

Absent:

1. Flag Salute
2. Opening Prayer
3. Open Public Meetings Act Announcement
4. Resolution 2021-143 Re: Executive Session \_\_\_\_ P.M.  
Topics to be Discussed:  
  
M: S: RC: MC:
5. Return from Executive Session \_\_\_\_ P.M.  
  
M: S: RC: MC:
6. Approval of Payroll, Requisition List and Operating Expenses  
  
M: S: RC: MC:
7. Approval of Council Meeting Minutes for 7/14/2021  
  
M: S: RC: MC:
8. Public Comment on Agenda Items Only
9. JIF Presentation
10. Resolution 2021-144 Re: Authorizing the Execution of a Contract Renewing  
Membership in the Atlantic County Municipal Joint Insurance Fund  
  
M: S: RC: MC:
11. Ordinance No. 14 of 2021 – Public Hearing and Adoption  
Handicap Parking Space 310 27<sup>th</sup> Street  
  
M: S: RC: MC:
12. Ordinance No. 15 of 2021 – Public Hearing and Adoption  
Handicap Parking Space 214 7<sup>th</sup> Street South  
  
M: S: RC: MC:

13. Ordinance No. 16 of 2021 – Public Hearing and Adoption  
Bond Ordinance Providing for Various Improvements to Various Water Storage  
Tanks

M: S: RC: MC:

14. Ordinance No. 17 of 2021 – Introduction  
Amending Chapter 105-6 of the Code Regarding Regulating Beaches and  
Recreational Areas

M: S: RC: MC:

15. Ordinance No. 18 of 2021 – Introduction  
Bayside Redevelopment Plan

M: S: RC: MC:

16. Resolution 2021-145 Re: Authorizing a Concession Agreement with Viply, LLC for  
the Electronic Sales and Distribution of Beach Tags

M: S: RC: MC:

17. Resolution 2021-146 Re: Authorizing Award of Contract to Repair Stormwater Pump

M: S: RC: MC:

18. Resolution 2021-147 Re: Work Change Order #1 Reconstruction of Sheridan Blvd  
from Vardon Road to Sarazen Road

M: S: RC: MC:

19. Resolution 2021-148 Re: Real Estate Tax Refunds

M: S: RC: MC:

20. Resolution 2021-149 Re: Beach Badge Fee Refund

M: S: RC: MC:

21. Resolution 2021-150 Re: Authorizing Memorandum of Agreement for AFSCME  
Council 63

M: S: RC: MC:

22. Consent Agenda  
A. 6<sup>th</sup> Street North Block Party Request

- B. Heald Road Block Party Request
- C. Beach Cove Block Party Request
- D. Elks Raffle License #940

M:

S:

RC:

MC:

- 23. Council Manager/Committee Discussion:
- 24. Public Comments
- 25. Council Comments
- 26. 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.

**RESOLUTION 2021-**  
**RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT**  
**RENEWING MEMBERSHIP IN THE**  
**ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the City of Brigantine (hereinafter the "MUNICIPALITY") is a member of the Atlantic County Municipal Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, the MUNICIPALITY'S membership terminates as of January 1, 2022 unless earlier renewed by a Contract between the MUNICIPALITY and the FUND; and

WHEREAS, N.J.S.A. 40A:11-5 (1) (m) provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the subject matter is for the purchase of insurance coverage and consultant services, provided that the award is in accordance with the requirements for extraordinary unspecifiable services; and

WHEREAS, N.J.S.A. 40A:11-6.1(b) provides that the MUNICIPALITY shall make a documented effort to secure competitive quotations; however, a Contract may be awarded upon a determination, in writing, that the solicitation of competitive quotations is impracticable; and

WHEREAS, in accordance with N.J.A.C. 5:34-2.3, a designated official of the MUNICIPALITY, has filed a certification with the governing body describing in detail, as set forth below in this Resolution, why this Contract meets the provisions of the statutes and the regulations and why the solicitation of competitive quotations is impracticable; and

