

**MINUTES OF THE REGULAR MEETING OF
MAYOR AND COUNCIL OF THE BOROUGH OF
STONE HARBOR HELD IN THE MUNICIPAL
BUILDING, APRIL 17, 2012**

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
Jill Gougher, Administrator
James Nicola, CFO

PRESENT

Councilmembers
Joan Kramar, President
Judith Davies-Dunhour
Joselyn O. Rich
Karen M. Lane
Barry D. Mastrangelo
Albert Carusi

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, 2012.

SALUTE TO THE FLAG

MOTION CONCERNING THE MINUTES

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

Since all members of Council have been provided with a copy of the minutes of the Regular Meeting of March 20, 2012 and the Work Session Meeting of April 3, 2012 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 Carusi reported that the Public Safety Committee met on April 12, 2012 and discussed the following issues: Office of Emergency Management training and meeting at the County, the possibility of adding OEM information on our Facebook; the recommendation for a conduit for an emergency generator at the Rec Support Building, St. Paul's and the Legion in the event of an emergency. Councilmember Carusi stated that this is a relatively safe town but suggested that everyone lock their cars and windows. Councilmember Carusi said more letters of appreciation were received by the Police Department and commended the Department. Chief Stanford reported the following highlights for March, 2012: 7 fire calls; 4 drills; 1 meeting; 393 man-hours; and 10 EMS calls. Chief Stanford provided the following statistical report for the Fire Prevention Bureau: 326 inspections; 13 change in occupancy inspections, 26 re-inspections; and 2 fire drills at the Elementary School. Chief Stanford reported that the Volunteer Fire-Rescue Squad will be using a Kawasaaki EMS ATV for medical calls, etc. on the beach. Chief Stanford reported ATV was donated by the Rescue Squad who purchased the ATV with privately donated funds. Chief Stanford reported that a press release on the ATV will be in the next Herald and Gazette. Chief Stanford stated that Public Works constructed additional space for the Fire Company for turnout gear and did an incredible job. Chief Stanford read a proclamation on the record thanking Public Works. Chief Reynolds provided the police statistical report for March, 2012 as follows: 12,117 miles patrolled; 24 moving violations; 1 motorist assisted; 6 suspicious vehicles; 192 motor vehicle stops; 1 Ordinance violations; 5 adult arrests; 11 alarms; 2 fire calls; 8 EMS; 55 open doors/windows; 5 heater lights; 3 animal complaints; and 873 incidents logged. Chief Reynolds reported that the Department also participated in several training courses. Chief Reynolds reported that the Department conducted a donation drive for the County Animal Shelter with the Elementary School children during the month of March, 2012. Chief Reynolds reported that the Police Department and the Animal Shelter were at the Elementary School to discuss various aspects of responsible pet ownership and techniques to use when encountering unknown animals on March 30, 2012. Chief Reynolds thanked Councilmember Davies-Dunhour for her assistance and the assistance from the Animal Shelter.

NATURAL RESOURCES - Councilmember Rich stated that the Natural Resources is continuing to discuss dredging and that in 2005 the Borough established a Natural Resources Advisory Committee. Councilmember Rich stated that she would like to revive this Committee (8 members) to work on the dredging issues. Councilmember Rich reported that the DEP will be holding a hearing in Avalon on April 18 at 12:00 noon on the new rules regarding access to the beach and bay and anyone wishing to attend the hearing should do so. Councilmember Rich reported that the Borough received a letter from the Coastal Research Center at Stockton regarding our Disaster Reimbursement Eligibility Report and map. Councilmember Rich reported that Public Works will be doing the spring cleanup around the Bird Sanctuary. Councilmember Rich reported on an article that was in the Press regarding the rising sea levels and New Jersey ranks as one of the top 5 States threatened by the rising sea levels.

BEACH & RECREATION – Councilmember Davies-Dunhour reported that the Beach, Rec and Tourism Committee met on April 13 and the Recreation Advisory Committee met on April 2. Councilmember Davies-Dunhour reported that beach tags will be on sale at the Beach Tag Office weekends from 11:00 a.m. to 2:00 p.m. and will be available at the Coastal Living Festival. Councilmember Davies-Dunhour reported that beaches will be guarded beginning Memorial Day Weekend and will continue through Labor Day and to contact the Beach Shack as the beaches are guarded based on the availability of the guards and can change daily. Councilmember Davies-Dunhour reported that the Beach Patrol has several openings and anyone interested can download an application from the Borough's website and tryouts are scheduled for June 2nd at 10:00 a.m. and consists of ½ mile swim, 800 yard run, surf dash and 7 minutes mile. Councilmember Davies-Dunhour reported that this is the 100th Anniversary of our Beach Patrol and the guards will be commemorating this throughout the summer including a reunion. Councilmember Davies-Dunhour reported that construction on the Rec Support Building is progressing and the contractor has not requested an extension of time for completion. Councilmember Davies-Dunhour reported that Thursday after-school programs continue; and the annual Blue and White Day is scheduled for Friday, June 1 at the school. Councilmember Davies-Dunhour reported that the majority of the Rec staff will be returning and consists of 28 employees including the Director; and the Department will be staffed Friday through Sunday only from Memorial Day weekend until July 1; and thereafter, it will be staffed every day. Councilmember Davies-Dunhour reported that the new Tourism Director is very busy and focusing on the Coastal Living Festival which is scheduled for Saturday and Sunday, May 5 and 6; the unlocking of the beach on Thursday, May 24; and the Turtle Trot on Sunday, May 27.

