

Absent:

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

1. Flag Salute
 2. Opening Prayer
 3. Open Public Meetings Act Announcement
 4. Dedicating John McLaughlin Way
 5. Resolution 2023-235 Re: Executive Session _____ P.M.
- Topics to Be Discussed:

M: S: RC: MC:

6. Return from Executive Session _____ P.M.

M: S: RC: MC:

7. Approval of 12/6/23 Council Meeting and Executive Session Minutes

M: S: RC: MC:

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

M: S: RC: MC:

- ## 9. Public Comment on Agenda Items Only

M: S: RC: MC:

10. Ordinance No. 18 of 2023 – Public Hearing and Adoption
Bond Ordinance Amending Section 3 of Bond Ordinance Numbered 19 of 2021 in
Order to Modify the Projects Authorized thereby

M: S: RC: MC:

11. Ordinance No. 19 of 2023 – Public Hearing and Adoption
Amending Chapter 61 of the Code, Salaries and Compensation

M: S: RC: MC:

12. Resolution 2023-236 Re: Transfer of Funds in the Current Year Budget

M: S: RC: MC:

13. Resolution 2023-237 Re: Authorizing Purchase of a Modular Ambulance Ford E-450 Horton

M: S: RC: MC:

14. Resolution 2023-238 Re: Authorizing Purchase of Portable Radios and Antennas

M: S: RC: MC:

15. Resolution 2023-239 Re: Authorizing Purchase of Two Chevy Tahoe Police Vehicles

M: S: RC: MC:

16. Resolution 2023-240 Re: Authorizing City to Enter into a Shared Service Agreement with the City of Ventnor for Qualified Purchasing Agent Services

M: S: RC: MC:

17. Resolution 2023-241 Re: Real Estate Tax Refunds

M: S: RC: MC:

18. Resolution 2023-242 Re: Change Order #1 for Lighthouse District Streetscape Improvement Program (Federal Highway)

M: S: RC: MC:

19. Resolution 2023-243 Re: FEMA Flood Mitigation Assistance Grant

M: S: RC: MC:

20. Resolution 2023-244 Re: Ratification of Teamster's Union Contract

M: S: RC: MC:

21. Resolution 2023-245 Re: Ratification of White Collar's Union Contract

M: S: RC: MC:

22. Resolution 2023-246 Re: Award of Design Services for Golf Links Clubhouse

M: S: RC: MC:

23. Consent Agenda

A. Clean Ocean Action Beach Sweep Request

M:

S:

RC:

MC:

24. Council Manager/Committee Discussion

25. Public Comments

26. Council Comments

27. 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. 18 OF 2023

BOND ORDINANCE AMENDING SECTION 3 OF BOND
ORDINANCE NUMBERED 19 OF 2021 OF THE CITY OF
BRIGANTINE, IN THE COUNTY OF ATLANTIC, NEW
JERSEY, FINALLY ADOPTED DECEMBER 15, 2021, IN
ORDER TO MODIFY THE PROJECTS AUTHORIZED
THEREBY

WHEREAS, The Board of Education of the City of Brigantine in the County of Atlantic, New Jersey (the "Board of Education") previously determined by resolution duly adopted on November 21, 2021 that it was necessary to appropriate the aggregate amount of \$7,264,150 for certain capital projects at the Brigantine Community School, including roof replacement, interior doors and hardware replacement, generator replacement and ventilator (UV) relocation, and delivered a copy of such resolution to each member of the Board of School Estimate (the "Board of School Estimate"); and

WHEREAS, the Board of School Estimate previously fixed and has determined by resolution duly adopted on November 29, 2021 that it was necessary to appropriate the aggregate amount of \$7,264,150 for such capital projects specified in the resolution of the Board of Education and delivered a certificate to that effect to the Board of Education and to the City Council of the City of Brigantine, in the County of Atlantic, New Jersey (the "City"); and

