

**COUNCIL MEETING
MONDAY, DECEMBER 6, 2016
7:00 P.M.**

Mayor:	Robert A. Sabosik
Council President:	Joseph Furmato
Council Member:	Antoinette DePaola
Council Member:	John Wisniewski
Council Member:	William Borowsky
Council Member:	Pamela Snyder
Council Member:	Michael Thulen, Jr
Borough Attorney:	Christopher Dasti, Esq.
Borough Administrator:	Frank Pannucci
Borough Clerk:	Antoinette Jones

THE PLEDGE OF ALLEGIANCE TO THE FLAG

STATEMENT BY MAYOR SABOSIK: 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 8, 2016 edition of *The Ocean Star* and communicated to *The Asbury Park Press*.

A. PRESENTATION

1. Press Award for Commitment to Covering Local News – The Ocean Star

Mayor Sabosik presented the Press Award for Commitment to covering local news to the Ocean Star for their objective, consistent and factual reporting to the highest level. The best local newspaper in the State of New Jersey.

Gloria Travelli, Managing Editor thanked the council for this honor.

B. WORKSHOP

1. Committee Reports

Council Member Snyder stated the following: “First I would like everyone to know that the Environmental Commission Meeting was cancelled for this month and we hope to have one next month.

The Mayor and I had the opportunity to visit with the 5th graders from Ocean Road School. We met with 100+ of them at once. They peppered the Mayor with lots of questions. I can tell you, from the questions I listened to, that Point Pleasant Borough is going to be in very good hands in another 15 to 20 years. All of the students we met were insightful and intuitive. They asked some really good, thoughtful questions. They were all concerned about volunteerism and making Point Pleasant the best place to live. Finally, I am pleased to announce that the automatic payment option for water/sewer payments and property tax payments is now officially live and online. You just need to go on to our website to sign up and then you never have to worry about being late or missing another payment again.”

Council Member Wisniewski stated the following: “Open Space Committee update, we have a meeting tomorrow but the big news is Santa Clause will be at Bennett Cabin on Saturday and Sunday from 3pm to 6pm. It is always a great time.

Also, we are looking to get a new member signed up to Open Space. So Frank, if you could reach out to me tomorrow, I will set up that meeting to figure out what we need to do for 2017.

Finance, the Budget is currently being worked on. I had a long conversation with our CFO. We are expecting 2016 to end on a very positive note generating surplus which is what the plan has always been.

Also, you mentioned about our water/sewer utility, again, as planned, we adjusted the rates a little while back and it is generating a surplus as expected. So everything there looks good. Everything is finalized for 2016.

We also had a meeting with our Auditor and Administrator regarding the Community Disaster Loans and that process has also started.”

Council Member Thulen stated the following: “I wanted to start with commenting on the tree lighting and say what a wonderful event that was. It was a well done event run by our Recreation Department and I appreciate the hard work from them, the Police Department and Department of Public Works.

Going into the Construction Committee. We had a couple things that we were going to try to fit in for this year but we can’t get in front of the Planning Board before our last meeting so it doesn’t really work out. So next year we are going to finalize a possible deck ordinance for houses that need to be raised in flood zones and a possible rental ordinance. But we also need to sit down with the Finance Committee and find some funds. It is hard to implement a rental ordinance. But that is up and coming in the construction committee.”

Council Member DePaola stated the following: “Not a whole lot going on right now as far as public safety goes. We keep getting accolades for our police officers in their involvement in various types of incidents around town, whether it is helping a family find their lost pet or responding to First Aid calls or dealing with domestic abuse and violence, they have been doing a really great job and receive a lot of letters from members of the public. This is the first time that I recall residents sending letters of accolades to the police department saying what a great job the officers are doing. The letters come every week. It is a steady flow of letters and for that I would like to extend my thanks to the Borough Police Department and to Chief Larsen and all the men and women in blue who always go a step above.