UTILITIES - Councilmember Lane reported on the Shade Tree Commission and stated that the Commission has filed the required report with Forestry Management Plan; a Training Seminar on Tree Trimming will be held on April 26 for Public Works employees, Shade Tree members and anyone interested; and Vicki Bartke will be at the next month's meeting to provide a Committee report. Councilmember Lane reported that Utility Committee will be meeting on Friday, April 20 and joining the meeting will be Jim Collins of Avalon's Green Team and Scott Wahl. Councilmember Lane reported that people continue to use their sprinklers and are not abiding by the newly suggested sprinkler schedule. Councilmember Lane reported that water usage has increased from 3.272 million gallons in March of 2011 to 3.862 million gallons in March of 2012 – so people are using their sprinklers. Councilmember Lane reported that a water leak at 9801 Third Avenue and 9807 Third Avenues were repaired. Councilmember Lane reported that there were 30 mark outs for March, 2012. Councilmember Lane reported that we are working with Remington Vernick to apply to the State to increase our water usage permit (which has not been increased in over 25 years).

PUBLIC WORKS – Councilmember Kramar reported that Public Works perform an extensive amount of work for the Borough including routine maintenance on all fire, police, and Borough vehicles; all landscaping in the Borough; maintaining all the buildings and grounds, beach and marina maintenance; including repair and paint lifeguard stands, installing hobble cat slips, installing docks at the marina, cleaning up Beach Tag Office, mulching all public grounds including Borough Hall, the Firehouse, 96th Street Comfort Station and the 96th Street tennis courts, installed new ADA compliant sidewalks and curbing at 118th Street and Paradise. Councilmember Kramar reported that the Ocean Drive Run required 3 man hours and the Easter Egg Hunt required 2.5 man hours. Councilmember Kramar reported that at the April 11th Public Works Committee meeting there was ongoing discussions regarding possibly installing a parking kiosk around the 80th Street area, memorial benches, and

submission of the recycling grant under the Clean Communities Act. Councilmember Kramar reported that Bulk Trash Day is Monday, May 7th. Councilmember Kramar thanked the American Legion and Bill Keenan for purchasing 6 flags for the Borough.

ADMINISTRATIVE & FINANCE – Councilmember Mastrangelo reported that the annual audit is complete and an exit conference will be scheduled shortly to discuss the Auditor’s findings. Councilmember Mastrangelo reported that the New Jersey Sustainable Energy Electric Procurement held a reverse auction on April 4 for the upcoming contract year for the purchase of basic electricity service and street lighting and the Borough will realize a noticeable savings in both basic electricity service and street lighting costs – 20.6% reduction in general electric costs and 29.4% reduction in street lighting costs. Councilmember Mastrangelo reported that the Cape May County Municipal Utility Authority will issue the Borough a \$190,396 credit which will be applied to our 2012 bill. Councilmember Mastrangelo reported that the Committee is reviewing prior parking studies with the intent to provide a comprehensive parking plan for Council’s review.

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

Beach Outfall Elimination Project – Phase 2

- Contractor has completed the sanitary sewer, water main and storm pipe on 97th Street on the beach block.
- Contractor has completed the installation of the storm drains and trench repair in 97th Street (Third Avenue to First Avenue).
- Contractor is installing catch basins and water quality chambers at 97th Street and First Avenue intersection.
- Upon completion of 97th Street and First Avenue intersection, Contractor will remove the 97th Street outfall.
- 97th Street and Third Avenue are base paved and open to traffic.
- The project will shutdown no later than May 25, 2012 and restart no earlier than September 9, 2012.

114th Street Generator Installation

- The generator and fence installation are completed.
- We are awaiting start up.

Firehouse Foundation Repairs

- The contractor is 95% complete.
- The bay floors are to be epoxy coated the week of April 23, 2012.

FY 2010 NJEIT Sanitary Sewer and Water Main Improvements

- All work is complete except punchlist items.

Furnish and Supply a Sewer Vacuum Truck

- Bids were opened on January 13, 2012 and the apparent low bidder is Eagle Equipment, Inc. in the amount of \$278,808.00.
- Contracts have been executed and have been transmitted to the vendor.

Furnish and Supply a Refuse Truck

- Bids were opened on March 15, 2012 and the apparent low bidder is Hoover Truck Centers, 1504 Mainline Drive, Cinnaminson, NJ 08077 in the amount of \$174,318.00.
- Contracts have been executed and have been transmitted to the vendor.

NJDEP Water Allocation Permit

- RVW has been in communication with Bureau of Water Allocation and they are agreeable to meet. However, they have requested for us to send them our projected water demand analysis for their review so the extent of need for additional water supply is known prior to meeting.
- We are completing our demand analysis and should have data for review by April 25th.

Regular Meeting, April 17, 2012

TREASURER'S REPORT

Current Receipts.....	\$ 474,826.95
Current Disbursements.....	\$1,592,987.53
Utility Receipts.....	\$ 790,299.19
Utility Disbursements.....	\$ 680,052.95

BOROUGH CLERK'S REPORT

<u>ISSUED</u>	<u>TYPE</u>	<u>AMOUNT</u>
2	Boat Slips	\$2,900.00
1	Boat Trailers	\$125.00
64	Business Registration	\$6,400.00
9	Sailcraft Permits	\$2,025.00
2	Certified Copies	\$20.00
1	Marriage License	\$28.00
2	Amusement Licenses	\$1,260.00
1	Easement	\$1.00
5	Farmer's Market	\$100.00
2	Special Event Permits	\$120.00
	SUB-TOTAL	\$12,979.00
2	Dogs	\$8.40
0	Cats	\$0.00
	TOTAL	\$12,987.40

