

MAY 1, 2023

Mayor Susan R. Marshall called the regular meeting of the Tuckerton Borough Council to order on May 1, 2023 at 7:00 pm.

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, Brian Martin, Sam Colangelo, Frank D'Amore, Suzanne Taylor, Ron Peterson and Mayor Marshall.

Mayor Marshall led the salute to the flag.

ORDINANCE #2 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)**

Mr. Martin moved, second by Mr. Vreeland that Ordinance #2 of 2023 be approved on first reading. The second reading and public hearing will be on May 15, 2023. It was so moved by the unanimous consent of Council.

ORDINANCE #3 OF 2023

**ORDINANCE OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AMENDING AND
SUPPLEMENTING CHAPTER 249 OF THE
BOROUGH CODE OF THE BOROUGH OF
TUCKERTON ENTITLED "WATER AND SEWERS"
SO AS TO REVISE THE ANNUAL RATES**

Mr. Martin moved, second by Mr. Vreeland that Ordinance #3 of 2023 be approved on first reading. The second reading and public hearing will be on May 15, 2023. It was so moved by the unanimous consent of Council.

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RESOLUTION #85-23

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AUTHORIZING THE DEFERAL OF
THE LOCAL SCHOOL TAXES**

Mr. Martin moved, second by Mr. Vreeland that Resolution #85-23 be approved as read. It was so moved by the unanimous consent of Council.

Mr. Martin moved, second by Mr. Vreeland that Resolution #86-23, the 2023 Municipal Budget be introduced on first reading and schedule second reading/public hearing for June 5, 2023. It was so moved by unanimous consent of Council.

ORDINANCE #4 OF 2023

**ORDINANCE OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AMENDING AND
SUPPLEMENTING CHAPTER 89 OF THE
BOROUGH CODE OF THE BOROUGH OF
TUCKERTON ENTITLED "ALCOHOLIC
BEVERAGES" SO AS TO REVISE THE ANNUAL
FEE FOR PLENARY RETAIL CONSUMPTION AND
DISTRIBUTION LICENSE AND CLUB LICENSE**

Mr. Vreeland moved, second by Mr. Martin that Ordinance #4 of 2023 be approved on first reading. The second reading and public hearing will be on May 15, 2023. It was so moved by the unanimous consent of Council.

ORDINANCE #5 OF 2023

**ORDINANCE OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AMENDING AND
SUPPLEMENTING BOROUGH CODE CHAPTER
201 PEACE AND GOOD ORDER, TO PROVIDE A
NEW ARTICLE VIII, ENTITLED "LIGHTING
NUISANCES"**

Mr. Vreeland moved, second by Mr. Martin that Ordinance #5 of 2023 be approved on first reading. The second reading and public hearing will be on May 15, 2023. It was so moved by the unanimous consent of Council.

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RESOLUTION #87-23

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

Mr. Martin moved, second by Mr. Vreeland that Resolution #87-23 be approved authorizing payment of claims in the amount of \$982,655.78. It was so moved by the unanimous consent of Council.

RESOLUTION #88-23

**A RESOLUTION AUTHORIZING THE BOROUGH
OF TUCKERTON TO ENTER INTO A SHARED
SERVICE AGREEMENT WITH THE TOWNSHIP
OF LACEY FOR THE SHARED USE OF TAX
ASSESSOR SERVICES PURSUANT TO THE
UNIFORMED SHARED SERVICES ACT N.J.S.A.
40A”65-1 ET. SEQ**

Mr. Martin moved, second by Mr. Vreeland that Resolution #88-23 be approved as read. It was so moved by the unanimous consent of Council.

Mr. Colangelo stated that the Boat Flare Disposal program will be on May 6th, the Hazardous Waste Disposal Program will be on May 20th, and the Document Shredding Program will be on June 17. He also stated that the Public Works yard will be closed on May 29th for Memorial Day.

RESOLUTION #89-23

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AUTHORIZING THE TAX
COLLECTOR TO CANCEL MUNICIPALITY LIEN**

Mr. Colangelo moved, second by Mr. Vreeland that Resolution #89-23 be approved as read. It was so moved by the unanimous consent of Council.

Mrs. Taylor moved, second by Mr. Peterson that the minutes of the meeting from April 17, 2023 be approved. It was so moved by unanimous consent of Council.

Mrs. Taylor also read the monthly Construction report for the Month of April
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RESOLUTION #90-23

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY SUPPORTING THE NEW JERSEY
FOREST FIRE SERVICE AND FUELS MITIGATION
PROJECTS USING PRESCRIBED FIRE AND
OTHER TREATMENTS**

Mr. Peterson moved, second by Mrs. Taylor that Resolution #90-23 be approved as read. It was so moved by the unanimous consent of Council.

Mayor Marshall thanked the Economic Development Committee for a successful restaurant week. She is in the process of writing thank you cards to everyone that helped.

Mayor Marshall also stated that the Economic Development Committee will be meeting this Tuesday and the Historic Preservation Committee will be meeting this Wednesday.

