

**COUNCIL MEETING
TUESDAY, JULY 19, 2016
7:00 P.M.**

Mayor:	Robert A. Sabosik
Council President:	Joseph Furmato (Absent)
Council Member:	Antoinette DePaola
Council Member:	John Wisniewski
Council Member:	William Borowsky (Absent)
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. WORKSHOP

1. Committee Reports

Council Member Thulen stated the following: “You will see it on the agenda, we are going to give our electrical inspector a couple more hours. As the summer picks up, we have a lot more work to be done. We originally had him for a short number of hours but the need is there to be able to provide more service to our customers. At the next meeting we will be introducing an ordinance we have been working on regarding parking spots in front of driveways for houses under construction.”

Council Member Wisniewski stated the following: “Open Space met last week. One of the things discussed was the much needed repairs to the fishing pier and dock at the end of Bay Avenue. Secondly, we will be presenting at the next meeting a commendation to one of our Open Space members, Craig Bowers, for all the work he does to clean up the White Lawn Cemetery. So please come back next meeting to honor Craig. He is the one there cutting grass, cutting down trees and making everything look really nice. Last thing, for the Finance Committee, we got a call last week to discuss the Borough audit. It was the fastest we ever done this since I have been on Council. Our audit is complete. We used to have about 30 recommendations from our auditor for improvements in our processes and controls. This year we only had three and two of them have already been corrected. The third is already being worked on. This is a great accomplishment for us.”

Council Member Snyder stated the following: “First I would like to take a moment for the victims of the Bastille Day terror attack that occurred on July 14th.”

Moment of Silence

“Second, I would like to take a moment to honor and remember our fallen officers. Every day our officers put their lives on the line. Lately, they are not only out protecting us, but now they are the victims themselves. Yet, every day police men and women across our nation and particularly in the Borough put on the uniform and go out and do their job to serve and protect us. I don’t know if I would have that fortitude within me if I knew that people were out there purposely aiming to kill me. So my heartfelt gratitude goes out to our officers here in the Borough and to the officers throughout the nation.

For the Environmental Commission, I am saddened to report that Chris Constantino has requested a temporary leave of absence. I do put the emphasis on temporary. He is the kind of person that who, if he cannot do 100% on the commission, he would rather have someone else in that role. For personal reasons, he does not feel that he can devote the time and energy at this time to fulfill the role of chairman of the Environmental Commission. He has requested a leave of absence, I believe he has spoken with the Mayor on this and I fully support his request to take some time to devote to his personal matters but I certainly look forward to when Mr. Constantino comes back as Chair of the Environmental Commission. We had an Environmental Commission meeting last night and during that meeting, a member of the Climate Action Committee actually attended. Both the Climate Action Committee and the Environmental Commission while they are not identical, they do perform and engage in similar outreach programs and on a fair occasion what they do overlaps. So it has been suggested that perhaps the synergies of both the Environmental Commission and the Climate Action Committee could be merged. They are still trying to work out the best way to do that but I ask the Council to support the Environmental Commission and the Climate Action Committee in whatever they ultimately decide to do. Both the committee and the commission are a group of hardworking, committed volunteers and if we did allow them to merge their synergies, then they would be a mightier number and they could probably have a stronger outreach and I really do think that it would be a wonderful thing for this Borough. Right now it is still in the talking stages and I ask that the Council consider this if a formal request should be placed before us.

Finally, on July 8th I had the honor of attending a national security briefing conference call which was conducted by Congressman MacArthur and also participating as speakers were the Burlington County Sheriff’s Officer and our own Ocean County Sheriff’s officer Michael Mastronardy. There was some frightening statistics. Since 911 there have been 152 home grown terror plots which have been uncovered and 85% of the 152 terror plots occurred in the last 5 years. Sheriff Mastronardy also cautioned, and I don’t want to cause a paralyzing fear but just to make people aware, beaches, places where people congregate for celebrations, concerts and venues like that can attract terrorists and terror plots. So without causing fear amongst everybody, it is important to remain vigilant. I may be speaking out of turn, but I trust that our own police chief would appreciate citizens keeping an extra eye out. If you see anything unusual or suspicious, do not hesitate to call our police department because it is better for the police to go out and check something and have it turn into nothing, than the opposite to happen.”

