

Absent:

1. Flag Salute
2. Opening Prayer
3. Open Public Meetings Act Announcement
4. Swearing In Ceremonies
Mayor Vince Sera being Sworn in by Senator Vince Polistina
Council At Large Neil Kane being Sworn in by Senator Vince Polistina
Council At Large Michael Riordan being Sworn in by Senator Vince Polistina
5. Resolution 2023-1 Re: Executive Session _____ P.M.
Topics to be Discussed: Personnel

M: S: RC: MC:
6. Return from Executive Session _____ P.M.
7. Approval of 12/21/22 Council Meeting Minutes

M: S: RC: MC:
8. Public Comment on Agenda Items Only
9. Ordinance No. 1 of 2023- Introduction
Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a
Cap Bank

M: S: RC: MC:
10. Resolution 2023-2 Re: Award of Professional Service Contract
City Solicitor

M: S: RC: MC:
11. Resolution 2023-3 Re: Award of Professional Service Contract
Bond Counsel

M: S: RC: MC:

12. Resolution 2023-4 Re: Award of Professional Service Contract
Labor Attorney

M: S: RC: MC:

13. Resolution 2024-5 Re: Award of Professional Service Contract
Municipal Auditor

M: S: RC: MC:

14. Resolution 2023-6 Re: Award of Professional Service Contract
Consulting Engineer Pool

M: S: RC: MC:

15. Resolution 2023-7 Re: Award of Professional Service Contract
Municipal Prosecutor

M: S: RC: MC:

16. Resolution 2023-8 Re: Award of Professional Service Contract
Public Defender

M: S: RC: MC:

17. Resolution 2023-9 Re: Award of Professional Service Contract
Risk Management Consultant

M: S: RC: MC:

18. Resolution 2023-10 Re: Award of Professional Service Contract
Health Insurance Brokerage Services

M: S: RC: MC:

19. Resolution 2023-11 Re: Award of Professional Service Contract
Planner & Grant Consultant

M: S: RC: MC:

20. Resolution 2023-12 Re: Award of Professional Service Contract
Continuing Disclosure Agent

M: S: RC: MC:

21. Resolution 2023-13 Re: Award of Professional Service Contract

Registered Municipal Finance Advisors

M: S: RC: MC:

22. Resolution 2023-14 Re: Temporary Budget

M: S: RC: MC:

23. Resolution 2023-15 Re: Self-Examination of the 2023 Municipal Budget

M: S: RC: MC:

24. Resolution 2023-16 Re: Authorizing the FY 2022 Local Recreation Improvement Grant (LRIG) Application Funded by NJ Dept. of Community Affairs

M: S: RC: MC:

25. Consent Agenda

M: S: RC: MC:

26. Council Manager/Committee Discussion:

27. Public Comments

28. Council Comments

29. 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. 1 OF 2023**

CALENDAR YEAR 2023

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK**

(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the City Council of the City of Brigantine in the County of Atlantic finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council determines that a 1% increase in the budget for said year, amounting to \$255,283.58 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Brigantine, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the City of Brigantine shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$893,492.50 and that the CY 2023 municipal budget for the City of Brigantine be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduction: January 4, 2023

Adoption:

ATTEST:

CITY OF BRIGANTINE

City Clerk, Lynn Sweeney, RMC

Vince Sera, Mayor

**CITY OF BRIGANTINE
RESOLUTION 2023-2**

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the City of Brigantine wishes to engage the services of a Municipal Attorney commonly referred to as the City Solicitor whose services will be provided pursuant to a Professional Services Contract which may be awarded without competitive bidding pursuant to N.J.S.A.40A:11-5(1)(A)(1). This contract has been awarded pursuant to the Fair and Open Process.

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

SECTION I. Parker McCay, P.A. be and is hereby appointed as the Municipal Attorney and City Solicitor for the City of Brigantine.

SECTION II. A Professional Service Agreement and Contract is hereby awarded to said Parker McCay, P.A. in addition to their salary as an employee, without competitive bidding as follows:

- (a) Nature: Professional Legal Services
- (b) Duration: From January 04, 2023 through December 31, 2023, or until a successor is duly appointed and sworn whichever is later.
- (c) Service and Amount: The City Solicitor shall be compensated as determined in the Annual Salary Ordinance and per retainer.

