

**COUNCIL MEETING  
MONDAY, AUGUST 28, 2023  
7:00 P.M.**

<b>Mayor:</b>	<b>Robert A. Sabosik</b>
<b>Council President:</b>	<b>Valerie Coulson</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>Charlene Archer</b>
<b>Borough Attorney:</b>	<b>Jerry J. Dasti, 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 6, 2023, edition of *The Ocean Star* and January 6, 2023, edition of *The Asbury Park Press*.

**A. PROCLAMATIONS**

- 1. Constitution Week – September 17, 2023**
- 2. Honoring Himanshu Shah on his Retirement**

**Mayor Sabosik stated the following:** “This proclamation is to someone who richly deserves it. Himanshu Shah came to us about 12 years ago and has helped our town immensely, both financially and operationally. He helped guide us to a better financial picture. He was always professional and always available to answer the phone. A man of character, a man of conviction and a man of honesty. It is sorrowful that he is retiring. We will miss him and his valuable input that he has given to our town.”

**Himanshu Shah stated the following:** “I normally do not speak too much unless there is a numbers issue. But tonight is unbelievable. As the Mayor said, I joined the Borough in 2012 and this is really bittersweet for me to retire after 43 years. I can tell the residents of the Borough; this is the best group of council members that I have ever worked with. In 43 years, I have worked with many councils and many mayors and so on. I have always enjoyed working with you guys. I know some of you joined the Council later on, but I know in 2012, that Mayor Sabosik, Councilman John Wisniewski, and Councilwoman DePaola were all here. I believe Joe joined us at the same time. I think we went through some rough patches in the beginning and my biggest supporters were you guys. You stood up. I always remember Toni DePaola, when I was struggling here trying to move in the right direction and there was a lot of back and forth communication, and she asked the simple question, why not? I remember her doing that in an email. I remember that. And I remember John Wisniewski and Robert Sabosik being my biggest supporters in recognizing what I was trying to accomplish to move forward. Thank God we succeeded. We moved forward and upgraded our financial positions. The Borough is in good hands. I also want to thank Toni Jones. She has been here for a while and stabilized the clerk’s office. And of course, my good friend, Frank Pannucci. He came here as an administrator very fresh and willing to listen and we made a great team. Thank you for being a partner and not just saying I am the boss. I think we all worked together and that was the biggest positive. Councilwoman Coulson and Councilwoman Archer, you came in and recognized what

I was doing and allowed me to continue that. I feel good about leaving the Borough in good hands. I think Chris Santiago is an asset. I am very pleased to see on the agenda that he is going to be the CFO. And Tiffany English. Tiffany English is a really dedicated person. I know when she was raising her young children as a single mother early on, I asked her if she was interested in this position, and she said that she could not. She could not because she wanted to focus on taking care of her children. You do not get many people like that who will be honest like that. We all want more money. She decided to say no, I am good. She wanted to be sure to have the time for her children. But she still did handle so much in all these years while I was working. Tiffany was my go to person. So, I am very glad that you chose her to step up and promote her. I know they are both going to be a big asset to you. With that, I really want to thank you for this great proclamation and thank you for this recognition. And thank you for supporting me for all these years.”

**B. WORKSHOP**

**1. Committee Reports**

**Council Member Wisniewski stated the following:** “I don’t have much but I do want to show my appreciation for Himanshu Shah. We realize where we were and where we are today. He is the one, as humble as he sounds, that brought us to where we are. Thank you very much.”

**Council Member Borowsky stated the following:** “It has been a pretty quiet summer so I don’t have much to report, but I would like to take a minute to acknowledge the phenomenal job that Himanshu has done. You will be tremendously missed but I know that Chris will step up to the plate. I remember in the beginning when you first came on and I remember the audits and all the stuff you handled. You have done a phenomenal job turning the Borough around, I can’t say enough as a resident.

I do have something to report as well. I was not able to make the last Environmental Commission meeting, but I do have some information. The town has received a \$15,000.00 grant to deal with the Spotted Lantern Fly infestation in town. We do not know how it will be implemented yet, but the Mayor and Council will decide.

The pollinator garden kickoff went well a few weeks ago and it looks amazing. What a phenomenal job everyone did down there. Slade Dale restoration, they are going to gather about 300 Christmas trees and start placing them early January.”

**Council Member DePaola stated the following:** “Continuing on about Himanshu Shah, I would like to wholeheartedly give him my biggest thanks. I was fortunate enough to be elected to Council and begin my term in 2010. So, for two years, I saw what a mess things were. It was very difficult to get cooperation at that time from some of the staff that were here. It wasn’t until we were fortunate enough to get Mr. Shah to come here that things really started turning around. Our financial future finally looked great because of all the hard work and the dedication that you gave to all of us in the town of Point Pleasant. For that, I am deeply indebted and give you my heartfelt thanks for all you did, so thank you.