Council Member DePaola stated the following: “First off, in light of what has been going on across the country with our police officers being victimized and attacked, the Borough of Point Pleasant would like to show its support to our officers and to all officers throughout the United States of America. Not just police officers but any law enforcement officer that is out there upholding the law and are being victimized by people who don’t understand or appreciate the fact that they are there to protect and serve the public. The Borough of Point Pleasant will be lighting up Borough Hall with the color blue to show support to our own officers here at home as well as officers throughout the country. If any of our citizens would like to put blue lights on their porches or front yards in support of our officers that would be a much appreciated token of your support for what our law enforcement does every day. Speaking of law enforcement and being diligent and watching your neighbors, we do have a Community Watch Organization here in the Borough. They will be hosting a National Night Out event on Tuesday, August 2, from 6pm to 9pm here at the Community Park across the street. It is a free event for families. All residents

are welcome to come. We will have cotton candy, popcorn and hotdogs and everything will be free of charge. This is all being donated by sponsors and various non-profits throughout our community. It is a great time to learn more about our volunteer services in town, and to learn more about what our police do. So on tonight's agenda there is an authorization for the National Night Out and I urge council to go ahead and authorize it. It is going to be a great evening and we really do appreciate the support of the Mayor and Council. So in addition to lighting the town blue, we have had a few residents send in letters to the police department and to Chief Larsen letting him know some of the things our police officers have done. Some of them while they are on duty and some of them while off duty. One of our officers happened to be at the Meridian Health exercise facility in Brick when they noticed someone in pain. Our officer stopped his work out to help a citizen, not a resident, just a citizen of Ocean County. He drove this person to the emergency room and made sure that the person was well attended to. That is the kind of things that our police officers do every single day. Whether they are in uniform or out of uniform, they are there helping our citizens. They are good human beings. This particular officer was Terrance Berkeley. We also have another letter of thanks from one of our residents to just say that the police are doing a great job and that she just wants to thank them. At the end of the letter she writes "I have found my interactions with the police department over the years to be kind, respectful and professional, keep up the great job." That is just one of the sentiments just recently sent to our police chief letting him know they value the service our police provide to them. We have our June statistics and one of the things that pops out at us is the fact that our motor vehicle stops have increased. There is a lot more traffic down here in the summer and a lot of people think that these motor vehicle stops are just an annoyance and they are not. Our police are able to uncover crimes and uncover people who are fugitives. So these stops not only stop people who are disobeying the law by violating traffic laws, but it also helps our police force keep an eye on the kinds of people coming in and out of our community. So, hats off to our police department. Thank you again Chief Larsen and all your officers. They do a great job day in and day out."

2. Report of Mayor

Mayor Sabosik stated the following: "Summertime brings vacations for a lot of families and they come together. A general good time feeling is had by all. But this summer has taken a dark twist with the assassination of police officers. Without laws, all we have is anarchy. Without laws, we have a society who lives in fear. Without laws, the very fabric of our American dream is dimmed. That is why I am happy this Council and Mayor has decided to light up this building in blue. To reward the people who stand in front of us. To reward the people who make our lives safe. To remember the people who have given the ultimate sacrifice for our society. Tough times don't last, but tough people do. We Americans are tough people. We will live through this. We will get better but above all, the one thing that we must continue is to support our law enforcement. They are the ones who stand between us and the rest of the world of terrorism. As a fellow Councilperson this evening said, pray to God for all the ones that are gone and pray to God for all the ones that are safe. Thank you."

B. MINUTES

1. Approve Council Meeting Minutes of June 21, 2016
2. Approve Executive Meeting Minutes of June 21, 2016

MOTION: Approve Minutes

MADE: Ms. DePaola

SECOND: Mr. Wisniewski

Mr. Furmato: Absent

Mr. Wisniewski: Yes

Mr. Borowsky: Absent

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

Mr. Dasti: “Mayor and Council, the ordinance that is on the agenda is an add-on and is not quite done yet. It needs to “cook” a little bit longer, so I think it would be appropriate to have a motion to table that ordinance and we can revisit in again in August.”

