

**COUNCIL MEETING
MONDAY, APRIL 11, 2022
7:00 P.M.**

Mayor:	Robert A. Sabosik
Council President:	Charlene Archer
Council Member:	William Borowsky
Council Member:	Joseph Furmato - Absent
Council Member:	John Wisniewski – Arrived 7:09 PM
Council Member:	Antoinette DePaola
Council Member:	Valerie Coulson
Borough Attorney:	Jerry J. 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 7, 2022, edition of *The Ocean Star* and January 7, 2022, edition of *The Asbury Park Press*.

A. WORKSHOP

1. Committee Reports

Council Member Coulson stated the following: “I believe the only thing we have right now for Land Use is the committee is going to meet sometime in the next two weeks to discuss the Flood Ordinance and how it pertains to our town.”

Council Member DePaola stated the following: “I would like to congratulate Chief Lokerson and his staff. The State of New Jersey Department of Corrections sent in a contractor to determine whether our jail was up to the New Jersey municipal detention facilities standards. She read the letter from them, and it stated, “As a result of my inspection, it is my pleasure to inform you that Point Pleasant Borough Police Department was found to be in full compliance with the requirements of NJAC 10A:34. You and your staff are congratulated on this achievement and are to be commended for the efforts made in preparation for this inspection. The hard work and dedication by this staff of your facility was evident to the members of the inspection team and certainly deserves special recognition.” Thank you Chief for a job well done. Also, our Police Department would like to raise awareness for autism. This Month is Autism Awareness Month and they have wrapped one of their patrol vehicles in blue so when you see one of the police cruisers wrapped in blue just remember it is for autism awareness. The officers are also being certified as sensory inclusive first responders so that children with special needs can be attended to in a special way. That’s an awesome undertaking. The Point Pleasant Police bike rodeo is coming up and is open to all residents; children of all ages bring your bike and your helmet. This will be on Sunday, May 15th from 8:00 AM – 12::30 PM at Nellie Bennett Elementary School. This is another great activity for the kids and another great activity put on by the police department.”

Council Member Borowsky stated the following: “The Easter Egg Hunt this past Saturday was a huge success. We had over 400 children attend, and it went off fantastic. I would like to thank the Recreation Department, Police Department, Police Explorers and DPW for all their hard work making this event such

a huge success. Tomorrow the seniors are leaving for their senior bus trip to Resorts Casino in Atlantic City. I would like to wish them all good luck. I'm sure they will have a good time. Chief Lokerson congratulations on a job well done on the jail."

Council President Charlene Archer stated the following: "As I've been announcing these past few months, the Environmental Commission has been talking about Earth Day, which is on Saturday, April 23rd from 12:00 PM-4:00 PM. This is the first one in two years. We had to cancel 2020 and 2021 due to Covid so they are very excited. This will be a great family event. There will music, food, and vendors and I hope everyone comes out and enjoys this great event. The Environmental Commission has also been talking about the Barnegat Bay Group who produced a film based on 50 years of the Barnegat Bay and its history. The Environmental Commission will be showing the film, they have not determined a time and place yet, but I will keep you informed."

2. Report of Mayor

Mayor Sabosik stated the following: "Wednesday, April 13th from 5:30 PM – 6:30 PM I will be having Mayor's Hours again. This gives you a chance to talk one on one with Council, Town Administrator, and myself. I would like to talk a little bit about the Egg Hunt. I totally concur with Councilman Bill Borowsky's assessment. It was a great day, it was multi-generational, there were many smiling faces, and everyone had a great time. It had the tallest Easter bunny I've ever seen. It was great; it was a coming out time for a lot of people and the rain held off. The State of New Jersey will be imposing a ban on single use plastic carry-out bags starting May 4th. The State of New Jersey has one of the strongest laws going forward. On Earth Day, April 23rd there will be various organizations giving out and selling cloth bags so we can comply with this. This law has been in the works for about 2½ years. It will prohibit all stores including retail, food store businesses and grocery stores, from selling or providing customers with single use plastic or paper bags. This is good for the environment. Also, all polystyrene hot coffee cups will be banned. So be prepared folks."

Council Member Wisniewski arrived at 7:09 PM.

Mayor Sabosik asked Councilman Wisniewski if he had any comments from the Finance Committee.

Council Member Wisniewski stated the following: "We are going to review the budget one last time and I will schedule that either later this week or next week."

