Present: Absent:

AGENDA CITY OF BRIGANTINE COUNCIL MEETING JUNE 16, 2021 5:00 P.M. – Public Portion

	•		P.M.	
	M:	S:	RC:	MC:
5.	Return from Executive So	essionP.M.		
	M:	S:	RC:	MC:
6.	Approval of Payroll, Req	uisition List and Opera	ating Expenses	
	M:	S:	RC:	MC:
7.	Approval of Council Mee	eting Minutes for 6/2/2	1	
	M:	S:	RC:	MC:
	Public Comment on Ager Ordinance No. 11 of 2022 Amendment to "No Parki	l – Public Hearing and	Adoption	
	M:	S:	RC:	MC:
10.	Ordinance No. 12 of 2021 Easement to Lots 1.01 and	_	-	al Moorings
	M:	S:	RC:	MC:
11.	Ordinance No. 13 of 2021 Installation of Handicap I			
	M:	S:	RC:	MC:
12.	Resolution 2021-112 Re:	American Legion Liq	uor License Renewal	

	M:	S:	RC:	MC:
13.	Resolution 2021-113 Re:	Elks Liquor License F	Renewal	
	M:	S:	RC:	MC:
14.	Resolution 2021-114 Re:	Brigantine Yacht Club	Liquor License	
	M:	S:	RC:	MC:
15.	Resolution 2021-115 Re:	VFW Liquor License	Renewal	
	M:	S:	RC:	MC:
16.	Resolution 2021-116 Re:	Ocean Beverage Lique	or License Renewal	
	M:	S:	RC:	MC:
17.	Resolution 2021-117 Re:	St. George's Pub Liqu	or License Renewal	
	M:	S:	RC:	MC:
18.	Resolution 2021-118: Lag	guna Grill Liquor Lice	nse Renewal	
	M:	S:	RC:	MC:
19.	Resolution 2021-119: An	dre's Liquor License F	Renewal	
	M:	S:	RC:	MC:
20.	Resolution 2021-120: Cel	lar 32 Liquor License	Renewal	
	M:	S:	RC:	MC:
21.	Resolution 2021-121: The	e Cove Liquor License	Renewal	
	M:	S:	RC:	MC:
22.	Resolution 2021-122: RN	RBRIG, LLC Liquor l	License Renewal	
	M:	S:	RC:	MC:
23.	Resolution 2021-123: Au Investigation Pursuant to			iminary

	M:	S:	RC:	MC:
24	. Resolution 2021-124: Au Supplies	thorizing Award of Co	ontract – Miscellaneous	s Parts and
	M:	S:	RC:	MC:
25	. Resolution 2021-125: Au and Repairs	thorizing Award of Bi	d for HVAC Maintena	nce, Service
	M:	S:	RC:	MC:
26	. Resolution 2021-126: Au Services	thorizing Award of Co	ontract – 3 rd Party Med	ical Billing
	M:	S:	RC:	MC:
27.	Resolution 2021-127: Car	ncellation of Outstandi	ing Checks	
	M:	S:	RC:	MC:
28.	Resolution 2021-128: Ins Grant	ertion of Special Item	of Revenue – Clean Co	ommunities
	M:	S:	RC:	MC:
29.	Resolution 2021-129: Ins	ertion of Special Item	of Revenue – Police B	ody Cameras
	M:	S:	RC:	MC:
30.	Resolution 2021-130: Car Pathway Grant	ncellation of FY 2018	NJDOT Bicycle & Pec	lestrian
	M:	S:	RC:	MC:
31.	Resolution 2021-131: Aut Recovery Funds	thorization of Participa	ntion in the State & Lo	cal Fiscal
	M:	S:	RC:	MC:
32.	Resolution 2021-132: Rea	al Estate Tax Refund		
	M:	S:	RC:	MC:
33.	Resolution 2021-133: Rer	ntal Inspection Fee Ref	fund	

M:	S:	RC:	MC:
	ds Memorial Walk Requare Block Party Requ		
M:	S:	RC:	MC:
35. Council Manag 36. Public Comme 37. Council Comm 38. Adjourn	nents	ion:	

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. 11 OF 2021

"AN ORDINANCE TO AMEND THE CITY CODE OF THE CITY OF BRIGANTINE CHAPTER 284-50, SCHEDULE XIV, PARKING PROHIBITED AT ALL TIMES"

WHEREAS, the City of Brigantine has established rules and regulations for parking within the City; and,

WHEREAS, the City of Brigantine seeks to provide safe passage and proper traffic flow through the streets of the City through its parking regulations; and,

WHEREAS, this ordinance is to implement changes to achieve a better traffic flow and a safer traffic pattern for the City through its parking regulations.

