

**COUNCIL MEETING  
TUESDAY, JUNE 20, 2017  
7:00 P.M.**

<b>Mayor:</b>	<b>Robert A. Sabosik</b>
<b>Council President:</b>	<b>John Wisniewski</b>
<b>Council Member:</b>	<b>Joseph Furmato</b>
<b>Council Member:</b>	<b>Antoinette DePaola</b>
<b>Council Member:</b>	<b>William Borowsky (Absent)</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 13, 2017 edition of *The Ocean Star* and the January 19, 2017 edition of *The Asbury Park Press*.

Mayor Sabosik stated the following: “This evening we have two Proclamations. But one is very special because a special group of young people in our town has received a recognition that few can get.”

**B. PROCLAMATION**

**2. Declaring Friday, June 30<sup>th</sup> “Lisa Collins 5<sup>th</sup> Grade Class Day-The Red Nose Day In-School Challenge”**

**Councilwoman Snyder:** “We have amongst us today, Mrs. Collins 5<sup>th</sup> grade class. They put together a video to help bring awareness to childhood poverty and to help come up with examples on how to fight childhood poverty so that ultimately no child has to go hungry and no child has to live in poverty. They made it as a National Finalist. They were one of only 9 videos chosen in the entire Country to make it to the final round. They ultimately won the People’s Choice Award, and even though they did not win the final round, they did receive \$1,250.00 in a gift certificate credit. This young class was so in tune to the plight of childhood poverty and they asked their teacher if she could plead with the National Organization and have those gift certificates converted to cash money that could then be donated to St. Gregory’s Pantry. Mrs. Collins did what she could and harassed the National Organization and yesterday Mrs. Collins arrived with a check in the amount of \$1,250.00 and presented it to St. Gregory’s Pantry. They were very appreciative of the gesture. That selfless act by Mrs. Collins 5<sup>th</sup> grade class has certainly helped to make a difference in the lives of local families in need who often suffer during the summer because there is no more school lunch program to help children have at least one regular meal a day. I want to commend each and every student in Mrs. Collins class.

A couple of weeks ago we had another group of young ladies who came to the council meeting and presented their suggestions to improve our Recreation Department. They came with a list of different programs that the Recreation Department should consider. A few months ago a young Girl Scout leader came to council and asked if she could raise some funds to help purchase some equipment for our playground that would make it easier for disabled children to participate in playground activities. Coupled

with Mrs. Collins class I have no doubt that the leadership in Point Pleasant Borough is alive and well and thriving amongst our young people today. I would like the adults to take a look at the young people looking in the first few rows and please give them a round of applause because they are tomorrow's leaders and they will be exceptional leaders without a doubt."

**Mayor Sabosik stated the following:** "Just so everybody knows we did visit their class and every one of them received a Proclamation identical to this."

**1. Designation of July as Parks and Recreation Month**

**A. WORKSHOP**

**1. Committee Reports**

**Council Member Furmato stated the following:** "We have a Resolution tonight for Riviera Parkway which is going to be paved from Nellie Bennett to Marine Parkway and also sidewalks and curbs will be put in there. We also have Treeneedle and Pearce that will be paved on this agenda. Another thing we have is a generator installation at Well #10 and Well #8. They are in progress right now and should be completed this summer. A big thing is, our beaches on Maxim Avenue and Dorsett Dock Road and Riviera, the DPW did a fantastic job fixing them up this summer and they also did a great job on the fishing pier on Manasquan River and Bay Avenue so good job Bob and your crew for all you have done there."

**Council Member Snyder stated the following:** "The Environmental Commission held their meeting last night and a bunch of things are going on with them. First, I am pleased to report that we have an intern. He is a Point Borough resident and he is currently studying both Environmental Studies and Economics at TCNJ. He is volunteering this summer with the Environmental Commission and his primary project is working on the Sustainable Jersey Application. I am fairly confident that the Borough is eligible and will receive the Bronze certification and will then work towards receiving the Silver certification next year. In reviewing the point system, perhaps if we really pushed we could try for the Silver certification this year but it was decided that since this our first year seeking certification that we would go for the Bronze and then next year work up towards Silver. The Environmental Commission also discussed doing some improvements to the woods over by the Community Park area and the trails. Unfortunately there are some issues there with Green Acres, the DEP, the Army Corps of Engineers, the Ocean County Mosquito Commission and a whole bunch of different departments. But the Environmental Commission is looking into ways to clean up and restore the walking trails back to how they were when they first opened up. The next Environmental Commission meeting is July 17, 2017.