We had a meeting this week with OEM director, Andy Welsh and Deputy Director John Rowe and we spoke about some of the wants and needs of our OEM Department. One of the things that was presented to us was Your Grandmother’s Cupboard. This is an organization that was started to help those that needed necessities after Superstorm Sandy and those that were left homeless. The founder of the organization unfortunately has passed away, so they are closing up shop. I bring this up because they would like to donate to our OEM Department a trailer that they used to store items in that they no longer need. Instead of trying to sell it, they would like to provide us with this donation of the utility trailer. This would be quite beneficial to the Borough, so I will pass that along to see what we need to do to except this very generous donation. And speaking about OEM, for the month of June, the total man hours worked is 250.5 and CERT was an additional 90 hours. Then in July they monitored 48 various tropical weather events. They have responded

accordingly, which we are very grateful for. Our Police Department has been very busy. The summer camp graduation was held on July 28<sup>th</sup> and that was a wonderful program for campers between the ages of 11 and 13. They were able to know firsthand what it is like to be a police officer which is the purpose of our summer camp.

On August 1<sup>st</sup>, we had our National Night Out across the street at the Community Park. That was sponsored by the Police Department and our Community Watch Organization. We had the police, fire, first aid and CERT members come together to provide a free evening for our residents. It was a wonderful event and very well attended. Next up, on August 3<sup>rd</sup>, our police department and detective bureau worked along with the Ocean County Prosecutor's Office and Brick detectives to arrest a Brick resident who happened to be stopping for gas at our Exxon station. They got a search warrant for his home, and they were able to charge him with possession of less than half an ounce of cocaine with intent distribute, possession of heroin and fentanyl with intent to distribute, and marijuana, cocaine, and other drug paraphernalia also with intent to distribute. He also had a high capacity magazine weapon and \$7,300.00. So, a very dangerous criminal was taken off our streets and hopefully he is at the Ocean County Jail.

Back to school is Tuesday. We are asking our residents and our drivers to be extra diligent and obey speed limits. Watch out for bikers and walkers. We will have police officers near the schools. Please don't pass a stopped school bus. Safety first."

**Council Member Furmato stated the following:** "Himanshu, you did a great job for our town. I hope you have a great time in your retirement. I know about retirement, and you are going to have a great time. Enjoy.

Kylie Construction has been milling and paving for New Jersey Natural Gas for most of the summer. They put down about 5,300 tons of hot mix asphalt. They have more to do over the next coming year.

We received a grant for Northstream Parkway and Richards Road for a cleanup and making the park more accessible to the waterfronts. So that could be going into the works this fall. Boltin Avenue is going to be reconstructed possibly this fall. That was a DOT grant from the state. DPW has the go ahead to construct the walkway around the Arnold Avenue property. Dorsett Dock sidewalk project we will hopefully approve tonight for the engineering to proceed with that. East Drive Reconstruction, we are going to submit the DOT grant for that. New Jersey Natural Gas is removing the steel and putting plastic piping in.

Tonight, we will discuss E-Bikes. They are out of control on our roads. They are dangerous. Hopefully what we pass tonight will help control this a little bit."

**Council Member Archer stated the following:** "I too would like to congratulate Himanshu on his retirement. When I came on to council in 2020, he helped and guided me on the Finance Committee. I appreciate all your advice and guidance and I wish you the best of luck in your retirement. As Joe said, you will have a great time. Thank you again.

I don't really have too much to report, but as Councilman Borowsky mentioned, the pollinator garden had their ribbon cutting on August 5<sup>th</sup>. It was a huge success. They had over 80 people attending the event. I want to thank the Garden Club for making such a beautiful garden for all to enjoy. And thank you to the DPW for doing all the work around it as well. We appreciate all their efforts."

**Council President Coulson stated the following:** "First I would like to congratulate Himanshu on his retirement. I hope you have a long retirement.

The bad news is, the summer is ending. The good news is, it is football season. Congratulations to the Borough football team who won their first game against Colts Neck. Our fall is usually busy because we

have our fall festival which will be held on Saturday, October 7<sup>th</sup>. Mark your calendars, we are going to have fireworks, bands, and a beer garden. It will be similar to what we had last year.

Trick or Trunk will be on Tuesday, October 24<sup>th</sup> with the rain date on the 25<sup>th</sup>. Haunts in the Park will be October 26<sup>th</sup> with the rain date of the 27<sup>th</sup>. Rumor has it there is new scary additions to Haunts in the Park so mark your calendar.”