SECTION III. This Resolution and the Professional Service Contract, detailing the terms and conditions of service, are to be placed on file and made available for public inspection in the Office of the City Clerk of the City of Brigantine. The City Clerk shall cause to be published in the newspaper of the City a brief notice stating the information contained in this and in the preceding paragraph, pursuant to N.J.S.A.40A:11-5(1)(A)(1).

SECTION IV. The award of the contract pursuant to the Resolution shall be effective upon the certification of availability of funds by the Chief Financial Officer of the City of Brigantine. If said Parker McCay, P.A. is reappointed at a future date as City Solicitor there will be no need to prepare an additional Resolution unless the terms and conditions of the contract between said Parker McCay, P.A. and the City of Brigantine are changed in any matter.

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 their meeting held on
January 4, 2023.

Lynn Sweeney, RMC, City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-3**

**RESOLUTION OF THE CITY OF BRIGANTINE,
COUNTY OF ATLANTIC, NEW JERSEY, APPOINTING BOND COUNSEL TO
THE CITY AND TAKING RELATED ACTIONS**

WHEREAS, the City has determined that it requires the professional services of nationally recognized bond counsel in connection with the financing of the City's capital improvements, including the refinancing of certain of the City's outstanding indebtedness; and

WHEREAS, the City, after due consideration, has determined to appoint as bond counsel, and to award a contract for such services to, McManimon, Scotland, Baumann, LLC, 75 Livingston Ave., Roseland, NJ a law firm listed in the "Red Book" register of nationally recognized bond counsel, published by The Bond Buyer, New York, the leading national daily periodical devoted to municipal bonds and financial affairs; and

WHEREAS, the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), pursuant to Section 5 thereof (N.J.S.A.40A:11-5(1)) permits the City Council to award a contract for professional services, such as the services of bond counsel, without public advertising for bids and bidding therefore pursuant to a resolution stating supporting reasons for its action, and requires notice of the award of such contract to be published in accordance therewith;

This contract has been awarded pursuant to the Fair and Open Process.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF BRIGANTINE, COUNTY OF ATLANTIC, NEW JERSEY AS
FOLLOWS:**

1. For the reasons hereinabove set forth and based upon its experience and Expertise in the area of municipal finance, McManimon, Scotland, Baumann, LLC, 75 Livingston Ave., Roseland, NJ, is hereby appointed Bond Counsel to the City ("Bond Counsel") for a term beginning January 4, 2023 and commencing on December 31, 2023 or until a successor is duly appointed and sworn in, whichever is later.
2. The contract for Bond Counsel's professional services presented to this meeting is hereby approved and adopted. The City Manager is hereby authorized and directed to execute and deliver the contract on behalf of the City under the imprinted official seal of the City, attested by the City Clerk.
3. Appropriate City officials shall cause a notice containing the matters required by the Local Public Contract's Law to be published in accordance therewith as soon as is practicable.

4. This resolution shall take effect immediately upon its adoption.

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 January 4, 2023.

Lynn Sweeney, RMC, City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-4**

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:
WHEREAS, a Municipal Labor Counsel may serve in accordance with a Professional Service Contract which may be awarded without competitive bidding pursuant to **N.J.S.A. 40A:11-51(1)(A)(1)**. This contract has been awarded pursuant to the Fair and Open Process.

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

SECTION I.

The law firm of Ruderman & Roth, LLC, be and is hereby appointed as the Municipal Labor Counsel for the City of Brigantine, for a term beginning on January 4, 2023 and expiring on December 31, 2023, or until a successor has been appointed and sworn whichever is the later.

SECTION II

A Professional Service Agreement and Contract is hereby awarded to said Mark Ruderman of Ruderman Roth, LLC, P.C. as follows:

- (a) Nature: Municipal Labor Counsel
- (b) Service and Amount: The services to be performed and the amount thereof shall be contained in the Professional Service Contract as further referenced in this Resolution.

SECTION III.

This Resolution and the Professional Services Contract, detailing the terms and conditions of service, are to be placed on file and made available for public inspection in the Office of the City Clerk of the City of Brigantine. The City Clerk shall cause to be published in the newspaper of the City, a brief notice stating the information contained in this and in the preceding paragraph, pursuant to **N.J.S.A. 40A:11-5(1)(A)(1)**.

