

JULY 15, 2024

Mayor Susan R. Marshall called the regular meeting of the Tuckerton Borough Council to order on June 15, 2024 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, Michael Dupuis, Ron Peterson and Mayor Marshall.

The Tuckerton Beach Association donated a defibrillator to Tuckerton Borough in honor of the late Peter Gioiello.

ORDINANCE #8 OF 2024

ORDINANCE OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 210 OF THE BOROUGH CODE OF THE BOROUGH OF TUCKERTON ENTITLED "PROPERTY MAINTENANCE" SO AS TO ADD NEW ARTICLE IV ENTITLED "VACANT AND ABANDONED PROPERTIES"

Mr. Vreeland moved, second by Mr. Martin that the meeting be opened for public comment on Ordinance #8 of 2024. It was so moved.

Lee Eggert, 121 Willow Landing Terr., asked council what brought this ordinance on and asked if this will apply to seasonal rentals as well.

Joanne Murray, 4 Fairway Drive, shows pictures to council of her neighbor's shed and explains that it attracts rodents and some of the junk in their yard is now going into her yard. She also stated that there is a lot of trash out by the street but nothing has been picked up or tagged. She is nervous that the overgrowth is a fire hazard and she stated that pest control believes that everything is coming from that shed.

There being no further questions or comments, Mr. Vreeland moved, second by Mr. Martin that the public hearing on Ordinance #8 of 2024 be closed to public comment. It was so moved.

Mr. Vreeland moved, second by Mr. Martin that the governing body adopt Ordinance #8 of 2024 on second and final reading. It was so moved by the following vote: Yes – Vreeland, Colangelo, Martin, D'Amore, Dupuis, Peterson; No – none; Abstain – none; Absent – none.

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ORDINANCE 9-2024

ORDINANCE OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 231-34.1 OF THE TUCKERTON BOROUGH CODE ENTITLED “STORMWATER CONTROL REQUIREMENTS”.

Mr. Vreeland moved, second by Mr. Martin that the governing body approve on first reading Ordinance #9 of 2024 and schedule the second reading and public hearing for August 19, 2024. It was so moved by the following vote: Yes – Vreeland, Colangelo, Martin, D’Amore, Dupuis, Peterson; No – none; Abstain – none; Absent – none.

Mr. Martin stated that there will be a Pineland’s 4th of July Committee meeting on Thursday to draw the raffle and have a quick meeting. He also wanted to thank the Tuckerton Police Department and West Tuckerton Fire Company for directing traffic and “manning” the lake for the fireworks so well.

RESOLUTION #124-24

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTION WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE BRIGANTINE TERRACE FROM MARINE STREET TO TIP SEAMAN DRIVE ROADWAY PRESERVATION PROJECT IN THE AMOUNT OF \$433,920.00

Mr. Martin moved, second by Mr. Vreeland that Resolution #124-24 be approved as read. It was so moved by the unanimous consent of council.

RESOLUTION #125-24

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 #125-24 be approved authorizing payment of claims in the amount of \$93,576.73. It was so moved by the unanimous consent of Council.

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RESOLUTION #126-24

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING CHANGE ORDER 1 (FINAL) TO THE CONTRACT WITH EARLE ASPHALT FOR THE SFY 2022 ROAD IMPROVEMENT PROJECT-LAKE STREET (1ST AVE TO 4TH AVE)

Mr. Martin moved, second by Mr. Vreeland that Resolution #126-24 be approved as read. It was so moved by the unanimous consent of council.

RESOLUTION #127-24

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A CHAPTER 159 FOR THE LOCAL RECREATIONAL IMPROVEMENT 2024 FROM THE DEPARTMENT OF COMMUNITY AFFAIRS IN THE 2024 MUNICIPAL BUDGET

Mr. Martin moved, second by Mr. Vreeland that Resolution #127-24 be approved as read. It was so moved by the unanimous consent of council.

RESOLUTION #128-24

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDED A CONTRACT FOR A FLYGT SUBMERSIBLE PUMP FOR THE TUCKERTON BOROUGH HALL SEWAGE PUMP STATION

Mr. Colangelo moved, second by Mr. Vreeland that Resolution #128-24 be approved as read. It was so moved by the unanimous consent of council.

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RESOLUTION #129-24

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING VINCENT A. TUMMINELLI AS A FULL-TIME LABORER/MECHANIC IN THE WATER AND SEWER/PUBLIC WORKS DEPARTMENT

Mr. Colangelo moved, second by Mr. Vreeland that Resolution #129-24 be approved as read. It was so moved by the unanimous consent of council.