WHEREAS, on December 15, 2021, the City adopted Bond Ordinance No. 19 of 2021, appropriating \$7,264,150 and authorizing the issuance of \$7,264,150 bonds or notes of the City to

finance such capital projects at the Brigantine Community School (the "Original Bond Ordinance"); and

WHEREAS, upon completion and closeout of the roof replacement, interior doors and hardware replacement, and generator replacement projects at the Brigantine Community School, the Board of Education has determined that there will be a balance of approximately \$2,803,937.77 no longer needed for such projects; and

WHEREAS, in addition, the Board of Education has determined that it is no longer necessary to complete the ventilator (UV) relocation project and there is a balance of \$998,400.00 no longer needed for such project; and

WHEREAS, the total balance no longer needed for the four projects described above is approximately \$3,802,337.77; and

WHEREAS, the Board of Education is desirous of using these remaining funds to complete additional sitework at Brigantine Community School, including exterior masonry renovations and the parking lot alteration project (collectively, the "Additional Capital Projects"); and

WHEREAS, Board of Education has determined by resolution duly adopted on November 16, 2023 that it is necessary to appropriate the aggregate amount of \$3,802,337.77 for the Additional Capital Projects and has delivered a copy of the resolution to each member of the Board of School Estimate; and

WHEREAS, the Board of School Estimate has fixed and has determined by resolution duly adopted on November 29, 2023 that it is necessary to appropriate the aggregate amount of \$3,802,337.77 for the Additional Capital Projects specified in the resolution of the Board of Education and has delivered a certificate to that effect to the Board of Education and to the City Council of the City; and

WHEREAS, as a result of the foregoing, the City hereby determines to amend Section 3 of the Original Bond Ordinance to: (i) remove the ventilator (UV) relocation project as part of the original projects to be completed as part of the Brigantine Community School; and (ii) to include the Additional Capital Projects as part of the capital projects to be completed as part of the Brigantine Community School; now, therefor:

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 One. Section 3 of Bond Ordinance No. 19 of 2021 of the City of Brigantine, in the County of Atlantic, New Jersey (the "City"), is hereby amended in its entirety to remove the ventilator (UV) relocation project and to include exterior masonry renovations and the parking lot alterations project, and to read as follows:

"The capital projects hereby authorized for which the bonds or temporary notes are to be issued is to provide for various capital projects at the Brigantine Community School, consisting of roof, interior doors and hardware and generator replacement, exterior masonry renovations and the parking lot alterations project, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto."

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

**CITY OF BRIGANTINE
ORDINANCE NO. 19 OF 2023**

**AN ORDINANCE AMENDING CHAPTER 61, SALARIES AND COMPENSATION OF
THE CODE OF THE CITY OF BRIGANTINE PURSUANT TO N.J.S.A. 40A:9-165,
ESTABLISHING THE SALARIES AND WAGES OF CERTAIN OFFICERS AND
EMPLOYEES OF THE CITY OF BRIGANTINE, COUNTY OF ATLANTIC, STATE OF
NEW JERSEY**

**THE GOVERNING BODY OF THE CITY OF BRIGANTINE DOES ORDAIN AND
ENACT AS FOLLOWS:**

SECTION 1: The salaries and wages of employees whose terms and conditions of employment are governed by a collective bargaining agreement shall be as set forth in their respective bargaining agreements.

SECTION 2: The salaries and wages of the other officers and employees of the City of Brigantine shall be paid within the specific ranges.