WHEREAS, it has been determined that the purchase of insurance coverage and insurance consultant services by the MUNICIPALITY requires a unique knowledge and understanding of the municipal exposures and risks associated with the operation of a municipal entity, and many insurance professionals are not qualified to assess these risks and exposures based upon their inherent complexity; and

WHEREAS, insurance coverage for municipal entities can vary greatly in the type, limits, and exceptions to coverage, and therefore particularized expertise in determining and obtaining the appropriate coverage is required to protect the MUNICIPALITY; and

WHEREAS, it is the goal of the MUNICIPALITY to obtain a single integrated program to provide all types of insurance coverage with a plan to limit the MUNICIPALITIES exposure; and

WHEREAS, the FUND has provided comprehensive insurance coverage to member municipalities since 1987; and

WHEREAS, since 1987, the Fund has continually refined all of the types of coverage that it provides to its members so that it offers comprehensive insurance coverage and limits to all members that is unique and cannot be purchased from a single entity in the commercial insurance market; and

WHEREAS, the FUND has also developed and made available to its members Safety, Risk Management and Litigation Management programs that address the specific exposures and risks associated with municipal entities; and

WHEREAS, the FUND provides the MUNICIPALITY with Fund Administration, Claims Review, Claims Processing, Claims Administration, Actuarial and Legal services; and

WHEREAS, the FUND is one of the most financially sound Municipal Joint Insurance Funds in New Jersey, and the FUND operates with strong fiscal controls, member oversight, and meets all of the requirements promulgated by the New Jersey Department of Community Affairs and the Department of Banking and Insurance; and

WHEREAS, as an existing member of the FUND, the MUNICIPALITY would be renewing its membership in an organization with experienced and dedicated FUND Professionals who provide specialized services to the members; and

WHEREAS, the membership of the FUND includes many neighboring municipalities that have uniquely similar exposures to the MUNICIPALITY, and with whom the MUNICIPALITY has existing inter-local arrangements; and

WHEREAS, all of the aforementioned factors categorize the award of this Contract as an "extraordinary, unspecifiable service" that cannot be duplicated, accounted for, accurately detailed, or described in a manner that truly depicts the value of the MUNICIPALITY'S membership in the FUND; and

WHEREAS, for all of the aforementioned reasons, it is impracticable for the MUNICIPALITY to seek competitive quotations for a Contract to provide the procurement of insurance coverage and consultant services; and

WHEREAS, the FUND has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and as such is an agency of the municipalities that created it; and

WHEREAS, N.J.S.A. 40A:11-5(2) also provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the Contract is entered into with a municipality or any board, body, officer, agency or authority thereof; and

WHEREAS, the FUND meets the definition of an agency as set forth in N.J.S.A. 40A:11-5(2); and

WHEREAS, for all of the aforementioned reasons, the MUNICIPALITY desires to enter into a Contract to renew its membership with the FUND for a period of three (3) years, for insurance coverage and consultant services, as an exception to the public bidding requirements of the Local Public Contracts Law.

NOW THEREFORE, be it resolved by the governing body of the MUNICIPALITY as follows:

1. The MUNICIPALITY agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.
2. The Mayor and Clerk of the MUNICIPALITY shall be and hereby are authorized to execute the "Contract to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the MUNICIPALITY'S renewal of its membership.
3. In accordance with N.J.A.C. 5:34-2.3, the certificate of a designated official of the MUNICIPALITY, which details why the solicitation of competitive quotations is impracticable, is attached hereto and made a part of this Resolution.

4. The Clerk of the MUNICIPALITY is authorized and directed to place a notice of the adoption of this Resolution and the award of this Contract in the official newspaper of the MUNICIPALITY.

This Resolution agreed to this 4<sup>th</sup> day of August, 2021, by a vote of:

\_\_\_\_\_ Affirmative      \_\_\_\_\_ Negative      \_\_\_\_\_ Abstentions

\_\_\_\_\_  
(Municipal Official)

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution 2021- adopted by the City Council of the City of Brigantine in the County of Atlantic, at a regular meeting thereof held on August 4, 2021.