Mr. D'Amore reads a statement in regards to the Tuckerton Fire Company and appointing L.E.H. District No. 3 Fire Company.

RESOLUTION #130-24

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, ACCEPTING A GRANT WITH THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR THE 2024 LOCAL RECREATIONAL GRANT IMPROVEMENT PROGRAM

Mr. D'Amore moved, second by Mr. Vreeland that Resolution #130-24 be approved as read. It was so moved by the unanimous consent of council.

RESOLUTION #131-24

RESOLUTION OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF TUCKERTON AND THE LITTLE EGG HARBOR FIRE DISTRICT NO. 3 FOR FIRE PROTECTION SERVICES

Mr. D'Amore moved, second by Mr. Vreeland that Resolution #131-24 be approved as read. It was so moved by the unanimous consent of council.

Mr. Dupuis moved, second by Mr. D'Amore that the minutes of the meetings of June 17, 2024 be approved. It was so moved by the unanimous consent of Council.

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RESOLUTION #132-24

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AUTHORIZING THE EXECUTION
OF MEMORANDUM OF UNDERSTANDING WITH
THE UTILIZATION OF THE SHERIFF'S LAW
ENFORCEMENT TRAINING FACILITY**

Mr. Peterson moved, second by Mr. Dupuis that Resolution #132-24 be approved as read. It was so moved by the unanimous consent of council.

Mr. Peterson read the June 2024 Police Activity Report. A copy of which is on file in the Municipal Clerk's office for public inspection.

Mr. Dupuis read the May 2024 Construction Report. A copy of which is on file in the Municipal Clerk's office for public inspection.

Mayor Marshall stated that there were 2 trees down on her street from the last storm and Public Works and the fire company worked very diligently to remove them. She also stated that she attended long time local Pat Johnson's one woman art show in Surf City and it was very nice and she is very proud of her. Finally, she stated that she saw kittens in the newspaper in Egg Harbor City if anyone is interested. She stated that she has gotten two cats from there and has the article if anyone wants more information.

Mr. Connor explains Ordinance #10 of 2024 and reads it by title only.

ORDINANCE 10-2024

**ORDINANCE OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 91, LOT 15.01
AS SHOWN ON THE MUNICIPAL TAX MAP OF THE BOROUGH OF
TUCKERTON TO KATHLEEN BURNELL IN ACCORDANCE WITH THE
PROVISIONS OF N.J.S.A. 40A:12-13(b) AND N.J.S.A. 40A:12-13.2**

Mr. Martin moved, second by Mr. Vreeland that the governing body approve on first reading Ordinance #10 of 2024 and schedule the second reading and public hearing for August 19, 2024. It was so moved by the following vote: Yes – Vreeland, Colangelo, Martin, D'Amore, Dupuis, Peterson; No – none; Abstain – none; Absent – none.

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RESOLUTION #133-24

**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. Colangelo moved, second by Mr. Vreeland that Resolution #133-24 be approved as read. It was so moved by the unanimous consent of council.

Mr. Vreeland motioned, second by Mr. Martin to accept Eddie Soto's resignation from the Tuckerton Environmental Commission. It was so moved by unanimous consent of council.

Mr. Martin, on behalf of the Pride & Celebration Committee, stated that the first summer concert at the Seaport was a success and the second concert has been postponed to August 30th because of inclement weather.

Mr. Dupuis, on behalf of the Tuckerton Environmental Commission, thanked everyone who participated in the Adopt-A-Highway cleanup.

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

Paul Solimani, 20 Edgewater Drive, ask for Council to waive the fee for the Paradise Cove Sign permit. Mr. Solimani also stated that they would like to put a sign under the stop sign if allowed to warn cars for children if that is allowed. He agreed that the house on fairway should be looked into and does not believe that anyone lives there. He asked for an update on the Thompson's Creek dredging permit and when it expires and also how much it cost to extend the permit. Finally he asked Council what they are going to do to dredge Thompson's Creek.

Mr. Vreeland moved, seconded by Mr. Martin to waive the building and zoning fee for the Paradise Cove Sign. It was so moved.

Chief Olsen said that they are allowed to put a sign on the stop sign.

Mrs. Gleghorn stated that it's a \$500 fee and she has requested more information on it.

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Mr. Martin stated that he is waiting for the grant applications to come out for the thin layer deposition project to see if Thompson's Creek would qualify for that and he is also talking to VanDrew's Office.