	MINIMUM	MAXIMUM
Mayor	\$10,000.00	\$15,000.00
Deputy Mayor	\$9,000.00	\$14,000.00
Member of Council	\$8,000.00	\$13,000.00
City Clerk	\$52,000.00	\$90,000.00
Deputy City Clerk	\$30,000.00	\$60,000.00
Administrative Assistant	\$30,000.00	\$71,500.00
Part Time Administrative Assistant	\$15,000.00	\$35,000.00
Account Clerk	Min. Wage	\$25.00 Hourly
City Manager	\$85,000.00	\$160,000.00
Deputy City Manager	\$60,000.00	\$90,000.00
Judge of the Municipal Court	\$20,000.00	\$40,000.00
Municipal Court Administrator	\$52,000.00	\$75,000.00
Municipal Prosecutor/Assistant City Solicitor	\$18,000.00	\$30,000.00
Zoning Officer	\$8,000.00	\$20,000.00
Assistant Zoning Officer	\$3,500.00	\$8,500.00
Mercantile Officer	\$16,000.00	\$30,000.00
Chief of Police	\$80,000.00	\$175,000.00
Fire Chief	\$80,000.00	\$165,000.00
Class I Special Police Officer	Minimum Wage	\$19.00 Hourly
Class II Special Police Officer	\$20.00	\$30.00 Hourly
Class III Special Police Officer	\$20.00	\$30.00 Hourly
Superintendent of Public Works	\$70,000.00	\$150,000.00
Comptroller	\$45,000.00	\$80,000.00
Code Enforcement Supervisor	\$50,000.00	\$90,000.00
Part Time Code Enforcement Inspector	\$20.00	\$30.00 Hourly
Construction Official	\$52,000.00	\$85,000.00
Fire Official	\$50,000.00	\$80,000.00
Part Time FF/EMT	Minimum Wage	\$20.00 Hourly
Part Time EMT	Minimum Wage	\$20.00 Hourly
Part Time Dispatcher	\$18.00	\$30.00 Hourly
Part Time Fire Inspector	Minimum Wage	\$20.00 Hourly

Emergency Management Coordinator	\$3,500.00	\$9,500.00
Deputy Emergency Management Coordinator	\$0.00	\$5,000.00
School Crossing Guard	Min. Wage	\$17.00 Hourly
City Engineer	\$70,000.00	\$105,000.00
Supervisor, Water and Sewer Utility	\$60,000.00	\$95,000.00
Supervisor, Public Works	\$60,000.00	\$95,000.00
Water and Sewer License Stipend	\$5,000.00	\$15,000.00
Clean Communities Coordinator	\$1,000.00	\$3,000.00
Recycling Coordinator	\$1,000.00	\$1,500.00
Chief Financial Officer	\$52,000.00	\$160,000.00
Part Time Chief Financial Officer	\$15,000.00	\$45,000.00
Part Time Comptroller	\$1,500.00	\$6,000.00
Tax and Utility Collector	\$52,000.00	\$90,000.00
Deputy Tax and Utility Collector	\$30,000.00	\$60,000.00
Tax Assessor	\$52,000.00	\$95,000.00
Deputy Tax Assessor	\$30,000.00	\$60,000.00
Field Representative, Tax Assessor	\$30,000.00	\$60,000.00
Municipal Housing Liaison	\$5,000.00	\$15,000.00
Purchasing/Inventory Control Officer	\$12,000.00	\$20,000.00
Part Time Qualified Purchasing Agent	\$10,000.00	\$30,000.00
Personnel Director	\$52,000.00	\$80,000.00
Construction Official	\$52,000.00	\$90,000.00
Fire Sub Code Official	\$5,000.00	\$10,000.00
Electrical Sub Code Official	\$12,000.00	\$22,000.00
Plumbing Sub Code Official	\$12,000.00	\$22,000.00
Part Time Electrical Inspector	\$20.00	\$40.00 Hourly
Part Time Building Inspector	\$20.00	\$40.00 Hourly
Planning Board Secretary	\$7,500.00	\$10,500.00
Planning Board Solicitor	\$5,000.00	\$8,000.00
Recreation Director	\$52,000.00	\$95,000.00
Assistant Recreation Director	\$50,000.00	\$82,000.00
Recreation Supervisor	\$40,000.00	\$65,000.00
C.E.R. Secretary	Minimum Wage	\$20.00 Hourly
Civic Center/ADA Coordinator	\$10,000.00	\$18,500.00
Animal Control Officer	\$9,000.00	\$17,000.00
Rental Registration Inspector	\$11.00	\$16.00 Per Inspection
Rental Registration Re-Inspector	\$6.00	\$11.00 Per Inspection
4 WD Supervisor, Permit Inspector	Min. Wage	\$20.00 Hourly
4 WD Permit Inspector	Min. Wage	\$19.00 Hourly
Director of Beach Fee Office	\$9,000.00	\$20,000.00
Supervisor Beach Fee Office	\$16.00	\$19.00 Hourly
Assistant Bookkeeper Beach Fee Office	\$16.00	\$19.00 Hourly
Beach Inspector, 1 st Year		Min. Wage
Beach Inspector 2 nd and 3 rd Year		\$15.00 Hourly
Beach Inspector, 4 th Year and Up		\$16.00 Hourly
Beach Patrol Chief	\$18,000.00	\$40,000.00
Beach Patrol Assistant Chief	\$15,500.00	\$25,000.00
Beach Patrol Captain	\$13,500.00	\$20,000.00
Beach Patrol Sr. Lieutenant	\$11,000.00	\$18,500.00
Beach Patrol Lieutenant/Medic	\$11,500.00	\$16,500.00

