

**COUNCIL MEETING  
MONDAY, JULY 17, 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. WORKSHOP**

**1. Committee Reports**

**Council Member Wisniewski stated the following:** “There is a schoolboard meeting that I hope to attend if I get out in time. I wanted to talk to the Administrator about a few things, being the liaison to the schoolboard.”

**Council Member Borowsky stated the following:** “At the last Environmental Commission meeting, and I believe at the last council meeting, there was a bunch of residents that were concerned about the Spotted Lantern Fly. These residents live over by the canal and they identified some trees that were infested with the lantern flies. I made a call to Congressman Smith’s office and spoke to his secretary. My call was two-fold. One item was about possible legislation for State’s like ours that are being affected tremendously by this pest. I asked if there was any legislation to help and she said there was something in the works to help our state. I also asked if they could help us with the area along the canal and if there was anything we could do. Technically that area is owned by the Army Corps of Engineers but still I asked if there is anything that could be done about those lantern flies over there. His secretary said that she would assist us in any way that she could. I also called the New Jersey Department of Agriculture. I am still waiting for them to call me back. I went on to the Penn State website and it was informative. They had some simple homemade traps that were made out of gallon jugs. The wheels started spinning in my head and I thought that maybe we could enlist the Boy Scouts, or an Eagle Scout could do it as a project. I thought if Mr. Forsyth would be gracious enough to go and identify a bunch of trees that are infested, maybe it could be a nice project for the Boy Scouts to help us in dealing with some of this. There is a lot of information on our town website about this. I will keep you posted. I am waiting to hear back about this legislation.”

**Council Member Furmato stated the following:** “Summit Drive over by Saint Martha’s Church, the reconstruction is done. They did a great job. I was over there walking around and there are just a few little things they need to finish up, but they are done. New Jersey Natural Gas has four phases of paving in town. Each phase consists of about six to eight roads. Phase one is almost done, and next week they are going to start phase 2. That is over by Riviera Parkway. There are five or six streets over there getting done. So hopefully by the end of the summer, maybe we will get all this done. It comes to about 40 streets. They are out there every day digging and replacing pipe and valves and there will be more streets as time goes on.”

**Council Member DePaola stated the following:** “The Point Pleasant Police Department Youth Summer Camp begins on Wednesday, July 19<sup>th</sup> and will go through to Friday, July 28<sup>th</sup>. The campers will be exposed to various functions, duties and responsibilities of the police department and other first responder agencies including the Point Pleasant Fire Department and the First Aid Squad. There will also be a competition between the Brick Police Department Youth Camp and our campers. It will be hosted by the Brick Police Department at Windward Park. Campers will go head-to-head at various physical agility events. That is something that we have been able to provide free thanks to the generosity of the chief getting his officers to contribute time for this event. We are looking forward to that.

July is vehicle theft awareness month, so we remind our residents to lock their vehicles when they are not occupied. Do not leave them running, especially when you are dropping off your children, or you just want to run into the store. Please park the vehicle. Please take your keys out of your vehicle and close and lock your windows and doors when you park. Park in well-lit areas if you are in a public parking area and never leave valuables in your vehicle, especially if they can be seen from outside your vehicle. I know that at some of the parks in Brick and at some of the Ocean County Parks, there have been numerous smash and grab where they smash the car windows and grab your valuables and before you know it, they are gone. You are off hiking a trail and they know you won’t be back for quite some time. I know many municipalities are doing their best to beef up patrols, but it would be helpful if the residents would do their due diligence to help our Police Departments.

Finally, you will notice, this evening for introduction is an ordinance concerning the electric bikes that have become a problem, not just in Point Pleasant Borough but in all communities in New Jersey. We are attempting to help lower the risks for drivers and for the e-motorists. Hopefully this will be another tool for the police to be able to keep our roads safe.”

**Council Member Archer stated the following:** “The Open Space Meeting that we had last month, we discussed a few different things. One is the grant that we are doing. We have a resolution for this evening for the Recreation improvement. It is a grant that will let us install a walking path along the Arnold Avenue Park. So, we are doing beautification at that park as well for the residents to enjoy. I am hoping that everyone has seen the pollinator garden that we are so proud of. Also, the Veteran’s Memorial has been completed. The flags are up and flying proudly. The fallen hero’s boulder that we had in the Community Park has been moved there. The only thing we have left to do over there is for the pavilion to be built. People will sit in the pavilion and reflect and look at the tribute that we have for our fallen heroes. We have also put chairs in the pollinator garden so that people could get some ice cream and sit there and enjoy. It is another space for our residents to enjoy in Point Pleasant. I thank the DPW because they did a phenomenal job with the path, and I thank the Garden Club because they did all the planting in the pollinator garden.”