## **2. Report of Mayor**

**Mayor Sabosik stated the following:** “I did get a notice from the state division of fire. If you have a lithium battery E-bike or anything with a lithium battery, if you drop it or damage it, you increase the potential for a fire. If it is damaged or improperly used, charged, or stored, it will increase the fire potential. If anyone has any questions about how badly it is damaged, go back to where you bought it and please be careful that we do not have fires caused by lithium batteries in town.

Clean Ocean Action is going to have their 38<sup>th</sup> Annual Fall Beach Cleanup on October 21, 2023. I will be giving you more information at the next meeting but as you know, the Mayor and Council in town are very involved with the environment and cleaning up our waterways.

Mayor’s Hours this month will be September 19, 2023 at 5:30pm to 6:30pm in the courtroom. If anyone has any questions or would like to come and discuss anything one on one with myself and a couple of council members. Please do not hesitate to come.

Lastly, is what I talked about firstly. Himanshu Shah. The man, the myth, the legend. He has done such a great job for our town and everybody up here has said everything we could possibly say. But it is interesting, the weather outside is like the first year we spent together. Dark and gloomy. We were in financial disarray. Our audits were coming back bad. Through perseverance and his knowledge and dedication he straightened out the ship of Point Pleasant Borough. I want to thank him personally. He is without a doubt one of the finest individuals who has ever worked for the Borough of Point Pleasant. I mean that from the bottom of my heart. Himanshu, thank you so much.”

## **C. MINUTES**

### **1. Approve Council Meeting Minutes of July 17, 2023**

**MOTION: Approve Minutes**

**MADE: Ms. Archer**

**SECOND: Mr. Wisniewski**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

**2. Approve Executive Session Minutes of July 17, 2023**

**MOTION: Approve Minutes**

**MADE: Ms. Coulson**

**SECOND: Mr. Furmato**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

**D. ORDINANCES**

**1. Final Reading/Public Hearing**

**Ordinance No. 2023-11 Amending and Supplementing Chapter VII of the Borough Code Entitled "Traffic"**

**PUBLIC COMMENT:**

**Resident: 2117 Foster Road** – Spoke in favor of the ordinance and stated that he hopes it gets passed and properly enforced.

**MOTION: Adopt Ordinance**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

**2. Introduction**

**Bond Ordinance No. 2023-13 Providing for Various Capital Improvements and Other Related Expenses in and for the Borough of Point Pleasant and Appropriating \$1,997,160 Therefor, and Providing for the Issuance of \$1,899,260 in Bonds or Notes of the Borough of Point Pleasant to Finance the Same**

**MOTION: Adopt Ordinance**

**MADE: Ms. Archer**

**SECOND: Mr. Wisniewski**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

**E. MAYORAL APPOINTMENT**

1. **Brian Welch appointed to the Open Space Advisory Committee as Alternate #3.**

**F. 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. DePaola**

**SECOND: Mr. Wisniewski**

**APPROVED: All in Favor**

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

**Resident: 2117 Foster Road – Asked about Consent Agenda Item Number 17 regarding the Shore House Bar and Grill, Borough Bikes After Party.**

**Mayor Sabosik responded that it was the Foundation for Excellence in Education Event that they have after the Boro Bikes event.**

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

**G. 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. **(167-2023) Bills and Claims**
2. **(168-2023) Void Check Resolution**

**The bills totaling the amount of \$14,694,920.52 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**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

