of July which is as follows: 85 moving violations; 113 parking violations; 7 accidents handled; 4 suspicious vehicles; and 312 motor vehicle stops; 41 Ordinance violations; 34 adult arrests; 7 driving while intoxicated; 19 juvenile arrests; 29 medical emergencies; 12 fire calls; 7 alarms; 43 open doors/windows; 13 noise complaints; and 32 animal control complaints.

NATURAL RESOURCES - Councilmember Carusi reported that the Natural Resources Committee met on July 15, 2011 and the highlights are as follows: Bird Sanctuary is now in a “maintenance” mode; some of the plants in the memorial gardens are dying and will be replaced; there were 13 docent lead tours; the Engineer is in the process of securing all the necessary permits for the outfall pipe removal project; beach replenishment is complete and the cross-overs are complete and the sand fence will be installed shortly and the dune grass will be planted in the Fall; there were 17 dog, 2 cat, and 8 skunk reports for Animal Control; and at a recent meeting with the DEP, the DEP praised Stone Harbor for its beach access plan.

BEACH & RECREATION – Councilmember Davies-Dunhour reported that the Beach, Rec and Tourism Committee met on June 23. Councilmember Davies-Dunhour reported that the revenue for the beach tags is up \$26,632 over last year and in 2011 there were 92 less seasonal tags sold, however, the weekly tags are up by \$284 and the daily tags are up by \$386. Councilmember Davies-Dunhour asked Lifeguard Captain, Sandy Bosacco, to give his monthly report. Captain Bosacco reported that during the month of June there were 6 rescues, 5 EMS calls, 13 lost children, 2 hobie cat assists, and 2 police assist calls. Captain Bosacco stated that the Annual Mascot Races will be on August 6. Captain Bosacco reported that the beach has been very crowded this summer and the guards have been performing very well. David Smith, for Rec Director Van Cathcart, reported that sports clinics are leagues are very well attended, arts and crafts have over 50 kids every day, yoga on the beach, boot camp, cardio corps, tennis, and other sports camps like lacrosse and soccer are also very well attended. Mr. Smith reported that every Wednesday in the Park there is either a movie or music and these events are well attended too. Joann DeVescio, Tourism Director, reported on the baby parade, coverage on press releases, preparing for photo shoot at the end of the month, Channel 2, hosted a group of tour guides, production of a flyer with a list of things to do in Stone Harbor which was distributed to all realtors, hotels and campgrounds, ads in the Shore Guide, Family Night on Mondays, Flag Lowering Night on Tuesdays at the Marina, Trial on the Isle, Jaws Fitness Festival, Barbeque and Blues Festival on August 3 and tickets are \$20 for adults and \$15 for children and \$25 for adults on the day of and \$20 for children on the day of, Arts and Crafts Show, and the Shiver in 2012. Mrs. DeVescio also reported that Cathy Orr from Channel 3 will be here on Thursday, July 21 to film her 125th Orr at the Shore segment.

UTILITIES - Councilmember Kramar reported that a sewer sinkhole was repaired at 9011 Second Avenue, water meters were read, the kitchen faucet at Public Works was replaced; and a new motor was installed on Pump #1 at the Water Plant. Councilmember Kramar reported that there were 50 mark-outs during the month of June, wells and lift stations are maintained, sanitary sewers are checked and cleaned, water and sewer services installations are done as ordered, and water quality samples are taken daily. Councilmember Kramar reported water pumped in June was 31.379 million gallons compared to 34.243 million gallons in June, 2010. Councilmember Kramar reported that the Committee is working on scheduling a meeting with Comcast, Atlantic Electric and Verizon to address issues with the utility poles.

PUBLIC WORKS – Councilmember Mastrangelo reported that the 119th Street handicap cross-over has been renovated and boardwalks were installed at 83rd, 88th, 95th, 101st, 111th and 119th Streets. Councilmember Mastrangelo reported that a total of 428.75 man hours were utilized for Special Events including the Sister Blister, Fourth of July, Trial on the Isle, Antique Show and the Farmer’s Market and Flag Lowering Ceremonies. Councilmember Mastrangelo reported that the roof at the Fire House is almost complete, and the new kiosks have been installed at the Beach Lot and the Water Tower Lot and are working properly. Councilmember Mastrangelo reported that a Risk Management company was here and conducted a site survey of the grounds crew while they were cutting the traffic islands on 2nd Avenue and were very impressed with entire operation and may use some of the photos taken during the survey as part of a safety video they are developing. Councilmember Mastrangelo reported that the litter patrol picked up 84 bags on trash during the month of June; the solid waste tipping fees for June 2011 were \$17,680.12 down \$1,979.24 or 10% over June, 2010; and the summer trash schedule began June 19th and runs through September 10th. Councilmember Mastrangelo reported that the next scheduled bulk days are Monday, September 19th and Monday, November 14th.