SECTION IV.

The award of contract pursuant to this Resolution shall be effective upon the certification of availability of funds by the Chief Financial Officer of the City of Brigantine. If said is reappointed at a future date as Municipal Labor Counsel there will be no need to prepare an additional Resolution unless the terms and conditions of the Contract between said Ruderman Roth, LLC, P.C. and the City of Brigantine are changed in any manner.

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 January 4, 2023.

Lynn Sweeney, RMC City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-5**

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, N.J.S.A.40A:5-4 requires that every municipality shall have an annual audit of its books, accounts and financial transactions by a registered municipal accountant of New Jersey; and

WHEREAS, said Municipal Auditor may serve in accordance with a Professional Services Contract which may be awarded without competitive bidding pursuant to **N.J.S.A.40A:11-5(1)(A)(1)**. This contract has been awarded pursuant to the Fair and Open Process.

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

SECTION I.

Leon P. Costello, CPA, RMA, of the accounting firm Ford - Scott & Associates, 1535 Haven Avenue, Ocean City, New Jersey 08226 is hereby appointed as the Municipal Auditor for the City of Brigantine until the 2022 audit is filed and a successor is duly appointed and qualified.

SECTION II.

A Professional Services Agreement and Contract is hereby awarded to said Leon P. Costello, CPA, RMA as follows:

- (a) Nature: Municipal Auditor
- (b) Duration: Until the 2022 Municipal Audit is filed and a successor duly appointed and qualified
- (c) Service & Amount: To perform all services at the listed fees as stated in the Professional Services Contract which is referenced in the Resolution.

SECTION III.

This Resolution and the Professional Services Contract, detailing the terms and conditions of service, are to be placed on file and made available for public inspection in the office of the City Clerk of the City of Brigantine. The City Clerk shall cause in this and in the preceding paragraph, pursuant to **N.J.S.A.40A:11-5(1)(A)(1)**.

SECTION IV.

The award of contract pursuant to this Resolution shall be effective upon the certification of availability of funds by the Chief Financial Officer of the City of Brigantine. If said Leon P. Costello, CPA RMA is appointed at a future date as Municipal Auditor there will be no need to prepare an additional Resolution unless the terms and conditions of the

Contract between said Leon P. Costello and the City of Brigantine are changed in any manner.

This is to certify that the above is a true and lawful copy of a resolution memorializing a voice resolution adopted by the City Council of the City of Brigantine, County of Atlantic, State of New Jersey at its meeting of January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-6**

WHEREAS: the City Council of the City of Brigantine has agreed to the concept of creating a pool of pre-qualified engineering firms from which to obtain quotes for upcoming engineering projects that would be outside of the scope of the in-house engineer; and

WHEREAS: the City of Brigantine advertised and obtained R.F.Q.'s from a number of qualified engineering firms.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brigantine that the pool to obtain engineering quotes, consist of the following engineering firms: Remington & Vernick Engineers, Dixon Associates, DeBlasio & Associates, CME Associates, Doran Engineering and Roberts Engineering Group.

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 January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-7**

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the City of Brigantine has created the position of Municipal Prosecutor; and

WHEREAS, said Municipal Prosecutor may serve in accordance with a Professional Service Contract which may be awarded without competitive bidding pursuant to N.J.S.A.40A:11-50(1)(A)(1). This contract has been awarded pursuant to the Fair and Open Process; and

WHEREAS, having a Municipal Prosecutor is beneficial to the health, safety and welfare of the City of Brigantine and others.

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

SECTION I. A Professional Service Agreement and Contract is hereby awarded to said James Grimley, Esquire.

- (a) Nature: Municipal Prosecutor
- (b) Duration: Until December 31, 2023 or until a successor has been appointed and sworn in, whichever is later.
- (c) Service and Amount: A Municipal Prosecutor shall be compensated as determined by the annual salary ordinance.

SECTION III. This Resolution and the Professional Service Contract detailing the terms and conditions of service, are to be placed on file and made available for public inspection in the office of the City Clerk of the City of Brigantine. The City Clerk shall cause to be published in the newspaper of the City, a brief notice stating the information contained in this and in the preceding paragraph, pursuant to N.J.S.A.40A:11-5(1)(A)(1).