RESOLUTION #91-23

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

Mr. Martin moved, second by Mr. Vreeland that Resolution #91-23 be approved as read. It was so moved by the unanimous consent of Council.

Mr. Martin on behalf of Pride & Celebration, stated that the Arbor Day Celebration was last Friday and there was an elementary school writing contest, and the plaque was dedicated to Cindy Hoolahan.

He also stated the town wide yard sale will be on June 10th and they are working on making the map for it now.

Mr. Martin on behalf of Dredging, stated that they should be finished, and we should be getting the final survey in the next week or so.

Mr. Peterson thanked Mr. Martin and Mayor Marshal for all their hard work for the Arbor Day celebration.

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Mr. Colangelo moved, seconded by Mr. Vreeland to open the meeting to the public. It was so moved.

Paul Solimani, 20 Edgewater Drive, stated that the Paradise Cove and Uplander Association meetings have been moved to the second Tuesday of the month at the American legion. He also stated that the community garden is meeting on Saturday and Kaylyn Ullman got lumber donated and is looking for a voucher from Council for tax purposes. He stated that they have to rebuild most of the boxes at the garden.

Lee Eggert, 121 Willow Landing Terr., stated last meeting I talked about how the complaint got started with the State and so forth. I guess on June 6th the Borough received a letter from Mr. Nelson and basically turned out to be a hoax and the next day on June 7th after whatever happened the Borough Officials went into the firehouse and took the trucks out. Now we have a crime problem we need to address because no one had permission that day to enter the firehouse. They did not have a warrant. Someone entered the firehouse illegally that's a crime. I was a cop here and trained as a policeman and that's a crime. Now people from the Borough, Borough employees, went into the building and took the firetrucks out which also had property on them that belongs to the fire company and me personally and Dale personally so that's theft. Now you still have a lot of our property that I guess is still at the Tuckerton Borough yard which is possession of stolen property. This was all done under the supervision of the Police Chief and Borough Administrator, they are basically overseeing crime in Tuckerton and nothing was done about it. Mr. Connors sent a letter saying that if you think a crime was committed to call the prosecutor's office. One of our table officers did, next they got a call back that they are not going to touch it. Letter went to the Attorney General's office it was against us on this other deal and they never even answered it. He just thinks it's wrong that we have a police department because there were police officers there that day under the supervision of the Police Chief committing a crime in our town, three crimes that I can count, based on my belief and I think it's wrong and something needs to be done. I would like to say to the Mayor, that when I was Mayor, under our form of government it's the mayor's job to make sure, and this came from Mr. Connors when I was Mayor, one of your jobs as mayor is to make sure the Borough goes by State law and town laws and she, and all of you took an Oath of Office and I want to know what is going to be done. This is a mess that needs to be cleaned up. Nothing is going to happen criminally and we have the option to go civilly and I think we might do that. They are getting no cooperation from you people, once that letter came out there was a meeting in 48 hours that confirmed taking us out of service. Not one person on the Governing Body or anywhere else asked what the rest of the story was. Basically no one did there due diligence on the part of the Borough to find how much of this letter was good, bad, or indifferent, it was just done. Some of you obviously have a grudge, obviously politics involved here and if this is the way you want to run a town that's fine but asked the Mayor to do her duty and get to the bottom of it. There was discussion here one night about having cause to get rid of firefighters. I think you have plenty of cause to get rid of some people that work for the Borough right now. If the people under the

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supervisors where there unwillingly, so be it. If they are under pressure to do what they are told and they are afraid of winding up like Justin Cherry well the Borough has a big problem on their hands. I am asking you to fix the mess like fast. We are tired of it. Dale is going to get exonerated in the end, it just might take until the end of the year or longer because of the time lapse and waiting for the transcripts and waiting for the judge to make a decision, he has up to 90 days and then it goes back to the Division of Fire and Safety who started the investigation to begin with and if things don't go well there then you go to a real appeals court or whatever, but it could take a long time. This is ugly for the Borough and I think it's wrong that the Police Department is involved and overseeing crimes in the Borough of Tuckerton. When I asked Jenny about getting my stuff back, I went down there to take pictures two days after you took the trucks out of the firehouse and they sent two police officers to babysit me. I was a police officer, I was a mayor, I was a fire chief. You think I'm going to be the one to steal things. No, I am not the one that committed the crime. Stuff is still down there. We went back and forth with Jenny and getting our stuff back and not making it easy asking numerous times. When really the for fire company stuff the truck should be back at the fire house, we unload them, going to need a few days at my shop and pull all of the stuff I put on and donated and I did not donate it to the Borough. I just donated it and put it on there without saying anything, no vote or anything. Just did it for the good of the town, not so it can sit there under tarps and rot. Or someone to put a ladder on it and destroy it like they did there foot. I think we have a big problem here, someday I hope some of you can just come out and talk about this like humans, you know what I mean. You see what I am saying. And that's all I have to say. Please fix this mess.

Mayor Marshall stated thank you for your opinion.

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 7:29pm.

Respectfully submitted,

Approved:

**JENNY GLEGHORN, RMC
BOROUGH CLERK**

**SUSAN R. MARSHALL
MAYOR**