C. ORDINANCE

1. Introduction

Ordinance No. 2016-13 Amending and Supplementing Chapter II of the Borough Code, Entitled, “Administration” and Specifically Section 2-15.3 Entitled “Procedure Upon Discovery of Violations” for the Zoning and Code Enforcement Officer

MOTION: TO TABLE ORDINANCE

MADE: Ms. DePaola

SECOND: Mr. Wisniewski

Mr. Furmato: Absent

Mr. Wisniewski: Yes

Mr. Borowsky: Absent

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: YES

Mayor Sabosik states that since Council President Furmato is home sick this evening, Councilman Wisniewski will be stepping in as Council President.

**D. 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: Mrs. Snyder

APPROVED: All in Favor

Councilman Wisniewski opened the meeting to the public.

Dennis Vitkauskis: Foster Road, asked for clarification on Resolution #7.

Mr. Wisniewski: Replied, Council Member Borowsky has more information on it than I do, but it is a truck that we got a good deal on and we are buying it outright.

Mayor Sabosik: Stated we can bond for used equipment. We thought it was prudent this year to purchase this truck rather than go out and get a new truck. A new truck would be approximately \$225,000.00 and this truck is \$89,000.00. It has a full warranty, an extended warranty and only 62,000 miles on it. It fits the criteria for gross tonnage for the capability for taking all the dumpsters that we have. It’s a win-win and our budget can absorb that this year with other savings on other line items. So that is why we funded it that way.

Mr. Dasti: Stated by buying it outright, the Borough isn't paying any interest in order to lease it first.

Mayor Sabosik: Stated most of the leasing companies want 5.9% and our financial committee headed by the abled Councilman decided that was inappropriate. I believe he said it was highway robbery.

Seeing no other hands, Councilmember Wisniewski closes this portion of the meeting.

E. 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. (197-2016) Bills and Claims

The bills totaling the amount of \$7,009,970.66 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: Mr. Thulen SECOND: Mrs. Snyder

Mr. Furmato: Absent Mr. Wisniewski: Yes/*Abstain Mr. Borowsky: Absent
Ms. DePaola: Yes Ms. Snyder: Yes Mr. Thulen: Yes

CARRIES: YES

*Mr. Wisniewski Abstained from all payments to T&M Associates and Yes to all others.

F. 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. (198-2016) Canceling Taxes and Authorizing a Refund Pursuant to N.J.S.A. 54:4-3.32**
- 2. (199-2016) Refund Demolition Bond – Block 279, Lot 263, 1827 Boat Point Drive**
- 3. (200-2016) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accts.**
- 4. (201-2016) Authorize RVV to Prepare Bid for the Installation of Standby Generators at Well No. 8, 10, and DPW Building**
- 5. (202-2016) Authorize RVV to Design and Prepare Bid for the Memorial Drive Elevated Water Tank Rehabilitation**
- 6. (203-2016) Awarding Bid for the Supply and Delivery of Liquid Zinc Pyrophosphate Corrosion Inhibitor and Sequesterant to Klenzoid, Inc.**
- 7. (204-2016) Authorize Emergency Appropriation – DPW**
- 8. (205-2016) Authorize Refund for Recreation Program**
- 9. (206-2016) Authorize Recreation Department to Hire Additional Summer Camp Employee**
- 10. (207-2016) Authorize Change Order for Professional Services for Pole Barn at DPW**
- 11. (208-2016) Authorize Release of Performance Bond Guarantee to Lenape Holdings, LLC – Cyzner Properties Block 48, Lot 14**

12. (209-2016) Authorize Borough Engineer to Perform Survey Work to Delineate Easements for the Mistletoe Avenue Drainage Reconstruction Project
13. (210-2016) Authorize Performance Bond Release for Waters Edge
14. (211-2016) Authorize T&M to Prepare Bid Documents for Repairs to Bay Avenue Fishing Pier
15. (212-2016) Authorize T&M to Prepare Bid Documents for Repairs to Bay Avenue Boat Ramp
16. (213-2016) Authorize RVV to Provide Engineering Design and Construction Management Services for Well #10 Rehabilitation
17. (214-2016) Authorize Change Order Number 1 for Phase 1 TV Inspection of Sanitary Sewers
18. (215-2016) Confirm Permanent Appointment of Sharon Bestine to the Position of Keyboarding Clerk II
19. (216-2016) Refund Demolition Bond – Block 9, Lot 41.03, 2620 River Road
20. (217-2016) Confirming Personnel Appointment
 - a. Tom Pernal, having been appointed to the position of part-time, Electrical Inspector, effective June 21, 2016, at \$35.00 per hour, up to 15 hours per week.

