

**COUNCIL MEETING
MONDAY, JULY 22, 2019
7:00 P.M.**

Mayor:	Robert A. Sabosik
Council President:	Michael Thulen, Jr.
Council Member:	John Wisniewski
Council Member:	Joseph Furmato
Council Member:	Antoinette DePaola (Arrived 7:05pm)
Council Member:	Pamela Snyder
Council Member:	William Borowsky
Borough Attorney:	Martin Buckley, 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 11, 2019 edition of *The Ocean Star* and *The Asbury Park Press*.

A. WORKSHOP

1. Committee Reports

Council Member Furmato stated the following: “The Borough of Point Pleasant just received \$44,000.00 from the Clean Communities Grant which is used for equipment and supplies to clean the roads and beach sweeps that they do every year. It also helps the Girl Scout Troops and Boy Scout Troops to do a number of cleanups in town. The money also pays for our DPW to cleanup and dispose of trash in Sunshine Harbor and for the marsh cleanup. It is a good thing. The money goes to good use and it doesn’t affect the tax payers.”

Council Member Snyder stated the following: “First I wanted to say that we had our first court session all on our own and it went smoothly. A couple of hiccups which I am sure will improve going forward. But I wanted to say thank you to our new court administrator and to Shannon McIninch who stepped up to the plate to help out. The court did a phenomenal job on their first court day.

We are looking for a Clerk I position. It is a confidential clerk position so if anybody is interested, it will be on the Borough Website presuming everything gets approved as it should.

Also, the Environmental Commission is continuing to look into improvements for Slade Dale and making that into a continuing project. I spoke with a candidate from the Eagle Scouts who is looking to rework his project because the original project he was going to do of bluebird boxes apparently will not work with the way our town is configured. Bluebirds don’t like to be too close to water so that eliminates a lot of options in the Borough.

I was approached by a young lady who was going for her Silver Award for Girl Scouts which is similar to the Eagle Scouts Award. If anyone has any ideas of what she can do to help improve life in the Borough, please let me know and I will pass that along to her. She definitely wants to do something that will have a lasting effect here in the Borough.”

Council Member DePaola stated the following: “I just want to remind everyone that the Community Watch Organization will be hosting the National Night Out Against Crime again this year. It will be across the street at Community Park on the 6th of August. We hope that everybody comes out and enjoys that night. It is a free night out for families. We will have our Fire, First Aid and other volunteer groups in town. It is just a very nice, family-oriented evening so we are looking forward to that.

Also, the Panther Eats Program is working through our schools to be able to provide food for families during the summer months when school is out. There are many families that are in need and Crossroads Realty and Investor’s Savings Bank are two locations where you can drop off non-perishable boxed foods. They have a website so that you can access that information and see the types of things they are looking for. So, once again it just shows you how Point Pleasant rallies around its own. I am proud to be a resident.”

Council Member Wisniewski stated the following: “Stated no report this evening.”

Council Member Borowsky stated the following: “This past Wednesday, July 17th, the Rec Advisory Board had a meeting and I will go over some of the things that was discussed that night. A senior’s program was discussed. Our grant was increased by \$6,000.00, it was originally just short of \$18,000.00 and now it is up to \$24,000.00. On September 18th the seniors will have the barbeque at River Front Park from 12pm-2pm. There will be entertainment there. Seniors will have a bus trip on September 27th to Resorts. It is \$63.00 a person and includes a lunch voucher and \$25.00 coin. Our arts program with the County will start back up in September to give art classes to our seniors. Beach boat permits were discussed. There were over 50 permits issued this year. Over 200 beach badges were sold this year as compared to last year when we sold only a little more than 100. I would like to commend our DPW for doing such a beautiful job down there. Some of the summer events were discussed. July 25th is Christmas in July at Community Park starting at 6:30pm. There will be two moon bounces, a DJ dance party, an ice cream truck and a disco fry’s truck. Rather than do the movie nights, Sheri tried to do a bigger event instead of a lot of little things this year and I am looking forward to this. August 2nd is the Pirate Show at Riverfront Park. During the day they are going to have a show for the camp and then at night will be a show open to all. That show is sponsored by ASAP Blinds. I would like to thank ASAP Blinds for stepping up to the plate and sponsoring that. The Centennial was discussed. Friday, August 23rd at Riverfront Park there will be fireworks. This will be a joint town and chamber venue. I would imagine that there will be some other things like food trucks or something along that. I am looking forward to kicking off the Centennial. Next year is Point Pleasant’s 100th anniversary. It is very exciting. The fall programs were also discussed. The brochures will go out in September when the kids go back to school. Registration will open in mid-September and programs will start the first week of October. Haunts in the Park will be on October 24th this year. The brochure is posted on line. It describes the classes and how long they go on. I commend Sheri for that.”

