

COUNCIL MEETING
TUESDAY – OCTOBER 16, 2007
8:00 P.M.

Mayor:	Martin C. Konkus
Council President:	Shawn McCarthy (absent)
Council Member:	Roger Pyrtko
Council Member:	Brian McAlindin
Council Member:	Shaun O'Rourke
Council Member:	John Kaklamanis
Council Member:	Timothy Ferrie
Borough Attorney:	Jerry J. Dasti

David A. Maffei, Municipal Clerk/Administrator is also in attendance.

THE PLEDGE OF ALLEGIANCE TO THE FLAG WAS LED BY MAYOR KONKUS.

A moment of silence for the passing of Jude Walkers Mother, Barbara O'Dell Walker, who passed away a few days ago.

STATEMENT BY MAYOR KONKUS: Pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. Notice of this meeting of the Governing Body has been posted in the corridor of the Municipal Building, published in the Ocean County Observer and the Ocean Star and communicated to the Asbury Park Press.

A. ORDINANCES – FINAL READING, PUBLIC READING

1. Bond Ordinance Appropriating \$350,000.00 and Authorizing the Issuance of \$332,500.00 in Bonds or Notes for the Reconstruction and Expansion of the Borough Hall Parking Lot

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF POINT PLEASANT, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Point Pleasant, in the County of Ocean, New Jersey (the "Borough"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$350,000 and the sum of \$17,500 as the down payment required by the Local Bond Law. The down payment has been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$332,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which the bonds are to be issued is for the reconstruction and expansion of the parking lots for the Municipal Building.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determination and all notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof, has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes

provided in this bond ordinance by \$332,500 and the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the exclusion from gross income of interest on the bonds and notes authorized hereunder which are issued as tax-exempt bonds as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely report and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing ordinance is hereby approved:

Date: _____

Martin Konkus

Mayor Konkus opened the meeting to the public.

Alex Vicelli, 2320 Oriole Way, does this figure of \$350,000 include Engineering Fees?

Mr. Maffei: Yes, it does.

Mr. Vicelli: How much of that is Engineering Fees?

Mr. Maffei: I don't have the exact figure but I do have it in my office.

Mr. Vicelli: I will stop by.

Seeing no further hands Mayor Konkus closed the public portion of the meeting.

MOTION: Adopt Ordinance

MADE: Mr. McAlindin

SECOND: Mr. Pyrtko

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

- 2. Bond Ordinance Appropriating \$21,000.00 and Authorizing \$19,500 in Bonds or Notes for the Dredging of a Portion of Beaver Dam Creek

AN ORDINANCE OF THE BOROUGH OF POINT PLEASANT, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE DREDGING OF BEAVER DAM CREEK IN AND BY THE BOROUGH OF POINT PLEASANT, APPROPRIATING \$21,000 THEREFOR, AND AUTHORIZING \$19,950 IN BONDS OR NOTES OF THE BOROUGH OF POINT PLEASANT TO FINANCE THE SAME

WHEREAS, the Borough of Point Pleasant, in the County of Ocean, New Jersey (the "Borough") finally adopted a Bond Ordinance No. 2004-09 on May 4, 2004, (the "Bond Ordinance") providing for the dredging of Beaver Dam Creek; and

WHEREAS, the Borough has determined that additional funds will be required in order to complete the dredging of Beaver Dam Creek.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF POINT PLEASANT, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Point Pleasant, in the County of Ocean, New Jersey (the "Borough"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$21,000 and the sum of \$1050 as the down payment required by the Local Bond Law. The down payment has been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$19,950 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is maintenance dredging of portions of Beaver Dam Creek including, but not limited to, excavation, de-watering, spoils transport, site costs, site restoration, remediation and development, and including all work and materials necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determination and all notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or

amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 7 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof, has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$19,950 and the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$1000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the exclusion from gross income of interest on the bonds and notes authorized hereunder which are issued as tax-exempt bonds as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely report and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing ordinance is hereby approved:

Date: _____

Martin Konkus, Mayor

Mayor Konkus opened the meeting to the public. Seeing no hands Mayor Konkus closed the public portion of the meeting.

Motion: Adopt Ordinance

MADE: Mr. McAlindin

SECOND: Mr. Pyrtko

Mr. McCarthy: Absent
Mr. O'Rourke: Yes

Mr. Pyrtko: Yes
Mr. Kaklamanis: Yes

Mr. McAlindin: Yes
Mr. Ferrie: Yes

CARRIES: Yes

B. OPEN PUBLIC SESSION – (Resolutions and Authorizations Only)
5 Minute Limit Per Person

Mr. Pyrtko, Acting Council President read the following Ordinance.

Ordinance No. 530. An Ordinance to establish by-laws to govern the organization and procedures of the Borough Council for meetings and deliberations. Section 5. Public Participation. Each member of the public shall keep his or her remarks brief, pertinent to the issues being discussed and shall not exceed a time period of five (5) minutes in order to adequately provide all members of the public with the opportunity to address the Governing Body consistent with good order and efficiency.

MOTION: Open the meeting to the public Mr. McAlindin

SECOND: Mr. O'Rourke

APPROVED: ALL IN FAVOR

Council President or Mayor then opened the meeting to the public.

MOTION TO CLOSE PUBLIC PORTION: _____

Seeing no hands Mr. Pyrtko closed the public portion of the meeting.

C. RESOLUTIONS

1. (228-2007) Authorize Execution of Interlocal Services Agreement with Ocean County – Fatal Accident Support Team – 2008

MOTION: Authorizing Execution of Interlocal Services Agreement with the Ocean County Prosecutor - Fatal Accident Support Team (F.A.S.T.)

