

Absent:

**AGENDA
CITY OF BRIGANTINE
COUNCIL MEETING
MAY 4, 2022
5:00 P.M. – Public Portion**

1. Flag Salute
 2. Opening Prayer
 3. Open Public Meetings Act Announcement
 4. Resolution 2022-97 Re: Executive Session _____ P.M.
- Topics to be Discussed:

M: S: RC: MC:

5. Return from Executive Session _____ P.M.

6. Approval of 4/20/22 Council Meeting Minutes

M: S: RC: MC:

- ## 7. Approval of Requisition List, Operating Expenses and Payroll

M: S: RC: MC:

- ## 8. Public Comment on Agenda Items Only

9. Ordinance No. 8 of 2022 – Introduction
Amending Chapter 210-37 of the Code to Repeal the Fees for Planning and Zoning
and to Replace such Fees with Land Development Application Fees

M: S: RC: MC:

- ## 10. Resolution 2022-98 Re: Award of Contract for Beach Patrol Uniforms

M: S: RC: MC:

11. Resolution 2022-99 Re: Award of Contract for County and State Appeals and Inspections for Assessment Purposes

M: S: RC: MC:

12. Resolution 2022-100 Re: Authorizing Participation in the National Cooperative Purchasing Program for Portable Construction and Maintenance Equipment with Xylem Dewatering Solutions

M: S: RC: MC:

13. Resolution 2022-101 Re: Award of Contract for Materials for Rebuilding Bocce Courts

M: S: RC: MC:

14. Resolution 2022-102 Re: C.E.R. Refund

M: S: RC: MC:

15. Resolution 2022-103 Re: Real Estate Tax Bill

M: S: RC: MC:

16. Consent Agenda

A. Elks Raffle License #957

B. Presbyterian Church Raffle License #958

C. Hearts of Surfing - Surfing Event Request

M: S: RC: MC:

16. Council Manager/Committee Discussion:

17. Public Comments

18. Council Comments

19. Adjourn _____ P.M.

The City Council of the City of Brigantine reserves the right to consider, discuss and/or take any formal action upon resolutions or ordinances not appearing on the printed agenda.

CITY OF BRIGANTINE
ORDINANCE NO. 8 OF 2022

**“AN ORDINANCE AMENDING CHAPTER 210-37, ARTICLE II OF
THE CODE OF THE CITY OF BRIGANTINE
TO REPEAL THE FEES FOR PLANNING AND ZONING AND TO REPLACE SUCH
FEES WITH LAND DEVELOPMENT APPLICATION FEES”**

WHEREAS, the City of Brigantine is permitted by its police power to establish certain fees for services within the City of Brigantine; and

WHEREAS, the City Council of the City of Brigantine desires to amend its fee schedule to provide for certain fees.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGANTINE IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY AS FOLLOWS:

Section 1. Chapter 210-37, the fees for Planning and Zoning are hereby repealed and replaced with “Land Development Application Fees” as follows:

Land Development Application Fees		
CATEGORY	APPLICATION FEE	ESCROW FEE

Minor Subdivision		
Minor Subdivision	\$350	\$2,500
Amendment	\$250	\$1,500
Hardship 'C' Variance	\$50 per Variance	\$300 per Variance
Plot Plan Review		\$500
Administrative Tax Map Fee		\$50 per lot

Major Subdivision		
Preliminary	\$400 plus \$50 per Lot	\$5,000
Hardship 'C' Variance	\$50 per Variance	\$300 per Variance
Amendment	\$100	\$1,000
Final	\$400 plus \$50 per Lot	\$4,000
Extension	\$100	\$500
Plot Plan Review		500 plus \$50 per Lot
Administrative Tax Map Fee		\$50 per lot

Minor Site Plan		
Minor Site Plan	\$750	\$3,500
Hardship 'C' Variance	\$50 per Variance	\$300 per Variance
Compliance Review		\$500

Major Site Plan		
Preliminary	\$750	\$5,000
Final	\$400	\$4,000
Amendments	\$100	\$1,000
Extension	\$100	\$500
Hardship 'C' Variance	\$50 per Variance	\$300 per Variance
Compliance Review		\$1,500

Variances		
Appeals, NJSA 40:55-70a	\$350	\$1,500
Interpretations, NJSA 40:55-70b	\$350	\$1,500
Variances, NJSA 40:55-7c	\$200 + \$50 per Variance	\$1,000 + \$300 per Variance
Variances, NJSA 40:55-70d	\$400	\$1,500
Compliance Review		\$500

