

**CITY OF BRIGANTINE
RESOLUTION 2025-204**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING THE AWARD OF A CONTRACT TO MIRACLE CHEMICAL COMPANY,
INC. FOR SODIUM HYPOCHLORITE SOLUTION**

WHEREAS, The City current contract for the Sodium Hypochlorite Solution is set to expire and;

WHEREAS, the City held a publicly advertised bid for services and;

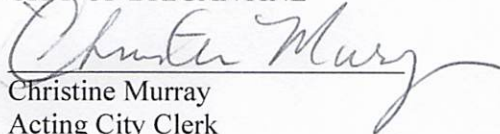
WHEREAS, the City received one bid, for services with Miracle Chemical Company Inc. being the lowest responsible bidder and;


NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic, and State of New Jersey, that a contract is hereby awarded to Miracle Chemical Company, Inc. 1151B NJ 33 Farmingdale, NJ 07727 to provide Sodium Hypochlorite Solution on an as needed basis pursuant to the proposed rates in the bid packet \$3.84 per gallon and 30,000- gallon increments and:

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Account # 5-09-55-502-219

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025

CITY OF BRIGANTINE


Christine Murray
Acting City Clerk


Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan		✓			
Kane		✓			
Bew	**	✓			
Lettieri	*	✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-205**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING THE AWARD OF A CONTRACT TO INDEPENDENT DISPOSAL AND
DUMPSTER SERVICE LLC AT A RATE OF \$215.00 PER PULL PLUS TAX ON AN AS-
NEEDED BASIS**

WHEREAS, The City contract for box containers and dumpster service is set to expire and;

WHEREAS, the City formally advertised for public bidding pursuant to state statutes October 24, 2024 and;

WHEREAS, the City contract with Independent Disposal and Dumpster Service LLC has an option for a one- year extension and;

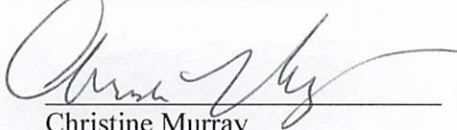
WHEREAS, the City will utilize the one-year option with the same rates as the original agreement;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, to award an extension of contract to Independent Disposal and Dumpster Service LLC, located at 155 S. Manheim Avenue Egg Harbor, NJ 08215 for \$215.00 per pull plus tax, on as needed basis, for one year, with an option for one additional one-year term;

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Account # 5-01-26-306-202.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025

CITY OF BRIGANTINE



Christine Murray
Acting City Clerk



Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan	*	✓			
Kane	**	✓			
Bew		✓			
Lettieri		✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-206**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING THE AWARD OF A CONTRACT TO NORTHEAST ELECTRICAL FOR
ELECTRICAL SERVICES**

WHEREAS, The City contract for electrical services is set to expire and;

WHEREAS, the City held a publicly advertised bid for services and;

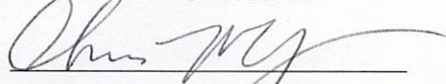
WHEREAS, the City received four bids for services with Northeast Electrical being the lowest responsible bidder and;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, to award a contract to Northeast Electrical LLC, located at 402 Airport Road, Williamstown, NJ 08094 for Electrical Services on an as needed basis pursuant to the proposed rates in the bid packet ;

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Account # 5-01-26-302-216

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025

CITY OF BRIGANTINE



Christine Murray
Acting City Clerk


Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan	**	✓			
Kane	*	✓			
Bew		✓			
Lettieri		✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-207**

**A RESOLUTION OF THE CITY OF BRIGANTINE, NEW JERSEY AUTHORIZING THE
AWARD OF CONTRACT TO SETTEMBRINO ARCHITECTS TO PERFORM
PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE DESIGN
AND CONCEPTION OF THE NEW CLUBHOUSE AT THE BRIGANTINE GOLF LINKS
FOR AN AMOUNT NOT TO EXCEED \$1,000,000.00**

WHEREAS, there exists the need for professional architectural services in connection with the design and conception of a new clubhouse at the Brigantine Golf Links; and

WHEREAS, the City of Brigantine wishes to contract the services of a certified architect to perform design and conception plans; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), provides for the award of professional services, without engaging in the bidding process, to a person(s) authorized by law to practice a recognized profession; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-2 declares that a “professional service” means services performed by 1) a person authorized by law to practice a recognize profession, 2) whose practice is regulated by law, 3) and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study; and

