

**COUNCIL MEETING  
TUESDAY, FEBRUARY 2, 2016  
7:00 P.M.**

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

**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*.

Mayor Sabosik states: “We will be going out of order so that the public can come up to speak to Mayor and Council. I feel that rather than making them wait for an hour and a half while we go into executive session, it would be fairer to do this first.”

**H. OPEN PUBLIC SESSION  
Five (5) Minute Limit Per Person**

**MOTION:** Open the meeting to the public

**MADE:** Ms. DePaola

**SECOND:** Ms. Snyder

**APPROVED:** All in favor

Dawn Carpenter: 1510 Salem Road (very difficult to hear), stated she has a couple concerns. One is the debatable health risk. She remembers clearly after ground zero they said the air around ground zero was completely fine. And you will note, years later it wasn't fine. Also, she concerned of the property values and character of the neighborhood. She expresses this was fought successfully 10 years ago by the neighbors. There was a legal debacle in town and here it is 10 years later again. She mentioned there was a discussion with the Mayor about placing the antenna in a flag pole. Even that is a concern. “The people who live directly across from the existing building had a huge concern with this but they could not get here tonight. These are a lot of our concerns and we appreciate your time.”

Fred Baier: 1516 Salem Road, stated that he considers this the nicest area of Point Pleasant and agrees with what his neighbor said about decreasing property value. He stated they have underground utilities and now we will put in aboveground utilities. He feels this doesn't make sense.

Frank Schmidt: 1512 Salem Road, stated that he has been here since 1997 and also agrees with his neighbors about health issues and the value of their homes being lowered by the cell towers.

Chris Dale: 2221 Briarwood Lane, stated he had no intention of getting up to speak about this issue but that 10 years ago he bought a house on Blaze Drive as a summer home. As he stood in that driveway and saw the water tower and thought, "I want to be here, this is where I want to spend my summers." Then when he retired, decided to make Point Pleasant his permanent home. Mr. Dale stated that he was able to buy the home right behind him on Blaze Drive and still gets to see that water tower just like it was. He asked that we keep that water tower there just like it is.

Tiffany Rooney: 1509 Salem Road, stated that her parents built that house and she also likes the look of the water tower. Makes her feel like she is home. She also agrees with her neighbors about the health issues and devaluation of their homes. She discussed how family members of hers have gotten cancer and they live in very close proximity to these types of towers.

Tom Henrich: 1507 Bel Aire Court West, also agrees with the others who have gotten up to speak. He stated that we know the health risks are debatable but it is a problem. He believes there is no need for an increase in signals there and he expressed that these antennas are very ugly. It may start with antennas for just one company and then more will go up on it. With it there may be transformers and generators. He stated that this is not going to be a pretty site and hopes that the Mayor and Council give all of this some consideration.

Ed Pease: 1507 Blaze Drive, stated that none of us really know the ramifications of this. He does not have any objections on antennas being on the towers, just not near residential homes. He explained that there have been studies saying that this is not harmful unless you are standing right in front of the antenna. But the equipment on the ground, emanates EMF's. The people that live next to it and their children could have problems from this. He also expressed that every year we get a nest of Osprey and he does not want to disrupt them.

Dennis Vitkauskis: 2117 Foster Road, expressed gratitude towards public works and Jude Walker for a great job plowing the snow from the streets. He also asked how the police are paid for the outside work they do and if the wear and tear on the police car is taken into consideration.

The Mayor and Chief Larsen replied that the utility companies or whoever is contracting our police pays \$25 per car per hour. The amount for the police officer is separate.

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

Mayor Sabosik: Stated this is the perfect forum to tell Mayor and Council your concerns and I can be very honest that we are very cognizant now of your concerns for this. It will be turned over to our attorney to come to a conclusion that is beneficial to your neighborhood in a very beneficial manner. Unfortunately, this statement by them was a little ambitious.

Mr. Dasti: Stated although we awarded the bid, the town has not executed a lease agreement so the Mayor and Council are still in the process of reviewing the plan the company has for that tower. It was helpful having all of you here tonight so we will keep everything under advisement. The Mayor and Council will make a decision in the next couple of weeks.

Mayor Sabosik: Stated I think we should also point out that we are all your neighbors. We are up here serving the town and the town itself. We do not serve big companies we serve citizens of this town to the best of our ability. Hopefully that will answer your question as of tonight.

A resident from the audience asks if there is any way to be put on a mailing list to contact us as to the progression of how this moves forward.

Mr. Dasti: Replied in the event that the matter proceeds and the applicant files an application with the planning board to get the approvals, you would all receive notice because you are within 200 feet.