Miscellaneous		
Conditional Use Permit	\$250	\$1,000
Conceptual Development Meeting	\$250	\$1,000
Administrative Review	\$200	\$1,500
Publication o Final Decision	\$50 plus Direct Costs	
Construction and Sand Moving Permit	\$500	5% of Construction Costs
Soil Boring/Test Pits Witnessing	\$50	\$250 plus \$100 per additional boring/test pit

Notes:

1. The City Engineer's inspection fee for all improvements that must conform to the City requirements shall be based on 3% of the construction cost. The inspection fee shall be paid as described above for application fees, through the City Treasurer but drawn to the account of the City Engineer. This fee must be paid before final approval of the project.
2. All notices for publication of hearings will be arranged for and paid by the Applicant or the Applicant's Agent.
3. Notices of publication of final decisions will be published in the approved publication **by the** Secretary of the Planning Board.

Section 2. Chapter 210 shall remain in full force and effect to the extent not modified herein.

Section 3. Repealer, Severability, and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the City Council hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the City to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

ATTEST:

BRIGANTINE CITY COUNCIL

Lynn Sweeney, City Clerk

Vince Sera, Mayor

CITY OF BRIGANTINE
RESOLUTION #2022-

BEACH PATROL UNIFORMS

WHEREAS, the City of Brigantine has a need for uniforms for their Beach Patrol; and

WHEREAS, it is determined in the best interest of the City of Brigantine to acquire said services as needed; and

WHEREAS, Dennis Krause, QPA, City Purchasing Agent has determined and certified in writing that the value of these services will exceed \$17,500.00; and

WHEREAS, George (Kip) Emig, Chief of the Beach Patrol and Dennis Krause, QPA, City Purchasing Agent have reviewed the required needs of the Department and recommended that Side Pony Printshop LLC, 723 Sheridan Blvd, Brigantine, NJ 08203 be given an alternative non-advertised method of award for Beach Patrol Uniforms as determined by the needs of the City of Brigantine; and

WHEREAS, Side Pony Printshop LLC has completed and submitted a Business Registration Certificate (BRC), a Business Entity Disclosure Certification which certifies that Side Pony Printshop LLC has not made any contributions to a political or candidate committee for an elected office in the City of Brigantine in the previous one-year period and will prohibit them from making any contributions through the projected time of completion; and

WHEREAS, the vendor has provided information demonstrating its compliance with the provisions of N.J.S.A. 19:44A-20.5, regarding political contributions; and

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Brigantine, New Jersey that an alternative method award with Side Pony Printshop LLC for Beach Patrol Uniforms. A copy of the Business Entity Certification and Determination of Value shall be on file with this resolution in the City Clerk's Office.

BE IT FURTHER RESOLVED that Roxanne Tosto, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in the Beach Patrol Current Fund Account #2-01-28-380-226. Estimated expenditures for 2022 should not exceed \$22,000.00.

Certified to be a true copy of a Resolution adopted by the Municipal Council for the City of Brigantine, County of Atlantic and State of New Jersey, on the 4th day of May 2022

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Roxanne Tosto
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera					
Riordan					
Kane					
Bew					
Lettieri					
Haney					
DeLucry					

RESOLUTION # 2022-

FOR TAX ASSESSMENT SERVICES AND APPEALS

WHEREAS, the Assessor's office has a need for a third-party professional to provide County and State appeals and inspections for assessment purposes for the City of Brigantine when needed; and

WHEREAS, it is determined in the best interest of the City of Brigantine to utilize said services in connection with the 2022 added assessments; and

WHEREAS, Dennis Krause, QPA, City Purchasing Agent has determined and certified in writing that the value for these services will exceed \$17,500.00; and

WHEREAS, Barbara Saccoccia, Tax Assessor, and Dennis Krause, QPA, City Purchasing Agent have reviewed the proposal and recommended that Professional Property Appraisers Inc., 101 Route 130 S. Cinnaminson, NJ 08077 receive an alternative non-advertised method of award to provide County and State appeals and inspections for assessment purposes as determined by the needs of the City of Brigantine; and

WHEREAS, Professional Property Appraisers Inc has completed and submitted a Business Registration Certificate (BRC), a Business Entity Disclosure Certification which certifies that Professional Property Appraisers Inc has not made any contributions to a political or candidate committee for an elected office in the City of Brigantine in the previous one year period and will prohibit them from making any contributions through the projected time of completion; and

WHEREAS, the vendor has provided information demonstrating its compliance with the provisions of N.J.S.A.19:44A-20.5, regarding political contributions; and

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Brigantine, New Jersey that an alternative method award with Professional Property Appraisers Inc for County and State appeals and inspections for assessment purposes. A copy of the Business Entity Certification and Determination of Value shall be on file with this resolution in the City Clerk's Office.