**Council President Coulson stated the following:** “For Recreation there really isn’t much, other than summer camps are going well and everybody is enjoying the beach. Every time I go to Riverfront Park, I see people enjoying the pavilion over there behind Bennet’s Cabin. In the fall, I look forward to our Fall Festival and our Haunts in the Park.

Also, on August 1<sup>st</sup>, we have our National Night Out from 6pm to 8pm.”

## **2. Report of Mayor**

**Mayor Sabosik stated the following:** “The Lantern Fly problem is getting to be a real problem in the State of New Jersey. The State of Pennsylvania had a bad problem, and they haven’t contained it. So now it is spreading to us. I have also spoken to the New Jersey State Agriculture, and we are going to be applying for a \$15,000.00 grant, if we haven’t done that already. We are going to see if we can get some funding to look into how we can solve some of these problems of the Lantern Fly’s in people’s back yards.

I would also like to announce tonight that Point Pleasant was awarded \$220,713.00 by the DCA for the Local Efficiency Achievement Program. This helps local governments shared services initiative to reduce taxpayer’s cost. This money will be used to purchase a street sweeper which will save us money on repairs. The shared service is with Bay Head. I thank Bay Head for being part of this shared service and I appreciate the Department of Community Affairs granting \$220,713.00 to the town of Point Pleasant. We were in the top ten in the whole state for the money we received in this grant.

Mayor’s Hours will be August 8<sup>th</sup> from 5:30pm to 6:30pm.

Also, I would like to point out that I got a letter from FEMA. It is always nice to get a good letter. It says Congratulations, the Department of Homeland Security Federal Emergency Management Agency has determined that the Borough of Point Pleasant will increase to a Class 7 in the NFIPCRS rating. The translation is that anyone who has flood insurance will receive a 15% reduction on their flood insurance due to our commitment to protect lives and reduce property damage for flood mitigation activities. I thank our staff for following the federal guidelines. This helps our people receive a discount for their flood policies which I know that you all appreciate.”

### **B. MINUTES**

- 1. Approve Council Meeting Minutes of June 12, 2023**
- 2. Approve Executive Session Minutes of June 12, 2023**

**MOTION: Approve Minutes**

**MADE: Ms. DePaola**

**SECOND: Mr. Wisniewski**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Abstain**

**CARRIES:**

### **C. ORDINANCES**

- 1. Introduction**

**Amending and Supplementing Chapter VII of the Borough Code Entitled “Traffic”**

**MOTION: Adopt Ordinance**

**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:**

Mr. Dasti: “I want to thank the Chief, Mrs. Coulson, and Mr. Furmato for their help with that ordinance. We did make that minor change which was recommended by Councilman Furmato about the licensing, and I do think that is going to be very important.”

**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. Archer**

**SECOND: Mr. Wisniewski**

**APPROVED: All in Favor**

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

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

**E.     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.     (146-2023)     Bills and Claims**
- 2.     (147-2023)     Void Check Resolution**
- 3.     (148-2023)     Request Chapter 159 Budget Insertion – Local Recreation  
Improvement Grant**
- 4.     (149-2023)     Request Chapter 159 Budget Insertion –Stormwater Assistance Grant**
- 5.     (150-2023)     Request Chapter 159 Budget Insertion – Ocean County Senior Services  
Grant**