Beach Patrol Lieutenant	\$11,000.00	\$16,500.00
Seasonal Laborer	Min. Wage	\$20.00 Hourly
Recreational Aides	Min. Wage	\$20.00 Hourly
Temporary Clerical	Min Wage	\$20.00 Hourly
CRS Coordinator	\$3,500.00	\$7,000.00
Assistant CRS Coordinator	\$0.00	\$5,000.00
Certified Flood Plain Manager	\$1,000.00	\$2,500.00

SECTION 3: All salaries and wages as listed in Section 2 shall be paid bi-weekly and shall become effective once adopted. Persons currently holding positions shall be paid within the specified ranges as listed in Section 2, to be determined by the City Manager who will consider experience, education and other relevant factors.

SECTION 4: Seasonal positions shall become effective with the beginning of the summer season. The Beach Patrol Officers must work a minimum of 70 days. Failure to do so will result in a pro-rata reduction of salary based upon the Officer's daily rate of pay.

SECTION 5: Part Time Dispatcher positions hourly rate shall be increased by a minimum of \$.50 for each additional year thereafter up to the maximum hourly rate established in this ordinance. Part Time Dispatchers shall be entitled to be paid at the rate of one and one-half times their regular hourly rate (1 ½) for all hours worked on a Premium Holiday as defined in the current GWU Local 300 Collective Bargaining Agreement. Part Time Dispatchers who maintain a current NJ or National Registry EMT Certification shall be entitled to an annual stipend of seven hundred Fifty dollars (\$750.00).

SECTION 6: Longevity was eliminated for all employees. Employees that have received longevity in the past will maintain the longevity amount that has already been added to their base but will no longer be eligible to receive longevity from January 1, 2014.

SECTION 7: A copy of this Salary Ordinance shall remain on file in the office of the Municipal Clerk and be available for inspection during office hours.

SECTION 8: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 9: This ordinance shall take effect after final adoption and publication as prescribed by law.

INTRODUCTION: December 6, 2023

ADOPTION:

Lynn Sweeney, RMC
City Clerk

Vincent Sera, Mayor

RESOLUTION NO. 2023 –

**A RESOLUTION BY THE CITY OF BRIGANTINE FOR THE TRANSFERS OF FUNDS IN THE CURRENT YEAR
2023 BUDGET**

WHEREAS, it has been determined that certain appropriations, in the 2023 municipal budget, will not be sufficient to meet anticipated expenses; and

WHEREAS, NJSA 40A:4-58 authorizes the transfer from appropriations with excess balances to other appropriations which are anticipated to be insufficient after November 1st.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the City of Brigantine that Chief Financial Officer is authorized to make the following transfers to accounts on attached

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 20th day of December, 2023.