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:

<u>Section 1.</u> The following sections shall be amended as follows:

§284-50. Schedule XIV: Parking Prohibited at all Times.

The following amendment shall be made to Schedule XIV:

Name of Street	Block/Side	Location
West Brigantine Avenue West Brigantine Avenue	West Side East Side	18 th Street South to 29 th Street South 29 th Street South to 18 th Street South

<u>Section 2</u>. Chapter 284-50, Schedule XIV shall remain in full force and effect to the extent not modified herein.

<u>Section 3</u>. 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.

Introduction: June 2, 2021	
Adoption: June 16, 2021	
Lynn Sweeney, RMC	Vince Sera, Mayor
City Clerk	•

CITY OF BRIGANTINE

ORDINANCE NO. 12 OF 2021

AN ORDINANCE AUTHORIZING THE GRANT OF AN EASEMENT TO THE OWNERS OF BLOCK 5001, LOT 1.01, AND BLOCK 5001, LOT 1.02 TO PERMIT CONSTRUCTION OF A PIER AND TWO (2) RECREATIONAL MOORINGS AND ACCESS OVER THE CITY OWNED PAPER ALLEYWAY ADJACENT TO ST. GEORGE'S THORFARE TO THE REAR OF BLOCK 5001, LOTS 1.01 AND 1.02

WHEREAS, within its municipal boundaries, the City of Brigantine maintains certain rights-of-way and paper alleyways, including the rights-of-way and paper alleyway along St. George's Thorofare to the rear of Block 5001, Lots 1.01 and 1.02, in the City of Brigantine (hereinafter the "paper alleyway"); and

WHEREAS, Thomas R. Wrigley and Michele R. Wrigley, (the "Wrigleys") own certain real property in the City of Brigantine that is contiguous to the paper alleyway, and that real property is shown on the Brigantine Tax Map as Lot 1.01, in Block 5001; and

WHEREAS, Stephen J. Russo, Jr., ("Russo") owns certain real property in the City of Brigantine that is contiguous to the paper alleyway, and that real property is shown on the Brigantine Tax Map as Lot 1.02, in Block 5001; and

WHEREAS, the Wrigleys and Russo are hereinafter collectively referred to as the "Property Owners"; and

WHEREAS, the Local Lands and Buildings Law, at N.J.S.A. 40A:12-13b, authorizes the sale of municipally owned real property not needed for public use to a contiguous property owner; and

WHEREAS, the Local Lands and Buildings Law, at N.J.S.A. 40A:12-2 states:

"Real property" shall include, in additional to the usual connotations thereof, development rights or easements, or any right, interest or estate in the area extending above any real property, or capital improvement thereon, to such a height or altitude as any title, interest or estate in real property may extend, commonly known as "air rights;"

WHEREAS, the Local Lands and Buildings Law, at N.J.S.A. 40A:12-2, indicates that a "'sale' shall include the conveyance of any... easement... on any real property, capital improvement or personal property of the... municipality...;" and

WHEREAS, the consideration for the grant of the easement is not greater that \$1.00; and

WHEREAS, the Property is developed with a two unit, multi-family residential building along with an on-site parking area and other site improvements; and

- WHEREAS, the property owners have requested the grant of an easement to permit the construction of a pier and two (2) recreational moorings and access over and upon the City's paper alley adjacent to St. George's Thorofare; and
- **WHEREAS**, the proposed easement area, as requested by the property owners is comprised of a 20 ft. x 10 ft. area described on the attached metes and bounds description prepared by Arthur W. Ponzio Associates, dated April 9, 2021, attached hereto as Exhibit "A"; and
- **WHEREAS**, the proposed 20 ft. x 10 ft. easement area is also shown on the concept plan attached hereto as Exhibit "B"; and
- **WHEREAS,** the Mayor and City Council have reviewed the request presented by the property owners, and have reviewed the metes and bounds description and concept plan depicting the proposed 20 ft. x 10 ft. easement area; and
- **NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of Brigantine in the County of Atlantic and State of New Jersey as follows:
- Section 1. The Mayor and City Clerk be and they thereby are authorized to execute an Easement, as Grantor to the Property Owners, as Grantees, for a 20 ft. x 10 ft. easement area under the terms of which said Grantees will be permitted to construct, use and maintain a pier and two (2) recreational moorings on the City's paper alleyway adjacent to St. George's Thorofare, located to the rear of Block 5001, Lots 1.01 and 1.02; and
- Section 2. The area to be burdened by the easement is described in the metes and bounds description prepared by Arthur W. Ponzio Associates dated April 9, 2021, attached hereto as Exhibit "A", and is graphically depicted on the concept plan annexed hereto as Exhibit "B."
- <u>Section 3.</u> The City Solicitor, City Administrator, Chief Financial Officer and such other municipal officials as are necessary and proper be and they hereby are authorized to prepare such documents, including the subject easement, for recordation in the Office of the Atlantic County Clerk, as are necessary to effectuate the purpose and intent of this Ordinance.
- <u>Section 4.</u> If any portion of this Ordinance is determined to be invalid by a court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.
- <u>Section 5.</u> All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same hereby are repealed.

