

CITY OF BRIGANTINE

ORDINANCE NO. 18 OF 2023

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

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

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

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

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

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

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

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

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

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

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

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

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


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

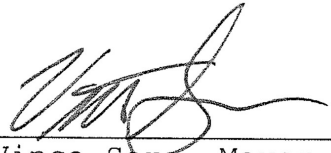
"The capital projects hereby authorized for which the bonds or temporary notes are to be issued is to provide for various capital projects at the Brigantine Community School, consisting of roof, interior doors and hardware and generator replacement, exterior masonry renovations and the parking lot alterations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

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

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

INTRODUCTION: December 6, 2023  
 ADOPTION: December 20, 2023

  
 Lynn Sweeney, RMC  
 City Clerk

  
 Vince Sera, Mayor

RECORD VOTE OF COUNCIL ON FINAL PASSAGE

COUNCIL MEMBERS	Y	N	NV	AB
SERA	✓			
RIORDAN	✓			
KANE	✓			
BEW ✗	✓			
LETTIERI ✗✗	✓			
HANEY				✓
DeLUCRY	✓			

X-INDICATES VOTE NV=NOT VOTING AB=ABSENT