

Rec: 4-9-18 Deana McCracken

NOTICE OF TORT CLAIMS

General Information

A. Claimant:

Buzby Richard James Jr.
Last Name, First, Middle Date of Birth

Street Address Mailing address if other than

City State, Zip Code Social Security Number

B. 1. If notices and correspondence in connection with this claim are to be sent to a person other than claimant, at the above mailing address, complete item #2.

John J. Novak, Esq.
201 Hooper Avenue
Toms River, NJ 08753

2. Relationship to claimant: Attorney at Law (X) or _____

Explain Relationship

C. State fully, specifically and in detail the date, place and other circumstances of the occurrence or transaction which gave rise to the claim asserted:

1. Date: Various, see attached _____ Time: _____

2. Place: Little Egg Harbor Twp. NJ 08087 _____

at or near (Intersecting street or utility pole number or other identification to pin point precise location)

Municipality: Above _____ County: Ocean _____

3. Circumstances: (Set out here in full a narrative description in detail of all of the circumstances of the accident, occurrence or transaction on which you base your claim. Be precise, giving dates, times, names and addresses and official capacity of all involved; license number of vehicles; direction of travel; detailed description or copies of written documents or letters involved in the claim and if

copies are not attached, where they can be examined, so far as pertinent. If a diagram will help draw one on the back of this page.

- (a) Please see attached
- (b) Full copies of all appraisals and estimates of property damage claimed by you
- (c) Copies of all written reports of all expert witnesses and treating physicians.
- (d) A letter from your employer verifying your lost wages. If self-employed, a statement showing the calculation of your claimed lost income.
- (e) Copies of any pertinent contracts, resolution, letters or other written documents or publications on which your claim is based.

D. General description of the injury, damage or loss incurred so far as may be known at the time you present this claim: Tens of thousands of dollars in attorney's fees(which are continuing), Thousands of dollars in lost cell phone reimbursements (which is continuing), and emotional distress leading to a diminution of my overall health.

E. The name or names of the public entity, officer, employee or employees causing the injury, damages or loss, if known and if not known, such information as may serve to identify them: Mayor Raymond Gormley, Committeeman John Kehm and John and Jane Does

F. (1) The amount claimed as of the date you filed this claim.

To be determined

(2) The basis on which you compute this amount:

To be determined

- G. (1) The nature and estimated amount of any prospective injury, damage, or loss, insofar as you know at the date you filed this claim.

To be determined

- (2) The basis on which you compute this amount:

To be determined

- H. If you claim any other public entity officer or employee of such an entity or any other corporation, firm, officer, employee or person contributed to, or is also responsible for your damage give their names, addresses and a statement of how they contributed to the damage.

See narrative

ADDITIONAL SPECIFIC INFORMATION

1. State the name and address of the public entity that you claim caused your damage

Township of Little Egg Harbor

2. State the names of the employees or officers of the public entity who you claim were at fault, including any information that will assist in identifying and locating them.

Mayor Raymond Gormley, Committeeman John Kehm and John and Jane Does

3. State the negligence or wrongful acts of the public entity and its officers and employees which caused your damages.

Many, see narrative

4. State the name and address of all witnesses to the accident, occurrence or transaction.

Township Administrator Garrett Loesch, Lt. Troy Bezak, Lt. James Hawkins, Lt. Michael Hart, Thomas Bonfonti, Jean Cipriani Esquire, Deputy Mayor Bobbi Jo Crea, Committeeman David Schlick,

5. State the names of all police officers and police departments who investigated the accident.

See above

- 6a. Claim for Damages (check appropriate block)

(X) Personal Injury

() Property Damage

(X) Other – Explain in detail To be determined

- b. If you claim personal injury

- (1) Describe your injuries resulting from this accident or occurrence

See above

- (2) Do you claim permanent disability resulting from this injury?

() Yes () No

If yes, describe the injuries believed to be permanent.

Severe emotional distress

- (3) For each hospital, doctor or other practitioner rendering treatment, examination or diagnostic service, state:

Name of hospital, Doctor or other Facility	Address	Dates of treatment or services	Amount of Charges to Date	Amount or payment by other sources
Dr. Edward O'Hara	Radio Road Little Egg	2014-present	UNK	UNK

(4) If you claim loss of wages or income as a result of the injuries, state:

N/A
 Name of Employer _____ Address of Employer _____
 Your Occupation _____ Date you became employed at
 this job _____
 Rate of Pay _____ Dates of Absences _____
 Total lost wages to date _____ If still out of work, expected date
 of return _____

NOTE: If your claimed loss of income arises from self-employed or other than wages, attach a calculation showing the basis of your calculation of lost income.

(5) Set forth any and all other losses or damages claimed by you.

See Section 3 D above

7. If you claim property damage:

(a) Describe the property damaged.

(b) The present location and time when the property may be inspected.

(c) Date property acquired _____

- (d) Cost of the property \$ _____
- (e) Value of property at time of accident \$ _____
- (f) Description of damage _____
- (g) Has the damage been repaired? _____ If so, by whom, when and cost of repairs _____
- _____
- (h) Attach each estimate of repair costs to this form.
- (i) Set forth in detail the loss claimed by you for property damage
- _____
- _____

8. Set forth in detail all other items of loss or damages claimed by you and the method by which you made the calculation.

9. The amount of the claim. _____

- 10a. Have you made a claim against anyone else for any of the losses or expenses claimed in this notice? _____

- 10b. If yes, set forth the names and addresses of all persons and insurance companies against whom you have made such claims.

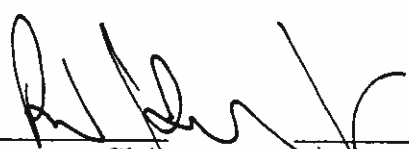
11. Are any of the losses or expenses claimed herein covered by any policies of insurance? ____ For each such policy, state the name and address of the insurance company, policy number and benefits paid or payable. _____

12. Have you received or agreed to receive any money from anyone for the damages claimed herein? No If so, set forth the details of such agreement. _____

13. The following items must be submitted with this notice: Copies of all itemized bills for each medical expenses and other loss and expenses claimed.

I, hereby certify that the foregoing statements made by me are true, that the attached statements, bills, reports and documents are the only ones known to me to be in existence at this time. I am aware that if any of the statements made herein are willfully false or fraudulent, that I am subject to punishment provided by law.

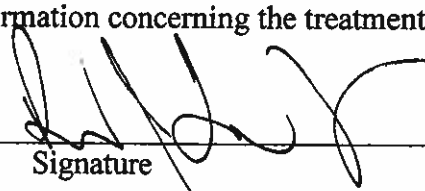
Dated: _____ April 9, 2018


Claimant or person filing claim on behalf of
claimant

TO WHOM IT MAY CONCERN:

I hereby authorize any and all doctors, hospitals, or other medical service facilities to release to the (name of public entity) Little Egg Harbor Township any and all records, reports, and other information concerning the treatment of the claimant named herein.

Dated: _____ April 9, 2018


Signature

(This must be signed by the claimant or the parents of claimants who are minors)

April 9, 2018, TORT CLAIMS NARRATIVE

On March 29, 2018 Arnold Goldman, JSC ordered that in order to protect my rights as an employee of Little Egg Harbor Township and other employees who have similarly disclosed matters protected by the NJ Contentious Employee Protection Act (hereinafter CEPA), the NJ Law Against Discrimination (hereinafter LAD) and other available employment laws and remedies that I must file specific tort claims notices within 90 days to be in accordance of the New Jersey Tort Claims Act. This is quite a different standard from Michael Fromosky who initiated this legal controversy. In his case this same judge allowed him to recover without filing these notices or, in fact, any discovery having occurred at all. Perhaps more interestingly this recovery was facilitated at an "early mediation" while the court knew my attorney was out of the state and unable to attend.

As the instructor for years for the Township for Workplace harassment and discrimination, I vigorously dispute these contentions and practices, certainly at least in regard to NJ statutory claims such as those arising under CEPA or the LAD, which, of course, have never required these notices. It is particularly egregious that the Township should have resorted to such defenses (some would call it "playing dumb") since I made many issues known and requested investigations, including those that are the basis of these many complaints, to many elected and appointed officials *and* to all three law firms which have represented the Township during this period and all of which could accept service on its behalf. I have, in fact, appealed the specific matters that were the subject of Judge Goldman's ruling in which this arose and my attorney, Debra Plaia, Esq., has filed a complaint about Judge Goldman's demeanor, deportment and conduct in that hearing. Under this matter is otherwise resolved, however, and in deference to the court, I have no choice but to file these notices until such time as I am instructed otherwise by a court of competent jurisdiction.

PREDICATE ACTIONS AND A DESCRIPTION OF HARRASSMENT AND INTERFERENCE CREATING A HOSTILE AND PERVASIVE WORK ENVIRONMENT:

In 2014 Township Administrator Garrett Loesch told me that he believed Mayor John Kehm had committed FEMA fraud by continuing to live in his home while collecting rental assistance from FEMA. Kehm was one of my appropriate authorities, along with Raymond Gormley, the present mayor of Little Egg Harbor Twp. (hereinafter LEH). I told Gormley about this and cautioned him not to discuss this matter with anyone, as this would require a referral to the Prosecutor for further determination. Within 24 hours Gormley admitted to me he had told Kehm of this and Kehm was by then engaging suspected sources of this information in a hostile manner.

Wherein before this interaction I had received nothing but positive praise from Kehm and Gormley for my performance, including the Police Chief's Achievement Award, this quickly turned to ridicule and harassment including direct and hostile interaction in public and executive session committee meetings. On some occasions these meetings turned into screaming matches, with Gormley threatening other elected officials because they happened to support my recommendations.

These hostile and corrupt acts have continued unabated throughout this period and Loesch and I complained many times but no investigation was ever done, save on additional claims and actions by Fromosky, who was found either incredible or culpable by each investigator engaged by the Township. In the next ironic twist, Loesch and I were sued by Fromosky in the Spring of 2017. Under the entire controversy rule we were, again, required to retain legal counsel and file counterclaims to protect our rights as employees when faced by such an outrage. It suffices to say that most of the predicate acts required under either CEPA, the LAD or the several other claims that lay within those pleadings. These are already in the inventory of the Township and are hereby attached hereto and herein incorporated by reference. These will document and illustrate these earlier incidents and predicate events.

Pursuant to Judge Goldman's order I am now obliged to report the following, both as additional predicate acts and to demonstrate the continuing hostile and pervasive work environment with which Loesch and I are being subjected on a regular basis. The damages that are being relied upon are continuing and necessary legal fees, continued refusal to reimburse me (as opposed to MANY other employees who are routinely reimbursed) for my cell phone while leaving the order in place for me to have it, severe emotional distress and various other issues which will be more fully disclosed in the amendments to existing complaints or in new ones as the situation dictates.

Emails contained with this text are underlined. Others are attached as exhibits.

ISSUE ONE: Replacement of the Police range matters

In December of 2017 Kehm approached Committeeman David Schlick, encouraging him to oppose our police firing range project on the grounds that it would cost "three quarters of a million dollars" and was thusly prohibitively expensive. The project of which Kehm spoke is the product of nearly fifteen year's work by this department. Our present range has been, for some time, adversely affected by developmental encroachment. For at least that period we have been seeking a replacement facility. In this regard we have exhaustively examined every parcel in the Township to find the location of a suitable replacement facility. We first tried to develop a regional police training facility on the site of the cap of the former landfill on Forge Road. We had, in fact, gotten a grant to examine that site and extensive engineering was conducted by the township engineer in that regard at that time. We ultimately found that the landfill had not yet received the proper closure designation and it prevented us from proceeding further then. We were then approached by the State to partner with it at another suitable site but after years of work that scenario proved untenable. In the intervening period the landfill (the original site) had received its proper closure designation and we decided to greatly scale down the original proposal and see if we would be permitted to use an existing borrow pit to conduct our qualifications. This proposal was nothing more than really erecting a line of targets, putting up two rows of "Hesco" barriers for safety and erecting a fence around the pit for security concerns. We requested the original file from the township engineer, he communicated this to Gormley, and then he said the files had been "lost." We then approached the NJDEP and the NJ Pinelands Commission in these regards. The NJ DEP said the site was suitable and we then applied to Pinelands to see what would be required. In the Pinelands application process we were required to estimate the total cost of the project and we stated \$52,500.00 in total, plus engineering. The engineer then certified that estimate. Pinelands

responded that a map be produced outlining our proposed use. The same engineer then produced a scope and budget for this proposal and he estimated that the engineering costs alone would exceed \$215,000.00 and the construct costs could exceed \$500,000.00. Having not been provided this document and stunned by this development, I redoubled my efforts and was able to locate the original Forge Road file in police archives. I then drafted the following email of complaint to twp. Atty. Jean

Cipriani:

"Richard Buzby <rbuzby@lehpolice.org> Feb 8

to Jean, Barbara, Dave, Joseph, Glenn, Garrett, Troy, James, Michael, Thomas,

You are aware that we have been trying, for some time, to perfect an application for a small range project at the old landfill. Attached are the early correspondences that describe our very benign intentions in that regard. The Township Committee was well aware of these as well, in fact, Mayor Gormley imposed a requirement that we conduct sound tests for the entire committee before I submitted the application in July. When I submitted the application we were required to estimate the project costs. Our estimate was \$55,000.00, plus engineering. The engineer, as required, certified this estimate. At some point the mayor directed the engineer to produce a scope and budget for the project.

In January 2018 I was engaged by Committeeman Dave Schick about the project. He said that he was told by John Kehm that the project would cost "three quarters of a million" dollars and not to support it due to the amount not being justified. I was dumbfounded by this and I told Schlick that this was ridiculous and told him the true estimate. I don't think he believed me and I promised that I would attempt to get to the bottom of this and report back. He said that it was his understanding that the estimate was based on a scope and budget (created by the engineer) that we had not been told about at that point. I immediately asked Garrett about this and he provided the new scope and budget. The email cover of indicated it had been provided pursuant to a directive by the mayor. It is attached.

When we read this we were, again, dumbfounded. I had written and administered a SHARE grant in 2008 & 2009 for an earlier range proposal at the same site and I knew immediately that some of the items called out had been completed and paid for then. I redoubled my efforts and found the original file in secure storage. The preliminary engineering scope and budget and final proposal, written by the very same engineer, Jim Oris, were \$19,500.00, which I understand to have been paid fully at the time. There were also items included on the 2017 version that certainly appear to be the very same as those we paid for then. The sheer cost of this engineering was staggering in that the earlier project was over twenty times the size of what we have proposed now and it had contained much infrastructure such as lavatories, training buildings and 90' berms. This one contains none of that and yet this engineering proposal is well over ten times as much. Yes, you heard correctly, project well less than 1/20 the size, no infrastructure and over ten times as costly as earlier proposal and written by the very same engineer. He was also kind enough to now disagree with his original certification and to state the hard costs could also be almost ten times as much.