publication as provided by law.	
Introduction: June 2, 2021 Adoption: June 16, 2021	
ATTEST:	CITY OF BRIGANTINE
Lynn Sweeney, City Clerk	Vince Sera, Mayor

Section 6. This Ordinance shall take effect immediately upon final passage and



ARTHUR W. PONZIO CO. & ASSOCIATES, INC.

CIVIL ENGINEERS - LAND SURVEYORS - PLANNERS 400 N. DOVER AVENUE, ATLANTIC CITY, NJ 08401 PHONE: (609) 344-8194; FAX: (609) 344-1594

April 9, 2021

METES AND BOUNDS DESCRIPTION

For proposed easement adjacent to Lots 1.01 and 1.02 in block 5001 Brigantine, New Jersey

ALL that certain lot, tract, or parcel of land and premises situate, lying, and being in the City of Brigantine, and State of New Jersey, bounded and described as follows:

BEGINNING at a point in the rear line of lot 1.01 in block 5001, in the northwest line of a 20' wide alley, distant 90' from the southeast line of Atlantic Brigantine Boulevard, said point also being 30.00' northeast of the northeast line of a 50' wide un-named street, and extending from said beginning point; thence

- 1. Northeastwardly along the northwest line of said 20' wide alley, 10.00' to a point; thence
- 2. Southeastwardly crossing said alley, at right angles to the previous course 20.00' to the southwest line of said alley; thence
- 3. Southwestwardly along same and parallel with the first course, if reversed 10.00' to a point; thence
- 4. Northwestwardly crossing said alley and parallel with the second course, if reversed 20.00' to the point and place of beginning.

BEING a 10' x 20' easement area created in connection with the proposed development of a new fixed and floating pier system for the use of the owners of lots 1.01 and 1.02 in block 5001, City of Brigantine, Atlantic Cunty, New Jersey

CONTAINING an area of 200 square feet.

THIS description was made in accordance with a property plan prepared by Arthur W. Ponzio Company & Associates, Inc.

Arthur W. Ponzio, Jr. P.L.S. New Jersey License No. GS28314

CITY OF BRIGANTINE ORDINANCE NO. 13 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 301 16th Street South

LOCATION

Twenty (20) foot area on the side of the property located at 301 16th 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 to the extent of said inconsistency.	h this Ordinance are hereby repealed
SECTION V: Effective Date	
This Ordinance shall take effect after final adoption	n and publication as prescribed by law
INTRODUCTION: June 2, 2021	
ADOPTION:	
ATTEST:	VINCENT SERA, MAYOR

LYNN SWEENEY, RMC CITY CLERK

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021 – June 30, 2022, subject to the restrictions as herein contained:

CLUB LICENSE FEE PAID 0103-31-008-001 Kline McAnney American Legion Post 396 \$150.00 T/A Kline-McAnney Post 396

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of the resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021 – June 30, 2022, subject to the restrictions as herein contained:

CLUB LICENSE 0103-31-010-002 Brigantine BPO Elks Lodge 2428 T/A Brigantine Elks 2428 FEE PAID \$150.00

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of the resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021-June 30, 2022, subject to the restrictions as herein contained:

CLUB LICENSE FEE PAID

0103-31-009-001 BRIGANTINE YACHT CLUB \$150.00

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of a resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021-June 30, 2022, subject to the restrictions as herein contained:

CLUB LICENSE FEE PAID 0103-31-011-001 Brigantine Memorial Post 6964 VFW \$150.00 T/A Brigantine Memorial Post 6964

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of the resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021 – June 30, 2022, subject to the restrictions as herein contained:

PLENARY RETAIL DISTRIBUTION 0103-44-007-002 Twelve Eighteen Brigantine Corp T/A Ocean Beverage Co FEE PAID \$900.00

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of the resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021 – June 30, 2022, subject to the restrictions as herein contained:

PLENARY RETAIL CONSUMPTION 0103-33-002-009 Harbor Beach Restaurant Inc T/A St. Georges Pub 4282 Harbor Beach Blvd. Brigantine, New Jersey 08203 FEE PAID \$1,750.00

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of the resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following alcoholic beverage license be and is hereby authorized effective July 1, 2021 – June 30, 2022, subject to the restrictions as herein contained:

PLENARY RETAIL CONSUMPTION LICENSE 0103-36-001-010 LMBK, LLC T/A Laguna Grill & Rum Bar 1400 Ocean Avenue Brigantine, New Jersey 08203

FEE PAID \$1.750.00

This license is subject to the following special conditions

- 1. Subject to Title 33 of the revised Statutes of New Jersey (New Jersey Statutes Annotated, Title 33) and in accordance with Ordinance No. 3 of 1950 of the City of Brigantine, to the operator of a hotel containing fifty (50) or more sleeping rooms; and
- 2. Also subject to the condition that there shall be no renewal or transfer for or to a hotel or motel containing at least fifty (50) sleeping rooms at the same location.

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

The City Clerk be and is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

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, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021– June 30, 2022, subject to the restrictions as herein contained:

PLENARY RETAIL CONSUMPTION 0103-33-003-012 Napa Red LLC T/A Andrea's Italian Restaurant 1312 W. Brigantine Avenue Brigantine, New Jersey 08203 FEE PAID \$1,750.00

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and Lawful copy of a resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021 – June 30, 2022, subject to the restrictions as herein contained:

PLENARY RETAIL CONSUMPTION 0103-33-006-010 Ocean 44, LLC T/A Cellar 32 3110 Revere Blvd. Brigantine, New Jersey 08203

FEE PAID \$1,750.00

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of a resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

Lynn Sweeney, RMC

City Clerk

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021 – June 30, 2022, subject to the restrictions as herein contained:

PLENARY RETAIL DISTRIBUTION 0103-33-004-017 THE COVE AT BRIG BEACH LLC FEE PAID \$1,750.00

Conditions: No restrictions

This resolution is issued pursuant to a N.J.S.A.33:1-12.39.

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of the resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the following Alcoholic Beverage License be and is hereby authorized effective July 1, 2021-June 30, 2022, subject to the restrictions as herein contained:

PLENARY RETAIL DISTRIBUTION 0103-33-005-006 RNRBRIG, LLC

FEE PAID \$1,750.00

Conditions: No restrictions

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

The City Clerk is hereby designated and authorized to issue and sign said license on behalf of the City Council of the City of Brigantine.

This is to certify that this is a true and lawful copy of the resolution adopted by the City Council of the City of Brigantine, County of Atlantic, New Jersey at its meeting of June 16, 2021.

CITY OF BRIGANTINE

RESOLUTION NO. 2021-123

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGANTINE DIRECTING THE BRIGANTINE PLANNING BOARD TO UNDERTAKE A PRELIMINARY INVESTIGATION PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW

WHEREAS, there is a property located at 4401 Atlantic-Brigantine Boulevard, also known as Block 5702, Lots 7, 7.01, 7.02, 8 and 9, in the City of Brigantine, (the "Property"); and

WHEREAS, over the last several years, the Property was adversely impacted by various factors and suffered deterioration and neglect, leaving the buildings on the Property in a substandard and obsolete condition; and

WHEREAS, the new owner of the Property, Sean Scarborough, has presented a concept plan to the City proposing rehabilitation and development of the Property; and

WHEREAS, the City wishes to engage in further discussions concerning the potential rehabilitation and redevelopment of the Property; and

WHEREAS, the New Jersey Legislature has provided a mechanism for municipalities to address such conditions as those that exist on the Property by enacting the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et. seq. (the "Redevelopment Law"); and

WHEREAS, the Redevelopment Law provides municipalities with various methods and powers necessary to address such conditions in order to prevent further deterioration and to promote the overall development of the community; and

WHEREAS, the Redevelopment Law, at N.J.S.A. 40A:12A-5, permits a municipality to declare an area to be in need of redevelopment if the governing body determines that the area exhibits certain specified conditions; and

WHEREAS, the Redevelopment Law, at N.J.S.A. 40A:12A-14, permits a municipality to declare an area to be in need of rehabilitation if the governing body determines that the area exhibits certain specified conditions; and

WHEREAS, the first step in the process of determining whether an area is in need of redevelopment or rehabilitation is for the municipal governing body to direct the municipal planning board to undertake a preliminary investigation so as to determine if the area(s) in question meet the statutory criteria under which it or they may be declared to be either in need of redevelopment or rehabilitation; and

WHEREAS, given the conditions on the Property herein described, the Mayor and City Council deem it appropriate that the Brigantine Planning Board undertake such a preliminary investigation.