\_\_\_\_\_  
Lynn Sweeney, RMC

**CITY OF BRIGANTINE  
ORDINANCE NO. 14 OF 2021**

**AN ORDINANCE AMENDING CHAPTER 284 OF THE CODE OF THE CITY  
OF BRIGANTINE AS IT RELATES TO HANDICAP PARKING SPACES**

**WHEREAS**, State statute specifically allows municipalities to establish restrictive parking zones in front of residences occupied by handicap persons; and

**WHEREAS**, a request has been made to the City of Brigantine concerning such a handicap parking space; and

**WHEREAS**, implementing this Ordinance would be a benefit to the health, welfare and safety of the residents of the City of Brigantine and the individual who needs the use of said handicap space; and

**WHEREAS**, the space set forth in this Ordinance has been investigated by the Brigantine Police department who have recommended the same.

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

**SECTION I:** Section 284-59 of the Code of the City of Brigantine shall be amended be adding the following space as a designated handicap space within the City of Brigantine:

**NAME OF STREET**

310 27<sup>th</sup> Street South

**LOCATION**

Twenty (20) foot area  
on the side of the property  
located at 310 27<sup>th</sup> Street South

**SECTION II:** Upon adoption by the City Council of the City of Brigantine of this Ordinance, the Department of Public Works and all other appropriate entities area authorized to take any and all steps to erect the appropriate signs designating the above space as a handicap parking space and to take any other action to fulfill the intention of this Ordinance.

**SECTION III:** Severability

If any section or part of this Ordinance is deemed to be invalid or illegal in any court or competent jurisdiction then said part is severable from this Ordinance as a whole and the remaining selections or parts of this Ordinance shall remain in full force and effect.

**SECTION IV:** Repealer

All Ordinances or portions thereof inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

**SECTION V:** Effective Date

This Ordinance shall take effect after final adoption and publication as prescribed by law.

INTRODUCTION: July 14, 2021

ADOPTION:

ATTEST:

\_\_\_\_\_  
VINCENT SERA, MAYOR

\_\_\_\_\_  
LYNN SWEENEY, RMC CITY CLERK



**CITY OF BRIGANTINE  
ORDINANCE NO. 15 OF 2021**

**AN ORDINANCE AMENDING CHAPTER 284 OF THE CODE OF THE CITY  
OF BRIGANTINE AS IT RELATES TO HANDICAP PARKING SPACES**

**WHEREAS**, State statute specifically allows municipalities to establish restrictive parking zones in front of residences occupied by handicap persons; and

**WHEREAS**, a request has been made to the City of Brigantine concerning such a handicap parking space; and

**WHEREAS**, implementing this Ordinance would be a benefit to the health, welfare and safety of the residents of the City of Brigantine and the individual who needs the use of said handicap space; and

**WHEREAS**, the space set forth in this Ordinance has been investigated by the Brigantine Police department who have recommended the same.

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

**SECTION I:** Section 284-59 of the Code of the City of Brigantine shall be amended be adding the following space as a designated handicap space within the City of Brigantine:

NAME OF STREET  
214 7<sup>th</sup> Street South

LOCATION  
Twenty (20) foot area  
on the side of the property  
located at 214 7<sup>th</sup> Street South

**SECTION II:** Upon adoption by the City Council of the City of Brigantine of this Ordinance, the Department of Public Works and all other appropriate entities area authorized to take any and all steps to erect the appropriate signs designating the above space as a handicap parking space and to take any other action to fulfill the intention of this Ordinance.

**SECTION III:** Severability

If any section or part of this Ordinance is deemed to be invalid or illegal in any court or competent jurisdiction then said part is severable from this Ordinance as a whole and the remaining selections or parts of this Ordinance shall remain in full force and effect.

**SECTION IV:** Repealer

All Ordinances or portions thereof inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

**SECTION V:** Effective Date

This Ordinance shall take effect after final adoption and publication as prescribed by law.