You will recall this except from an email I sent you on March 17, 2017:

"Just yesterday afternoon, in fact, we received call from Stafford Township Officials that Gormley had recently attended meetings in Stafford Township to discuss the replacement of our police range, a matter that falls directly under the police department and one on which I have been working for the last 15 years. Gormley well knows that recently a proposal at Governor's Branch has dragged on and we were actively reexamining the possibility of a smaller, simpler proposal on Township land at our old landfill on Forge

Road. On 2/22/17, while at a conceptual visit to that site, I called Jim Oris to ask that he provide the engineering files for there as he had provided services during a former review of that site for this purpose. He said he would get me the files but instead immediately contacted Gormley. Oris then told me those files were lost. I asked him how that was possible since that work was the subject of a State grant that I had written and administered, to the tune of tens of thousands of dollars provided by the State to the Township. I have never gotten a further response telling me what happened to those files.

The Stafford officials told us that, although Gormley has spoken to none of us about this, he told them that the Forge Road site was "off the table." He also apparently agreed, on behalf of the Township, to pay 5 to 6 thousand dollars a year to use a proposed indoor range in Stafford when, and if, such a facility is constructed and is available. He also then told Loesch that we would continue to build a training facility where no live firing is permitted. Having long been involved in this process, Gormley knows full well that we need a live fire facility not only for qualifications, but for movement and live fire training as well. Anything less than that is also less than useful to us, and would represent a waste of money."

I understand the the new park and ride proposal, in that very same neighborhood, is estimated at \$400,000.00 total. It is much larger, requiring storm water drainage, much design, infrastructure, paving and lighting. In addition with Oris' latest estimate being a total of \$715,000.00, his \$215,000.00 for engineering soft costs alone (there would certainly be legal and other soft costs also) at 30% far exceeds the applicable maximum for soft costs accorded in the statute. This estimate is obviously vastly inflated, an attempt to collect twice for the same work (fraud in the inducement anywhere else in the world) and in direct defiance of the soft cost statute.

You are aware as well that this selfsame engineer is a close political ally to your boss and as well as that and a traveling companion and personal friend of Gormley. He has contributed, or arranged the contribution of, tens of thousands of dollars to their political coffers and now this comes up. I guess you know that with all this being said I cannot and will not certify these amounts as correct as the relevant department head. I believe that anyone who did so would face the risk of prosecution and imprisonment with them.

If not for the relentless harassment and interference with every departmental initiative by these very same officials merely because I have had unfortunate duty to report them on now many occasions, I would ask what was going on. From the attachment of the earlier correspondence above anyone could see that Gormley had plotted to derail this badly needed project from the beginning. Aside from myself, I have had several officers working hard on this essential program for years. I give them credit for the consummate professionals they are, but they, too, know what is going on here. With that said, I will merely ask that you consider this yet another official complaint so you can add it to your growing stack of unanswered issues of this kind.

Mr. Schlick, please consider this my answers to your questions. Having seen the prior range materials I have shown you, I believe you are obliged to act accordingly as well.

Respectfully,

Chief Rich Buzby"

To date I have received no response to the issues I raised in this complaint. No one has requested to examine these files which I believe could rise to the level of fraud in the inducement. Gormley and the entire governing body realize that this Department has been under tremendous pressure to find an alternative location, and is frequently engaged by our citizenry in these regards. Gormley and Kehm are

both well aware that we have substantial mandatory training obligations with which we must comply so as not to be in violation of our professional and our accreditation standards. Both are also keenly aware that training alternatives are very expensive and onerous and both know no provisions have been made in our budgets to make this possible. In short, both have engaged in substantial interference with the range replacement process while deliberately not providing the funding for much more expensive alternatives that must follow if we fail.

ISSUE TWO, Township unlawfully providing Gormley with free commercial trash collection:

In March of 2017 I was copied on an email from the attorney for PBA #295, which is the labor union for our police officers (I am a member as well). The attorney, Tennant Magee, Esq. stated that Mayor Raymond Gormley had, for some time, received free commercial trash collection from the Township and opined that was, for several reasons, unlawful in several ways. I immediately referred that letter to the Ocean County Prosecutor and to several additional State and Federal law enforcement agencies. Township Committeeman David Schlick was also aware of this practice and learned from the union that it had made this complaint. Mr. Schlick requested information as to the referral and present status on several occasions during the next several months, but I was directed by the Prosecutor, Mr. Coronato, to advise Mr. Schlick that the only further information he could receive at that point was what he could get through the OPRA process. Schlick at some point nonetheless apparently published a video on the internet purporting to expose this practice and to also theorize that it was illegal.

In late 2017 I was contacted by Administrator Loesch who said he had been contacted by Attorney Cipriani seeking all available information on the Gormley trash collection issue. Other than the sources in the Magee letter I had not, at that point, gathered substantial further documentation or proceeded farther than the referral. Loesch mentioned that, in compliance with the Cipriani request, he had reviewed ordinances of which he was aware from having served on the planning board some years ago. He provided those to me for my review. It became immediately apparent to me that the situation appeared much clearer and much worse than even Magee had described. Magee had not, apparently, had the benefit of these materials and I was able to quickly determine that this practice had been expressly prohibited since at least 2001 by a provision known as title 15 in the local ordinances. In that chapter was contained an absolute prohibition of that practice for all commercial establishments. Worse yet it was very clear that Gormley himself had been directly involved in the introduction and adoption of that provision and that he voted yes on both occasions. The minutes of the public discussion of these proceedings, in addition, contained no mention of any grandfathering whatsoever as he had claimed. Of the list of 18 total free commercial dumpster pickup recipients he was the only person in elected office and certainly the only one that was actively involved in the adoption of that provision and that the value of the services he had unlawfully received was in the hundreds of thousands of dollars.

On January 8, 2018 we had our police accreditation onsite inspection. I was, of course and by necessity, directly involved in that process. This was, in fact, the culmination of over two years work by this Agency. As mayor, Gormley was quite aware of this all but he, as has become his habit, did not appear to support the effort. Although he had not spoken to me in over two years, he nonetheless demanded that I appear in the Administrator's office at that very moment. When I arrived he aggressively demanded that I disclose information about one of my officers that was then being addressed by another agency. He said that he had gotten this information from a facebook posting, which did not exist when we checked immediately. I told him that his was an active matter and that I could not discuss it. He, nonetheless, ordered that I prepare a written report and provide it to him by the next day. I immediately called Prosecutor Coronato, who told me that I had acted correctly and not to provide

anything further. The next morning Gormley contacted Administrator Loesch, again demanding the report he ordered me to provide and speculating that this officer should have already been suspended. When Loesch asked me for the report I had to call Mr. Coronato again and I understood that he had to call Cipriani to have Gormley stop these acts.

As if that were not bad enough, the officer on which Gormley was seeking this information was, as a police union official, the source of much of the information in the PBA #295 referral. On an occasion before that, in fact, this same officer had reported both Gormley and Kehm for improperly attempting to influence him in the outcome of an employment background investigation into Gormley's friend who had been his employee as well as being involved with a criminal mischief event with a relative of Gormley's. After I had referred that matter to the Prosecutor, Kehm approached this officer in a threatening manner and told him that he had "caused them a lot of trouble" by thusly telling me and causing that report. So concerned was I by this, that I filed an ethics complaint on Gormley with the Ethics Board of the NJ Division of Community Affairs which is attached. It should also be mentioned that Gormley pays only about \$1,400.00 net per year to the Township in property taxes (or about \$5,300.00 in total) and that the value of this trash collection alone far subsumes his tax payments.

During the committee deliberations in these regards Cipriani provided a copy of an ordinance that she said would have authorized this practice. Schlick investigated as to whether that was true. He was able to determine that the ordinance in question never existed in this Township and had, instead, only existed on the books of another township that also happened to be the client of this same set of attorneys. I amended my ethics complaint to contain that information to what avail I know not. Schlick also has vigorously, confronted Cipriani as to who authorized the change in the ordinance. She claimed she did it herself, based on what she thought was the will of the governing body to codify the existing, albeit illegal, practice while leaving the 90% to fend for themselves. Several of the business owners who have also been here for years have repeatedly requested this benefit and yet have been repeatedly denied. Some have bitterly complained to us about this and we cannot answer because there is none.

I now also understand that the Township's proposed remedy to all of this theft is to change the ordinance to make this practice legal, but only insofar as Gormley and the current recipients go. As to the remaining 90% of the business properties in the Township they will remain ineligible. As a precursor event to the governing body voting on this ordinance change the local planning board apparently had to agree to the invalidation of Title 15 and its absolute prohibition against commercial collection since 2001. On April 5, 2018 this Board was asked to assent to the absorption of the trash collection aspects into another ordinance, title 293. I understand that in the explanation to the board by its attorney the ultimate intention above was not explained as such, but merely as a consolidation. Gormley and Deputy Mayor Bobbi Jo Crea, members of the board, recused themselves and the remaining members voted unanimously to accept the change. It should be noted that all were appointees of Gormley administrations, several are a part of the republican club of which he is president, several are personal friends, one is a Township employee that Gormley very recently championed very positive changes in his employment contract (an extra ten thousand over the next five years) and at least one he backed in her election campaigns for a local board. It should also be noted that Gormley personally reported another member of the same governing body for official misconduct for having received a similar benefit from members of a board he had voted to appoint. This happened when that member had voted to appoint members of the local MUA and they later approved a cleaning contract for that member's wife at the MUA.

Issue three: Gormley ordering improvements to state owned dirt road in the middle of the pine barrens while legitimate homeowner/taxpayers continue to suffer with deplorable conditions on the dirt roads in front of their homes.

On Saturday, May 20, 2017 I received an email from Mr. Loesch describing the situation he outlines in his attached letter of referral. I believed he was asking in part, if Martha Road in that area belonged to the Township and what, if any, reason an elected official would order improvements on such a secluded right of way. I told him that I believed that dirt road to be a part of the State inventory and I believed that because it often authorizes events for off-road motorcycle clubs there (I do not believe that would be possible on a municipal roadway). I told him that there was only one entity that I knew of that had a facility that must utilize that roadway and that was the Pines Gun Club and that its driveway turns off of Martha Road about a mile from its intersection with CR #539, the only improved road that intersects Martha Road at any point. I also told him that I believed Gormley to be a past or present member there and that, at one point at least, he regularly recreated and has many friends there. I personally viewed Martha Road shortly thereafter and it appeared to me that there had been substantial repairs on at least four spots using what appeared to be asphalt millings, the last being nearly 1 mile from CR #539. Although several additional spots of serious degradation were noted further on, I observed that none were fixed past the Pines Club's access road. I found that to be extremely problematic in that the Pines Club must even bring its trash containers to the corner of CR # 539 to have them emptied by the Township as Township vehicles do not operate on that road otherwise. That treatment of the trash is similar to another gun club, Three Foot, which is also in the Township situated some distance off CR # 539, approximately five miles further North than Martha Road. Its driveway, on the other hand to my knowledge, has never been maintained by the Township and is usually in degraded condition as it was when I inspected it several days later.

Another concern of Loesch's appeared legitimate, in that there are a number of other dirt roads which *are* in the Township inventory and on which many residents live and pay taxes. Following Loesch's suggestion I also took a look at those and most I confirmed to be in terrible condition at that time. Like Mr. Loesch, I could not understand why an elected official would utilize Township property, assets and personnel to upgrade an unimproved State right of way when many of our residents on Township roads have to continue to suffer. I prepared an email referral and sent it to the same law enforcements agencies as above. The status of that matter remains unknown. Being able to do nothing further at that time, Loesch also reported this to other elected officials and ordered the public works superintendent, Brad Griffin, never to do this again and to tell him if Gormley attempted it.

On March 21, 2018 Loesch told me that Gormley had texted Griffin directing that he again grade Martha Road. Because of Loesch's past orders Griffin told Loesch first and Loesch ordered him not to. I again I inspected the site and this time no recent work was observed because Griffin had apparently obeyed Loesch's order. I also inspected the other gun club and the other dirt roads in the Township inventory and, as before, they were in deplorable condition yet Gormley was apparently again ready to fix his friend's road while residents our

residents continued to suffer. Once again I wrote a referral and sent it to the same law enforcement agencies. Tired of being once gain stuck in the middle of Gormley's misdeed's I sent it to the deputy mayor, Schlick and Atty. Cipriani.

Ms. Cipriani, as seems to have become her habit, she once again came to the defense of Gormley. She said that she had been told that this road served 11 gun clubs and that all of this maintenance had all been quite legitimate. She was kind enough to ask me to correct anything that was not true. Having heard enough this time, I wrote back telling her all of what she had been told was preposterous. She then responded that this information came directly from Gormley. If that is true he is not telling the truth and he is also lying about a statement that I made in my professional capacity regarding the matter. I attach relevant emails at this time:

Garrett Loesch Mar 21

to Barbara, me, Dave

Deputy Mayor Crea,

I am sorry to send this while you are recovering, but I expect a confrontation to ensue. I am reporting a situation that you must be made aware existed, and now has, resurfaced. I have included Buzby and Schlick because they were included with the initial report last year. Last May, I filed a report with the Chief reporting a situation. He forwarded the matter to other law enforcement agencies that I believe included the Prosecutor. I am not aware of any follow up, but was content that the practice had ceased and thought the matter was closed.

I'll start from the beginning, on May 19th of last year, Mayor Gormley instructed DPW to grade a dirt road and add millings to fill the larger holes. Two employees, a front end loader and dump truck were deployed for the afternoon of work. I have not calculated the value, but feel it would approach a thousand dollars. The issue is that the road is a state owned dirt road that is solely on state forest land. The road is a fire road by nature. The only building of any kind is a hunting lodge. I understand that Gormley is or was a member of this hunting lodge. There are no existing residences in the area because it is state forest.

We have had enough issues with the current township owned dirt roads. For many years, I have received repeated complaints from the residents of the "Wood" streets off of Railroad. I know the residents of Bridge Road have complained (directly to me) and I can attest to the conditions of Bridge Road, on which I live. I even purchased a tractor in part to maintain the Township owned road. To divert Township assets to grade a road that is not owned or leading to a tax paying residence is wrong. After I found out last May, I instructed Brad not to any of this work in the future.

That brings us to this week. Gormley again instructed Brad to grade this road. Following my prior instructions, he asked what he should do. As you can read, I told him to not use Township assets for this use. I expect that Gormley will confront me directly once he finds out and I am

concerned. I fear retaliatory acts against Brad will follow. I also believe he will again go after me as in the past.

