

**COUNCIL MEETING
TUESDAY, APRIL 17, 2018
7:00 P.M.**

Mayor:	Robert A. Sabosik
Council President:	William Borowsky
Council Member:	John Wisniewski
Council Member:	Joseph Furmato
Council Member:	Antoinette DePaola
Council Member:	Pamela Snyder
Council Member:	Michael Thulen, Jr (Absent)
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 12, 2018 edition of *The Ocean Star* and *The Asbury Park Press*.

A. WORKSHOP
1. Committee Reports

Council Member Wisniewski stated the following: “Earth Day is coming up and the Bennett Cabin will be hosting the Historical Society and they will be selling community stuff from over the years. Make sure you stop by the Bennett Cabin for that sale if you are around.”

Council Member DePaola stated the following: “On Earth Day the Community Watch will be there from 12pm to 4pm. The Community Watch will also be having their monthly meeting on Monday night at 7:00pm so if anybody is interested please come. Also the Community Watch is going to have a fundraiser in June. It is going to be a paint party. We will have more information on that coming up soon.”

Council Member Snyder stated the following: “I am just going to say ditto to what Councilman Wisniewski said and remind everyone that we will be passing out tree seedlings on Earth Day. So come on out on Saturday. If it rains, it will be Sunday.”

Council Member Furmato stated the following: “Christine Court is moving along nicely. It will probably be a couple weeks until it is completed. Also Bay Avenue looks really good. The paving is done. It looks like the only thing left is landscaping and it will be complete.

Saturday, we had the clean-up at the marsh over at Sunshine Harbor. We had quite a few people there and we did pick up a lot of bags and a lot of lumber and it is looking good over there.

Yesterday I think we had the worst flooding since Sandy. Most of the town that is in a flood zone got hit very hard. I didn't hear about any damage or anything but I know at certain points I was actually brushing the water from the storm drains.”

Council President Borowsky stated the following: “I missed the last meeting so I would just like to say thanks to Sheri and Public Works and everybody else involved in the Easter Egg Hunt. 500 children attended and it was a huge success. I got a lot of positive feedback. On April 10th we had our preschool online signups. There was 101 spots open and it filled up in one day. Heritage Park is coming along really nice. The sidewalks are in all around the basketball courts and play areas. The playground equipment will hopefully be installed by the end of the week and then sometime next week the rubber surface will be put in place. It is progressing really nice. The Rec summer brochure is finished and it will be ready by the end of the week. We have a Rec Committee Meeting tomorrow night so next meeting I will have more information for you.”

2. Report of Mayor

Mayor Sabosik stated the following: “I too was at the cleanup. It was great fun. I did not fall into the mud which I was very happy about. It was a pleasant day much different than the following day which was terrible.

Earth Day should be a great event for this town. Unfortunately, I will not be able to attend due to my Mother-in-Law’s funeral. She passed away and I thank everybody for the prayers and phone calls that we have been receiving.”

B. MINUTES

1. Approve Council Meeting Minutes of April 3, 2018

MOTION: Approve Minutes

MADE: Ms. DePaola

SECOND: Mrs. Snyder

Mr. Borowsky: Abstain

Mr. Wisniewski: Abstain

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Absent

CARRIES: Yes

C. ORDINANCE

1. Final Reading and Public Hearing

Ordinance No. 2018-08 Amending and Supplementing Chapter III of the Borough Code, Entitled “Police Regulations” and Specifically Section 3-13 Entitled Smoking and Use of Tobacco Products on School Grounds Prohibited”

Mayor Sabosik opened the meeting for public comment on Ordinance No. 2018-08.

Dennis Vitkauskis: 2117 Foster Road – Asked if this was only when school is in session or any time.

Mr. Dasti stated that it would be no smoking on school grounds at all times

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

MOTION: Adopt Ordinance

MADE: Ms. DePaola

SECOND: Mr. Furmato

Mr. Borowsky: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Absent

CARRIES: Yes

2. **Introduction**
Ordinance No. 2018-09 Amending and Supplementing Section 19-37 of the Borough Code, Entitled Flood Damage Prevention”

MOTION: Adopt Ordinance

MADE: Ms. DePaola

SECOND: Mr. Furrato

Mr. Borowsky: Yes

Mr. Wisniewski: Yes

Mr. Furrato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Absent

CARRIES: Yes

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

OPEN PUBLIC SESSION

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 Borowsky opened the meeting to the public.

John Mogel: 1600 Center Street, Sunshine Harbor – Stated that he didn’t know this Ordinance # 2018-09 was going to be introduced tonight. Wanted to ask more questions about this ordinance.