WHEREAS, the Borough of Point Pleasant Borough (the "Borough") has been approached by the Ocean County Prosecutor (the "Prosecutor") with regard to the inclusion of police officers of the Borough becoming members of the County F.A.S.T. Program; and

WHEREAS, a proposed Interlocal Services Agreement has been prepared and found to be acceptable by the Borough's professional staff; and

WHEREAS, the Borough believes that entering into this Interlocal Services Agreement with the Ocean County Prosecutor's office is in the long term best interests of the Borough, its citizens and taxpayers, and will assist in providing for the health, safety and welfare of the Borough Residents.

NOW, THEREFORE, BE IT RESOLVED, this 16th day of October, 2007 by the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, State of New Jersey, as follows:

1. In accordance with the provisions of N.J. S.A.40:8A-1 et seq., the Borough hereby accepts the provision of the proposed Interlocal Services Agreement, and authorizes the execution of same.
2. The Borough authorizes and directs the Mayor, Borough Clerk and Borough Administrator to execute any and all necessary documents in order to implement the intent of this Resolution.
3. A copy of the Interlocal Services Agreement is on file with the Borough Clerk and can be reviewed during normal business hours.
4. A copy of this Resolution shall be forwarded by the Borough Clerk to Honorable Martin Konkus, Mayor, Chief Raymond Hilling and Lt. John Mount, Jr., Major Crime Unit, Ocean County Prosecutor's Office.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. Pyrtko

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

2. (229-2007) Authorize Execution of Interlocal Services Agreement with Ocean County – Driving While Intoxicated Checkpoints (D.W.I.C.) – 2008

MOTION: Authorize Execution of Interlocal Services Agreement with Ocean County – Driving While Intoxicated Checkpoints (D.W.I.C.) – 2008

WHEREAS, the Borough of Point Pleasant Borough (the “Borough”) has been approached by the Ocean County Prosecutor (the “Prosecutor”) with regard to the inclusion of police officers of the Borough becoming members of the County D.W.I.C. Program; and

WHEREAS, a proposed Interlocal Services Agreement has been prepared and found to be acceptable by the Borough’s professional staff; and

WHEREAS, the Borough believes that entering into this Interlocal Services Agreement with the Ocean County Prosecutor’s office is in the long term best interests of the Borough, its citizens and taxpayers, and will assist in providing for the health, safety and welfare of the Borough Residents.

NOW, THEREFORE, BE IT RESOLVED, this 16th day of October, 2007 by the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, State of New Jersey, as follows:

5. In accordance with the provisions of N.J. S.A.40:8A-1 et seq., the Borough hereby accepts the provision of the proposed Interlocal Services Agreement, and authorizes the execution of same.
6. The Borough authorizes and directs the Mayor, Borough Clerk and Borough Administrator to execute any and all necessary documents in order to implement the intent of this Resolution.
7. A copy of the Interlocal Services Agreement is on file with the Borough Clerk and can be reviewed during normal business hours.
8. A copy of this Resolution shall be forwarded by the Borough Clerk to Honorable Martin Konkus, Mayor, Chief Raymond Hilling and Lt. John Mount, Jr., Major Crime Unit, Ocean County Prosecutor’s Office.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O’Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

3. (230-2007) Authorize Permanent Appointment of David Griggs as Senior Public Works Repairer

MOTION: Authorize Permanent Appointment of David Griggs as Senior Public Works Repairer

WHEREAS, David Griggs has been serving as the provisional appointment in the position of Senior Public Works Repairer and is now placed on the Certification of Eligibles from the New Jersey Department of Personnel for said position; and

WHEREAS, it is the desire of the Mayor and Council to permanently appoint him to this position;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

1. David Griggs is hereby appointed to the position of Senior Public Works Repairer on a permanent basis.
2. Said appointment does not affect the current salary for said appointee as fixed by contract.
3. Certified copies of this Resolution to David Griggs, Chief Financial Officer, Superintendent of Public Works, and any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

4. (231-2007) Authorize Permanent Appointment of James Ivins as Senior Public Works Repairer

MOTION: Authorize Permanent Appointment of James Ivins as Senior Public Works Repairer

WHEREAS, James Ivins has been serving as the provisional appointment in the position of Senior Public Works Repairer and is now placed on the Certification of Eligibles from the New Jersey Department of Personnel for said position; and

WHEREAS, it is the desire of the Mayor and Council to permanently appoint him to this position;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

1. James Ivins is hereby appointed to the position of Senior Public Works Repairer on a permanent basis.

2. Said appointment does not affect the current salary for said appointee as fixed by contract.

3. Certified copies of this Resolution to James Ivins, Chief Financial Officer, Superintendent of Public Works, and any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

4. (232--2007) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accounts

MOTION: Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accounts

WHEREAS, the Municipal Tax Collector, from time to time, submits a schedule of adjustments and/or refunds due for various reasons; and

WHEREAS, it is the desire of the Mayor and Council to approve these adjustments and/or refunds as recommended by the Tax Collector.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean and State of New Jersey as follows:

1. Formal authorization is hereby given to adjust as necessary the accounts listed herein.

<u>BLOCK & LOT</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>REASON</u>
118-12	Hirst c/o Van Bergen	\$ 25.00	Refund overpayment on '07 Final Water/Sewer
132-5	Jones/Yanusz	\$1462.06	Move '07 Tax to '08 Tax-overpayment on c closing

2. Certified copies of this Resolution to Tax Collector, Treasurer, Administrator and any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. McAlindin

