

Present:
 Absent:

**AGENDA
 CITY OF BRIGANTINE
 COUNCIL MEETING
 September 20, 2023
 5:00 P.M.**

1. Flag Salute
2. Opening Prayer
3. Open Public Meetings Act Announcement
4. Brigantine Beach Patrol Lifeguard Proclamation
5. Presentation by William Reynolds, Atlantic County Prosecutor
6. Resolution 2023-181 Re: Executive Session _____ P.M.

Topics to Be Discussed:

M: S: RC: MC:

7. Return from Executive Session _____ P.M.

M: S: RC: MC:

8. Approval of 9/6/2023 Council Meeting and Executive Session Minutes

M: S: RC: MC:

9. Approval of Payroll, Requisition List and Operating Expenses

M: S: RC: MC:

10. Public Comment on Agenda Items Only

11. Resolution 2023-182 Re: Appointment of Alternate Labor Counsel – Blaney, Donohue & Weinberg, PC

M: S: RC: MC:

12. Resolution 2023-183 Re: Authorizing Agreement for a Joint Municipal Court for Brigantine and Ventnor

M: S: RC: MC:

13. Resolution 2023-184 Re: Real Estate Tax Refunds

M: S: RC: MC:

14. Resolution 2023-185 Re: Renaming of the Brigantine Sea Wall

M: S: RC: MC:

15. Consent Agenda

A. Marine Mammal Stranding Center Raffle License #1025

B. Brigantine VFW Raffle License #1026

C. Green Whales 2024 Triathlon 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
RESOLUTION NO. 2023-
A RESOLUTION BY THE CITY OF BRIGANTINE NEW JERSEY
AUTHORIZING THE AWARD OF A CONTRACT TO BLANEY, DONOHUE & WEINBERG. PC
AS ALTERNATE LABOR COUNSEL
BRIGANTINE, NEW JERSEY

WHEREAS, The City appointed labor counsel for 2023 and

WHEREAS, the appointed labor attorney needs to recuse for a particular case, and

WHEREAS, Blaney, Donahue & Weinberg, PC is a qualified alternate submitting credentials to represent the City in this case.

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 Blaney, Donohue, & Weinberg, PC 2123 Dune Drive, Suite 11 Avalon, NJ 08202 for an amount of \$175.00 per hour rate submitted by the firm not to exceed \$5,000.00

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 # 3-01-20-155-356

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 20th day of September, 2023

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Albert Stanley
Chief Financial Officer

CITY OF BRIGANTINE

RESOLUTION NO. 2023-

**“A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF BRIGANTINE AUTHORIZING THE ENTRY INTO
A SHARED SERVICES AGREEMENT
WITH THE CITY OF VENTNOR CITY FOR A SHARED MUNICIPAL COURT, TO BE
KNOWN AS THE BRIGANTINE VENTNOR COURT”**

WHEREAS, *N.J.S.A.2B:12-1a* requires that every municipality in the State of New Jersey shall establish a municipal court; and

WHEREAS, *N.J.S.A.2B:12-1c* allows two or more municipalities, by ordinance or resolution, to agree to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts and agree to appoint judges and administrators without establishing a joint municipal court. Said statute further provides that where municipal courts share facilities in this manner, the identities of the individual courts shall continue to be expressed in the captions of orders and process; and

WHEREAS, New Jersey has established the New Jersey Uniform Shared Services and Consolidation Act, *N.J.S.A.40A:65-1 et seq.* ("USSC Act"), which expressly provides in section 40A:65-4 thereof, that "any local unit may enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units including services from licensed or certified professionals required by statute to be appointed"; and

WHEREAS, *N.J.S.A.* 40A:65-7 provides that the duration of any Shared Services Agreement shall be ten (10) years unless the parties should agree to a lesser term or duration, which in this instance the parties have agreed to a duration of a period of five (5) years; and

WHEREAS, the City of Brigantine and the City of Ventnor City wish to now provide for the sharing of municipal court operations with each municipality retaining its own independent status, all in accordance with the provisions of *N.J.S.A.* 2B:12-1c for such time and duration, and under such circumstances as set forth in this Agreement; and

WHEREAS, it is the express intention of both municipalities to have a Shared Municipal Court as distinguished from a Joint Municipal Court.

WHEREAS, the City of Brigantine and the City of Ventnor City have concluded that a Shared Municipal Court will provide significant cost savings to each municipality through the use of shared facilities and personnel and without sacrificing efficiency or convenience to law enforcement officials and the general public; and

WHEREAS, both municipalities intend to have the same Court Administrator for both courts, and to consolidate municipal court operations in the City of Brigantine.

WHEREAS, the City of Brigantine and the City of Ventnor City have negotiated the terms of a Shared Services Agreement for the Brigantine Ventnor Court, in the form substantially as attached hereto as Exhibit "A"; and

WHEREAS the City of Brigantine wishes to authorize the entry into and execution of the attached Shared Services Agreement for the Brigantine Ventnor Court.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Brigantine that the Mayor, City Manager and the City Clerk are authorized to execute a shared

services agreement with the City of Ventnor for the establishment and operation of a Shared
Municipal Court, in the form attached hereto as Exhibit "A"

DATE: _____

LYNN SWEENEY, RMC
CITY CLERK

4878-3625-9455, v. 1

RESOLUTION
2023-

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

September 20, 2023

BLOCK	LOT	QUAL	NAME	YEAR-QRT	AMOUNT
106	14.04	C000D	Cannuscio, Robert & Karen	2023-04	1605.32
7204	1		Bocchino, Philip & Genevieve	2023-04	1670.86

CITY OF BRIGANTINE
RESOLUTION 2023-

WHEREAS, the City of Brigantine is desirous of renaming the Brigantine Sea Wall to the Brigantine Promenade.

BE IT RESOLVED, that this resolution shall take effect immediately.

This is a true and correct copy
of a resolution adopted by the
City Council of the City of
Brigantine at their meeting held
on September 20, 2023.

Lynn Sweeney, RMC
City Clerk