



JERSEY SHORE REGIONAL HEALTH COMMISSION
REGULAR MEETING
December 16, 2025

CALL TO ORDER:

President Giles called the meeting to order at 3:05 P.M. He then led the Regional Board of Health in the salute to the flag. President Giles next read the “Open Public Meeting Act Statement”.

ROLL CALL

Allenhurst – Donna Campagna, Brielle – Denise Murphy, Fair Haven – Chris York, Monmouth Beach – Larry Bolsch, Rumson- Tom Rogers, Sea Bright – Paul Roman, Spring Lake – Bryan Dempsey, Spring Lake Heights – Dr. Len Giles

ABSENT:

Brielle – Denise Murphy, Deal -Joanna Myung Interlaken – Lori Reibrich, Loch Arbour – Marilyn Simons, Sea Girt -Diane Anthony

OTHERS PRESENT:

Michael Balka, Health Officer, Bruce Padula, Esq., Gail Krzyzyczuk CFO, Marita Kresge, Commission Secretary

MINUTES OF LAST MEETING:

October 28, 2025 CLOSED SESSION Motion was made by Bryan Dempsey of Spring Lake, and seconded by Tom Rogers of Rumson to accept the Closed session minutes of October 28, 2025. Voice vote; all present, Aye.

Motion carried.

October 28, 2025 Regular Meeting

Motion was made Tom Rogers of Rumson and seconded by Bryan Dempsey of Spring Lake to accept the Open session minutes of October 28, 2025.

Voice vote; all present, Aye.

Motion carried.

CLOSED SESSION – 2025-40

Pending Litigation-and Contract Negotiations Motion was made by Bryan Dempsey of Spring Lake and seconded by Tom Rogers of Rumson to enter Closed Session at 3:09 PM. There was a brief update on our answer to complaint. Additionally, the HR committee said they are meeting by year end to discuss contract negotiations. Motion to come out of Closed Session made by Tom Rogers of Rumson and seconded by Donna Compagna of Allenhurst at 3:15PM.

Consent Agenda

Resolution 2025-44 Payment of Bills and Transfer of Funds Resolution 2025-45, A motion was made by Paul Roman of Sea Bright and seconded by Larry Bolsch of Monmouth Beach. Authorizing Resolutions 2025-44 and 2025-45

ROLL CALL VOTE:

Allenhurst	Yes	Sea Bright	Yes
Brielle	Yes	Rumson	Yes
Fair Haven	Yes	Spring Lake	Yes
Monmouth Beach	Yes	Spring Lake Hts	Yes

VOTE: 8 Ayes, 0 Nay, 0 Abstain

HEALTH OFFICER'S REPORT: The Health Officer's report has been emailed to the Commissioner's. In addition, Michael shared he has spent time working on developing an app for the use of the REHS, working with CFO to bring us this budget for 2026. Nothing new on Grants at this time.

CFO REPORT: Statement of accounts was emailed to the commission.

TREASURER'S REPORT

The statement of accounts was emailed to all commissioners; Larry will come to office to sign off on all year end documents.

COMMITTEE REPORTS:

BUDGET AND FINANCE – Chairperson Tom Rogers shared they have worked hard on Budget which was introduced at the last meeting. We are looking at a 4% increase in the budget for 2026.

There will be a 3-year phase in to implement this method of assessing member municipalities. Where year one would be composed of a third being set by the new assessment, and two thirds as assessed through older methods of assessing municipal costs. Year Two, two thirds will be set by the new assessment, one third as assessed through older methods of assessing municipal costs. By year three, JSRHC member municipality assessments will be completely by the proposed new way.

Chairman Tom Rogers of Rumson made a motion to accept the 2026 Budget as presented, and this was seconded by Bryan Dempsey of Spring Lake.

ROLL CALL VOTE:

Allenhurst	Yes	Sea Bright	Yes
Brielle	Yes	Rumson	Yes
Fair Haven	Yes	Spring Lake	Yes
Monmouth Beach	Yes	Spring Lake Hts	Yes

VOTE: 8 Ayes, 0 Nay, 0 Abstain

HUMAN RESOURCES: - No Report, Diane Anthony was out today, but Tom Rogers of Rumson stated that he, Bryan Dempsey and Diane will be meeting before end of year to try address contract.

OPERATIONS: - No report at this time.

ORDINANCE – 2025-1 Final Reading and public comment.

AN ORDINANCE SUPPLEMENTING CHAPTER 3, “PUBLIC HEALTH NUISANCES,” TO PROVIDE THAT MEMBER MUNICIPALITIES’ PUBLIC HEALTH NUISANCE ORDINANCES SHALL PREEMPT COMMISSION ORDINANCES

This Ordinance removes JSRHC capacity to be an enforcement entity concerning noise issues as prescribed in Nuisance Code 1953. Enforcement of nuisance Noises issues would then default to each member municipality respectively. Each municipality would then be reliant on their own ordinances, as to what would be considered a nuisance noise issue and what entity they appoint to oversee and respond to residents’ concerns regarding noise.

Paul Roman moved this Ordinance, and it was seconded by Bryan Dempsey of Spring Lake.