CITY OF BRIGANTINE

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

Lynn Sweeney, RMC
City Clerk

Albert Stanley
Chief Financial Officer

Current Fund	To:	From:
3-01-20-100-200 Admin OE	\$3,000.00	
3-01-20-120-200 Municipal Clerk Expenses	\$4,000.00	
3-01-20-155-300 Legal	\$2,000.00	
3-01-26-304-200 Golf Course	\$57,000.00	
3-01-26-305-100 Recycling S&W	\$1,000.00	
3-01-26-302-200 Buildings & Grounds OE	\$10,000.00	
3-01-23-230-301 Health Opt Out		\$10,000.00
3-01-26-300-200 Public Works OE		\$17,000.00
3-01-26-303-200 Vehicle Maintenance OE		\$25,000.00
3-01-26-306-203 Solid Waste OE		\$20,000.00
3-01-28-380-200 Beach Patrol OE	<hr/>	<u>\$5,000.00</u>
Total:	\$77,000.00	\$77,000.00

CITY OF BRIGANTINE
RESOLUTION NO. 2023-
A RESOLUTION BY THE CITY OF BRIGANTINE NEW JERSEY
AUTHORIZING PURCHASING OF A MODULAR AMBULANCE FORD E-450 HORTON UNDER THE
SOURCEWELL CONTRACT # 29740 FROM VCI EMERGENCY VEHICLE SPECIALISTS

WHEREAS, the City of Brigantine needs a new ambulance for the Fire\EMS fleet and;

WHEREAS, VCI Emergency Vehicle Specialists can provide an ambulance meeting the City's specifications and can be purchased without public bidding under Sourcwell Cooperative contract 29740 which the City of Brigantine is a member and:

WHEREAS, the ambulance is to be purchased in the amount of \$350,955.00 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 of the ambulance for the Fire Department 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-04-23-016-301 and C-04-23-016-303

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 December, 2023

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Albert Stanley
Chief Financial Officer

CITY OF BRIGANTINE
RESOLUTION NO. 2023-
A RESOLUTION BY THE CITY OF BRIGANTINE NEW JERSEY
AUTHORIZING PURCHASING PORTABLE RADIOS AND ANTENNAS UNDER NJ STATE CONTRACT # A83932
FROM TACTICAL PUBLIC SAFETY INCORPORATED

WHEREAS, the City of Brigantine needs new and upgraded portable radios and antennas and;

WHEREAS, Tactical Public Safety Incorporated can provide radios and antennas under NJ State Contract A83932 and:

WHEREAS, the Brigantine Police portable radios and antennas can be purchased without public bidding in the amount of \$47,078.15 and;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that radios and antennas can be purchased for the police department 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-04-23-016-205

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 December, 2023

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Albert Stanley
Chief Financial Officer

CITY OF BRIGANTINE
RESOLUTION NO. 2023-
A RESOLUTION BY THE CITY OF BRIGANTINE NEW JERSEY
AUTHORIZING PURCHASING TWO CHEVY TAHOE POLICE VEHICLES UNDER STATE CONTRACT 21-FLEET-
01483 FROM HERTRICH FLEET SERVICES INCORPORATED

WHEREAS, the City of Brigantine needs new and upgraded police vehicles and;

WHEREAS, Hertrich Fleet Services can provide vehicles under NJ State Contract 21-Fleet-01483 and:

WHEREAS, the Brigantine Police vehicles can be purchased without public bidding in the amount of \$101,679.52 for two Chevy Tahoes and;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that two vehicles can be purchased for the police department 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-04-23-016-203

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 December, 2023

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Albert Stanley
Chief Financial Officer

CITY OF BRIGANTINE

RESOLUTION 2023-

**RESOLUTION AUTHORIZING THE CITY OF BRIGANTINE TO ENTER INTO A
SHARED SERVICE AGREEMENT WITH THE CITY OF VENTNOR FOR QUALIFIED
PURCHASING AGENT SERVICES**