Members in the audience state that they never received any notice.

Mr. Dasti: Replied you didn't receive notice because there was no hearing on this. The notice they saw was just in the paper. It is my understanding that all of you who live within 200 feet will be notified.

Mayor Sabosik: Explained just to make this perfectly clear, they have to have a signed lease from us before they go any further. Whatever they put in the paper, they jumped the gun because we did not sign a lease. I will personally email everybody back who has emailed me when we come to a conclusion that is beneficial to your neighborhood.

Mayor Sabosik allowed another resident to come up and speak.

Maryann Schmidt: 1512 Salem Road, stated everyone spoke but didn't mention the school. It is only 2 or 3 blocks from the school. Please consider the school. It will be a problem.

**Mayor Sabosik officially closes the public portion of this meeting.**

## **B. WORKSHOP**

### **1. COMMITTEE REPORTS**

**Council Member Snyder stated the following:** "I just wanted to thank Jude Walker publicly and also Bob Forsyth. When the snow started coming I made a bit of an offhanded comment that now that I am on council I wanted to ride along on a snowplow during the height of the storm to see how the DPW clears the roads. And much to my surprise, Bob said give me your cellphone number and I will pass it along to Jude and he will give you a call. So Jude Walker did call me and in the height of the sleet and snow he took me on a ride along on the snow plow and let me tell you, I am very pleased that Dennis complimented the DPW because unless you have been in a snowplow during a major snowstorm, you cannot appreciate how hard these gentlemen work to try to keep our streets clean and safe for everybody. They were out there all night and the snowplows were skidding and slipping and sliding on these roads.

I also found it interesting that on Saturday morning they already had three trucks down. So thankfully we have extra trucks in our fleet this year. Extra kudos to the Department of Public Works for a job well done. Also a public reminder to please keep your cars off the street during a snowstorm because it makes the DPW's jobs much easier to plow closer to the curbs if cars are not in the way. Also we are in the midst of contract negotiations. We are working hard to be fair and equitable to both the employees and the residents of the Borough. It is not so easy but we are doing our best. And finally, Climate Action and Environmental Commission, I am the council liaison for both but I have been remiss and I did not attend the January meetings. But I do plan on attending both committees on a regular basis so hopefully I will have more to report on that at future meetings.”

**Council Member Wisniewski stated the following:** “We have a finance meeting next Thursday to review the budget. Our target is to have the budget done by the end of March. Again, kudos to our DPW for the street plowing for this past snow storm. And that is all I have.”

**Council Member Thulen stated the following:** “I also want to thank the DPW on a job well done. They did a fantastic job. I was able to get out of my house early Sunday morning. On the agenda today you will see that there is an ordinance for our property maintenance regulation that we have been working on. Over the years we have had more and more issues of people letting their properties deteriorate before they sell it and allow the problems to go on to someone else and usually that someone else is us. That is all that I have.”

**Council Member DePaola stated the following:** “I want to thank all of our Borough employees for working so hard during the snowstorm. The DPW came out and did a great job. It is never easy taking time away from your family to go out and plow all hours of the day and night just so we can stay safe. We know that some residents do not have alternate parking and we know that that is a concern and it would be great if neighbors that maybe had extra spots could offer them to those neighbors to help get more cars off the road. I know in my neighborhood we all try to help each other out. If people would reach out to their neighbors and let them know they have extra space and maybe reach out to them. Another issue we had during the storm were businesses not clearing their sidewalks for people to pass. Also I would like to thank out Police Officers for keeping us safe during the storm. We also received a letter of thanks from the Police Chief of Brick Township, James Riccio, offering his thanks to our officers who helped Bricktown in a time of loss for their police department. On January 2, Brick Township suffered the loss of one of its own officers Christopher DeMarco. It was a very difficult time. But so that the officers could pay their due respect, our officers did a lot of coverage for Brick over the course of a few days. So Brick's Police Chief wanted to specifically congratulate Sgt. Woit, Sgt. Miller, Police Officer Grohowski, Police Officer Gunnell, Police Officer Rossi, our dispatcher Grady and also Chief Larsen for extending their help during their time of need. And to me that just epitomizes why we all love to live in Point Pleasant. Our Police, our Fire, our First Aid, our public employees, they are always willing to go above and beyond and lend a hand. But I think that says a lot about the caliber of people who work here, volunteer here and live here. I for one feel very fortunate and wanted to express my thanks. We are in the middle of contract negotiations. We are doing our best to be fair to the tax payers and employees that work hard here every day. We have successfully come to a resolution with our superior officers in the police department and we are looking to get all the contracts resolved shortly so that our employees don't have to worry about us dragging out the negotiations. Mayor and Council are working very hard to get these contracts resolved and I want to thank the employees for their patience.”