SECOND: Mr. Pyrtko

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

5. (233-2007) Authorize Refund of Fire Permit Fee, Block 226, Lot 7 – Schwarz

MOTION: Authorize Refund of Fire Permit Fee, Block 226, Lot 7 – Schwarz

WHEREAS, Stephen Schwarz did pay a fee for Building, Fire and Plumbing permit for work at 1220 River Avenue; and

WHEREAS, it was subsequently determined that a permit was not required for the work being performed; and

WHEREAS, Michael Gardner, Construction Official, has recommended that a refund be issued for said permit fee.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

1. That the proper Borough Officials are hereby authorized and directed to issue a refund to Stephen Schwarz, 1220 River Avenue, Point Pleasant, N.J. for the unnecessary fire permit.
2. That certified copies of this resolution be sent to Stephen Schwarz, Michael Gardner, Chief Financial Officer, Borough Auditor and any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

6. (234-2007) Bills and Claims

MOTION: Adopt Resolution Bills and Claims

WHEREAS, the Mayor and Council of the Borough of Point Pleasant have received claims which must be paid from specified funds where and when appropriate as listed on the attached schedules; and

WHEREAS, the responsible Department Head has certified that such claims represent good and/or service which have been received by the Borough; and

WHEREAS, the Municipal Administrator has certified that said claims are appropriate under the Local Public Contracts Law 40A:11-1 et seq. and are authorized budgetary expenditures; and

WHEREAS, the Chief Financial Officer has certified that all payments listed on the attached schedules have received the signature of the Municipal Administrator signifying his review and approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay said bills, and has certified by signature on each page of the attached schedules that each item accurately reflects the vendor's name, corresponding check number and appropriate amount as actually appears on the respective check; and

WHEREAS, as means of internal control a designated Borough Employee has cross checked each schedule and has certified by signature on each page that each item accurately reflects the appropriate vendor's name, corresponding check number and appropriate amount as actually appears on the respective check; and

WHEREAS, the Chief Financial Officer shall list on said schedule all void checks created as a result of the computer bill list run and that any other variations are appropriately noted in said schedules.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

7. (235-2007) Hire Part-Time Winter Personnel – Recreation

MOTION: Hire Part-Time Winter Personnel – Recreation

WHEREAS, a need exists within the Recreation Department for additional personnel on a seasonal basis; and

WHEREAS, the following individual has been recommended by the Superintendent of Recreation, Recreation Personnel Committee and confirmed by the Board of Recreation Commissioners, as indicated by a duly authorized Resolution adopted on October 5, 2007; and,

WHEREAS, it is the desire of Mayor and Council to confirm said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

- 1. The following individuals are hereby appointed on a part-time seasonal basis to the position with the salary and account listed:**

<u>NAME</u>	<u>POSITION</u>	<u>RATE/ACCOUNT</u>
Robert McMahon	Basketball Official	\$25 Game/Trust
Richard Christensen	Basketball Official	\$25 Game/Trust
E. Kenneth Magley	Basketball Official	\$25 Game/Trust
Larry Cittadino	Basketball Official	\$25 Game/Trust
John Sauer	Basketball Official	\$25 Game/Trust
Terence Tyndall	Basketball Official	\$25 Game/Trust

Sharon Gaccione	Basketball Official	\$25 Game/Trust
Stevan Ferullo Sr.	Basketball Official	\$25 Game/Trust
Jeff Johnson	Youth Scorekeeper	\$6.15 Hr/Trust
Kyle Young	Youth Scorekeeper	\$6.15 Hr/Trust
Keith Banner	Basketball Director	\$1000 League/Trust

2. Hiring to be effective December 1, 2007.

3. Copies of this Resolution to employees, Treasurer, Municipal Administrator, Superintendent of Recreation and any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. McAlindin

SECOND: Mr. Pyrtko

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

8. (236-2007) Hire Part-Time Seasonal Employees – Recreation

MOTION: Hire Part-Time Seasonal Employees – Recreation

WHEREAS, a need exists within the Recreation Department for seasonal wrestling officials; and

WHEREAS, the following individuals have been recommended by the Superintendent of Recreation, Recreation Personnel Committee and confirmed by the Board of Recreation Commissioners, as indicated by a duly authorized Resolution adopted on October 11, 2007; and,

WHEREAS, it is the desire of Mayor and Council to confirm said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

1. The following individuals are hereby appointed on a part-time seasonal basis as wrestling officials, in accordance with the salaries and accounts as listed below:

<u>NAME</u>	<u>POSITION</u>	<u>RATE/ACCOUNT</u>
Jeff B. Hill	Wrestling Director	\$700.00 Season/Trust
Danny Transue	Wrestling Assistant	\$400.00 Season/Trust
Danny Gilmore	Wrestling Assistant	\$400.00 Season/Trust

2. Hiring to be effective December 4, 2007.

3. Copies of this Resolution to employees, Treasurer, Municipal Administrator, Superintendent of Recreation and any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

9. (237-2007) Hire Part-Time Seasonal Personnel – Recreation

MOTION: Hire Part-Time Seasonal Personnel – Recreation

WHEREAS, a need exists within the Recreation Department for additional personnel on a seasonal basis; and

WHEREAS, the following individual has been recommended by the Superintendent of Recreation, Recreation Personnel Committee and confirmed by the Board of Recreation Commissioners, as indicated by a duly authorized Resolution adopted on October 11, 2007; and,

WHEREAS, it is the desire of Mayor and Council to confirm said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

2. The following individuals are hereby appointed on a part-time seasonal basis to the position with the salary and account listed:

<u>NAME</u>	<u>POSITION</u>	<u>RATE/ACCOUNT</u>
Chris Narcy	Biddy Basketball Counselor	\$6.00 per hour/Trust
Jonathan Woods	Concession Worker	\$6.00 per hour/Trust

4. Hiring to be effective December 4, 2007.
5. Copies of this Resolution to employees, Treasurer, Municipal Administrator, Superintendent of Recreation and any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

D. RESOLUTION (238-2007) Consent Agenda

MOTION: To approve consent items as summarized below

WHEREAS, general consent items have been submitted to the Borough Clerk that require Municipal approval from the Governing Body; and

WHEREAS, said consent items are hereby summarized as follows:

1. Application Raffle License, Rotary Club of Point Pleasant Charitable Foundation, off premise 50/50, to be held December 19, 2007.
2. Application Raffle License, Ocean of Love on premise 50/50, to be held January 26, 2008.
3. Application Raffle License, a Jersey Coast Anglers Association, on premise Chinese Auction, to be held November 18, 2007.
4. Application Raffle License, Jersey Coast Anglers Association, on premise 50/50, to be held November 18, 2007.
5. Application Raffle License, St. Thomas Christian Academy, on premise 50/50, to be held November 16, 2007.
6. Application Raffle License, St. Thomas Christian Academy, on premise gift auction, to be held November 16, 2007.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POINT PLEASANT, COUNTY OF OCEAN, STATE OF NEW JERSEY AS FOLLOWS:

1. That the above general consent items as summarized hereto be and the same are hereby approved.
2. That a certified copy of this resolution be filed with the Borough Clerk and copies forwarded to any other interested parties.

MOTION: Adopt Resolution

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Absent

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes, abstain on #3 & #4

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

E. AUTHORIZATIONS

1. Manual Checks

MOTION: Approve manual checks

MADE: Mr. McAlindin SECOND: Mr. Pyrtko

Mr. McCarthy: Absent Mr. Pyrtko: Yes Mr. McAlindin: Yes
Mr. O'Rourke: Yes Mr. Kaklamanis: Yes Mr. Ferrie: Yes

CARRIES: Yes

2. Accept Letter of Resignation – Barbara Burns

MOTION: Accept Letter of Resignation – Barbara Burns – Building Department

MADE: Mr. Pyrtko SECOND: Mr. McAlindin

Mr. McCarthy: Absent Mr. Pyrtko: Yes Mr. McAlindin: Yes
Mr. O'Rourke: Yes Mr. Kaklamanis: Yes Mr. Ferrie: Yes

CARRIES: Yes

3. Request by Point Pleasant Borough Athletic Booster Association to conduct Parade – November 21, 2007 at 6:30 p.m.

MOTION: Request by Point Pleasant Borough Athletic Booster Association to conduct Parade – November 21, 2007 at 6: 30 p.m.

MADE: Mr. Pyrtko SECOND: Mr. McAlindin

Mr. McCarthy: Absent Mr. Pyrtko: Yes Mr. McAlindin: Yes
Mr. O'Rourke: Yes Mr. Kaklamanis: Yes Mr. Ferrie: Yes

CARRIES: Yes

F. COMMITTEE REPORTS

Mr. Kaklamanis: In regards to the Rec Center we are in the process of putting the handicapped space in this week. In regard to the Environmental Protection we are reviewing the cutting ordinance for the trees. The sick time bank ordinance is also in progress.

Mr. Ferrie: Fire Prevention Week was this past week and they had the Fair at the Ocean Road School. Jude Walker and Jeff Smith put on a great night. The Police last week were very active in avoiding a gathering at the Rec Center. They did a great job. From Chief Hilling right on down they were very professional. I have a letter from Chief Hilling regarding Officer Brad McNally. "Dear Tim, I would like to advise you of a job well done by Police Officer Brad McNally. On October 5, 2007 he along with Sgt. Downs responded to 2138 Beech Blvd for an unresponsive male. The Officers arrived and found an unresponsive male on the floor. Police Officer McNally checked for vital signs, finding none, he attached the defibulator. The initial shock from it revived the victim and was then transported to the hospital. Too often we are criticized for the negative and not the positive. I respectfully recommend that Police Officer McNally be commended by the Governing Body for a job well done. Sincerely, Raymond J. Hilling, Chief of Police." I ask that to be read into the record and that we send him an Official Letter of Commendation from the Governing Body.

Mr. Maffei: They will be here at the November 20th meeting to receive their commendation.

Mr. O'Rourke: If someone saw in the paper the last week that the State Boating Commission is in the process of coming up with a regulation about using Kayaks in the Canal please don't think you can go in the Canal and use a kayak. The Borough does have its own ordinance and we will enforce it. You don't belong there. The Canal is a dangerous place and I lost a cousin in that Canal. You don't want to be in that water in a kayak, even on a calm day there are whirlpools. There are ladders along the bulkheads if you ever find yourself in there.

Council President McCarthy is in attendance.

Mr. O'Rourke: The town has an auction on Saturday and there is some interesting stuff there. There are about 100 bikes that the police have found over the year. There are a couple of cars and computer parts. It is at 10 a.m. at public works. There is a letter circulating that says we did save enough money in the last budget. I am wondering if there is anything here we can incorporate and get into operation now and not wait until next year. They are talking about doing purchase orders with the County for capital items and buying office supplies with the school district. Is there anything here we can get going now. Some of these are good ideas.

