

COUNCIL MEETING

TUESDAY – SEPTEMBER 16, 2008

8:00 P.M.

Mayor:	Martin C. Konkus(Absent)
Council President:	Roger Pyrtko (Acting Mayor)
Council Member:	Brian McAlindin
Council Member:	Shaun O'Rourke
Council Member:	John Kaklamanis (Absent)
Council Member:	William Dikun
Council Member:	Susan Rogers
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.

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 January 15, 2008 edition of the Asbury Park Press and Published in the January 18, 2008 edition of the Ocean Star.

A. OPEN PUBLIC SESSION (Resolutions and Authorizations only)

5 Minute Limit Per Person

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: \_\_\_\_\_

Seeing no hands Mr. Pyrtko entertained a motion to close the public portions of the meeting.

MADE: Mr. Dikun

SECOND: Mr. McAlindin

ALL IN FAVOR.

D. RESOLUTIONS

1. (200-2008) Authorize Refund of Demolition Bond, Block 158, Lot 9 – Quartaro & Son Custom Builders

MOTION: Authorize Refund of Demolition bond, Block 158, Lot 9 – Quartaro & Son Custom Builders

**WHEREAS, John Quartaro & Son Custom Builders, 230 Jaehnel Parkway, Point Pleasant, 08742 did deposit with the Borough of Point Pleasant a Demolition Bond in the amount of \$1,000 to guarantee satisfactory demolition of a single family home at 1235 William Street, Point Pleasant, New Jersey, 08742.**

**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. **That the proper Borough Officials are authorized and directed to return to John Quartaro & Son Custom Builders, a demolition bond in the amount of \$1,000.00 deposited as security for the satisfactory demolition of a single family home at 1235 William Street, Point Pleasant, N.J.**
2. **Copies of this Resolution to: Construction Official, John Quartaro & Son Custom Builders, Chief Financial Officer and any other interested parties.**

**MOTION: Adopt Resolution**

**MADE: Mr. McAlindin**

**SECOND: Mr. Dikun**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O’Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Mr. Rogers: Yes**

**CARRIES: Yes**

2. **(201-2008) Authorize Adjustment of title of Jesse Waterson to Public Safety Telecommunications Operator from Trainee**

**MOTION: Authorize Adjustment of Title of Jesse Waterson to Public Safety Telecommunications Operator from Trainee – Police Department**

WHEREAS, Jesse Waterson has been serving as Public Safety Telecommunications Operator Trainee; and

WHEREAS, it s the recommendation of the Police Chief, that the title of Jesse Waterson be changed to Public Safety Telecommunications Operator within the Police Department;

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 Jesse Waterson is hereby designated as Public Safety Telecommunications Operator within the Police Department effective immediately, at an annual salary of \$26,622.00.
2. Said adjustment is on a provisional basis pending New Jersey Department of Personnel procedures.
3. Certified copies of this Resolution to Municipal Administrator, Police Chief, Chief Financial Officer, Appointee, Personnel File, and any other interested parties.

**MOTION: Adopt Resolution**

**MADE: Ms. Rogers**

**SECOND: Mr. Dikun**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O'Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Ms. Rogers: Yes**

**CARRIES: Yes**

- 3. (202-2008) Authorize Refund of Demolition Bond, Block 300, Lot 51 - Franzoni**

**MOTION: Authorize Refund of Demolition Bond, Block 300, Lot 51 – Franzoni**

**WHEREAS, Neil Franzoni, 2101 Evergreen Lane, Point Pleasant, N.J. 08742 did deposit with the Borough of Point Pleasant a Demolition Bond in the amount of \$1,000 to guarantee satisfactory demolition of a single family dwelling at 2101 Evergreen Lane, Point Pleasant, New Jersey, 08742, Block 300, Lot 51.**

**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. That the proper Borough Officials are authorized and directed to return to Neil Franzoni, 2101 Evergreen Lane, Point Pleasant, N.J., 08742, his Demolition Bond in the amount of \$1,000.00 deposited as security for the satisfactory demolition of a single family dwelling at 2101 Evergreen Lane, Point Pleasant, New Jersey 08742.**
- 2. Copies of this Resolution to: Neil Franzoni, Chief Financial Officer and any other interested parties.**

**MOTION: Adopt Resolution**

**MADE: Mr. McAlindin**

**SECOND: Mr. Dikun**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O'Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Ms. Rogers: Yes**

**CARRIES: Yes**

- 4. (203-2008) Authorize Hiring Additional Temporary Seasonal Personnel – Recreation Department**

**MOTION: Authorize Hiring Additional Temporary Seasonal Personnel – Rec Department**

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

**WHEREAS, the following individuals have shown an interest in part-time, temporary employment with the Borough of Point Pleasant; and**

**WHEREAS, the following individuals have been recommended by the Superintendent of Recreation and the Recreation Commission; and**

**NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey, that the individuals listed be hired to the positions with the salaries and accounts listed:**

