

**COUNCIL MEETING  
TUESDAY, DECEMBER 5, 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>Antoinette DePaola</b>
<b>Council Member:</b>	<b>Joseph Furmato</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 13, 2017 edition of *The Ocean Star* and the January 19, 2017 edition of *The Asbury Park Press*.

Mayor Sabosik stated the following: “Tonight we are going to start off with a very positive event. Representatives from JCP&L are with us this evening to present a check to the town of Point Pleasant for \$1,000.00 to help us have our Christmas extravaganza. When you walked in tonight, if you noticed the park across the street, we are about 85% done. Rumor has it that I am being called Mr. Hallmark this year because of all the lights we are putting in.

I just want to say, JCP&L is a great organization. Five years ago when Sandy hit, all of us were ruined. We were destroyed. We had communication problems and service problems. JCP&L came back stronger and better than ever. They came back with programs to help local officials, where we could talk to people and have an open line of communication. They care about customer service and customer satisfaction. Some big companies have lost that. They have lost their American way of customer satisfaction. JCP&L came back stronger with personalized programs for towns and they established a program with area managers. These managers talk to all the local officials and I am happy to report, that I personally believe, that we have the best area manager of JCP&L. John Meehan is not an 8am to 5pm guy. John will text me or call me on the weekends or at night. It doesn’t matter what the time is. He is one of the most proactive executives that I have ever met. I have been in business for over 40 years and have a lot of fortune 500 customers. What JCP&L has done is they have reinvented themselves. They appreciate their customers and they appreciate the towns. John, you have shown that you are a sterling example of how corporate America helps little towns. So without further ado, I ask the JCP&L representatives to come up so we can accept your check and say thank you from the bottom of our hearts for being such a great provider of service.”

- A. **PRESENTATION**
  - 1. **JCP&L – Christmas Tree Lighting Donation**
  
- B. **WORKSHOP**
  - 1. **Committee Reports**

**Council Member Thulen stated the following** “I just want to thank JCP&L one last time before they leave.

Unfortunately I was not here most of last month. So I apologize for missing the meeting. I was on a trip with the American Council of Young Political Leaders and the State Department. We had the benefit of going out to Botswana and South Africa. People like myself and our Mayor and Council here along with many municipalities throughout those countries were there. It was a wonderful trip. We got to see a bunch of beautiful places and meet a bunch of great people. But knowing how bad it can get over there, it was very nice being home. A couple things I was astounded by, was some of the towns along with their Mayor’s and Council, do not work with their police departments at all. This leads to a lot of corruption. I am very happy that I have my police department where I have no problem calling them and I am very happy that we work so closely with them. The other thing is the Councils really do not have any control over their own finances and what they do with it or how they fund it. We get to talk to our taxpayers and work with them directly. I really appreciate these benefits now.”

I am happy to be back and I really look forward to seeing everyone at our Holiday event on Friday night.”

**Council Member Furmato stated the following:** “The DPW did a great job across the street. I also want to thank Bill Borowsky for donating the Christmas tree at Community Park. It is going to be a nice night Friday night. Hopefully we will see a little snow flurries.

The Bay Avenue Boat Ramp is still under construction. It is going a little slow but it should be done by the end of the month. The last thing I have is leaf pickup, we are in the second round of leaf pickup starting section five on Thursday.”

**Council Member Snyder stated the following:** “I would like to echo my colleagues thanks to both JCP&L and Councilman Bill Borowsky for the donation of the lights and the trees. It looks great out there. Also, to the DPW workers for setting everything up and being innovative with the lights. A great job. I just wanted to stress that this is just one more example of Council and DPW and the Borough Departments working together in seeking and obtaining improvements to the Borough at no cost to the residents. So I would like to commend the Mayor and the Borough Administrator for finding the funding for the wonderful light display that we have this year.

Just real quick, the Environmental Commission is continuing to work on its Sustainable Jersey Application and, in the probably not too distant future, there will be approximately 3 resolutions that will be presented for the Council’s consideration. Coupled with that there is also the New Jersey Safe Routes to School Certification. Our various program levels went from bronze to gold. We have been in touch with Ian Henderson with the Greater Mercer Transportation Authority who is one of our liaisons who is trying to improve bicycling and pedestrian safety here in the Borough. He has provided us with some information regarding the Safe Routes to School Recognition Program and there is a Resolution coupled with that which will probably be presented before Council for consideration within the next month.”

**Council Member Borowsky stated the following:** “Registration for our winter Recreation programs started yesterday for Borough residents. It will open on December 11<sup>th</sup> for non-residents. Registration will be open until December 27<sup>th</sup>. Some of the new programs this winter were: Parenting Playdate, Wish upon a Jar classes, Young Rembrandts, Enspirited Drama Comedy Class, Casino Trip to Atlantic City and Superhero Fitness Event. Our winter basketball program is completely full. All of the sponsorships for the teams were totally filled and all of the staff has been hired or appointed.

