

**COUNCIL MEETING  
MONDAY, SEPTEMBER 26, 2022  
7:00 P.M.**

<b>Mayor:</b>	<b>Robert A. Sabosik</b>
<b>Council President:</b>	<b>Charlene Archer</b>
<b>Council Member:</b>	<b>William Borowsky</b>
<b>Council Member:</b>	<b>Joseph Furmato</b>
<b>Council Member:</b>	<b>John Wisniewski</b>
<b>Council Member:</b>	<b>Antoinette DePaola</b>
<b>Council Member:</b>	<b>Valerie Coulson</b>
<b>Borough Attorney:</b>	<b>Jerry Dasti, Esq.</b>
<b>Borough Administrator:</b>	<b>Frank Pannucci</b>
<b>Deputy Borough Clerk:</b>	<b>Veronica Thwing</b>

**THE PLEDGE OF ALLEGIANCE TO THE FLAG**

**Mayor Sabosik stated the following:** “Please let us continue standing. We lost one of our First Aid Members. A lifelong member, Charles Wills. He passed away and he was 94 years old. A lot of people don’t know this, but he received the Merchant Marine Congressional Medal of Honor in WWII. Let us bow our heads and think of him.”

**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. PRESENTATION**

**1. Honoring Police Chief Robert Lokerson on his Retirement**

**Mayor Sabosik Stated the Following:** “Tonight we have the pleasure of voting for our new Chief, Adam Picca and at the same time, saying goodbye to our current Chief, Robert Lokerson. In our changing society of today, it is vitally important that we support our police force to the best of our ability. Our department has built trust within our community through positive interactions and enhanced communications. Society needs law and order to thrive and prosper. The building of a great department includes consistent and reasonable enforcement of the laws. Balance for the safety of the officers and respectfully enforcing the laws. Our department excels in all of these areas. This is accomplished by a selection of officers, training programs and a command structure that embraces all of the above. A command structure that is complete and full, enables this department to fulfill these tasks that are beneficial to all of us. God Bless all of those who wear the uniform of the Point Pleasant Borough Police Department and I thank you all for the service you provide.

Tonight, we will be honoring Police Chief, Robert Lokerson at his retirement. This will be presented to you Chief, on behalf of the citizens of the Borough of Point Pleasant. Mayor and the Borough Council would like to thank Chief Lokerson for his dedication in our community and we would like to congratulate him on his retirement after a distinguished 25 years in law enforcement. From Patrolman in September 1997 to Sergeant in November of 2004. To Lieutenant in November of 2009 to Captain in August of 2015. Finally, to Chief of Police in December of 2020. The Borough of Point Pleasant will forever be grateful for all you have given and for all you have sacrificed through the years for the betterment of the community.”

**The Mayor and Council Presented Chief Robert Lokerson with a plaque and thanked him for his years of dedication and service to the town of Point Pleasant.**

**Chief Robert Lokerson:** “I appreciate this, Mayor. Thank you everyone. I also want to thank all of the officers I work with, and I want to thank my family for supporting me through it all. I thank everyone who has crossed my path. Again, I can’t thank you all enough for all you have given me. Thank you.”

**B. RESOLUTIONS**

**1. (xxx-2022) Promotion of Adam Picca to Chief of Police**

**Mayor Sabosik stated the following:** “Next on the agenda is the promotion of a man who has dedicated his life to service. A US Coastguard Veteran and a Veteran of the Point Pleasant Borough Police Department. He is an outstanding individual. I would like a motion for the Resolution promoting Adam Picca to Chief of Police.”

**MOTION: Adopt Resolution**

**MADE: Ms. Archer**

**SECOND: Mr. Wisniewski**

**Ms. Archer: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Ms. Coulson: Yes**

**CARRIES:**

**2. (xxx-2022) Promotion of Lieutenant Christopher Leonhardt to Captain**

**Mayor Sabosik stated the following:** “Next, is a man who has scored tops in every grade that he has achieved. An outstanding asset to the Police Department. I would like a motion for the Resolution promoting Christopher Leonhardt to Captain.”