I also wanted to just congratulate the Chief on the well-attended Police Camp yesterday. I know that there were a lot of children and parents here. A lot of really enthusiastic people who I saw walking through the door. So I just wanted to congratulate the Chief on running a very well run program that the residents look forward to every year."

**Council Member Thulen stated the following:** "Congratulations to Mrs. Collins 5<sup>th</sup> Grade class. It was very nice. Glad to see that the kids are into all that fun work.

We are working on our next Land Use Committee Meeting coming up. We have a couple issues that we need to speak about. Some to do with Personnel and some to do with updating some of the older zoning codes that we have.

Also we have our Floodplain Management on for this evening. I will try to have Ray Savacool come to explain this to the public at the next meeting."

**Council Member DePaola stated the following:** “I would also like to commend the Chief for running a great department and having his officers out and about. We have noticed a lot more visibility especially now that school is out.

Also, Detective Lt. Adam Picca and Detective Dave Scalabrini received a commendation from the FBI Joint Terrorism Task Force for their outstanding efforts in helping to investigate which finally led to an arrest of a terror suspect that unfortunately was living here in the Borough of Point Pleasant. So they were commended by the FBI Joint Task Force on Terrorism and also we would like to commend you for allowing your officers to be so involved in this very serious topic and to do all that they can do to keep terrorism at bay here in our community.

Also, the Community Watch Organization is going to have a meeting on June 27<sup>th</sup>. That meetings purpose will be to discuss the upcoming National Night Out event which as most of you know is a free event at the Community Park for families to come out from 6 to 9pm on August 1<sup>st</sup>. We will be there along with any other nonprofit groups in town that would like to set up a booth to bring awareness to their organization such as Girl Scouts or Boy Scouts. The Police and Fire will both be there and bring some of their equipment. We will have some entertainment that evening. So if anybody is interested in either getting a booth for their nonprofit organization or if they are interested in helping to sponsor the event by donating water or something that can be utilized that evening, please feel free to email me at [ptborowatch@ptborowatch.org](mailto:ptborowatch@ptborowatch.org) and someone will get back to you. Also in order to be able to have the National Night Out at no cost to the residents there will be a car wash fundraiser on Sunday, June 25<sup>th</sup> at the M.E. Sabosik and Associates parking lot from 10am to 2pm. If you need to have your car cleaned and you have some time on the 25<sup>th</sup> please feel free to come on out and support the Community Watch Organization. They’re really a great bunch of volunteers who help the police keep the town safe.”

**Council President Wisniewski stated the following:** “You may notice that we are all dressed a little bit less formally. We are trying to stay a little more comfortable up here in the summer heat. We are not taking our meetings less seriously, we are trying to just be a little more comfortable.

Moving on to Finance, June 28<sup>th</sup> we are having our next Finance Committee Meeting. We will be discussing the Audit and some items. We will also be discussing a 5 year financial projection plan that we will be building into the regular Borough rigor so that we are always looking forward and planning for the future.

Another item we will be discussing is options for the no boundaries park. We have gotten some estimates over at Heritage Park.

Finally with Open Space, we have finally heard back from Congressman McArthur and interestingly enough he decided that the canal is more in Congressman Smith’s District and we need to contact Congressman Smith so I appreciated that geography lesson from our Congressman.

Also I echo Councilman Furfato’s commendation on the Borough Beaches. The guys are really doing a fabulous job. The Bennett Cabin is also going to have some work going on soon.”

## **2. Report of Mayor**

**Mayor Sabosik stated the following:** “Everyone has seen over the last year and a half that the town has had a rebound. The rebound is because of positivity throughout the town. The positivity and inclusion of everyone. Summerfest was a huge success due to the combined efforts of the Chamber of Commerce, Town Administration, DPW, Police Department who all worked together to have the biggest event ever. It was a great show of all the vendors, it was a great show for the visitors and our residents.

