

**BOROUGH OF SOUTH TOMS RIVER
COUNCIL MEETING MINUTES
TUESDAY, MAY 28, 2024 7:00 P.M.**

MOMENT OF SILENCE AND ALLEGIANCE TO THE FLAG

ROLL CALL

Present: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle

Also present were Jeffrey Cheney, Dasti & Staiger, and Christopher Santiago, Business Administrator/CFO

OPEN PUBLIC LAW STATEMENT MEETING

This meeting is called pursuant to the provisions of the Open Public Meetings Law NJSA 10:4-6. This meeting of May 28, 2024, was included in a list of meetings notice sent to the Asbury Park Press on November 27, 2023 and advertised in said newspaper and posted on the bulletin board in the Municipal Building and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

RETIREMENT OF POLICE CHIEF WILLIAM KOSH

Mayor Cradle presented Chief Kosh with proclamations from the Mayor and Council and the Ocean County Board of Commissioners. Paul Kanitra presented Chief Kosh with a proclamation from the NJ Legislature General Assembly and thanked Chief Kosh for all his work and dedication to the Borough of South Tom River for 25 years.

Chief Kosh thanked the Mayor and Council, the Police Department, and his family for all their support. Chief Kosh then announced that the new Acting Chief of Police would be Michael Schneidt.

APPROVAL OF ACTING POLICE CHIEF EFFECTIVE JUNE 1, 2024

Resolution 2024-96 Appointing Acting Chief of Police Michael Schneidt

Councilman Murray made a motion to approve the resolution, seconded by Councilman Fennell.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle

Nay: None

Acting Chief Schneidt thanked the Mayor and Council, the Police Department, and his family for all their support.

RECESS

Councilwoman Rolzhausen made a motion to recess, seconded by Councilwoman Mosley.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle

Nay: None

Councilman Fennell made a motion to resume the meeting, seconded by Councilwoman Rolzhausen.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle

Nay: None

APPROVAL OF A FULL TIME POLICE OFFICER

Resolution 2024-97 approving Tyler Lehr as a full time Polic Officer for the Borough of South Toms River

Councilwoman Mosley made a motion to approve the resolution, seconded by Councilman Fennell.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle

Nay: None

OPEN PUBLIC SESSION

The meeting is now open to the public. Members of the public are fee to make statements to the Governing Body. Each participant is limited to three minutes per person. The Chair of the meeting will advise the speaker once their time is concluded.

Councilwoman Rolzhausen made a motion to open the meting to the public, seconded by Councilwoman Mosley. All ayes.

Caelos Almanzar stated that he would like to see more transparency within the borough.

Daniel Kessel asked about what the money the borough has received from Social Leaf is being used for. Mr. Santiago stated it is reducing the tax rate and the borough has no increase for this year.

Councilwoman Mosley made a motion to close the meeting to the public, seconded by Councilwoman Rolzhausen. All ayes.

APPROVAL OF MINUTES FROM MAY 13, 2024

Councilman Ross made a motion to approve the minutes, seconded by Councilman Fennell with the following corrections: The minutes from the April 22, 2024 were approved as amended and Councilman Ross had thanked Congressman Chris Smith in regards to Resolution 2024-93, HUD – Economic Development Initiative – Community Project Funding Grant/Chapter 159, as he was instrumental in having this funding provided to municipalities.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle
Nay: None

**ORDINANCE 2024-8 (FIRST READING) AMENDING AND SUPPLEMENTING
CHAPTER 13 ENTITLED “ PROPERTY MAINTENANCE AND RENTAL HOUSING’
SO AS TO ESTABLISH SECTION 13-9 THERENDER ENTITLED ‘ BRUSH, GRASS,
DEBRIS, AND GARBAGE”**

Councilman Ross made a motion to approve the ordinance on its first reading, seconded by Councilman Fennell.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle
Nay: None

**ORDINANCE 2024-9 (FIRST READING) AMENDING AND SUPPLEMENTING
CHAPTER 7-33 OF THE BOROUGH CODE ENTITLED “SPEED LIMITS”
ORDINANCE 2024-7 (SECOND/PUBLIC READING) AMENDING CHAPTER 24 OF
THE BOROUGH CODE ENTITLED “ STORMWATER MANAGEMENT”**

Councilman Ross made a motion to approve the ordinance on its first reading, seconded by Councilman Fennell.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle
Nay: None

APPROVAL OF BILL LIST FOR MAY, 2024

Councilman Ross made a motion to approve the bills for May, 2024, seconded by Councilman Rolzhausen.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,

Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle
Nay: None

UNFINISHED BUSINESS

None

NEW BUSINESS

None

CONSENT AGENDA

All matters listed below are considered to be routine in nature and will be enacted by one motion. There will be no separate discussion of these items. If any discussion is desired by the governing body, that particular item will be removed from the Consent Agenda and will be considered separately.