On a happier note, the Borough of Point Pleasant Police Department’s Community Watch organization, we held our meeting last week and it is that time of year where we will be running a toy drive for children in need. The toy drive will be any kind of toy for various ages, generally people like to bring gifts for children up to about 12 or 13. We do have a few teenagers that are living with their mothers in Dottie’s House. For those of you who don’t know, Dottie’s House is a refuge for battered women to go and seek help and counseling and have a safe place to live and reside with their children while they get counseling services and they can still continue to work and get out of the cycle of abuse. It is a cause near and dear to our hearts. It is sad that women have to find a safe haven to get away from their abusers. But that is what happens and a lot of these women have children. Last year there were a dozen moms and I believe close to 35 or 36 children and through the generosity of the residents of Point Pleasant Borough, we were able to have gifts for every mother and every child. I am not talking about a gift, I am talking about a basket

filled with things to brighten their year. When we first started out doing the toy drive it was just for the children because Christmas is about the kids. While that was great, we expanded it to include the moms because these moms come from a very dark place and they have to be very strong to do what they did. They have to be very strong women to get their children out of an abusive situation and into a safe place. They do it all on their own. A lot is required of these women because they too needed a little Christmas joy, so we started asking for donations for the moms too. Anyone out there who is interested in donating toys of course would benefit the needy children of our community and of Dottie's House and Provident House and for the moms. We really appreciate all the gifts. They can be dropped off through December the 15th at the Point Pleasant Borough Police Department here on Bridge Avenue and to Investor's Savings Bank also on Bridge Avenue. We really do appreciate the generosity of our residents. It really is truly overwhelming when you see all these gifts here under the tree and when the people of Dottie's House come here to pick up the items to see how truly grateful they are.

I wish everybody a very happy holiday and thank you to everyone for making this a truly great place to live."

Council Member Borowsky stated the following: "On November 21st we had a DPW Committee Meeting. It was attended by: from DPW: Bob Forsyth, Jude Walker, Tom Falke, from Remington Vernick and Vena: Tom Dittenhofer, Ernie Peters and John LeCompte, Council President Joe Furmato, myself, Mayor Sabosik and the Borough Administrator Frank Pannucci. I will mention some of the things that were discussed. Drainage analysis to Christine Court and Laguna Drive were discussed. Generator installation at Well #10 and Well #8. Tide Flex Valves were discussed, there is a couple left from last year and they seem to be working very well. A few years back there were residents in here complaining all the time, so they are doing their job. Drainage reconstruction to Mistletoe to Bridge Avenue that was discussed. There has been a couple hold ups with the utilities and the easements but we are hopeful that this will be complete in the spring of 2017. The water diversion rights were discussed. The town is trying to acquire water diversion rights so we can pump more water from our own wells to save us more money. Rehabilitation to Well #10 Memorial Drive, Riviera Parkway ground storage tank improvements, upgrades to Well #5 Clifton Avenue, Memorial Drive elevated water tank painting, various drainage improvements phase II, CDBG municipal handicap accessibility project was discussed, radium removal at the Hardenburg Avenue water treatment plant, sanitary sewer replacement project update. Sunrise Avenue is complete and they are going to move over to Barton Avenue, West End then East Drive. The fishing pier will hopefully be finished in about 2 weeks.

With the leaf pick up, the whole town has been done once. They are now coming back around for a second time. This is one of the largest projects public works does. They drive through town and I think the roads look great. They do a fantastic job."

Council President Furmato stated the following: "Arnold Avenue, the fence is up. We have been having a little problem with people and their dogs, so we will be putting a sign up to make sure people keep their dogs on leashes and pick up after them."

2. Report of Mayor

Mayor Sabosik stated the following: "Today I received a letter from the town attorney. Point Pleasant has officially settled an agreement with the fair housing center. We are one of the first towns to settle in the State of New Jersey. We have been very proactive with this and to come to an agreement that is beneficial to our residents as well as people who need specialized housing at a reduced rate. We have to be fair to everybody. That is why this town stepped forward and came to an agreement. We are one of the

first towns to do this and I am happy to report. I think it is going to be great for the town and the new residents coming in.

The second thing that I would like to point out is that you have to engage the younger generation. As the Councilwoman pointed out, we were teaching the 5th graders and they were teaching us by their questions and the intensity of them paying attention to what we were saying. They came in and they talked to us and then they went into the police department. I have a thank you letter here and some of the comments they wrote, about learning about police calls and how interesting it was. Talking into the microphone was interesting and having a tour of the police department and seeing how it worked. Chief, at the end of the meeting I am going to give this to you so you can hang this up. It is very colorful and signed by all the kids. That is one of the benefits of being up here.