INTRODUCTION: July 14, 2021

ADOPTION:

ATTEST:

\_\_\_\_\_  
VINCENT SERA, MAYOR

\_\_\_\_\_  
LYNN SWEENEY, RMC CITY CLERK

**CITY OF BRIGANTINE  
ORDINANCE NO. 16 OF 2021**

BOND ORDINANCE PROVIDING FOR VARIOUS  
IMPROVEMENTS TO THE ROOSEVELT AVENUE WATER  
STORAGE TANK, THE BAYSHORE AVENUE WATER  
STORAGE TANK AND THE 14TH STREET WATER  
STORAGE TANK AND ALL RELATED WORK IN AND BY  
THE CITY OF BRIGANTINE, IN THE COUNTY OF  
ATLANTIC, NEW JERSEY, APPROPRIATING \$6,350,000  
THEREFOR AND AUTHORIZING THE ISSUANCE OF  
\$5,445,000 BONDS OR NOTES OF THE CITY TO  
FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGANTINE, IN  
THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all members  
thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance  
is hereby authorized to be undertaken by the City of Brigantine, in the County of  
Atlantic, New Jersey (the "City"). For the improvement or purpose described in Section  
3(a), there is hereby appropriated the sum of \$6,350,000, including \$905,000 available  
from The American Rescue Plan Act of 2021 (the "Contribution"). No down payment is  
required as the purpose authorized herein is deemed self-liquidating and the bonds and  
bond anticipation notes authorized herein are deductible from the gross debt of the City,  
as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose not  
covered by the Contribution, negotiable bonds are hereby authorized to be issued in the

principal amount of \$5,445,000 pursuant to the Local Bond Law, *N.J.S.A. 40A:2 et seq.* (the "Local Bond Law"). In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is improvements to the Roosevelt Water Storage Tank, the Bayshore Avenue Water Storage Tank and the 14<sup>th</sup> Street Water Storage Tank and all related work, as more specifically set forth in an agreement between the City and an entity to be determined through an on-going procurement process regarding the construction of improvements to and the maintenance of such water storage tanks, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial

officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the City may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$5,445,000, but that the net debt of the City determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$175,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) This bond ordinance authorizes obligations of the City solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for

a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the City pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its

undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRODUCTION:                      July 14, 2021  
ADOPTION:

Vince Sera, Mayor

Lynn Sweeney, RMC  
City Clerk



**CITY OF BRIGANTINE**

**ORDINANCE \_\_-2021**

**AN ORDINANCE OF THE CITY COUNCIL  
OF THE CITY OF BRIGANTINE AMENDING CHAPTER 105-6 OF  
THE CODE OF THE CITY OF BRIGANTINE REGULATING THE  
CITY'S MUNICIPAL BEACHES AND RECREATIONAL AREAS**

**WHEREAS**, the City of Brigantine (the "City") is a municipal entity organized and existing under the laws of the State of New Jersey and located in Atlantic County; and

**WHEREAS**, N.J.S.A. 40:48-1 authorizes the City to make and enforce ordinances regulating or prohibiting swimming or bathing in the waters of, in, or bounding the City and to establish, maintain, regulate and control a lifeguard upon any beach within or bordering on the municipality; and

**WHEREAS**, N.J.S.A. 40:61-22.20 provides City Council with the exclusive control, government and care of any lands or bathing and recreational facilities bordering on the Atlantic Ocean and tidal water bays and authorizes the enforcement of rules and regulations for the government and policing of such lands and bathing facilities; and

**WHEREAS**, the City Council desires to amend and supplement Chapter 105 of the Code of the City of Brigantine, which provides for the regulation of City municipal beaches and recreational areas.

**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.** §105-4(B), Automobile Permits, is hereby amended and supplemented as follows:

- (1) Four-Wheel Drive Permit. No person shall operate a motor vehicle upon or within the municipal beaches and recreational areas without first obtaining a permit in accordance with this Chapter. Permits shall only be issued for trucks, sport-utility vehicles ("SUV") and crossover utility vehicles ("CUV") with four-wheel drive capability, which have passed inspection by the Motor Vehicle Commission of the State of New Jersey for the current year or by the equivalent department or agency of the state in which the vehicle is permitted. No permit shall be issued for all-terrain vehicles ("ATV"), utility task vehicles ("UTV") or motorcycles, and operation of such within the municipal beaches and recreational areas is prohibited.