**MOTION: Adopt Resolution**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. Archer: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Ms. Coulson: Yes**

**CARRIES:**

**Mayor Sabosik stated the following:** “Thank you to all of the officers who attended this meeting. It shows the décor and positivity that we have in your department. God Bless and be safe out there.”

**C. PROCLAMATION**

**1. National Friends of Libraries Week 2022**

**Mayor Sabosik presented the Friends of Library a Proclamation and personally thanked all of them for the great service they provide to the town of Point Pleasant.**

Dolores Sheppard, President of the Point Pleasant Borough Friends of the Library thanked the Mayor and Council who have always been supportive of them. Also wanted to let the town residents know that they are going to be having one of their major fundraisers coming up. They will be hosting a jewelry sale on October 28<sup>th</sup> and 29<sup>th</sup>. Stated that they are all volunteers, and their main focus is to support the library in

any way that they can. Noted that thousands of books were taken out and read by all ages this past year and prizes were given to encourage more reading and use of our library.

**D. WORKSHOP**

**1. Committee Reports**

**Council Member Wisniewski stated the following:** “The initial budget submissions from our department heads were due Friday. I am waiting on confirmation that all have been submitted and reviewed. Once that is in place we will start scheduling Finance meetings to review the budget submissions.”

**Council Member Borowsky stated the following:** “First, I would like to say congratulations to Captain Leonhardt on his promotion and also to Chief Adam Picca. I knew you were going to do great things in Point Pleasant when 19 years ago my house was robbed, and you solved the crime in 2 days and you had the perpetrators arrested. I knew you were a rising star back then and that this day would come.

To Chief Lokerson, enjoy your retirement. I am very envious. I wish you the best.

Fall signups was a huge success in Recreation. They had over 500 in the first 5 minutes. Almost all programs were filled up. Preschool is running super smooth this year. Not having the Covid restrictions has made everything much smoother and more efficient.

Haunts in the Park tickets go on sale on Monday, October 3<sup>rd</sup>. Haunts in the Park will take place on October 27<sup>th</sup> with a rain date of October 28<sup>th</sup>. There will be a family hour from 5pm to 6pm, non-scary. Then from 6pm-9pm will be the scary portion.

Senior bus trip to Atlantic City is next Tuesday, October 4<sup>th</sup>. Tickets can be purchased at the Recreation Office. It is \$25.00 to go and you get \$20.00 back.

Last but not least, I would like to say happy birthday to our Recreation Supervisor, Sheri Silversmith. Today is her birthday.”

**Council Member DePaola stated the following:** “First off I would like to again congratulate Chief Lokerson on his retirement. The Chief was a wonderful asset to the Borough of Point Pleasant and its residents. And one of the things that the Chief had implemented was more community policing. I really believe that the community policing piece was a huge reason why our officers here in Point Pleasant Borough are very well respected by the residents and by other police departments. So, I would like to thank him for his hard work, his dedication to our residents and for growing our police force into a wonderful police department which we can all be very proud of. Chief, I am going to miss you but I truly hope you have a very long and very happy retirement and very healthy retirement. Thank you for all you have done for us. And thank you for so much for training our new Chief, Adam Picca. He is very well prepared to take over the reigns of our police department and I know it is going to be a wonderful reign for Adam and the Mayor and Council will do what we can do help support our police department and for your tenure here in the Borough which we hope will be a long and happy one. Also, to Chris Leonhardt on his promotion to Captain, again, we would just like to say thank you for all that you do.

In October, we will be announcing additional promotions as long as the NJ Civil Service Commission comes out with their Sergeants list. We cannot promote any patrol officers to the vacant sergeant positions until Civil Service announces the test and the rankings of the officers who sat for the test. So, when that happens hopefully in October, we will be able to do a few more promotions so that our police force will be properly staffed to help protect the residents of the Borough.