ADMINISTRATIVE & FINANCE – Councilmember Vault reported that the top candidates for the administrator position have been identified and are scheduled to meet with the entire Council on July 30. Councilmember Vault reported that the A & F Committee met with the auditors and they have issued a clean audit. Councilmember Vault reported that things look favorable regarding the budget and under-spending has been offsetting any revenue shortfalls.

Councilmember Kramar reported that the Shade Tree Committee is working on a Tree Management Plan.

ENGINEER’S REPORT - Mark DeBlasio, Borough Engineer, provided the Engineer’s report as follows:

Beach Outfall Elimination Project – Phase 2 & Phase 3

Preliminary Assessment

- Applications to U.S. Army Corps of Engineers, NJDEP CAFRA and Waterfront Development & NJEIT have been submitted and are under review.
- Public Comment period ended June 23, 2011. No comments were received from the public regarding the application. NJDEP has accepted the Individual Permit Application as being complete for final review. The deadline for decision on the application is August 21, 2011.
- Public Hearing per NJEIT requirements was held July 15, 2011.
- NJDEP Bureau of Water Systems has issued the construction permit with a permit expiration date of July 15, 2016.

114th Street Generator Installation

- Design is underway and a preliminary layout has been sent to the Borough for review.
- Construction is scheduled for Fall 2011.

Replacement of the Firehouse Roof

- The contractor is awaiting the fabrication and delivery of the louvers. The remaining work includes repair of the brick chimney and installation of the louvers. Both tasks will be due concurrently as the same equipment is needed to access both work areas.
- Project completion date is August 5, 2011.

FY 2010 NJEIT Sanitary Sewer and Water Main Improvements

- All work is completed on Corinthian Place, 98th Street, Sunset Drive and Pennsylvania Avenue.
- The contractor will return to complete the project in September.

Public Works Building Painting and Metal Repair – Phase III

- Bids were opened on July 7, 2011 and are currently under review by the Solicitor.

83rd Street Recreation Support Center

- Our office is providing civil/site engineering design services for the project. We have completed our portion of the plans and specifications and have transmitted those documents to the project architect.

TREASURER’S REPORT

Current Receipts.....	\$732,021.34
Current Disbursements.....	\$951,899.81
Utility Receipts.....	\$167,429.44
Utility Disbursements.....	\$536,352.22

BOROUGH CLERK’S REPORT

<u>ISSUED</u>	<u>TYPE</u>	<u>AMOUNT</u>
1	Boat Slips	\$1,450.00
0	Boat Trailers	0.00

38	Business Registrations	\$3,800.00
6	Parking Permits	\$1,350.00
6	Sailcraft Permits	\$1,350.00
25	Certified Copies	\$250.00
6	Marriage License	\$168.00
1	Use of Field	\$500.00
2	OPRA Requests	\$1.75
1	Special Events Permit	\$60.00
5	Liquor Licenses	\$10,188.00
1	Farmer's Market	\$80.00
0	Beach Concession	0.00
0	Newspaper Vending Permit	0.00
0	Fire House Rental	0.00
	SUB-TOTAL	\$19,197.75
4	Dogs	\$16.80
0	Cats	0.00
	TOTAL	\$19,214.55

CONSTRUCTION OFFICE

PERMIT	NO. OF PERMITS ISSUED	FEES COLLECTED
Building Permits	10	\$1,088.00
Electrical Permits	9	788.00
Plumbing Permits	7	711.00
Fire Permits	1	45.00
DCA Permits	21	121.00
Zoning Permits	11	1,100.00
CTT's	10	500.00
Violations	1	500.00
Certificate of Occupancy	21	735.00
Contractor's Licenses	0	0.00
Public Records	0	0.00
Dumpster/Semi Trailer	1	250.00
Utility Street Openings	5	460.00
TOTAL FEES COLLECTED		\$6,298.00

Upon motion of
Seconded by

Councilmember Joanne Vaul
Councilmember Barry D. Mastrangelo

That the reports of committees and officers be received and filed.