From his recent actions, I must assume nothing was handled last year. I am turning to you as the Deputy to curb this improper behavior. I have included the original report and my email to Brad from this morning. With the storm upon us, we may have a few days before Brad is questioned again. I will await your instructions.

Garrett K. Loesch, CMFO
Administrator and Director of Finance
Township of Little Egg Harbor
609-296-7241 x220

Richard Buzby
<rbuzby@lehpolicy.org> Mar 21

to Joseph, Glenn, Elie, james.otten, james.diorio, John, Laura, vikas.khanna, Troy, Kenneth, Michael

Colleagues:

You may recall that I wrote you last may in reference to the Mayor ordering our public works department to improve a state drift road that leads only to a gun club in which he was a former member, in which he still has many friends and in which he is still believed to recreate. I received the message below from Mr. Loesch this morning that indicates Gormley has ordered this again. In this case Mr. Loesch was alerted by the public works super prior to it happening and has ordered it stopped. I checked this and the other substantial residential areas that the township does not improve today. As opposed to the gun club road these other areas contain many residences and those roads remain in deplorable condition. I cannot fathom how a public official can waste municipal resources so while leaving many residents to fend for themselves. I include a copy of Gormley's text message in which the latest order was conveyed to the superintendent, Mr. Griffin.

I now attach my message from last May:

"Law Enforcement Colleagues:

Enclosed please find another possible corruption referral on Raymond Gormley. Gormley is the present mayor of Little Egg Harbor and has served for the past number of years as an elected member of the governing body. Along with his present post, in which he has served before, he has also served as deputy mayor and also township committeeman at various times during that period. The members of that body also serve on representative subcommittees and I also understand that he, for most or all of his tenure, has served on the public works committee which supervises street construction and road maintenance on the behalf of the Township.

On Saturday, May 20, 2017 I received an email from Mr. Loesch describing the situation he outlines in his attached letter of referral. I believe he was asking in part, if Martha Road in that

area belonged to the Township and what, if any, reason an elected official would order improvements on such a secluded right of way. I told him that I believed that dirt road to be a part of the State inventory and I believed that because it often authorizes events for off-road motorcycle clubs there (I do not believe that would be possible on a municipal roadway). I told him that there was only one entity that I knew of that had a facility that must utilize that roadway and that was the Pines Gun Club and that its driveway turns off of Martha Road about a mile from its intersection with CR #539, the only improved road that intersects Martha Road at any point. I also told him that I believed Gormley to be a past or present member there and that, at one point at least, he regularly recreated and has many friends there. I personally viewed Martha Road shortly thereafter and it appeared to me that there had been substantial repairs on at least four spots using what appeared to be asphalt millings, the last being nearly 1 mile from CR #539. Although several additional spots of serious degradation were noted further on, I observed that none were fixed past the Pines Club's access road. I found that to be extremely problematic in that the Pines Club must even bring its trash containers to the corner of CR # 539 to have them emptied by the Township as Township vehicles do not operate on that road otherwise. That treatment of the trash is similar to another gun club, Three Foot, which is also in the Township situated some distance off CR # 539, approximately five miles further North than Martha Road. Its driveway, on the other hand to my knowledge, has never been maintained by the Township and is usually in degraded condition as it was when I inspected it two days ago.

Another concern of Loesch's appears legitimate, in that there are a number of other dirt roads which are in the Township inventory and on which many residents live and pay taxes. Following Loesch's suggestion I also took a look at those and most I confirmed to be in terrible condition at present. Like Mr. Loesch, I cannot understand why an elected official would utilize Township property, assets and personnel to upgrade an unimproved State right of way when many of our residents on Township roads have to continue to suffer.

Respectfully,

Chief Rich Buzby"

Dave Mar 26 (10 days ago)
Schlick

to Jean, Garrett, me, Barbara

Dear Chief Buzby, I am writing you to ask you to please respond to this email with your mind wide open...

This sounds criminal.

Before you dismiss me and my train of thought.

Look at it as a police officer.

Is this not theft ?

Is this not using twp employees and materials for personal reasons?

Please do not give me the typical answer that I have been hearing for the last 2yrs. "This is the way we always do it".

Illegal is illegal.
Theft is theft.

I would also like you to check with the DEP on whether asphalt millings are an environmental issue?

Did the twp have permission to dump on state land ?

There is no way this is proper procedure.

Please give this your direct attention and move forward ASAP.

I also added Mrs.Cipriani to this email.
I would love to hear her response as well.

Richard Buzby <rbuzby@lehpolice.org> Mar 27 (9 days ago)

to james.diorio, James, Dave, Garrett, Barbara, Jean, Joseph, Glenn, james.otten,
vikas.khanna, John, Elie, Troy, Michael

Mr. Schlick;

Rest assured that each and every time an issue has been presented to this agency it has received the consideration it deserved and, when appropriate, immediate referrals have followed when needed. Please do not in any way interpret my inability to comment further as inaction on this department's or my part. You will, in fairness, recall that no one from this organization has ever given you an answer such as you typify above. If, indeed, you have been treated so please consider carefully the actual source of those communications and direct your understandable frustrations there. While, as I said, we cannot comment further on the substance of these issues you are certainly aware that we have been viciously tortured for law enforcement actions we have taken in those regards. I would think with you having the benefit of that knowledge, you would not make us the target of such commentary as we are victims also.

As to your environmental concerns you may call NJ DEP as your email suggests or call Superintendent Cynthia Corritz of the Bass River State Park. I believe she has jurisdiction over that area and may have further insight into those concerns. I called her to give her the basic information on this situation as you requested. If you would like to discuss it further her direct office number is (609)296-1114.

Respectfully,

Chief Rich Buzby

Dave Schlick Mar 27 (9 days ago)

to me, Garrett, Barbara, Jean, Joseph, Glenn, james.diorio, james.otten, vikas.khanna, John, Elie, Troy, James, Michael

Chief Buzby,
My apologies Sir...

As I read your email, I was confused. I then re-read my email. It did come across accusatory. Not my intent, but as you mentioned I am extremely frustrated by the inactions.

This amongst several other incidents that take place in LEH is absurd.
It is sad that law enforcement officials above you, still refuse to act or simply investigate ANY accusations.

I believe it is their duty and obligation to do the right thing.

So moving forward, I did call the DEP and they did take a report and they will send an investigative team out(more than any one in Ocean County has done)
Then also promised an update on their findings.

Lastly, I also called the Superintendent of Bass River park systems.
She was very nice, she informed me she has NOT given any permission for LEH or the Mayor specifically any permission to dump or grade anything on state property.

She will borrow a 4 wheel drive vehicle from her maintenance staff "today" to drive Munion Field road.

She also promised a return follow up call.

2 things I take from this, 1.)The State DEP as well as the State Park system immediately are addressing the situation and will report their findings.
2.) That is addressing the legality of dumping. I need the legality of using twp manpower and equipment to do personal favors addressed.

Mrs.Cipriani, is this legal?

Chief Buzby, is this legal?

Mr.Prosecutor, is this legal ?

Jean L Cipriani Mar 28 (8 days ago)

to Dave, me, Garrett, Barbara, Joseph, Glenn, james.diorio, james.otten, vikas.khanna, John, Elie, Troy, James, Michael

Please see below regarding this matter. If any of the factual assertions set forth below are incorrect, please so advise me.

It is my understanding that Munion Field Road is a privately-owned, unimproved right-of-way in the Township of Little Egg Harbor. It passes through land owned by the State of New Jersey and serves approximately 11 hunting lodges located on the right-of-way. It is also my understanding that the Township has periodically performed grading of the right-of-way and has utilized millings to fill larger holes in the roadway for several decade, and that prior to that tome the County of Ocean

was performing maintenance activities under a Schedule C agreement. I have been advised by Mayor Gormley that he was formerly a member of the Pines Club which is located on Munion Field Road but that he has not been a member of any of these lodges for a period one excess of eight years. It is also my understanding that the State has been aware of the Township's activities but that the Township's has not been requested by the State either informally or by agreement to perform maintenance activities on Munion Field Road.

It is also my understanding that the Township periodically provides grading and stabilization services for a number of "wood streets," which are also privately-owned, unimproved right-of-ways in the Township of Little Egg Harbor serving residences.

While it is not required to maintain privately-owned roadway, the Township is explicitly authorized by statute to maintain privately-owned roadways without accepting them pursuant to N.J.S.A. 40:67-23.1, which permits the occasional grading and plowing of private roads.

Under N.J.S.A. 40:67-23.1, a municipality is permitted:

"To repair and maintain and provide for the removal of snow, ice and other obstructions from, and provide for the lighting of, any roads or streets upon which the travel is sufficient, in the opinion of said governing body, to warrant such expenditures, even though such roads or streets shall not have been taken over by said municipal governing body or dedicated and accepted as public highways."

If the Township wishes to continue periodic maintenance of Munion Field Road, the State, as fee simple owner, should be contacted for consent prior to engaging in such maintenance activities. Alternately, if the Township wishes to discontinue maintenance of any private roadway, it may certainly do so.

Jean L. Cipriani, Esq.
Gilmore & Monahan, P.A.
10 Allen Street, 4th Floor
P.O. Box 1540
Toms River, NJ 08754-1540

732-240-6000 (telephone)
732-244-1840 (facsimile)
jlc@gm-law.net

Richard Buzby <rbuzby@lehpolice.org> Mar 29 (7 days ago)

to **james.dorio**, Jean, Dave, Garrett, Barbara, Joseph, Glenn, james.otten, vikas.khanna, John, Elie, Troy, James, Michael

Ms. Cipriani;

All due respect, but the assertions you have stated here are seriously inaccurate. The access road of which we speak is named Martha Road and on some maps Forge Road. At a point further south some state maps would call it Swago road and then, after it crosses the county line, Tuckerton Road where it terminates into several other roads at a place called five points in Burlington County. Whatever you call it, it is a total of about 2.6 miles altogether, the last 1/10 of a mile being in Burlington. I have worked here since 1981 and I worked for the State Park Police before that covering that area. There have NEVER been anything like 11 gun clubs on this road. The only other structure (other than the Pines Club) was a dilapidated home in which the occupant was murdered in the 1980's. That structure was burned down shortly thereafter, so for the last thirty years anyway the ONLY structure has been the Pines Club of which we are speaking. To ensure that I was correct I called Superintendent Cynthia Corritz of the Bass River State Park. She confirmed this, stating only that well after five points in Burlington County there may be as many as three gun clubs but all are within the park area an all are served by

You presented it once again that Mr.Gormley is a choir boy.
You presented non facts again to try and clear his faults, if not crimes.

I am for the first time going to have to ask you to resign or ask to be switched out of LEH.
Based on the grounds that you have continued to provide false papers presented as twp.
ordinances as well as making up unsubstantiated false statements as facts.
To try to clear an obvious wrong doing.

Jean L Cipriani Mar 29 (7 days ago)

to Dave, me, Garrett, Barbara, Joseph, Glenn, james.otten, vikas.khanna, John, Elie, Troy,
James, Michael, james.dorio

Mr. Schlick. I set forth my understanding based on my conversation with Mayor Gormley and
specifically asked to have any inaccuracies corrected so that I would be sure I was basing any
opinion on accurate information. Chief Buzby has provided me with information which I will
review. You have provided only unfounded aspersions and accusations.

You appear to have a deep misunderstanding of my role as Township Attorney. My role is not
to investigate potential criminality. You have copied the prosecutor's office on all this
correspondence and I am certain that that agency, which is charged with conducting criminal
investigations, will do so if they deem it appropriate.

My role is to provide information on the requirements and restrictions of laws pertaining to
municipal government. I will certainly review the information Chief Buzby has provided and
will also advise as to the correct procedures for municipal decision-making regarding
maintenance activities on private roadways in this form of government.

As to your allusion to the unfortunate mix-up regarding the pre-2007 solid waste ordinance, I
have publicly apologized for my incorrect representation and explained that the ordinance in
question was contained in the Little Egg Harbor Recodification file. I regret the error but do not
deserve the implication of willful deception.

Dave Schlick Mar 29 (7 days ago)

to Jean, me, Garrett, Barbara, Joseph, Glenn, james.otten, vikas.khanna, John, Elie, Troy,
James, Michael, james.dorio

Normal people call them lies.
Lawyer's call them inaccuracies.

First off.
I did not include the prosecutor.

When you say they(prosecutor)will investigate, that might be so, if you didn't pass on the "inaccuracies" that you were allegedly told.

So let me get this right, please bear with with seeing as you think I am beneath you.

You were told of some possible wrongdoing going on by the Mayor. So your reaction was to ask the mayor and then pass it along as it is all cleared up.

BUT you also write, I will investigate what the chief has said as fact.

Mayor=okay

Chief of police=investigate

Weird way of looking at life.

Let me jump right to my allusion of the "mix-up".

You presented a document as a LEH ordinance.

It was NOT.

Know where did it say it was from LEH.

There was No date.

There was No ordinance #.

These are very basic things a municipal lawyer should look for.

Then on your own you write up a last minute ordinance to change the previous ordinance to continue to let the mayor get free trash pick-up.

But you try to sell me that you are not on any one side more than the other.

You are a partner in a Republican law firm, the same firm that has the Republican chairman as one of the principal partners.

But why would I think you are biased

Jean L Cipriani Mar 29 (7 days ago)

to Dave, me, Garrett, Barbara, Joseph, Glenn, james.otten, vikas.khanna, John, Elie, Troy, James, Michael, james.dorio

Mr. Schlick: Your tone makes it very hard to respond civilly, but I will continue to do so:

1) Please look at the cc:s above. You are sending all this correspondence to the Prosecutor's office.

2) When someone says that _____ is his or her understanding, what is meant is that what follows is what the or she has been told. That formulation is used when one is not presenting what follows as one's own factual assertions. I was reporting what I was informed, not offering that information as facts which I have independent verified.

3) What I said below is that I do not perform investigations. When I said, "Chief Buzby has provided me with information which I will review," what I meant is that I will review that information to see if there is any other applicable municipal governance law of which I need to advise. As to your assertion that my position is, "Mayor=okay," please see 1) above as to why

that is inaccurate.

4) As to why the inclusion of the incorrect ordinance in the Little Egg Harbor recodification file would make me think that it was a Little Egg Harbor ordinance, I know that you find it hard to understand as a layperson, but that is actually not an unreasonable assumption. As to the creation of the pending ordinance, as I have told you repeatedly, including during open session, that ordinance was drafted to codify existing practice because I had received no other direction and wanted to focus the discussion. As I have also previously advised you, you, like any other member of the governing body, have every right to ask me to draft an ordinance which reflects your policy views and I will do so.