<u>CONSTRUCTION OFFICE</u>	<u>NO. OF PERMITS ISSUED</u>	<u>FEES COLLECTED</u>
<u>PERMIT</u>		
Building Permits	38	\$31,210.00
Electrical Permits	19	3,763.00
Plumbing Permits	14	5,787.00
Fire Permits	10	1,265.00
DCA Permits	44	3,002.00
Zoning Permits	30	8,951.00
CTT's	13	650.00
Violations	1	500.00
Certificate of Occupancy	39	4,268.00
Contractor's License	1	100.00
Public Records	0	0.00
Dumpster/Semi Trailer	4	1,000.00
Utility Street Openings	19	1,900.00
TOTAL FEES COLLECTED		\$62,396.00

Jill Gougher reported that she is continuing to receive e-mails and letters (approximately 100) regarding the Library which she responds to and forwards to Council. Mrs. Gougher reported that she is working on creating a more "user friendly" budget document which will include more information on line items, etc. Mrs. Gougher reported that the selection process for the Borough Planner is complete and the Planning Board will be making an appointment at their Meeting on April 23, 2012. Mrs. Gougher reported that she is receiving an average of 18 e-mails per day, 4-5 phone calls per day, pursuing grants with the applicable department heads and consultants, and she is working on the consolidation of the Municipal Court with Avalon.

Upon motion of
Seconded by

Councilmember Barry Mastrangelo
Councilmember Karen Lane

Regular Meeting, April 17, 2012

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

None one from the public spoke.

OLD BUSINESS:

ORDINANCE 1401 (Change RGO Numbers for Flags)

Upon motion of Councilmember Barry Mastrangelo
Seconded by Councilmember Albert Carusi

That Ordinance 1401 be taken up on second reading

Vote **6 Councilmembers AYE**

The Clerk read the title only of Ordinance 1401 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 spoke.

The Public Hearing was closed.

Upon motion of Councilmember Barry Mastrangelo
Seconded by Councilmember Joselyn Rich

That Ordinance 1401 be passed on second reading and advanced to third and final reading.

Vote **6 Councilmembers AYE**

Upon motion of Councilmember Barry Mastrangelo
Seconded by Councilmember Albert Carusi

That Ordinance 1401 be passed on third and final reading, adopted and published according to law.

Vote **6 Councilmembers AYE**

NEW BUSINESS:

ORDINANCE 1402 (Planning Board Recommendation – Retractable Awnings)

Upon motion of Councilmember Joselyn Rich
Seconded by Councilmember Barry Mastrangelo

That Ordinance 1402 be taken up on first reading.

Vote **6 Councilmembers AYE**

The Clerk read the title only of Ordinance 1402 on first reading.

Regular Meeting, April 17, 2012

Upon motion of
Seconded by

Councilmember Joselyn Rich
Councilmember Barry Mastrangelo

That Ordinance 1402 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 15th day of May, 2012.

Vote **6 Councilmembers AYE**

ORDINANCE 1403 (Planning Board Recommendation – Regulating the Residential “C” Zone)

Upon motion of
Seconded by

Councilmember Joselyn Rich
Councilmember Barry Mastrangelo

That Ordinance 1403 be taken up on first reading.

Vote **6 Councilmembers AYE**

The Clerk read the title only of Ordinance 1403 on first reading.

Upon motion of
Seconded by

Councilmember Joselyn Rich
Councilmember Barry Mastrangelo

That Ordinance 1403 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 15th day of May, 2012.

Vote **6 Councilmembers AYE**

RESOLUTION 2012-S-67 – Lifeguard and Beach Taggers Wages

Upon motion of
Seconded by

Councilmember Judith Davies-Dunhour
Councilmember Barry Mastrangelo

**ESTABLISHING WAGE RATES FOR BEACH PATROL
AND BEACH TAG PERSONNEL**

WHEREAS, the Borough of Stone Harbor maintains a Beach Patrol for the protection of the health, safety and welfare of beach-goers during the summer season and also maintains a contingent of beach tag personnel in order to enforce the Borough’s beach tag ordinance and provide convenient points of sale of beach tags to visitors; and

WHEREAS, the Beach and Recreation Committee of Borough Council have determined that it is in the best interests of the Borough to provide a more competitive wage scheduled, complete with certain incentives, in order to continue to attract qualified and committed persons to serve as lifeguards on the Borough’s beaches:

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, duly assembled in public session this 17th day of April, 2012 as follows:

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That members of the Beach Patrol be compensated for work during the 2012 season in accordance with the following schedule:

Regular Meeting, April 17, 2012

Item	Lifeguard Rate	Lieutenant Rate
1 st year of service	\$89/day	year 1-4 \$121/day
2nd year of service	\$91/day	year 5 & over \$127/day
3rd year of service	\$93/day	
4th year of service	\$95/day	
5th year of service	\$97/day	
6th year of service	\$99/day	
7th year of service	\$101/day	
8th year of service	\$103/day	
9 th year of service	\$105/day	
10 th year of service	\$107/day	
11 th year of service	\$109/day	
12 th year of service	\$111/day	
13 th year of service	\$113/day	
14 th year of service	\$115/day	
15 th year of service	\$117/day	

BONUSES:

\$8 per day if the lifeguard starts working full-time before July 1st **and** works through Labor Day **and** has worked a total of at least 50 full days. Bonus pay will be paid in final pay.

If a lifeguard qualifies for the above incentive bonus then they may also qualify for the following extra bonus:

For August 15th through Labor Day, a lifeguard will receive an additional bonus of \$5 per day worked in this time period to be paid in their final pay.

3. That beach tag personnel be paid in accordance with the following schedule:

Beach Tag Checkers and Office Staff

Range: \$9.50/hour - \$15.00/hour (returnees automatically receive additional .25/hour)

BONUSES: A beach tagger that sells 800 tags by Sunday, August 26, 2012 becomes eligible to share in \$5000 allocated for bonuses.