WHEREAS, pursuant to the New Jersey Local Unit “Pay to Play Law, N.J.S.A. 19:44A-20.4 et seq., the City has sought qualified professionals namely New Jersey licensed architects to provide the services through the use of a “non fair and open process,” as defined in N.J.S.A. 19:44A-20.7; and

WHEREAS, Albert Stanley, the City Chief Financial Officer, has determined and certified in writing that the value of the services will exceed \$17,500.00, that document being entitled “Certificate of Value”; and

WHEREAS, the anticipated term of this Contract is one year or less; and

WHEREAS, the proposal submitted by Settembrino Architects meets the selection criteria articulated in the RFP and has demonstrated that it possesses the appropriate qualifications to complete the project; and

WHEREAS, the City Council deems it in the best interests of the City to award a Contract to Settembrino Architects. to provide the services delineated in the proposal and wishes to provide its approval to the award of contract; and

WHEREAS, such award of contract shall be made as a non fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5, and

WHEREAS, Settembrino Architects has completed and submitted to the City, the following

documents in accordance with the New Jersey Local Unit "Pay to Play" Laws (N.J.S.A. 19:44A-20.4 et. seq.):

1. Political Contribution Disclosure Form (submitted at least 10 days prior to the adoption of this Resolution)
2. Stockholder Disclosure Certification

and acknowledges that the statutory terms and conditions relating to the Political Contribution Disclosure including the possible need to file an annual disclosure statement with the New Jersey Election Law Enforcement Commission are contained as separate provisions within the City Professional Services Agreement which Settembrino Architects will be required to sign; and

WHEREAS, the proposal of Settembrino Architects. sets forth the following cost for services:
\$ 1,000,000.00

WHEREAS, the amount for Settembrino will not exceed \$1,000,000.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contract for "Professional Services," without competitive bids and the contract itself, must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Brigantine, County of Atlantic and State of New Jersey as follows:

1. An award of contract for professional architectural for design and conception of plans of new clubhouse at the Brigantine Golf Links, as described in the City Professional Services Agreement attached hereto, is hereby made to Settembrino Architects, located at 37 E Washington Avenue Atlantic Highlands, NJ 07716, as follows:
 - (a) \$1,000,000.00
 - (b) The amount of fees to be paid to Settembrino Architects. shall not exceed \$1,000,000.00
2. The mayor is hereby authorized and directed to execute the Professional Services Agreement attached hereto, with Settembrino Architects

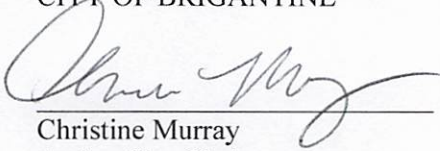
BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification, Determination of Value Certification, Political Contribution Disclosure Form and Stockholder Disclosure Certification referenced hereinabove be placed on file with this resolution; and

BE IT FURTHER RESOLVED that this Contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because these services are rendered or performed by a person authorized by law to practice a recognized profession; and

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Account # C-04-24-012-701

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025

CITY OF BRIGANTINE



Christine Murray
Acting City Clerk



Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan	**	✓			
Kane	*	✓			
Bew		✓			
Lettieri		✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-208**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING THE EXTENSION OF GOLF CART LEASES AND NEW CARTS WITH
GOLF CARTS SERVICES INCORPORATED IN THE AMOUNT OF \$7,647.96**

WHEREAS, the City of Brigantine's current lease for golf carts with Golf Carts Services Inc. is due to expire and;

WHEREAS, an extension of the current lease for one year with new carts is an option; and

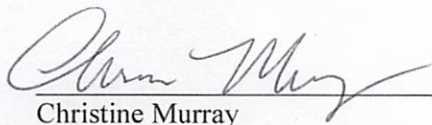
WHEREAS, the City is to lease without public bidding in the amount of \$7,647.96 per month for a new fleet of 68 carts: and


NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that an extension of the current lease with Golf Cart Services Inc for a new fleet of 68 golf carts be extended for one-year; and