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

1. The Brigantine Planning Board is hereby directed to conduct the preliminary investigation and public hearing necessary to determine whether or not the Property located at 4401 Atlantic-Brigantine Boulevard, Block 5702, Lots 7, 7.01, 7.02, 8 and 9 meets the statutory criteria for designation as either an area in need of redevelopment or an area in need of rehabilitation under the Redevelopment Law.

2. Upon completion of its preliminary investigation, the Planning Board shall submit its finding and recommendations to the Mayor and City Council in the form of a resolution with supporting documentation.

LYNN SWEENEY, CITY CLERK

DATE: June 16, 2021

RESOLUTION #2021-

MISCELLANEOUS PARTS AND SUPPLIES

WHEREAS, the City of Brigantine has a need for miscellaneous parts and supplies for various City Departments; and

WHEREAS, it is determined in the best interest of the City of Brigantine to have said supplies available from a local vendor when needed; 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, John W. Doring Jr., Superintendent of Public Works and Dennis Krause, QPA, City Purchasing Agent have reviewed the required needs of the City and recommended that Smith Brothers Three, Inc., T/A Brigantine Ace Hardware, 3116 Brigantine Blvd, Brigantine, NJ 08203 be awarded an alternative non-advertised method of award for miscellaneous parts and supplies as determined by the needs of the City of Brigantine; and

WHEREAS, Smith Brothers Three, Inc., T/A Brigantine Ace Hardware has completed and submitted a Business Registration Certificate (BRC), a Business Entity Disclosure Certification which certifies that Brigantine Ace Hardware 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 that the contract 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 Brigantine Ace Hardware for miscellaneous parts 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 Current and Utility Accounts. Estimated expenditures for 2021 should not exceed \$35,000.00.

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 16th day of June, 2021.

CITY OF BRIGANTINE

Lynn Sweeney, RMC	Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
City Clerk	Sera					
	Riordan					
	Kane					
	Bew					
Roxanne Tosto	Lettieri					
Chief Financial Officer	Haney		-			
Office Financial Officer	DeLucry					

DENNIS KRAUSE

PURCHASING AGENT

CITY OF BRIGANTINE PURCHASING DEPARTMENT

1417 West Brigantine Avenue • Brigantine, NJ 08203
Telephone: (609) 266-7600 x217 • Fax: (609) 266-3823
dkrause@brigantinebeachnj.com
www. brigantinebeach.org

MEETING DATE: June 16, 2021

AGENDA ITEM COMMENTARY

TITLE: Resolution awarding contract to Smith Brothers Three, Inc., T/A Brigantine Ace Hardware for miscellaneous parts and supplies for various City Departments.

STAFF SOURCE: Dennis Krause, QPA, Purchasing Agent

DISCUSSION: The Public Works department has utilized Smith Brothers Three, Inc., T/A Brigantine Ace Hardware for many years for miscellaneous parts and supplies and are satisfied with the services offered. The City anticipates expenditures for these services to exceed the pay to play threshold of \$17,500.00 in 2021.

The State requires that the City comply with the pay to play laws of New Jersey. Smith Brothers Three, Inc., T/A Brigantine Ace Hardware has supplied the City with the required paperwork under the law.

EXHIBITS: Resolution and Determination of Value Letter.

RECOMMENDATION: Pass the Resolution

DENNIS KRAUSE

PURCHASING AGENT

CITY OF BRIGANTINE PURCHASING DEPARTMENT

1417 West Brigantine Avenue • Brigantine, NJ 08203
Telephone: (609) 266-7600 x217 • Fax: (609) 266-3823
dkrause@brigantinebeachnj.com
www. brigantinebeach.org

To:

James Bennett

City Manager

From:

Dennis Krause, QPA

Purchasing Agent

SUBJECT: PAY TO PLAY DETERMINATION OF VALUE FOR SMITH BROTHERS THREE,

INC., T/A BRIGANTINE ACE HARDWARE

The City of Brigantine authorizes Smith Brothers Three, Inc., T/A Brigantine Ace Hardware to provide miscellaneous parts and supplies for various City Departments.

