

**COUNCIL MEETING
TUESDAY, FEBRUARY 21, 2017
7:00 P.M.**

Mayor:	Robert A. Sabosik
Council President:	John Wisniewski
Council Member:	Joseph Furmato
Council Member:	Antoinette DePaola
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 13, 2017 edition of *The Ocean Star* and the January 19, 2017 edition of *The Asbury Park Press*.

A. WORKSHOP

1. Committee Reports

Council Member Snyder stated the following: “As everyone knows we are working through the budget. From an Administration perspective regarding the budget, there have been some resignations and some upcoming retirements. Council is very thoughtfully considering whether these positions will be replaced with new hires or whether we can go without replacing these positions. We are looking into this; we are not just rubber stamping vacancies so they are filled.

We are going to be interviewing shortly, for the new Recreation Superintendent. As everyone probably knows by now, our current Superintendent is retiring in 2 months. So we want to have somebody in place when she retires so we can have a seamless transition there.

And last I am going to publicly apologize to Councilman Borowsky’s son because I am going to have him in class on Friday for the “Teacher for a Day” program. So if he says it was the worst lesson he ever had in high school, just tell him I am sorry and I apologize in advance. I also wish Councilman Borowsky’s son the best of luck at regionals. His son is the wrestling district champion in his weight class. So kudos to little Billy Borowsky.”

Council Member Furmato stated the following: “Last night was a very interesting night. We had a lot going on with the budget. We were there for almost 4 hours. We need to hire two new water plant operators. We have two guys retiring this year.

Another thing we are going to be talking about in our DPW meeting next week is road construction. We have 13 roads that we are going to try to pave in 2017. It is going to be the most aggressive reconstruction in years in the Borough. So we are really excited about it and looking forward to getting this done.”

Council Member Thulen stated the following: “We had a very productive Land Use Committee meeting a couple days ago. We are going to have a couple changes that will come out of that for recommendations for changes to some of our ordinances. In the meantime, the Floodplain Committee has started meetings. There is another public meeting coming up Monday night if anyone is interested.”

Council Member DePaola stated the following: “First off I would just like to thank the police officers and supporters who were in attendance on Saturday at the fundraiser at the Windward Tavern for the Police Unity Tour. It was a great fundraiser to raise money so that our office can do the annual ride in honor of our fallen police officers that were lost in the line of duty.

Monday night our Borough EMS did a drill at the Brick Fire Company on forcible entry. They are continuing to keep their certifications updated and they continue to train on their own time and I just want to thank them for their efforts moving forward.

The Community Watch Organization will be meeting on Tuesday, February 28 at 7pm. We used to meet on Monday evenings but now it has been changed to Tuesdays.

Also you will notice on our agenda this evening that there is an ordinance to amend the consumption of alcoholic beverages on unlicensed premises which are BYOB. It is a revision to the BYOB ordinance which will bring our ordinance in compliance with the Alcoholic Beverage Control in the State of New Jersey. So our ordinance will be revised to come into compliance to follow the state regulations.

I would like to thank Officer Tobias. He received a nice letter from a family that he took care of and delivered first aid to. We are very fortunate here in the Borough to have our officers trained in first aid so that they can render assistance before the ambulance even arrives. So with that, I would like to say thank you to him.”

Council Member Borowsky stated the following: “Not a lot tonight, just a couple things. Last Friday, our Borough Administrator and myself had a very productive meeting with Jenn Beahm, our town planner. The purpose of this meeting was to discuss the possibility of upgrading the parks in town. Jenn is going to take a close look at the parks and explore what type of grants might be available to help fund the possibility of these parks. Frank and I both are very excited.

I also had a chance to speak with the Superintendent of Public Works, Bob Forsyth about the possibility of re-seeding the Arnold Avenue property to grow some grass. We have to discuss this because we would have to close the park for about 4 weeks which residents will not be too happy about. But I walked the park last week for about 10 minutes and I am not an expert at lawn care, but I would highly recommend it.

We have a Recreation Commission meeting tomorrow night and I will have a more extensive report for the next Council Meeting.”

Council President Wisniewski stated the following: “Members of the Open Space Committee met with Congressman MacArthur about a week and a half ago. We talked about the possibility of him working with us and the Army Corp of Engineers to somehow figure out a way to fund and build an access to the East side of the canal and build a walk there. All of us walked in really not looking for too much and we

all walked out with him saying that he supports the idea. He said that he would get back to us with what he can figure out as far as getting us access with the Army Corp and hopefully some funding.

We had a budget meeting last night and it was very detailed and tedious. It is just something this administration and Council is committed to. We are going back through budget line items to protect our resident's tax dollars to make sure that we are getting the best value, regardless of what we are spending it on whether it is for a paper clip or a new vehicle. We have to go back and rehash some of the departments. As exhausting as it is, it is just something that we are all committed to and I have to commend everyone up here. I am an accountant and I kind of wanted to shoot myself so I can't imagine how everyone else felt up here.