5) I am appointed by the governing body of the Township of Little Egg Harbor, of which you are a member. I am appointed as the Township Attorney and have consistently attempted to assist you with any issues you are brought to me - within the confines of that role. Please understand that the Township Attorney is not the equivalent of a criminal investigator. It is not I who attempts to politicize our interactions. Despite your continued slurs on my integrity and professionalism, I will continue to assist you with any issues, resolutions or ordinances with which you request my assistance.

ManageProgram Policies

END OF EMAILS

Conclusion:

My job requires that you must swear to obey all laws and regulations while protecting the rights of others. You see here that while these errant elected officials greedily squander precious tax dollars on personal agendas they constantly and arrogantly deny the same rights the others that they, too, have sworn to protect. When a few brave folks here have sought to either stop these actions or even bring the actors to justice they have suffered greatly, will continue to suffer and, yet, justice has been denied. The imposition of this notice requirement adds insult to injury but if its notices the court requires regardless of the law, it is notices it will get.

Richard J. Buzby, Jr.



New Jersey Pinelands Commission Development Application

Updated on 9/17/2014

APP # 20080122.01
 Doc Type 100
 JUN 8 2017
 Scanned ✓

1. Applicant Name(s)

Little Egg Harbor Township Police Department c/o Chief Richard Buzby

Mailing Address 665 Radio Road

City Little Egg Harbor State NJ Zip 08087

Telephone Number (609) 296-3666 x126 Email Address rbuzby@lehpolice.org

2. I wish to authorize an agent to act on my behalf regarding this application: Yes ☐ No ☒

Agent Name

Mailing Address _____

City _____ State _____ Zip _____

Telephone Number _____ Email Address _____

3. Property Owner Name(s)

Little Egg Harbor Township

Mailing Address Above

City Above State Above Zip Above

Telephone Number Above Email Address Above

4. Property Subject of Development Application:

Municipality Little Egg Harbor Township

Block # 64 Lot # 3.01 Block # _____ Lot # _____

Block # _____ Lot # _____ Block # _____ Lot # _____

Block # _____ Lot # _____ Block # _____ Lot # _____

Block # _____ Lot # _____ Block # _____ Lot # _____

Total Acreage of Property:

45+

5. Are there any easements or deed restrictions affecting this property? Yes ☐ No ☒

If yes, please attach a copy of the recorded deed restriction or property easement.

6. Source of Water Supply:

Existing: Well ☐ Public Water System ☐ N/A ☒

Proposed: Well ☐ Public Water System ☐ N/A ☒

7. Source of Wastewater Treatment:

Existing: Onsite Septic ☐ Public Sewer ☐ N/A ☒

Proposed: Existing Onsite Septic ☐ Proposed Onsite Septic ☐ Public Sewer ☐ N/A ☒

8. Description of Existing uses/development on property (uses, # of dwelling units/lots, type(s) of commercial use(s), square footage of commercial buildings, etc.):

Closed Township Landfill

9. Description of all Proposed Uses/Development (uses, # of dwelling units/lots, square footage of commercial buildings/additions/parking improvements, etc.) on Property:

Use small existing borrow pit which is situated off of the landfill cap for local police weapons qualification facility.
No building or on-site parking facilities required.

10. Please choose the appropriate Application Type and provide the required additional information:

Application Type		Required Fee		Additional Information
☐	New Dwelling Units or Lots or Resubdivisions	1-4 dwelling units or lots 5-50 units or lots 51-150 units or lots 151 and more	\$200 per dwelling unit or lot \$800 + \$225 per dwelling unit or lot for units 5-50 \$11,150 + \$125 per dwelling unit or lot for units 51-150 \$23,650 + \$100 per dwelling unit or lot for units 151 +	Total # of proposed units/lots =
☐	Demolition of Single Family Dwelling (50 Years Old or Older) ¹	\$200		Year Dwelling Built:
☐	Change of Use and No Further Development (Not served by public sewers)	\$200		N/A
☐	Commercial/Institutional/Nonresidential Development or Mixed Residential/Commercial ²	Construction Costs \$0-\$500,000 \$500,001 - \$1,000,000 \$1,000,001 and more	Fee Formula 1 % of construction cost or \$200 minimum ¾% of cost (+ \$5,000 for first \$500,000) ½% of cost (+ \$8,750 for first \$1,000,000)	Total Construction Costs =
☐	Demolition of Structure other than Single Family Dwelling (50 Years Old or Older) and No Further Development ^{1,2}	Demolition Costs \$0-\$500,000 \$500,001 - \$1,000,000 \$1,000,001 and more	Fee Formula 1 % of construction cost or \$200 minimum ¾% of cost (+ \$5,000 for first \$500,000) ½% of cost (+ \$8,750 for first \$1,000,000)	Total Demolition Costs = Year Structure Built :
☐	Linear Development (Roads, Utilities, etc.)	\$150 per acre of all land included in the right of way (ROW) plus \$150 per acre of all land outside of the ROW to be disturbed as part of the development		Acres to be disturbed:
☐	Forestry	\$5 per acre subject of forestry activities		Acres subject of forestry:
☐	Golf Courses	\$150 per acre devoted to golf course facility		Golf Course Acres:
☐	Resource Extraction/Mining	\$1,500 plus \$30 per acre to be mined within each permit period		Acres to be mined:
☐	Non-PDC Letter of Interpretation	\$200		N/A

¹ If available, please attach pictures of the structure to be demolished.² For these application types (shaded above), attach a signed/sealed statement from a licensed architect/engineer or a sworn, notarized statement from a qualified individual as to the estimated construction costs for the proposed development.

11. Please identify whether any of the following special circumstances apply to this application:

	Special Circumstance	Required Fee
☒	Public Development (Development Proposed by a Public Agency)	50% of the fee calculated using the above chart (Item #10) with a minimum fee of \$200 and a maximum fee of \$25,000
☐	Religious Association or Corporation or Non-Profit Organization which is exempt from Federal Income Taxation under Sections 501(c)3 or (d) of the Internal Revenue Code. (This does not apply to organizations which are solely exempt from State Taxation.)	\$500 or the amount calculated in accordance with the above chart, whichever is less
☐	Review of Any Study/Survey (cultural, threatened/endangered species, etc.) prior to Submission of Development Application	1/3 of the estimated application fee calculated in accordance with the above chart
☐	Nonresidential development using an alternate design septic system	\$2,500 + fee calculated above

12. Total Fee Required (Minimum Fee: \$200) = \$ 262.50

I hereby authorize the staff of the Pinelands Commission to conduct such onsite inspections of the parcel as are necessary to review this application and ensure compliance with the requirements of the Pinelands Comprehensive Management Plan. I also acknowledge that if my application involves extraordinary or complex issue(s) that necessitate the retention of consultants with expertise in such matters, I will be advised of that need and the amount of money that must be placed in escrow to retain the consultants and that review of my application will not proceed until I provide the required escrow amount.

I hereby certify that the information furnished on this application form and all supplemental materials is true.

Signatures of Applicant(s):

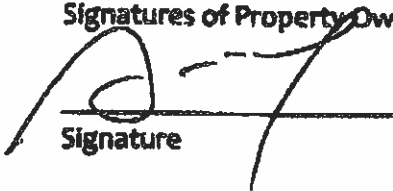
 8/8/2017
Signature Date

Name (Print) Chief Richard J. Buzby, Jr.

Signature Date

Name (Print)

Signatures of Property Owner(s)³:

 8/7/2017
Signature Date

Name (Print) Administrator/CMFO Garrett Loesch

Signature Date

Name (Print)

³If an individual has signed the application form on the property owner's behalf, please provide a written explanation indicating how he/she is authorized to act on behalf of the property owner(s). Please also attach documentation demonstrating that he/she is authorized to act on behalf of the property owner.

Supplemental Information

The following supplemental information is attached:

- ☒ Application Fee (Item #12) Amount Enclosed \$ 282.50

Checks and money orders should be made payable to the NJ Pinelands Commission.

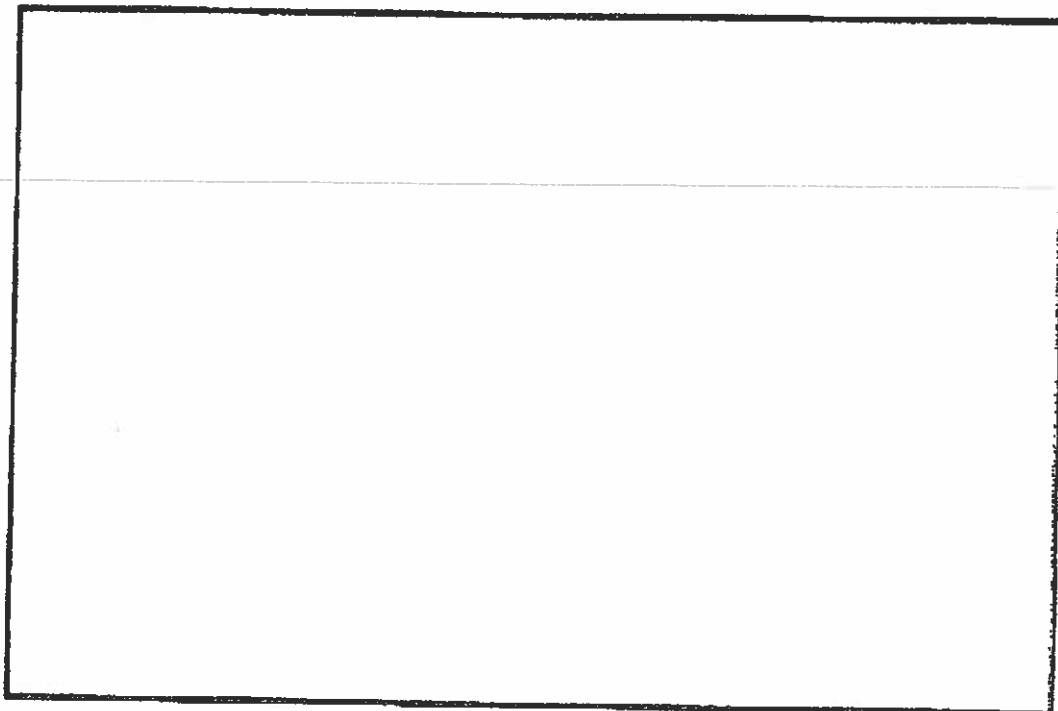
- ☒ If applicable, a signed and sealed statement from a licensed architect/engineer or a sworn, notarized statement from a qualified individual, if an architect or engineer has not been retained, as to the estimated construction costs for the proposed development used to calculate the appropriate application fee. (Item #12)

- ☐ If applicable; pictures of the dwelling/structure to be demolished (Items 10 & 11)

- ☐ If applicable, a recorded deed restriction or property easement (Item #5)

- ☒ If applicable, please submit documentation demonstrating that the individual(s) who signed the application form on behalf of the property owner is authorized to act on the property owner's behalf.

- ☐ Additional Information:





9 GRAND AVE, BLDG 1
TOMS RIVER, NJ 08753

PRELIMINARY ENGINEER'S ESTIMATE OF COSTS

TITLE: LITTLE EGG HARBOR TOWNSHIP FIRING RANGE

JOB NUMBER: LEHT-G1701

BY: JAW

DATE: 5/30/2017

MUNICIPALITY: LITTLE EGG HARBOR TOWNSHIP, OCEAN COUNTY, NEW JERSEY

No.	Item Description	Quantity	Units	Unit Price	Total Cost
1	Clearing Site	1	L.S.	\$5,000.00	\$5,000.00
2	Grading/Earthwork	1	L.S.	\$5,000.00	\$5,000.00
3	Clean Fill	150	C.Y.	\$15.00	\$2,250.00
4	Backstop and Targeting System	1	L.S.	\$5,000.00	\$5,000.00
5	Gabion Baskets, 8' High	300	L.F.	\$50.00	\$15,000.00
6	Chain Link Fence, 8' High, with Gates	500	L.F.	\$40.00	\$20,000.00
TOTAL =					\$52,250.00

THE ABOVE ESTIMATE IS BASED UPON QUANTITIES AS CALCULATED BY LEHT PERSONELL AND THE CURRENT COST OF COMPARABLE WORK BEING PAID TO QUALIFIED CONTRACTORS IN THE PROJECT AREA. I ACCEPT NO LIABILITY OR RESPONSIBILITY FOR ANY ERRORS, OMISSIONS OR THE ADEQUACY OF ANY AMOUNTS CONTAINED HEREIN.

T&M ASSOCIATES

JAMES M. ORIS, P.E., P.P., C.M.E.
TOWNSHIP ENGINEER



Chris Christie
Governor

Kim Guadagno
Lt. Governor

State of New Jersey
THE PINELANDS COMMISSION
PO Box 359
New Lisbon, NJ 08054
(609) 894-7300
www.nj.gov/pinelands

General Information: Info@njpinelands.state.nj.us
Application Specific Information: AppInfo@njpinelands.state.nj.us



Sean W. Earlen
Chairman

Nancy Wittenberg
Executive Director

October 3, 2017

Chief Richard J. Buzby, Jr. (via email)
Little Egg Harbor Police Department
665 Radio Road
Little Egg Harbor, NJ 08087

Re: Application # 2008-0122.001
Block 64, Lot 3.01
Little Egg Harbor Township

Dear Mr. Buzby:

We have reviewed the information submitted on June 8, 2017 and August 1, 2017 and are following up on our August 24, 2017 site inspection regarding the construction of a shooting range on the above referenced parcel.

Please submit the following additional information to complete the application:

1. A site plan, prepared by an appropriately licensed professional, indicating all proposed development, including clearing and land disturbance.
2. A stormwater management plan and calculations prepared by an appropriately licensed professional which demonstrate that the proposed development is consistent with the stormwater regulations contained in the Pinelands Comprehensive Management Plan (CMP, N.J.A.C. 7:50-6.84(a)6).
3. The Little Egg Harbor Township land use ordinance and the CMP provide that all development be designed and carried out so that surface and groundwater quality will be protected and maintained. Please provide information to demonstrate that the deposition of any projectiles within the range would not impact groundwater quality and not contaminate soil. Such information could include a maintenance plan for the projectiles. Any maintenance plan should indicate the anticipated volume of projectiles used onsite and a schedule for the removal of the projectiles from the range and, if applicable, areas adjacent to the range and the location for the disposal of the projectiles, to avoid surface and groundwater quality impacts and soil contamination. You may wish to review the Environmental Protection Agency Document entitled "Best Management Practices for Lead and Outdoor Shooting Ranges" regarding such issues as lead management and projectile containment. The document can be viewed at www.epa.gov/region2/waste/leadshot.



