

SEPTEMBER 7, 2021

Mayor Susan R. Marshall called the regular meeting of the Tuckerton Borough Council to order on September 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: Sam Colangelo, Brian Martin, Frank D'Amore, Suzanne Taylor, Ron Peterson and Mayor Marshall. Mr. Vreeland was absent this evening.

Mayor Marshall led the salute to the flag.

ORDINANCE #12 OF 2021

ORDINANCE OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 118 OF THE BOROUGH CODE OF THE BOROUGH OF TUCKERTON ENTITLED "BULKHEADS" SO AS TO REVISE THE REGULATIONS PERTAINING TO BULKHEAD MAINTENANCE

Mr. Colangelo moved, second by Mr. D'Amore that the meeting be open to the public for comment on Ordinance #12 of 2021. So Moved.

Peter Gioello, 358 Kingfisher Road, asked what the town can do now with the bulkheads that need to be repaired before the dredging begins.

Mr. McAndrew explained this ordinance now gives the Code Enforcement Officer teeth for him to continue with enforcing the necessary repairs.

Mr. Colangelo moved, second by Mr. D'Amore that the public portion of this hearing be closed. It was so moved.

Mr. Colangelo moved, second by Mr. D'Amore that Ordinance #12 of 2021 be approved on final reading. It was so moved by the following vote: Yes – Colangelo, Martin, D'Amore, Taylor, Peterson; No – none; Abstain – none; Absent – Vreeland.

RESOLUTION #140-21

RESOLUTION OF THE BOROUGH OF TUCKERTON, IN THE COUNTY OF OCEAN, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:2-11(c) AND N.J.S.A. 40A:2-7(d)

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Mr. Martin moved, second by Mrs. Taylor that Resolution #140-21 be approved as read. It was so moved by the unanimous consent of Council.

ORDINANCE #13 OF 2021

AN ORDINANCE OF THE BOROUGH OF TUCKERTON, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE MAINTENANCE DREDGING OF THE MOUTHS OF CERTAIN LAGOONS LOCATED IN THE TUCKERTON BEACH SECTION OF THE BOROUGH AND RELATED EXPENSES SO AS TO PROVIDE NAVIGABLE ACCESS TO TUCKERTON BAY, BENEFITING PROPERTIES ABUTTING SAID LAGOONS, AND APPROPRIATING \$2,200,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$2,200,000 IN BONDS OR NOTES OF THE BOROUGH OF TUCKERTON TO FINANCE THE SAME, AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF

Mr. Martin moved, second by Mr. Peterson that Ordinance #13 of 2021 be approved on first reading and schedule second reading and public hearing for November 15, 2021. It was so moved by the following vote: Yes- Martin, Colangelo, D'Amore, Taylor, Peterson; No – none; Abstain – none; Absent – Vreeland.

RESOLUTION #141-21

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

Mr. Martin moved, second by Mrs. Taylor that Resolution #141-21 be approved authorizing payment of claims in the amount of \$602,365.17. It was so moved by the unanimous consent of Council

RESOLUTION #142-21

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A REFUND OF CONSTRUCTION PERMIT FEES TO VINCE FEVOLA

Mr. Martin moved, second by Mr. D'Amore that Resolution #142-21 be approved as read. It was so moved by the unanimous consent of Council.

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RESOLUTION #143-21

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, TO CANCEL WATER AND SEWER
CHARGES AND EXCESS WATER AND SEWER
CHARGES FOR THE YEAR 2021 & 2022**

Mr. Colangelo moved, second by Mr. D'Amore that Resolution #143-21 be approved as read. It was so moved by the unanimous consent of Council.

Mr. D'Amore thanked the Public Works Department for their work on the Borough Hall located at 140 East Main Street, it looks fantastic. He then read the Tuckerton Fire Department's monthly call report and advised residents that the fire department will be using 108 North Green Street as a drill for fire protection on September 8, 2021 in case people see a lot of smoke or engines in the middle of town.

Mrs. Taylor moved, second by Mr. Peterson that the minutes of the meeting of August 16, 2021 be approved. It was so moved by the unanimous consent of Council.

RESOLUTION #144-21

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY ADOPTING THE MEL JOINT
INSURANCE FUND VOLUNTEER HANDBOOK**

Mrs. Taylor moved, second by Mr. Peterson that Resolution #144-21 be approved as read. It was so moved by the unanimous consent of Council.