4. That the provisions of this Resolution shall become effective immediately upon passage and shall be subject to the continuing review of the Beach and Recreation Committee and may be modified, in the sole discretion of the Borough Council, as deemed appropriate from time to time.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-68 – Skateboard Park

Upon motion of
Seconded by

Councilmember Barry Mastrangelo
Councilmember Judith Davies-Dunhour

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

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

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

Regular Meeting, April 17, 2012

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

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey, duly assembled in public session this 17th Day of April, 2012, as follows:

1. That the preamble of this Resolution is hereby adopted and incorporated by reference;
2. That the Department of Recreation is authorized to place an attendant from among its staff to monitor the skate park and collect fees from June 11, 2012, to September 3, 2012, inclusive of those days and the hours will be 10 am - 8 pm;
3. That the fees for use of the skate park shall be \$2.00 for a day pass, \$5.00 for a weekly pass and \$20.00 for a season pass.
4. The Director of Recreation shall, in consultation with the Chief Financial Officer, develop the appropriate procedure for the processing and accounting of such fee payments as may be received.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-69 – Protected Beaches

Upon motion of
Seconded by

Councilmember Joan Kramar
Councilmember Albert Carusi

DESIGNATED PROTECTED BATHING BEACHES – 2012

WHEREAS, the Borough of Stone Harbor periodically receives reports from its Borough Beach Patrol Captain and Borough lifeguards relating to the proper location of bathing beaches in the Borough of Stone Harbor; and

WHEREAS, the information submitted to Mayor and Council for the year 2009 is that some changes to the distribution of bathing beaches should be made.

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 pursuant to Section 156-5 (B) of the Revised General Ordinances 2005 of the Borough of Stone Harbor, protected bathing beaches shall be located at 81st Street, 83rd Street, 86th Street, 87th Street, 90th Street, 93rd Street, 94th Street, 95th Street, 96th Street, 100th Street, 102nd Street, 103rd Street, 105th Street, 108th Street, 110th Street, 112th Street, 113th Street, 116th Street, 117th Street, 120th Street and 122nd Street. Additionally, the lifeguard captain, or his designated assistant, shall have the right during operations on a daily basis to move each bathing beach up to one-half block in either direction in order to take advantage of the best local conditions at the beach site. The lifeguard captain or his designated assistant, may also close a beach due to adverse weather conditions or lack of personnel, or for any other appropriate reason.

BE IT FURTHER RESOLVED that the use of surfboards (with leashes attached) shall be permitted at the beaches at 81st Street and 110th Street only, and all surfers shall be required to comply with the directions of the lifeguards based upon local conditions at the time. Kayaks will be permitted at 122nd Street through 126th Street only, and life jackets must be worn at all times while in the water.

BE IT FURTHER RESOLVED that rafts and body boards (not surfboards) shall be permitted at all protected beaches, except 81st, 86th, 105th, 110th, 112th and 122nd Streets.

BE IT FURTHER RESOLVED that selected protected beaches shall begin to open on the Saturday of Memorial Day week-end and shall be open through the Monday of Labor Day week-end. Post-season protected beaches will be open only if qualified personnel are available.

Regular Meeting, April 17, 2012

BE IT FURTHER RESOLVED that beach tags shall be required for all beaches commencing on the Saturday of Memorial Day week-end thru the Monday of Labor Day week-end.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-70 – Fees – Recreation Programs

Upon motion of
Seconded by

Councilmember Judith Davies-Dunhour
Councilmember Joan Kramar

SETTING RECREATION PROGRAM FEES FOR 2012

WHEREAS, Section 400.3 of the Revised General Ordinances 2005 of the Borough of Stone Harbor provides that fees and charges for the use of the tennis courts shall be established from time to time by Resolution; and

WHEREAS, on the advice of the Chief Financial Officer the Council has adopted a policy to promulgate other recreation fees by Resolution; and

WHEREAS, Borough Council has reviewed the rates for the tennis courts and other recreation programs and wishes to make certain adjustments.

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 new fees are as follows:

2012 TENNIS FEES

Seasonal Adult Membership May-Sept	\$110
Seasonal Junior Membership May-Sept	\$ 65
Monthly Adult Membership	\$ 60
Monthly Junior Membership	\$ 40
96 th Street Soft-Court Rental, per person	
per hour	\$ 7
83 rd Street Court Rental, per person	
per hour	\$ 7

ADULT PROGRAMS

Beginner Adult	\$10/class
Advanced Adult	\$10/class

JUNIOR PROGRAMS

Tiny Tots Jr.	\$ 5/class
Junior	\$10/class
Advanced Junior	\$10/class
Intermediate	\$10/class

PRIVATE LESSONS

Private Lessons with Pro	\$40 /hour
	\$20/1/2 hour
Private Lessons with Ass't	\$20/hour
	\$10/1/2 hour

OTHER PROGRAMS

The fee for the following recreation programs shall be \$35:

Teeball,
Jr. and Sr. Baseball
Jr. and Sr. Soccer
PeeWee, Jr. and Intermediate Basketball

The fee for Arts & Crafts shall be \$10 per session

The fee for Fishing Clinic shall be \$20 for the summer season, or payment of \$5 per class in not a seasonal member.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-71 – Dogs on the Beach

Upon motion of
Seconded by

Councilmember Joan Kramar
Councilmember Albert Carusi

A RESOLUTION ALLOWING THE WALKING OF DOGS (ON LEASHES) ON THE BEACH BETWEEN 80TH AND 122ND STREETS FROM 7:00 PM UNTIL SUNSET

WHEREAS, in accordance with R.G.O. 147-H(3), the Borough Council is empowered to allow, by Resolution, the walking of dogs on the beach as designated by said ordinance;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, duly assembled in public session this 17th day of April, 2012, as follows:

1. The walking of dogs under leash on the beach shall be permitted upon the public portion of the beach between 80th and 122nd Streets effective June 1, 2012, through September 30, 2012.
2. The time for the walking of dogs shall be 7 pm until the time of Sunset as published in the Press of Atlantic City, each day of the term of this Resolution.
3. This allowance is in the sole discretion of the Borough Council and may be repealed by subsequent Resolution of Borough Council. Additionally, the Chief of Police, upon the request of the Captain of the Lifeguards or on his own initiative, shall have the power to disallow such dog walking if he determines such disallowance is in the interest of public safety.
4. Any person allowing a dog to be upon the beach without being leashed, in the area designated above, continues to be subject to the provisions of R.G.O. 147.