Vote **6 Councilmembers AYE**

COMMUNICATIONS

None

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

Marti Conlin – 301 84th Street – requested that more visible signs be put up on 96th Street regarding the prohibition of riding bikes and/or roller blades.

Charles Koch – 236 85th Street – asked if the tax bills were in hibernation and was advised by Mr. Nicola that the bills cannot be sent out until the State sets the State aid.

OLD BUSINESS

ORDINANCE 1383 (Time Change for Liquor Sales on Sundays to Be Set at 11:00 a.m.)

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

That Ordinance 1383 be taken up on second reading.

Vote **3 Councilmembers AYE**
 3 Councilmembers NAY (Councilmembers
 Cope, Carusi and Kramar)
 1 Mayor AYE

The Clerk read the title only of Ordinance 1383 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 Judith Davies-Dunhour
Seconded by Councilmember Barry D. Mastrangelo

That Ordinance 1383 be passed on second reading and advance to third and final reading.

Vote **3 Councilmembers AYE**
 3 Councilmembers NAY (Councilmembers
 Cope, Carusi and Kramar)
 1 Mayor AYE

Upon Motion of Councilmember Judith Davies-Dunhour
Seconded by Councilmember Barry D. Mastrangelo

That Ordinance 1383 be passed on third and final reading, adopted and published according to law.

Vote **3 Councilmembers AYE**
 3 Councilmembers NAY (Councilmembers
 Cope, Carusi and Kramar)
 1 Mayor AYE

ORDINANCE 1384 (Flags in the Business District)

Upon motion of Councilmember Judith Davies-Dunhour
Seconded by Councilmember Joanne Vaul

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That Ordinance 1384 be taken up on second reading.

Vote **6 Councilmembers AYE**

The Clerk read the title only of Ordinance 1384 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 Judith Davies-Dunhour
Seconded by Councilmember Joanne Vul

That Ordinance 1384 be passed on second reading and advance to third and final reading.

Vote **6 Councilmembers AYE**

Upon Motion of Councilmember Judith Davies-Dunhour
Seconded by Councilmember Joanne Vul

That Ordinance 1384 be passed on third and final reading, adopted and published according to law.

Vote **6 Councilmembers AYE**

NEW BUSINESS:

ORDINANCE 1385 (Beach Vehicle Permits)

Upon motion of Councilmember Thomas Cope
Seconded by Councilmember Judith Davies-Dunhour

That Ordinance 1385 be taken up on first reading.

Vote **6 Councilmembers AYE**

The Clerk read the title only of Ordinance 1385 on first reading.

Upon motion of Councilmember Thomas Cope
Seconded by Councilmember Judith Davies-Dunhour

That Ordinance 1385 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 16th day of August, 2011.

Vote **6 Councilmembers AYE**

RESOLUTION 2011-S-127 – Amend Beach Vehicle Fee

Upon motion of Councilmember Thomas Cope
Seconded by Councilmember Joan Kramar

RESOLUTION SETTING BEACH VEHICLE PERMIT FEES

Regular Meeting, July 19, 2011

WHEREAS, the Borough Council of the Borough of Stone Harbor has ordained that certain fees may be established from time-to-time by Resolution of the Borough Council; and

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 19th day of July, 2011, that the fee for a Beach Vehicle Permit is \$50.00.

Vote

6 Councilmembers AYE

RESOLUTION 2011-S-128 – Accept the 2010 Audit

Upon motion of
Seconded by

Councilmember Joanne Vaul
Councilmember Barry D. Mastrangelo

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, The Annual Report of Audit for the year 2010 has been filed by a Registered Municipal Accountant with the Borough Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, The Local Finance board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgation of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

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NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Stone Harbor hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Vote **6 Councilmembers AYE**

RESOLUTION 2011-S-129 – Parking Meter Kiosk Fee

Upon motion of Councilmember Barry D. Mastrangelo
Seconded by Councilmember Joanne Vaul

WHEREAS, the Borough Council of the Borough of Stone Harbor in the County of Cape May and the State of New Jersey has ordained that certain fees may be established from time-to-time by Resolution of the Borough Council; and