<b>NAME</b>	<b>POSITION</b>	<b>RATE</b>	<b>ACCOUNT</b>
Richard Christensen	Basketball Official	\$30 Game	Trust
Kenneth Magley	Basketball Official	\$30 Game	Trust

Larry Cittadino	Basketball Official	\$30 Game	Trust
John Sauer	Basketball Official	\$30 Game	Trust
Sharon Gaccione	Basketball Official	\$30 Game	Trust
Steven Ferullo, Sr.	Basketball Official	\$30 Game	Trust
Chris Meehan	Youth Scorekeeper	\$7.00 Hr.	Trust
Kyle Arnone	Youth Scorekeeper	\$7.00 Hr.	Trust
Julia Siersema	Youth Scorekeeper	\$7.00 Hr.	Trust
Rebecca Siersema	Youth Scorekeeper	\$7.00 Hr.	Trust
Keith Banner	Basketball Director	\$1,000 League	Trust
Lynn Wildonger	Music Me Ast Inst	\$10.50 Hr.	Trust
Lynn Wildonger	Kindersports	\$10.00 Hr.	Trust
Patricia Voorhees	Preschool Instructor	\$9.10 Hr.	Trust
Kelli Sudol	Gymnastics Inst.	\$12.50 Hr.	Trust
Kelli Sudol	Movement/A. Climb	\$10.00 Hr.	Trust
Kelsey Maguire	Movement/A. Climb	\$10.00 Hr.	Trust
Kelsey Maguire	Asst. Gymnastics	\$11.00 Hr.	Trust
Kurt VanBenschoten	Concession Worker	\$6.00 Hr.	General Fund
Jake Rotonno	Concession Worker	\$6.00 Hr.	General Fund

1. This hiring pending approval by Mayor and Council.
2. Copies of this Resolution to Employees, Municipal Administrator, Superintendent of Recreation, CFO and any other interested parties.

MOTION: Adopt Resolution

MADE: Ms. Rogers

SECOND: Mr. O'Rourke

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dikun: Yes

Ms. Rogers: Yes

CARRIES: Yes

5. (204-2008) Authorize Refund of Demolition Bond, Block 94, Lots 1 & 2 – Cornerstone Group

MOTION : Authorize Refund of Demolition Bond, Block 94, Lots 1 & 2 – Cornerstone Group

**WHEREAS, Cornerstone Group, 10540 N. 2<sup>nd</sup> Street, Machesney Park, IL 60111, did deposit with the Borough of Point Pleasant a Demolition Bond in the amount of \$1,000 to guarantee satisfactory demolition of a commercial building at 3161 Lakewood Road, Point Pleasant, New Jersey 08742, and a Demolition Bond in the amount of \$1000 to guarantee satisfactory demolition of a commercial building at 3165 Lakewood Road, Point Pleasant, N.J.**

**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:**

6. **That the proper Borough Officials are authorized and directed to return to Cornerstone Group, a demolition bond in the amount of \$1,000.00 deposited as security for the satisfactory demolition of a commercial building at 3161 Lakewood Road, Point Pleasant, N.J. and a demolition bond in the amount of \$1,000.00 deposited as security for the satisfactory demolition of a commercial building at 3165 Lakewood Road, Point Pleasant, N.J. 08742.**
3. **Copies of this Resolution to: Construction Official, Cornerstone Group, Chief Financial Officer and any other interested parties.**

MOTION: Adopt Resolution

MADE: Mr. Dikun

SECOND: Ms. Rogers

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dikun: Yes

Ms. Rogers: Yes

CARRIES: Yes

7. (205-2008) 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 &amp; LOT</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>REASON</u>
229 – 4	Messano	3.00	Refund-tires not accepted by DPW
35 – 1.04 C3202	Pulte Homes	604.23	Adj. '08 taxes-OC Tax Appeal
35-1.04 C3202	Pulte Homes	302.11	Adj. '09 taxes – OC Tax Appeal
35-1.04 C3203	Pulte Homes	604.23	Adj. '08 Taxes – OC Tax Appeal
35-1.04 C3203	Pulte Homes	302.11	Adj. '09 Taxes – OC Tax Appeal
21-4.01	Baranello	2,644.96	Move credit '08 to '09 taxes
120-14	Haren	477.63	“ “
154-7.01	Havlick	464.10	“ “
235-13	Meldrum	854.20	“ “
322-12	Cutting	66.42	“ “
351-7	Sabosik	302.94	“ “
35-1.04	Pulte Homes	96,692.09	Remove 2 <sup>nd</sup> half '08 Taxes due to subdivision
279-294	Fritz	9,909.92	“ “

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

MADE: Mr. McAlindin

SECOND: Mr. O'Rourke

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dikun: Yes

Ms. Rogers: Yes

CARRIES: Yes

8. (206-2008) Accept Void Check

MOTION: Accept Void Check Resolution

**WHEREAS, from time to time it becomes necessary for the Chief Financial Officer to void checks for stop payment on checks, and;**

**WHEREAS, the Mayor and Council is desirous of keeping track of these void checks by separate resolution; and**

**WHEREAS, the Chief Financial Officer has listed below checks, which have been voided and/or stopped payment, and**

**NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey, that the Chief Financial Officer has voided checks and/or stopped payment on checks listed below and reissued new checks, if necessary.**