4. Please address how the proposed development, including the clearing of approximately one acre of trees, is consistent with the threatened and endangered plant and animal species protection requirements of the CMP (N.J.A.C. 7:50-6.27 and/or 7:50-6.33).
5. Although we acknowledge that no septic system is proposed as part of the proposed development of a shooting range, it must be demonstrated that the proposed development will be consistent with the groundwater quality (septic dilution) standards of the Little Egg Harbor Township land use ordinance and the CMP. To address this standard, please submit the following information:
 - a. The result of a soil boring indicating the soil log and an estimation of the seasonal high water table. Please note that the CMP requires a minimum depth of five feet to the seasonal high water table to meet the groundwater quality standard.
 - b. The days per week and weeks per year that the shooting range will be utilized.
 - c. The number of people anticipated to utilize the range per day.
6. A copy of the legal notice that has been published in the official newspaper of the municipality in which the project is located.
7. A copy of the certified list of property owners within 200 feet of the above referenced parcel. A certified list of all real property owners within 200 feet may be secured from the municipal tax assessor's office.
8. Copies of the certified mail receipts and one completed sample letter documenting that all owners of all real property within 200 feet in all directions of the above referenced parcel have been notified of the application.
9. The parcel is located in Little Egg Harbor Township's PA zoning district (Pinelands Preservation Area District) on a parcel that includes the Township's closed landfill. The submitted information indicates that the proposed shooting range will be located in an approximately one acre area that was excavated in the 1950's as part of the construction of the Garden State Parkway. The excavated area, except for the concerned one acre area, was subsequently used for the Township's landfill.

Information was previously submitted for this application representing that the proposed one acre area was utilized as a shooting range in the 1950's and used continuously until present day by law enforcement officers as an informal weapons range. To demonstrate that the proposed shooting range is a permitted land use in the Township's PA zoning district, please submit documentation that the proposed shooting range constitutes a continuation or less than a 50% expansion of the shooting range that existed prior to the Commission's regulations in 1981 and has been continuously used since 1981. Such independent documentation could include notarized affidavits by knowledgeable public officials, including police officers, regarding the pre-1981 and post-1981 use of the parcel as a shooting range. Based upon our site inspection, the one acre area was more wooded

then we anticipated. Please address in the affidavits the recent use of the use shooting range in its current wooded condition.

In addition to the items requested above, please address what approvals, regulations or adjacent land owner permissions, if any, may be required relative to the proposed shooting range. For example, is permission from the New Jersey Turnpike Authority or the State of New Jersey required due to the proximity of the Garden State Parkway and the Stafford Forge Wildlife Management Area? Is there a minimum distance required between the proposed shooting range and these adjacent land uses?

For your convenience, application submissions consisting of letter or legal sized documents and electronically notarized application forms may now be submitted via email to AppInfo@njpines.state.nj.us. Large reports, plans, checks, and items that have a manually applied seal (i.e., plot plans, manually notarized items, etc.) must still be submitted as hard copies.

Please include your application number on any submitted information. Within 30 days of receipt, the Commission will review and respond in writing to any submitted information. No further review of the application will occur until the information requested in this letter is submitted.

If you have any questions, please contact the Regulatory Programs staff.

Sincerely,



Ernest M. Deman
Supervising Environmental Specialist



| YOUR GOALS. OUR MISSION.

December 7, 2017

VIA EMAIL ONLY

Garrett Loesch, Township Administrator/CFO
Township of Little Egg Harbor
665 Radio Road
Little Egg Harbor, NJ 08087

Re: T&M File No. LEHT-01771
Firing Range @ Former Landfill
Block 64 Lot 3.01
Township of Little Egg Harbor, Ocean County, NJ

Dear Mr. Loesch:

Pursuant to the Township's request, T&M is please to submit this preliminary scope and budget letter for professional engineering services relative to a Police Firing Range Facility at the former Township Landfill on Stafford Forge Road. It is our understanding that the Township submitted an application to the NJ Pinelands Commission in June 2017, and the Pinelands Commission issued a review letter dated October 3, 2017. The Pinelands Commission specifically requested site plans with survey, stormwater management plans, surface and groundwater quality review, threatened and endangered species review, and soil borings for SHWT.

Our office would propose to meet with the Township and Police Department to discuss the proposed project in further detail. We note that the application proposed a facility on a 1-acre portion of the site within an existing borrow pit; no building, lighting, or parking facilities are proposed. Based on our experience with projects/permitting in the Pinelands Management Area and knowledge of the site, we would preliminarily estimate professional engineering costs as follows:

1. Outbound and Topographic Survey - \$20,000.00
 2. Soil Borings and Report - \$5,000.00
 3. Site Plans, Stormwater Management Plans/Report, Details, and Specifications - \$50,000.00
 4. Pinelands Commission Permitting - \$50,000.00
 5. T&E Species Study and Reporting - \$50,000.00
 6. Bidding, Contract Administration, and Inspection - \$40,000.00 (Cost can vary based on Final Site Design)
- Total Preliminary Engineering Costs - \$215,000.00

We note that the Police Department previously estimated construction costs at approximately \$55,000.00 including earthwork and fencing; however, we are unclear if those costs are based on public bid at prevailing wage with bonding and insurance, which would increase costs significantly. In addition to the items already identified by the Police Department, we also note the potential need for:

- Site Access and Parking
- Stormwater Management System
- Soil Erosion and Sediment
- Berm design based on existing topographic conditions
- Berm treatments for surface and groundwater quality
- On Site Storage Shed(s)
- Restoration and Stabilization



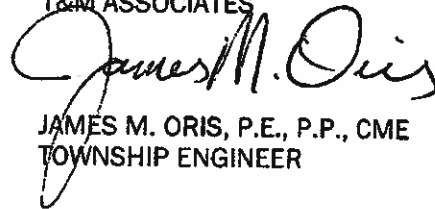
December 7, 2017
Sheet 2

Le: Garrett Loesch, Township Administrator/CFO
Township of Little Egg Harbor
Re: Firing Range @ Former Landfill
Block 64 Lot 3.01
Township of Little Egg Harbor, Ocean County, NJ

The above-mentioned meeting will help clarify the project scope and Township needs, but we would estimate construction costs for public bid to be greater than noted above. Depending on the required design of the facility and features noted, construction costs may exceed \$500,000.00. Should the Township desire we can further review and define the project scope and estimated costs.

We thank the Township for this opportunity and are available to discuss the project in further detail.

Very truly yours,
T&M ASSOCIATES



JAMES M. ORIS, P.E., P.P., CME
TOWNSHIP ENGINEER

JMO:JAW:ls

cc: Mayor and Committee

Gormley interference

Richard Buzby <rbuzby@lehpolice.org> ^{3/16/17}

to Jean, Garrett, Barbara, Dave, Lisa, jcoronato, gmiller, Gina, Raymond

You assured me that the Township Committee had decided to create a police committee that would not include Gormley or Kehm, apparently due to the obvious conflicts that were revealed on September 8, last. You are aware this committee was appointed by resolution at a recent meeting and the designees were Dave Schlick and Lisa Stevens. Gormley, nonetheless, continues to immerse himself in the affairs of the Police Department. I have, in fact, recently copied you on materials that evidence this and in which I was required to respond to him directly. They are still in conflict for all of these reasons and this contact remains highly inappropriate.

Just yesterday afternoon, in fact, we received call from Stafford Township Officials that Gormley had recently attended meetings in Stafford Township to discuss the replacement of our police range, a matter that falls directly under the police department and one on which I have been working for the last 15 years. Gormley well knows that recently a proposal at Governor's Branch has dragged on and we were actively reexamining the possibility of a smaller, simpler proposal on Township land at our old landfill on Forge Road. On 2/22/17, while at a conceptual visit to that site, I called Jim Oris to ask that he provide the engineering files for there as he had provided services during a former review of that site for this purpose. He said he would get me the files but instead immediately contacted Gormley. Oris then told me those files were lost. I asked him how that was possible since that work was the subject of a State grant that I had written and administered, to the tune of tens of thousands of dollars provided by the State to the Township. I have never gotten a further response telling me what happened to those files.

The Stafford officials told us that, although Gormley has spoken to none of us about this, he told them that the Forge Road site was "off the table." He also apparently agreed, on behalf of the Township, to pay 5 to 6 thousand dollars a year to use a proposed indoor range in Stafford when, and if, such a facility is constructed and is available. He also then told Loesch that we would continue to build a training facility where no live firing is permitted. Having long been involved in this process, Gormley knows full well that we need a live fire facility not only for qualifications, but for movement and live fire training as well. Anything less than that is also less than useful to us, and would represent a waste of money.

He is also, once again, in direct conflict as regards this matter. His brother, whom he allegedly hates, has a sporting goods facility that includes an indoor range in the Township. Gormley was quite willing NOT to use that brother's facility when we told him that indoor shooting would not nearly suffice for the type

of weapons training we require. He now seems quite willing to embrace those limitations when considering a similar proposal from this other municipality. Moreover, his brother would offer that limited training opportunity to the Township for just \$1800.00, significantly less than the municipal quote. It is, frankly, impossible for us to gauge whether these proposals are apples to apples, but it should be crystal clear to EVERYONE that he should NOT represent the Township in this matter for those reasons.

Chief Buzby

Jean L Cipriani <jlc@gm-law.net> 3/16/17

to me

Are you referring to the 2/23 correspondence about the range? If so, I did not realize that there was a problem you were asking me to be involved in. If not, please re-send to me as I have been having email issues!

Jean L. Cipriani, Esq.
Gilmore & Monahan, P.A.
10 Allen Street, 4th Floor
P.O. Box 1540
Toms River, NJ 08754-1540

732-240-6000 (telephone)
732-244-1840 (facsimile)
jlc@gm-law.net

Richard Buzby <rbuzby@lehpolicy.org> 3/16/17

to Jean

Was not requesting intervention at that point, just alerting you Gormley was still attempting to remain involved in PD issues as we discussed he would not. As to the range, we have since made basic inquiries of NJ Pinelands and NJ DEP which appear to have been going well at this point. Only recently learned the scope of this repeated Gormley interaction with Stafford Township and the nature of what is being proposed up there has come to us in bits. Since it is close to what his brother has been offering us for less for years, he being a local business we are supposed to support and all, I don't what he thinks he is doing here. The brother has already filed OPRA's on all of this and seemed quite animated about it all. This is really inappropriate and he knows it.

Jean L Cipriani <jlc@gm-law.net> 3/16/17

to me

What I recommended on September 8th was that it seemed advisable in the totality of the circumstances for Ray and John to abstain. I did not have enough information then to make a true conflict recommendation - but I did think it was important to bring that meeting to an end and have a resolution of the matter.

Since I have been Township Attorney I have looked into the matter more and have discussed, and will

continue to discuss personnel matters with the Deputy Mayor who is now head of the Personnel Subcommittee. I do not feel that it is appropriate for me to delve into this topic more in this email but I will continue to recommend procedures aimed at eliminating stress in Township operations - and will certainly discuss your correspondence of today with the Deputy Mayor in light of that goal.

Richard Buzby <rbuzby@lehpolice.org> ^{3/20/17}

to Joel, Jean, Barbara, Garrett, Raymond, jcoronato, gmiller

I note that you have never asked, or wanted to, look at the hundreds of pages of documents that Garrett offered on September 8 which would have made these conflicts crystal clear in seconds but if you are trying to put the car into reverse as to those conflicts I guess we're done talking. You can't say I haven't tried to be patient and professional as you asked and I do understand that they've put you into one hell of a difficult position as they apparently just will not stop this non-sense (although I know as a good lawyer you must have told them to). On one hand you represent the town (the corporation) and on the other you are directed by these people that must reappoint you again on January 1, or not. I do respect Bobbi Crea and I do believe in my heart if it were hers to do alone she would do this differently. I am sad that at this point she has not and I guess we must move now to the next juncture. Even if she tries, I guess you really can't fix something this pervasively corrupt.

If, as I understand it, you are now trying to walk away from this conflict that few will fail to recognize, there remains the issue of Gormley's patent interference with the day to day operations of this police department. This is in direct violation of 40A:14-118 and the attendant cases. I don't think that any competent person who knows the situation will dispute that I am highly qualified to make police training decisions. After all, I have been the chair of police training and education for the state chiefs for six years. I am also, at present, an alternate commissioner for the NJ State Police training commission and I have received an advanced accredited chief executive credential from the NJSACOP. Nonetheless, Gormley has seen fit to engage in negotiations with Stafford Township regarding the use of their potential facility without a word to us about any of that. The same reasons not to train in that proposed fashion remain except for now Gormley is no longer refusing to allow us to deal with his brothers business. A brother by the way with whom, lets say, Gormley has personal issue. This isn't the first time Gormley has seen fit to interfere. You may recall in late 2015 Kehm and Gormley engaged Det. Joel Mahr in a hostile fashion regarding the conclusions Mahr reached regarding the suitability of a former employee and family friend to be hired as a sworn police officer. You will recall further that, after Mahr related this to me, I immediately reported it to Robin Labue and Prosecutor Coronato as inappropriate and possibly unlawful under the circumstances. You will also recall that at the Township meeting one

month later Kehm approached Mahr in a threatening manner telling Mahr that "he had caused them a lot of trouble" for reporting this to me. Because of that immediate leak to Kehm and company, which I certainly did not attribute to the Prosecutor's office, I ONLY reported that to the prosecutor thereafter for fear of another leak otherwise. I could continue to list issues of interference but if you don't see it by now I guess you never will.

Might as well ask some last questions that I'm obliged to:

- 1) Although I submitted my request for the Perillo report (several times) in an identical manner as did Mr. Loesch, I have not yet received it. I have also asked you about this directly. Please provide me with that document or at least tell me why you will not.
- 2) In our meeting you acknowledged the fact that my cell phone expenses should be paid. I have yet to be given direction as to how my check should be reissued and the subsequent expenses should be properly submitted and paid. Please direct me on how that should happen, just in case Gormley should accuse me and try to fire me again for nothing if I do.
- 3) As discussed, we insist that NJSA 40A14-155 is crystal clear in that an officer who is fully cleared of township initiated legal action must be reimbursed for his legal fees. Not yet having the Perillo report, we cannot state with precision exactly what was Msrs. Gormley and Kehm alleged against me. That is ridiculous at this point. It is certainly clear, however, that, whatever it was, was dropped in its entirety by virtue of the committee vote following the Rice notice proceedings on September 8, last. I am still out nearly \$10,000.00 in legal fees (obviously soon to be more) and I want reimbursement as required by that law and the related cases. I realize that this payment will make the scale of this debacle clearer to the taxpayer victims of Gormley's mischief, but the Township has no choice under the law, lest this terrible mess get worse yet. Once again I am requesting payment of those expenses immediately.
- 4) It should be clear to everyone at this point that the allegations made against me by Gormley, Kehm and their agents are false. I have never been officially cleared and I continue to request that this be done in writing.
- 5) We provided you with an audio tape that was provided to the Township earlier. On this tape Msr. Fromosky can be clearly heard making highly inappropriate sexual remarks, disparaging the homeless and degrading statements about me. I have been told of no outcome. I continue to insist that this happen.