WHEREAS, the “Uniform Shared Services and Consolidation Act,” N.J.S.A 40A:65-1 et seq. allows any local unit to enter into an agreement with any other local unit or units to provide or receive that each local unit participating in the agreement is empowered to provide or receive within its jurisdiction, including services incidental to the primary purposes of any of the participating units; and

WHEREAS, N.J.S.A 40A:65-5 requires the adoption of a resolution by the local units to authorize the execution of a shared services agreement; and

WHEREAS, the City of Brigantine (Brigantine) and the City of Ventnor (Ventnor) have determined it to be in the mutual interest of each governing body to share qualified purchasing agent services; and

WHEREAS, Brigantine wishes to enter into a shared services agreement with Ventnor for the purpose of setting forth the terms, conditions, and obligations of each party regarding qualified purchasing agent services, which will benefit both Brigantine and Ventnor by increasing its efficiency and decreasing costs of those services; and

WHEREAS, said shared service’s agreement has been prepared by Brigantine, and the City’s Solicitor recommends that the City Council authorize the execution of same; and

WHEREAS, the City Council of the City of Brigantine has reviewed said shared services agreement and finds the same to be well negotiated and acceptable in its terms and conditions.

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

1. The Mayor and City Manager are hereby authorized to execute the Shared Services Agreement with the City of Ventnor for qualified purchasing agent service (copy attached hereto).
2. A copy of the SSA shall be filed with the Division of Local Government Services, Department of Community Affairs, in accordance with the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-4(b)
3. The SSA shall take effect upon the adoption of appropriate resolutions by both parties thereto, and execution of agreements authorized thereunder, N.J.S.A 40A:65-5(c).

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 December, 2023

CITY OF BRIGANTINE

Lynn Sweeney, RMC

City Clerk

Albert Stanley

Chief Financial Officer

**SHARED SERVICES AGREEMENT BETWEEN THE CITY OF BRIGANTINE AND
THE CITY OF VENTNOR FOR QUALIFIED PURCHASING AGENT SERVICES**

THIS AGREEMENT is made on the 20th day of December, 2023 by and between **CITY OF BRIGANTINE**, a political subdivision of the State of New Jersey, whose address is 1417 W. Brigantine Avenue, Brigantine, NJ 08203 (hereinafter referred to as “Brigantine”), and **CITY OF VENTNOR**, a political subdivision of the State of New Jersey, whose address is 6201 Atlantic Avenue, Ventnor NJ, 08406 (hereinafter referred to as “Ventnor”)(collectively referred to as the “Parties”).

WITNESSTH:

WHEREAS, Brigantine employs a qualified purchasing agent (QPA) to procure goods and services for the City; and

WHEREAS, the Parties seek ways to work together to share services and reduce costs; and

WHEREAS, the Parties desire to formalize a relationship through a shared services agreement to provide Brigantine’s QPA to Ventnor on as needed basis; and

WHEREAS, N.J.S.A. 40A:65-1 et seq., the Uniform Shared Services and Consolidation Act authorizes the municipalities to enter into shared services agreements to accomplish any function which either unit could perform on its own to reduce local expenses funded by property taxpayers and ratepayers; and

WHEREAS, the City of Ventnor has authorized the execution of this Agreement through a Resolution passed by the City Commissioners and attached hereto Exhibit A and incorporated herein; and

WHEREAS, the City of Brigantine has authorized the execution of this Agreement through a Resolution passed by its City Council and attached hereto a Exhibit B and incorporated herein.

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties hereto agree as follows:

1. **CONTROLLING LAW** – This Agreement is governed by the provisions of N.J.S.A. 40A:65-1 et seq., the Uniformed Shared Services and Consolidation Act. All actions and amendments to this Agreement must be authorized in conformance with the Act.
2. **SCOPE OF WORK** – The Parties agree to work together to provide QPA Services. Brigantine’s QPA shall provide such QPA services as required by law to Ventnor. Specifically, the QPA shall be available to Ventnor during his Brigantine hours approximately 5 hours per week.
3. **USE OF LABOR/ASSIGNMENT OF RESPONSIBILITY** – Brigantine shall provide one (1) employee to perform this Scope of Work. Brigantine’s employee shall

remain an employee of Brigantine. No additional expense shall fall upon Brigantine for the use of this employee in this additional capacity.

