

**Toms River Township Board of Fire Commissioners
District No. 1
April 3, 2024
Executive Session**

Executive session commenced at 6:55 p.m.

All Commissioners present (Commissioner Roman participated via phone). Also present: Attorney Appleby and Administrator Kubiell.

Attorney-Client Privilege/Personnel:

Discussion initiated by Administrator Kubiell as to anonymous letter received at 1144 Hooper Avenue. Multiple envelopes received, stamped with no obvious postmark. Administrator Kubiell distributed the envelopes to the Commissioners to whom the letters were addressed. The letter was also alleged to have been forwarded to the Mayor and the Ocean County Board of Elections. Administrator Kubiell stated that he had forwarded the letter to Attorney Appleby before the meeting to discuss legal implications. Letter alleged that Commissioner Krohn had only been a resident of Fire District No. 1 since June 2023. The anonymous letter charged the Board to investigate the matter, particularly since Administrator Kubiell is the arbiter of the election, and to maintain the integrity of the election. The letter was not dated nor signed.

Administrator Kubiell asked Commissioner Krohn when he moved into Fire District No. 1. Commissioner Krohn stated that he moved to Pennington Court in either May or March of 2023 and was not aware of the one year residency requirement. Commissioner Krohn lived in Beachwood prior to moving. Administrator Kubiell stated that the Board did not have any power to remove another Commissioner and could only ask for a resignation. Attorney Appleby advised [REDACTED]

Commissioner Minkler related an incident after the election from four years ago and allegations that were made as to a criminal record and bankruptcy of a candidate. Administrator Kubiell stated that the dysfunction of the first meeting laid the ground for attacks and that there are "no friends." An OPRA/FOIA request was made right after the last meeting regarding the Administrator's car records, again. Assume always that you are being recorded.

Commissioner Krohn stated that as EMS Chief, he has gotten accusatory letters. If he knew the rule, he would not have run. He wants to do the right thing.

Commissioner Tutela discussed the legal fees from various issues with Company 2 and the ongoing investigation. Commissioner Minkler related that these are the things that they have to deal with.

Administrator Kubieli indicated that a successful lawsuit as to the candidacy could taint any actions previously taken, all the way back to reorganization.

Motion was made to go back into open session by Commissioner Tutela, seconded by Commissioner Roman. All voted in favor.

Motion to close was made by Commissioner Tutela, seconded by Commissioner Krohn. All voted in favor.

Meeting adjourned at 7:25 p.m.