Mr. Maffei: Buying from the County, we already do that. We do piggy back off the Contracts with the County that are extended. Not all contracts with the County are open to municipalities. Those that we can we do. The last Council meeting we adopted a resolution approving purchasing of a loader for public works and that was done piggy backing off a County contract. There is a difference in the supplies the schools use and municipalities. We used to purchase our paper from the State but they no longer supply paper to municipalities. The State does have state contract with different vendors for office supplies. One is Shusters which we do order from. They are in Lakewood. That is a State contract vendor but as you do know with a State contract there are times when you can undercut a State contract. We try to match it or lower it. Sometimes we need next day delivery.

Mr. O'Rourke: Apparently our bond rating went up because we are doing things like that.

Mr. Maffei: That was part of the evaluation and it was discussed when they did the analysis on our bond credit. They did mention that. They mentioned our using cooperative purchasing and contract extensions and consider that as a positive aspect for our financial situation.

Mr. Pyrtko: I have no report. Everything is fine at public works.

Mr. McAlindin: We did have our bond rating raised from BAA to an A3 and that is a good thing. I would like to take credit for that but I can't. I think the credit goes to our Administrator and I congratulate him for his efforts. Part of that process is an extensive interview that he goes through questioning everything that we did financially. I give you credit for this. State law would permit us to bond up to 3% of the assessed value of all of the ratable in town. Everytime you don't have excessive debt that leaves more money to use in better ways. We try to look at every item we purchase. Do we really need it and how are we going to pay for it. Mr. Maffei has been a guiding hand and has done a very good job with finances. A resident asked about the bus at our last meeting and I joined in his frustration that we had not heard from the mechanic. This is the school bus we purchased from the Board of Ed for \$1.00. The mechanic has given it a good going over and our own Borough people gave it a going over and maybe there was some misunderstanding on what role this vehicle would play. We got back an estimate from our people giving us prices on putting a handicapped lift on the bus. I never envisioned pouring that kind of money in this bus. I was hoping we could make it safe, make it usable and make it available to the many different groups in town that have a need for this type of thing. Various recreational groups, such as Pop Warner, Cheerleading, Travel Soccer, whatever it might be. The good news is it doesn't have any major problems. It doesn't have air conditioning. I would not anticipate we would put air

conditioning in it. The heat needs to be repaired, there are some electrical issues, the engine cooling system is good, it needs a new set of belts, it needs windshield wipers, a left front tire, the rear brake caliber on the left side is leaking and must be replaced, it needs shocks all the way around, brake fluid needs to be flushed out, transmission looks good, the fluid was fine. The front end is intact and in good order. There was a tail pipe in the bus and it looks to be an extra tail pipe because the exhaust system is fine. Lights are okay. There is a problem with emissions. He believes that is related to the fuel distributor. That is probably the biggest issue. The best news is the person that we asked to look at it, his name is Lloyd Weld and he is a resident. He told me today he would like to do this work for free. He would donate that to the community and he is in the process of contacting the people that he buys parts from to ask if they would make a donation of the parts to the Borough. At the end of the day we will have something that will not cost us a lot of money. It will find many uses and make life a little more convenient for some of the parents of the children involved in activities. I join Tim in commending the Fire and First Aid on their safety night. It was like a wet down the past couple of years but this year they had a beautiful night. The kids had a great time. The DARE car is beautiful. I had an opportunity, my daughter is involved in the Pop Warner Cheerleading and I went to Trenton this weekend and the Pee Wee Division placed second in the New Jersey Shore Competition which was all the towns from the Jersey Shore and the Midget Division placed third. That qualifies them to go into the New Jersey State Competition and I wish them well in that regard and it was a lot of fun. I really want to acknowledge Adrian Daton, the Coach, I admire her effort.

Mr. McCarthy: The water and sewer projects are moving along. We are hoping to start the maintenance program. I appreciate David's work. The Fire Safety Night was wonderful and I commend Jude Walker for his efforts. I also offer my condolences to Jude and his family for the passing of his Mother. Our hearts go out to him.

Mayor Konkus: I would like to mention the Fire Safety Fair as well. We had a meeting earlier with the Building Department and during that meeting the requirements for fire sprinklers in residential homes came up. They mentioned they are not a requirement in single family homes but they are in multiple residences. I saw the demonstration in the smoke trailer. They had a tee shirt fire in the trailer and I would recommend that if you are building a new home or renovating to but in a sprinkler even though it is not a requirement. The week of October 5th there was a New Jersey State Police and Boy Scouts of America Cabaret at the New Jersey State Police Academy in Sea Girt. It was attended by nearly 10,000 scouts and parents and Scout Masters. I was invited to see the displays. To see all of the tents set up and all the people it was awesome. They had displays, celebrity people from all over. They had an astronaut there. I heard machine guns and they were given demonstrations of weapons. They took kids on boat rides and helicopter rides. This is a great way to be involved. This was a wonderful event. The Annual Cancer Walk is Sunday, October 21st. Check in is a 9 a.m. I received an e-mail last week. "Dear Mayor Konkus, I am an employee of the Department of State stationed in the Middle East, assigned to the US Embassy in Kuwait. As a avid member of a local biking club our group peddles around the lesser known places in Kuwait for fun and exercise. Today we travelled to a Fishermans Village known as Dolar on the Arabian Gulf where I spotted your bus. I could not resist taking a picture of it. It seemed to be rather out of place in the desserts of Kuwait. I grew up in Pennsylvania, a suburb of Philadelphia, the name of your town sounded familiar. I could not resist looking up the name of your Borough on the net and for fun I have attached a picture of the bus. I would have sent the picture to the head of your school bus department but could not find an e-mail address. Forward the picture to whatever department if you will. Sincerely, Phillip A. Benjamin, Facility Manager, U.S. Embassy, Kuwait." End of Report.