On another fun note, on October the 25<sup>th</sup> the Community Watch Organization along with our Borough Police Department will be hosting our annual Trick or Trunk event here in the parking lot of Borough Hall. We invite all non-profit and Borough Community Organizations to contact either the Police Department or Mary Jane Bevais and let us know that you are interested in doing a trunk. You can decorate it for Halloween and that event will take place from 6pm-8pm. It is a safe environment for the younger children that is self-contained. The Police, Fire and First Aid always participate, and it is really a fun evening.”

**Council Member Furmato stated the following:** “Congratulations Chief Lokerson on your retirement. You will be doing things that you never had time to do and you will have fun. Captain Picca, good job coming on as Chief. And to Chris Leonhardt, good job coming on as Captain.

We have two items on the consent agenda tonight that I want to point out. Items #7 and #8 we are awarding a contract to Z Brothers to do Summit Drive reconstruction of the road. That is going to be a NJDOT project. And the other is the mill and overlay at various locations. There are 13 roads that will be paved this fall and into next spring. That was roughly around \$611,000.00.

Saturday, Frank Pannucci and I were in Slade Dale Sanctuary picking up bottles and cans. We ended up with the Save Barnegat Bay people. There were about 10 of us and we picked up about 5 big black bags of debris. We plan to do this more often. There have been times when we picked up 20 or 30 bags. So, we are really trying to keep that place clean.

Half Moon Point and Harpoon Willy’s donated 40 picnic tables that they used during Covid. Some of these tables are going to be used at the Pavilion at the Riverfront Park because the tables and benches there are all rusted out so we are going to fix up the tables there. The rest will be used at various locations around town.”

**Council Member Coulson stated the following:** “First I would like to say congratulations to Chief Lokerson on your retirement. And Congrats to Adam Picca and Chris Leonhardt on your promotions.

We have very exciting news from the Land Use committee. Our SDL system, we now have a portal where residents and contractors can sign up to get access to schedule inspections and view the town maps. You can search for your permit status, access property data and so much more. I won’t bore you with the details but there is so much you can do. You have to sign up for it. Each of our inspectors now has an iPad so when they go to do the inspections, that information goes right into our system here. It is really going to save a lot of time and this way if you have an open permit and you want to know the status you will be able to go into the portal and get all the information.”

**Council President Archer stated the following:** “I do not have a lot to report. I did have an Environmental Commission meeting but Dennis Blazak was here last month and he did give a very detailed report. But since then, I was going to mention about the cleanup at Slade Dale, thank you very much Councilman Furmato for attending. It is a very good cause to clean up Slade Dale and I know we will be doing that more often. Speaking of Slade Dale, the signage is almost complete and we are looking to get the signs up in October. Also, there is a Clean Ocean Action Sweeps will be held to clean the Maxson Avenue Beach. It will be held on October 22<sup>nd</sup> at 9:00am.

Finally, Earth Day is going to actually be held on Earth Day this year. We always have it the Saturday before but this year we are having it on April 22, 2023 on Earth Day.

## **2. Report of Mayor**

**Mayor Sabosik stated the following:** “The last meeting I said I was going to a County Commissioner’s Meeting regarding beach replenishment for the barrier islands. The county has agreed to pay 50% of their share for beach replenishment. This is so important for our town because if they have a breach, Point Pleasant Borough floods like it did during Sandy. So I am very happy to see the county has stepped forward to help in this vital program to replenish our beach.

Update from NJ Mayor’s Association. We have asked the Governor to support help in the State Healthcare benefit. There is a large increase coming to every town. It is an unfunded mandate. He has given State employees a reduction and we are asking the same for our people.

Lastly, if you need a Social Security number and card, there is a new website where you can go and order your Social Security online, so you do not have to go anywhere. We have it here if anyone would like that web address.”