4. **PAYMENT PROCEDURE**, Brigantine shall submit a payment invoice to Ventnor on a semi annual basis. Ventnor shall remit payment within thirty (30) days of receipt of an invoice. If Ventnor fails to remit payment within the time prescribed, Brigantine may place Ventnor on notice that no future work will be performed unless and until payment is received. If payment is not received within (60) days, Brigantine may void the Agreement upon an additional ten (10) days notice.
5. **EMPLOYMENT RECONCILIATION PLAN** – No additional or reduced employee levels are contemplated via this Agreement.
6. **DESIGNATION OF PRIMARY EMPLOYER** – The QPA shall remain an employee of the City of Brigantine. Therefore, Brigantine shall be designated as Primary Employer.
7. **TERM OF AGREEMENT/RIGHT TO TERMINATE** – This Agreement shall remain in force and effect for 2024. This agreement may also be extended for 2025 if written communication is executed by both parties' Chief Administrative Official. Either party may terminate the contract upon thirty (30) days written notice to the other Party. This Agreement may also be terminated by failure remit payment as described in Paragraph 4.
8. **ESTIMATED COST OF SERVICES** – The Recipient shall pay the Provider a semi annual payment of \$6,000 (or \$12,000 per year) for performance of these services according to the payment procedure in Paragraph 4 of this Agreement.
9. **INSURANCE** – Both Parties shall maintain their own general liability, workers compensation insurance and insurance on the equipment and facilities.
10. **DISPUTE RESOLUTION** – In the event of any dispute to this Agreement, the Parties shall resolve such difference by subsequent negotiation, mediation or arbitration before any action may be filed in Superior Court.
11. **NOTICES** – Notices hereunder shall be given to the Parties' Chief Executive (City Manager) and shall be made by hand delivery, email, overnight delivery or by regular mail. If given by regular mail, the notice shall be deemed to have given within a required time if deposited in the U.S. mail, postage prepaid, within the time limit. For calculating time limits which run from the giving of a particular notice, the time shall be calculated from actual receipt of notice. Time shall run only on business days which, for purposes of this Agreement shall be any day other than Saturday, Sunday, or legal public holiday.

12. **ENTIRE AGREEMENT** – This agreement is the entire Agreement and may only be modified by a written addendum authorized and entered by Resolutions enacted by both Parties.

IN WITNESS WHEREOF, the undersigned have set their hands and seals the day and year first above written.

Witness/Attest:

CITY OF VENTNOR

By: _____

By: _____

Lance B. Landgraf, Mayor

Witness/Attest:

CITY OF BRIGANTINE

By: _____

By: _____

Vincent Sera. Mayor

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

December 20, 2023

BLOCK	LOT	QUAL	NAME	YEAR-QRT	AMOUNT
7004	1		Macready, Robert & Donna Water/Sewer 7585-0	2024-2	316.32
5104	6		Macready, Robert & Donna Water/Sewer 6072-0	2024-2	283.80
6902	6		Sutton, Roy 100% Dis Vet	2023-1-4	9,506.76
7203	4		Aguilera, Kayla 100% Dis Vet	2023-3-4	2,069.06

RESOLUTION NO. 2023 –

A RESOLUTION BY THE CITY OF BRIGANTINE AUTHORIZING CHANGE ORDER # 1
TO THE CONTRACT WITH LEXA CONCRETE, LLC FOR THE
“BRIGANTINE BOULEVARD (638) TAP LIGHTHOUSE DISTRICT STREETSCAPE
IMPROVEMENT PROGRAM

WHEREAS, the City of Brigantine did enter a contract with LEXA Concrete, LLC, for Brigantine Lighthouse District Streetscape Improvement Program, Federal Project No. TA-AC-0638(304), NJDOT Job No. 0103U007, in the amount of \$989,003.09; and

WHEREAS, during the construction of the project, unforeseen issues were encountered, and additional work is needed to complete the project, and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brigantine that the following work is herein authorized as requested:

1. Installation of safety bollards in front of the 31st street ADA curb ramp.
2. Asphalt restoration due to potential tripping/fall hazard at the ADA Ramp in front of 3106 Brigantine Boulevard.
3. Site furniture upcharge due to delay in the start of the project.