The City of Brigantine's yearly expenditures for these specified services may exceed the Pay-to-Play threshold of \$17,500.00. The agreement to provide these services will be awarded by the City of Brigantine at the June 16, 2021 Council Meeting.

I, Dennis Krause, QPA, Purchasing Agent of the City of Brigantine, do hereby certify that Smith Brothers Three, Inc., T/A Brigantine Ace Hardware may exceed the New Jersey Local Unit Payto-Play Law threshold of \$17,500.00 during the calendar year of 2021.

Dennis Krause, QPA, Purchasing Agent

RESOLUTION NO. 2021-

A RESOLUTION OF THE CITY OF BRIGANTINE AUTHORIZING AWARD OF BID FOR HVAC MAINTENANCE, SERVICE & REPAIRS

WHEREAS, the City duly advertised for and accepted sealed proposals on May 21, 2020 for HVAC maintenance, service and repairs; 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-year extension for HVAC maintenance, service and repairs be granted to Falasca Mechanical.

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 2021 Current Fund maintenance and repair line 1-01-26-302-216. Estimated expenditures for 2021 should not exceed \$140,000.00 excluding any emergent conditions.

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 16th day of June 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					

FOR 3rd PARTY MEDICAL BILLING SERVICES

WHEREAS, the Fire Department has a need for a third party billing service to collect fees for EMS services; 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, DM Medical Billings, LLC has performed this service for the City the past ten years; and

WHEREAS, Tige Platt, City Fire Chief and Dennis Krause, QPA, City Purchasing Agent have reviewed the proposal and recommended that DM Medical Billings, LLC, 88 S. Lakeview Drive, Bldg. #2, Gibbsboro, NJ 08026 receive an alternative non-advertised method of award to provide third party billing service to collect fees for EMS services as determined by the needs of the City of Brigantine; and

WHEREAS, DM Medical Billings, LLC has completed and submitted a Business Registration Certificate (BRC), a Business Entity Disclosure Certification and Sworn Statement By DM Medical Billings, LLC which certifies that DM Medical Billings, 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 DM Medical Billings, LLC for third party billing services. 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 that Roxanne Tosto, Chief Financial Officer of the City of Brigantine, does hereby certify that there are adequate funds available in the Current Fund EMS Billing account #1-01-20-132-201. DM Medical Billings, LLC will receive 6.20% of monies collected. Estimated fees for 2021 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 16th day of June, 2021

CITY OF BRIGANTINE

Lynn Sweeney, RMC City Clerk
Roxanne Tosto
Chief Financial Officer

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

CITY OF BRIGANTINE

RESOLUTION NO

2021-

CANCELLATION OF OUTSTANDING CHECKS

WHEREAS, there exists an outstanding check in the Bail Accounts of the Brigantine Municipal Court; and

WHEREAS, it has been determined that the outstanding check should be canceled.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Brigantine, County of Atlantic, that the following outstanding check be and hereby cancelled to the cash balance of the City of Brigantine.

General Account	check No. 3458	Amount \$ 2.00
	3459	1.00
	3461	5.00
	3448	18.00
	3466	1.00

Disbursement Account 2184752

check No. 3476

Amount \$ 27.00

RESOLUTION NO. 2021-

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Brigantine has received notice of an award of \$44,399.96 from a FY2021 Clean Communities Grant and wishes to amend its 2021 Budget to include this amount as revenue.

Which now is available as revenue:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of the Division of Local Government Services:

State and Federal Revenues Off-set with Appropriations:

FY 2021 Clean Communities Grant

Operations Excluded from CAPS
FY 2021 Clean Communities Grant

BE IT FURTHER RESOLVED, that the City Clerk will forward a certified copy electronically to the Chief Financial Officer who will file request electronically with the Division of Local Government Services for approval.

RESOLUTION NO. 2021-

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Brigantine has received notice of an award of \$40,760.00 from the State of New Jersey Department of Law and Public Safety Office of the Attorney General for the SFY2021 Body-Worn Camera Grant Program and wishes to amend its 2021 Budget to include this amount as revenue.

