

**JUNE 7, 2021**

Mayor Susan R. Marshall called the regular meeting of the Tuckerton Borough Council to order on June 7, 2021 at 7:00 pm in the Borough Complex.

Provisions of the Open Public Meetings Act were complied with as notice was published to the *Beacon* and the *Asbury Park Press* stating the time, date and place of this meeting.

The following members of Council were in attendance: Keith Vreeland, Sam Colangelo, Brian Martin, Frank D'Amore, Suzanne Taylor, Ron Peterson and Mayor Marshall.

Mayor Marshall led the salute to the flag.

**ORDINANCE #11-2021**

**AN ORDINANCE OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, ESTABLISHING NEW CHAPTER 120 OF THE BOROUGH CODE ENTITLED "CANNABIS, ESTABLISHMENTS, DISTRIBUTION AND DELIVERY SERVICE PROHIBITED" SO AS TO PROHIBIT THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE BOROUGH OF TUCKERTON AND AMENDING AND SUPPLEMENTING CHAPTER 255 OF THE BOROUGH CODE ENTITLED "ZONING" SO AS TO PROHIBIT ALL CLASSES OF CANNABIS ESTABLISHMENTS OR CANNABIS DISTRIBUTION OR CANNABIS DELIVERY SERVICES AS THOSE TERMS ARE DEFINED IN THE "NEW JERSEY CANNABIS REGULATORY, ENFORCEMENT ASSISTANCE, AND MARKETPLACE MODERNIZATION ACT" P.L. 2021, c.16**

Mr. Vreeland moved, seconded by Mr. Colangelo that Ordinance #11-2021 be approved on first reading and schedule second reading and public hearing for June 21, 2021. It was so moved by the following vote: Yes- Vreeland, Martin, Colangelo, D'Amore, Taylor, Peterson; No- none; Abstain – none; Absent – none.

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**RESOLUTION #101-21**

**RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE FOR TUCKERTON BEACH GRILLE AND RESTAURANT, INC. AND EXTENSION OF LICENSE TO THOMAS J. ORR, ESQUIRE, TRUSTEE**

Mr. Vreeland moved, seconded by Mr. Colangelo that Resolution #101-21 be approved as read. It was so moved by the unanimous consent of Council.

Mr. Martin announced there will be a town wide yard sale sponsored by the Pride and Celebration Committee on June 12, 2021 and if anyone is still interested in being on the map please visit our website. He then announced the fireworks and parade for 4<sup>th</sup> of July will be on July 3, 2021 this year. The parade will kick off at 10 am.

**RESOLUTION #102-21**

**RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING PAYMENT OF CLAIMS**

Mr. Martin moved, seconded by Mr. Vreeland that Resolution #102-21 be approved authorizing payment of claims in the amount of \$199,334.83. It was so moved by the unanimous consent of Council

**RESOLUTION #103-21**

**RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE DISPLAY OF FIREWORKS FOR THE 4<sup>TH</sup> OF JULY CELEBRATION**

Mr. Martin moved, second by Mr. Vreeland that Resolution #103-21 be approved as read. It was so moved by the unanimous consent of Council.

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**RESOLUTION #104-21**

**RESOLUTION OF THE BOROUGH OF TUCKERTON, IN THE COUNTY OF OCEAN, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS “NOTE RELATING TO THE WATER BANK CONSTRUCTION FINANCING PROGRAM OF THE NEW JERSEY INFRASTRUCTURE BANK”, TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO \$3,240,000, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY INFRASTRUCTURE BANK, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE BOROUGH OF TUCKERTON IN FAVOR OF THE NEW JERSEY INFRASTRUCTURE BANK, ALL PURSUANT TO THE NEW JERSEY INFRASTRUCTURE BANK CONSTRUCTION FINANCING PROGRAM AND IN CONNECTION WITH THE CURLEW ROAD, KINGFISHER ROAD AND BASS ROAD SANITARY SEWER SYSTEM REHABILITATION PROJECT**

Mr. Martin moved, seconded by Mrs. Taylor that resolution #104-21 be approved as read. It was so moved by the unanimous consent of Council.