CHECK #	AMOUNT	ACCOUNT	VENDOR	REASON
746	\$90.65	Escrow Acct.	J. Hynes	Wrong Account
11952	\$229.40	Current	Colonial Ranch	Duplicate
8390-8408 1071	\$1282.05	Current Capital Rec Trust	McLaughlin	Wrong Account Stopped payment Reissue CK#1127

**MOTION: Adopt Resolution**

**MADE: Mr. McAlindin**

**SECOND: Ms. Rogers**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O'Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Ms. Rogers: Yes**

**CARRIES: Yes**

**8. (207-2008) Authorize Refund of Certificate of Occupancy Fee, Block 318, Lot 40- TCB Associates**

**MOTION: Authorize Refund of Certificate of Occupancy Fee, Block 318, Lot 40 – TCB Associates**

**WHEREAS, TCB ASSOCIATES, P.O. Box 3204, Point Pleasant, New Jersey, 08724 did pay to the Borough of Point Pleasant a Certificate of Occupancy Fee in the amount of \$50.00 which inadvertently charged twice and there should be a refund of one payment.**

**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. That the proper Borough Officials are authorized and directed to return to TCB Associates, a Certificate of Occupancy Fee in the amount of \$50.00.**

**MOTION: Adopt Resolution**

**MADE: Mr. McAlindin**

**SECOND: Mr. Dikun**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O'Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Ms. Rogers: Yes**

**CARRIES: Yes**

**9. (208-2008) Accept Void Check Report**

**MOTION: Accept Void Check Report**

**WHEREAS, from time to time it becomes necessary for the Chief Financial Officer to void checks for stop payment on checks, and;**

**WHEREAS, the Mayor and Council is desirous of keeping track of these void checks by separate resolution; and**

**WHEREAS, the Chief Financial Officer has listed below checks, which have been voided and/or stopped payment, and**

**NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey, that the Chief Financial Officer has voided checks and/or stopped payment on checks listed below and reissued new checks, if necessary.**

CHECK #	AMOUNT	ACCOUNT	VENDOR	REASON
11833	\$4,319,966.65	Current	Board of Ed	Two Checks to be Reissued

(reissue two checks 9/10/08 \$2,159,983.33 by 9/25/08 \$2,159,983.32)

**MOTION: Adopt Resolution**

**MADE: Mr. O'Rourke**

**SECOND: Mr. Dikun**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O'Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Ms. Rogers: Yes**

**CARRIES: Yes**

**10. (209-2008) 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. McAlindin**

**SECOND: Mr. O'Rourke**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O'Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Ms. Rogers: Yes**

**CARRIES: Yes**

**11. (211-2008) Appoint Part Time Clerk – Finance Office**

**MOTION: Appoint Part Time Clerk – Finance Office**

WHEREAS, the Mayor and Council have determined that a need exists within the Finance Office for a part-time Clerk; and

WHEREAS, the Chief Financial Officer recommends Melanie Woods be appointed part-time Clerk.

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 authorization to appoint Melanie Woods as part-time Clerk is hereby granted.
2. Said appointment is effective as established by the appointing authority of \$14.4874 per hour with a maximum permitted number of twenty (20) hours per week.
3. That copies of this Resolution to Municipal Administrator, Chief Financial Officer, Appointee and any other interested parties.

**MOTION: Adopt Resolution**

**MADE: Ms. Rogers**

**SECOND: Mr. O'Rourke**

**Mr. Pyrtko: Yes**

**Mr. McAlindin: Yes**

**Mr. O'Rourke: Yes**

**Mr. Kaklamanis: Absent**

**Mr. Dikun: Yes**

**Ms. Rogers: Yes**

**CARRIES: Yes**

**12. (212-2008) Authorize Award of Contract for One (1) New 3 Wheel Broom Sweeper – Granturk Equipment Co. Inc., \$151,576.00 Total Net Cost**

**MOTION: Authorize Award of Contract for One (1) New 3 Wheel Broom Sweeper – Grantruk Equipment Inc., \$151,576.00 Total Net Cost**

WHEREAS, the Mayor and Council of the Borough of Point Pleasant, did authorize the advertisement for bids for the purchase of One (1) New 2009 Three Wheel Broom Sweeper; and

WHEREAS, Dennis Sears, Superintendent of Public Works has recommended that GranTurk Equipment Co. Inc., One Schuylkill Parkway, Bridgeport, PA, the sole bidder, be awarded a contract for the purchase of One (1) new Three Wheel Broom Sweeper at a base cost of \$158,576.00 with authorized trade in of 1999 Elgin Sweeper for \$7,000.00 credit.