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Accounts # 5-01-26-304-295

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025

CITY OF BRIGANTINE


Christine Murray
Acting City Clerk


Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan		✓			
Kane	**	✓			
Bew		✓			
Lettieri	*	✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-209**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING A CONTRACT WITH GRIDLESS POWER FOR AN OUTDOOR
MULTISENSOR CAMERA AT THE PROMENADE**

WHEREAS, the City of Brigantine is in need of an outdoor multisensor camera to monitor the activity at the promenade;

WHEREAS, Gridless Power provided the City with a quote in accordance with OMNIA Contract #R250206 which the City of Brigantine is a member of;

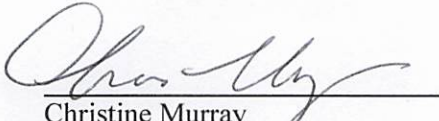
WHEREAS, the City is to enter a contract with Gridless Power in the amount of \$12,136.50;


NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that a contract be executed with Gridless Power, 7905 Browning Road, Suite 104, Pennsauken, NJ 08109;

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Account #C-04-24-012-103;

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025.

CITY OF BRIGANTINE


Christine Murray
Acting City Clerk


Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan	**	✓			
Kane		✓			
Bew		✓			
Lettieri	*	✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-210**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING A CONTRACT WITH TKE ELEVATOR CORPORATION TO REPLACE
THE HYDRAULIC JACK PACKING & OIL CHANGE AT THE COMMUNITY CENTER
IN THE AMOUNT OF \$31,145.00**

WHEREAS, the City of Brigantine Community Center's elevator is in need of replacement of the hydraulic jack packing & oil;

WHEREAS, TKE Corporation Inc., is on Sourcewell Contract #080420-TKE;

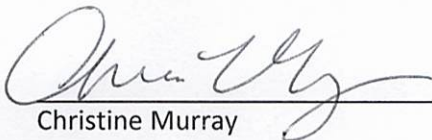
WHEREAS, the City is to enter a contract with TKE Corporation Inc., in the amount of \$31,145.00;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that a contract be executed for TKE Elevator Corporation, 250 King Manor Drive, King of Prussia, PA 19406;


BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Accounts #C-04-24-012-800;

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025.

CITY OF BRIGANTINE



Christine Murray
Acting City Clerk


Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan	*	✓			
Kane	**	✓			
Bew		✓			
Lettieri		✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-111**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING A CONTRACT WITH SKYLINE ROOFING & SIDING LLC FOR
RECONSTRUCTION OF ROOSEVELT BLVD PUMP HOUSE IN THE AMOUNT OF
\$21,365.00**

WHEREAS, the City of Brigantine Water & Sewer Department, Roosevelt Blvd Pump House is in need of reconstruction;

WHEREAS, the City of Brigantine Water and Sewer Department has solicited three quotes;

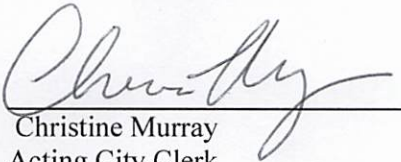
WHEREAS, the City intends to enter into a contract with the lowest responsible bidder, Skyline Roofing & Siding LLC in the amount of \$21,365.00;


NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that a contract be executed with Skyline Roofing & Siding LLC, 115 32nd Street South, Brigantine NJ 08203;

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Account #C-04-19-012-405;

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025.

CITY OF BRIGANTINE


Christine Murray
Acting City Clerk


Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan		✓			
Kane	*	✓			
Bew	**	✓			
Lettieri		✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-212**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING A CONTRACT WITH GRIDLESS POWER TO INSTALL OUTDOOR &
INDOOR MULTISENSOR CAMERAS AT THE COMMUNITY CENTER**

WHEREAS, the City of Brigantine, Community Center are in need of indoor & outdoor multisensor cameras to monitor the activity within in the public building;

WHEREAS, Gridless Power provided the City with a quote in accordance with OMNIA Contract #R250206, of which which the City of Brigantine is a member of;

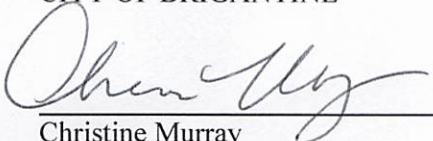
WHEREAS, the City intends to enter into a contract with Gridless Power in the amount of \$115,550.25;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that a contract be executed for Gridless Power, 7905 Browning Road, Suite 104, Pennsauken, NJ 08109;

BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Accounts #C-04-24-012-800;

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025.