SECTION IV. The award of the contract pursuant to this Resolution shall be effective upon the certification of availability of funds by the Chief Financial Officer of the City of Brigantine. If said James Grimley, Esquire is reappointed at a future date as Municipal Prosecutor there will be no need to prepare an additional resolution unless the terms and conditions of the contract between said James Grimley, Esquire and the City of Brigantine are changed in any manner.

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 January 4, 2023.

Lynn Sweeney, RMC, City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-8**

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the City of Brigantine has created the position of Municipal Public Defender; and

WHEREAS, said Municipal Public Defender may serve in accordance with a Professional Service Contract which may be awarded without competitive bidding pursuant to N.J.S.A.40A:11-5(1)(a)(i). This contract has been awarded pursuant to the Fair and Open Process; and

WHEREAS, having a Municipal Public Defender is beneficial to the health, safety and welfare of the City of Brigantine and others.

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

SECTION I. A Professional Service Agreement and Contract is hereby awarded to said Jerry H. Steiner, Esquire, as follows:

- (a) Nature: Municipal Public Defender
- (b) Duration: Until December 31, 2023 or until a successor has been appointed and sworn whichever is later.

SECTION II. This Resolution and the Professional Service Contract detailing the terms and conditions of service, are to be placed on file and made available for public inspection and published in the Newspaper of the City, a brief notice stating the information contained in this and in the preceding paragraph, pursuant to N.J.S.A. 40A:11-5(1)(a)(i).

SECTION III. The award of the contract pursuant to this Resolution shall be effective upon the certification of availability of funds by the Chief Financial Officer of the City of Brigantine. If said Jerry H. Steiner, Esquire is reappointed at a future date as Municipal Public Defender there will be no need to prepare an additional Resolution unless the terms and conditions of the Contract between said Jerry H. Steiner, Esquire and the City of Brigantine are changed in any manner.

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 January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-9**

RISK MANAGEMENT CONSULTANT

WHEREAS, the City of Brigantine is a member of the Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund; and

WHEREAS, the Bylaws of said fund require that each municipality appoint a Risk Management Consultant to perform various professional services as detailed in the Bylaws; and

WHEREAS, the Bylaws indicate a fee not to exceed three percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the governing body; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the City of Brigantine does hereby appoint J. Eugene Siracusa of Siracusa-Kaufmann Insurance Agency as its Risk Management Consultant in accordance with 40A:11-5; and

BE IT FURTHER RESOLVED that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5(1), (a), (i).

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 January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-10**

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the City of Brigantine is desirous of entering into a Professional Service Contract with Brown & Brown Metro, LLC; and

WHEREAS, Brown & Brown Metro LLC, 3330 Bargaintown Road, Egg Harbor Township New Jersey, 08234 will perform certain consulting services on behalf of the City of Brigantine at the direction of said City of Brigantine; and

WHEREAS: said services will be to perform certain health administrative consulting services for the City of Brigantine; and

WHEREAS, a Professional Service Contract may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i). This contract has been awarded pursuant to the Non-fair and Open Process.

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

SECTION I: Brown & Brown Metro, LLC, is herein awarded a Professional Service Contract with the City of Brigantine to perform certain consulting services on behalf of the City of Brigantine as set forth above.

SECTION II: a Professional Service Contract is awarded to Brown & Brown Metro, LLC pursuant to the following conditions:

- (A) **Nature of Contract:** The nature of the contract is for Brown & Brown Metro LLC to perform certain consulting services in association with the City of Brigantine concerning health administrative services for the City of Brigantine.
- (B) **Duration:** One Year Term, expiring December 31, 2023.
- (C) **Service and Amount:** The broker compensation that is included in Horizon's rates will replace the compensation previously paid by the City of Brigantine.

SECTION III: This Resolution and the Professional Service Contract detailing the terms and conditions of service, are to be placed on file and made available for public inspection in the Office of the City Clerk of the City of Brigantine. The

SECTION IV: The award of contract pursuant to this Resolution shall be effective upon the certification of availability of funds by the Chief Financial Officer of the City of Brigantine.

SECTION V: The award of this contract pursuant to this Resolution shall become effective immediately upon adoption.