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. A contract for the purchase of One (1) New 2009 Three Wheel Broom Sweeper As described in the authorized specifications is hereby awarded to GranTurk Equipment Co, Inc., One Schuylkill Parkway, Bridgeport, PA for the bid set forth: \$158,576.00 with a trade in credit of \$7,000.00 for a total net cost of \$151,576.00
2. The Mayor and Municipal Clerk/Administrator are hereby authorized to execute and deliver a contract with the successful bidder for the aforesaid purpose.
3. The related trade in of the 1999 Elgin Sweeper is authorized.
4. Certified copies of this Resolution to: Public Works Superintendant, Chief Financial Officer, GranTurk Equipment Co., Inc. and any other interested parties.

**MOTION: Adopt Resolution**

MADE: Mr. Dikun

SECOND: Mr. McAlindin

Mr. Pyrtko: Yes  
Mr. Kaklamanis: Absent

Mr. McAlindin: Yes  
Mr. Dikun: Yes

Mr. O'Rourke: Yes  
Ms. Rogers: Yes

CARRIES: Yes

#### D. RESOLUTION (210-2008) CONSENT AGENDA

MOTION: 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. Approve Council Meeting Minutes of September 2, 2008.
2. Application Raffle License, Point Pleasant Panthers Athletic Booster Association, on premise 50/50's to be held 9/26/08, 10/17/08, 10/31/08, 11/7/08, 11/27/08, week of 11/9/08 and week of December 1, 2008.
3. Application Raffle License, Strand Ventures, Inc., on premise 50/50, to be held October 23, 2008.

MOTION: Adopt Resolution

MADE: Mr. Dikun

SECOND: Mr. O'Rourke

Mr. Pyrtko: Yes  
Mr. Kaklamanis: Absent

Mr. McAlindin: Yes  
Mr. Dikun: Yes

Mr. O'Rourke: Yes  
Ms. Rogers: Yes

CARRIES: Yes

#### E. AUTHORIZATIONS

1. Manual Checks

MOTION: Approve Manual Checks

MADE: Mr. O'Rourke

SECOND: Mr. McAlindin

Mr. Pyrtko: Yes  
Mr. Kaklamanis: Absent

Mr. McAlindin: Yes  
Mr. Dikun: Yes

Mr. O'Rourke: Yes  
Ms. Rogers: Yes

CARRIES: Yes

2. Request to conduct Block Party – Matt Robinson Lane, October 5, 2008 – 1 p.m. to 8 p.m.

MOTION: Request to conduct Block Party – Matt Robinson Lane, October 5, 2008 1 p.m. to 8 p.m.

MADE: Ms. Rogers

SECOND: Mr. Dikun

Mr. Pyrtko: Yes  
Mr. Kaklamanis: Absent

Mr. McAlindin: Yes  
Mr. Dikun: Yes

Mr. O'Rourke: Yes  
Ms. Rogers: Yes

CARRIES: Yes

3. Request to Conduct Block Party – Barbara Drive, October 4, 2008 2 p.m. to 9 p.m.

MOTION: Request to Conduct Block Party – Barbara Drive, October 4, 2008 2 p.m. to 9 p.m.

MADE: Ms. Rogers

SECOND: Mr. Dikun

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dikun: Yes

Ms. Rogers: Yes

CARRIES: Yes

4. Request to conduct Block Party – Curtis Avenue, September 20, 2008 (Rain Date September 21, 2008 3 p.m. to 10 p.m.)

MOTION: Request to conduct Block Party – Curtis Avenue, September 20, 2008 (Rain Date September 21, 2008 3 p.m. to 10 p.m.)

MADE: Ms. Rogers

SECOND: Mr. McAlindin

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dikun: Yes

Ms. Rogers: Yes

CARRIES: Yes

## F. DISCUSSION

1. Recreation Wrestling Program – Brett Hill

Brett Hill, Wrestling Program Coach is in attendance.

Brett Hill, we have come here tonight to pretty much defend ourselves and to defend you guys for approving us. In 35 years the rec center has not put a dime into buying wrestling gear. No mats, no head gear, no shoes and we have never asked for anything. We don't get a First Aid Kit. We always borrow wrestling mats from the High School and there is only one place that you can wrestle and that is in the High School. We can go to the Middle School but they use that for basketball. We can't go to any other schools because there are no mats available. We can't practice outside, you need wrestling mats for it. We put in for wrestling mats because the money is there. The money is available. We are not asking for something that is not available to us. We feel like the money should go to the program that we have been paying for years. There is no reason the money cannot be put back into it for Kids. I was in a program 30 years ago, the same program that it is today. The problem is we have some kids that are bigger and a little bit more developed, stronger and they cannot wrestle a smaller kid because someone will get hurt. We put in an application to wrestle different schools for someone their size. Then they are not shut out of the program. It was turned down by the rec commission and we came to the Council and they approved it. We want to see everyone on our program