Mr. Dasti: Stated that he would have to ask his questions during open public session or at the next Council Meeting during the public portion of the final reading.

Seeing no other hands, Council President Borowsky closed this portion of the meeting.

E. 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. (117-2018) Bills and Claims
2. (118-2018) Void Check Resolution
3. (119-2018) Chapter 159 – NJOEM Trailer Reimbursement

The bills totaling the amount of \$3,098,460.02 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. Wisniewski

Mr. Borowsky: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: *Abstain/Yes

Mr. Thulen: Absent

CARRIES: Yes

*Mrs. Snyder abstained from all payments to Bathgate Wegener & Wolf 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. (120-2018) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accts.
2. (121-2018) Authorize Refund of Lien Redemption and Premium Paid at Tax Sale
3. (122-2018) Authorize Refund Demolition Bonds – Mike Coogan Consulting, Inc.
4. (123-2018) Authorize Refund Demolition Bonds – Aggressive Contracting, Inc.
5. (124-2018) Authorize Refund Demolition Bond – 512 Boulton Avenue
6. (125-2018) Authorize DPW to Solicit Bids for Purchase of Water Meters and Equipment
7. (126-2018) Authorize DPW to Solicit Bids for Phase 2-Sanitary Sewer Videotape Project
8. (127-2018) Authorize Recreation Department to Hire Part-Time Seasonal Employees
9. (128-2018) Confirming Personnel Appointment – DPW
 - David Burns, hereby appointed to the position of PT Recycling Laborer working approximately 15-20 hours per week at a rate of \$14.00 per hour, effective April 3, 2018
10. (129-2018) Approving the Following Application:
 - Idle Hour, Petition to Extend Licensed Premises, Paddleboard Awards Ceremony, Saturday, May 19, 2018, 11:00 AM – 7:00 PM.

MOTION: Adopt Consent Agenda

MADE: Ms. DePaola

SECOND: Mr. Wisniewski

Mr. Borowsky: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Thulen: Absent

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. Borowsky

SECOND: Mr. Wisniewski

APPROVED: All in Favor

Mayor Sabosik opened the meeting to the public

Judy Villano: Sunshine Harbor – Wanted to thank Mayor Sabosik, Councilman Furmato and Mr. Pannucci for working so hard to help with the cleanup. They collected 25 bags of garbage and a huge pile of lumber. The very next day, the DPW came by to pick it all up. Also wanted to thank Jude for his help. Also wanted to mention the Beach Sweeps at Maxson and River Beaches will be the same day as Earth Day.

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. 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 Ms. DePaola

SECOND: Mr. Borowsky

APPROVED: All in favor

RETURN FROM EXECUTIVE SESSION

Mr. Dasti stated the following: “While we were in closed session we discussed contractual negotiations between the town and the Board of Education regarding the additional police staffing.”

Mayor Sabosik stated that they will be re-opening public session at this time.

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. Borowsky

SECOND: Mr. Furmato

APPROVED: All in Favor

Mayor Sabosik re-opened the meeting to the public

John Mogel: 1600 Center Street – Stated that during the last storm the storm sewers backed up to above street level. Also mentioned that in the spring of 2013 the council approved installation of reverse flow valves. Asked what ever happened in that time.

Mayor Sabosik called upon the Borough Engineer, John LeCompte and Roads Supervisor, Jude Walker to respond.

John LeCompte stated that he would have to check into the situation but that 14 valves were installed. The water was so high during the last storm that it went on top of the bulkheads and the water was coming over.

Mayor Sabosik stated that the newspapers read that there were floods in sections of NJ that never get water. Explained that the tide flex valves have been an important program in this town. We started installing them 3 or 4 years ago. Stated that last year we received money for a grant that helped us continue installing them. Clarified that we started the program years ago to help stop the flooding. This program is a priority and about 85 or 90% of the town have these now.

Mr. Pannucci stated that for the past few years the tide flex valves have done a very good job but when you have a storm like the one we had yesterday, Mother Nature is going to have her way.

Mayor Sabosik requested that our Borough Engineer speak with Mr. Mogel after the meeting to find out where exactly this was and look into what happened with the drain.

Dennis Vitkauskis: 2117 Foster Road – Stated that there was water coming up on Princeton Avenue. Also asked why there was a second public session.

Mayor Sabosik answered that it was because a couple people told him they wanted to stand to speak the first time.

MOTION TO ADJOURN

All in Favor

TRANSCRIBED BY: VERONICA THWING, DEPUTY CLERK

ATTEST:

APPROVED:

**ANTOINETTE JONES, RMC, CMR
BOROUGH CLERK**

**ROBERT A. SABOSIK
MAYOR**