B. MINUTES

- 1. Approve Council Meeting Minutes of March 28, 2022**
- 2. Approve Executive Session Minutes of March 28, 2022**

MOTION: Approve Minutes

MADE: Ms. Archer

SECOND: Mr. Wisniewski

Ms. Archer: Yes
Mr. Wisniewski: Yes

Mr. Borowsky: Yes
Ms. DePaola: Yes

Mr. Furmato: Absent
Ms. Coulson: Yes

CARRIES:

C. 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. Coulson

SECOND: Mr. Wisniewski

APPROVED: All in Favor

Council President Archer opened the meeting to the public.

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

D. 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. (111-2022) Bills and Claims**

The bills totaling the amount of \$14,043.74 for 2021 and \$949,774.02 for 2022 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: Ms. Coulson

SECOND: Mr. Borowsky

Ms. Archer: Yes

Mr. Borowsky: Yes

Mr. Furmato: Absent

Mr. Wisniewski: Yes

Ms. DePaola: Yes

Ms. Coulson: Yes

CARRIES:

E. 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. (127-2022) Authorize Recreation Department Refunds**
- 2. (128-2022) Authorize Refund of Application & Escrow Fees – Block 315, Lot 10.01, 2400 Bridge Avenue**
- 3. (129-2022) Approving and Authorizing Execution of a Lease Agreement with the Point Pleasant First Aid Squad**
- 4. (130-2022) Authorizing Disposal of Surplus Property via Online Auction**
- 5. (131-2022) Accepting the Maintenance Bond, Authorizing the Release of the Performance Bond and Approving Final Payment for the Rue Lido and**

Rue Rivoli Mill & Overlay & Sidewalk Improvements Project to Shore Top Construction, Inc.

6. (132-2022) Approving the Following Applications:

- The Shore House Bar & Grill, Petition to Extend Licensed Premises, Shore House Day, Friday, April 29, 2022, from 2:00 PM–8:00 PM.
- Idle Hour, Petition to Extend Licensed Premises, Cancer Walk Benefit, Saturday, May 14, 2022, from 12:00 PM-6:00 PM (rain date May 15, 2022).

MOTION: Adopt Resolutions

MADE: Ms. DePaola

SECOND: Mr. Wisniewski

Ms. Archer: Yes

Mr. Borowsky: Yes

Mr. Furmato: Absent

Mr. Wisniewski: Yes

Ms. DePaola: Yes

Ms. Coulson: Yes

CARRIES:

K. 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. Coulson

APPROVED: All in Favor

Mayor Sabosik opened the meeting to the public.

Dennis Vitkauskis: 2117 Foster Road – “A couple of meetings ago, I mentioned that there was trash by the dumpsters. I noticed there were signs put up and the trash has been cleaned up. Who put the signs up?”

Frank Pannucci: “Replied, the signs were put up by the Department of Public Works.”

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

G. 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. Archer

SECOND: Ms. DePaola

APPROVED: All in favor

RETURN FROM EXECUTIVE SESSION

Mayor Sabosik stated the following: "In executive session, we did discuss some litigation and contracts. We will have two add on Resolutions resulting in our discussion in Executive Session."

MOTION: Authorizing Payment for Services Rendered to Jeffrey Surenian, Esq., of Surenian, Edwards & Nolan, LLC with Regard to Legal Services Involving Affordable Housing Issues

MADE: Ms. Archer

SECOND: Mr. Wisniewski

Ms. Archer: Yes

Mr. Borowsky: Yes

Mr. Furmato: Absent

Mr. Wisniewski: Yes

Ms. DePaola: Yes

Ms. Coulson: Yes

CARRIES:

MOTION: Approving Invoice Submitted by Robert S. Powell, Jr., of Nassau Capital Advisors, LLC for Services Rendered with Regard to the Pending Affordable Housing Litigation

MADE: Ms. Coulson

SECOND: Mr. Wisniewski

Ms. Archer: Yes

Mr. Borowsky: Yes

Mr. Furmato: Absent

Mr. Wisniewski: Yes

Ms. DePaola: Yes

Ms. Coulson: Yes

CARRIES:

MOTION TO ADJOURN

All in Favor.

TRANSCRIBED BY: ANTOINETTE JONES, BOROUGH CLERK

ATTEST:

APPROVED:

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

**ROBERT A. SABOSIK
MAYOR**