BE IT FURTHER RESOLVED that Roxanne Tosto, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in the Current Fund misc expense account #2-01-20-150-299. Estimated expenditures for 2022 should not exceed \$19,000.00.

Certified to be a true copy of a Resolution adopted by the Municipal Council for the City of Brigantine,
County of Atlantic and State of New Jersey, on the 4th day of May, 2022

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Roxanne Tosto
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera					
Riordan					
Kane					
Bew					
Lettieri					
Haney					
DeLucry					

RESOLUTION NO. 2022-

A RESOLUTION OF THE CITY OF BRIGANTINE
AUTHORIZING PARTICIPATION IN THE HOUSTON – GALVESTON AREA COUNCIL OF GOVERNMENTS
NATIONAL COOPERATIVE PURCHASING PROGRAM (HGAC-BUY) FOR CONTRACT #CM02-21,
PORTABLE CONSTRUCTION AND MAINTENANCE EQUIPMENT WITH XYLEM DEWATERING
SOLUTIONS

WHEREAS, the City of Brigantine is allowed to participate in national purchasing cooperatives per N.J.S.A. 52:34-6.2 (b), c.139; and

WHEREAS, the Houston-Galveston Area Council of Governments National Cooperative Purchasing Program (HGAC-Buy) has acted as lead agency and awarded Contract #CM02-21, Portable Construction and Maintenance Equipment; and

WHEREAS, John W. Doring Jr., Superintendent of Public Works and Dennis Krause, QPA, Purchasing Agent have reviewed the contract from HGAC-Buy and determined that the purchase of (1) Flygt Model NP-3171, ten-inch Volute Submersible Pump through national contract pricing is the functional economic solution for the City's Public Works Department; and

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey authorizes the Purchase Agent to purchase said pump for the Public Works Department through the Xylem Dewatering Solutions contract and its authorized vendors, in accordance with the HGAC-Buy, Contract #CM02-21; and

BE IT FURTHER RESOLVED that the funds necessary to pay this contract shall be appropriated from the Utility Equipment and Maintenance Account: 2-01-26-300-286 in the amount of \$33,524.00

Certified to be a true copy of a Resolution adopted by the Municipal Council for the City of Brigantine, County of Atlantic and State of New Jersey, on the 4th day of May, 2022.

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Roxanne Tosto
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera					
Riordan					
Kane					
Bew					
Littieri					
Haney					
DeLucry					

RESOLUTION #2022-

MATERIALS FOR REBUILDING BOCCE COURTS

WHEREAS, the City of Brigantine has a need for materials and supplies to rebuild the Bocce Courts at 42nd street; and

WHEREAS, it is determined in the best interest of the City of Brigantine to acquire these materials for this project; and

WHEREAS, Dennis Krause, QPA, City Purchasing Agent has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, Quotes were received from three (3) vendors and Marine Lumber & Piling LLC was the lowest responsible bid; and

WHEREAS, John W. Doring Jr., Superintendent of Public Works and Dennis Krause, QPA, City Purchasing Agent have reviewed the required materials needed and recommended that Marine Lumber & Piling LLC, P.O. Box 977, Barnegat, NJ 08005 be given an alternative non-advertised method of award for materials and supplies as determined by the needs of the City of Brigantine; and

WHEREAS, Marine Lumber & Piling LLC has completed and submitted a Business Registration Certificate (BRC), a Business Entity Disclosure Certification which certifies that Marine Lumber & Piling LLC has not made any contributions to a political or candidate committee for an elected office in the City of Brigantine in the previous one-year period, and will prohibit them from making any contributions through the projected time of completion; and

WHEREAS, the vendor has provided information demonstrating its compliance with the provisions of N.J.S.A. 19:44A-20.5, regarding political contributions; and

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Brigantine, New Jersey that an alternative method award with Marine Lumber & Piling LLC for materials and supplies. A copy of the Business Entity Certification and Determination of Value shall be on file with this resolution in the City Clerk's Office.

BE IT FURTHER RESOLVED that Roxanne Tosto, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in the Capital Building and Repairs Accounts Line C-04-17-015-104. Estimated expenditures for 2022 should not exceed \$25,000.00.