Mr. McAlindin thanked Jerry Dasti for getting \$40,000 from the garbage collector contract that did not go through with his contract.

OPEN PUBLIC SESSION – 5 Minute Limit Per Person

Council President, Shawn McCarthy, read the following Ordinance.

Ordinance No. 530. An Ordinance to establish by-laws to govern the organization and procedures of the Borough Council for meetings and deliberations. Section 5. Public Participation. Each member of the public shall keep his or her remarks brief, pertinent to the issues being discussed and shall not exceed a time period of five (5) minutes in order to adequately provide all members of the public with the opportunity to address the Governing Body consistent with good order and efficiency.

MOTION: Open the meeting to the public Mr. Pyrtko

SECOND: Mr. McAlindin

APPROVED: All in favor

Council President or Mayor then opened the meeting to the public.

MOTION TO CLOSE PUBLIC PORTION: _____

Vincent Palmairi, 470 Princeton Avenue, Brick: My office is on Veterans Memorial in Point Pleasant.

I am Jim Ziggerelli, Home owner on 2206 Bert Avenue.

2301 Bert Avenue

Peter Hanson, 2307 Bert Avenue: We have a petition from everyone on Bert Avenue about the parking problem at the High School.

Mr. Palmairi, I am a builder and for 33 years I have done a lot of sub divisions and I have been to the Board of Adjustments plenty of times for approvals. The mayor thing when I go for approvals that they are interested in is number one parking and number two fire trucks. If you go down Bert during the day when the kids are in school and the kids are parking and we will show you pictures of how they park. God forbid if there was a fire it would be just about impossible to get a fire truck down there. The debris on the street, we have a house we are trying to sell and it has not sold in nine months. We know the economy is bad but we have a lot of interest but when they see the parking. We sweep the street on Sunday from all of the debris for our Open Houses. We have pictures. Officer Voit said he will confront the kids. If Council would drive down that street and look at the debris and how they park. We would really like to see some action taken.

I as a home owner living on Bert Avenue have been there for 25 years and I cannot tolerate it. Some of the things that have bothered me is excessive speed. It is a small dead end street. Careless, reckless driving daily, public urinations in the street, foul language. They block my driveway and when I go out to work I have to literally try to get out of my driveway. There is always garbage all over my lawn. As a tax payer I am not happy. I did call the Police yesterday and they were very nice. There was an incident. We are asking that they not be able to use our street as a parking lot.

I have been there about two years and I have seen this past June them grilling on a Hibachi at the end of the block. There is endless trash, cigarette butts, packs, cans, glass bottles broken in the street. They broke a fence of my neighbor across the street, they spray painted another fence of my other neighbor. The final straw for me was they ran over my garbage can last week. I have it in the trunk of the car if you would like to see it. The foul language and the last thing that distresses me is the multiple fighting. Just last year Grace's husband had to break up a fight that the kid was so bad he was dragged across the asphalt and roughed up his face. If there is anything we can do to disallow parking during school hours it would be greatly appreciated.

Mayor Konkus: Have you addressed this with the school system.

Yes. I have told the police about two or three times myself in the last two years, once for a blocked driveway, once for the public urination, that was three weeks ago on the night of a football game. A couple of boys parked in front of our house and Grace saw them urinating. I addressed the boys and they mouthed off and said something I cannot repeat here. I called the Police and explained what happened and they were kind enough to park at the street at the conclusion of the game to make sure everyone left quietly without incident which they did. The kids today when I approached them with these pictures were wise mouths. They claim they can do whatever they want to do. When they planned the High School and the Middle School the Planning Board should have made sure and prepared to have parking for the students. When I get approval for a development if I can't provide parking I get turned down. It is the Townships problem. I think there is restricted parking at the school from these kids for whatever reason I don't know.

Mayor Konkus: Do all of the residents on the street have off street parking?

Yes.

Mr. Ferrie: If were to create an Ordinance for no parking during school hours it would not be a heart ship for anyone on the street.

On our side it says 7 a.m. to 5 p.m. which till 3:30 would be fine.

Mr. Pyrtko: All of your complaints are based on parking on one side.

It is such a narrow street and the way all of these kids park the main thing is the garbage trucks can hardly get down.

Mr. Dasti: How wide is the paved part of the street?

Very narrow. Maybe 25 feet.

Mr. O'Rourke: If there is a car parked in front of a mail box the mailman does not have to deliver the mail.

Mayor Konkus: Tim, would you address this with the police and get a report from Mr. Woit.

Mr. Ferrie: I will take a ride over tomorrow with the Police.

They all thanked Mayor and Council.

Ellie Malewski, 2401 River Road: While we are a role about parking, the end of River Road at 2, 3 in the morning there are always cars parked on it. Is there any ordinance against that. They sprayed the street again for the triathlon. She showed pictures. The Pultes from Pulte Homes, they did do a nice walkway but the town can't get to it. She also took pictures of this.

Mr. Dasti will call the Engineer tomorrow.

John Cunningham, 608 Marshall Drive: I know the Council addressed this earlier in reference to the Recreation Center. I know the police in this town do a dynamite job. They have always been there when anyone has needed them. I heard what took place at the Rec Center and I read the Asbury Park Press article and they said it involved teenagers from Brick, Howell and Point Pleasant. Was there an incident in town that participated what they thought was going to be a bigger problem. What caused the attention that was going to lead to a large fight. Some kind of disturbance at the Rec Center.

Mr. Ferrie: I am not privy to all of the details but as far as I know it is an ongoing police investigation with the Detective Bureau. It is not something that just happened in a day. It was brewing. It was something they were watching for a while.