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 January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-11**

THE CITY COUNCIL OF THE CITY OF BRIGANTINE RESOLVES THAT:

WHEREAS, the City of Brigantine is desirous of entering into a Professional Service Contract with James M. Rutala Associates, LLC; and

WHEREAS, James M. Rutala Associates, LLC of 717 River Drive, Linwood, New Jersey, will provide planning and grant assistance to the City of Brigantine; and

WHEREAS, a Professional Service Contract may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i). This contract has been awarded pursuant to the Non-fair and Open Process.

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

SECTION I: James M. Rutala Associates, LLC, is herein awarded a Professional Service Contract with the City of Brigantine to perform planning and grant assistance to the City of Brigantine as set forth above.

SECTION II: a Professional Service Contract is awarded to James M. Rutala Associates, LLC pursuant to the following conditions:

- (A) **Nature of Contract:** The nature of the contract is for James M. Rutala Associates LLC to perform planning and grant assistance on behalf of the City of Brigantine.
- (B) **Duration:** One Year Term, expiring December 31, 2023.
- (C) **Service and Amount:** The service to be provided are as set forth as above and said services will be billed at 160.00 per hour.

SECTION III: This Resolution and the Professional Service Contract detailing the terms and conditions of service, are to be placed on file and made available for public inspection in the Office of the City Clerk of the City of Brigantine. The City Clerk shall cause to be published in the official newspaper of the City of Brigantine, a brief notice stating the nature, duration, service, and amount of the contract.

SECTION IV: The award of contract pursuant to this Resolution shall be effective upon the certification of availability of funds by the Chief Financial Officer of the City of Brigantine.

SECTION V: The award of this contract pursuant to this Resolution shall become effective immediately upon adoption.

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 January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-12**

WHEREAS, The City of Brigantine is desirous of entering into a contract with Phoenix Advisors, LLC.; and

WHEREAS, said contract will require Phoenix Advisors, LLC., to perform financial advisory services in the capacity of Continuing Disclosure Agent to assist with filing obligations on behalf of the City of Brigantine; and

WHEREAS, this contract has been awarded pursuant to the Fair and Open Process.

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

1. The contract to perform financial advisory services be and is hereby awarded to :

PHOENIX ADVISORS, LLC.
4 W. PARK STREET
BORDENTOWN, NJ 08505

2. This resolution shall take effect immediately.

BE IT SO RESOLVED.

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 January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-13**

WHEREAS, The City of Brigantine is desirous of entering into a contract with Phoenix Advisors, LLC.; and

WHEREAS, said contract will require Phoenix Advisors, LLC., to perform financial advisory services in connection with the issuance of general obligation bonds and/or bond anticipation notes and other matters relating to fiscal management on behalf of the City of Brigantine; and

WHEREAS, this contract has been awarded pursuant to the Fair and Open Process.

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

1. The contract to perform financial advisory services be and is hereby awarded to :

PHOENIX ADVISORS, LLC.
4 W. PARK STREET
BORDENTOWN, NJ 08505

2. This resolution shall take effect immediately.

BE IT SO RESOLVED.

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 January 4, 2023.

Lynn Sweeney, RMC
City Clerk

**CITY OF BRIGANTINE
RESOLUTION 2023-14**

2023 TEMPORARY BUDGET

WHEREAS, 40A:4-19 provides that if any contracts, commitments or payments are to be made prior to the adoption of the budget, the governing body shall, by resolution adopted within the first 30 days of the beginning of the fiscal year, make appropriations to provide for the period between the beginning of the fiscal year and the adoption of the budget; and

WHEREAS, the total of the appropriations so made shall not exceed 26.25% of the total of the appropriations made for all purposes in the budget for the preceding fiscal year excluding, in both instances, appropriations made for interest and debt redemption charges, and capital improvement fund; and

NOW, THEREFORE, BE IT RESOLVED BY THE Brigantine City Council that the following temporary appropriations in the amount of \$8,753,872.00 for the Current Fund and \$1,836,862.50 for the Utility Fund be made for the period beginning January 1, 2023 and ending with the adoption of the budget for the fiscal year.