I am also happy to report that we have a formal agreement with the IBOAT division of New Jersey. For people that do not know what IBOAT is, it is special money in the transportation trust fund for rebuilding public access like boat ramps, boat bridges or anything to do with boating. We are now in the process of rebuilding the end of Bay Avenue. We have received \$110,000.00 grant to help us pay for it. This is another indication of our desire to seek grant money rather than just raise taxes. We seek money to make our town better. We will continue to have public access. Public access is important. This town was built upon the waterfront for over 100 years.

Once again, I will be having Mayors Hours. 5:30pm-7:00pm on the 12th. Anyone is welcome to come in and talk about any topic. I will have a couple councilmen with me and I will have my town Administrator with me.

Also, Councilwoman DePaola very eloquently pointed out a great program. Dottie's House. These people are so happy to be in this town. They are providing a service for people who need it to get away from a domestic situation. Anything that this town can do to help them we will do and I know our citizens will help us to help them.”

C. MINUTES

- 1. Approve Council Meeting Minutes of November 14, 2016**
- 2. Approve Executive Meeting Minutes of November 14, 2016**

MOTION: Approve Minutes

MADE: Mr. Thulen

SECOND: Ms. DePaola

Mr. Furmato Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Mrs. Snyder Yes/*Abstain

Mr. Thulen: Yes

***Mrs. Snyder voted yes to the Council Meeting Minutes of November 14, 2016 but abstained from the Executive Meeting Minutes since she was not present for that portion.**

CARRIES: YES

Mr. Dasti interjects that they should first do the Ordinance Final Reading before Open Public Session

E. ORDINANCE

1. Final Reading and Public Hearing

Ordinance No. 2016-14 Amending and Supplementing Chapter VII of the Borough Code Entitled "Traffic" and Specifically Section 7-3.4 Entitled "Parking Prohibited At All Times on Certain Streets"

MOTION: Adopt Ordinance

MADE: Ms. DePaola

SECOND: Mr. Borowsky

Mr. Furmato Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Mrs. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

Mayor Sabosik asked if any member of the public would like to come up to speak on this Ordinance.

Seeing no hands, Mayor Sabosik closed this portion of the meeting.

**D. OPEN PUBLIC SESSION (Resolutions, Consent Agenda and Authorizations Only)
Five (5) Minute Limit Per Person**

MOTION: Open the meeting to the public

MADE: Mrs. DePaola

SECOND: Mrs. Snyder

APPROVED: All in Favor

Council President Furmato opened the meeting to the public.

Mayor Sabosik stated the following: "Under Authorizations for the Treasure Island Pirate Paddle Board Race, part of his application says that they will be having the after race party in the park. I just want to make the Chief aware of this application since he wishes to have alcoholic beverages. I would like to ensure that we have all the conditions set forth."

Chief Larsen agreed that he would speak with the applicant.

Mr. Dasti stated that he believed it would be appropriate to table this authorization so that the Chief could meet with him one on one to make sure all is in order first.

Mayor Sabosik explained that they should speak with Point Pleasant Beach to make sure that they do not run the boating event that they had last year on the same day as the paddle board event.

Mr. Dasti suggested that they make a motion to authorize the reservation of the date at this time subject to a meeting with the Chief to iron out all of the specifics.

Mr. Dasti stated the following: “Before we move on to the resolutions, I just want to say that there was an add-on resolution that I sent to Mayor and Council yesterday. I believe it is the intent of the Governing Body to get this on the agenda tonight. It is a resolution authorizing a municipal lien placed against a property known as 604 Ocean Road, Point Pleasant, NJ. This is along with a previous court order. So if it is the intent of the Council, it will be resolution number 9 added to the list of resolutions on the agenda.”

Dennis Vitkauskis: Foster Road - asked for an explanation

Mr. Dasti explained that the town had been involved in property maintenance, litigation and non-compliance of this property owner. As a result, we had a court order that said the property owner was to reimburse the town \$3,000.00. If it was not paid within 2 months the town was going to place a lien against the property. They did not comply so we are placing the lien against the property.

Seeing no further hands, Council President Furmato closed this portion of the meeting.

F. RESOLUTIONS

“All matters listed under item “Resolutions” will be enacted by one motion in the form listed below. If discussion is desired on any item, this item will be removed and will be considered separately.”