Vote

5 Councilmembers AYE
1 Councilmember NAY (Karen Lane)

RESOLUTION 2012-S-72 – Interlocal Services Agreement – Channel 2

Upon motion of
Seconded by

Councilmember Karen Lane
Councilmember Joan Kramar

A Resolution Authorizing an Interlocal Services Agreement Between the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City to Explore Options for the Provision of a Public Services Channel for the Benefit of Residents of the Respective Municipalities

WHEREAS, the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City each have adopted or intend to adopt municipal consent ordinances authorizing the continuation of the provision of cable television service to each municipality by Comcast, Inc.; and

WHEREAS, Comcast has offered to provide each municipality with the resources necessary to establish a local access channel to be used for governmental and educational purposes; and

WHEREAS, each municipality will be responsible for establishing programming and operating and maintaining the local access channel; and

WHEREAS, the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City have determined that it would be in their mutual best interests and economically efficient to investigate jointly the available options for the operation and maintenance of the local access channel; and

WHEREAS, the Chief Financial Officer of each municipality, as evidenced by the certification attached to this Resolution when adopted by each municipality, has certified that sufficient funds are available to enter into this Agreement; and

Regular Meeting, April 17, 2012

WHEREAS, entering into this Interlocal Services Agreement by and between the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City for the aforementioned purpose is deemed to be in the best interests of the health, safety and welfare of the citizens of each municipality.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, Borough Council of the Borough of Avalon, and the Board of Commissioners of the City of Sea Isle City, each in the County of Cape May, State of New Jersey, duly assembled in their respective public sessions, that the preamble of this Resolution is hereby incorporated by reference; and

BE IT FURTHER RESOLVED that the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City hereby agree, under the authority of N.J.S.A. 40:8A-1 et seq., as delineated herein above, to enter into an Interlocal Services Agreement for the purposes aforesaid; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Stone Harbor authorizes the Mayor and the Clerk of the Borough of Stone Harbor to execute this Resolution as the Interlocal Services Agreement between the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City, pursuant to N.J.S.A. 40:8A-1 et seq.; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Avalon authorizes the Mayor and the Clerk of the Borough of Avalon to execute this Resolution as the Interlocal Services Agreement between the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City, pursuant to N.J.S.A. 40:8A-1 et seq.; and

BE IT FURTHER RESOLVED that the Board of Commissioners of the City of Sea Isle City authorizes the Mayor and the Clerk of the City of Sea Isle City to execute this Resolution as the Interlocal Services Agreement between the Borough of Stone Harbor, the Borough of Avalon and the City of Sea Isle City, pursuant to N.J.S.A. 40:8A-1 et seq.; and

BE IT FURTHER RESOLVED that it is acknowledged that this Resolution is being adopted in this form by each referenced municipality and the representatives of each shall fully execute each copy and one fully executed copy shall be retained by each municipality.

Vote **6 Councilmembers AYE**

RESOLUTION 2012-S-73 – Licensed Site Remediation Professional

Upon motion of Councilmember Joselyn Rich
Seconded by Councilmember Barry Mastrangelo

APPOINTING LICENSED SITE REMEDIATION PROFESSIONAL

WHEREAS, the Borough Council of the Borough of Stone Harbor has been notified that the NJDEP will no longer conduct any traditional case oversight activities or issue any No Further Action letters; and

WHEREAS, NJDEP has mandated a deadline of May 7, 2012 for Municipalities to hire a Licensed Site Remediation Professional to oversee the investigation and cleanup of any outstanding remedial sites.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor that it does hereby appoint Paul Kenny of Remington, Vernick & Walberg Engineers as the Borough's Licensed Site Remediation Professional (LSRP).

Vote **6 Councilmembers AYE**

Regular Meeting, April 17, 2012

RESOLUTION 2012-S-74 – Lease for Museum

Upon motion of
Seconded by

Councilmember Albert Carusi
Councilmember Joan Kramar

LEASING PROPERTY FOR MUSEUM

WHEREAS, the Stone Harbor Board of Education is the owner of a building at 235 – 93rd Street in the Borough of Stone Harbor, not presently needed for their use; and

WHEREAS, the Borough of Stone Harbor is in need of a building to be used as a Museum to display and store papers, photographs and artifacts depicting the history of the Borough; and

WHEREAS, the Stone Harbor Board of Education has offered to lease this property to the Borough for \$1.00 per year rent, in accordance with the lease agreement, a copy of which is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that the Mayor and Borough Clerk be and they are hereby authorized, empowered and directed to execute the lease agreement attached with the Stone Harbor of Education for the use of their building at 235 – 93rd Street as a Museum.

BE IT FURTHER RESOLVED that the original lease, after the execution by both parties, should be delivered to the Stone Harbor Board of Education.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-75 – Summer Officers

Upon motion of
Seconded by

Councilmember Albert Carusi
Councilmember Barry Mastrangelo

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey that the following be appointed as SLEO Officers, with the Stone Harbor Police Department effective from April 18, 2012 through September 30, 2012.