**E. MINUTES**

- 1. Approve Council Meeting Minutes of September 12, 2022**
- 2. Approve Executive Session Minutes of September 12, 2022**

**MOTION: Approve Minutes**

**MADE: Ms. Archer**

**SECOND: Ms. DePaola**

**Ms. Archer: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Ms. Coulson: Yes**

**CARRIES:**

**F. ORDINANCES**

- 1. Introduction  
Ordinance No. 2022-16 – Appropriating \$272,500 for the Installation of Sidewalks on Herbertsville Road and Maxson Avenue**

**MOTION: Adopt Ordinance**

**MADE: Ms. Coulson**

**SECOND: Mr. Furmato**

**Ms. Archer: Yes**

**Mr. Borowsky: No**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Ms. Coulson: Yes**

**CARRIES:**

**G. 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: Mr. Wisniewski**

**APPROVED: All in Favor**

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

**Dennis Vitkauskis:** 2117 Foster Road – “For Consent Agenda Item #4 you had said at a Council Meeting that if there was a street opening, they would have to pave the whole area. So does this person have to pave the whole street?”

**Mayor Sabosik:** “No, they have to do a certain area to match the existing.”

**Councilman Furmato also mentioned that if the road was recently paved within the last 5 years you have to get approval first.**

**Mr. Pannucci:** “The ordinance we did last meeting was because when NJ Natural Gas and other utility companies are coming in and completely ripping up our new roads. This is not that. This is just somebody that is basically converting his own personal home to a gas line from an oil line.”

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

**H. 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. (248-2022) Bills and Claims**

**The bills totaling the amount of \$943,334.66 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. Wisniewski**

**Ms. Archer: Yes**

**Mr. Borowsky: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Ms. Coulson: Yes**

**CARRIES:**

**I. 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. (249-2022) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accts.**

2. (250-2022) Authorize Refund of Lien Redemption and Premium Paid at Tax Sale
3. (251-2022) Authorize Release of Performance Guarantee – 1717 Rue Mirador, Block 279, Lot 174
4. (252-2022) Authorize Road Opening for 916 Clayton Road
5. (253-2022) Authorize Recreation Department to Rehire Part-Time Seasonals
6. (254-2022) Appointment of Special Law Enforcement Officer III – John P. Kozak
7. (255-2022) Awarding a Contract for the Bid for 2022 NJDOT Reconstruction of Summit Drive Project to Z Brothers Concrete Contractors, Inc., - COF #2022-129
8. (256-2022) Awarding a Contract for the 2022 Mill & Overlay at Various Locations Project to Earle Asphalt Co. – COF #2022-130

**MOTION: Adopt Resolutions**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. Archer: Yes**  
**Mr. Wisniewski: Yes**

**Mr. Borowsky: Yes**  
**Ms. DePaola: Yes**

**Mr. Furmato: Yes**  
**Ms. Coulson: Yes**

**CARRIES:**

**J. 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 – Asked if we were putting sidewalks on the full length of Herbertsville Road. Also asked if the County could pay for it since it is a county road.

**Mr. Pannucci:** “No. This is what council previously and unanimously voted on. It starts from Route 88/Herbertsville Road goes down to Maxson Avenue and makes a right on Maxson Avenue, goes down and connects it to Riverfront Park. This makes it safer for the pedestrians who are walking to Riverfront Park. The County does not pay for their sidewalks. If the Municipality wants sidewalks, the Municipality has to come up with the funding themselves.”

**Cortland Coleman:** 1233 Woods End Road – “I have a couple of quick items. I meant to come earlier this spring. In the Springtime, unfortunately my mom fell and broke her hip and broke her shoulder. It was quite