WHEREAS, the Administration and Finance Committee of Borough Council recommended that certain fees for the beach parking lot be established for 2011; and

NOW, THEREFORE, BE IT RESOLVED by Borough Council of the Borough of Stone Harbor, in the County of Cape May, duly assembled in public session this 19th day of July, 2011, that the following fee be set for the year 2011:

- Parking Kiosk

Kiosk located at Beach (Recreation Vehicle Spaces only) will be .50 cents per 15 minutes
10 am – 5 pm (no grace period)

Vote **6 Councilmembers AYE**

RESOLUTION 2011-S-130 – Refund Escrow Fees – Various Applicants

Upon motion of Councilmember Albert Carusi
Seconded by Councilmember Joan Kramar

WHEREAS, the following submitted escrow fees in connection with Zoning/Planning applications; and

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

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

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

1. Pastimes of Stone Harbor LLC (Planning Board)
352 – 96th Street
Stone Harbor, N.J. 08247
Block 95.04 Lots 227-233,144.02,146.02,148.02,148.03 a/k/a 352 – 96th Street
\$500 deposited, \$300 used, refund \$200
2. Mr. Andrew Dorley (Planning Board)
2491 Dragon Circle
Norristown, Pa. 19403
Block 97.03 Lots 108.03, 110.02, 115, 116 a/k/a 9712 Third Avenue
\$500 deposited, \$250 used, refund \$250

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3. Mr. & Mrs. Matthew Gardner (Zoning Board)
2 Beverly Road
Madison, N.J. 08940
Block 110.03 Lots 84.02, 86 a/k/a 217 – 100th Street
\$500 deposited, \$262.50 used, refund \$237.50
4. 9809 Third Avenue, LLC (Planning Board)
P.O. Box 511
Stone Harbor, N.J. 08247
Block 96.04 Lots 123 a/k/a 9809 Third Avenue
\$500 deposited, \$462.50 used , refund \$37.50
5. Harbaugh Developers (Zoning Board)
318 Glassboro Road
Woodbury Heights, N.J. 08097
Block 100.03, Lots 71.02,72.02,73.02,74.02 a/k/a 206 – 101st Street
Application withdrawn refund \$500
6. MMRR, LLC c/o Elizabeth Robertson (Zoning Board)
1200 Gulph Creek Drive
Radnor, Pa. 19087
Block 83.03, Lots 104.02,106 a/k/a 269 – 83rd Street
\$500 deposited - \$225 used, refund \$275
7. Silver Lake Associates, LLC (Planning Board)
P.O. Box 830
Ardmore, Pa. 19003
Block 96.04, Lots 133.01 a/k/a 9709 Third Avenue
\$2,000 deposited, \$1,262.50 used, refund \$737.50
8. MMRR, LLC (Zoning Board)
c/o Ronald & Elizabeth Robertson
1200 Gulph Creek Drive
Radnor, Pa. 19087
Block 83.03 Lots 100.02, 102.01 a/k/a 261 – 83rd Street
\$500 deposited, \$125 used, refund \$375
9. PennStone LLC (Zoning Board)
118 Huntington Avenue
Boston , MA 02116
Block 88.21 Lots 67.02, 68.02, 69.02, 70.02 a/k/a 8801 Penna Avenue
\$500 deposited, \$150 used, refund \$350
10. Eugene Mitchell (Zoning Board)
8707 Sunset Drive
Block 86.05, Lot 86.05 a/k/a 8707 Sunset Drive
\$1,000 deposited, \$677.50 used, refund \$322.50
11. SeaLuke, LLC & James Goodchild (Planning Board)
Block 99.02 Lots 27,28,29,30,35,37 a/k/a 9915 First & 110 – 100th St.
\$2,000 deposited, \$882.50 used, refund \$1,117.50
12. Conley, Michael & Norma, Stone etal (Zoning Board)
5 Loxley Court
Phila, Pa. 19106
Block 99.05 Lots 163.01, 163.02 a/k/a 9929/9931 Corinthian Dr.
\$5,058.03 deposited, \$4,501.03 used, refund \$557.00

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

6 Councilmembers AYE

RESOLUTION 2011-S-131 -- Approve EUS -- Yoga

Upon motion of
Seconded by

Councilmember Joan Kramar
Councilmember Barry D. Mastrangelo

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**RESOLUTION AUTHORIZING AWARD OF CONTRACTS
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES FOR A YOGA INSTRUCTOR**

WHEREAS, the Borough of Stone Harbor's Recreation Department is desirous of having a yoga instructor for the 2011 summer season; 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 an Extraordinary Unspecifiable Service; and

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 19th day of July, 2011, as follows;

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That the Mayor and Borough Clerk are hereby authorized and directed to execute the attached contracts for the operation of Yoga during the summer of 2011.