Finally, on a positive finance note, if there is such a thing, we were given the 2016 Tax Collection Report. Just to give everyone a little bit of background, when I started the tax collection rate was in 2012, 92.7%. Our Tax Collector gave us a report that says our tax collection rate is now 99%. I wish I got this before so I could prepare better words. It is great work by the Tax Collector, who is now a full time employee now. You can see what value bringing the right employees and professionals together as a team for the community really can pay off. What that does, is it allows us to count on more ratable revenue which allows us to keep the tax rate as low as possible. Kudos to Jenn and her group in the Tax Collector's office."

2. Report of Mayor

Mayor Sabosik stated the following: "Last night was a long meeting. The dedication of this council is totally outstanding. We put our heart and soul into this budget. We continue to do this. As an independent business man, I too am a financial gentleman. I am intrigued by numbers. My wife laughs at me because all I do, is numbers. By the end of last night, I too was rather tired. But that goes to the extent of the hard work and dedication to this town. We are going back to 2 departments to revisit that. Jenn has done a tremendous job. Bringing her on board is really indicative of her professionalism by getting this tax rate up. It just shows how this team approach is working. With the team that we have here, we are all taking our assets and blending them together to make this town the best that it can be. All the egos are left outside. That is what is so important about this team. I wasn't going to talk long tonight but this annual Tax Collectors Report got me motivated because it just shows when you put good people together, good things happen.

Congressman MacAuthur also, besides working to getting us a canal walk, we have been in negotiation with him for getting us a safety boat. The boat that we have now is from about 1990 and outdated. We have pointed out to him that we are the responding community for 5 or 6 towns in the upper Manasquan area. We are looking for a boat that either homeland security or the coastguard can use and then give it to us as surplus. Instead of buying another new \$200,000.00 boat we are going down this path. Once again, we are conserving our tax dollars and watching our tax rate. By going to the Federal Government, they have the assets. I am very optimistic that we are going to get something. I am sure the boat won't go into a bathtub, it will be big enough to use in the Manasquan. I am very happy to see the congressman helping us so much.

Lastly, I do want to congratulate the senior Bill Borowsky for being such a great tutor to his son. I have never seen a parent so dedicated to one sport. I have known Bill now for about 8-10 years. And he has put more miles on more vehicles taking more kids to more wrestling matches than anybody I have ever known. And Councilwoman, you were right, but I wouldn't call him little Billy anymore. I think my money would probably go on the younger generation if it had to come to it. But congratulations, great job

by the younger generation, but sincerely great job by the older generation. You have been a great leader in helping a lot of kids in this town.”

B. MINUTES

1. **Approve Council Meeting Minutes of February 7, 2017**
2. **Approve Executive Meeting Minutes of February 7, 2017**

MOTION: Approve Minutes

MADE: Mr. Thulen

SECOND: Mrs. Snyder

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: Yes

C. ORDINANCES

1. Introduction

Bond Ordinance No. 2017-05 Providing for Renovations to the Public Boat Ramp at Bay Avenue in and for the Borough of Point Pleasant and Appropriating \$210,000.00 Therefore, and Providing for the Issuance of \$104,500.00 in General Improvement Bonds or Notes of the Borough of Point Pleasant to Finance the Same

MOTION: Adopt Ordinance

MADE: Mr. Thulen

SECOND: Mr. Furmato

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: Yes

2. Introduction

Bond Ordinance No. 2017-06 Providing for Renovation of Heritage Park in and for the Borough of Point Pleasant and Appropriating \$210,000.00 Therefore, and Providing for the Issuance of \$104,500.00 in General Improvement Bonds or Notes of the Borough of Point Pleasant to Finance the Same

MOTION: Adopt Ordinance

MADE: Ms. DePaola

SECOND: Mrs. Snyder

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: Yes

3. Introduction

Ordinance No. 2017-07 Amending and Supplementing Chapter III of the Borough Code, Entitled “Police Regulations” and Specifically Section 6-1 Entitled “Consumption in Unlicensed Premises Unlawful”

MOTION: Adopt Ordinance

MADE: Ms. DePaola

SECOND: Mr. Furmato

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: Yes

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

MOTION: Open the meeting to the public

MADE: Mr. Thulen

SECOND: Mrs. Snyder

APPROVED: All in Favor

Council President Wisniewski opened the meeting to the public.