CLASS I

Christopher Fernandez
Andrew Peahota
Daniel Rowe, Jr.
Joseph Horton

CLASS II

Danny Aparicio
Sean Bryant
Ryan Perney
Douglas Rommes
Max Schmierer
Dustin Tancredi
Zachary Trumpp

RETURNING CLASS II

Wesley Cronin
Joseph Marano
Richard Boyle
Justin Glass

Vote

6 Councilmembers AYE

Regular Meeting, April 17, 2012

RESOLUTION 2012-S-76 – EUS – Shape Beach Challenge

Upon motion of
Seconded by

Councilmember Barry Mastrangelo
Councilmember Judith Davies-Dunhour

**RESOLUTION AUTHORIZING AWARD OF CONTRACTS
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES
FOR SHAPE BEACH CHALLENGE DURING THE SUMMER SEASON 2012**

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:

Shape Beach Challenge
WGH Venture 1 LLC/Shape Wellness Studios
June 18, 2012 – September 3, 2012 Mon-Wed-Fri 6:30 AM

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 17th day of April, 2012, 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.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-77 – EUS Evolution Lacrosse Camp

Upon motion of
Seconded by

Councilmember Joan Kramar
Councilmember Albert Carusi

**RESOLUTION AUTHORIZING AWARD OF CONTRACT
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES
FOR A LACROSSE CAMP DURING THE 2012 SUMMER SEASON**

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:

Lacrosse Evolution
Lacrosse Camp July 9 through July 13, 2012
August 13 through August 17, 2012

Regular Meeting, April 17, 2012

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 17th day of April, 2012, 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.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-78 – EUS Black Bear Lacrosse Camp

Upon motion of
Seconded by

Councilmember Judith Davies-Dunhour
Councilmember Barry Mastrangelo

**RESOLUTION AUTHORIZING AWARD OF CONTRACTS
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES
FOR A LACROSSE CAMP DURING THE 2012 SUMMER SEASON**

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:

Lacrosse camp conducted by Black Bear Lax, LLC, July 23-27, 2012

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 17th day of April, 2012, 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.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-79 – EUS Ship Shape Health & Fitness

Upon motion of
Seconded by

Councilmember Barry Mastrangelo
Councilmember Judith Davies-Dunhour

**RESOLUTION AUTHORIZING AWARD OF CONTRACTS
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES
FOR SHIP SHAPE HEALTH & FITNESS DURING THE SUMMER SEASON 2012**

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

Regular Meeting, April 17, 2012

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

1. Ship Shape Health & Fitness
May 26 through September 3, 2012

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 17th day of April, 2012, 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.

Vote

6 Councilmembers AYE

RESOLUTION 2012-S-80 – EUS Stone Harbor Boot Camp

Upon motion of
Seconded by

Councilmember Judith Davies-Dunhour
Councilmember Joan Kramar

**RESOLUTION AUTHORIZING AWARD OF CONTRACTS
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES
FOR STONE HARBOR BOOT CAMP 2012 DURING THE SUMMER OF 2012**

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:

Stone Harbor Boot Camp 2012
Nick Elisano May 25, 2012 – September 7, 2012

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 17th day of April, 2012, 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.

Vote

6 Councilmembers AYE

MOTIONS

Upon motion of
Seconded by

Councilmember Albert Carusi
Councilmember Barry Mastrangelo

To approve a handicapped parking space at 229 83rd Street.

Vote

6 Councilmembers AYE

Regular Meeting, April 17, 2012

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

To approve the Special Event Application for the Coastal Living Festival on May 5th and May 6th and to allow outdoor vending as this is a Borough sponsored event.

Vote 6 Councilmembers AYE

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

To approve the application for a new fireman, Allan Cropper.

Vote 6 Councilmembers AYE

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

To approve the Special Event Application for the Stone Harbor Men's Softball Sundays contingent upon receipt of the required Certificate of Insurance.

Vote 6 Councilmembers AYE

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

To appoint Matt DeRose to the Zoning Board of Adjustment.

Vote 6 Councilmembers AYE

DISCUSSION:

Councilmember Kramar stated that the 911 artifact will be shipped shortly and that she has scheduled a meeting with the Location Committee for April 19, 2012. Councilmember Kramar reported that following people will be on the Location Committee: Councilmember Kramar, Mayor Walters, Councilmember Rich, Jill Gougher, Chief Reynolds, Sam Wierman (Fire Company), Cy Myers (American Legion), Grant Russ (Public Works), Jane Rakestraw (working in Manhattan when 911 occurred), and Charles Boylan (worked at Marsh McClean who lost 300 employees during 911). Councilmember Kramar reported that the Committee will be charged with location and design so that the artifact is memorialized with reverence and respect. Councilmember Davies-Dunhour suggested that the Committee consider holding the dedication ceremony during the Travis Manion Foundation 5K Run scheduled for September 9, 2012.

Councilmember Kramar stated that she had a request from the ROA for Council to consider holding one meeting (maybe quarterly) on a Friday evening or Saturday morning or possibly 1 meeting during the summer so that their members could attend. Councilmember Lane provided some statistical information resulting from the ROA's survey about changing the meeting day and reported that only 19% responded and of that, only 69% stated that they would only attend if there was an item on interest on the Agenda. Mayor and Council discussed the issue and agreed that it should be tabled.

Councilmember Kramar stated she met with Public Works and Mr. and Mrs. Piotrowski regarding their request for a memorial bench at the 80th Street Marina in their son's honor. Councilmember Kramar reported that she and Public Works met with a wooden bench designer, investigated other vendors and Mrs. Piotrowski has suggested a specific bench which weighs 1,500 lbs, enforced with steel rebar and constructed with concrete. Councilmember Kramar explained that the Piotrowski would donate the bench and pay for its shipping and we would have Public Works install it. Mayor and Council discussed this issue. Mayor Walters stated that this issue should be referred to the A & F Committee so that they can develop a policy (so there is continuity in the future). Councilmember

Regular Meeting, April 17, 2012

Kramar requested that this issue be put on the fast track because the Piotrowski requested the bench some time ago. It was agreed that this issue would be referred to A & F to develop a comprehensive policy which will hopefully be added to the Agenda in May.