Sheri has been working with the Chamber on the Christmas Tree Lighting for Friday night. There is a market in the park. This is something new. There is going to be different craft vendors and food trucks. It is going to be a good time. I will give you a brief schedule of how Friday is going to go. At 5:30pm the

Point Pleasant Pre-School Recreation is going to perform. At 5:45pm St. Peters Chorus performs. 6pm is the Enspirit and Drama Show. 6:15pm is Shore Dance. 6:30pm Santa arrives. The Holiday Market that the Chamber is involved in will take place from 5pm-9pm. Horse and Carriage rides will be available from 6:30pm to 8:30pm and visits with Santa start at 6:45pm.

I would also like to thank JCP&L for their generous donation.

Lastly, I would like to congratulate the Point Pleasant High School Football Team on a highly successful season. I know they fell short of their goals and those kids are probably devastated. But they really had a phenomenal season and I hope they realize that. They brought a lot of excitement to this town and the Mayor and Council enjoyed the games. I just want to say thank you to all the kids for all the hard work they put in.”

**Council Member DePaola stated the following:** “This evening, as everyone has already stated, I would also like to thank JCP&L for helping our town maintain its small town charm and being able to put on events for our residents that are fun and family friendly. They are at no cost to the taxpayers of the town to participate although there is a small cost to the Borough. Through small partnerships with corporate America, we are able to keep those costs down and put on a very nice event and hopefully that will continue to grow so thank you to our partners at JCP&L.

Next up, some of you may have read that the Point Pleasant Police Department has joined the Heroin Addiction Response Program that is sponsored by the Ocean County Prosecutor’s Office. What that does is it allows anyone with an addiction problem to come and seek help from our Police Department and they will help set the person up so they can get the help they need. Hopefully, this program that Chief Larsen pushed for us to be a member of, will help cut down on the loss of so many young lives to this epidemic of opioids.

Lastly, on a more positive note, Chief Larsen did receive a letter of thanks from former Police Chief Robert Hoffman and what it says is: “We would like to send our sincere appreciation for your support over the last 5 years. You opened your headquarters after Superstorm Sandy to the Bay Head Police Department allowing us to process prisoners and have a safe haven for our staff. The sense of community and commitment that you have shown us will never be forgotten. You made a difficult situation a lot easier for us to handle. We are now operating at full capacity at our new headquarters. The cooperation and assistance that we received from your town is deeply appreciated and will not be forgotten.” So again, thank you to the Chief and thank you to this Mayor and Council and Administration for working with our neighbors to lend a helping hand because we all have times whether it is personal or professional where we can use a little help. It just restores your faith in humanity. Thank you again to everybody and for their cooperation.”

**Council President Wisniewski stated the following:** “I would also like to give my thanks to Councilman Borowsky for donating the tree and JCP&L for what I am sure is going to be a fabulous winter wonderland on Friday night. And as an encore, Santa Claus will be at the Bennett Cabin from 2pm-5pm on Saturday and Sunday. There is a lot of treats and donations for the kids. I encourage everyone to bring their kids out to have pictures with Santa if they don’t have a chance to bring their kids out on Friday.

Also, I would like to echo Councilman Borowsky’s sentiments regarding the Point Pleasant Boro Football Team. They played a really great game. The support from the school and the student body was fantastic. A student very close to me told me that he has been in high school now for almost 4 years and 3 of those years he couldn’t wait to get out. But watching this football team play has made him not want high school to end. So it just shows you the impact that these young kids have from having school spirit and developing a community sense throughout their efforts and performance.

I know I mentioned this during the last meeting, but Reorganization Day will be Sunday, January 7<sup>th</sup>, 2018 at 12pm. All are welcome. It is usually a pretty crowded day so if you need to get here, get here early.

The Budget is almost done. From what I understand from Mr. Pannucci, it is looking pretty positive. We are excited to get the final numbers. So that should be coming shortly.

Going back to the Bennett Cabin, I would just like to thank the volunteers and I have been told that there is a potential rumor that there may be a surprise guest star at the Bennett Cabin this year.”

## **2. Report of Mayor**

**Mayor Sabosik stated the following:** “I just want to wish everybody a safe and happy holiday season. Friday night is going to be a great night for this town. As you can see, a lot of our DPW people have put their heart and soul into decorating the park and it looks wonderful. The Garden Club has redone all the barrels. They work very hard for this town. They do a great job. I know they are looking to put more barrels out. The Barrels are \$100.00 per year and it is worth every dime for what they do to bring happiness to this town. They do a great job and they work hard. I know my barrel has been out there a long time. It is so old I should buy a new barrel. It is a great program and it just shows the spirit of the town.

This month there will be no Mayor’s Hours because I will be busy helping the gentleman from the North Pole doing various events throughout the town. We are lucky enough that Santa has decided to come to our town numerous times. Santa will also be with Mrs. Claus at the Bennett Cabin. Once again, there is no charge for the pictures with Santa at our events in the Borough.