**Section 2.** §105-6, Violations and Penalties, is hereby amended and supplemented as follows:

- A. First Offense: Any person has been cited for violation of this Chapter, may plead guilty by affidavit through the City of Brigantine Municipal Court. The fine for a first time

offense is two hundred and nine (\$209.00) dollars. The offending party may also appear in Municipal Court and plead not guilty to the citation, and be heard before the Court.

- B. Second and/or Subsequent Offenses: Any subsequent violations or failures to comply with any of the provisions of this Chapter shall upon conviction thereof, be punishable by a fine of not more than one thousand dollars (\$1,000.00), by imprisonment for a term not to exceed ninety (90) days or by community service of not more than ninety (90) days, or any combination of fine, imprisonment or community service as determined in the discretion of the Municipal Court Judge.

Any person found guilty of a Second and/or Subsequent Offense may be prohibited from accessing Municipal Beaches or Recreational Areas for a one-year period commencing on the date of conviction.

- C. Any Beach Tag, Four Wheel Drive Permit, Catamaran Permit or Special Event Permit hereafter issued may, in addition to the imposition of any penalties provided hereunder against the responsible individual or vehicle or catamaran owner, be revoked temporarily by any police officer, lifeguard or other agent of the City for the refusal or failure of such person to display such tag or permit or to comply with any rule or regulation governing the use of the Municipal Beaches or Recreational Areas, to obey the reasonable directions of the officer or employee charged with the maintenance of good order thereon, for engaging in any noxious or offensive conduct or language or for other good cause.

**Section 3.** Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

**Section 4.** 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.

**Section 5.** This Ordinance shall take effect after final adoption and publication in accordance with law.

ATTEST:

CITY OF BRIGANTINE

\_\_\_\_\_  
Lynn A. Sweeney, Clerk

\_\_\_\_\_  
Vince Sera, Mayor

I, \_\_\_\_\_, Clerk of the City of Brigantine, do hereby certify that the foregoing is a true copy of an ordinance duly adopted by the City Council of the City of Brigantine on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Lynn A. Sweeney, Clerk

**CITY OF BRIGANTINE**

**ORDINANCE NO. \_\_ OF 2021**

**AN ORDINANCE OF THE CITY OF BRIGANTINE ADOPTING A  
REDEVELOPMENT PLAN FOR BLOCK 5702, LOTS 7, 7.01, 7.02, 8 AND 9, LOCATED  
AT 4401 ATLANTIC-BRIGANTINE BOULEVARD**

**WHEREAS**, previously, the City Council of the City of Brigantine directed the Brigantine Planning Board to study Block 5702, Lots 7, 7.01, 7.02, 8 and 9, located at 4401 Atlantic-Brigantine Boulevard, (hereinafter referred to as the “Property”), to determine whether the area is in need of redevelopment pursuant the New Jersey Local Housing and Redevelopment Law (N.J.S.A. 40A:12A-1 *et. seq.*) and

**WHEREAS**, the Brigantine Planning Board undertook the required study and conducted a public hearing on June 22, 2021, resulting in a finding that the Property meets the criteria for redevelopment; and

**WHEREAS**, the Brigantine Planning Board notified the City Council of its recommendation that the City declare the Property, now referred to as “The Bayside Marina Redevelopment Area” an Area in Need of Redevelopment, which recommendation is memorialized in a Decision and Resolution of the Planning Board dated July 28, 2021; and

**WHEREAS**, on July 14, 2021, pursuant to Resolution No. 2021-141, the City Council of the City of Brigantine declared the Property, referred to as The Bayside Marina Redevelopment Area” to be in an area in need of redevelopment; and

**WHEREAS**, as a result of such designation, property within the area so designated is eligible to adopt a Plan designed to rehabilitate, redevelop and revitalize the site; and

**WHEREAS**, the City Council of the City of Brigantine authorized the preparation of a Redevelopment Plan, which Plan was prepared by L.B. Landgraf & Associates, LLC, and is dated July 13, 2021, attached hereto (hereinafter “the Plan”); and

**WHEREAS**, the Brigantine Planning Board reviewed the Plan and made a finding that the Plan is consistent with the City’s Master Plan, and recommends that the City adopt the Plan; and

**WHEREAS**, the City Council has reviewed and accepts the recommendations of the Brigantine Planning Board and finds that the adoption of the Bayside Marina Redevelopment Plan will be in the best interests of the City of Brigantine and will facilitate appropriate rehabilitation, redevelopment and revitalization of the Bayside Marina Redevelopment Area.