traumatic. We called on our emergency services and I have to say, you could not find a better group of individuals to deal with in that moment. The calmness, the thoroughness, and the professionalism they brought, I was remiss in not being here earlier to state that. I feel like it is a great reflection of Point Pleasant. Which leads me to my other comments. I know it is political season. I get that. But we are still living together in this community. We are still neighbors, and we still need to realize that we have common interests. I know that things are said during political campaigns, but I do hope that both sides stick to the facts and not go down the personal attacks path. I think that is a very dangerous precedent that we have seen in the other small towns around us. It gets real nasty, really quick. Also, what happens is, the new folks come in or the old folks stay, and there is this inability to get anything done because everyone is now just angry over things that were said. It then is the inability to move ahead together. In the art of working together and in the spirit of compromise, most of you know that I am a member of the zoning board and proud of it. Chairman in fact. And we recently had an issue with the Church on Bridge Avenue, and we recently had it resolved at the last meeting where we unanimously voted in support and in favor of their proposed plan and it was hard. It wasn't easy. We rejected it at first and then they came back, and we worked through it. We worked through it in the spirit of cooperation and in the spirit of neighborliness. I hope that we can bring that same spirit of cooperation through this campaign season. I feel like we are already getting off on a little bit of a bad start but let's put our best foot forward and remember who we are in Point Pleasant. And let's leave misinformation and personal attacks to the side and address the issues that matter and what our vision is for the future."

**Suzanne Von Bargaen:** 1008 Clayton Avenue – Talked to Mayor and Council about fire pits in town and quality of life. Stated that we have a lot of people in town with fire pits and we cannot keep our windows open on beautiful nights due to smoke and embers. Said she feels bad calling the police.

**Captain Picca:** Responded that they would rather she call the police in these situations than not. Stated that residents are not allowed to leave fire pits unattended, and they would rather be able to check out the situation than hear about something happening later. Assured the resident that this is what they are here for, and they want her to call.

**Pearl Connolly:** 2519 Honeysuckle Lane – "I received your run for Mayor information (addressing Council Member Borowsky). I have had all my credit blocked because I was hacked. If I want to go and buy anything over a certain amount, I have to call and have that unlocked. I make my purchase and call them back to have them lock it back up. I want to know how you got my personal cell phone number."

**Council Member Borowsky:** "It is a service that is hired to send out a mass text. I apologize for what happened to you. I will contact the company to have your number removed."

**Pearl Connolly:** "Well now that I have received this thing, I decided to look at it. And I do not understand what you are talking about with the sale of water rates. I get a bill from the town water and sewer department."

**Council Member Borowsky:** "There was discussions about selling the water department with New Jersey American Water and I am 100% opposed to that. We have a great service in town that provides employees."

**Pear Connolly:** "Why doesn't your message state that?"

**Council Member Borowsky:** "It does. That is what that was about, and I am opposed to it."

**Mayor Sabosik:** "Councilman, I think what you are saying is from 2 years ago. Every town was contacted and there was no interest at all from this administration to sell anything. Especially the water department."

**Discussion followed between Mayor Sabosik and Councilman Borowsky**



**Pearl Connolly:** Reiterated that she would like her information scrubbed from the service.

**Council Member Borowsky:** Stated that he would make sure to have her removed.

**Laura Beeden:** 2406 Spruce Street – “On the Point Pleasant Facebook group, I notice a lot of people complain but don’t ever think to come to a council meeting or maybe they just don’t care. But this is about Xfinity and Comcast. I have had to call so many times in the last 4 months. I have had 2 service technicians come in the last week. I leave the house and come home and both TVs are out. They had to replace my DVR. There are many people in town with these same issues. In the past, I have called the Board of Public Utilities. That is still in my file, so I think they are still mad at me. They are the worst company in the world, and we seem to be stuck with them. We have to do something about this. But I don’t know what.”

**Mayor Sabosik:** “I have called and called. It is incredible.”

**Laura Beeden:** “Also, I will be talking to the superintendent at the school. When you were talking about cleaning up at Slade Dale. I now have a large new puppy and I walk him a lot. And the only place by me to walk with sidewalks is by the school. I am finding that children are slobs. I am having a hard time getting my dog to stop trying to pick up all the garbage along our walk by the school. Who is supposed to pick that up? Since it is in front of the school, is that the school janitors? I know the kids shouldn’t throw it but shouldn’t the janitors clean that up?”