wrestle and get better. It is basically for the kids. We set up these wrestling matches and we get approximately 35 kids. Win or lose they love it. It is a one on one sport. There is no team. If you are too good or too big at wrestling you cannot wrestle. We put in recommendations and it was approved. The problem is I believe the rec center is not approving the coaching staff. It is a fight between the rec commission, the Council and us. That is what it comes down to. I think it can be worked out. I don't think there is a problem. I think they will be able to see around everything. Everything can be worked out if we all get together. We have the money available to us and we have never asked for a dime in over 35 years. We feel like we should be able to ask for something. As far as storing the mats, that is not a problem. We talked to the High School Coach, we talked to Bill Larkin and we talked to all the different schools and they are going to get back to us. They are not going to come in. We have one group against the other. We put a list together and it has the prices for everything. How much the extended program will cost. It can be funded every year and it is not thousands of dollars. It is about \$600 a year. We get 70 kids a year in our program and I have been doing it for nine years now. This goes all the way back when I was coached by a guy in a wheel chair. Greg Van Gargle was one of the first coaches. He coached out of a wheel chair. It is for the kids and that is what it comes down to. We are trying to give them an opportunity to wrestle. I believe we do a good job and it keeps growing. I think the problems can be all worked out. Storage is a box two to three foot. I am trying to defend ourselves and defend you guys for approving us and defend my coaches. I would like to add another coach on there, Ed Gilmore as an assistant coach and try to get a better program.

Ms. Rogers: Karen had represented to me and several other members that you would be the Director of the program. Who would be the two additional coaches that you are looking

Mr. Hill: Danny Transue and Randy Rivera would be two assistant coaches under myself and we have four volunteers, Ed Gilmore, Allan Hackel, Greg Franceschini John Duggan and Bill Borowski.

Ms. Rogers: So you want five assistants?

Mr. Hill: Yes, if you have seventy kids in a room you need as many hands as you can get. You have to get a coach that has wrestled before. We have to be certified, approved and have background checks.

Ms. Rogers: Does the Superintendent Karen Haycook know that you have recommended Dan Transue and Randy Rivera?

Mr. Hill: Yes she does.

Ms. Rogers: Would there be any reason that the rec commission wanted to table your appointments for this evening.

Mr. Hill: She gave me all the paper work.

Ms. Rogers: I would like to make a motion to accept those appointments. The money has been approved.

Mr. O'Rourke: Second.

Mr. McAlindin: I don't have any problem with it. My two boys have been in the program for three years. It is an excellent program and I am grateful to all of you guys who have been coaching. My schedule has not allowed me to be as involved as I would like to be. You do a great job and the kids like it. This program has generated a lot of the money that is in the surplus. We went through all the procedures we needed to get authorization to use some of this money. I think it is a wonderful enhancement. They will benefit from the competition. It is voluntary. If they do not want to be in the competition they do not have to be. The coaches do not send a kid out that has been wrestling for six years out with a kid that has never done it before.

Mr. Hill: We go weight, age and experience.

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dikun: Yes

Ms. Rogers: Yes

CARRIES: Yes

Ms. Rogers: I also want to bring up another point that was not incorporated into this. These mats, your program over the span of years and years have used the wrestling mats provided by the Board of Education. At no cost to the program or to the Borough. Has it been brought to you attention that they could benefit as well from the new mats. We could reciprocate those generous years of the use of the mats.

Mr. Hill: I think it is a nice gesture. They last about seven to ten years. The ones now are in bad shape.

Ms. Rogers: I would like to propose and motion that as reciprocation for the years of service the Board of Ed has given to us for the use of those mats that we share those mats with the Board of Ed and maintain ownership but share.

Mr. Hill: The only thing that has to be on the mats is Point Boro or Panthers. That is not a problem, it only has to be on one and the order was placed.

Ms. Rogers: That is my motion.

Mr. McAlindin: Second.

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dikun: Yes

Ms. Rogers: Yes

CARRIES: Yes

Mr. Pyrtko: Just so you realize that this was a surplus of money that we had and we have put it to good use. It is not going to cost us much next year.

Mayor and Council thanked Mr. Hill.

COMMITTEE REPORTS

Mr. O'Rourke: The Rec Commission had a meeting. The Environmental Commission had a meeting. Planning Board is meeting on Thursday and the zoning Board is meeting next week. Rec Commission has the Fall Schedule in full swing. They are taking a lot of registrations. The Environmental Commission took the news of the tree ordinance with a little bit of well I don't know but they are still going to work on it. They will try to come up with something that will be acceptable to everyone. I don't know if they can do that or not. They are already talking about Earth Day for next year. One of the things that they did bring up is they have not been recognized for that Earth Day event. Earth Day events come and go in municipalities and Counties. We have one that is one of the best in the State. I have seen quite a few. Right now, it is well attended and very educational. Perhaps we should recognize that and get some other organizations to recognize us. Al Clericuzio is in the audience and he mentioned the N.J. Association for Environmental Commissions and they have an award every year for Environmental Projects and perhaps we should look into that and applying for that award. The Planning Board has some small site plans coming up on Thursday night. The Zoning Board has an application for a Church to go in on Route 88. They do not quite meet all of the requirements. The Environmental Commission has an extremely bust Eagle Scout Program. They have two new scouts looking for projects. If anyone has an idea for a project by all means contact the Environmental Commission. The Osprey just left and that deck was very successful. We have one red flag at the rec commission meeting. We need to get into discussion about how we look into backgrounds of people who are hired around the children. We need to discuss that.