**Council Member Borowsky stated the following:** “I too would like to thank the entire Department of Public Works for the tremendous job they did in clearing the roads. When all was said and done approximately 20 inches of snow had fallen over the course of 36 hours. 50 mile an hour winds made for some pretty large drifts. Public Works plowed for approximately 40 hours straight. By the time they were done every road had been hit at least 5 times. There was some equipment damage. I have heard numerous compliments all over town. There were a few complaints, one in particular which will result in a meeting with her to try to help solve her issues. I too would like to remind residents and businesses that it is your responsibility to keep your sidewalks clear, it is very important. There is a couple of projects that will be started in March. The new pole barn which will house a good portion of some of our new trucks will be started. This will help extend the life of many of our recent purchases. Also on tonight’s consent agenda, we will be awarding a contract to American Pipe Cleaning for phase one of the sanitary sewer inspection project. This project is a 3 and 4 year project and will inspect all sanitary sewer lines in Point Pleasant. They will be looking for any cracks, collapses and checking laterals that feed the lines. This is a form of preventable maintenance. Finding a small crack now and addressing it can lead to larger savings down the road. This project also came in at about 60% of the projected cost. A huge savings. One last thing, Friday night folks, if you are around, the Point Pleasant Beach High School is having the Beach/Borough wrestling match. I like to call it the backyard brawl. Mark your calendars, do not miss it. Last years match was called the most exciting match in New Jersey by NJ.com. Point Pleasant Borough came from 26 points down with 6 matches left and won the match. Just a little trivia, I wrestled with Mayor Stephen Reid in high school on the same team, and just like our boys are going to kick the beaches butts on Friday night, I kicked his butt every day in the past.”

Mrs. Snyder: “Councilman Borowsky, does this mean you are challenging Mayor Reid to a wrestling match?”

Mr. Borowsky: “Oh absolutely”

\*Laughter from the audience\*

**Council President Fumato stated the following:** “I want to thank the DPW for the great job they did with the snow. This was the first time on my street that there were no cars were parked and it was amazing the difference of how much room it allowed on the street. The OEM opened up the field on Arnold Avenue to residents who were in the flood zone to park their cars over there if they wanted and there were approximately 15-20 cars over there. Maybe we should open that up to all residents when it snows so that the DPW can continue to do a great job. On our website, the spring Rec agenda is out. Registration starts on March 14<sup>th</sup> and there is some good stuff in there for seniors. Another thing, today is Groundhog Day and I think the Groundhog said spring will be coming sooner. And in thinking of Spring, we should think of Memorial Day weekend for a festival in town. Maybe we should get the Rec Committee and the Borough Administrator together and see what they can do with Memorial Day weekend.”

## **2. REPORT OF MAYOR**

**Mayor Sabosik stated the following:** “Last year we started a new program called Mayor’s Hours. It turned out to be very popular among the residents. This year we are going to enhance it a little bit. This year, we are going to bring State government to Point Pleasant so our residents can have a one on one meeting with them in the court room. The first official will be visiting on February 15<sup>th</sup> from 5pm to 7pm. We have Assemblyman David Rible who will be here with us. Council will also be here. We think it will be a rare opportunity for our citizens to be able to talk one on one with the Assemblyman and we look forward to that meeting. Also, on a second point, Mayor and Council is announcing the program of the Louis Bay Scholarship competition for Juniors and Seniors by the NJ State League of Municipalities. These students must write an essay stating what they feel municipal government does best. They will be given out three \$1,000.00 scholarships. The applications can be picked up at Borough Hall at the Administrators Office and the entries will be addressed to me, Mayor Robert A. Sabosik. Talking about DPW, they did a great job in this storm. This storm showed that we had the best interest of this town for the last 4 years with our upgrades to the DPW trucks and snowplows. Some people have questioned the wisdom of our investment and after this snowstorm a lot of those same people came up to me and said now we know what you mean. Every one of the trucks that we have been buying has 4 wheel drive and a component to be able to take a snowplow. This is why this town was cleaned in such a professional manner by our personnel. They need the equipment to do the job and they got that equipment. I had to go to Wall Township to dig out my mother and father-in-law. It was not a pleasant experience and I have a snowplow truck. So, I would also like to thank DPW. You guys did a tremendous job. Thank you from the citizens of Point Pleasant.