Chief Buzby

Richard Buzby <rbuzby@lehpolicy.org> 3/20/17

to Jean, Barbara, Garrett, Joel, Raymond, jcoronato, gmiller

Thank you for that. We want the rest of the committee to understand what we see as the eminent practicality of our proposal so we have offered a site visit to the Deputy Mayor and Committeewoman Stevens. We believe standing on the site will make our point better than anything else we can do and we would like to clear up any misinformation that we can. You are, of course, more than welcome as well if you would like to make an informed judgment for yourself. With local support this site is almost immediately achievable, the least expensive and the most practical site and methodology that we have examined in this long excruciating process.

Jean L. Cipriani, Esq. <jlc@gm-law.net> 3/21/17

Chief Buzby - thank you for your patience. I regret that I was out of the office for two days and am just able to respond now.

I note that you have never asked, or wanted to, look at the hundreds of pages of documents that Garrett offered on September 8 which would have made these conflicts crystal clear in seconds but if you are trying to put the car into reverse as to those conflicts I guess we're done talking.

I hope very much that it is not so that we are done talking. I am not trying to put anything in reverse. Rather, I want very much to go forward. I have reviewed every document which has been provided to me and will continue to do so. I have made recommendations regarding conflicts asserted within those documents and will continue to do so.

You can't say I haven't tried to be patient and professional as you asked

You have indeed, and I am very grateful for that.

and I do understand that they've put you into one hell of a difficult position as they apparently just will

not stop this non-sense (although I know as a good lawyer you must have told them to).

Thank you again - I have made recommendations, and will continue to do so. I will discuss part of the difficulty of this particular situation below.

On one hand you represent the town (the corporation) and on the other you are directed by these people that must reappoint you again on January 1, or not.

I do represent the Township. Although it may be hard to believe, it is clear to me that all I can do is be clear on my own responsibilities and try to carry them out to the best of my ability - and let the future. Much as I would like to, I can control neither the future nor other people. 2017 is more than enough for me to handle now without worrying about next year in any regard.

I do respect Bobbi Crea and I do believe in my heart if it were hers to do alone she would do this differently. I am sad that at this point she has not and I guess we must move now to the next juncture. Even if she tries, I guess you really can't fix something this pervasively corrupt.

I am glad that you respect Deputy Mayor Crea - as do I. I don't know if she (or I) will ever be able to manage actions that meet with your approval, but I trust that you will trust that we are both trying to meet our respective responsibilities. To the extent that you allege corruption - you have copied your correspondence to the Ocean County Prosecutor's Office and I certain that office will respond to you directly if more information regarding that allegation is sought.

If, as I understand it, you are now trying to walk away from this conflict that few will fail to recognize, there remains the issue of Gormley's patent interference with the day to day operations of this police department. This is in direct violation of 40A:14-118 and the attendant cases. I don't think that any competent person who knows the situation will dispute that I am highly qualified to make police training decisions. After all, I have been the chair of police training and education for the state chiefs for six years. I am also, at present, an alternate commissioner for the NJ State Police training commission and I have received an advanced accredited chief executive credential from the NJSACOP. Nonetheless, Gormley has seen fit to engage in negotiations with Stafford Township regarding the use of their potential facility without a word to us about any of that. The same reasons not to train in that proposed fashion remain except for now Gormley is no longer refusing to allow us to deal with his brothers business. A brother by the way with whom, lets say, Gormley has personal issue. This isn't the first time Gormley has seen fit to interfere.

There is no legal dispute as to the authority of the Chief of Police over day-to-day police operations. There is also no dispute as to your expertise in police training matters. However, the question of long-term or large scale contractual relationships with another municipality or a private business do require governing body action. The Chief of Police and the governing body therefore both need to be involved in decision making which effects police training issues and contractual relationships within the ambit of the Local Public Contracts Law and/or Shared Services Act. I do not know the scale of the activity or length of the contract with either entity under discussion. It is my understanding that Mayor Gormley was approached by Stafford Township and has now asked that you and the Public Safety subcommittee be involved in assessing what has, or could be provided. As to other contractual options, I would not anticipate that Mayor Gormley would involve himself in any way regarding a contract between the municipality and any family member.

You may recall in late 2015 Kehm and Gormley engaged Det. Joel Mahr in a hostile fashion regarding the conclusions Mahr reached regarding the suitability of a former employee and family friend to be hired as a sworn police officer. You will recall further that, after Mahr related this to me, I immediately reported it to Robin Labue and Prosecutor Coronato as inappropriate and possibly unlawful under the circumstances. You will also recall that at the Township meeting one month later Kehm approached Mahr in a threatening manner telling Mahr that "he had caused them a lot of trouble" for reporting this to me. Because of that immediate leak to Kehm and company, which I certainly did not attribute to the Prosecutor's office, I ONLY reported that to the prosecutor thereafter for fear of another leak otherwise.

I could continue to list issues of interference but if you don't see it by now I guess you never will.

I am not aware of anything regarding this issue. I was not involved in Little Egg Harbor in 2015 and if this matter was ever discussed with me by anyone - I do not recall it at all. I assume this matter is now closed?

Might as well ask some last questions that I'm obliged to:

1) Although I submitted my request for the Perillo report (several times) in an identical manner as did Mr. Loesch, I have not yet received it. I have also asked you about this directly. Please provide me with that document or at least tell me why you will not.

I will address this with you under separate header. I am not comfortable addressing this matter in an email chain which has been copied to some who are not my clients. Additionally if this matter is part of a legal claim that you have made and you wish me to communicate with you directly on this issue, please have your attorney provide me with written confirmation that I have her permission to do so. If not, I will be glad to discuss with you directly.

2) In our meeting you acknowledged the fact that my cell phone expenses should be paid. I have yet to be given direction as to how my check should be reissued and the subsequent expenses should be properly submitted and paid. Please direct me on how that should happen, just in case Gormley should accuse me and try to fire me again for nothing if I do.

I have addressed this issue with the relevant personnel and will do so again. As far as I am aware, there is no further action you need to take. I will advise you if I am advised differently.

3) As discussed, we insist that NJSA 40A14-155 is crystal clear in that an officer who is fully cleared of township initiated legal action must be reimbursed for his legal fees. Not yet having the Perillo report, we cannot state with precision exactly what was Mssrs. Gormley and Kehm alleged against me. That is ridiculous at this point. It is certainly clear, however, that, whatever it was, was dropped in its entirety by virtue of the committee vote following the Rice notice proceedings on September 8, last. I am still out nearly \$10,000.00 in legal fees (obviously soon to be more) and I want reimbursement as required by that law and the related cases. I realize that this payment will make the scale of this debacle clearer to the taxpayer victims of Gormley's mischief, but the Township has no choice under the law, lest this terrible mess get worse yet. Once again I am requesting payment of those expenses immediately.

I will review this issue again and provide my opinion to the Personnel Subcommittee directly. If you wish me to communicate with you directly on this issue, please have your attorney provide me with written confirmation that I have her permission to do so.

4) It should be clear to everyone at this point that the allegations made against me by Gormley, Kehm and their agents are false. I have never been officially cleared and I continue to request that this be done in writing.

There was a motion made on the public record that there be no further action at the 9/8/16 meeting. There were also several statements made at that taped public meeting that there was nothing in the report supporting any wrongdoing by you. If you are referring to any other allegations, they are beyond the purview of the Township.

5) We provided you with an audio tape that was provided to the Township earlier. On this tape Mssr. Fromosky can be clearly heard making highly inappropriate sexual remarks, disparaging the homeless and degrading statements about me. I have been told of no outcome. I continue to insist that this happen.

I have confirmed that Labor Counsel was previously provided with that recording. I will review this issue again with the Personnel Subcommittee directly.

Richard Buzby <rbuzby@lehpolice.org> 3/24/17

to Jean, Barbara, Garrett, Joel, Raymond, jcoronato, gmiller, Gina

As long as we all still recognize these people are in conflict ok.

As to the discussions with Stafford, we understand that these have gone on among political leaders for months completely without our involvement. I can also tell you as to what training is required we have not been consulted, nor on the best venue or method to reach it. It happens that our contention that indoor training was an incomplete solution and was not acceptable in past situations is borne out by the fact we have not moved to the less expensive local commercial establish long since. This also appears to have been discounted in these recent discussions. The mere contention that this mystical "no live fire" training facility at Governor's Branch somehow fixes the shortcomings of the indoor venue, to us, is like the folly of the story of American soldiers once training for real battles with wooden guns.

With regard to Gormley attempting to influence us to hire his friend you may not know about it but Ms. Labue sure did. I first reported this to Mr. Coronato on 12/14/15 in a letter (attached) that included that and many other things. Because of pervasive leaking up to that time and alarming references on your firm's bills I did not initially copy the firm. I then complained of this and other things directly to then Mayor Midgley on 1/12/16 (to be forwarded separately). Through Mr. Loesch, Ms. Labue was assigned to handle same and received this complaint and the attached materials (on above). After Kehm had the temerity to actually confront Det. Mahr for reporting he and Gormley I again reported this to Ms. Labue by email on 1/22/16 (attached). As to whether this is open I have no idea, but the Township clearly had and has an independent responsibility to act in these regards.

I will accept your written (email) assurance that I have been cleared of all allegations. I strongly beg to differ, however, about other allegations made by Kehm and Fromosky as being "outside the purview of the Township." For example, you will note on the 12/14 document above that Fromosky accused me verbally of misconduct to Rob Grietz in August of 2015, which, in turn, was cleared by Grietz and nothing was done. Fromosky subsequently added to and repeated these allegations to Bonnie Peterson who again cleared me and nothing was done. After bragging to LT. Hart of his intentions, Fromosky repeated them to the NJ Division of Criminal Justice, changing the subject line to "done" and sending it, seconds later, to Kehm's personal email. With Kehm DIRECTLY colluding this time, obviously, nothing was done. Apparently not getting the response he wanted, in the fall of 2015 Fromosky emailed officials in the governor's office seeking to have them pressure NJ Criminal Justice to move against me, and nothing was done. In May of 2016 after being tipped off by a tax official that I was preparing a report on Kehm's tax matters, Fromosky once again repeated his allegations to NJDCJ, this time joined by Kehm who complained that I had violated his first amendment rights. Regarding all of Fromosky's claims, to my knowledge these were done at work using a work computer. They were proven repeatedly to be false and nothing was done. Regarding Kehm, he was an elected leader in my jurisdiction at the time, my appropriate authority (who did not speak to me) who not only colluded with his actor (Fromosky) but then also acted in his own stead. Please do not again insult my intelligence with any claim that these

actions were outside the purview. You are way better and way smarter than that.

Thanks for listening,

Chief Rich Buzby

Garrett Loesch <Loesch@leht.com> 4/12/17

to Jean

Jean,

I believe the attached by the Chief described interference by Gormley as to the firing range. From your answers, I did not expect he would get involved with this project. I was instructed yesterday by Bobbi (on his behalf) to arrange a test firing at the proposed range. I spoke with the Chief (who has the week off) who said I could talk with the lieutenants and get a test done quickly because we have a DEP permit meeting Monday.

I did talk with them and we agreed to meet again this morning. They emailed the Chief who also showed up for the morning meeting. This morning I received a phone call from Gormley who commented on a few items and included the range. He asked that two test firings be done, one in the morning and one after dark. He asked that listeners be stationed at the Eagleswood airport and the Thomas Ave. entrance to the Shoreline pit. When I explained I had spoken to the lieutenants, he said that Hawkins was in charge of the range. He asked if Bezak could stop by the store since he could talk with him. And then said have all three come up and I'll explain what I was looking for.

I then relayed this to the Chief, Hawkins and Bezak. The Chief became visibly upset and was questioning the interference by Gormley happening again. He was directing the departments personnel and directly bypassing the Chief. Lt. Hawkins said he has explained multiple times to Gormley that the ultimate decision maker of the department is the Chief, not himself. And added that the Chief has been involved with project for many years.

I am not comfortable being the middle man on situations where a conflict may exist. I expect the Chief will be following with an email to you concerning such and wanted you to be aware.

Garrett K. Loesch, CMFO
Administrator and Finance Officer
Township of Little Egg Harbor
609-296-7241 x220

Richard Buzby <rbuzby@lehpolice.org> Feb 8

to Jean, Barbara, Dave, Joseph, Glenn, Garrett, Troy, James, Michael, Thomas, bcc: JJN.PC, bcc: Deborah, bcc: Nancy, bcc: Raymond

You are aware that we have been trying, for some time, to perfect an application for a small range project at the old landfill. Attached are the early correspondences that describe our very benign intentions in that regard. The Township Committee was well aware of these as well, in fact, Mayor Gormley imposed a requirement that we conduct sound tests for the entire committee before I submitted the application in July. When I submitted the application we were required to estimate the project costs. Our estimate was \$55,000.00, plus engineering. The engineer, as required, certified this estimate. At some point the mayor directed the engineer to produce a scope and budget for the project.

In mid December 17 I was engaged by Committeeman Dave Schick about the project. He said that he was told by John Kehm that the project would cost "three quarters of a million" dollars and not to support it due to the amount not being justified. I was dumbfounded by this and I told Schlick that this was ridiculous and told him the true estimate. I don't think he believed me and I promised that I would attempt to get to the bottom of this and report back. He said that it was his understanding that the estimate was based on a scope and budget (created by the engineer) that we had not been told about at that point. I immediately asked Garrett about this and he provided the new scope and budget. The email cover of indicated it had been provided pursuant to a directive by the mayor. It is attached.

When we read this we were, again, dumbfounded. I had written and administered a SHARE grant in 2008 & 2009 for an earlier range proposal at the same site and I knew immediately that some of the items called out had been completed and paid for then. I redoubled my efforts and found the original file in secure storage. The preliminary engineering scope and budget and final proposal, written by the very same engineer, Jim Oris, were \$19,500.00, which I understand to have been paid fully at the time. There were also items included on the 2017 version that certainly appear to be the very same as those we paid for then. The sheer cost of this engineering was staggering in that the earlier project was over twenty times the size of what we have proposed now and it had contained much infrastructure such as lavatories, training buildings and 90' berms. This one contains none of that and yet this engineering proposal is well over ten times as much. Yes, you heard correctly, project well less than 1/20 the size, no infrastructure and over ten times as costly as earlier proposal and written by the very same engineer. He was also kind enough to now disagree with his original certification and to state the hard costs could also be almost ten times as much.