MOTION: Adopt Consent Agenda

MADE: Mr. Thulen SECOND: Ms. DePaola

Mr. Furmato: Absent Mr. Wisniewski: Yes/*Abstain Mr. Borowsky: Absent
Ms. DePaola: Yes Ms. Snyder: Yes Mr. Thulen: Yes

CARRIES: YES

***Mr. Wisniewski Abstains from #13 and 14 and approves the rest**

G. AUTHORIZATION

1. Authorize Point Pleasant Community Watch National Night Out Program – Community Park, Tuesday August 2, 2016 – 6:00pm to 9:00pm

MOTION: Approve Authorization

MADE: Mrs. Snyder SECOND: Mr. Thulen

Mr. Furmato: Absent Mr. Wisniewski: Yes Mr. Borowsky: Absent
Ms. DePaola: Yes Ms. Snyder: Yes Mr. Thulen: Yes

CARRIES: YES

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

MOTION: Open the meeting to the public

MADE: Mrs. Snyder

SECOND: Mr. Wisniewski

APPROVED: All in Favor

Mayor Sabosik opened the meeting to the public.

CJ Sabosik: Rue Mirador – Stated on behalf of Police Chief Larsen and the Community Watch Organization, we would like to thank you for allowing us to do National Night Out again this year and you have all received invitations to come. We are all excited that Toni is going to twist your arm a little bit about doing a booth and doing something for the community at National Night Out. As a whole, the group met on Monday evening and we are extremely upset about what is going on with the police officers and are 200% behind our Police Department, our Fire Company and our First Aid. They volunteer in all parts of their life. They are always on doing something for someone. So we want to say thank you. And we are happy that you will be joining us for this.

Dennis Vitkauskis: Foster Road – Asked how come the Recycling Center only takes electronics on the weekend now?

Mayor Sabosik: Replied that he believes that is a question of volume and capacity. The company that we are using, they used to have an intrinsic value if they went overseas to be broken down. Now they don't. So now it is only on the weekends.

Dennis Vitkauskis: Stated I don't know if anyone has been going to the recycling center lately, but there is an armored guard at the entrance. There is a suit of armor at the entrance. I don't know where they got it from. Another thing, I thought it was just me but then I asked other people. Council Member Thulen, I cannot hear your committee reports at all. I respectfully ask you to repeat it so we can hear it.

Council Member Thulen: Replied, my apologies, I am speaking into the microphone. I will continue to lean closer to the microphone.

Mayor Sabosik: Stated, next time that happens, just raise your hand during the report to remind him.

Ms. DePaola: Stated we can hear him, so we don't remind him because it sounds okay to us. But it is the sound system.

Dennis Vitkauskis: Replied after the last council meeting I mentioned this to him. I thought at first it was me but then I asked other people and they can't hear you either. We want to hear what you have to say, so seriously, can you repeat your committee report?

Council Member Thulen: Replied okay and repeated his committee report.

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

I. EXECUTIVE SESSION

1. **Personnel**
2. **Contract/Possible Litigation**

MOTION: To go into Executive Session Ms. DePaola

SECOND: Mr. Wisniewski

APPROVED: All in Favor

RETURN FROM EXECUTIVE SESSION

Mr. Dasti: Stated in closed session we discussed some ongoing litigation matters as well as some of the contractual matters and a potential purchasing of property in the Borough.

MOTION TO ADJOURN

All in Favor

TRANSCRIBED BY: VERONICA THWING, DEPUTY CLERK

ATTEST:

APPROVED:

ANTOINETTE JONES
BOROUGH CLERK

ROBERT A. SABOSIK
MAYOR