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED** by the City Council of the City of Brigantine as follows:

**Section 1.** The Redevelopment Plan for the Bayside Marina Redevelopment Area, is hereby adopted as a Redevelopment Plan in Accordance with N.J.S.A. 40A:12A-1 *et. seq.* The City Council declares and determines that said Redevelopment Plan meets the criteria, guidelines and conditions set forth in N.J.S.A. 40A:12A-7, provides realistic opportunities for the planning development and rehabilitation within the City and specifically the Redevelopment Area, and is otherwise in conformance with N.J.S.A 12A-1, *et seq.*;

**Section 2.** The City Council hereby accepts the recommendations of the Brigantine Planning Board and adopts the attached Redevelopment Plan entitled “Bayside Marina Redevelopment Plan” prepared by L.B. Landgraf, LLC and is dated July 13, 2021, for the City of Brigantine and specifically the Redevelopment Area.

**Section 3.** The Bayside Marina Redevelopment Plan shall supersede and replace the zoning and development regulations of the City Land Use Ordinance.

**Section 4.** All Ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

**Section 5.** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged, invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

**Section 6.** This ordinance shall take effect upon final adoption and publication in accordance with the law.

**ATTEST**

**CITY OF BRIGANTINE**

\_\_\_\_\_  
LYNN SWEENEY, CITY CLERK

\_\_\_\_\_  
VINCE SERA, MAYOR

First Reading: \_\_\_\_\_

Publication: \_\_\_\_\_

Second Reading: \_\_\_\_\_

CITY OF BRIGANTINE  
RESOLUTION NO. 2021-

A RESOLUTION OF THE CITY OF BRIGANTINE  
AUTHORIZING A CONCESSION AGREEMENT WITH VIPLY LLC FOR THE  
ELECTRONIC SALES AND DISTRIBUTION OF BEACH TAGS

**WHEREAS**, the City duly advertised for and accepted sealed proposals on July 28, 2020 for the implementation of an electronic beach badge system; and

**WHEREAS**, the term of the contract is for twelve (12) months and the specifications provide that the City can exercise (2) one-year extensions; and

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the City of Brigantine authorizes the first option year contract extension for the electronic sales and distribution of beach tags be granted to VIPLY LLC.

**BE IT FURTHER RESOLVED** that the implementation of the electronic beach system is at no cost to the City and all fees associated for beach tags will be passed on to the consumer.

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 4<sup>th</sup> day of August 2021.

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.  
THE CITY OF BRIGANTINE

A RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO REPAIR  
STORMWATER PUMP UNIT

**WHEREAS**, the existing stormwater pump unit at the Caverly pump station is in need of repairs; and

**WHEREAS**, Xylem Water Solutions USA, Inc. is the current national contract vendor for the City of Brigantine for pump maintenance services; and

**WHEREAS**, John W. Doring Jr., Superintendent of Public Works agrees with the scope of work to be performed; and

**NOW, THEREFORE BE IT RESOLVED** by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey authorizes Xylem Water Solutions USA, Inc. to perform the work necessary to repair the existing pump unit; and

**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 Line# 1-01-44-710-702 in the amount of \$17,690.64.

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 4<sup>th</sup> day of August, 2021.