Ms. Rogers: I make a motion that all Borough employees to include voluntary employees of the rec programs undergo a background check from this point forward. That would be run through the Chief to do an NCIC check.

Mr. O'Rourke: I think that is important and they are working around children. We want to make our children safe.

Mr. O'Rourke: I second the motion.

Mr. Pyrtko: Yes

Mr. McAlindin: Yes

Mr. O'Rourke: Yes

Mr. Kaklamanis: Absent

Mr. Dinkun: Yes

Ms. Rogers: Yes

CARRIES: Yes

Ms. Rogers: The Fall Program format for the Rec that was sent out to the schools and general public had some printing errors in it. One of which was the fees for the pre-school. What the Director is going to do is send a letter to the families enrolled in those programs under the signature of our Acting Mayor Roger Pyrtko an information statement showing what the actual fee was approved by Council and many families will be seeing a credit against our current fee that has been paid. Morning and afternoon sessions will receive up to \$165 credit and the Kinderschool will receive \$105 credit and the remaining programs will receive a \$30 credit. This was attained by a reduction in the costs in the pre-school program which was approved by the DCA and that money would be pulled from the trust account. With the additional enrollment and the adjustments there was another surplus which allowed us once again to reduce the prices. A second letter will be going out to the

wrestling families program to talk about the enhancements that were made to that program and let them know it is part of the recreation program and it is an enhancement and it is insured through the JIF fund. The letters will be going out very shortly from the Director and the Acting Mayor. The Community Watch Program, I have great news. We have moved the meeting from the 9<sup>th</sup> till the 29<sup>th</sup> of September for some schedule conflicts but mostly to work a little harder this month. We have back-to-school night tomorrow at the Middle School and we will be doing resident registration at that point. We will be giving out flyers telling about the program, we will have enrollment forms and any family or resident that signs up will receive a tee shirt tomorrow night. That will also happen on the 23<sup>rd</sup> and 24<sup>th</sup> at back-to-school nights at Nellie Bennett and Ocean Road Schools.

[www.pointborowatch.com](http://www.pointborowatch.com) is up and running. We have two items that are still under construction that hopefully will be up in two weeks. It will tell you who is enrolled on your street. What we are looking to do for October, November and December meetings is to bring in some speakers. Check out the web site for the agenda and come to the meetings. On the Public Safety, school is back in session and I have received some calls in regards to parking at the schools and observing the no park zones and the bus zones. If you take a little extra time they would greatly appreciate it. The Chief was a great help to me and provided our August crime stats and if you look at the Borough Web Site you will see the last five months crime stats. They have increased calls over 2007. A service announcement was made by Detective Hill today and that is on the web site in the alert spot. The Police Department is investigating numerous complaints of cars being entered and things being stolen. Locked vehicles also had their windows smashed to take valuables. Two of the items that increased from last year were animal complaints which jumped 48% from last year and the number of motor vehicle complaints jumped 30% from last year. The surveillance calls have decreased 15% from this time last year and it is attributed to the new curfew that was introduced several months ago. Open Space will have their next meeting is September 22 at 7 p.m. The Open Space Plan has been approved by Council and will be a part of the Master Plan. The Borough will be eligible for higher funding from Green Acres. I would like to thank Brownfield Redevelopment for an exceptional job well done. End of report.

Mr. McAlindin: I am sure you have received your tax bills and the grace period is until September 25<sup>th</sup>. I made a comment last meeting about some confusing feedback that we had gotten from the DCA. We cleared it up and the benefits of the pre school program can be paid out of the trust. Our Administrator cleared it up with them. The tree ordinance, there was a lot of discussion last meeting and one of my observations was it was a little cumbersome. I did not realize the New Jersey Supreme Court was hearing argument the following week in a case called Jersey Shore Builders vs. Township of Jackson. Their ordinance was determined to be unconstitutional by the trial court and the appellate division. There has been argument and I hope the Borough will sit back and relax and await the directive of the Supreme Court before we re-introduce the ordinance. Hopefully, that will provide us guidance as to what you can and cannot do. We will wait until the court rules. I am very happy we used some of the rec funds to enhance our recreation wrestling program. Anytime we do something it seems that we hear from another group that may not have gotten what they want and they suggest that they have been left out somehow. I am reminded of an old fable about a guy who was in a village down in Mexico and he was gonna go to the next village on a visit and he had to cross a canyon to get there and there was a rope and timber bridge to get across

and everyone was so excited that he was going to make his journey that everyone in town insisted on giving him something to take with him. Being a gracious person and not wanting to upset anyone he graciously accepted their gifts and finally he went on his way and his mule was overloaded and when he got on the bridge one of the ropes gave way due to the weight and the donkey fell into the ravine. The moral of the story is if you want to make everyone happy you can kiss your ass goodbye. We do the best we can to try to make as many people happy as we possibly can. It seems that sometime people have a short memory. When we do something with a surplus that is consistent with the way the DCA has suggested we get criticized and say what about this program and that travel program and what have you ever done for us. I hate to remind anyone but there is a beautiful soccer field across the street that wasn't there six years ago. We can always use more fields but we do the best we can with the revenue available, the Board of Education revenue. We try to make it available to everybody. I don't think we will ever make everyone happy but we will try as hard as we can to make as many people happy as we can. The next time you think you are not getting your fair share think about that donkey. Be grateful for what we have.