Certified to be a true copy of a Resolution adopted by the Municipal Council for the City of Brigantine, County of Atlantic and State of New Jersey, on the 4th day of May, 2022.

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Roxanne Tosto
Chief Financial Officer

Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera					
Riordan					
Kane					
Bew					
Lettieri					
Haney					
DeLucry					

RESOLUTION 2022 –

WHEREAS, it has been determined by the Brigantine C.E.R. that the individual(s) as indicated on the attached Schedule "A" are being issued a refund for The Music Man Broadway Show that they purchased tickets for but could not attend due to unexpected health related circumstances.

WHEREAS, it is the desire of the Council of the City of Brigantine to have these payment(s) Returned to the respective individuals.

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

1. The Financial Department is hereby authorized to refund the amounts shown to the respective applicants as presented in Schedule "A".
2. Copies of the resolution shall be sent to the Director of the C.E.R.

Schedule A

REFUNDS
The Music Man Show

Nancy Highberger (1 ticket) 7 Manitoba Ave. Brigantine, NJ 08203	\$ 155.00
Mary Bew (4 Tickets @ \$155.00) 1505 E. Shore Dr. Brigantine, NJ 08203	\$ 620.00
Rita Wade Pagoulatos 238 6t St. S. Brigantine, NJ 08203	\$ 155.00

TOTAL **\$930.00**

Res. 2022-103

Waiting for numbers from the County.

Estimated tax bill



New Jersey Office of the Attorney General

Division of Consumer Affairs
Legalized Games of Chance Control Commission
124 Halsey Street, 6th Floor, P.O. Box 46000
Newark, New Jersey 07101
(973) 273-8000

Application for a Raffle License

Application No. RA 957
Identification No. 58-6-161-28

Submit four (4) copies of this application to the Municipal Clerk's office in the municipality where the games will be conducted.

Please print clearly.

Name of municipality: CITY OF BRIGANTINE

Part A - General

- Name of applying organization: BRIGANTINE ELKS LODGE #2428
- Street address of headquarters: 400 CO. SHORE DR. BRIGANTINE, N.J. 08203
- Mailing address (if different): SAME AS ABOVE
- A license is requested to conduct raffles of the kind stated on the date, or on each of the dates, and during the hours listed (use a separate application for each type of raffle).

Date	Hours	Date	Hours
<u>MAY 29, 2022</u>	<u>3P-11PM</u>		

4a. Address of place where raffles will be played:

b. Does the applicant own the premises or regularly occupy them for its general purposes? ☐ Yes ☐ No

5. If raffles equipment is to be rented, attach a statement by the raffles equipment lessor to this application on Form 13.

Part B - Schedule of Expenses

The items of expense intended to be incurred or paid in connection with the games listed in this application, the names and addresses of the persons to whom each item is to be paid, and the purpose for which each item is to be paid, are:

Item of Expense	Name and address of supplier	Purpose

Identification No.

Purpose



CITY OF BRIGANTINE

1417 West Brigantine Avenue • Brigantine, New Jersey 08203

Phone: 609-266-7600 • Fax: 609-266-3823

APPLICANT NAME: Hearts of Surfing

ADDRESS: 301 Dorchester Dr, EHT NJ 08234

STREET: _____

WEDDING CEREMONY PERMIT FEE

- GUEST-20 AND UNDER \$25.00
- GUEST-20 TO 50 250.00
- GUESTS 50-100 \$125.00
- GUESTS OVER 100 1250.00

SPECIAL EVENTS

- COMMERCIALS/FILMS/SURFING EVENTS/RECREATIONAL GAMES \$350.00 up to three days
\$200.00 each additional day
- PROFESSIONAL PHOTO SESSIONS \$50.00 per day
- RENTAL OF BEACH PATROL EQUIPMENT (BOATS/STANDS) \$175.00 per day

CEREMONY OR SPECIAL EVENT DATE, TIME/LOCATION REQUESTED

ACTIVITY: Special Needs Surfing DATE: 7/9/22 # GUEST _____

TIME: 9-12 Location: 16th St.

Please send a completed signed application along with the Hold Harmless Agreement and the required application fee to City of Brigantine, ; 1417 W. Brigantine Avenue, Brigantine, New Jersey 08203

The undersigned agrees to abide by the following rules for the use and maintenance of the City of Brigantine beaches and or parks.

- The Site must be accessible to the public at all times. No blocking the pathways.
- No alcoholic beverages are allowed.

Cyril Teal 4/26/22

Please make checks payable to "City of Brigantine"