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					

CITY OF BRIGANTINE  
RESOLUTION #2021-  
WORK CHANGE ORDER #1

RECONSTRUCTION OF SHERIDAN BLVD FROM VARDON ROAD TO SARAZEN ROAD

**WHEREAS**, the City of Brigantine did award a contract for the Reconstruction of Sheridan Blvd from Vardon Road to Sarazen Road and did enter into a contract with Lexa Concrete LLC for the amount of \$264,395.30; and

**WHEREAS**, said contract needs to be updated to include the removal of tree, install a 12-inch gutter for improved drainage and to a manhole to meet grade in the amount of \$182.00; and

**NOW, THEREFORE, BE IT RESOLVED** that the contract between Lexa Concrete LLC, and the City of Brigantine, be amended to \$264,577.30 a net increase of \$182.00.

**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 NJDOT Grant Account: G-02-41-865-036 in the amount of \$182.00

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 4<sup>th</sup> day of August, 2021

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  
2021-

WHEREAS, it has been determined by the Tax Collector that the taxpayers as indicated on the attached Schedule "A" are entitled to overpayment refunds and;

WHEREAS, it is the desire of the Council of the City of Brigantine to have these overpayments returned to the respective taxpayers;

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

1. The Tax Collector is hereby authorized to make overpayment refunds in the amount shown and to the taxpayers, as appears on Schedule "A" which made apart hereof.
2. Copies of the resolution to the Tax Collector

CITY OF BRIGANTINE  
OVERPAYMENT REFUNDS  
August 4, 2021 Meeting

BLOCK	LOT	QUAL	NAME	YEAR-QRT	AMOUNT
402	14		Braccia, Vito Lereta	2021-03	1245.46
1502	4		McAllister, Charles & Linda Lereta	2021-03	2178.15
1902	4		Scerbo, Michael & Deborah	2021-03	1955.67
312	9		Maiella, Mathew & Maureen Corelogic	2021-03	1402.27
402	13		Underwood, Maria Corelogic	2021-03	1184.98
104	22		Kovacs, David Corelogic	2021-03	3450.38
103	1.12	C0012	Henderson, Melissa Corelogic	2021-03	666.15
502	23.18	C0207	Haddad, Rachel Corelogic	2021-03	683.76
705	1.28	C0321	Hertz, Laurans & Patricia Corelogic	2021-03	1359.51
802	22.02	C000B	Walsh, Elizabeth & Thomas Corelogic	2021-03	859.82
1603	1		Skolnik, Brett & Sloane Corelogic	2021-03	5630.26
2205	2		Proferes, Carole Lynn Corelogic	2021-03	2729.38
2205	11		Pickford, Sean & Lorraine Corelogic	2021-03	2755.73
2302	2		Shapiro, Scott & Marci Corelogic	2021-03	5050.51
2404	7		Dilba, Rimgaudas & Patricia Corelogic	2021-03	1707.68
2503	15		Adams, Andrew & Laura Corelogic	2021-03	5276.02

CITY OF BRIGANTINE  
OVERPAYMENT REFUNDS  
August 4, 2021 Meeting

BLOCK	LOT	QUAL	NAME	YEAR-QRT	AMOUNT
2802	20		Kneeland, John & Nancy Corelogic	2021-03	1941.84
2804	6.02	C000B	Beltz, Stewart & Rosemarie Corelogic	2021-03	1353.89
3502	3.050	C1223	Conway, Sean & Langdon, Hope Corelogic	2021-03	670.03
3601	31		Lentz, Roger & Karen Corelogic	2021-03	1171.05
3602	27.036		Menna, Frank & Ann Corelogic	2021-03	2362.18
3703	1.09	C0084	Korostynski, Charles Corelogic	2021-03	678.67
4204	18.14	C1302	Tremblay, Maurice Corelogic	2021-03	1499.14
4700	140.130	C00K2	Sirico, Dominick & Rosanna Corelogic	2021-03	225.29
5702	6		George, Jon & Shelley Corelogic	2021-03	4292.35
5802	9		Mann, David & Dianne Corelogic	2021-03	2220.48
6202	2		Moore, Jason Corelogic	2021-03	1494.29
6703	16		Tuttle, Joanne Corelogic	2021-03	2137.11
6704	23.01	C000A	Dewerth, Amy Corelogic	2021-03	841.11