Rotary had the 5K Run. There were 500 runners, the most we ever had. Thanks to the Boy Scouts who helped out along with our PD and DPW. It is one of the biggest events that the Rotary has and it is one of the best. It is for Melanoma. Every year we donate about \$10,000.00 to find a cure for that insidious disease. This shows that this town has come back from Sandy. But we are not done. We will continue to improve and make this town the best that we can make it. And part of that is to rebuild part of our history. Salt marsh restoration is very important. We are a waterfront town. I have to commend Dennis Blazak for spearheading a project that is going to be one of the first on the East Coast with the American Littoral Society and the United States Department of Interior. ‘The project at Slade Dale Sanctuary will create great waters using recycled natural materials that will help prevent further erosion of high march habitat and restore areas of low marsh that has been lost to erosion. The American Littoral Society has pointed out that this is one of the best new programs they have seen for restoration. We are going to restore, we are going to build, we are going to be better and we are going to protect our heritage. That is why we are up here. That is our job. Our Council President mentioned Heritage Park. We have had some grant monies from commercial entities. It is going to be one of the first parks in Northern and Southern Ocean County that is a park with no boundaries where special kids can go and be natural and be themselves and enjoy. That is part of the inclusion plan. We are including everybody because that is what a Governing Body does. We include everybody who lives in this town. They also mentioned the beaches. If you go by the beaches, they look the best that I have seen. Bob, I want to thank your people. They have done a tremendous job to make everything look the way that it does.

We have tremendous talent in the employees in this town and they are being able to showcase their talents. They care about this town and want to make it better. It is a uniform theme of positivity, of growth and of inclusion. That is what we will do and that is what we will continue to do.”

**C. MINUTES**

- 1. Approve Council Meeting Minutes of May 16, 2017**
- 2. Approve Executive Meeting Minutes of May 16, 2017**

**MOTION: Approve Minutes**

**MADE: Mrs. Snyder**

**SECOND: Mr. Wisniewski**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**Ms. DePaola: Abstain**

**Ms. Snyder: Yes**

**Mr. Thulen: Yes**

**CARRIES: Yes**

**D. ORDINANCES**

- 1. Introduction**

**Ordinance No. 2017-18 - Amending Ordinance No. 2017-02 Which Established an Affordable Housing Overlay Zone in the Borough of Point Pleasant**

**MOTION: Adopt Ordinance**

**MADE: Mr. Thulen**

**SECOND: Mr. Furmato**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**Ms. DePaola: Yes**

**Ms. Snyder: Yes**

**Mr. Thulen: Yes**

**CARRIES: Yes**

2. **Introduction**

**Ordinance No. 2017-19 – Amending and Supplementing Chapter XII of the Borough Code Entitled, “Streets, Sidewalks and Sanitation,” Specifically Sections 4 and 7 Thereof**

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mrs. Snyder**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**Ms. DePaola: Yes**

**Ms. Snyder: Yes**

**Mr. Thulen: Yes**

**CARRIES: Yes**

3. **Introduction**

**Ordinance No. 2017-20 – Amending and Supplementing Chapter XIX of the Borough Code Entitled “Land Use” to Provide for a Pedestrian Safety Fund**

**MOTION: Adopt Ordinance**

**MADE: Mr. Furmato**

**SECOND: Mr. Thulen**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**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**

**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: 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.**

**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. (195-2017) Bills and Claims
2. (196-2017) Establish Dedicated Trust by Rider – Pedestrian Safety Fund
3. (197-2017) Chapter 159 – Alcohol Education Rehabilitation
4. (198-2017) Chapter 159 – Clean Communities Grant

The bills totaling the amount of \$9,311,575.86 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: Mr. Thulen**

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

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**Ms. DePaola: Yes**

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

**Mr. Thulen: Yes**

**CARRIES: Yes**

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

**\*Mrs. Snyder abstained from payments made to Bathgate Wegener Wolf and voted 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. (199-2017) Authorize Adjustment and/or Refund on Certain Tax or W/S Accounts
2. (200-2017) Approving Renewal of Liquor Licenses for the Term 2017-2018
3. (201-2017) Authorize T&M Associates to Solicit Bids for the Bay Avenue Boat Ramp
4. (202-2017) Adoption of Floodplain Management Plan
5. (203-2017) Urge Representatives from the State of NJ to Support the Legislative Action to Re-Authorize and Extend the National Flood Insurance Program (NFIP)
6. (204-2017) Authorize Refund Demolition Bond – Block 360, Lot 23, TFM Builders
7. (205-2017) Authorize Refund Demolition Bond – Block 360, Lot 23, Jo-Dee Griffith
8. (206-2017) Authorize Recreation Department to Hire Seasonal Employees
9. (207-2017) Authorize Police Department to Solicit Bids for Purchase of Police Uniforms and Accessories
10. (208-2017) Authorize Disposal of Found/Abandoned Property Via Online Auction – PD
11. (209-2017) Authorize Disposal of Surplus Property Via Online Auction – PD
12. (210-2017) Authorizing Commencement of Lease Agreement with T-Mobile for Wireless Telecommunication Equipment on Property Known as Block 163, Lot 4, Memorial Drive Water Tank
13. (211-2017) Authorizing Release of Performance Bond and Acceptance of Maintenance Bond from Point 88 Realty Co., Inc. for Property Known as Block 212, Lot 1 and Block 349, Lots 3.01 and 17
14. (212-2017) Amending Resolution No. 016-2017 and Appointing Peter Van den Kooy of the Firm of CME Associates, Inc., as the Borough’s Professional Planner