Councilmember Kramar suggested that when a member of Council is not available to attend his/her committee meetings that another member of Council could attend (on a rotating basis).

Councilmember Kramar explained that each member of Council would then have an opportunity to learn what other committees are doing. Mayor Walters stated that by virtue of her office, she is an ex-officio member of each committee and as such, she would sit in on any committee meeting when a member is absent. Mayor and Council discussed this issue and it was agreed to put this issue on the back burner.

Councilmember Rich reminded the public about the Library Location Committee meeting tomorrow night at 6:30 p.m.

Mayor Walters announced that there are boat slips available at the 80th Street Marina.

The following bills were presented to Council for their approval:

Check #	Check Date	Vendor	Amount Paid
31066	04/11/12	BORSH BOROUGH OF STONE HARBOR	178,026.21
31067	04/18/12	ACELE ATLANTIC CITY ELECTRIC CO.	2,459.66
31068	04/18/12	ACESEWER ATLANTIC CITY ELECTRIC	230.14
31069	04/18/12	ACESTLIG ATLANTIC CITY ELECTRIC	7,435.12
31070	04/18/12	ACEWATER ATLANTIC CITY ELECTRIC	2,340.03
31071	04/18/12	ACJITNEY ATLANTIC CITY JITNEY ASSOC.	920.00
31072	04/18/12	ACTIO ACTION SUPPLY	225.00
31073	04/18/12	AVAHODGE AVALON HODGE PODGE, INC.	39.31
31074	04/18/12	AVAYA AVAYA, INC.	787.66
31075	04/18/12	BAYCO BAY COMM, INC.	630.00
31076	04/18/12	BESTU BEST UNIFORM	429.84
31077	04/18/12	BILLO BILLOWS ELECTRIC SUPPLY CO.	113.10
31078	04/18/12	CAPE4 CAPE 47 LUMBER CO.	182.70
31079	04/18/12	CASAP CASA PAYROLL SERVICES	189.95
31080	04/18/12	CHOFF COURT HOUSE OFFICE SUPPLIES	154.60
31081	04/18/12	CHRIS CHRISTMAN, H.B.	259.30
31082	04/18/12	CMCLM C.M.C.LEAGUE OF MUNICIPALITIES	400.00
31083	04/18/12	CMCMU C.M.C. MUNICIPAL UTILITY AUTHO	4,775.96
31084	04/18/12	COLOELEC COLONIAL ELECTRIC SUPPLY CO.	1,383.20
31085	04/18/12	COMCAST COMCAST	127.13
31086	04/18/12	DEERELAN JOHN DEERE LANDSCAPES	648.16
31087	04/18/12	EASTERNW EASTERN WAREHOUSE DISTRIBUTORS	0.00
31088	04/18/12	EASTERNW EASTERN WAREHOUSE DISTRIBUTORS	736.05
31089	04/18/12	ECOAS EAST COAST FLAG & BANNER CO.	399.89
31090	04/18/12	FIRE FIRE & SAFETY SERVICES, LTD	833.66
31091	04/18/12	FORDS FORD, SCOTT & ASSOCIATES, LLC	12,500.00
31092	04/18/12	FUTUR FUTURE MINING & RECYCLING, INC	21.60
31093	04/18/12	GANNL GANN LAW BOOKS	154.00
31094	04/18/12	GEMPL GEMPLERS	83.75
31095	04/18/12	GENRECRE GENERAL RECREATION, INC.	4,553.90
31096	04/18/12	GILESRRAN GILES & RANSOME, INC.	139.02
31097	04/18/12	GRAIN GRAINGER	414.61
31098	04/18/12	HARRI HARRIS COMPUTER SYSTEMS	86.47
31099	04/18/12	HERAL HERALD NEWSPAPERS	276.09
31100	04/18/12	HESSCORP HESS CORPORATION	6,268.73
31101	04/18/12	HOMED HOME DEPOT CREDIT SERVICES	524.06
31102	04/18/12	HUDSONEN HUDSON ENERGY SERVICES	1,588.70
31103	04/18/12	INKWE INKWELL	3,071.90
31104	04/18/12	INTEGRAT INTEGRATED TECHNICAL SYSTEMS	80.00
31105	04/18/12	INTER INTERSTATE BATTERY	293.85
31106	04/18/12	KEENC KEEN COMPRESSED GAS	180.91
31107	04/18/12	KINDL KINDLE FORD MERCURY LINCOLN	278.08
31108	04/18/12	LAWSO LAWSON PRODUCTS, INC.	460.12
31109	04/18/12	LEADE LEADER PRINTERS	5,170.09
31110	04/18/12	LOWES LOWE'S	1,376.27
31111	04/18/12	MAGELLAN MAGELLAN HILL TECHNOLOGIES	2,708.52
31112	04/18/12	MCCAB MC CABE JR., JAMES	130.00
31113	04/18/12	MONA1 RANDALL MONAGHAN, JR.	44.99
31114	04/18/12	MONZO MONZO CATANESE, P.C.	2,283.34