**RESOLUTION #105-21**

**RESOLUTION OF THE BOROUGH OF TUCKERTON, IN THE COUNTY OF OCEAN, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS “NOTE RELATING TO THE WATER BANK CONSTRUCTION FINANCING PROGRAM OF THE NEW JERSEY INFRASTRUCTURE BANK”, TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO \$1,675,000, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY INFRASTRUCTURE BANK, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE BOROUGH OF TUCKERTON IN FAVOR OF THE NEW JERSEY INFRASTRUCTURE BANK, ALL PURSUANT TO THE NEW JERSEY INFRASTRUCTURE BANK CONSTRUCTION FINANCING PROGRAM AND IN CONNECTION WITH THE CURLEW ROAD AND KINGFISHER ROAD WATER MAIN REPLACEMENT PROJECT**

Mr. Martin moved, seconded by Mr. Vreeland that resolution #105-21 be approved as read. It was so moved by the unanimous consent of Council.

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**RESOLUTION #106-21**

**RESOLUTION OF THE BOROUGH OF  
TUCKERTON, COUNTY OF OCEAN, STATE OF  
NEW JERSEY AWARDING A CONTRACT FOR  
THE PURCHASE OF A FORD 6.8 LONG BLOCK  
ENGINE ASSEMBLY**

Mr. Colangelo moved, second by Mr. Vreeland that Resolution #106-21 be approved as read. It was so moved by the unanimous consent of Council.

**RESOLUTION #107-21**

**RESOLUTION OF THE BOROUGH OF  
TUCKERTON, COUNTY OF OCEAN, STATE OF  
NEW JERSEY AWARDING A STATE CONTRACT  
FOR THE PURCHASE OF A MASON DUMP TRUCK  
TO WINNER FORD**

Mr. Colangelo moved, seconded by Mr. Vreeland that Resolution #107-21 be approved as read. It was so moved by the unanimous consent of Council.

**RESOLUTION #108-21**

**RESOLUTION OF THE BOROUGH OF  
TUCKERTON, COUNTY OF OCEAN, STATE OF  
NEW JERSEY AUTHORIZING THE RECEIPT OF  
BIDS FOR THE SALE OF CERTAIN MUNICIPAL  
VEHICLES VIA GOV-DEALS ONLINE AUCTION  
SALES**

Mr. Colangelo moved, seconded by Mr. Vreeland that Resolution #108-21 be approved as read. It was so moved by the unanimous consent of Council.

**RESOLUTION #109-21**

**RESOLUTION OF THE BOROUGH OF  
TUCKERTON, COUNTY OF OCEAN, STATE OF  
NEW JERSEY AWARDING A CONTRACT TO P&A  
CONSTRUCTION, INC. FOR THE 2020 WATER &  
SEWER MAIN REPLACEMENT PROJECT ON  
KINGFISHER, CURLEW AND BASS ROAD**

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Mr. Colangelo moved, seconded by Mr. Vreeland that Resolution #109-21 be approved as read. It was so moved by the unanimous consent of Council.

Mrs. Taylor moved, seconded by Mr. Vreeland that the minutes of the meeting of May 17, 2021 be approved with a correction. It was so moved by the unanimous consent of Council.

**RESOLUTION #110-21**

**RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY ASSESSING LIEN UPON DWELLINGS OR LANDS FOR PROPERTY MAINTENANCE PURSUANT TO BOROUGH ORDINANCE §103-2 AND PERMITTED BY N.J.S.A. 40:48-1.14**

Mrs. Taylor moved, seconded by Mr. Vreeland that Resolution #110-21 be approved as read. It was so moved by the unanimous consent of Council.

Mrs. Taylor stated the next TEC meeting will be June 10, 2021 and if anyone wants to help with the Route 9 clean up the mandatory training will be available on that date. The cleanup of Route 9 will be June 19, 2021 and everyone should meet at 8 am at the Borough complex.

Mr. Peterson read a copy of the May 2021 Police Report, a copy of which is on file for public inspection in the Municipal Clerk's Office.

Mr. Peterson than read a letter thanking Officer Steven Adams for his outstanding job with assisting a baby during an emergency call.

**RESOLUTION #111-21**

**RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDING A STATE CONTRACT FOR THE BODY WORN CAMERA SOFTWARE AND MAINTENANCE PACKAGE FOR THE TUCKERTON BOROUGH POLICE DEPARTMENT**

Mr. Peterson moved, seconded by Mr. Vreeland that Resolution #111-21 be approved as read. It was so moved by the unanimous consent of Council.

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Mr. D'Amore congratulated the Historic Preservation Commission on the Tree Lined Street Project for Clay Street it was a long time coming, the commission is working on putting together letters for the residents and eventually this could expand to other streets in the Borough.