Mr. Dikun: I have two brief things to discuss. Virginia Rocha, Bolton Avenue, was at our last meeting discussing fire pits and chimineas. I did a little research on it by virtue of contacting our Fire Marshall's office. There is a gray area in the State regulation and the Fire Code. Fire pits and fire places are supposed to use wood, none treated, no debris like cardboard or leaves. Other than that it is a gray area that is out there. There is no municipality in Ocean County that have an ordinance banning them. This weekend I attended the State Fireman's convention in Wildwood and I spoke to one of the State Fire Marshalls and he also reiterated the fact it is a gray area and there is no legislation current and there is no laws on the books that prohibit the use of such items. I will keep looking. The other item is I had the pleasure of attending the Rec Commission meeting on Thursday night and my intent to go there was to discuss their request to name the rec center after Dick Blake. I reiterated my opinions and my feelings. I suggested the options that we create a Community Honor Roll or Hall of Fame and break it up to include recreation government and public safety and have various people involved in discussing this issue. Mr. Mazza, Chairman of the Rec Commission I invited to come to our meeting. The Firemen, the First Aid. I would like to get a meeting together before our next Council Meeting. I apologize, Uncle Sam wants ten days from me.

Mr. McAlindin: For some time we were under a non-disclosure agreement but our Borough Attorney was contacted about two years ago about a pending class action suit that involved several petroleum companies throughout the US and it threatened contamination from filling stations run off. That included bi-products. The matter has now been settled. The Borough will be receiving a little more than \$450,000 as a result of that. It fell our way and our Attorney took the proper steps. When you are a lawyer you are only as good as your last case. Thank you Jerry.

Mr. Dasti: Mr. McCarthy last year was very instrumental in this last year as Councilman and now Mr. Dikun has taken over the water and sewer. Mr. McAlindin also helped me. We should get the money in about sixty days. Exxon still hasn't settled and that will be more money.

Mr. Pyrtko: Public works, we are back to once a week garbage pickup. We awarded a bid for a new street sweeper. We are trading in the old one and getting a good price.

## Mayors Report

Mr. Pyrtko: It has been quiet. I was surprised that the police department caught up on the blotter report. A lot of activity went on this last month and a half. The Police had a set up on Route 88 by Arthur Avenue for seat belts and cell phones. They wrote out 128 tickets. It was a good program. I read the police blotter and I could not believe some of the cases. I am glad to see the department on the job and they are doing a fine job. I do talk to a lot of people and they are the most courteous police when they are arresting you.

## OPEN PUBLIC SESSION

### 5 Minute Limit Per Person

Ordinance No. 530. An Ordinance to establish by-laws to govern the organization and procedures of the Borough Council for meetings and deliberation. 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 Ms. Rogers

SECOND: Mr. McAlindin

APPROVED: All in Favor

Greg Franchini, 331 Barbara Drive: It has come to my attention tonight that I was not approved to coach the wrestling center by the Rec Center. I have twelve years of wrestling experience and one year of Varsity experience. I am a certified coach. I am a Rutgers certified coach. I am a licensed practicing Physical Therapist in the State of New Jersey that specializes in Sports medicine. I have four boys in the wrestling program and I have had four boys in all the levels of the rec program. I have coached the wrestling team for six years and to the best of my knowledge there were no complaints.

Mr. O'Rourke: Greg you are on the list.

Mr. Francenchini: I understand that. I passed by background check for Pop Warner Football. I am in Scouts. It was brought to my attention by Brett Hill that the entire coaching staff was rejected by the Rec Commission. This woman has never met me. I am one of the more qualified coaches and I find this insulting. Professionally and personally. I thank you for your vote.

Al Clericuzio, Hyacinth Place, I hope a member of the audience does not misunderstand what I am going to share with you. They did at the last meeting and I was affronted by the Chairperson of the Environmental Commission who addressed me of making an ass of the Environmental Commission. I was very offended. A judgment made by a member of the audience. There are a couple of

things. I read through a couple of things in this construction permit application. The second part I did not see the word trees and it was brought up last night that this tree ordinance is not new that we have had one and it was a failure. On this permit you do not see the word trees. It was brought up last night that this tree ordinance is not new. We have had one and it was a failure. There has been an ordinance on the books for years. It was a failure. On this permit you do not see the word trees. I can see how an applicant can look at this and now see the word trees and say no issue. There is nothing really referred to here. One of the point I would like to make is to include in this permit some indicator that there is a tree ordinance that should also be followed in this application.

Mr. Dasti: Al, that is a State mandated form. You cannot change that. It is established by the DCA. When they take that form out they can take a notice from the office saying about the trees.