Total Change Order # 1 - \$11,686.34

The contract between LEXA Concrete LLC is hereby amended to \$1,000,689.43 an increase of \$11,686.34

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 the Capital account C-04-18-026-101 in the amount of an additional amount of \$11,686.34

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Albert Stanley,
Chief Financial Officer

City of Brigantine

Resolution 2023-

**Approval to Submit a Grant Application and Execute a Grant Agreement for the
FY 2024 FEMA Flood Mitigation Assistance (FMA) Program for the
North End Bulkhead Resiliency Project**

WHEREAS, the Federal Emergency Management Agency (FEMA) make federal funds available through the Flood Mitigation Assistance Program to reduce or eliminate the risk of repetitive flood damage to building and structures insured under the National Flood Insurance Program (NFIP); and

WHEREAS, the Flood Mitigation Assistance Program strengthens national preparedness and resilience and supports the mitigation mission through FEMA's strategic goal of building a culture of preparedness;

WHEREAS, this program is available to municipalities in the State of New Jersey; and

WHEREAS, this grant program requires a 25 percent local match; and

WHEREAS, the City of Brigantine carefully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

WHEREAS, the Flood Mitigation Assistance Program may fund structure elevation, infrastructure improvements, and flood migration planning among other priorities; and

WHEREAS, actions taken through this Program may result in lower flood insurance premiums through the Community Rating System, increase ratables, and improved resiliency.

NOW, THEREFORE, BE IT RESOLVED that governing body of the City of Brigantine formally approves that grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit a grant application to the Federal Emergency Management Agency.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Brigantine and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by Commissioners on this 20th day of December, 2023.

**CITY OF BRIGANTINE
RESOLUTION 2023-**

BE IT RESOLVED, by the City Council of the City of Brigantine that the City Manager is herewith authorized to execute the Teamster's 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 December 20, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-**

BE IT RESOLVED, by the City Council of the City of Brigantine that the City Manager is herewith authorized to execute the Brigantine White Collar Employee's Association's 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 December 20, 2023.

Lynn Sweeney, RMC
City Clerk

CITY OF BRIGANTINE
RESOLUTION NO. 2023-
A RESOLUTION BY THE CITY OF BRIGANTINE NEW JERSEY
AUTHORIZING THE AWARD OF A CONTRACT TO SETTEMBRINO ARCHITECTS
FOR ARCHITECTURAL DESIGN SERVICES FOR THE RECONDITIONING OF THE MAIN BUILDING
AT THE BRIGANTINE GOLF LINKS
BRIGANTINE, NEW JERSEY

WHEREAS, THE City Council of the City of Brigantine advertised and accept bids on December 14, 2023;
and

WHEREAS, two (2) bids were received and Settembrino Architects, 37 East Washington Avenue, Atlantic Highlands, NJ, 07716, was determined to be the lowest responsible bidder, with a bid of \$135,000.00;
and

NOW, THEREFORE, BEIT RESOLVED by the Municipal Council of the City of Brigantine, County of Atlantic and State of New Jersey, that the bid submitted by Settembrino Architects, at \$135,000.00, is hereby determined to be the lowest responsible bid, and is accepted by the city subject to the execution of an appropriate agreement, the posting of Insurance Certificates as required by the bid documents in form acceptable to the Municipal Attorney; 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-04-23-016-806

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 December, 2023.

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Albert Stanley
Chief Financial Officer