Vote

6 Councilmembers AYE

RESOLUTION 2011-S-132 -- Oppose Enforcement Responsibility of State Housing Code

Upon motion of
Seconded by

Councilmember Thomas Cope
Councilmember Barry D. Mastrangelo

**RESOLUTION OPPOSING S-2795 AND A-3835, CONCERNING ENFORCEMENT
RESPONSIBILITY OF STATE HOUSING CODE UNDER THE "HOTEL AND MULTIPLE
DWELLING LAW"**

WHEREAS, on June 29th S-2795 passed the State Senate by a vote of 23-13-4, and now rests with its Assembly companion, A-3835, with the Assembly Housing and Local Government Committee; and

WHEREAS, S-2795 and A-3835 would prohibit municipalities from adopting ordinances requiring periodic inspections of multiple dwellings other than those conducted by the State under the "Hotel and Multiple Dwelling Law"; and

WHEREAS, S-2795 and A-3835 would prohibit municipalities from charging separate fees for the registration of multiple dwellings; and

WHEREAS, according to a fiscal estimate prepared by the non-partisan Office of Legislative Services S-2795 and A-3835 will decrease municipal revenues and potentially decrease municipal expenditures; and

WHEREAS, S-2795 and A-3835 would eliminate local control over the inspection of multiple dwellings which is not in the public's best interests; and

WHEREAS, landlord registration of any rental unit, regardless of whether a portion is owner-occupied could continue but a municipality would be prohibited from charging a registration fee thereby raising cost without any revenue off-set; and

WHEREAS, municipalities could continue to issue "Continuing Certificates of Occupancy" upon an inspection following termination of occupancy in a rental unit, but would be preempted by the bill from having or adopting ordinances under which periodic inspections of multiple dwellings would be made; and

WHEREAS, such landlord registrations and "Continuing Certificates of Occupancy" are conducted for the public safety and welfare of the citizens of our municipality;

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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor that enactment of S-2795 and A-3835 will decrease municipal revenues and place yet another financial burden on already strained New Jersey Municipalities, and will take away local control over the inspection of multiple dwellings, which is not in the best interest of our residents.

BE IT FURTHER RESOLVED, the Governing Body of the Borough of Stone Harbor strongly opposes S-2795 and A-3835;

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Governor of the State of New Jersey, State Senator Jeff Van Drew, Assemblyman Nelson Albano, Assemblyman Matt Milam, Assemblyman Kevin Ryan, Assemblywoman Mila Jasey, Assemblyman Joseph Cryan, Assemblyman Jerry Green and the members of the Assembly Housing and Local Government Committee, Assembly Speaker Sheila Oliver, Senator Steven Oroho, Senator Jeff Van Drew and the New Jersey State League of Municipalities.

Vote **6 Councilmembers AYE**

MOTION – Authorize a Notice to Bidders for the Construction of the Recreation Support Building to be advertised on July 23, 2011, receive bids on August 24, 2011, award a contract on September 6, 2011 with construction to be completed by May 30, 2012.

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

Vote **6 Councilmembers AYE**

MOTION – Stone Harbor Chamber Request to Serve Alcohol at the Barbeque and Blues Festival on August 3, 2011.

Upon motion of Councilmember Judith Davies-Dunhour
Seconded by Councilmember Thomas Cope

Vote **6 Councilmembers AYE**

MOTION – Request for a Banner Over 96th Street in connection with the previously approved Special Event Permit for the Travis Manion 911 Heroes 5K Run on September 1, 2011.

Upon motion of Councilmember Judith Davies-Dunhour
Seconded by Councilmember Joanne Vault

Vote **6 Councilmembers AYE**

MOTION – Special Event – St. Mary’s Church and Our Savior Lutheran Church Outdoor Worship on Sunday, August 28, 2011 and contingent upon receipt of the required Certificate of Insurance.