Carolyn Keen, 84 Curlew Road, stated that the beach had their first TBA concert down at South Green Street Park and it was a success. She stated that the toilets and the trash were really bad though and asked if there is anything the town can do about it for the next concert. She also asked if there is anything that can be done about the traffic in the beach area and if the check valves were put in the new roads. She stated that they have noticed an improvement down on Bass Road and wanted to know what's going on with Little Egg Harbor Blvd. because it is getting dangerous to walk and drive down there with all the manholes that are sinking.

Mrs. Gleghorn stated that she will have Public Works look into it. She also stated that the checked valves did go into the new streets and she agrees that L.E.H. Blvd is bad.

Joshua Delazano, Little Egg Harbor resident, stated that the parking situation is really bad when there are big events going on around town. He suggested maybe putting angled parking down some of the streets like Bartlett or Great Bay or having a Jitney shuttle people from the high school to town during events.

Mr. Martin stated that it's hard to do angled parking because there are a lot of Green Acre areas that are protected, but likes the idea of the Jitney and will bring it up to the Pinelands Fourth of July Committee.

James Cramer, 158 Clay Street, stated that they need no wake signs and "s" turns down the creek. He asked if they could get buoys. He also stated that they need "s" turns because boats almost keep crashing into each other and last year 2 kids did crash. Finally he stated that the Marine Police will only take complaints from police departments.

Chief Olsen stated that he did make a request but he will follow up. He also confirmed that complaints have to come from a police department.

Lee Eggert, 121 Willow Landin Terr., stated that he believes that there have been violations with his OPRA requests and claims he will be taking legal action against the clerk's office. He stated that things are being taken out of the minutes which makes things look like opinions. Finally he asked if Council looked into Parkertown at all and gave some examples about them.

Mrs. Obiedzinski-Garvin, 209 Cedar Street, thanked everyone for their kind thoughts and courtesies for her mother and she is overwhelmed with love. She also asked where all the money for the lawsuits being brought against the Borough is coming from.

Anthony Scaglione, stated that there was a TBA meeting on Saturday, wanted to know if the electrical panel down at the park could be made available for the next concert and asked if there was a timeline for the Tuckerton Creek dredging because they were supposed to do the mouths of the lagoons. He also wanted clarification if water was supposed to be doing over the landyard lagoon and wanted to know if they can do anything about the mosquito ditch that is bringing mud back into the lagoon.

Mr. Martin stated that he will reach out to get an update on Tuckerton Creek.

Mrs. Gleghorn stated that she believes the Tuckerton Creek project is in the works but will have to check to make sure.

Mr. Martin confirmed that the water is supposed to go over Landyard Lagoon. The DEP and USFW made our engineer change it for this to happen.

Mr. Martin also stated he is waiting for grant applications to come out to try and help with the mosquito ditch.

Deborah McMunn, 83 Dolphin Road, stated she is concerned about the wildlife in town. She stated that people were catching turtles in Tip Seaman Lake and claimed they were crabbing. She also explained that she witnessed a car purposefully hit a family of geese last week and stated that no one follows the speed limit down in the beach area. Mrs. McMunn also asked if golf carts are allowed down in the beach area and stated that people need to be more aware of what is going on down there. Finally, she stated that she did contact the state police about the turtles and the geese.

Richard William Overton, 232 North Green Street, stated that a lot of turtles get trapped near the waterfall and thinks we should put up a fence to prevent this from happening.

Kaylyn Ullman, 239 South Green Street, stated that she is happy the Borough got a grant for the ballfield and asked if maybe there could be a community garden there. She also stated that the Environmental Commission is interested in being in the 4th of July Parade next year. She stated that the Commission has planned more Adopt-A-Highway cleanups in an effort to get more people involved. Finally, she stated that it is very disheartening to hear about the people going after wildlife and kids almost getting hit.

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

Mr. Martin moved, second by Mr. Vreeland that the meeting be recessed at 8:15 pm. It was so moved.

Mr. Colangelo moved, second by Mr. Vreeland that the meeting be reconvened at 8:39pm. It was so moved.

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RESOLUTION #134-24

**RESOLUTION OF THE BOROUGH OF
TUCKERTON, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AUTHORIZING THE SUBMISSION
OF A VICTIM IMPACT STATEMENT IN THE
MATTER OF STATE V. JENNIFER L. DOCHERTY
PROSECUTOR FILE NO.:23003782**

Mr. Colangelo moved, second by Mr. Martin that Resolution #134-24 be approved as read. It was so moved by the unanimous consent of Council.

Mr. Vreeland moved, second by Mr. Martin that the meeting be adjourned. The motion was unanimously approved at 8:40pm.

Respectfully submitted,

Approved:

**JENNY GLEGHORN, RMC
BOROUGH CLERK**

**SUSAN R. MARSHALL
MAYOR**