

**COUNCIL MEETING  
MONDAY, JULY 26, 2021  
7:00 P.M.**

<b>Mayor:</b>	<b>Robert A. Sabosik</b>
<b>Council President:</b>	<b>Antoinette DePaola</b>
<b>Council Member:</b>	<b>William Borowsky</b>
<b>Council Member:</b>	<b>Joseph Furfato</b>
<b>Council Member:</b>	<b>John Wisniewski</b>
<b>Council Member:</b>	<b>Charlene Archer</b>
<b>Council Member:</b>	<b>J. Adam Hutchinson</b>
<b>Borough Attorney:</b>	<b>Patrick Varga, 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 8, 2021 edition of *The Ocean Star* and January 7, 2021 edition of *The Asbury Park Press*.

**Mayor Sabosik stated the following:** “Tonight we have a very important position to fill. We have received three names and the Council will be coming forth with the name to take over Councilwoman Snyder’s unexpired term. So, without further ado, Council, can I have a motion for the new Council Member.”

**A. COUNCIL SEAT VACANCY**

- 1. Appointment of Council Member to fill Unexpired Term  
(177-2021) Appointing J. Adam Hutchinson, as a Member of the Point Pleasant Council**

**MOTION: Appoint New Council Member**

**MADE: Mr. Borowsky**

**SECOND: Ms. DePaola**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furfato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**CARRIES:**

- 2. Oath of Office for New Council Member**

New Council Member J. Adam Hutchinson was sworn in and invited to the dais to take his place on Council.

Mayor Sabosik stated that Adam was a full-time member of the Zoning Board and had to resign from that position to take on the position of Council Member. Asked the Council for a motion to fill his term on the Zoning Board of Adjustment as a regular member.

Council Member DePaola nominated Valerie Coulson.

(178-2021) Appointment of Member to the Zoning Board of Adjustment  
- Valerie Coulson (filling J. Adam Hutchinson's vacant spot –  
previously Alt. #)

**MOTION: Appoint New Member to Zoning Board of Adjustment**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. DePaola: Yes**  
**Mr. Wisniewski: Yes**

**Mr. Borowsky: Yes**  
**Ms. Archer: Yes**

**Mr. Furmato: Yes**  
**Mr. Hutchinson: Yes**

**CARRIES:**

**B. WORKSHOP**

- 1. Committee Reports**
- 2. Report of Mayor**

No Committee Reports

**C. MINUTES**

- 1. Approve Council Meeting Minutes of June 28, 2021**
- 2. Approve Executive Session Minutes of June 28, 2021**

**MOTION: Approve Minutes**

**MADE: Mr. Borowsky**

**SECOND: Mr. Furmato**

**Ms. DePaola: Yes**  
**Mr. Wisniewski: Yes**

**Mr. Borowsky: Yes**  
**Ms. Archer: Yes**

**Mr. Furmato: Yes**  
**Mr. Hutchinson: Abstain**

**CARRIES:**

**D. ORDINANCES**

- 1. Final Reading and Public Hearing  
Ordinance No. 2021-13 – Establishing Procedures and Standards Regarding  
Deployment of Small Wireless Facilities in Public Rights-Of-Way**

**PUBLIC COMMENTS:**

**Mayor Sabosik opened the meeting to the Public for comment.**

Dennis Vitkauskis: 2117 Foster Road – Asked for Clarification on this Ordinance.

Mayor Sabosik responded that it is basically for the 5G technology development for our area. Stated that it gives us the latitude to design and create an aesthetically pleasing presentation to the public as to where the transmitters go.

Mr. Pannucci stated that with the FCC, the towns who do not clean up their ordinances regarding this will find that they have no say and no control when different wireless carriers come into their municipalities.

Noted that this ordinance gives us the ability to negotiate what we want to see. Indicated that no one has come in yet, but this is just pre-emptive.

Councilman Wisniewski pointed out where one is in Point Pleasant Beach if he would like to see one of the 5G transponders in person.