CITY OF BRIGANTINE

Lynn Sweeney, RMC
City Clerk

Albert Stanley
Chief Financial Officer

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

CURRENT FUND

Account Number	Account Description	Temp Budget
3-01-20-100-100	GENERAL ADMIN BASE S&W	25,000.00
3-01-20-100-200	GENERAL ADMIN BASE OE	15,000.00
3-01-20-110-100	MAYOR & COUNCIL BASE S/W	10,000.00
3-01-20-110-200	MAYOR & COUNCIL BASE OE	3,000.00
3-01-20-120-100	MUNICIPAL CLERK BASE S/W	26,000.00
3-01-20-120-200	MUNICIPAL CLERK BASE OE	18,000.00
3-01-20-130-100	FINANCIAL ADMIN S/W	54,000.00
3-01-20-130-200	FINANCIAL ADMIN OE	8,000.00
3-01-20-132-200	EMS BILLING	6,000.00
3-01-20-133-200	GRANT COORDINATOR	9,000.00
3-01-20-145-100	REVENUE ADMIN BASE S/W	36,000.00
3-01-20-145-200	REVENUE ADMIN BASE OE	8,000.00
3-01-20-150-100	TAX ASSESSMENT BASE S/W	38,000.00
3-01-20-150-200	TAX ASSESSMENT BASE OE	9,000.00
3-01-20-155-352	PROSECUTOR	16,000.00
3-01-20-155-353	GENERAL LEGAL BILLING	40,000.00
3-01-20-155-354	SPECIAL COUNCIL	4,000.00
3-01-20-155-356	LABOR NEGOTIATOR	14,000.00
3-01-20-170-200	ENGINEERING	35,000.00
3-01-20-175-200	O/E-CULTURAL ARTS	1,000.00
3-01-21-180-100	PLANNING BOARD BASE S/W	3,000.00
3-01-21-180-200	PLANNING BOARD BASE OE	10,000.00
3-01-22-195-100	CONSTRUCTION BASE S/W	95,000.00
3-01-22-195-200	CONSTRUCTION BASE OE	6,000.00
3-01-23-210-375	WORKERS COMPENSATION	80,000.00
3-01-23-210-378	GENERAL LIABILITY-FLOOD INSURANCE	10,000.00
3-01-23-210-379	GENERAL LIABILITY-TEAMSTERS LEGAL BEN	3,000.00
3-01-23-210-380	JIF GENERAL LIABILITY/PROPERTY/AUTO	42,000.00
3-01-23-220-362	MEDICAL INSURANCE	450,000.00
3-01-23-230-301	HEALTH BENEFIT WAIVER-S&W/CAFE125 PYMT	58,000.00
3-01-25-240-101	POLICE BASE S/W	1,000,000.00
3-01-25-240-102	DISPATCHERS S/W	153,000.00
3-01-25-240-103	CROSSING GUARDS S/W	9,000.00
3-01-25-240-104	POLICE CLERICAL S/W	44,000.00
3-01-25-240-111	POLICE OVERTIME	34,000.00
3-01-25-240-122	DISPATCHER OVERTIME	12,000.00
3-01-25-240-200	POLICE OE	65,000.00
3-01-25-252-100	EMERGENCY MGT BASE S/W	2,300.00
3-01-25-252-200	EMERGENCY MGT BASE OE	4,000.00