Mr. Peterson reminded everyone that if you see people launching boats from the clamshells at South Green Street Park to call the police so they stop doing that.

Mayor Marshall also stated the Borough Hall looks amazing and thanked the Public Works Department.

RESOLUTION #145-21

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, PROVIDING FOR AN EXECUTIVE
SESSION IN ACCORDANCE WITH THE OPEN
PUBLIC MEETING ACT**

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Mr. Colangelo moved, second by Mr. D'Amore that Resolution #145-21 be approved as read. It was so moved by the unanimous consent of Council.

Mr. Peterson moved, second by Mr. D'Amore that the governing body authorize a raffle application and waiver of Municipal fee to the Tuckerton Historical Society for a 50/50 to be held on September 11, 2021. It was so moved by the unanimous consent of Council.

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

Pat Johnson, The Sandpaper/Leader, asked what an alternate bid would be for the dredging assessment project and since when did the County own Mr. Butensky's old office building.

Mr. Martin explained there would be a base bid for the priority work on the dredging project and there could be an alternate bid that included dredging farther down the lagoons, but must stay under the amount that is budgeted for.

Mayor Marshall explained the County bought Mr. Butensky's office years ago and it was going to be used to increase the right turn lane at the intersection of Route 9.

Carolyn Keen, 84 Curlew Road, asked if the residents will be given a process on how to work with the dredger if they want to dredge behind their homes on the lagoons and pay for it themselves.

Mr. Martin explained once a contractor is selected than the Borough will have an answer how that will be handled.

Mrs. Keen than handed out pictures of Marlin Road where residents of Marlin Road are stating that the WaPro Flapper valves are working and should be used on all roads in the Tuckerton Beach Area and since Mrs. Gleghorn explained they don't work Mrs. Keen would like to see proof that they do not work.

Mrs. Gleghorn stated she will get the information from the Public Works Superintendent but he does check the roads daily and has documentation on the maintenance of storm strains.

The following individuals spoke on behave of the WaPro valves for the storm drains and who Council should consider for the next road projects in Tuckerton Beach:

Dennis Davis – 124 Marlin Road
Peter Gioello – 358 Kingfisher Road

Gerard Schultz – 478 Anchor Road
John Zubrinski – 707 South Green Street

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James Martinelli, 350 Kingfisher Road, asked how do we insure the company doing the dredging will be held accountable for the project, is there a fail safe?

Mrs. Gleghorn and the Borough Solicitor explained that when a bid is accepted, something called a bid bond (performance bond) is attached to the bid which is in the amount of the project, when the project is complete and certified to be complete by the engineer the performance bond is released and a maintenance bond replaces it; which is held for two years after the date of completion. This is part of the local public contract law.

Anthony Scaglione, 125 Curlew Road, asked specific questions on how the dredging will work, will there be trucks on the roadways dripping water out the trucks when they are hauling the material away.

Mrs. Gleghorn explained that the bid specifications are not designed yet and cannot be designed until there is a mechanism to charge expenses too, once that occurs specs will be developed and she can answer the questions then.

Mike Vermendel, 91 Curlew Road, asked if the Borough will be replacing the storm drain on Curlew Road because there are a few drains on Heron Road and Curlew Road that do not allow the water to go down and would like to see the records on those storm drains.

Mrs. Gleghorn explained the road project will include the storm drain work and as for Heron Road and Curlew Road; Heron should be brand new and Curlew we have not put money into something that will be replaced shortly that would not be cost effective.

Chris Larson, 399 Kingfisher Road, asked if the water meter pits and meters are being replaced as well. And what will happen if the Local Finance Board does not grant waiver of down payment

Mrs. Gleghorn stated yes they are being replaced and if the waiver is not allowed to be waived we would have to start all over because the town cannot put down the amount of money that is needed for a down payment on the \$2.2 million project.

Paul Solomani, 20 Edgewater Drive, stated he has reached out to Union organizations in the area and if anyone wants phone numbers to call the reps to discuss their help with the dredging issues he would be more than happy to release those numbers.

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.

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Mr. Colangelo moved, second by Mr. Vreeland that the meeting be adjourned.
The motion was unanimously approved at 8:51 pm.

Respectfully submitted,

**JENNY GLEGHORN, RMC
BOROUGH CLERK**

Approved:

**SUSAN R. MARSHALL
MAYOR**