CITY OF BRIGANTINE



Christine Murray
Acting City Clerk



Albert Stanley
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan	**	✓			
Kane		✓			
Bew		✓			
Lettieri	*	✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-213**

**A RESOLUTION BY THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING A CONTRACT WITH DEMAIO'S INC FOR THE REPLACEMENT OF
THE ABOVE GROUND STORAGE TANKS FOR FUEL AT THE GOLF LINKS**

WHEREAS, the City of Brigantine underwent an inspection at the Golf Links with DeMaio's Inc., for the inspection of the aboveground storage tanks;

WHEREAS, the aboveground storage tanks at the Golf Links had a combination of fuel & water found in the tanks interstitial space;

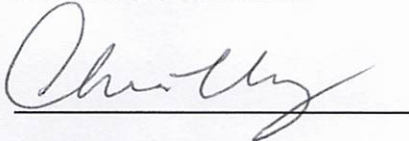
WHEREAS, the City intends contract with DeMaio's LLC., which is on New Jersey State Contract #A42261, in the amount of \$70,900.00 for the replacement of above ground tanks;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that a contract be executed with DeMaio's LLC., 543 Columbia Road, Egg Harbor City, NJ 08215;


BE IT FURTHER RESOLVED that Albert Stanley, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in Accounts #C-04-24-012-800;

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, on the 17th day of September, 2025.

CITY OF BRIGANTINE



Christine Murray
Acting City Clerk


Albert Stanley
Chief Financial Officer

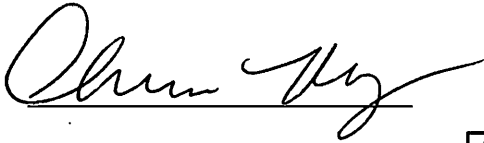
Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan		✓			
Kane		✓			
Bew	*	✓			
Lettieri	**	✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-214**

**A RESOLUTION OF THE CITY OF BRIGANTINE, NEW JERSEY
AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF
BRIGANTINE AND TEAMSTERS LOCAL 676 SUPERVISORS**

BE IT RESOLVED, by the Municipal Council of the City of Brigantine, County of Atlantic, State of New Jersey, that the City Manager is hereby authorized to execute the agreement between the City of Brigantine and Teamsters Local 676 Supervisors, as negotiated and agreed upon, for the term and conditions set forth therein.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic, State of New Jersey, on the 17th day of September, 2025.



Christine Murray
Acting City Clerk

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan		✓			
Kane	*	✓			
Bew	**	✓			
Lettieri		✓			
Haney		✓			
Virgilio					✓

**CITY OF BRIGANTINE
RESOLUTION 2025-217**

**RESOLUTION OPPOSING THE PROPOSED “PROTECTING AGAINST
CLIMATE THREAT (PACT)/RESILIENT ENVIRONMENTS AND LANDSCAPE
(REAL)” RULES**

WHEREAS, on July 14, 2025, the New Jersey Department of Environmental Protection announced intent to amend the NJ PACT REAL regulations; and

WHEREAS, on July 21, 2025, the changes to the NJ PACT REAL regulations were published in the New Jersey Register and a 60-day comment period commenced; and

WHEREAS, the City of Brigantine opposes the amended coastal rules proposed by the State of New Jersey. These rules will impact the availability of affordable housing, result in environmental equity issues, deter economic development, impose an unnecessary layer of State regulation, potentially require New Jersey homeowners to obtain flood insurance; and have other harmful impacts on the residents and businesses in New Jersey; and

WHEREAS, the City of Brigantine acknowledges that climate change and sea level rise are a documented risk to the coastal zone of New Jersey and its barrier island communities, requiring thoughtful and well-reasoned response from all levels of government; and

WHEREAS, the City of Brigantine continues to respond to the threat of tidal flooding/major coastal storms by practicing the highest standards of coastal resiliency and floodplain management in all critical infrastructure and building projects, while also providing the necessary support to our local communities in the approach, duration, and wake of major coastal storms; and