Upon motion of Councilmember Judith Davies-Dunhour
Seconded by Councilmember Albert Carusi

Vote **6 Councilmembers AYE**

MOTION – Special Event – Annual Beat the Clock Against Breast Cancer 5K Run and 2 Mile Walk filed by the Delta Kappa Gamma on Saturday, September 24, 2011 and contingent upon receipt of the required Certificate of Insurance.

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

Vote **6 Councilmembers AYE**

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DISCUSSION

Councilmember Carusi stated that he spoke with Mr. Griffies regarding his request at the previous meeting to provide all veterans with free beach tags. Councilmember Carusi stated that Avalon is going to provide free beach tags to Active members of the Armed Forces pursuant to recently adopted legislation by Governor Christie. Councilmember Carusi reported that the Mayor of Sea Isle City raised funds from local businesses to donate to the American Legion so that the Legion could purchase beach tags for veterans. Councilmember Carusi stated that the Legion supports the new legislation; however does not feel it needs to give free beach tags to all veterans. After some discussion, it was agreed that this issue is being referred to the Beach, Rec and Tourism Committee.

The following bills were presented to Council for their approval:

Check #	Check Date	Vendor	Amount Paid
29003	07/20/11	ACECANVA ACE CANVAS & TENT CORP.	5,970.00
29004	07/20/11	ACECARNE ATLANTIC CITY ELECTRIC	2,228.79
29005	07/20/11	ACELE ATLANTIC CITY ELECTRIC CO.	2,955.11
29006	07/20/11	ACESEWER ATLANTIC CITY ELECTRIC	247.18
29007	07/20/11	ACESTLIG ATLANTIC CITY ELECTRIC	500.17
29008	07/20/11	ACEWATER ATLANTIC CITY ELECTRIC	4,829.61
29009	07/20/11	ACUTH ACU-THERM SUPPLY CO., INC.	161.80
29010	07/20/11	AMER2 AMERICAN RED CROSS	345.00
29011	07/20/11	ARBIL ARBILL	617.51
29012	07/20/11	ARMSTRON THOMAS ARMSTRONG	225.00
29013	07/20/11	ATTMOBIL AT & T MOBILITY	62.73
29014	07/20/11	ATWO2 ATWOOD, JONATHAN S.	150.00
29015	07/20/11	ATWOO ATWOOD, JOHN	164.90
29016	07/20/11	AVAYA AVAYA, INC.	716.05
29017	07/20/11	BARCO BARCO PRODUCTS CO.	199.35
29018	07/20/11	BESTU BEST UNIFORM	153.78
29019	07/20/11	BILLO BILLOWS ELECTRIC SUPPLY CO.	69.41
29020	07/20/11	BOANJ BOANJ	75.00
29021	07/20/11	BORSH BOROUGH OF STONE HARBOR	317,582.93
29022	07/20/11	BROWS BROWN, SUZANNE	79.25
29023	07/20/11	BSNSP BSN SPORTS/SPORT SUPPLY GROUP	603.41
29024	07/20/11	CAPE4 CAPE 47 LUMBER CO.	320.10
29025	07/20/11	CAPRI CAPRIONI PORTABLE TOILETS	1,729.00
29026	07/20/11	CATHC CATHCART, VAN	89.96
29027	07/20/11	CLEGG CLEGG'S GARAGE	42.32
29028	07/20/11	CMCMU C.M.C. MUNICIPAL UTILITY AUTHO	18,547.90
29029	07/20/11	COLOELEC COLONIAL ELECTRIC SUPPLY CO.	51.06
29030	07/20/11	COMCAST COMCAST	120.04
29031	07/20/11	CUEVASRY RYAN CUEVAS	1,669.60
29032	07/20/11	DASHGLOV DASH MEDICAL GLOVES, INC.	139.80
29033	07/20/11	DAVISEQU DAVIS EQUIPMENT SALES, INC.	506.34
29034	07/20/11	DELTR DELTRONICS CORPORATION	4,857.00
29035	07/20/11	DONOH GRUCCIO, PEPPER, DESANTO & RUTH	2,139.00
29036	07/20/11	FASTENAL FASTENAL INDUSTRIAL/CONSTRUCTI	1,253.52
29037	07/20/11	FORDS FORD, SCOTT & ASSOCIATES, LLC	5,000.00
29038	07/20/11	FUNFLICK FUNFLICKS OUTDOOR MOVIES	3,527.10
29039	07/20/11	GALLS GALL'S, INC.	1,739.53
29040	07/20/11	GARDS GARDEN STATE HWY. PRODUCTS	2,718.00
29041	07/20/11	GARYS GARY'S AUTOMOTIVE SERVICE	304.50
29042	07/20/11	GASKI GASKILL, JAMES	110.00
29043	07/20/11	GEOTECHI GEOTECH, INC.	4,400.00
29044	07/20/11	GILBA GILBARCO, INC.	175.00
29045	07/20/11	GOPHE GOPHER	75.34
29046	07/20/11	GOVDEALS GOV DEALS, INC.	631.56
29047	07/20/11	GREAT GREAT AMERICAN TROLLEY COMPANY	2,445.00
29048	07/20/11	GRIMMEG MEGAN GRIMM	100.00
29049	07/20/11	GRUCC GRUCCIO, PEPPER, P.A.	1,725.50
29050	07/20/11	HANSON HANSON AGGREGATES, INC.	5,214.05
29051	07/20/11	HARRI HARRIS COMPUTER SYSTEMS	86.46
29052	07/20/11	HERAL HERALD NEWSPAPERS	30.80
29053	07/20/11	HESSCORP HESS CORPORATION	13,035.19
29054	07/20/11	HIGHLAND HIGHLAND PRODUCTS GROUP	2,200.18
29055	07/20/11	HOMED HOME DEPOT CREDIT SERVICES	42.44
29056	07/20/11	HOYS5 HOY'S FIVE & TEN	2,858.04
29057	07/20/11	ISLANDAE ISLAND AEROBICS	327.20
29058	07/20/11	JACKSONM JACKSON, MAUREEN A.	55.00
29059	07/20/11	JERC1 JERSEY CAPE DIAGNOSTIC CENTER	2,721.18
29060	07/20/11	JUSTS JUST SPORTS, INC.	67.04