You will recall this except from an email I sent you on March 17, 2017:

"Just yesterday afternoon, in fact, we received call from Stafford Township Officials that Gormley had recently attended meetings in Stafford Township to discuss the replacement of our police range, a matter that falls directly under the police department and one on which I have been working for the last 15 years. Gormley well knows that recently a proposal at Governor's Branch has dragged on and we were actively reexamining the possibility of a smaller, simpler proposal on Township land at our old landfill on Forge Road. On 2/22/17, while at a conceptual visit to that site, I called Jim Oris to ask that he provide the engineering files for there as he had provided services during a former review of that site for this purpose. He said he would get me the files but instead immediately contacted Gormley. Oris then told me those files were lost. I asked him how that was possible since that work was the subject of a State grant that I had written and administered, to the tune of tens of thousands of dollars provided by the State to the Township. I have never gotten a further response telling me what happened to those files.

The Stafford officials told us that, although Gormley has spoken to none of us about this, he told them that the Forge Road site was "off the table." He also apparently agreed, on behalf of the Township, to pay 5 to 6 thousand dollars a year to use a proposed indoor range in Stafford when, and if, such a facility is constructed and is available. He also then told Loesch that we would continue to build a training facility where no live firing is permitted. Having long been involved in this process, Gormley knows full well that we need a live fire facility not only for qualifications, but for movement and live fire training as well. Anything less than that is also less than useful to us, and would represent a waste of money."

I understand the the new park and ride proposal, in that very same neighborhood, is estimated at \$400,000.00 total. It is much larger, requiring storm water drainage, much design, infrastructure, paving and lighting. In addition with Oris' *latest* estimate being a total of \$715,000.00, his

\$215,000.00 for engineering soft costs alone (there would certainly be legal and other soft costs also) at 30% far exceeds the applicable maximum for soft costs accorded in the statute. This estimate is obviously vastly inflated, an attempt to collect twice for the same work (fraud in the inducement anywhere else in the world) and in direct defiance of the soft cost statute.

You are aware as well that this selfsame engineer is a close political ally to your boss and as well as that and a traveling companion and personal friend of Gormley. He has contributed, or arranged the contribution of, tens of thousands of dollars to their political coffers and now this comes up. I guess you know that with all this being said I cannot and will not certify these amounts as correct as the relevant department head. I believe that anyone who did so would face the risk of prosecution and imprisonment with them.

If not for the relentless harassment and interference with every departmental initiative by these very same officials merely because I have had unfortunate duty to report them on now many occasions, I would ask what was going on. From the attachment of the earlier correspondence above anyone could see that Gormley had plotted to derail this badly needed project from the beginning. Aside from myself, I have had several officers working hard on this essential program for years. I give them credit for the consummate professionals they are, but they, too, know what is going on here. With that said, I will merely ask that you consider this yet another official complaint so you can add it to your growing stack of unanswered issues of this kind.

Mr. Schlick, please consider this my answers to your questions. Having seen the prior range materials I have shown you, I believe you are obliged to act accordingly as well.

Respectfully,

Chief Rich Buzby

Dave Schlick <DSchlick@leht.com>

Feb 8

to me, Jean, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas

Mrs. Cipriani, this situation seems like fraud as well as official misconduct.

Not to mention that the Mayor has family that would lose money if a shooting range were to open. The proposed range is roughly 1 mile by road and 1000ft. as the crow flies from the existing shooting range of the Mayor's brother's range.

I respectfully request that this matter be sent to Atlantic County to be investigated, seeing as nothing in Ocean County ever gets investigated by the Prosecutor.

Feb 8

Jean L Cipriani <jlc@gm-law.net>

to Dave, me, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas

Committeeman Schlick: Your correspondence as well as the initial email from Chief Buzby were copied to the Ocean County Prosecutor. It is my understanding that if the Ocean County Prosecutor believes there is a conflict in investigating any issue, he will refer it to the State Attorney General's Office and the State Attorney General will refer it to another County Prosecutor for investigation if that office deems such action appropriate. I have no authority to refer any matter directly to Atlantic County.

Jean L. Cipriani, Esq.
Gilmore & Monahan, P.A.
10 Allen Street, 4th Floor
P.O. Box 1540
Toms River, NJ 08754-1540

732-240-6000 (telephone)
732-244-1840 (facsimile)
jlc@gm-law.net

Jean L Cipriani <jlc@gm-law.net> Feb 8

to Steven, me, Barbara, Dave, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas

Chief Buzby:

1) As you have copied the Ocean County Prosecutor I am certain that he will take any investigative action he deems appropriate. I have also taken the liberty of forwarding your correspondence to Labor Counsel and we will discuss any internal response.

2) as to the current status of the proposed shooting range, the last I knew anything about was the letter from the Pinelands Commission. Aside from your concerns as to some sort of impropriety - are you requesting that another budget and scope be done by a different engineer? What is necessary to move either this shooting range plan or a plan for another site forward?

Jean L. Cipriani, Esq.
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P.O. Box 1540
Toms River, NJ 08754-1540

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732-244-1840 (facsimile)
jlc@gm-law.net

<SKM_C654e17120716580(1).pdf>

Dave Schlick <DSchlick@leht.com> Feb 8

to Jean, me, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas

Mrs.Cipriani, thank you for your prompt response.

I didn't notice who Chief Buzby included in the email.

Sorry Chief, I tried to get something done about it. As you can see by the lawyer's response, this will go nowhere along with all the other stuff that you have sent to the Ocean County Prosecutor.

If you ask me, his non-action is criminal.

Richard Buzby <rbuzby@lehpolice.org> Feb 8

to Dave, Jean, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas, bcc: JJN.PC, bcc: Deborah, bcc: Raymond, bcc: Nancy

Ms. Cipriani;

Well, I did not think that they had included you in any of this because you, of course, would have told them not to have done such a thing. Yes, we would love to have an S&B from another engineer, but certainly NOT one of their politically connected associates. You are the first person to offer such an option, we desperately need the range and we would welcome any legitimate opportunity to get back to reality. There really are no other alternatives and we have checked extensively. They know that.

Thank you,

Chief Buzby

Dave Schlick <DSchlick@leht.com> Feb 8

to Jean, me, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas, Steven

Mrs.Cipriani, if I may correct you on something. My recollection of what you knew about the shooting range doesn't exactly match yours. You mentioned that the last you knew of the range was a letter from the Pinelands commission...

Let me refresh your memory, one of Twp meeting nights after executive session Mr. Kehm asked to speak to me after the meeting. We spoke and that is when he told me about a crazy dollar amount for this range project. I immediately, no we (Mr.Kehm and I) went back in to the mayors office where you were still at the table and we proceeded to ask you if we could look into this deeper about the newly revealed cost as well as finding unofficial alternative prices to get our officers certified... Mr.Kehm asked how we should go about it and you said,he should not and to let me do it... You then told me to do it verbally not thru an actual request for proposals from whatever entities I was thinking about using, because you have no idea about where ranges are and what they consist of.

Does this refresh your memory?

Jean L Cipriani <jlc@gm-law.net> Feb 8

to Dave, me, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas, Steven

In meeting. Will review and respond when out

Sent from my iPhone

Jean L Cipriani <jlc@gm-law.net> Feb 8

to Dave, me, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas, Steven

I am sorry if I wasn't clear in my earlier response. I do recall the meeting you describe but my recollection is that the issue was the Pinelands problem. Maybe the estimate was a part of that discussion and was just not focused on it as it wasn't a legal issue.

I also recall that you were going to have some preliminary discussions first with the police as to what the requirements for a police shooting range are and then with vendors to get a preliminary idea of costs with the thought of then having the police draft specifications for an rfp of that seemed a viable route.

Dave Schlick <DSchlick@leht.com> Feb 8

to Jean, me, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas, Steven

Yes, that is how it went minus the Pinelands part.

I did get with the lieutenant and did get a price

Sent from my iPhone

Jean L Cipriani <jlc@gm-law.net> Feb 8

to Dave, me, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas, Steven

Thank you

Richard Buzby <rbuzby@lehpolicy.org> Feb 9

to Jean, Dave, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas, bcc: JJN.PC, bcc: Deborah, bcc: Raymond, bcc: Nancy

I don't know what anybody is talking about with this mention of a Pinelands "problem." There is no problem, never has been with them. When we started, NJPC asked that we clear the project with NJDEP because of previous landfill closure issues. DEP had several of their head people check, research and then respond that DEP had no interest and actually found that the site was "well suited" for the small project that we propose. It's all in the emails above, in fact. NJPC itself has also not been a problem. The first problem arose when *someone* purporting to represent the Township called senior staff there and told them that we did not have the support of the Governing Body. After that, we were put through the wringer having to conduct sound tests for all members of the governing body, none of whom are experts in that area. That ploy having failed, the governing body then officially authorized the application after which the Pinelands commission issued a letter requiring the production of a relatively simple map and addressing certain conditions.

Instead of that, Gormley ordered Oris to produce the latest scope and budget, the problems with which I have outlined above. I still believe that Ms. Cipriani had nothing to do with the production of that inflated, potentially fraudulent mess (she is WAY more intelligent than that) but I am deeply disturbed in that she apparently witnessed Kehm attempt to dissuade Schlick from supporting us based on it, and that had all slipped her mind. I am also disturbed by the fact that she apparently suggested that Schlick *not* get whatever range quotes they were discussing in writing (to be valid, quotes *must* be in writing). For the record I have directed my staff to deal exclusively in writing to the extent that is possible, because the truth here is apparently never good enough unless it's on tape or in writing.

Chief Buzby

Jean L Cipriani <jlc@gm-law.net> Feb 9

to me, Dave, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas

Hello. Once again I am in a meeting when I am called to account for myself. I will be free to respond this afternoon.

Jean L Cipriani <jlc@gm-law.net> Feb 9

to me, Dave, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas

My reference to Pinelands was simply to the concerns raised in the communication from Pinelands staff. I do recall the meeting with Committeemen Kehm and Schlick. I did not perceive the meeting as anything more than an attempt to discuss options. I agree completely that any quote on which the township would act must be in writing. It was and is my belief that the

cost of contracting with a private shooting range would be above threshold. Accordingly, Committeeman Schlick was only going to speak with the police re: requirements and then get informal pricing information in order to determine whether putting out a bid for this service made any sense.

In order to move forward since I haven't heard one person suggest that the current shooting range situation does not need to be altered, perhaps a meeting to determine next steps is in order. Please let me know who you believe should be in attendance to talk about a plan to move forward. I ask that we keep the issue of next steps as separate as possible from the concerns about the process to date that you have raised in these communications over the last few days.

Sent from my iPhone

Richard Buzby <rbuzby@lehpolice.org> Mar 8

to Jean, Dave, Barbara, Garrett, Joseph, Glenn, Troy, James, Michael, Thomas

It is my understanding that Remington & Vernick Engineering (the present employer of former engineer Jim Oris) is on the tonight's agenda for appointment as special projects engineer. Not only do the issues as to Oris' recent engineering scope and budget (for his former employer) on the police range project remain unliquidated, but I should also remind you that Mayor Gormley reported that particular firm for large scale sustained payoffs to a local official in their role as regular engineer to the LEH MUA. We deemed that particular report as credible, especially as since that information was, in fact, corroborated by another witness at that time. The report, in fact, was apparently leaked by persons unknown to me and is now in the public domain. I had forwarded that same report to higher law enforcement authorities at the time and the status of that matter is unknown to me. To make such an appointment after such a report by the same man that now is in control of that agenda who has received thousands of dollars for his political campaigns from the same individual and same corporation is inexplicable to me and is yet another example of the breathtaking corruption that is perpetuated here on a regular basis.

Respectfully,

Chief Buzby



New Jersey Office of the Attorney General

Division of Consumer Affairs
New Jersey State Board of Accountancy
124 Halsey Street, 6th Floor, P.O. Box 45000
Newark, New Jersey 07101
(973) 504-6380

Complaint Form

Please print clearly.

Please be advised that any information you supply on this complaint form may be subject to public disclosure. If an investigation into the matter is conducted, the information is subject to public disclosure only after the completion of the investigation. You are also advised that the completed complaint form is a "government record," which the Board may be obligated to provide to anyone making a request pursuant to the Open Public Records Act (OPRA).

Consumer Information

Complaint Reported Against

NAME: Chief Richard Buzby, Jr.
ADDRESS: Little Egg Harbor Twp. PD
CITY: 665 Radio Rd., Little Egg Harbor
STATE: NJ ZIP CODE: 08087
HOME TELEPHONE NUMBER: _____
WORK TELEPHONE NUMBER: (609) 296-3666
(include area code)
FAX NUMBER: (609) 812-1069
(include area code)
E-MAIL ADDRESS: rbuzby@lehpolice.org
DATE: 1/19/2018

NAME: Mayor Raymond Gormley, et al.
BUSINESS NAME: Little Egg Harbor Twp.
ADDRESS: 665 Radio Road
CITY: Little Egg Harbor
STATE: NJ ZIP CODE: 08087
TELEPHONE NUMBER: (609) 296-7241
TITLE: Mayor
(include area code)
LICENSE NUMBER (IF KNOWN): _____
DATES OF TREATMENT/SERVICE:
FROM: May 2001 +/- To: Present

1. What is the relationship between the complainant and the consumer or patient?

- ☐ Self
☐ Parent
☐ Friend
☐ Legal Guardian

- ☐ Spouse
☐ Son/Daughter
☐ Brother/Sister
☒ Other (please specify) Police Chief in Town

2. Please provide the following information about the consumer or patient if he or she is someone other than the complainant.

Name: _____ Date of birth: _____
Month Day Year
Address: _____
Street address City State ZIP code
Home telephone number: _____ Work telephone number: _____
(include area code) (include area code)

3. Please provide the following information about any other practitioner or licensee involved in the matter about which you are filing a complaint.

Name: _____

Title: _____ License number: _____

Address: _____
Street address City State ZIP code

Telephone number: _____
(include area code)

Name: _____

Title: _____ License number: _____

Address: _____
Street address City State ZIP code

Telephone number: _____
(include area code)

4. Please provide the following information about anyone who was a witness to the matter about which you are filing a complaint.

Name: Det. Joel Mahr

Address: c/o Little Egg Harbor Twp. Police Dept.