3-01-25-265-101	FIRE DEPT BASE S/W	1,025,000.00
3-01-25-265-111	FIRE DEPT OVERTIME	44,000.00
3-01-25-265-200	FIRE DEPT OE	60,000.00
3-01-25-266-100	FIRE PREV BASE S/W	75,000.00
3-01-25-266-200	FIRE PREV BASE OE	3,800.00
3-01-26-290-101	STREETS BASE S/W	108,000.00
3-01-26-290-111	STREETS BASE OVERTIME	11,000.00
3-01-26-290-200	STREETS BASE OE	23,000.00
3-01-26-300-100	DEPT OF PW BASE S/W	56,000.00
3-01-26-300-200	DEPT OF PW BASE OE	30,000.00
3-01-26-302-101	BUILDING & GROUNDS BASE S/W	190,000.00
3-01-26-302-111	BUILDING & GROUNDS BASE OVERTIME	8,000.00
3-01-26-302-200	BUILDING & GROUNDS BASE OE	100,000.00
3-01-26-303-101	VEHICLE MAINT S/W	21,000.00
3-01-26-303-111	VEHICLE MAINT O/T	3,000.00
3-01-26-303-200	VEHICLE MAINT OE	200,000.00
3-01-26-304-295	CONTRACTED SERVICES ACIA	236,000.00
3-01-26-305-100	RECYCLING BASE S/W	7,500.00
3-01-26-305-200	RECYCLING OE	3,500.00
3-01-26-306-202	SOLID WASTE OPEN CONTAINERS	20,000.00
3-01-26-306-203	ATLANTIC CO. UTILITY AUTHORITY-TRASH	300,000.00
3-01-27-340-299	ANIMAL CONTROL	5,000.00
3-01-28-370-101	PARKS & PLAYGROUNDS BASE S/W	78,000.00
3-01-28-370-200	PARKS & PLAYGROUNDS BASE O/E	7,000.00
3-01-28-380-200	BEACH PATROL OE	22,000.00
3-01-28-381-200	BEACH FEES OE	5,500.00
3-01-31-425-299	TECHNOLOGY - CONTRACTUAL	33,000.00
3-01-31-430-201	ELECTRIC	50,000.00
3-01-31-430-205	TELEPHONE	31,000.00
3-01-31-430-207	NATURAL GAS	15,000.00
3-01-31-430-209	FUEL-VEHICLES	60,000.00
3-01-31-430-372	COMCAST CABLE	4,000.00
3-01-31-435-361	STREET LIGHTING	55,000.00
3-01-36-471-302	PERS	559,236.00
3-01-36-472-302	SOCIAL SECURITY	273,000.00
3-01-36-472-303	NJ UNEMPLOYMENT TAX	9,000.00
3-01-36-475-303	POLICE & FIRE PENSION	2,504,036.00
3-01-36-480-310	DCRP	1,000.00
3-01-43-490-100	MUNICIPAL COURT BASE S/W	36,000.00
3-01-43-490-200	MUNICIPAL COURT BASE OE	7,000.00
3-01-45-940-730	GREEN TRUST LOAN-PRINCIPAL	17,000.00

3-01-45-940-736	GREEN TRUST LOAN-INTEREST	2,000.00
	CURRENT FUND TOTAL	8,753,872.00

UTILITY OPERATING

3-09-55-501-101	BASE S/W	304,500.00
3-09-55-501-111	OVERTIME	23,625.00
3-09-55-502-201	ELECTRIC	78,750.00
3-09-55-502-205	COMCAST CABLE	1,312.50
3-09-55-502-206	MARKOUTS	2,100.00
3-09-55-502-207	NATURAL GAS	9,187.50
3-09-55-502-214	PROF BILLING	48,562.50
3-09-55-502-216	BUILDING MTCE	9,187.50
3-09-55-502-217	HARWARE	2,625.00
3-09-55-502-218	PAINT & SUPPLIES	1,837.50
3-09-55-502-219	CHEMICALS	18,375.00
3-09-55-502-220	ALARMS/CAMERAS	3,937.50
3-09-55-502-221	OFFICE SUPPLIES	1,312.50
3-09-55-502-222	POSTAGE	3,150.00
3-09-55-502-223	TRAINING & EDUCATION	1,050.00
3-09-55-502-224	MEMBERSHIP & DUES	262.50
3-09-55-502-225	PRINTING & SUPPLIES	262.50
3-09-55-502-226	CLOTHING ALLOTMENT	525.00
3-09-55-502-229	PHONE	525.00
3-09-55-502-232	VEHICLE MAINT. & REPAIR	13,125.00
3-09-55-502-233	EQUIP. MAINT. & REPAIR	60,375.00
3-09-55-502-234	FUEL/GAS	19,687.50
3-09-55-502-236	OFFICE EQUIPMENT	2,625.00
3-09-55-502-252	OXY./AIR/EXTINGUISHERS	4,725.00
3-09-55-502-253	FIRST AID SUPPLIES	656.25
3-09-55-502-254	PURCHASE VEHICLES	17,062.50
3-09-55-502-268	GRAVEL/SAND/STONE	9,187.50
3-09-55-502-284	AUDITING SERVICES	15,000.00
3-09-55-502-288	VALVE REPLACEMENT	32,812.50
3-09-55-502-289	WATER TEST & SAMPLES	6,562.50
3-09-55-502-291	STATE FEES & LICENSES	10,500.00
3-09-55-502-292	WATER METERS & SUPPLIES	49,875.00
3-09-55-502-293	ATL. COUNTY UTILITIES AUTHOR.	443,625.00
3-09-55-502-294	MECHANICS SHOP	2,100.00
3-09-55-502-295	INSURANCES/HEALTH/OTHER	64,312.50
3-09-55-502-297	GEN. LIAB/WORKERS COMP INSURANCE	40,687.50
3-09-55-502-298	RENTED BATHROOM FACILITIES	15,750.00