- 15. (213-2017) **Authorizing Cancellation of W/S Utility Capital Appropriation Balances of Completed Projects**
- 16. (214-2017) **Authorizing Cancellation of General Capital Appropriation Balances of Completed Projects**
- 17. (215-2017) **Awarding a Contract for the Purchase and Installation of Power Loading Cot Fastener System to Bay Head Investments, Inc., - COF #2017-142**
- 18. (216-2017) **Award Bid for Riviera Parkway Curb & Sidewalk/Mill & Overlay of Riviera Parkway, Treeneedle Road and Pearce Avenue – COF #2017-143**

**MOTION: To Adopt Consent Agenda with the Exception of Item #10**

**MADE: Mrs. Snyder**

**SECOND: Mr. Thulen**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**Ms. DePaola: \*Abstain/Yes**

**Ms. Snyder: Yes**

**Mr. Thulen: Yes**

**CARRIES: Yes**

**\*Ms. DePaola Abstained from Consent Agenda Item #8**

Mrs. Snyder requested that we try to auction some of the bikes to Point Pleasant residents and their children so that our own residents can benefit.

Mr. Thulen suggested that we auction bicycles to residents before we put them online possibly before a movie night.

Chief Larsen stated that he has these auctions twice a year due to the overwhelming amount of bikes they have. The Chief indicated that whatever the Council's decision is would have to be sooner than later to the substantial amount of bikes he is holding on to.

Mr. Dasti stated that this would not be something that could happen overnight. This would be a more involved process which would include hiring an auctioneer.

Mrs. Snyder asked if we were bound to have to have an online auction or could we just advertise that there are bikes available for pickup.

Mr. Dasti stated that we are not able to just give them away. He suggested that they hold off on this item until they have had a chance to discuss it further.

Mayor Sabosik suggested that we hold a portion of the bikes and advertise to have a public auction for our residents. The rest of the bikes would then go for online auction.

Chief Larsen stated that he understands that the Mayor and Council want the residents to benefit by selling bikes to them at a nominal cost but in actuality businesses would come in as they had in the past to buy up the bikes to refurbish and resell.

Mr. Dasti stated that he didn't believe there was anything that would preclude a resident from registering and bidding online. He suggested that the Borough advertise on the Borough website.

Mayor and Council discussed possible options together.

Mr. Dasti recommended that they have the Resolution go as is and let the members of the public know what the website is and they can log on like anyone else. He stated that they are discussing too openly about legal options and to move on.

Mr. Thulen made a motion that they approve the Resolution as it is and work on the policy going forward.

**MOTION: To Adopt Consent Agenda Item #10**

**MADE: Mr. Thulen**

**SECOND: Mr. Wisniewski**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**Ms. DePaola: Yes**

**Ms. Snyder: Yes**

**Mr. Thulen: Yes**

**CARRIES: Yes**

## **H. 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: Mrs. Snyder**

**SECOND: Mr. Thulen**

**APPROVED: All in Favor**

John Wardell: President of the Point Pleasant Borough First Aid Squad – Thanked the Mayor and Council for their support and for the power stretchers. Explained that they have made a difference already saving a lot of backs. He also stated that it has been a busy month helping outside with the 5K Rotary Run and other events in town.

Mayor Sabosik: Thanked them for all their hard work.

Andy Preiser: 1107A Beaver Dam Road – Asked why they are appointing a new Borough Planner as per Item #14 on the Consent Agenda.

Mr. Dasti: Answered that the current Professional Planner for the Borough had left the firm and this is their replacement.

Dennis Vitkauskis: 2117 Foster Road – Asked the Mayor and Council when they will be updating the sound system in the court room.

Mayor Sabosik: Stated that we have had a couple people look at the system and should be replacing it in the near future.



Seeing no other hands, Mayor Sabosik 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. Contractual**

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**

Mr. Dasti stated the following: "In closed session I updated the Governing Body on some pending litigation matters that my office is handling. There is also going to be an add-on resolution tonight authorizing certain personnel actions."

**19. (217-2017) Authorizing Execution of a Settlement Agreement with Officer David Ippolito**

**MOTION: Adopt Resolution**

**MADE: Ms. DePaola**

**SECOND: Mrs. Snyder**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Absent**

**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**