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

**MOTION: Adopt Ordinance**

**MADE: Mr. Wisniewski**

**SECOND: Mr. Furmato**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

2. **Final Reading and Public Hearing**  
**Ordinance No. 2021-14 – Amending and Supplementing the Borough’s Affordable Housing Ordinance**

**PUBLIC COMMENT: NONE**

**Mayor Sabosik opened the meeting for comment.**

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

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

3. **Final Reading and Public Hearing**  
**Ordinance No. 2021-15 – Amending Chapter 3-1 Noise Control, Section IX Entitled, “Restricted Uses and Activities” of the Borough Code**

**PUBLIC COMMENT:**

**Mayor Sabosik opened the meeting for comment.**

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

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

4. **Final Reading and Public Hearing**  
**Bond Ordinance No. 2021-16 – Providing for the Acquisition of an Ambulance and Appropriating \$224,400 Therefor and Authorizing the Issuance of \$213,100 in Bonds or Notes of the Borough of Point Pleasant to Finance Part of the Cost Thereof**

**PUBLIC COMMENT:**

Mayor Sabosik opened the meeting for comment.

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

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

**Mayor Sabosik explained the following:** “With the State law as written, Final Reading and Public Hearing is when the public gets to talk about ordinances. When we introduce a new ordinance, there is no public participation until the final reading.”

5. **Introduction**  
**Ordinance No. 2021-10 – Amending and Supplementing Chapter VII of the Borough Code Specifically, Section 7A-2, Entitled “Schedule II: No Parking”**

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mr. Furmato**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

6. **Introduction**  
**Ordinance No. 2021-17 – Amending and Supplementing Chapter 21, of the Borough Code Entitled, “Sale of Tobacco”**

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

**E. 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: Mrs. Archer**

**APPROVED: All in Favor**

**Council President DePaola opened the meeting to the public.**

**Seeing no hands, Council President DePaola 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. (179-2021) Bills and Claims**
- 2. (180-2021) Void Check Resolution**
- 3. (181-2021) Request Chapter 159 Budget Insertion – Body-Worn Camera Grant**

**The bills totaling the amount of \$11,458,180.92 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. Wisniewski**

**SECOND: Mr. Furmato**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

**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. (182-2021) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accts.**
- 2. (183-2021) Authorize Refund of Lien Redemption and Premium Paid at Tax Sale**

3. (184-2021) Authorize Release of Performance Guarantee – 1833 Riviera Parkway, Block 282, Lot 14
4. (185-2021) Authorize Recreation Department Refunds
5. (186-2021) Authorize Recreation Department to Hire Part-time Seasonals
6. (187-2021) Approving the Acceptance of State Funds for the Police Department’s – NJ Department of Law & Public Safety, SFY21 Body-Worn Cameras Grant Program
7. (188-2021) Approving the Following Applications:
  - Fishing Demonstration, Boy Scout Troup 3, c/o Point Pleasant Elks, Wednesday, July 28, 2021, from 6:00 PM – 8:30 PM (rain date July 29, 2021) at Riverfront Park.
  - Yoga Fundraiser, Cystic Fibrosis Foundation, Saturday, August 28, 2021, from 8:00 AM – 12:00 PM (rain date August 29, 2021) at Community Park.
  - Labor Day Celebration – Bay Head Shores Property Owners, Assoc., Saturday, September 4, 2021, from 12:00 PM – 10:00 PM (rain date September 5, 2021).
  - Centennial Town Celebration, Point Pleasant Chamber of Commerce, Saturday, October 16, 2021, from 4:00 PM to 9:00 PM (rain date October 23, 2021) at Riverfront Park.
8. (189-2021) Confirming the Following Personnel Appointments/Actions:
  - Memorialize Danielle Decker having been appointed to the position of part-time DPW Clerk, effective July 13, 2021, at the rate of \$20.8277 per hour, 20 hours per week.
  - Memorialize Andrew E. Crawford having been appointed to the position of temporary laborer in DPW, Building and Grounds, effective July 22, 2021, at the rate of \$14.00 per hour, 40 hours per week up to 24 weeks.
  - Resignation of Eric Leonhardt as Substitute Crossing Guard, effective September 1, 2021.
9. (190-2021) Confirming Personnel Promotion and Salary Adjustment:
  - Robert Thompson promoted to Heavy Equipment Operator, Grade 6, Step 5, with an annual salary of \$91,022.00 as per civil service rules and regulations.