WHEREAS, the City of Brigantine is extremely disappointed in the level of transparency during this rule making process. The coastal municipalities and counties were not included in the stakeholder meeting when these rules were being formulated. Finally, when we were afforded the opportunity to meet with NJDEP staff we were told that a detailed economic impact analysis that studies the impact of these rules on local communities would be provided, to date this analysis has not been distributed. Also, the responses to the 2,965 comments on the initial rules were to be made public; and

WHEREAS, historically, new rules issued by the NJDEP have always been promulgated pursuant to legislation through the typical legislative process; and

WHEREAS, in this case, like the NJDEP's recently proposed Shore Protection Rule, there is no legislation that authorized the NJDEP to require more stringent requirements than the federal regulations that are now in place; and

WHEREAS, NJDEP uses a year 2100-time horizon and the 17th percentile chance of occurrence as the basis for these regulations. Science has demonstrated that the brightest minds cannot predict with accuracy the impacts of sea level rise over twenty years let alone seven-five years which is the basis of the published regulations. This is supported by the fact that municipal master planning efforts project twenty years in the future due to uncertainties. These regulations should be applied incrementally based on twenty year projects; and

WHEREAS, by creating a new flood zone (inundation risk zone or IRZ) with strict development standards, expanding existing flood zones (climate adjusted flood elevation or CAFE), and creating new 3 percent impervious coverage limits (CAFRA Critical Environmental Areas), thousands of prime developable acres of land will be either undevelopable or much harder to develop. This will impact major projects and hurt rateables. Given that the most restrictive development limits are on lands closer to the water, the rule would impact some of the state's most valuable lands; and

WHEREAS, these rules as currently written do not consider the economic impact these new standards may have on the rateables, real-estate values, development, and redevelopment statewide, but especially in Atlantic County where we have more than \$8 billion in annual tourism spending according to the New Jersey Division of Tourism. Tourism is the largest industry in Atlantic County; and

WHEREAS, the proposed rules also do not account for the impact these higher regulatory building standards will impose on historic structures and historic districts in the City of Brigantine, throughout Atlantic County, and State of New Jersey; and

WHEREAS, the State of New Jersey must also consider the burden these new rules will have on coastal municipalities, especially within their local construction offices, due to the additional duties and responsibilities of enforcing these higher regulatory standards that will likely result in the need to hire additional staff or enter additional public/private contracts; and

WHEREAS, these rules will also increase construction costs and impact the feasibility for public infrastructure projects with the minimum construction height requirements for new roads in excess of Base Flood Elevation, will be infeasible and unachievable given the path and location of the project; and

WHEREAS, despite the burden these rules will inevitably play on our coastal towns, the State of New Jersey has not mentioned any plan for a State budget appropriation to assist coastal towns statewide with the additional duties and functions imposed through the proposed NJPACT REAL regulations; and

WHEREAS, the proposed expansion of flood hazard areas will also create additional financial burdens for lower and middle class property owners living in the City of Brigantine by imposing more restrictive building standards accompanied by engineering assessments and alternatives analyses within the newly expanded regulated areas and may also potentially result in higher insurance premiums given the expansion of the inundation risk zone and increase of the regulated flood hazard area limits by 4 feet vertically; and

WHEREAS, the proposed NJPACT REAL regulations are based Science and Technical Advisory Panel Report (2019 STAP Report) entitled, "New Jersey Rising Seas and Changing Coastal Storms," projecting sea level rise for the year 2100 exceeding 5.1 feet, which has a probability of occurrence of approximately 17%; and

WHEREAS, since the 2019 STAP Report several key studies on sea level rise were issued as was the International Panel on Climate Change (IPCC) Assessment that addressed sea level rise. The more recent studies do not support the idea of a 5.1 foot sea level rise as being likely. The IPCC and all the newer scientific reports predict that worldwide sea level rise this century will be 0-2 feet; and

WHEREAS, municipalities are required to prepare Master Plans for a 20-year planning horizon, and the City of Brigantine strongly recommends a similar time horizon for rules based on sea level rise projections; and

WHEREAS, the City of Brigantine, like a lot of Counties and Municipalities nationwide, are experiencing a housing crisis due in part to the high cost of housing, and these requirements will significantly increase the cost of housing, making it difficult if not impossible to provide affordable housing for the region's workforce; and

WHEREAS, the NJDEP's proposed expansion of flood hazard areas limits the potential capacity of mixed income housing development and even prohibits development in most coastal areas where there is already statutory affordable housing obligations imposed through fair share housing laws, especially as inland development centers are being reduced in size via the State Planning process; and