I also want to say congratulations to the Point Pleasant Boro High School Football Team. They had a great season and I agree with the Council Members that we went to a lot of the games and I have to tell you, I have been a football fan and I have been at Giants Stadium. One of the games here was one of the coldest games I have ever been to. It was incredible and it was worth it watching them play.

Lastly, I know that Santa is going to do well. I am sure he will look very professional at Bennett Cabin.”

## **C. MINUTES**

### **1. Approve Council Meeting Minutes of November 13, 2017**

**MOTION: Approve Minutes**

**MADE: Mr. Wisniewski**

**SECOND: Ms. DePaola**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Yes**

**Ms. DePaola: Yes**

**Ms. Snyder: Yes**

**Mr. Thulen: Abstain**

**CARRIES: Yes**

## **D. ORDINANCE**

### **1. Final Reading and Public Hearing**

**Ordinance No. 2017-24 Amending and Supplementing Chapter II, Section 32 of the Borough Code, Entitled, “Public Contracting and Limiting of Political Contributions” to Mirror State Language**

Mayor Sabosik opened the meeting for public comment. Seeing no hands Mayor Sabosik closed this portion of the meeting.

**MOTION: Adopt Ordinance**

**MADE: Mr. Wisniewski**

**SECOND: Mr. Thulen**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Yes**

**Ms. DePaola: Yes**

**Ms. Snyder: Yes**

**Mr. Thulen: Yes**

**CARRIES: Yes**

**2. Introduction**

**Ordinance No. 2017-25 Updating Chapter XIX of the Borough Code Entitled “Land Use” and Specifically Amending and Supplementing Section 19**

**MOTION: Adopt Ordinance**

**MADE: Mr. Wisniewski**

**SECOND: Mr. Thulen**

**Mr. Wisniewski: Yes**

**Mr. Furmato: 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**

**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: Ms. DePaola

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 “Resolution” 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. (329-2017) Bills and Claims
2. (330-2017) Cancel Outstanding Grant Balances – 2017
3. (331-2017) Request Chapter 159 Budget Insertion – Drive Sober or Get Pulled Over-Year End Holiday Crackdown

The bills totaling the amount of \$1,715,570.24 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: Ms. Snyder**

**Mr. Wisniewski: Yes**

**Mr. Furmato: Yes**

**Mr. Borowsky: Yes**

**Ms. DePaola: Yes**

**Ms. 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. (332-2017) Authorize Release of Performance Bond and Acceptance of Maintenance Bond for Riviera Parkway Curb, Sidewalk Mill and Overlay of Riviera Parkway, Treeneedle Road and Pearce Avenue Project
2. (333-2017) Authorize Release of Performance Bond for Three Blue Dots at Point Pleasant, LLC, Block 267, Lot 8.02, 701 South Street
3. (334-2017) Authorize Release of Performance Bond and Acceptance of Maintenance Bond for FEMA H.M.G.P. #519 Tide Flex Valves Installation Project
4. (335-2017) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accts.
5. (336-2017) Authorize Refund Demolition Bond-Block 279, Lot 231, 1712 Bay Isle Drive
6. (337-2017) Confirm Authorization of Person to Person Transfer of Liquor License to Sai Amin & Reddy, LLC
7. (338-2017) Authorize CME Associates to Provide Professional Engineering Services for Heritage Park Improvements Project – COF #2017-171
8. (339-2017) Accepting JCP&L Donation for Christmas Tree Lighting
9. (340-2017) Authorize Recreation Department to Hire Seasonal Employees
10. (341-2017) Authorize Refund Escrow Accounts – Zoning Board of Adjustment
11. (342-2017) Authorizing Amendment to Contract to CME Associates for COAH Work On Behalf of the Mt. Laurel Sub-Committee for 2017 – COF #2017-172
12. (343-2017) Adopting an Updated Plan Document for its Existing Emergency Services Volunteer Length of Service Award Plan

**MOTION: Adopt Consent Agenda**

**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**

## **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: Ms. DePaola**

**SECOND: Mrs. Snyder**

**APPROVED: All in Favor**

Al Clericuzio: 1505 Hyacinth Place – Stated that the PA system is ineffectual.

Mayor Sabosik responded that we are budgeted to get a new one in 2018.

Dennis Vitkauskis: 2117 Foster Road – Commented that there is a commercial business that was parking cars very close to the corner on the road by where he lives. You could not see oncoming traffic when you are trying to get out of the intersection. He stated that he went to the police station and today the cars were moved. Also, Officer Phillips followed up with a phone call and left a message on his machine. He would like to thank Officer Phillips for following up.

**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/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 Mr. Borowsky**

**SECOND: Mr. Furmato**

**APPROVED: All in favor**

**RETURN FROM EXECUTIVE SESSION**

Mr. Dasti stated the following: "While we were in closed session we discussed several potential litigation matters involving a former employee of the Borough and other matters involving several properties in the Borough with maintenance issues."

**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**