ROLL CALL VOTE:

Allenhurst	Yes	Sea Bright	Yes
Brielle	Yes	Rumson	Yes
Fair Haven	Yes	Spring Lake	Yes
Monmouth Beach	Yes	Spring Lake Hts	Yes

VOTE: 8 Ayes, 0 Nay, 0 Abstain

JERSEY SHORE REGIONAL HEALTH COMMISSION

ORDINANCE NO. 2025- 1

**AN ORDINANCE SUPPLEMENTING CHAPTER 3, "PUBLIC HEALTH NUISANCES,"
TO PROVIDE THAT MEMBER MUNICIPALITIES' PUBLIC HEALTH NUISANCE
ORDINANCES SHALL PREEMPT COMMISSION ORDINANCES**

WHEREAS, the Jersey Shore Regional Health Commission (the "Commission") is a duly constituted regional health commission organized pursuant to N.J.S.A. 26:3-83 et seq., vested with the powers and duties to protect the public health within its member municipalities; and

WHEREAS, the Commission has established an Administrative Code; and

WHEREAS, Chapter 3 of the Administrative Code is entitled Public Health Nuisances; and

WHEREAS, N.J.S.A. 26:3-45 grants the Commission the specific authority to pass, alter, or amend ordinances to define and prohibit nuisances in public and private places within its jurisdiction; and

WHEREAS, Bonfiglio v. Sea Bright, Appellate Docket No. A-2253-23 (2025), the New Jersey Appellate Division held that the Commission's Public Health Nuisance Code prohibited the enforcement of local municipal ordinances on the same topic; and

WHEREAS, Commission finds that it is its intent that member municipalities shall have primary control over local public health nuisances; and

WHEREAS, Commission further finds that its Public Health Nuisance Code shall only apply when a local member municipality has determined not to regulate any specific public health nuisance.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Jersey Shore Regional Health Commission, as follows:

SECTION 1. The Ordinances of the Jersey Shore Regional Health Commission shall be supplemented by establishing Section 3-1.3, entitled "Preemptive Effect of Municipal Public Health Nuisance Codes," which shall read:

§ 3-1.3 Preemptive Effect of Municipal Public Health Nuisance Codes

§ 3-1.3(a) Purpose. The purpose of this section is to confirm the intent of the Jersey Shore Regional Health Commission, consistent with and in light of the Appellate Division decision in Bonfiglio v. Sea Bright, that where a local member municipality has adopted an

ordinance addressing public health nuisances, the municipal ordinance shall govern and preempt any provision of the Commission's public nuisance code. This Ordinance is adopted to provide clear notice to member municipalities, regulated parties, and the public that the Commission will defer to and give effect to applicable local municipal public health nuisance ordinances in the event of any conflict or inconsistency, and that the Commission will not enforce Commission provisions on which public health nuisance a member municipality has so regulated. By adopting section, the Commission intends to promote legal conformity, avoid conflicting standards among its member municipalities, and ensure that enforcement responsibilities and regulatory authority operate in a manner consistent with the referenced appellate guidance.

§ 3-1.3(b) Sections I through X (excluding Section 2.1 as referenced in Ordinance 3-1.2) of the Public Health Nuisance Code shall not apply in any municipality which has adopted any local ordinance regulating in any manner whatsoever any public health nuisance contained therein. This specifically includes, but is not limited to, Section IV, "Prohibition of Certain Noises or Sounds."

§ 3-1.3(c) Section IV, "Prohibition of Certain Noises or Sounds," of the Public Health Nuisance Code shall not apply in any municipality which has adopted any noise control, anti-noise, noise nuisance, or any other form of ordinance that regulates noise. In all such cases, the municipal ordinance, regardless of the source of the authority for same, shall supersede the Public Health Nuisance Code.

SECTION 2. SEVERABILITY. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Commission hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 3. REPEALER. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its final passage, approval, and publication as required by law.

Dr. Leonard Giles
Dr. Leonard Giles,
President JSRHC

Marita Kresge
Marita Kresge
Commission Secretary, JSRHC

INTRODUCTION:
MOVED: Paul Roman
SECONDED: President L. Giles
IN FAVOR: 9
OPPOSED: 0
ABSTAINED: 0

ADOPTION:
MOVED: Paul Roman
SECONDED: Bryan Dempsey
IN FAVOR: 8
OPPOSED: 0
ABSTAINED: 0

Ordinance introduced on: October 28, 2025
First publication on: November 1, 2025
Public Hearing and Final Adoption: December 16, 2025
Second Publication on: December 20, 2025

AUDIT COMMITTEE: No additional report today

COMMUNICATIONS: Nothing at this time

PRESIDENT'S REPORT:

President Giles said he had no report for today, thanked all for their attendance, and wished everyone Happy Holidays.

OLD BUSINESS: Nothing at this time.

NEW BUSINESS: Nothing at this time.

PUBLIC COMMENT PERIOD:

Paul Roman spoke about the appeal court of New Jersey upholding a ruling from a lower court that rejected a lawsuit in Point Pleasant Beach where it was claimed the posting of no swimming signs was not enough not to prevent people from swimming and potentially drowning while lifeguards were not on duty. Paul feels all beach towns should be aware of this ruling.

There being no further business, President Giles adjourned the meeting at 3:28 PM

Next Regular Meeting of the JSRHC Commission will be held in person and via Zoom on Tuesday, January 27, 2026 at 3:00 pm on Zoom, and at the Regional's headquarters located at 628 Shrewsbury Avenue, Tinton Falls, NJ 07701

Respectfully submitted,

Marita Kresge

Marita Kresge, Commission Secretary