**Mr. Pannucci:** “What I can do is I can send an email to their buildings and grounds director and ask them to do a little better policing job around there. I can’t make them do it, but I can ask them.”

**Laura Beeden:** “Okay, and the last thing I have an issue with is bikes. I know that there is no law against them using the sidewalks, but it is becoming dangerous. Especially now that I am walking a 35 pound puppy. They come at you on the sidewalks, and they don’t even try to get around you or even try to slow down. A lot of them are kids but I also had a woman on Beaver Dam Road coming at me and started screaming at me because I was walking my dog on the sidewalk. She told me that the dog should be on the other side. Is there something that can be done here?”

**Chief Lokerson:** Responded that they are trying to teach kids the laws of the roads on bikes and sidewalks at a very young age. Detailed that they are trying to get the schools more involved in education on this as well.

**Captain Picca:** Added that if they have to, they will do social media blasts to remind everyone. Stated that there are a lot of bikes in our community and safety is our paramount concern. Also detailed that they are very much into reinforcing this in the schools and it starts on Mondays and Tuesdays at the elementary schools.

**Discussion on this topic continued for a brief time.**

**Pattie Villani:** 1530 Northstream Parkway – “I just moved into town, and I noticed when you turn off of Route 88 onto Northstream, there is a sign that tells you your speed, which I think is great. I find it very helpful to me to remind me to slow down. I am south of Bridge Avenue, and I notice people turning off of Bridge Avenue are driving fast down Northstream. I don’t know if this has been brought up before but there are a lot of kids. I have worked with children all my life and even the good kids run and play in the street. They just do. Has it ever been brought up to maybe have one of those lighted signs south of Bridge on Northstream?”

**Chief Lokerson:** “What we can do is have a traffic study done over there. Sometimes those lighted signs have a positive effect but sometimes it does have a negative effect. We can place a speed sign placed there. I used to live in that area before I moved so we have old studies from years ago. We can do new study and that will give us timeframes for enforcement. We have a tremendous volume problem in the area which does not help. We will take your information and reach out to you.”

**Pam Masterson:** 1696 East Drive – Asked if we could have a blinking light-yellow crosswalk that is similar to the one in Bay Head on Bridge Avenue. Also asked the Mayor to please clarify the huge water rumor that is going on in town.

**Chief Lokerson:** Responded that they can conduct a study in that area of Bridge Avenue. Stated he would take her information and reach out to her.

**Mayor Sabosik:** Answered Pam Masterson’s second question. Explained that he has no vote on council. It is a weak Mayor and Strong Council configuration. Due to the misinformation that is going around out there, asked our Borough Administrator, Frank Pannucci to explain the history of where this came from.

**Mr. Pannucci:** “Over two years ago New Jersey American Water approached us because they were interested in buying our water system. They have approached almost every town up and down the barrier island that has a water system. They are trying to increase their grid so to speak. Council as a whole created a sub-committee. Councilman Furmato, the Mayor and Councilman Borowsky was on it. And we did meet with them a couple times but there was no appetite going forward from anybody and the last meeting we had with them was two years ago. At first it did sound promising. If you listened to their proposal, it did sound promising. After a couple meetings, we tried to set up a couple tours but then it fell by the wayside. There was no appetite for this from anybody, from this side of the dais to the other side of the dais, to go forward with this. The last meeting that we had on this subject, and I am going off a loose memory, was October 2020. Keep in mind that we still do deal with New Jersey American Water because we do buy bulk water from them because they are one of our interconnects. We have two interconnects for our water system. We have the Brick MTUA interconnect, and we have the New Jersey American Water interconnect. The reason why we have those is periods peak high drought in the summer, we have to make up for the lack of what our system is able to pump. God, forbid we have an emergency and a pump goes down or the system goes down and we have to be able to pull water from somewhere. So, we do deal with both of those entities on a yearly basis. But talks for that died two years ago. If the day ever came where the council as a whole decided to entertain that, and they are not, but a number of things would have to happen. There would have to be public hearings, there would be certain types of bidding procedures and there are certain types of auditing procedures. So much goes into buying and selling a water system. This is not something that the governing body can just do as a simple vote. There has to be public comments and public portion of that. At first, we did listen to them because we would listen to anybody that has a proposal but after a few meetings with them, it died on the vine. No one to the right of me or to the left of me has committed to anything going forward.”