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29061	07/20/11	KEENC	KEEN COMPRESSED GAS	74.41
29062	07/20/11	LAWME	LAWMEN SUPPLY CO. OF NJ, INC.	35.00
29063	07/20/11	LEONA	LEONARD, INC., A.M.	151.13
29064	07/20/11	MCCAB	MC CABE JR., JAMES	90.00
29065	07/20/11	MCCL3	MCCLURE, ROBERT	90.00
29066	07/20/11	MODGRPOW	MODERN GROUP POWER SYSTEMS	4,924.50
29067	07/20/11	MONZO	MONZO CATANESE, P.C.	287.50
29068	07/20/11	NEWDECKC	CHRISTINA NEWDECK	1,313.60
29069	07/20/11	NEXTCOMM	NEXTEL COMMUNICATIONS	734.92
29070	07/20/11	NICOL	NICOLA, JAMES	254.00
29071	07/20/11	NICPC	JAMES NICOLA	500.00
29072	07/20/11	OCECO	OCEAN/COASTAL CONSULTANTS, INC	11,485.00
29073	07/20/11	OCEGA	OCEAN GALLERIES	58.58
29074	07/20/11	ONECA	ONE CALL CONCEPTS, INC.	57.12
29075	07/20/11	ORZESEAB	ED ORZECH	350.00
29076	07/20/11	PARAM	PARAMOUNT CHEMICAL & PAPER CO.	1,922.28
29077	07/20/11	PARAMAIR	PARAMOUNT AIR SERVICE	1,569.00
29078	07/20/11	PEDRO	PEDRONI FUEL COMPANY	8,507.91
29079	07/20/11	PERFORMA	PERFORMANCE ATHLETIC CTR., LLC	5,373.60
29080	07/20/11	POLET	POLE TAVERN EQUIPMENT SALES	271.00
29081	07/20/11	PRESS	PRESS, THE	35.69
29082	07/20/11	PUERTORI	PUERTO RICAN ACTION COMMITTEE	60.00
29083	07/20/11	REMIN	REMINGTON, VERNICK & WALBERG	0.00
29084	07/20/11	REMIN	REMINGTON, VERNICK & WALBERG	50,431.90
29085	07/20/11	RIGGI	RIGGINS, INC.	10,082.25
29086	07/20/11	SCHUYMOB	SCHUYLKILL MOBILLE FONE	90.00
29087	07/20/11	SCOTT	SCOTT, DEBORAH	153.00
29088	07/20/11	SEASHASP	SEASHORE ASPHALT CORP.	323.06
29089	07/20/11	SEASHSIG	SEASHORE SIGNS	375.00
29090	07/20/11	SHMUSEUM	STONE HARBOR MUSEUM	2,000.00
29091	07/20/11	SIGPR	SIGNATURE PROMOTIONS	396.00
29092	07/20/11	SJAUT	SOUTH JERSEY AUTO SUPPLY	721.81
29093	07/20/11	SJGAB	SOUTH JERSEY GAS CO.	188.71
29094	07/20/11	SJGAW	SOUTH JERSEY GAS CO.	84.38
29095	07/20/11	SSAR	S&S WORLDWIDE, INC.	1,438.60
29096	07/20/11	STAPL	STAPLES CREDIT PLAN	709.70
29097	07/20/11	STAPLEBU	STAPLES BUSINESS ADVANTAGE	60.49
29098	07/20/11	STEWARTD	WET SUIT WORLD, LLC	1,624.00
29099	07/20/11	STRUE	SEASHORE ACE HARDWARE	1,487.15
29100	07/20/11	SUPPL	SUPPLE, JR., HARRY J.	1,300.25
29101	07/20/11	TENNANTS	TENNANT SALES & SERVICE CO.	24,385.00
29102	07/20/11	TENNISSO	TENNIS SOLUTIONS	224.19
29103	07/20/11	TOSHI	TOSHIBA BUSINESS SOLUTIONS	429.18
29104	07/20/11	TREA2	TREASURER, STATE OF NEW JERSEY	3,192.00
29105	07/20/11	TREA3	TREASURER, STATE OF NEW JERSEY	350.00
29106	07/20/11	TRES2	TREASURER, STATE OF NJ	178.00
29107	07/20/11	TRES6	TREASURER, STATE OF NEW JERSEY	500.00
29108	07/20/11	VANAR	VAN ARTSDALEN, JASON	80.00
29109	07/20/11	VANDU	VAN DUYNE BROTHERS, INC.	8,950.00
29110	07/20/11	VCABS	VERIZON	529.65
29111	07/20/11	VERKIOSK	VERIZON WIRELESS	90.72
29112	07/20/11	VERWI	VERIZON WIRELESS	120.03
29113	07/20/11	VITAL	VITAL COMMUNICATIONS, INC.	530.00
29114	07/20/11	VOLLSUSA	VOLL, SUSIE	23.43
29115	07/20/11	WBMASONI	W.B. MASON	616.94
29116	07/20/11	WESTE	WESTERN PEST CONTROL	118.00
29117	07/20/11	WESTP	WEST GROUP PAYMENT CENTER	803.00
29118	07/20/11	YORKM	YORK MODERN CORPORATION	309.18