WHEREAS, the proposed coastal regulations will create an Environmental Justice issue since local residents will be deterred from improving their homes because they will have to elevate 6 feet above BFE which they cannot afford when they improve their homes above 50 percent of its value, hence those in most need of shelter will witness the deterioration of their homes and be forced to relocate; and

WHEREAS, the Federal Emergency Management Agency is also in the process of preparing detailed updates to the flood insurance rate maps (FIRMS) that take into account many factors of risk including sea level rise; and

WHEREAS, the State of New Jersey has historically used these maps to guide public policy, and therefore, the City of Brigantine urges the State to differ to the

superseding governing body, in this instance FEMA, and wait until the new FIRMS have been posted before expanding flood hazard areas through a streamlined State authorization; and

WHEREAS, with the expansion of state regulatory flood zones will come requirements by banks for homeowners to purchase costly flood insurance. Thousands of residents who are currently living outside the existing federal flood zone will now be thrust into a new state expanded flood zone with the potential that they will be forced to purchase flood insurance; and

WHEREAS, while recognizing the importance of addressing climate change, as stated previously, the City of Brigantine believes that a more gradual and balanced approach is necessary to target incremental adjustments over time in order to mitigate the potential negative impacts that these radically changing rules will have on the coastal towns of New Jersey; and

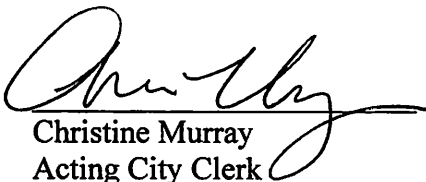
WHEREAS, it is imperative that the State of New Jersey consider the disproportionate burden resulting from the implementation of such stringent regulatory standards that will challenge the people of New Jersey living, working, and visiting in the coastal zones.

NOW, THEREFORE, BE IT RESOLVED, the City of Brigantine strongly recommends the following:

1. The City of Brigantine recommends that the State abandon the NJPACT REAL rule making process and start anew with a process that includes the Legislature and local officials and a focus on a comprehensive approach to fund infrastructure improvements as well as regulatory changes based on a twenty-year time horizon.
2. The City of Brigantine recommends a comprehensive and independent analysis of the potential economic and social impacts of the proposed regulations.
3. The City of Brigantine recommends that these regulations be based on a 20-year timeframe that is adjusted over time to reflect sea level rise and resiliency measures, rather than based on a 75-year projection.
4. The City of Brigantine recommends that the State of New Jersey consider the inclusion of a budgetary appropriation to assist towns with the implementation of these rules and further, appropriate funding to implement a State grant program to support coastal resiliency projects that will inevitably incur greater costs due to the higher regulatory standards that include significantly higher elevation requirements for new roads.

5. The City of Brigantine recommends that the State of New Jersey follow the same practice as FEMA and prepare detailed flood maps, and further hold public engagement sessions across the State, so that communities and residents can clearly understand how these regulations will impact their areas and properties.
6. The City of Brigantine hereby orders copies of this Resolution, be transmitted to Governor Phil Murphy; Lieutenant Governor Tahesha Way; Advisor to Governor Murphy Diane Gutierrez-Scaccetti; Senate President Nicholas P. Scutari; Assembly Speaker Craig J. Coughlin; Senate Environment Committee Chair Bob Smith; Assembly Environment Committee Chair James J. Kennedy; the Office of Legislative District 2's Senator Vince Polistina, Assemblyman Don Guardian, and Assemblywomen Claire Swift; the New Jersey Association of Counties (NJAC); New Jersey Business and Industry Association (NJBIA); and the New Jersey League of Municipalities (NJLM) to convey the (name of government agency)'s concerns and recommendations.
7. The City of Brigantine hereby orders copies of this Resolution be submitted as public comment on the NJ Register to serve as the municipality's official comments to the NJDEP's proposed NJPACT REAL rules.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Brigantine, County of Atlantic, State of New Jersey, on the 17th day of September, 2025.


Christine Murray
Acting City Clerk

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan		✓			
Kane		✓			
Bew	*	✓			
Lettieri	**	✓			
Haney		✓			
Virgilio					✓