**MOTION: Adopt Resolutions**

**MADE: Mr. Wisniewski**

**SECOND: Mr. Borowsky**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. Archer: Yes**

**Mr. Hutchinson: Abstain**

**CARRIES:**

**H. AUTHORIZATION**

1. Authorization to start process to hire (1) substitute crossing guard.

**MOTION: Approve Authorization**

**MADE: Mr. Borowsky**

**SECOND: Mr. Wisniewski**

Ms. DePaola: Yes  
Mr. Wisniewski: Yes

Mr. Borowsky: Yes  
Ms. Archer: Yes

Mr. Furrato: Yes  
Mr. Hutchinson: Abstain

**CARRIES:**

**I. 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: Mr. Wisniewski**

**APPROVED: All in Favor**

**Mayor Sabosik opened the meeting to the public.**

**Dennis Vitkauskis: 2117 Foster Road** – Commented the sidewalk on School Street went in quick and looks good.

Mayor Sabosik stated that it is part of this Mayor and Council Administration to put sidewalks coming in and out of the schools. Detailed that there are a lot of young families moving into this town and we must make this town safe.

**Kevin Ostrander: 609 South Manetta Drive** – Thanked the Mayor and Council for tabling the ordinance that he and his neighbors were concerned about from the previous meeting. Also thanked the Police for the changes in signs that are going up.

Kevin Ostrander went on to provide his point of view regarding the issues on Manetta Drive. Also asked the Mayor if they have come up with anything new regarding the concerns of residents on Manetta Drive.

Mayor Sabosik stated that he met with the Chief and the first thing they are doing is they are updating the old signs on Manetta Drive. Noted that he and the Chief will be visiting the site again and that they are taking this very seriously.

The Chief talked about going over recommendations that have been made.

Kevin Ostrander asked how he will know when anything is officially being done.

Mayor Sabosik stated that he will be walking the neighborhood and will knock on some doors. Also offered to have a meeting with him and his neighbors along with the Chief and our Borough Engineer so that they can answer any questions the residents of Manetta may have.

**Ms. Rothesberg: 626 Manetta Drive** – Stated that it is good that they have new signs, but it is not doing much good. Asked if they will be enforcing the rules better.

Mayor Sabosik stated that the Chief has that street listed for enhanced enforcement.

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

**J. 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. Pannucci stated the following: "Now that Bay Head has executed their agreement, we will vote to have a vote on the Chapter 159 Budget insertion."

- 4. (191-2021) Request Chapter 159 Budget Insertion – Shared Service Agreement with Bay Head for Administrator Services**

**MOTION:** Approve Authorization

**MADE:** Ms. DePaola

**SECOND:** Mrs. Archer

**Ms. DePaola:** Yes

**Mr. Borowsky:** Yes

**Mr. Furmato:** Yes

**Mr. Wisniewski:** Yes

**Ms. Archer:** Yes

**Mr. Hutchinson:** Abstain

**CARRIES:**



10. (192-2021) Granting an Increase in Salary to Borough Administrator

MOTION: Approve Authorization

MADE: Ms. DePaola

SECOND: Mr. Furmato

Ms. DePaola: Yes

Mr. Borowsky: Yes

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Ms. Archer: Yes

Mr. Hutchinson: Abstain

CARRIES:

11. (193-2021) Authorize the Purchase of Motorola Portable Radios for PD Through State Contract #83939 – COF #2021-137

MOTION: Approve Authorization

MADE: Ms. DePaola

SECOND: Mr. Furmato

Ms. DePaola: Yes

Mr. Borowsky: Yes

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Ms. Archer: Yes

Mr. Hutchinson: Abstain

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