Seeing no hands, Council President Wisniewski closed 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. (098-2017) Bills and Claims**
- 2. (099-2017) Void Check Resolution**
- 3. (100-2017) Authorize Transfer of 2016 Budget Appropriations**
- 4. (101-2017) Approve Emergency Temporary Appropriation**

The bills totaling the amount of \$6,968,120.23 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: Mr. Furmato

Mr. Wisniewski: *Abstain/Yes

Mr. Furmato: Yes

Mr. Borowsky: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Yes

CARRIES: Yes

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

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. (102-2017) Authorize Adjustment and/or Refund on Certain Tax or W/S Accounts**
- 2. (103-2017) Authorize Refund Demolition Bond – Block 274, Lot 21, 1621 Bay Avenue**
- 3. (104-2017) Authorize the Hiring of Recreation Micro Soccer Instructors**
- 4. (105-2017) Authorize DPW to Re-Bid for Radium Removal Services at Well #8**
- 5. (106-2017) Authorize DPW to Bid for Drainage Improvements at Various Locations (Phase 2) Project**
- 6. (107-2017) Confirming 2016 Length of Service Award List (LOSAP)**
- 8. (108-2017) Rejecting All Bids for the Handicapped Accessibility to the Municipal Building Project**
- 9. (109-2017) Rescinding Resolution No. 094-2017 and Awarding a Contract for the Three-Year Lease of Six (6) Police Vehicles to All American Ford-COF #2017-124**
- 10. (110-2017) Approving the Following Application:**
 - **The Shore House Bar & Grille, Petition to Extend Licensed Premises, Tent Party, March 17, 2017, 11:00 AM – 7:00 PM**
 - **Idle Hour, Petition to Extend Licensed Premises, St. Patrick’s Day Celebration, March 12, 2017, 11:00 AM – 7:00 PM**
 - **Idle Hour, Petition to Extend Licensed Premises, Bay Head/Mantoloking PBA Fundraiser, 11:00 AM – 7:00 PM**

MOTION: Adopt Consent Agenda

MADE: Mr. Thulen SECOND: Mrs. Snyder

Mr. Wisniewski: <u>Yes</u>	Mr. Furmato: <u>Yes</u>	Mr. Borowsky: <u>Yes</u>
Ms. DePaola: <u>Yes</u>	Ms. Snyder: <u>Yes</u>	Mr. Thulen: <u>Yes</u>

CARRIES: Yes

G. 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 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

MADE: Mr. Thulen

SECOND: Mr. Furmato

APPROVED: All in Favor

Dennis Vitkauskis: 2117 Foster Road – Asked the Council if on the reconstruction of these roads, will they be doing a reconstruction of curbs or just an overlay.

Councilman Furmato: Responded that they will be doing curbs and a little apron of concrete. Some will be an overlay and some will be completely rebuilt.

Dennis Vitkauskis: Asked about the Ordinance regarding BYOB, who will be enforcing that and how will they be letting the restaurants know of this new law.

Mr. Dasti: Stated that it falls under the Police Department's regulations. Establishments would have to register with the Borough Clerk that they are a BYOB establishment but the enforcement falls under police regulations.

Chief Larsen: Stated that his police department would treat this as they do any ordinance and enforce all laws and regulations.

Mayor Sabosik: Stated they will most likely go to the Chamber of Commerce and notify them of the updated rules and regulations and I believe all the restaurants in town are a member of the Chamber and they can disseminate the information to everyone to make sure they are informed of the new regulations.

Dennis Vitkauskis: Stated that the fishing pier looks nice and that he noticed the railing doesn't go straight and drops down in certain sections and wondered if that was for handicapped access.

Mayor Sabosik: Stated that it is for people in wheelchairs and for small kids.

Councilman Furmato: Also stated that it is for small children.

Dennis Vitkauskis: Stated that he noticed between Bay Avenue and the Pier there is small pee gravel that would not allow people to get through on a wheel chair.

Mayor Sabosik: Stated that the Superintendent of Public Works, Bob Forsyth is working to cure that deficiency.

Dennis Vitkauskis: Asked what was being done differently in the tax office to allow for this 99% tax collection rate.

Mayor Sabosik: Stated they have different methods that they are using that was not done before to ensure compliance of payment of taxes.

Mr. Pannucci: Stated that in years past, the tax department was not doing tax sales on a normal basis but we now have electronic tax sale. We also have automatic withdrawal now so customers can sign up for water/sewer and tax collection. All things that this Mayor and Council has asked to be instituted and the Tax Collector has done a good job instituting.

Dennis Vitkauskis: Also mentioned that he knows we said we put the notice of the budget meeting in the paper but that it was short notice.

Mayor Sabosik: Stated that we were able to get the paperwork done quicker than we originally thought and since this administration has taken over, we are trying to get budgets passed quickly, quietly and efficiently. Some of the times before this Administration the budget wouldn't get done until July and August and we don't want to do that anymore. We want to get our funding done and be operational to be sure that this town is operating at its peak efficiency.

Dennis Vitkauskis: Stated that he does read the Ocean Star but he doesn't read it all in one day since it is a weekly paper. So I didn't see the notice until afterwards.

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

H. 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 Mrs. Snyder

SECOND: Mr. Wisniewski

APPROVED: All in favor

RETURN FROM EXECUTIVE SESSION

Mayor Sabosik stated the following: "In executive session we discussed some personnel matters that we will be talking about at a later date."

MOTION TO ADJOURN

All in Favor

TRANSCRIBED BY: VERONICA THWING, DEPUTY CLERK

ATTEST:

APPROVED:

**ANTOINETTE JONES
BOROUGH CLERK**

**ROBERT A. SABOSIK
MAYOR**