- 1. (324-2016) Bills and Claims**
- 2. (325-2016) Void Check Resolution**
- 3. (326-2016) Authorize Transfer of 2016 Budget Appropriations**
- 4. (327-2016) Cancel Outstanding Grant Balances - 2016**
- 5. (328-2016) Cancel Emergency Appropriation – Public Works O/E (Truck)**
- 6. (329-2016) Request Chapter 159 Budget Insertion – Drive Sober or get Pulled Over**
- 7. (330-2016) Request Chapter 159 Budget Insertion – CDBG-DR GIS Study**
- 8. (331-2016) Request Chapter 159 Budget Insertion – CDBG-DR Floodplain Management Plan**
- 9. (332-2016) Authorizing Lien to be Recorded Against Property Known as 604 Ocean Rd.**

The bills totaling the amount of \$1,512,259.72 are to be paid as presented. The bills and claims list is on file in the Clerk’s Office and can be reviewed Monday through Thursday from 8:30 a.m. – 4:00 p.m. and on Friday from 9:00 a.m. – 4:00 p.m.

MOTION: Adopt Resolutions

MADE: Ms. DePaola

SECOND: Mrs. Snyder

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Mrs. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

G. CONSENT AGENDA

“All matters listed under item “Consent Agenda” will be enacted by one motion in the form listed below. If discussion is desired on any item, this item will be removed from the Consent Agenda and will be considered separately.”

- 1. (333-2016) Authorize Adjustment and/or Refund on Certain Tax or W/S Accounts**
- 2. (334-2016) Rejecting Bid for Purchase and Installation of Power Loading Cot Fastener System**
- 3. (335-2016) Authorizing RVV to Perform Design Work for the Drainage Improvements at Various Locations (Phase 2) Project – COF #2016-128**
- 4. (336-2016) Authorize RVV to Perform Design and Bidding Portion for Hardenberg Avenue WTP – Radium Removal Contract – COF #2016-129**
- 5. (337-2016) Authorize Refund Demolition Bond – Block 246, Lot 3, 2106 Rogers Road.**
- 6. (338-2016) Authorize Refund Demolition Bond – Block 238, Lot 7, 2210 Kilkare Pkwy.**
- 7. (339-2016) Authorize Void Resolution No. 317-2016 (Refund Demo Bond – 2505 Moore Ave.)**
- 8. (340-2016) Authorize Refund Building Permit Fees – Block 48, Lot 6, 510 Boulton Ave.**
- 9. (341-2016) Authorize Refund Building Permit Fees–Block 123, Lot 15, 1117 Benedict St.**
- 10. (342-2016) Authorize Recreation Department to Re-Hire Preschool Head Teacher for 2016/2017 School Year**
- 11. (343-2016) Confirming Personnel Actions:**
 - Resignation of Jude Walker from the Position of Recycling Coordinator, effective December 31, 2016.**
 - Promotion of Joy Edly to the Position of Recycling Coordinator, effective January 1, 2017.**
 - David Kinsley, retirement as Sr. Water Plant Operator, effective August 1, 2017.**

MOTION: Adopt Consent Agenda

MADE: Ms. DePaola

SECOND: Mr. Thulen

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Mrs. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

Mayor Sabosik expressed that we do take our town maintenance very seriously. They have had tickets and let him know that he will look into the status of the case. If they do not comply they can also have a lien imposed against their property. Stated that he has a list of 14 properties he is keeping up on.

Seeing no hands, Council President Furmato closed this portion of the meeting.

I. 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. Personnel**
- 2. Contract/Possible Litigation**

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.

MOTION: To Retire into Executive Session Ms. DePaola

SECOND: Mrs. Snyder

APPROVED: All in favor

RETURN FROM EXECUTIVE SESSION

Mr. Dasti stated that in closed session they discussed some ongoing litigation matters as well as some personnel matters that the Governing Body will be taking action on tonight.

12. (344-2016) Re-Appoint Himanshu Shah as CFO

MOTION: Approve Resolution

MADE: Ms. DePaola

SECOND: Mrs. Snyder

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

13. (345-2016) Appoint Jennifer Burr as Tax Collector

MOTION: Approve Resolution

MADE: Ms. DePaola

SECOND: Mr. Furmato

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Mrs. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

Mayor Sabosik welcomed Jennifer Burr to the Borough of Point Pleasant stating that she has done a great job for the Borough while in the Shared Service and thanks her for accepting the job here.

MOTION TO ADJOURN

All in Favor

TRANSCRIBED BY: VERONICA THWING, DEPUTY CLERK

ATTEST:

APPROVED:

**ANTOINETTE JONES
BOROUGH CLERK**

**ROBERT A. SABOSIK
MAYOR**