Mr. Cunningham: Does it involve any organized groups?

Mayor Konkus: We only know that they are described as groups of people from Brick and other surrounding areas, along with groups from Point Pleasant. Young adults and High School age people that basically had a confrontation with each other. The origin of the confrontation we are not really sure about. The police were primarily going on information given, information that began to leak, and then some of the kids that were involved began speaking with the Police. Outside of that we don't have any

greater detail. We are going on the police report that was released. On the day that this occurred Councilman Ferrie and I were here at Borough Hall getting all of the information that we had but there were Police from the County level who thought that even though we are elected Officials we should not be sitting in on the meeting to discuss the tactical approaches. I felt since there is a separation between local government and police agencies that even though we are elected officials we did not have a need to know every detail. There are things that we don't have to share with you that you would have to address with the Police Department.

Mr. Cunningham: As the investigation continues or it comes to a conclusion at that time will the information be released to the public? In reference to if any groups may be involved.

Mayor Konkus: That will depend on the Police. If there is anything that is ongoing we would not want any release of information to jeopardize future police effectiveness.

Mr. Cunningham: If a further threat or anything develops would that be brought to the public?

Mayor Konkus: Absolutely. I am confident that the Police would issue a Press release that would also go to the radio stations. Whatever measure is necessary to make the public aware.

Mr. Cunningham: I think the concern I have, just like everybody in this room that reads the paper everyday, everybody knows there are large groups of organized gang activity real close by and there are some that take place in the town. I would hope, I know the police department is proactive and I am sure they reached out to the State Police Gang Intelligence Unit and whoever else. I would just hope that our town would not intend to bury our heads in the sand and pretend we don't have a problem if one is going to develop. Proactive policing is important and also education is important.

Mr. Ferrie: I can assure you, having four children myself, I was impressed with the horsepower that was in this room that very day. Not just our own police department but from the County and different agencies that our people do not have their head in the sand on this issue. I wish we can comment more on it but I don't think it is a wise thing to do. It is an ongoing matter. I think you can be assured that they are doing the right job and talking with the right agencies.

Ron Nafey, 2120 Barnegat Blvd.: We all read the paper and we all know that the newspapers don't always get it right. Having three kids in school we hear rumors and from the rumors we all know it was gang related. I don't know that for a fact but We are looking for reassurance as a parent and as a property owner. The Police do a fantastic job. The town itself cannot fall a victim to gang related problems. I want to be able to send my kids out to school or to play and not have to worry about how they dress. We also know that colors, shirts, hats are symbolic to gang activity. I want to know that my kid can walk down the street with a shirt on that is red or green without any retaliation. I guess that is why John and I are here to be reassured that we don't have a gang problem in Point Pleasant or gang members in Point Pleasant and if there are that we have initiatives in place that will address it up front and head on and send it somewhere else.

Mayor Konkus: This is a relatively new development for all of us but I can assure you that everyone of us up here are looking at things a little different than we did before.

Mr. Kaklamanis: Just to fill you in, the day after I had some people calling my house. My daughter is a Senior at the High School and I made sure just to reassure myself I called the Chief and left a message to be active, proactive and aggressive. I left that on the Chief's machine.

Mr. Nafey: That is all we can ask. Many people think not in our town. If you don't address the problem you become part of the problem. It overwhelms you and you become like other Shore communities.

Mr. McAlindin: You are welcome to contact the Chief or Captain Williams and ask them what they do specifically to deal with the issues you are talking about. I think you would be impressed in hearing from them. They share the feelings you have.

Mr. John F. Murray, 196 Manorside Drive, Brick: I appreciate the opportunity to talk to you about this. It is about the Point Pleasant Borough Post Office facility. In reference to the Point Pleasant Borough Post Office Facility, Bridge Avenue, I have experienced things that I have never experienced in any other facility in the United States. Rudeness, horrible attitude, outright disregard for common courtesy that citizens should be entitled to when posting mail whether outgoing or incoming. The parking facilities on the premises are completely inadequate for the volume of autos and there is only one disabled handicapped space. I happen to be handicapped and I give it up a lot of time when I see someone who is worse than I am. This facility has advised visitors not to use the additional space on the other side of

the fence, which is for employees and trucks. This crease an extremely dangerous condition while waiting for space. People also visit the convenience store while at the post office, also contributing to bad condition. I do not know what is causing the bad attitude of a few employees. I tried to inquire about their names, but only was able to find out there are a couple of Lou's, no last names, and I feel that I am dealing with "Phantom of the Opera". At this point I hope someone in the Postal system will take interest in this matter and contact me through Mayor Martin Konkus. There is definitely a major flow by at least 3 postal employees to keep me in the dark. In my personal belief, we are so lucky to have the finest facilities in the world for the delivery of mail with thousands of good postal employees who look forward to their retirement and other benefits they have earned, and do not wish to be compromised by a few bad apples. At this point in my narrative, I was going to outline my particular experience with the Point Pleasant facility. However, when the Postmaster General or his appointee gets involved I will be willing to talk to him. It is only in reference to me. However, when the Postmaster General or his appointee, agrees, I hope to investigate this matter and I can best demonstrate to him what highly improper things have happened to me recently. Respectfully, John F. Murray Jr.

Mayor Konkus: Mr. Murray, you talked about the parking and a couple of things in general. Do you have a specific problem that you are asking us to help you with.

Mr. Murray: There is only one handicapped parking space and there are a lot of people worse than I am. A lot of people use that post office.

Mayor Konkus: You are looking for us to contract the Post Master on your behalf with this.