Which now is available as revenue:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of the Division of Local Government Services:

State and Federal Revenues Off-set with Appropriations:

SFY 2021 Body-Worn Camera Grant

Operations Excluded from CAPS SFY 2021 Body-Worn Camera Grant

BE IT FURTHER RESOLVED, that the City Clerk will forward a certified copy electronically to the Chief Financial Officer who will file request electronically with the Division of Local Government Services for approval.

CITY OF BRIGANTINE

RESOLUTION NO. 2021-

WHEREAS, the Chief Financial Officer is authorized to cancel account balances in the Grant Fund for programs that have expired and the balances cannot be utilized; and

WHEREAS, these funds represent grant appropriations and receivables on the ledgers of the City of Brigantine which represent balances of projects that have expired and no additional funding requests can be made.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Brigantine that the Chief Financial Officer is hereby authorized to cancel the following account balances that can no longer be utilized:

Grant Program Name	Receivable	Appropriated Reserves
UTextUDriveUPay	\$ 2,475.00	\$ 2,475.00
NJDOT Municipal Aid Grant East Evans	305,000.00	305,000.00
Total	\$ 307,475.00	\$ 307,475.00

BE IT FURTHER RESOLVED, this Resolution shall take effect immediately.

RESOLUTION AUTHORIZING PARTICIPATION OF THE CITY OF BRIGANTINE IN THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS ESTABLISHED BY THE AMERICAN RESCUE PLAN ACT OF 2021

WHEREAS, the American Rescue Plan Act of 2021 (ARPA) (P.L.117-2) was signed into law by President Biden on March 11, 2021, the latest in a series of Coronavirus (COVID-19) related relief and economic stimulus legislation; and

WHEREAS, the American Rescue Plan Act of 2021 established the Coronavirus State and Local Fiscal Recovery Funds, designed to deliver \$350 billion to state, local, territorial and Tribal governments to bolster their response to the COVID-19 emergency and its economic impacts; and

WHEREAS, of the \$130.2 billion allotted for local governments, the City of Brigantine is considered a non-entitlement unit of local government has been allocated \$905,383.00 that will be distributed to the city in two tranches through the State Treasury; and

WHEREAS, funds may only be used to cover costs incurred during the period beginning March 3, 2021 and ending December 21, 2024. Funds not obligated by December 31, 2024 and any funds not expended to cover such obligations by December 31, 2026, must be returned; and

WHEREAS, permitted use of the grant funds can be used for one or more of the following purposes:

- -Replacing lost public sector revenue
- -Investing in water, sewer and broadband infrastructure
- -Providing premium pay for essential workers
- -Supporting public health expenditures
- -Addressing COVID-19 related negative economic impacts\
- -Addressing the disproportionate public health and economic impacts of the crisis of hardesthit communities, populations, and households

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

- 1. The governing body wishes to approve the participation and receipt of the funds under this plan to be used in accordance with its permitted uses of funds, and
- 2. To authorize the City Manager, CFO and other respective designees to sign, file and request funding on behalf of the city providing any and all forms and documentation necessary, and
- 3. The municipal clerk of the City of Brigantine is hereby directed to forward a copy of this resolution to the Director of Division of Local Government Services.

This is to certify that the above is true and a correct Copy of the resolution passed by the City Council of the City of Brigantine, County of Atlantic, State of New Jersey at their meeting held on June 16, 2021

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 June 16, 2021 Meeting

BLOCK	LOT QUAL	NAME	YEAR-QRT	AMOUNT
5802	7	Durante, Rita Homestead Refund 100% Dis	2021-02	403.59

RESOLUTION

THE COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the City of Brigantine has, pursuant to various ordinances, a set fee schedule for the collection of rental inspections fees; and

WHEREAS, it appears from the record that Nancy Ferri, 1 Ockenlander Cove, Brigantine, NJ 08203, Realtor of the property located at 317 34th Street South, (Block 2803, Lot 12), has overpaid for Smoke Detector Certification in the amount of \$45.00 (Forty-Five Dollars), resulting in an overpayment.