Regular Meeting, April 17, 2012

31115	04/18/12	NEELDLAU NEELD, LAURA A.	152.97
31116	04/18/12	NEXTCOMM NEXTEL COMMUNICATIONS	521.24
31117	04/18/12	NJPLA NEW JERSEY PLANNING OFFICIALS	172.00
31118	04/18/12	OLIVI OLIVIERI, SHOUSKY & KISS, PA	2,773.90
31119	04/18/12	ORCHARDH ORCHARD HYDRAULICS, INC.	75.00
31120	04/18/12	OTISE OTIS ELEVATOR COMPANY	3,617.40
31121	04/18/12	PEIRCEEQ PEIRCE EQUIPMENT COMPANY	863.08
31122	04/18/12	PERSONNE PERSONNEL CONCEPTS	181.85
31123	04/18/12	PIER47 PIER 47 MARINA	221.10
31124	04/18/12	PLACECHA CHARLES PLACE	39.99
31125	04/18/12	PRESS PRESS, THE	829.79
31126	04/18/12	REMIN REMINGTON, VERNICK & WALBERG	0.00
31127	04/18/12	REMIN REMINGTON, VERNICK & WALBERG	34,370.00
31128	04/18/12	REYNO REYNOLDS, PAUL JAMES	4.00
31129	04/18/12	REYNPCAS PAUL REYNOLDS	84.98
31130	04/18/12	RIGGI RIGGINS, INC.	7,399.55
31131	04/18/12	SCHU2 SCHULER SECURITY, INC.	312.00
31132	04/18/12	SCHUYSMOB SCHUYLKILL MOBILE FONE	60.00
31133	04/18/12	SEAGE SEA GEAR MARINE SUPPLY INC.	115.20
31134	04/18/12	SHSEN STONE HARBOR SENIOR CITIZENS	500.00
31135	04/18/12	SJGAB SOUTH JERSEY GAS CO.	941.89
31136	04/18/12	SJGAW SOUTH JERSEY GAS CO.	306.23
31137	04/18/12	STAN1 STANFORD, ROGER	326.00
31138	04/18/12	STAN2 STANFORD, SUZANNE	90.00
31139	04/18/12	STAPL STAPLES CREDIT PLAN	948.00
31140	04/18/12	STAPLEBU STAPLES BUSINESS ADVANTAGE	572.03
31141	04/18/12	STRUE SEASHORE ACE HARDWARE	1,130.68
31142	04/18/12	SWANSONC CHARLES SWANSON	70.00
31143	04/18/12	TCTNJ T.C.T.A. MEMBERSHIP SERVICES	370.00
31144	04/18/12	TELVUECO TEL VUE CORPORATION	1,200.00
31145	04/18/12	TOSHI TOSHIBA BUSINESS SOLUTIONS	164.21
31146	04/18/12	TRCOU TRI COUNTY BUILDING SUPPLIES	516.96
31147	04/18/12	VERI1 VERIZON	543.54
31148	04/18/12	VERKIOSK VERIZON WIRELESS	80.02
31149	04/18/12	VOLLSUSA VOLL, SUSIE	43.91
31150	04/18/12	WAGNE WAGNER, PATRICIA H.	113.00
31151	04/18/12	WESTE WESTERN PEST SERVICES	112.00
31152	04/18/12	WIRELESS WIRELESS COMMUNICATIONS/ELECTR	3,513.23
31153	04/18/12	WORKMAN WORKMAN, MICHAEL	74.97

Checks: 86 309,826.39

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

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

Vote 6 Councilmembers AYE

RESOLUTION 2012-S-81 -- Closed Session

Upon motion of Councilmember Joselyn Rich
 Seconded by Councilmember Karen Lane

**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:

Regular Meeting, April 17, 2012

1. *Matters Relating to Possible Litigation, Contract Negotiations and/or the Attorney–Client Privilege- 2012 NJEIT Storm Sewer Beach Outfall Elimination, Phase 2*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on April 17, 2012, that an Executive Session closed to the public shall be held on April 17, 2012 at or about 5:00 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 **6 Councilmembers AYE**

MOTION TO RETURN TO OPEN SESSION

Upon motion of Councilmember Barry Mastrangelo
Seconded by Councilmember Joan Kramar

That Council return to Open Session.

Vote **6 Councilmembers AYE**

Mr. Donohue explained that Mayor and Council discussed the potential for litigation with respect to the 2012 NJEIT Storm Sewer Beach Outfall Elimination, Phase 2 in the area of Third Avenue and 96th Street. Mr. Donohue read Resolution 2012-S-82 on the record.

RESOLUTION 2012-S-82 – Authorize Change Order No. 1 – 2012 NJEIT Storm Sewer Beach Outfall Elimination, Phase 2

Upon motion of Councilmember Barry Mastrangelo
Seconded by Councilmember Joan Kramar

**AUTHORIZING CHANGE ORDER NUMBER 1 – STORM SEWER BEACH OUTFALL
ELIMINATION PHASE 2**

WHEREAS, the Borough Council of the Borough of Stone Harbor, in the County of Cape May, State of New Jersey has been confronted with an emergent situation in reference to the above referenced project; and

WHEREAS, the Borough Engineer has recommended that Change Order #1, be approved and prepared in an amount not to exceed \$16,825.00 which amount is within the contract budget and was previously certified by the CFO; and

WHEREAS, Change Order #1 will allow for an installation of required structural support pilings.

NOW, THEREFORE, BE IT RESOLVED 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 this 17th day of April, 2012, that the preamble of this Resolution is hereby incorporated by reference and that the aforementioned Change Orders #1 be and hereby is authorized;

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and hereby are authorized to execute the Change Order on behalf of the Borough.

Vote

6 Councilmembers AYE

PUBLIC COMMENT

No one from the public spoke.

MOTION TO ADJOURN

Upon motion of
Seconded by

Councilmember Barry D. Mastrangelo
Councilmember Judith Davies-Dunhour

That the Regular Meeting of Mayor and Council be adjourned at 6:20 p.m.

Vote

6 Councilmembers AYE

APPROVED _____, 2012

_____, Mayor

ATTEST: _____, Borough Clerk