Mr. Martin announced the final special assessment count on dredging is in and the yes received 178 votes and the no received 113 votes. We are going to move forward with the special assessment for dredging, it may not happen overnight, but it will begin moving forward probably at the next few meetings.

Mr. Colangelo moved, seconded by Mr. Vreeland that the governing body accept with regrets a resignation from Elliot Garcia from the Tuckerton Historic Preservation Committee. It was so moved.

Mr. Vreeland moved, second by Mr. D'Amore that the governing body authorize and waive fee for a raffle license to be held June 19, 2021 by the Improved Order of the Redman Tribe #61. It was so moved by the majority of Council. Mr. Colangelo abstained.

Mr. Martin moved, second by Mrs. Taylor that the governing body authorize Drexel University to place water sampling instruments at South Green Street Park under the pier. It was so moved by the unanimous consent of Council.

Mr. Colangelo moved, second by Mr. Vreeland that the meeting be opened to the public.

Pete Gioiello, 358 Kingfisher Road, asked what the time line is for the bond ordinance and if Paradise Cove would like the dredging signs for their area to help with dredging to please let him know. He also asked how the meeting on Lanyard Lagoon went.

Mrs. Gleghorn explained that Bond Counsel needs to complete the NJIB resolutions and closing documents for Curlew, Kingfisher and Bass Road and once that is complete then we will begin working on the special assessment; fingers crossed hopefully the July meeting.

Mr. Martin and Mrs. Gleghorn both felt the meeting went well with Fish and Wildlife they think the plans were accepted and hopefully the next steps will happen soon.

Carolyn Keen, 84 Curlew Road, asked since the Borough was denied the grant for NFWF for the extension of the Little Egg Harbor Blvd. stone revetment project what is the plan now.

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Mrs. Gleghorn explained that the Borough will keep working and looking for new grants, like the NJ 319H grant or any other state ones, there are a lot of different people looking into shore restoration so we will get this done eventually.

John Zuwinski, 11 Carroll Ave, stated he feels the police will actually appreciate having the body cameras and he thinks it's a great idea that the town is getting them.

John Zubrinski, 707 South Green Street, stated he had complained about a pot hole on Water Street about four weeks ago and it is still not fixed he wants to know what the protocol is for fixing pot holes in the Borough. He called and spoke to Public Works and Jenny and it's still not done.

Mr. Colangelo explained the pot hole was on the list to be repaired and repaired correctly not by just putting a band aid on the pot hole; however the day it was scheduled to be repaired there was a major water main break that needed to be fixed and that takes priority, the pot hole is scheduled for this coming Wednesday and he asked for Mr. Zubrinski to give the employees until this week to fix it.

Chuck Watson, 90 Curlew Road, asked that the Council look into doing zoom meetings for the people who have second homes in the Borough and cannot always make the meetings and want to participate. He then stated he knows of three ways the Borough can fund the maintenance of dredging and they are... 1.) A special line that was once snow removal now is called storm clean up and maybe the Borough can say this issue is caused by storms. 2.) Is to use surplus and 3.) is through the capital improvement expenses. Those line items will allow for the Borough to put away money for future problems with the lagoons. He feels the maintenance of the lagoons should be paid for by the whole town. Lastly he stated he feels it is a financial burden to move a utility fund employee into the current because the utility fund is a set rate amongst the whole town the current fund is based on assessments so higher assessed homes pay more for that employee and he feels that is not fair.

Mr. Connors stated the fund for storm clean up cannot be used for lagoon dredging maintenance but he asked Mr. Watson for the suggestions on how the town can legally save money for the dredging.

Mr. Martin explained that his personal belief on dredging is different than he as an elected official who needs to do what is best for the majority of the people in the Borough and the town as a whole does not want to pay for dredging.

Anthony Scaglione, 125 Curlew Road, feels the amount of money that the town collects from the areas that are on the water should be set aside for dredging purposes. They are paying higher taxes because they are on water so that amount should be put into a trust for maintenance.

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There being no further comments or questions, Mr. Colangelo moved, second by Mr. Vreeland that the public portion of the meeting be closed. It was so moved.

Mr. Colangelo moved, second by Mr. Vreeland that the meeting be adjourned. The motion was unanimously approved at 8:09 pm.

Respectfully submitted,

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**JENNY GLEGHORN, RMC  
BOROUGH CLERK**

Approved:

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**SUSAN R. MARSHALL  
MAYOR**