Daytime telephone number: (609) 296-3666 x178 Evening telephone number: _____
(include area code) (include area code)

Name: Township Administrator/CMFO Garrett Loesch

Address: 665 Radio Road, Little Egg Harbor, NJ 08087

Daytime telephone number: (609) 296-7241 x221 Evening telephone number: _____
(include area code) (include area code)

5. What is the nature of the complaint? (Please check all that apply and provide any additional comments on a separate sheet of paper.)

☐ Administrative/Recordkeeping

☒ Fraud

☒ Professional/Occupational Misconduct

☐ Unlicensed Practice

☐ Advertising

☐ Incompetence

☐ Sexual Misconduct

☒ Briefly explain the problem if it is not listed above: _____

☐ Fees/Billing Practices

☐ Insurance Fraud

☐ Substance Abuse/Impairment

See attached

6. Please describe the facts of your complaint in the order in which they happened. Please print clearly. You may use additional sheets of paper if they are needed.

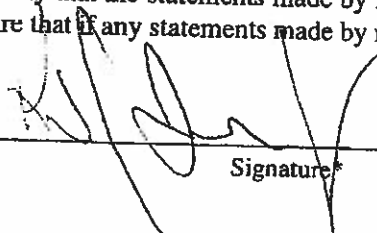
SEE ATTACHED

7. Please describe any action taken to resolve this matter prior to contacting the Board. Please print clearly. You may use additional sheets of paper if they are needed.

SEE ATTACHED

All complaints must be accompanied by **readable copies** (NO ORIGINALS) of any complaint-related contracts, bills, receipts, canceled checks, correspondence or any other documents you feel are related to your complaint.

8. I certify that the statements made by me in this complaint are true and any documents attached are true copies. I am aware that if any statements made by me are willfully false, I am subject to punishment.


Signature*

1/19/2018
Date

Return to:

Division of Consumer Affairs
New Jersey State Board of Accountancy
P.O. Box 45000
Newark, NJ 07101

* This certification must be signed by the person who has completed this form.

SEE ATTACHED

2/8/05

6. Gormley, a local businessman, has elected to receive commercial trash collection by this Township when he knew that such a practice is/was expressly prohibited by a host of local regulations. In the case of at least of some of those enactments, he, as an elected local official, moved both the introduction and adoption of these and voted affirmatively on the same.

7. I have repeatedly reported this and other matters for some time and yet they continue. The last mayor here, in fact, issued a public statement that Gormley had conducted "clandestine" investigations into the witnesses against him in those cases. Just last week, Gormley inappropriately demanded information about the one such witness that, that in fact, reported this matter and stated further that, based on a Facebook posting only, this person should not have remained on duty, although no facts were yet available to remotely support such an action (suspension) on my part.

ADDITIONAL FACTS:

I have also personally observed Gormley to receive shipping pallet removal from the Township. His business, being what it is, generates these in some volume. During the recent inquiry, it was told to me that NO other taxpayer receives this service, and that the others must either contract a pallet removal service at further expense or collect and haul these items to the county landfill, which then charges them a tipping fee.

During the same period of the above, other long term business owners have asked for free dumpster trash collection, sometimes repeatedly, and have been denied. There appears to have been no legitimate reason for this because several of the 18 commercial (3 yard) recipients (including Gormley) are relatively newer, have changed ownership, expanded or otherwise fundamentally changed their site plans as to fundamentally interfere with any concept of "grandfathering" as we understand it.

Gormley has expounded on many occasions about the benefit of commercial "ratables" to this tax base, as not being a drain on schools and other local services. That cannot be true, however, if the business in question receives more

in locals services than the Township spends in servicing it. In Gormley's case, the Township's share of his gross property tax responsibility is \$1,365.90, which is far subsumed by the cost of his free commercial garbage collection and pallet removal alone.

The Township Attorney has, once again, been placed in the awkward position trying to explain and legitimize that which is unlawful. In this case she was provided (and she provided this at the last Township meeting) a document that lists a total of 64 free "commercial" trash collection recipients. She apparently was given an edited list and not told that only 31 of these 64 have 3 (or larger) yard dumpsters. The others have only Township issued trash cans. Of the 31 with dumpsters, 9 are at governmental buildings and three serve non-profit community groups, leaving only 18 that are purely commercial in nature. There are 180+ business properties in the Township. These 18 recipients represent less than 10% of the number of all township business properties.

During that meeting (1/10/18, it's on tape) the attorney used the former Township Code Chapter 289, which was long since deleted, as a possible reason for it providing that service. She may have been partially correct as to its former applicability to commercial establishments with trash cans only, because it allowed for the pickup of up to five, 32 gallon, 75 pound containers that had to be placed at curbside. It never, however, allowed the collection from 3 yard (603 gallon) dumpsters that weigh hundreds of pounds empty (and over a ton loaded) and that could not have been placed curbside.

The present Chapter 15 Article XI does regulate the collection of solid waste and has since it was adopted on 5/24/01 in Little Egg Harbor Ordinance 2001-08. Section 15-11.18 (E) of that ordinance, in fact, holds that "*All commercial establishments shall provide for private garbage collection. No municipal garbage collection will be provided for commercial establishments by the Township*" (emphasis added). Raymond Gormley himself moved to introduce this ordinance on 5/10/01 and to adopt it on 5/24/01. He voted affirmatively on it in both cases.

Gormley, therefore, knew that this practice was unlawful and that it has been since at least May of 2001. The public discussion surrounding the vote on that

ordinance is summarized in the minutes and at no time is grandfathering mentioned in either it or in any of the written materials related to that provision. Gormley, among the 18 free dumpster business recipients, is alone in that he was an elected official with this knowledge and a duty to uphold the law and to see that it is upheld. Since this issue directly impacted his business, he was in conflict as to that vote alone, let alone him continuing to receive these services for the next 17 years. From another recent corruption case in this jurisdiction we know that the value of seasonal 3 yard dumpster service exceeds \$14,000.00 per year. Pallet removal, as stated, would add hundreds annually to that amount. From simple math Gormley, therefore, has used his position as an elected official to unlawfully receive a service that has been denied to similarly situated others and that is valued in the hundreds of thousands of dollars.

This appears to violate the NJ Code of Ethics codified as NJSA 40A:9-22.5 sections a,c,d,g & i. It also appears to violate NJSA 2C:20 and also 2C:30-2 & 2C:30-7.

Respectfully,

Chief Richard Buzby

Supplement to Gormley NJ DCA Ethics Complaint

You will recall that my original complaint described the township attorney's use of an alleged former code section, Chapter 289, as a possible reason for the Township having provided the unlawful commercial trash collection services to Mayor Raymond Gormley's private business, although it certainly appeared that the submitted 289 never permitted the pickup of dumpsters, as in the case of Gormley's business (please see original complaint).

You will recall that Garrett Loesch is the Township Administrator and Certified Municipal Finance Officer. As such, Loesch reported to me that he had been directed by the township attorney to research all ordinances and to provide any he found applicable, even though that attorney had already publicly speculated that 289 may apply. Loesch reported that in doing so he attempted to trace the litany of 289 and found it did not appear that it had ever been a part of anything that had ever existed in Little Egg Harbor. He reported that Deputy Township Clerk Susan Farrell was virtually certain not only of that fact, but that the ordinances that should have authorized it also did not exist. He also said that she pointed out to him that the copy the attorney had provided had a blank section where the township identification was supposed to have been and that it bore a striking similarity to Chapter 289 of the codes of Lacey Township. Lacey Township is another client of the same attorney's firm, Gilmore & Monahan.

Township Committeeman David Schlick approached me some time ago and told me he had been seeking clarity on this issue. He recently told me, in fact, that he has engaged in a long series of emails with the same township attorney to this end. He said that she referred him to the clerk's office and the original records, a source which she had not apparently consulted prior to issuing the statement as to the existence and applicability of Chapter 289. He confirmed what was provided above by Loesch and said further that the original archives in that office did not include reference to 289.

I was also told this morning that, for the second township meeting in a row, a [REDACTED] appeared and said he had a "grandfathered" business. He then complained that he had repeatedly requested that his business receive free dumpster collection like Gormley's, and has been repeatedly denied. Lange also reported that he, as a consequence, is forced to spend thousands for dumpster trash collection on his own. Lange was not among those we previously reported as such because his situation was previously unknown to us. What appears to make his case particularly relevant, however, is that his business is just two doors south of Gormley's and it is known to have existed, as an auto repair business there, for far longer.

Respectfully,

Chief Richard Buzby

April 9, 2018 Supplement to Gormley NJ DCA Ethics Complaint

I now also understand that the Township's proposed remedy to all of this theft is to change the ordinance to make this practice legal, but only insofar as Gormley and the current recipients go. As to the remaining 90% of the business properties in the Township they will remain ineligible. As a precursor event to the governing body voting on this ordinance change the local planning board apparently had to agree to the invalidation of Title 15 and its absolute prohibition against commercial collection since 2001. On April 5, 2018 this Board was asked to assent to the absorption of the trash collection aspects into another ordinance, title 293. I understand that in the explanation to the board by its attorney the ultimate intention above was not explained as such, but merely as a consolidation. Gormley and Deputy Mayor Bobbi Jo Crea, members of the board, recused themselves and the remaining members voted unanimously to accept the change. It should be noted that all were appointees of Gormley administrations, several are a part of the republican club of which he is president, several are personal friends, one is a Township employee that Gormley very recently championed very positive changes in his employment contract (an extra ten thousand over the next five years) and at least one he backed in her election campaigns for a local board. It should also be noted that Gormley personally reported another member of the same governing body for official misconduct for having received a similar benefit from members of a board he had voted to appoint. This happened when that member had voted to appoint members of the local MUA and they later approved a cleaning contract for that member's wife at the MUA.

Respectfully,

Chief Richard Buzby

To: Chief Richard Buzby, LEHT Police Department

From: Garrett Loesch, LEHT Administrator and CFO

Re: Report of Possible Corruption

May 25, 2017

Chief Buzby,

It is my unfortunate responsibility to report what I reasonably believe to be an illegal act by the current Mayor, Ray Gormley. I believe his actions are possible violations of law and I am turning to you for that determination. It was revealed to me that last Friday, May 19th, crews from DPW were sent to Five Points Road, aka: Munion Field Road and Old Martha's Road, for grading. It is my understanding that this roadway is not owned by the township and is actually a state fire roadway.

The workers involved were leery of doing work on what they thought of as state property. They contacted the foreman, Rich Wlesnenski that issued the assignment and were told to continue because Gormley wanted this done. After reporting back to the yard, they reported to Brad that the job was done, but using millings on state roads may not be proper. They also reported that a NJ State Parks Police officer passed them while on patrol in the forest.

Still attempting to understand the full magnitude of the action, I questioned you and asked if Gormley was a member of a known hunting lodge in this vicinity and if the road was actually located on state property. You responded that you did understand him to be a current or past member and that you agreed believing this to be state property.

I followed up and questioned Brad Griffin who disclosed that Gormley had indeed contacted him by phone days earlier instructing that this action and another be handled. I asked Brad to document this and his statement is attached. The order was for that road but no other roads.

I additionally drove that road and witnessed that millings were spread in multiple sections. I estimated that the work was performed, stretched over a mile and half from a paved road and in different locations throughout the forest. I then drove the other "dirt" township owned roads and found them in deplorable condition. I have received complaints on these other roads over the past few years. I have never received a complaint on the fire road.

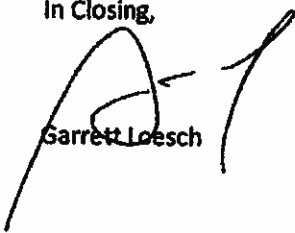
The order from the Mayor to the Acting Superintendent, someone that the Mayor will soon be appointing permanently and deciding on his new salary, leads any objective person to believe, is meant as coercion over a vulnerable subordinate. Brad said he knew it was a state road and followed the orders given to him because the DPW has graded this road every year going back to prior superintendents. I feel this needs further investigation too. Did Gormley issue these orders every year while neglecting other residential roads in dire need of grading?

I believe the DPW staff completed what they thought was inappropriate, but feared refusing knowing it was ordered by the Mayor. Their conduct was performing a duty they felt obligated to perform. I believe both Brad and Rich were carrying out orders that had existed in years prior, again not understanding the illegal implications of the order they were following.

This falls solely on the shoulders of Ray Gormley. He knows the road is not township owed and is state property. His asserting his authority over a susceptible acting department head is suspicious, unnerving and perhaps criminal. He certainly knows the difference between right and wrong, yet asked that this deed be performed to benefit himself or his friends. The value of the work has not been calculated, but an estimate easily would exceed a thousand dollars.

I am officially asking that an investigation into what I believe is an illegal action by my superior, the Mayor. I wish to be protected under NJ's CEPA regulations. I am whistleblowing against an official of this township for his improper and possibly illegal actions. I believe the DPW staff involved also reserves this protection in revealing the details of this order. Gormley must not be able to retaliate against vulnerable staff because of their honesty.

In Closing,



Garrett Loesch

Garrett Loesch

To: Brad Griffin
Subject: orders

Brad,
Since you had been given prior strict guidelines, you questioned how you should proceed to follow the recent orders given to you by Mayor Gormley concerning grading what is known as Old Martha's Road. Last May, I was made aware of the previous grading work and the added millings that were placed on this state "dirt" road. Unfortunately, I was not aware until after the work had taken place. I gave you instruction that should this come up again to notify me before taking any action because this is not a proper use of Township assets. I instructed that we will not utilize the Township's personnel or equipment on any state property unless officially requested.

I am directing you today, that you should not utilize the Township's assets to complete the Mayor's orders. If he questions you, inform him that I got involved and prevented you from following his instructions. I will follow whatever appropriate steps I must to prevent such inappropriate acts. I understand that you are placed in an awkward dilemma whether to follow the Administrator or Mayor's directions. I must repeat that the road in question is on state land, in a state forest and only leads to a private hunting lodge (no residential dwellings). The state maintains all its fire roads and it is not the duty of the Township.

Sincerely,
Garrett

Garrett K. Loesch, CMFO
Administrator and Director of Finance
Township of Little Egg Harbor
609-296-7241 x220

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this.

Yesterday 1:52 PM

Hey Ray just a FYI I reached out to Ralph for West Susquahana no response back yet I also made Jason aware we will have to reschedule.

Okay he hasn't returned my call either so we'll just wait to hear from him also if you get somebody freed up which the weather isn't going to be too good the next couple of days but the Gun Club Road money and field road going into the Pines Club needs to be scraped as best we can@

Yesterday 2:02 PM

Ok