3-09-55-502-299	MISC.	5,381.25
3-09-55-520-111	BOND PRINCIPAL	78,000.00
3-09-55-521-113	NOTE PRINCIPAL	0.00
3-09-55-522-115	BOND INTEREST	250,000.00
3-09-55-540-301	PERS	158,000.00
3-09-55-541-303	SOCIAL SECURITY	25,068.75
3-09-55-542-305	UNEMPLOYMENT	656.25
	UTILITY OPERATING TOTAL	1,836,862.50

**CITY OF BRIGANTINE
RESOLUTION NO. 2023-15**

**RESOLUTION OF THE CITY OF BRIGANTINE, COUNTY OF ATLANTIC, STATE
OF NEW JERSEY, FOR SELF EXAMINATION OF THE 2023 MUNICIPAL BUDGET**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the CITY OF BRIGANTINE has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2023 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the CITY OF BRIGANTINE that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,

- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption

RESOLUTION

Of the

City of Brigantine

Resolution of Support from Local Governing Body Authorizing the FY 2022 Local Recreation Improvement Grant (LRIG) Application funded by the New Jersey Department of Community Affairs

WHEREAS, the New Jersey Department of Community Affairs is offering the Local Recreation Improvement Grant (LRIG); and

WHEREAS, The Local Recreation Improvement Grant is a competitive grant that supports improvement and repair of public recreation facilities including local parks, municipal recreation centers, and local stadiums; and

WHEREAS, ensuring public access to community facilities is imperative given the current strain on communities confronting the COVID-19 pandemic; and

WHEREAS, access to outdoor recreation and community resources is critical for mental and physical health, particularly for those residents with limited or no other access to quality outdoor space or private recreational opportunities. Assisting local units in achieving unmet recreational obligations addresses these equity considerations, meeting the needs of communities that have been placed under substantial stress due to the lack of quality recreational facilities and spaces; and

WHEREAS, Local Recreation Improvement Grant funds will be allocated to each grant recipient to help cover costs associated with updating community centers, playgrounds, pools, fields, walking or bicycle trails, rail trails, multi-sport courts, and recreational facilities; one-time personnel costs directly related to improvements; project development professional services costs; equipment costs including playground and recreation facilities equipment; and environmental remediation costs required to prepare recreation sites for use; and

WHEREAS, the Local Recreation Improvement Grant (LRIG) exists to: Fund improvements to recreational facilities; Provide quality outdoor recreational space to underserved, communities, particularly in this time of heightened need; and assist local units in achieving unmet recreational obligations; and

WHEREAS, the City of Brigantine strives to save tax dollars, assure clean land, air, and water, improve working and living environments; and

WHEREAS, the City of Brigantine wishes to apply for funding through the NJDCA Local Recreation Improvement Grant; and

WHEREAS, the NJDCA Local Recreation Improvement Grant prioritizes unfunded projects and those that include a local match component; and

WHEREAS, the City of Brigantine desires to apply for and obtain a grant from the NJDCA for approximately \$100,000 to apply toward reconstruction of golf cart paths, on the back nine holes (ten through eighteen) of the Brigantine Golf Links; and

NOW, THEREFORE, BE IT RESOLVED that

- 1) The Governing Body of the City of Brigantine does hereby authorize the application for this NJDCA Local Recreation Improvement Grant application; and
- 2) Recognizes and accepts that the NJDCA may offer a lesser or greater amount and therefore, upon receipt of the fully executed agreement from the NJDCA, does further authorize the expenditure of funds pursuant to the terms of the agreement between the City of Brigantine and the NJDCA.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit a grant application for the NJDCA Local Recreation Improvement Grant on behalf of the City of Brigantine.

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.

I, Lynn Sweeney, City Clerk of the City of Brigantine hereby certify that at a meeting of the Governing Body held on January 4, 2023 the above resolution was duly adopted.

Lynn Sweeney, City Clerk