Mr. Murray: Lou is the name and he won't tell me his last name.

Mayor Konkus: I know someone in the system and I will get some advice from him.

Mr. McAlindin: Do you have any objections to our passing your letter on to a person in authority. I think they should know about your complaints.

Mr. Pyrtko: The Postmaster is out of Point Pleasant Beach.

Mr. Murray: The zip code is the same. I haven't gone down to Point Pleasant Beach but I had a very pleasant experience a couple of days ago posting a registered return receipt letter in Bay Head. The guy was a Gentleman. There was no problem.

Mr. McAlindin: It is okay if we give them your letter and say we had a complaint.

Mr. Murray: I spent 37 years delivering mail in Brielle. I never had a problem.

Mayor Konkus: Councilman McAlindin and I know someone personally I think can help out with this.

Mr. Murray thanked Mayor and Council.

Laura Beedan,2406 Spruce Street: In regard to the problem at the rec center, if we actually did have an organized gang in town would we find out about it or would it be kept under wraps. If we do have a problem and there is activity

Mr. Pyrtko: I would imagine if they were arrested it would be in the paper.

Ms. Beeden: Have you ever seen our Police Blotter? It looks like we have no crime. I went by the Police Station and there were six Manchester Police cars and Jackson and I went whoa.

Mr. Pyrtko: I think that is great. That is shared services.

Ms. Beeden: It made me believe that it was going to be a lot worse

Mr. Pyrtko: I thank God I live in a town where our Police Chief is not allowed to call for outside help. You would be surprised how many towns would not do that because they want to handle it themselves.

Ms. Beeden: How about the curfew? Are we still investigating it?

Mr. McAlindin: Do you think gang members would pay attention to that curfew?

Ms. Beeden: The would be gang members at 14 or 15 might. I have been talking about the groups that have changed into gangs and I didn't mean it as organized gangs. Over the last two years I have noticed

it is not four kids on bikes anymore riding. It is like 15 or 20 kids and that is not a group that is a gang. I don't mean it like MS-13. I just noticed it was odd because we never had that in town before. I have said it before. When they get together they do things that they probably would not do if it was one or two of them. I still think and I have talked to a lot of people, there is no one that doesn't think a curfew is not a good idea.

Mr. Dasti: I have been asked to draft a proposed curfew and I hope to have it ready at the next meeting which is November 20th.

Mr. Kaklamanis: I am not afraid to photocopy a letter and date it and send it on so everyone is on the same page so things always progress.

Ms. Beeden: Thank you.

Dennis Vitkauskis, Foster Road: As far as the post offices, the notices are hung up in the post office. In order to serve the public better the clerks are not going to open at 8 a.m. anymore. They are going to open at 10 a.m. In order to serve you better. I am curious, did anyone hear back from the First Aid on the 45 minute response time.

Mr. McAlindin: We heard from the police department. We received a printout of the activity. In terms of the time of various times. They examined the dispatch records for the evening in question and have documented different activity that occurred at different times. This does not appear to be consistent with the usually good service that our First Aid provides. We have not heard back from First Aid. The important thing is the system that is in place did kick in where the Beach did respond. At 2:53 the 911 call came in, at 2:55 the patrol cars were dispatched, at 3 a.m. Car 4 arrived at the scene. At 3:05 a second request for First Aid was made, at 3:11 the Beach First Aid was requested, at 3:14 another car arrived, at 3:17 a third request went out, at 3:19 a request was made for paramedics, at 3:27 the Beach First Aid arrived. I think everyone would agree that 34 minutes after a call is a late response but we don't know exactly why it happened. We do know that the things that are supposed to happen to make someone arrive were happening and that is a good thing. Hopefully, we will get to the bottom of it.

Mr. Vitkauskis: I know John Wardell was looking into it.

Mayor Konkus: About ten years ago or so we did begin training our police officers as EMT's. I think that was Former Mayor Schroeder's suggestion and that was a very good suggestion he made. It is saving lives. They are the first responders.

Mr. Vitkauskis: About a month ago it was stated that the time clocks were ordered. Did they come in yet?

Mr. Maffei: Not yet. You will be the first to know.

Mr. Vitkauskis: It is good you reported on the school bus because I saw it was back in the parking lot.

Mr. O'Rourke: I do want to report that Mr. McAlindin took a lead on that and this Gentleman is possibly going to donate his time and effort and that is a big project and a big expense that we are saving. Brian does deserve credit for that.

Mr. McAlindin: The guy who is donating the time deserves the credit. His words were "I would like to give something back". That's what makes this town tick and we should all be grateful for the people that are willing to do that. My hat is off to him. I don't take credit for that.

Alex Vicelli, 2320 Oriole Way: Mr. McAlindin, I have a question for you. 3% of the ratable are allowed to bond? Is that correct the figure you gave?

Mr. McAlindin: That is the ratio, the State Law outside perimeter.

Mr. Vicelli: I missed your figure as to where we are at now.

Mr. McAlindin: .79%

Mr. Vicelli: My next question is I received a mailer in the mail this week, I think a lot of people did, with a penny in it. It said one penny equals \$137,465 of tax money. Is that correct?

Mr. Maffei: Yes.

CARRIES: Yes

Mayor and Council returned to open session.

MOTION: Authorize to accept the settlement of litigation of Future Sanitation and the Bonding Co. The town would receive \$40,000

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

Mr. McCarthy: Yes

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Yes

Mr. Ferrie: Yes

CARRIES: Yes

MOTION: To adjourn

MADE: Mr. Pyrtko

SECOND: Mr. McAlindin

ALL IN FAVOR.