Mr. Clericuzio: The previous tree ordinance was a failure for some sort of lack of enforcement. Also, a lack of education. The other thing is certainly I would hope Susan will share with all of you at some point in time a suggestion she made at last nights Environmental Commission meeting that was taken by all members as a very positive suggestion. She had suggested to the Environmental Commission that a sort of sub committee would get together and Shaun reinforced it that they would go through this tree ordinance and with a fine tooth comb and get some things clear. Your associate at the last Council meeting indicated that you drew this ordinance up with a primary focus on new construction. If you read through this very carefully the bulk of it addresses new construction and rules but there are also paragraphs in this thing that indicate for renovations. One of the issues that came up is the clarity of this particular document. Is it to focus on new construction or on new and indeed existing construction. There are many instances in this town that they buy the house and clear cut and all the trees are gone. Are they to be faulted? Not by virtue of what I have seen in this document. I would like to address Susan. Susan has done a marvelous job basically working with members. I was wondering if at some point in time Susan that you would be able to issue a report that would indicate the amount of monies the Open Space Program has received from various sources, the amount of monies you have expended and what has been accomplished. My hidden agenda is as I shared with you and others that I hope I live to see the day of a canal walk. It existed 30 years ago when I moved into this town. I could walk for a mile and a half. Now it is in the state of disrepair. Hold the Open Space accountable of all the income that they have received and how it has been disbursed.

Ms. Rogers: They are advisory so Council makes those decisions. I will have it to you by the next meeting.

Eli Milewski, 2401 River Road, I had a question. The bathrooms at the end of Maxson Avenue, I don't like Mr. O'Rourke's idea. They are always locked and there are a lot of fishermen there during the day and night. Is there any way you could leave them open? If you think there is vandalism put stainless steel toilets and sinks in there. At least you can leave the bathrooms open. When the lifeguards go they are locked up.

Mr. Pyrtko: I will talk to Dennis about it tomorrow. I don't think it is a big deal.

Ms. Milewski: If I had a party at my house and through garbage all over you would be calling me to pick it up. There are a lot of parties at the beach and the garbage is up and down Maxson Avenue. There are beer can and soda cans, junk. I am not picking it up anymore. I don't know what the bathroom situation is at the Community Park. Is that locked as well.

Ms. Rogers: They are locked.

Mr. Maffei: They are opened during the day from 7:30 a.m. to 4 p.m.

Scott Brady, We started a foundation in my Mothers name. Carmine Brady Foundation. She did a cancer walk every year before she passed away. She passed away in 2004. We raised \$9000 last year. If we can do that much in one day what can we do in a year. We had our fund raiser in June and we did over \$35,000 to date. I thank all of you to date. Especially Susan Rogers and her generous donation from her salary. We are not giving it to one family, we will give a small amount to several families. We have given checks to five or six families who have children with cancer or other serious injuries. It is not for doctors bills it is for the kids. The walk is October 19<sup>th</sup> and all the money is going to the Hope Lodge which is a room in New York for \$100,000. It is the Carmine Brady Room and it is by Penn Station and everyone that is going for treatment in New York can stay there free of charge. The walk is on the Boardwalk. The registration is on Baltimore. Everyone who registers get a Brady Shirt.

Shaun Mogel, Center Street, I have been in the park in the daylight hours across the street and the rest rooms have been locked.

Mr. Maffei: They are locked on weekends and they are locked if it is raining. Otherwise they are open during the day.

Mr. Mogel: They are locked. I was there at 10 or 11 in the morning and they are locked.

Mr. Maffei: They are only working on weekends if someone is working the stand.

Mr. Mogel: It was locked for three or four days in a week.

Seeing no other hands Acting Mayor Pyrtko entertained a motion to closer the public portion of the meeting

MADE: Mr. Dikun

SECOND: Mr. McAlindin

ALL IN FAVOR.

EXECUTIVE SESSION

**MOTION:** Adopt Resolution authorizing Mayor and Council to retire into Executive Session

WHEREAS, Mayor and Council are desirous of retiring into Executive Session to discuss applicable exceptions to the N.J. Open Public Meetings Act; and

WHEREAS, those matters relate to the following:

1. Litigation Matters – COAH Litigation (2 cases)
2. Contractual Matters – Police Chief Negotiations, Teamster PERC Matters, Engineering Contract

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 Mayor and Council shall retire into Executive Session to discuss the Aforesaid matters; and
2. That minutes shall be taken; and
3. That the matters to be discussed will be in all likelihood be known to the Public when and if the necessity for confidentiality no longer exists; and
4. That at the conclusion thereof, the meeting shall again be opened to the public.

MADE:

SECOND:

Mr. Pyrtko: Yes                      Mr. McAlindin: Yes                      Mr. O'Rourke: Yes  
Mr. Kaklamanis: Absent              Mr. Dikun: Yes                              Ms. Rogers: Yes

CARRIES: Yes

Mayor and Council returned to open session.

MOTION: To adjourn

MADE: Ms. Rogers                      SECOND: Mr. Dikun

ALL IN FAVOR.