Checks:	115	1	0.00	570,032.59
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Upon motion of Councilmember Barry D. Mastrangelo
 Seconded by Councilmember Judith Davies-Dunhour

That we pay the bills provided the vouchers are in proper order and sufficient funds exist.

Vote **6 Councilmembers AYE**

PUBLIC COMMENT

Josie Rich – 10410 Sunset Drive – stated that it is difficult to hear and requested that everyone use the microphones. Mrs. Rich stated that she agrees with Mr. Donohue that he is not her attorney and that her attorney is Mr. DeSanto, a partner in the firm Michael works for. Mrs. Rich

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stated that she attempted to find out information on Closed Sessions, and found NJSA 10:4-12(b)(5) which says it allows closed sessions for any matter involving “the purchase, lease, or acquisition of real property with public funds, setting of bank rates, or investing of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.” Mrs. Rich inquired why the discussion of the library lease be considered closed since it does not “adversely affect the public” and what parts of the library lease would adversely affect public interest.

MOTION TO ADJOURN

Upon motion of
Seconded by

Councilmember Barry D. Mastrangelo
Councilmember Joanne Vul

That the Regular Meeting of Mayor and Council be adjourned at 6:00 p.m.

Vote

6 Councilmembers AYE

APPROVED _____, 2011

_____, Mayor

ATTEST: _____, Borough Clerk