Council President Thulen stated the following: “We are starting the process to get the Construction Department and their permits online. It will be a couple months process to get the files moved over correctly, getting the computer system set up and getting the training. We are starting the process and hopefully by the end of the fall quarter this will be available.”

2. Report of Mayor

Mayor Sabosik stated the following: “Tonight Point Pleasant is being highlighted once again for being in the forefront. In the New Jersey Municipalities Magazine, it talks on 5 strategies for improving municipal recycling in New Jersey. They highlighted that the Borough of Point Pleasant in Ocean County has implemented a successful recycling enforcement program resulting in increased participation rates and declining contamination rates. This shows this administration’s commitment to the environment. We are in the forefront in this state to ensure that we comply with the environmental laws as well as getting some financial monies back to our town. At the same time, tonight there is a resolution for an action against raising flood insurances. Stop FEMA Now, which is a great organization that this town has had a close

relationship with from the start. They protect our residents. They are doing a great job. I hope the council will pass this resolution this evening so that we can join other towns against the rates that are proposed for the residents for flood insurance. I think this would be a negativity of the greatest magnitude for our residents to be borne with these increased rates that are being proposed. I look forward to joining the Stop FEMA Now Organization again. George Kasimos does a great job for our citizens. He is out in the forefront. He works with other State and Federal legislature. He sent me a note today that read: "I won't forget the critical support you gave our group right after Sandy I am glad you are still fighting your town has so much to be thankful for and all your work on flood insurance." The work is done by this Mayor and Council to protect our citizens to the best of our ability against unfair rate increases.

B. MINUTES

1. **Approve Special Council Meeting Minutes of June 24, 2019**
2. **Approve Executive Session Meeting of June 24, 2019**

MOTION: Approve Minutes

MADE: Mr. Thulen

SECOND: Mr. Wisniewski

Mr. Thulen: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Borowsky: Abstain

CARRIES:

C. ORDINANCES

1. **Final Reading and Public Hearing**
Ordinance No. 2019-14 – Amending and Supplementing Chapter 19-19 of the Borough Code entitled “Duties of Zoning and Code Enforcement Officer”

Mayor Sabosik opened the meeting for Public Comment.

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

MOTION: Adopt Ordinance

MADE: Ms. DePaola

SECOND: Mr. Wisniewski

Mr. Thulen: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Borowsky: Yes

CARRIES:

2. **Final Reading and Public Hearing**
Ordinance No. 2019-15 – Creating New Section 19-38 Entitled “Enforcement of Conditions in Resolutions Approving Development Applications”

Mayor Sabosik opened the meeting for Public Comment.

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

MOTION: Adopt Ordinance

MADE: Mr. Thulen

SECOND: Mr. Wisniewski

Mr. Thulen: Yes
Ms. DePaola: Yes

Mr. Wisniewski: Yes
Ms. Snyder: Yes

Mr. Furfato: Yes
Mr. Borowsky: Yes

CARRIES:

3. **Introduction**
Bond Ordinance No. 2019-16 – Providing for Various Capital Improvements in and for the Borough of Point Pleasant and appropriating \$246,000.00 Therefor, and Providing for the Issuance of \$233,700.00 in General Improvement Bonds or Notes of the Borough of Point Pleasant to Finance the Same

MOTION: Adopt Ordinance

MADE: Mr. Thulen

SECOND: Mr. Wisniewski

Mr. Thulen: Yes
Ms. DePaola: Yes

Mr. Wisniewski: Yes
Ms. Snyder: Yes

Mr. Furfato: Yes
Mr. Borowsky: Yes

CARRIES:

4. **Introduction**
Bond Ordinance No. 2019-17 – Providing for Various Water and Sewer Improvements in and for the Borough of Point Pleasant and Appropriating \$622,800.00 Therefor, and Providing for the Issuance of \$591,400.00 in Water and Sewer Utility Bonds or Notes of the Borough of Point Pleasant to Finance the Same

MOTION: Adopt Ordinance

MADE: Ms. DePaola

SECOND: Mr. Furfato

Mr. Thulen: Yes
Ms. DePaola: Yes

Mr. Wisniewski: Yes
Ms. Snyder: Yes

Mr. Furfato: Yes
Mr. Borowsky: Yes

CARRIES:

- 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: Mr. Borowsky

SECOND: Mr. Wisniewski

APPROVED: All in Favor

Council President Thulen opened the meeting to the public.