**CITY OF BRIGANTINE  
RESOLUTION 2021-**

**THE COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:**

**WHEREAS**, The City of Brigantine has, pursuant to various ordinances, a set fee schedule for Brigantine beach tags; and

**WHEREAS**, it appears from the records that Nirpa Desai paid \$75.00 for three beach tags, and

**WHEREAS**, Ms. Desai has proper military identification and should have received those three beach tags free of charge, and

**WHEREAS**, according to the City of Brigantine Fee Schedule, Mrs. Desai is entitled to a refund in the amount of \$75.00.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIGANTINE:**

1. The City Financial Officers are hereby authorized to refund the sum of \$75.00  
To: Nirpa Desai  
208 Quay Blvd  
Brigantine, NJ 08203
2. This resolution shall take effect immediately.

This is to certify that the above is a true and lawful copy of a resolution adopted by the City Council of the City of Brigantine, County of Atlantic, State of New Jersey at its meeting of August 4, 2021.

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Lynn Sweeney, RMC  
City Clerk

**CITY OF BRIGANTINE  
RESOLUTION 2021-**

**BE IT RESOLVED**, by the City Council of the City of Brigantine that the City Manager is herewith authorized to execute the AFSCME Council 63 Agreement for the terms set forth herein.

This is to certify that the above is a  
lawful copy of a resolution adopted by the  
City Council of the City of Brigantine,  
County of Atlantic, State of New Jersey  
at its meeting of August 4, 2021.

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Lynn Sweeney, RMC  
City Clerk



Attn: Jim Bennett

Hello,

I am writing to ask you if we could have the street of 6th st north partially blocked for September 11, 2021? We are having a birthday block party and all the residents on the street have said yes. We actually don't need the whole street, we can just block it from beach ave. to 207 6th north.

I'm not sure how you work the hours, but we only need it from 10am to 5 or 6 pm.

I have attached all the residents on the street and they all have agreed to have the party and all are invited.

Any questions, please call Barb Wiener, [REDACTED].

Thank you

*Barb Wiener*

Barbara Wiener

July 14, 2021

July 21, 2021

TO  
Jim Bennett  
City Manager  
City of Brigantine  
1417 W. Brigantine Avenue  
Brigantine, NJ 08203

RE  
Heald Road Block Party  
Road Closure Request

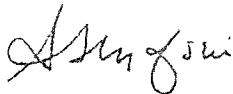
Dear Mr. Bennett,

Please accept this letter as a formal request on behalf of the neighbors of Heald Road for a road closure permit to host an end of summer block party. The details are as follows:

Saturday, September 18, 2021  
Heald Road from East Evans Blvd to Sheridan Place  
4PM – 8PM

Thank you for your consideration. Should you have any questions or require additional information, please contact me at [allie@driveengineering.com](mailto:allie@driveengineering.com) or [REDACTED]

Very truly yours,



Allie Slizofski  
38 & 40 Heald Road

DIRECT [REDACTED]  
EMAIL [allie@driveengineering.com](mailto:allie@driveengineering.com)

# Request for street closure

Beach Cove Block Party

Sunday September 5, 5pm-9pm

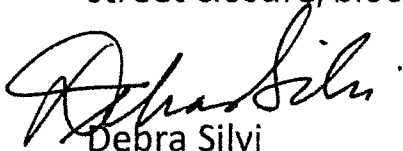
The community of Beach Cove wishes to have a block party on Sunday September 5 from 5pm to 9pm, and wishes to close the street to traffic during that time.

As requested, we have solicited all residents of Beach Cove and attached are the signatures from 20 residences that we were able to obtain today indicating their approval for a temporary street closure.

Our plans are to direct all residents to keep their cars in their driveways and that after 5pm all incoming traffic will be asked to park on Lagoon Boulevard. We understand that the town/police will put tape across Beach Cove at 5pm to prevent traffic coming on to the street.

Our plan is for an outdoor dinner with a DJ and activities for the children. We plan to shut down music after 9pm out of consideration for young families on the block.

Please let me know if there is anything further you require for this street closure/block party to be approved.



Debra Silvi

21 Beach Cove



debra.silvi@gmail.com