**C. MINUTES**

1. **Approve Council Meeting Minutes of January 19, 2016**
2. **Approve Executive Meeting Minutes of January 19, 2016**

**MOTION: Approve Minutes**

**MADE: Ms. DePaola**

**SECOND: Mr. Furmato**

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

**D. ORDINANCES**

1. **Introduction**  
**Amending and Supplementing Chapter VIII of the Borough Code, Entitled, “Property Maintenance Regulations” and Specifically Section 8-5.4 Entitled “Cost of Removal”**

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mr. Thulen**

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

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

MOTION: Open the meeting to the public

MADE: Ms. DePaola

SECOND: Mr. Borowsky

APPROVED: All in Favor

**Council President Furmato opened the meeting to the public.**

Andy Preiser: 1107A Beaver Dam Road, asked for an explanation of the emergency temporary appropriations.

Mr. Pannucci and Council Member Wisniewski explained that only during certain times in the year, as declared by State statute, money from one budget line item can be moved to another budget line, this is what we did..

**Seeing no other hands, Council President Furmato closes 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. (064-2016) Bills and Claims**
- 2. (065-2016) Void Check Resolution (Police & Firemen Insurance)**
- 3. (066-2016) Authorize Transfer of 2015 Budget Appropriations**
- 4. (067-2016) Approve Emergency Temporary Appropriation**
- 5. (068-2016) Appointment of John T. Neary t/a Muskrat Jack as Animal Control Officer**
- 6. (069-2016) Appoint Jeffrey Losacco to the Position of PT Temporary Building Inspector**
- 7. (070-2016) Appointment Brian W. McAlindin, Esq., as Alternate Municipal Prosecutor**

**MOTION: Adopt Resolutions**

**MADE: Mr. Thulen**

**SECOND: Ms. DePaola**

Mr. Furmato: Yes  
Ms. DePaola: Yes

Mr. Wisniewski: Yes/\*Abstain  
Ms. Snyder: Yes

Mr. Borowsky: Yes  
Mr. Thulen: Yes

CARRIES: YES

\*Mr. Wisniewski abstained from #1

\*Mrs. Snyder abstained from #7 and asks for clarification on #6. She wanted to know if there is a time frame on this Temporary Building Inspector or is it just in perpetuity.

Mr. Skinner explained that it is to replace a full time position and at this time they are going to see how often he is needed.

**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. (071-2016) Refund Demolition Bond, Block 260, Lot 4 – 900 Burnt Tavern Road**
- 2. (072-2016) Refund Planning Board Escrow, Block 22, Lots 14 & 16 – 313 River Avenue**
- 3. (073-2016) Authorizing Release of Performance Bond, Acceptance of Maintenance Bond and Approval of Change Order No. 1 and Engineer’s Certificate No. 2 Resulting in Final Payment for the Roadway Construction of Bay Avenue Project**
- 4. (074-2016) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accts.**
- 5. (075-2016) Awarding Contract to American Pipe Cleaning, LLC for Phase 1 of the Sanitary Sewer Television Inspection Project**

**MOTION: Adopt Consent Agenda**

**MADE: Ms. DePaola**

**SECOND: Mr. Thulen**

Mr. Furmato: Yes  
Ms. DePaola: Yes

Mr. Wisniewski: Yes Mr. Borowsky: Yes  
Ms. Snyder: Yes Mr. Thulen: Yes

CARRIES: YES

**I. EXECUTIVE SESSION**

- 1. Contract Negotiations**
- 2. Personnel**
- 3. Possible Litigation**

**MOTION: To go into executive session Mrs. Snyder**



**SECOND:** Mr. Thulen

**APPROVED:** All in favor

**RETURN FROM EXECUTIVE SESSION**

Mr. Dasti stated Mayor and Council discussed in closed session: Contract Negotiations, Personnel and Possible Litigation. Some of the contractual matters were subject to a few add on resolutions.

**MOTION: (076-2016) Hire Additional Part-Time, Seasonal Recreation Personnel**

**MADE:** Ms. DePaola

**SECOND:** Mr. Wisniewski

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

**MOTION: (077-2016) Authorizing DPW to Solicit Bids for Certain Equipment**

**MADE:** Mrs. Snyder

**SECOND:** Mr. Thulen

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

**MOTION: (078-2016) Authorizing DPW to Solicit Bids for Repainting of Borough Dump Trucks**

**MADE:** Ms. DePaola

**SECOND:** Mr. Thulen

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

**MOTION TO ADJOURN**

All in Favor

**TRANSCRIBED BY: VERONICA THWING, DEPUTY CLERK**

**ATTEST:**

**APPROVED:**

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**ANTOINETTE JONES  
BOROUGH CLERK**

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**ROBERT A. SABOSIK  
MAYOR**