Resolution 2024-94 Partnering with Borough of Beachwood for July 4th Fireworks

Resolution 2024-95 Authorizing purchase of a F-450 Crew Cab 4X4 for the Department of Public works through State Contract A88215

Resolution 2024-98 Authorizing the Borough of South Toms River Tax Collector to prepare and mail estimated tax bills in accordance with P.L. 1994.C.72

Resolution 2024-99 Appointing George Botcheos to serve as hearing officer

Councilman Ross commented on Resolution 2024-98 that the estimated tax bills were needed as the school funding has not yet been resolved with the State and the Borough can not set the tax rate without knowing what the school percentage will be.

Councilwoman Mosley made a motion to approve the consent agenda, seconded by Councilwoman Rolzhausen.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray,
Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle

Nay: None

OPEN PUBLIC SESSION

Councilman Fennell made a motion to open the meeting to the public, seconded by Councilman Murray. All ayes.

Carlos Almanzar asked about executive session minutes and on the availability to the public, they are supposed to be released within 45 days of the meeting. Mr. Cheney told Mr. Almanzar that the 45 days start when the business that was discussed is concluded.

Michael Parks asked about the DPW getting a new truck and if one is being retired from DPW if perhaps OEM could get is as they are in need of another truck.

Mark Retacco stated that he was grateful to Chief Kosh for all he has done for the town.

Councilman Fennell made a motion to close the meeting to the public, seconded by Councilman Murray. All ayes.

MONTHLY COMMITTEE REPORTS

Sam Fennell – Attended the Memorial Day Service with the Submariners at Mathis Plaza, met with DPW in reference to the gage doors, interviewed three applicants with Ronnell Decker for the pat-time summer employment for the summer, and brought up the issue that residents are having with quads being a nuisance in town.

Tom Rolzhausen – Attended the Land Use Board meeting on 5/20/24, did the Risk Management Seminar, and participated in the Save Barnegat Bay Cleanup.

Ed Murray – Participated in the Save Barnegat Bay Cleanup, corrected lighting at Mathis Plaza and feels that the Borough needs to address people backing into the utility poles, attended the Memorial Day Service with the Submariners at Mathis Plaza, met with the Police Chief about vehicles, and discussed an electrical trailer that JCP&L has and he would like to bring it to the Borough to show the first responders.

Kayla Rolzhausen – Mosquito Commission did not meet this month, attended the Memorial Day Service with the Submariners at Mathis Plaza, met with the police about National Night Out, and said that they were still looking for more vendors for the Back Pack Extravaganza.

Tanay Mosley – Met with the Police Committee.

Sandy Ross – Attended the Hazardous Mitigation Meeting with OEM, there was no Finance meeting, the Recreation Summer Camp is full and they increased the number to 65, the homework group is done for the school year, the Farmer's Market starts this week and will continue until October.

Mayor Oscar Cradle – Monthly report attached.

EXECUTIVE SESSION

WHEREAS, the Mayor and Council of the Borough of South Toms River have determined to enter in to closed session in accordance with the provisions of NJSA 10:4-12b - Any pending, ongoing or anticipated litigation or contract negotiation, including attorney-client privilege. The public will be informed of the discussion within forty-five days of the conclusion (NJSA 10:413)

Councilwoman Mosley made a motion to go into executive session and to adjourn the meeting, seconded by Councilwoman Rolzhausen.

Aye: Councilman Fennell, Councilwoman Mosley, Councilman Murray, Councilman Rolzhausen, Councilwoman Rolzhausen, Mayor Cradle
Nay: None

ADJOURNMENT *Jamie Jubert* TIME: 8:15AM
Jamie Jubert, CMR, Acting Municipal Clerk / Borough of South Toms River