**The bills totaling the amount of \$13,102,481.24 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:**

**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. (151-2023) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accounts.**
- 2. (152-2023) Authorize Refund of Lien Redemption and Premium Paid at Tax Sale**
- 3. (153-2023) Extending the Grace Period for Third Quarter Taxes**
- 4. (154-2023) Authorize Refund of Recreation Fees**
- 5. (155-2023) Authorize Recreation Department to Rehire Part-Time Seasonals**
- 6. (156-2023) Authorize Refund Demolition Bond–Block 328, Lot 11, 1514 Ivy Road**
- 7. (157-2023) Authorize Refund Demolition Bond – Block 275, Lot 7.01, 731 Mount Place**
- 8. (158-2023) Authorize Purchase of One (1) Stalker MC360 Message Trailer Through State Contract #17-FLEET-00726 – COF #2023-118**
- 9. (159-2023) Authorize Execution of a Shared Services Agreement Between the Borough Of Point Pleasant and the Point Pleasant Board of Education**
- 10. (160-2023) Authorize RVV for Additional Funds Due to Design Changes for the Herbertsville Road and Maxson Avenue Sidewalk Project**
- 11. (161-2023) Authorize Change Order Number 1 – FY 2021 NJDOT Reconstruction of Old Drift Rd., Johnson Ave., Memorial Dr., & Burnt Tavern Road**
- 12. (162-2023) Authorize Change Order Number 1 – Herbertsville Road and Maxson Avenue Proposed Sidewalk**
- 13. (163-2023) Approving the Following Applications:**
  - D Fitness Studio, American Cancer Society Fundraiser, Community Park, Monday, July 31, 2023, and Monday, August 21, 2023.**
  - Kiwanis Club of Point Pleasant, Town Event, Community Park, Saturday, November 4, 2023.**
  - Bay Head Shores Property Owners Assoc., Social Affairs Permit, Saturday, August 5, 2023, from 3:00 PM – 9:00 PM, (rain date August 6, 2023).**
- 14. (164-2023) Confirming Personnel Appointment:**
  - Stella D. Roworth, Point Pleasant Boro Fire Department Station 75 Volunteer Firefighter, effective July 17, 2023.**

**MOTION: Adopt Resolutions**

**MADE: Mr. Furmato**

**SECOND: Mr. Wisniewski**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

**G. 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: Mr. Wisniewski**

**APPROVED: All in Favor**

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

**Resident:** 319 Barbara Drive – “One of the potential places to use that grant, some of the Garden Club members have found the Tree of Heaven which is an invasive species that supports the Spotted Lantern Fly’s, over at the River Front Park. We have found them between the Boardwalk and the Beach area.”

**Mayor Sabosik stated that we have had our DPW take an inventory of where these trees are and that we will use this grant to help take care of these trees.**

**Resident:** 319 Barbara Drive – “The ribbon cutting for the pollinator garden is Saturday, August 5<sup>th</sup> at 10:00am. So far, we have 79 confirmed people coming. Between the members of the public and their families so we are asking for the e-invites and RSVPs to be done so we have a good count. Also, we wanted to remind the DPW to set up chairs.”

**Resident:** 2117 Foster Road – “I am glad to see the introduction of the ordinance regarding electric bikes. I hope it will pass for the second reading and I am sure it will. I just hope it gets enforced better than the helmet law. Last Wednesday night I was driving home at 2:15am in the morning on Route 88 and I passed two kids on bicycles in the roadway with no helmets. Fortunately, I saw 2 patrol cars sitting at the Pizza Express and I pulled in and told them about it and one of the officers said he would go speak to them and pulled out. I don’t know what happened after that, but hopefully this ordinance will be really enforced.”

**Resident:** Butler Avenue – “I am just trying to find out, I know within this parking lot there are certain areas for the county workers. I am wondering what the policy for this building is as far as parking goes. Is it assigned parking or is it free public parking? Are there any restrictions?”

**Mayor Sabosik:** “It is not county; it is basically the pool cars for the Borough of Point Pleasant. We have 4 Jeep Patriots, and we have 2 Ford Taurus’s that we park to the left and we have one reserved parking space for the town Administrator. None of the rest of us have reserved parking. Parking is open to the public.”

**Mr. Dasti stated that we have a parking ordinance in town that restricts certain areas in town, but this parking lot is not on it, so it would be okay to park.**

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

## **H. 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 personnel matters and contract matters that might lead into litigation. We also discussed some contractual obligations and real estate matters.”

**Items being added to meeting:**

## **ORDINANCES**

2. **Introduction**  
**Ordinance Authorizing Acquisition of Real Property and Improvements Located at 902 Beaver Dam Road, also known as Block 172, Lot 2 in Point Pleasant.**

**MOTION: Adopt Ordinance**

**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:**

**15. (165-2023) Appointing Cipriani & Werner as Special Litigation and Forensic**

**MOTION: Adopt Resolution**

**MADE: Ms. Archer**

**SECOND: Mr. Furmato**

**Ms. Coulson: Yes**

**Ms. Archer: Yes**

**Mr. Furmato: Yes**

**Mr. Wisniewski: Yes**

**Ms. DePaola: Yes**

**Mr. Borowsky: Yes**

**CARRIES:**

**16. (166-2023) Authorize Purchase of Playground Equipment for Riverfront Park  
through ESCNJ Contract #ESCNJ 20/21-06 – COF #2023-119**

**MOTION: Adopt Resolution**

**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:**

**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**