**Kim White:** 740 Haugh Street – “I am here tonight because I have been in litigation with the town for over two years. It started when Kevin Burke first issued this shed permit (exhibited pictures). In 2021 Kevin Burke issued a second shed permit for this same shed which the neighbors put in their garage. And now it is placed directly across from my driveway, this far behind their mailbox. In 2021 I went before Judge Goldman in Superior Court, and I had been before him with this first shed placement which the Zoning Board revoked. It was then issued again, and Judge Goldmans recommendation was for Kevin Burke to go before his own Zoning Board and file his own application and ask them if the permit he issued is actually a valid permit. Which is basically saying, this is ridiculous. This shed has cost me over \$40,000.00 in legal fees and it has cost the town more than \$40,000.00 in legal fees defending this shed. I met Mr. Dasti 2 weeks ago at a luncheon and he told me he would look into this. Tonight, he told me he will look into it starting tomorrow. I have been going through this since 2021 for the second time and I can’t figure out who

on council knew and who does not know that litigation is going on against the town. I know Frank Pannucci knows because he is copied on the letter to the Judge where Mr. Dasti's employee Mr. Varga, turns down, in writing, the recommendation of the Judge. It stated that Borough Officials did not want to take the recommendation of the Judge. In those 6 emails that go back and forth between Mr. Varga and me and Charlene and Mayor all saw these emails. Mr. Dasti saw it too. I want to know who are the Borough Officials who are turning down the recommendation of a Superior Court Judge. Perhaps I vote for these people. If they are turning this down, I don't want to be voting for them. Mr. Varga ended the email exchange by saying if you ask me one more time, I will block your emails. This is all in writing. It is ridiculous that a tax payer is talked to this way."

**Mr. Dasti:** "Ms. White, that is not right. You are retained by an attorney. You do not have the right to call the other sides attorney. It would be unethical for us to do that. Mr. Gasiorowsky is representing you and we just settled the case. Isn't that right?"

**Kim White:** "We settled the case of the easement becoming a street."

**Mr. Dasti:** "Now you want to talk about something else and we will do that."

**Kim White:** "This second placement of the shed litigation began in 2021. Why do you not know that? Does anybody else here know that since 2021 this has been going on?"

**Mr. Dasti:** Explained to Ms. White that the case that was just settled has nothing to do with the shed.

More discussion and repetition between Ms. White and Mr. Dasti took place trying to clarify the facts of this topic.

**Mayor Sabosik:** "I will have Mr. Dasti reach out to Mr. Gasiorowski and see if this can be resolved quickly, quietly and efficiently in a manner that is beneficial to both. Going back and forth this evening will not solve anything. You came to me 2 months ago and we got that resolved on August 30<sup>th</sup>. So let us work on phase 2 of your request. Give me a little bit of time to talk to our attorney. Let him talk to your attorney and let's see what we can work out. All I am asking for is for you to give us a little bit of time and let us see if we can come out with a logical conclusion where this shed should be."

**After more discussion on this issue, Ms. White thanked the Mayor and Council for their time and returned to her seat.**

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

**K. EXECUTIVE SESSION**

**Mayor Sabosik stated that there will be no Executive Session this evening.**

**MOTION TO ADJOURN**

**All in Favor.**

**TRANSCRIBED BY: VERONICA THWING, DEPUTY BOROUGH CLERK**

**ATTEST:**

**APPROVED:**

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

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**ROBERT A. SABOSIK  
MAYOR**