CITY OF BRIGANTINE
ORDINANCE NO. 13 OF 2026

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF BRIGANTINE, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING $16,999,750 THEREFOR AND AUTHORIZING THE ISSUANCE OF $16,150,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the City of Brigantine, in the County of Atlantic, New Jersey (the "City"), as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to $16,999,750, and further including the aggregate sum of $849,750 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of $16,150,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Purpose	Appropriation & Estimated Cost	Estimated Maximum Amount of Bonds & Notes	Period of Usefulness
a) **Administration Department** 1) Acquisition of information technology equipment, including all related costs and expenditures incidental thereto.	$75,000	$71,250	5 years
2) Acquisition of office furniture, including all related costs and expenditures incidental thereto.	$25,000	$23,750	5 years
b) **Police Department** 1) Acquisition of body cameras, including all related costs and expenditures incidental thereto.	$100,000	$95,000	5 years
2) Acquisition of vehicles, including all related costs and expenditures incidental thereto.	$150,000	$142,500	5 years

Purpose	Appropriation & Estimated Cost	Estimated Maximum Amount of Bonds & Notes	Period of Usefulness
c) **Fire Department**			
1) Acquisition of a fire truck, including all related costs and expenditures incidental thereto.	$1,700,000	$1,615,000	20 years
2) Acquisition of fire safety equipment, including all related costs and expenditures incidental thereto.	$50,000	$47,500	15 years
d) **Public Works Department**			
1) Road reconstruction, including, but not limited to, 45th Street and further including all work and materials necessary therefor and incidental thereto.	$1,035,000	$983,300	10 years
2) Concrete replacement at various locations, including all work and materials necessary therefor and incidental thereto.	$115,000	$109,250	10 years
3) Bulkhead improvements at various locations, including all work and materials necessary therefor and incidental thereto.	$1,575,500	$1,496,800	10 years
4) Dock and bulkhead improvements at the City dock, including all work and materials necessary therefor and incidental thereto.	$862,500	$819,380	10 years
5) Dredging improvements at the City dock, including all work and materials necessary therefor and incidental thereto.	$201,250	$191,250	15 years
6) Site improvements at the City dock, including all work and materials necessary therefor and incidental thereto.	$172,500	$163,880	15 years

Purpose	Appropriation & Estimated Cost	Estimated Maximum Amount of Bonds & Notes	Period of Usefulness
7) Installation of mechanical flood gates at various storm sewer outfalls, including all work and materials necessary therefor and incidental thereto.	$287,500	$273,130	15 years
8) Buildings and grounds improvements, including, but not limited to, floor and roof replacement, bathroom upgrades, door and window replacements, heating, ventilation and air-conditioning improvements, sidewalk replacements and improvements, ADA compliant access replacement, electric and wi-fi upgrades and sound system improvements and further including all work and materials necessary therefor and incidental thereto.	$1,350,000	$1,282,500	10 years
9) Improvements to various buildings, including, but not limited to, replacement of the heating, ventilation and air-conditioning system at the Community Center, installation of siding and a deck with railings at the Rowing Club, repairs to the light house, installation of a roof, doors, windows, deck and railings at the 26th Street Round House and installation of a bandshell/pavilion at Hanaman Park and further including all work and materials necessary therefor and incidental thereto.	$887,500	$843,130	15 years
10) Beach path restoration/beach replenishment, including all work and materials necessary therefor and incidental thereto.	$300,000	$285,000	10 years
11) Acquisition of equipment, including all related costs and expenditures incidental thereto.	$287,500	$273,150	15 years

Purpose	Appropriation & Estimated Cost	Estimated Maximum Amount of Bonds & Notes	Period of Usefulness
12) Drainage system improvements, including all work and materials necessary therefor and incidental thereto.	$195,500	$185,730	20 years
13) Replacement of the Ross Drive beach access/boardwalk, including all work and materials necessary therefor and incidental thereto.	$300,000	$285,000	15 years
e) **Golf Course**			
1) Construction of a club house, including all work and materials necessary therefor an incidental thereto.*	$4,500,000*	$4,275,000*	15 years
2) Improvements to and dredging of the golf course, including all work and materials necessary therefor and incidental thereto.	$2,300,000	$2,185,000	15 years
f) **Preliminary Expenses**			
1) Preliminary planning and related expenses in connection with recreation improvements to the 42nd Street Complex, including all related costs and expenditures incidental thereto.	$150,000	$142,500	15 years
2) Preliminary planning and related expenses in connection with the expansion of the Department of Public Works Building, including all related costs and expenditures incidental thereto.	$150,000	$142,500	10 years
3) Preliminary planning and related expenses in connection with traffic island improvements, including all related costs and expenditures incidental thereto.	$30,000	$28,500	10 years

Purpose	Appropriation & Estimated Cost	Estimated Maximum Amount of Bonds & Notes	Period of Usefulness
4) Preliminary planning and related expenses in connection with the construction of a lifeguard headquarters building, including all related costs and expenditures incidental thereto.	$200,000	$190,000	20 years
Total	$16,999,750	$16,150,000	

*The purpose in Section 3(e)(1) hereof is an amendment to the description in Section 3(e)(1) of Bond Ordinance #22-2025, finally adopted August 20, 2025. It is also a supplement to the $8,580,000 appropriation and the $8,151,000 bonds and notes authorized under Section 3(e)(1) of Bond Ordinance #22-2025. The total appropriation is now $13,080,000 and the total amount of the bonds and notes authorized is $12,426,000.

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.81 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $16,150,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding $1,492,250 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The City hereby makes the following covenants and declarations with respect to obligations determined to be issued by the chief financial officer on a tax-exempt basis. The City hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The chief financial officer is hereby authorized to act on behalf of the City to deem the obligations authorized herein as bank-qualified for the purposes of Section 265 of the Code, when appropriate. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance.

This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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

ACTION ON INTRODUCTION:

Motion made by: Councilman Kane

Motion seconded by: Councilman Riordan

VOTE ON INTRODUCTION:

Deputy Mayor Bew:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Lettieri:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Haney:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Virgilio	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Kane:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Riordan:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Mayor Sera:	☒ Yes	☐ No	☐ Abstain	☐ Not Present

ACTION ON ADOPTION (after public hearing)

Motion made by: Councilman Kane

Motion seconded by: Councilman Virgilio

VOTE ON ADOPTION:

Deputy Mayor Bew:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Lettieri:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Haney:	☐ Yes	☐ No	☐ Abstain	☒ Not Present
Councilman Virgilio	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Kane:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Councilman Riordan:	☒ Yes	☐ No	☐ Abstain	☐ Not Present
Mayor Sera:	☒ Yes	☐ No	☐ Abstain	☐ Not Present

I certify that this ordinance was introduced at a properly advertised public meeting on July 15 of 2026, published pursuant to law and the subject of a second reading and public hearing on August 5, 2026 prior to final adoption.

Christine Murray

Christine Murray, RMC, City Clerk

Vince Sera, Mayor