Seeing no hands, Council President Thulen 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. (182-2019) Bills and Claims
2. (183-2019) Bills and Claims – Additional Items
3. (184-2019) Void Check Resolution
4. (185-2019) Authorize Emergency Appropriation–Water/Sewer Utility–Kickapoo Ave.
5. (186-2019) Authorize Emergency Appropriation-Water/Sewer Utility-Notes Interest

The bills totaling the amount of \$21,566,522.09 are to be paid as presented. The bills and claims list are 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. Borowsky

SECOND: Mr. Furrato

Mr. Thulen: Yes

Mr. Wisniewski: Yes

Mr. Furrato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Borowsky: Yes

CARRIES:

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. (187-2019) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accts.
2. (188-2019) Authorize Refund of Lien Redemption and Premium Paid at Tax Sale
3. (189-2019) Authorize Extending the Grace Period for Third Quarter Taxes
4. (190-2019) Authorize Refund Permit Fees – Block 149, Lot 11, 1221 Fleming Avenue
5. (191-2019) Authorize Refund Demolition Bond – Block 239, Lot 8, 2212 Taylor Avenue
6. (192-2019) Authorizing Approval to Submit a Grant Application and Execute a Grant Contract with the NJDOT for the Reconstruction of Oriole Way
7. (193-2019) Approve Purchase of 35 Scott #31002268, 45-Minute Composite Air Cylinders for the FD through State Contract #A80961, COF #2019-129
8. (194-2019) Approve Purchase of Various Motorola Radios and Parts for the First Aid Squad through State Contract #83909, COF #2019-130
9. (195-2019) Authorize Final Payment with Pillari Brothers Construction

- Corporation for Emergency Repairs to the Sanitary Sewer System at Marshall Drive COF #2019-131
10. (196-2019) Urging Legislators to Take Action to Oppose and Seek Changes to the Reauthorization of the National Flood Insurance Program (“NFIP”)
 11. (197-2019) Awarding the Bid for the Albert E. Clifton Avenue Water Treatment Plant Pressure Filter Replacement Project to Iron Hills Construction, Inc., - COF #2019-132
 12. (198-2019) Authorize Recreation Department to Hire Part-time Seasonals
 13. (199-2019) Authorize RVV for Design and Inspection Services for the Mill and Overlay at Various Locations Project and Authorization to Bid - COF #2019-133
 14. (200-2019) Authorize CME Associates for Office Engineering and Field Observation Services for the Water Treatment Plant Filter Replacement Project – COF #2019-134
 15. (201-2019) Authorize RVV for Survey and Design Engineering Services for the Shore Boulevard Roadway Reconstruction Project and Authorization to Bid – COF #2019-135
 16. (202-2019) Authorize RVV for Engineering Services for Roadway and Drainage Improvements at Glenwood Drive and Center Street and Authorization to Bid – COF #2019-136
 17. (203-2019) Appoint Shannon McIninch as Court Clerk for the Municipal Court
 18. (204-2019) Confirming Personnel Appointments:
 - Michael B. Pretty, Point Pleasant Boro Fire Department Station 75, Volunteer Firefighter, effective July 22, 2019
 - Keturah Coronato, CMCA, DMCA, as Back-up Per Diem Deputy Court Administrator, at a rate of \$25.00 per call out, effective July 22, 2019.
 19. (205-2019) Approving the Following Applications:
 - Point Pleasant Chamber of Commerce, Social Affair Permit, Friday, August 23, 2019, from 6:00 PM – 10:00 PM, (rain date 8/24/19)
 - 16th Annual Treasure Island Sprint Triathlon at Riverfront Park on Sunday, September 29, 2019 from 8:00 AM – 12:00 PM.
 - Bay Head Shores Property Owners Association, Social Affair Permit, Labor Day Celebration, 8/31/19 from 3:00 PM-10:00 PM, (rain date 9/1/19).
 20. (206-2019) Authorize Emergency Repair to Borough Sewer Pipe

Mrs. Snyder thanked Shannon McIninch for doing such an amazing job in the court and wished her all the best.