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

- 1) The City Financial Officers are hereby directed to refund the sum of \$45.00 (Forty Five Dollars) to the above mentioned property owner.
- 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, New Jersey.
At its meeting of



CITY OF BRIGANTINE

1417 West Brigantine Avenue • Brigantine, New Jersey 08203 Phone: 609-266-7600 • Fax: 609-266-3823

APPLICANT NAME: FRANK BURBI	PID66
ADDRESS: P.O. BOX 312 (BRIGANTINE
STATE: NJ ZIP DEZO3 CELL PHONE	HOME PHONE:
WEDDING CERE	MONY PERMIT FEE
 GUEST-20 AND UNDER 	\$25.00
• GUEST-20 TO 50	\$50.00
• GUEST59-100	\$125,00
 GUEST-OVER 100 	\$250.00
<u>SPECIA</u>	<u>LEVENTS</u>
 COMMERCIALS/FILMS/SURFING EVENTS/REC 	CREATIONAL GAMES \$350.00 up
	to three days
	\$200.00 each
DDOUBLECTORIAL DYLONG GROOM	additional day
PROFESSIONAL PHOTO SESSIONS PROFESSIONAL PHOTO SESSIONS	\$59.80 per day
 RENTAL OF BEACH PATROL EQUIPMENT (BOATS/STANDS) 	\$175.0 0 per day
<u>CEREMONY OR SPECIAL EVEN</u> ACTIVITY: <u>BRIAN WOODS WALK</u> DATE:	T DATE TIME/LOCATION REQUESTED 7/0/21 # GUEST-20-50
TIME: 9:30 AM Location: ST. THOMAS CH	WREH PARKING LOT
Please send a completed signed application along with application fee to City of Brigantine, New Jersey 08203	the Hold Harmless Agreement and the required; 1417 W. Brigantine Avenue, Brigantine,
The undersigned agrees to abide by the following rules j beaches and or parks.	for the non-exclusive right to use the City of Brigantine
• The Site must be accessible to the public at all s No alcoholic beverages are allowed.	imes. No blocking the pathways.
Frank Bushing 6/11/21	Manager mala
(Signature of Applicant) (Date)	•
Please make checks payable to "City of Brigantine"	and they are
* This is a Scholarship fee asking the City of wair	re the plimit fee.
• •	

Sheridan Square Block Party 2021

Committee Members.

- 1. Henry Gosik
- 2. Maggie Marchuk
- 3. Ken Hill
- 4. Caroline Muccifori
- 5. Hanna Marchuk

Timeline:

March 15 -Develop committee chairs and volunteers.

May15set Date and Time

May 25- confirm all committee chairperson.

April 15 Have chair people set individual timeline and get volunteers

June 1 Contact Twp. For rules and regulation

June 20 Send out neighbors 'emails with detail of the event as well as rules and regulations.

Date

- 1. July 17, 2021
- 2. Rain date July 24, 2021

Time 4:30 pm -8:30 pm

Location: North Side of Georgia place (Very little traffic and not a thru street)

Committees.

- 1. Food & Drinks (Caroline)
- 2. Music & games (Maggie)
- 3. Marketing (Hanna)
- 4. Logistics & Compliance (Henry)
- 5. Donation for VFW (Maggie & Henry)



CITY OF BRIGANTINE

1517 West Brigantine Avenue * Brigantine, New Jersey 08203 Phone: 609-266-7600 * Fax: 609-266-3823

ADDRESS:	
The state of the s	
STATE: NJ ZIP: 08203 CELL PHONE: 10ME PHONE	,
WEDDING CEREMONY PERMIT FE	3
GUEST-20 AND UNDER	\$25.00
• GUEST-20 TO 50	\$50.00
✓ GUEST50-100	\$125,00
• GUEST-OVER 100	\$250.00
SPECIAL EVENTS	
 COMMERCIALS/FILMS/SURFING EVENTS/RECREATIONAL GAME 	°C #266.66
The state of the s	to three days
	\$200.00 each
• DDATECTALLY METATIC CONTROL	additional day
PROFESSIONAL PHOTO SESSIONS PENTAL OF BEACH PATROL HOUSE.	\$50.00 per day
 RENTAL OF BEACH PATROL EQUIPMENT (BOATS/STANDS) 	\$175.00 per day
CEREMONY OR SPECIAL EVENT DATE.TIMEA.OC 16TH Annul Brigartine 8/9/21. No surf DA ACTIVITY: SURF JAM DATE: # GUEST TIME: [Am-3PM Location: South End Brigartine Jeth.	
Please send a completed signed application alone with the XI-12 II	
application fee to City of Brigantine, New Jersey 08203 New Jersey 08203	antine Avenue, Brigantine,
The undersigned agrees to abide by the following rules for the non-exclusive rig beaches and or parks.	ght to use the City of Brigantine
 The Site must be accessible to the public at all times. No blocking the p No alcoholic beverages are allowed. 	athways.
Mr. F. M. 11/10.	
- 12g July 6/1/21	
(Signature of Applicant) (Date)	
(Ottomateur Atau Hann)	. 4