## **H. 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. (169-2023) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accounts.**
- 2. (170-2023) Authorize Refund of Lien Redemption and Premium Paid at Tax Sale**
- 3. (171-2023) Canceling Taxes and Authorizing a Refund Pursuant to NJSA 54:4-3.32 – Brendel**
- 4. (172-2023) Canceling Taxes and Authorizing a Refund Pursuant to NJSA 54:4-3.32 – McCarthy**
- 5. (173-2023) Canceling Taxes and Authorizing a Refund Pursuant to NJSA 54:4-3.32 – Constantino**
- 6. (174-2023) Authorize Recreation Department to Rehire Part-Time Seasonals**
- 7. (175-2023) Authorize Refunds for Various Programs – Recreation Department**
- 8. (176-2023) Authorize Refund Escrow Fee – Block 145.02, Lot 67, 1305 Charles Street**
- 9. (177-2023) Approving Engineer’s Certificate No. 2, Change Order No. 2 and Closeout Documents and Maintenance Guarantee for the Well No. 9 Rehabilitation Project.**
- 10. (178-2023) Authorize Increase for Special Law Enforcement Officer IIIs (SLEO III)**
- 11. (179-2023) Authorize Purchase on One (1) 2022 Ford F-250 XLT Pick-up Truck Through Ocean County Co-operative Contract #B2021-89 – COF #2023 120**
- 12. (180-2023) Authorize the Outfitting of One (1) 2022 Ford F-250 XLT Pick-up Truck through State Contract #17-FLEET-00749 – COF #2023-121**
- 13. (181-2023) Confirming Personnel Appointments/Actions:**
  - Retirement of Himanshu Shah as CFO, effective August 31, 2023.**
  - Retirement of Mary Costa as Principal Account Clerk, effective October 1, 2023.**
  - Retirement of Robert Forsyth as DPW Superintendent, effective June 1, 2024.**
  - Resignation of Jaclyn Bottani as Secretary to the Environmental Commission effective August 8, 2023.**
  - Appointment of Joy Blazak as Secretary to the Environmental Commission at a rate of \$100.00 per meeting, effective August 21, 2023**
- 14. (182-2023) Confirming Personnel Appointments/Actions-PD:**
  - Resignation of Tracey Ruffini as full-time Crossing Guard effective August 28, 2023.**
  - Laura Aurin be appointed to the position of full-time Crossing Guard, effective August 28, 2023, at the rate of \$24.68 per hour, as per the current Teamsters Local Union No. 469 Collective Bargaining Agreement.**
- 15. (183-2023) Authorizing the Promotion of Christopher Santiago to CFO**
- 16. (184-2023) Confirming Personnel Promotion and Salary Adjustment**
  - Tiffany English promoted to Principal Account Clerk, Grade 5, Step 9, with an annual salary of \$75,382.00 as per civil service rules and regulations, effective September 1, 2023.**

17. (185-2023) Approving the Following Applications:
- Memorialize Bay Head Shores Property Owners Association, Social Affair Permit, Labor Day Celebration, Saturday, September 2, 2023, from 2:00 PM – 10:00 PM (rain date 9/3/2023).
  - Cub Scout Pack 3, River Seining and Beach Cleanup Service Project, August 30, 2023, from 5:00 PM – 7:30 PM at Riverfront Park.
  - The Shore House Bar & Grill, Petition to Extend Licensed Premises, Boro Bikes After Party, September 23, 2023, from 4:00 PM – 10:00 PM.
  - Chamber of Commerce, Social Affair Permit, Fall Festival, October 7, 2023, at Riverfront Park, Saturday, October 7, 2023, from 4:00 PM – 9:00 PM, (rain date October 8, 2023).
  - Bay Head Shores Property Owners Association, Social Affair Permit, Cornhole Tournament, Saturday, September 23, 2023, from 12:00 PM – 9:00 PM (rain date September 24, 2023).
18. (186-2023) Authorize RVV for Design and Engineering Services for the Dorsett Dock Road Sidewalk Project and Solicitation of Bids – COF #2023-122
19. (187-2023) Authorizing Henry J. Mancini & Associates, Inc. to Perform Real Estate Appraisal Services – COF #2023-123
20. (188-2023) Accepting the Gift of a Trailer from Your Grandmother’s Cupboard

**MOTION:** Adopt Resolutions

**MADE:** Ms. DePaola

**SECOND:** Mr. Furmato

Ms. Coulson: Yes

Ms. Archer: Yes

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Ms. DePaola: Yes

Mr. Borowsky: Yes

**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. Coulson

**SECOND:** Ms. DePaola

**APPROVED:** All in Favor

Mayor Sabosik opened the meeting to the public.



**Resident:** 2117 Foster Road – Asked if the Borough’s emergency sirens still work.

**Mayor Sabosik:** Responded that in this digital age, most of them are made aware of emergencies by phone or pagers.

**Chief Picca:** Stated that there is a process in place with the OEM where they are trying to reestablish the siren system.

**Resident:** 2117 Foster Road – Also asked about the streetlights in town. Stated that there were so many out and wondered when they would be repaired.

**Mayor Sabosik:** Stated that JCP&L is who you would call for this and that the Borough does consistently call and email them with the lights that are out.

**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. Coulson**

**SECOND: Mr. Wisniewski**

**APPROVED: All in favor**

**RETURN FROM EXECUTIVE SESSION**

**Borough Attorney Jerry Dasti stated the following:** “We discussed potential litigation and personnel matters.”

**Items being added to meeting:**

**20. (188-2023) Accepting the Gift of a Trailer from Your Grandmother’s Cupboard**

**MOTION: Adopt Resolution**

**MADE: Mr. Borowsky**

**SECOND: Mr. Furmato**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

**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**