MOTION: Adopt Consent Agenda

MADE: Mr. Borowsky

SECOND: Mr. Wisniewski

Mr. Thulen: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Borowsky: Yes

CARRIES:

G. AUTHORIZATION

1. Authorization to Solicit Resumes for Clerk 1 Position in the Administration

Department

MOTION: Approve Authorization

MADE: Ms. DePaola

SECOND: Mr. Wisniewski

Mr. Thulen: Yes

Mr. Wisniewski: Yes

Mr. Furrato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Borowsky: Yes

CARRIES:

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: Mr. Thulen

SECOND: Mr. Wisniewski

APPROVED: All in Favor

Mayor Sabosik opened the meeting to the public

Laura Beeden: 2406 Spruce Street – Complained about JCP&L protocols. Stated that adjustments need to be made when there are power outages. She was out of power longer than other residents because she is on a different grid system and felt that she was overlooked.

Mayor Sabosik: Stated that the Borough is going to bring this up to JCP&L. The Borough of Point Pleasant was promised infrastructure upgrades and we are going to inquire where and when that will be.

Dennis Vitkauskis: 2117 Foster Road – Asked if the Code Enforcement Officer goes out to look around the town for issues or does, he only goes out when someone complains about something. Complained that there is an awful lot of stuff in town that isn't like it used to be.

Mr. Thulen: Responded that the Code Enforcement Officer goes out for both instances. Also noted that the Code Enforcement Officer does multiple jobs. If there is a complaint, he is going to go look at it. If there are no complaints and there are no public safety issues and neighbors are not upset, then it might be awhile for things to come up. Also noted that it depends on the issue. If it is something that the neighbor is fixing on his own, it can take an average guy 3 weeks to get work done.

Dennis Vitkauskis: Voiced that since the Trap, Neuter & Release ordinance went into effect, he feels the rabbit population has risen. Also noticed that as of recent, more and more children are riding their bicycles without helmets.

Mayor Sabosik: Replied that he noticed a decreased amount but feels that it is due to the heat. Stated that the police are still on top of it and that he is sure there is still more compliance than non-compliance.

Ms. DePaola: Added that there were close to 200 kids at the Rec Center camp this year and at the beginning of the program they had the Greater Mercer Trenton come in and do a demonstration on bike safety and helmets and the importance of all of that. Stated that the town is doing what it can do educate our youth.

Dennis Vitkauskis: Mentioned that the water bills and taxes used to come with notices and updates.

Mr. Pannucci: Indicated that we only put out notices when they are necessary because each one of those notices cost a couple grand to send out.

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 Ms. DePaola

SECOND: Mr. Furmato

APPROVED: All in Favor

Mr. Buckley: “After Executive Session we have two resolutions for approval.”

- 21. (207-2019) Approval to Submit a Grant Application and Execute a Grant Contract with the NJDOT for the Construction of New Sidewalks Along Rue Rivoli and Rue Lido from Bridge Avenue to Riviera Parkway**

MOTION: Adopt Resolution

MADE: Mr. Thulen

SECOND: Mr. Wisniewski

Mr. Thulen: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Borowsky: Yes

CARRIES:

22. (208-2019) Approval to Submit a Grant Application and Execute a Grant Contract with the NJDOT for the Construction of Bike Lanes Along Beaver Dam Road from Route 88 to Bridge Avenue

MOTION: Approve Authorization

MADE: Mr. Thulen

SECOND: Mr. Wisniewski

Mr. Thulen: Yes

Mr. Wisniewski: Yes

Mr. Furmato: Yes

Ms. DePaola: Yes

Ms. Snyder: Yes

Mr. Borowsky: Yes

CARRIES:

MOTION TO ADJOURN

All in Favor.

TRANSCRIBED BY: VERONICA THWING, DEPUTY CLERK

ATTEST:

APPROVED:

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

**ROBERT A. SABOSIK
MAYOR**