

**COUNCIL MEETING
MONDAY, SEPTEMBER 25, 2023
7:00 P.M.**

Mayor:	Robert A. Sabosik
Council President:	Valerie Coulson
Council Member:	William Borowsky
Council Member:	Joseph Furmato
Council Member:	John Wisniewski
Council Member:	Antoinette DePaola
Council Member:	Charlene Archer
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 6, 2023, edition of *The Ocean Star* and January 6, 2023, edition of *The Asbury Park Press*.

A. PROCLAMATIONS

1. **Prostate Cancer Awareness Month**

B. WORKSHOP

1. **Committee Reports**

Council Member Borowsky stated the following: “My apologies, I have no report tonight.”

Council Member Wisniewski stated the following: “I had a conversation with the Point Pleasant Schoolboard Administrator regarding Governor Murphy and his idea of universal preschool. It turns out that our schoolboard administrators have been working on this for about a year now. They are hoping that by next year they will have the program up and running and hopefully in about 5 years it will be in full bloom. The goal is about 300 students in either partial subsidized or free preschool.”

Council Member DePaola stated the following: “On September 21st around 11:00pm our Point Pleasant Borough Police Department responded to Spirits Liquor Store at the corner of 88 and Bridge Avenue. At the time, there were numerous 911 calls reporting a male subject using some sort of weapon to smash up the front store windows. The store was closed at the time and a 44 year old male from Brick was arrested and subject to criminal mischief and possession of a weapon and disorderly conduct charges. He has since been released from custody pending court. It just shows how important it is for the public to be aware and to call the police if you see any suspicious activity because they were able to apprehend this individual rather quickly.

We have had a lot of inquiries about our E-Bike Ordinance. As we know, there was an influx of mostly kids riding their e-bikes and we were having issues with them not following certain rules. The police department worked with our attorney, and we were able to come up with an ordinance. That ordinance that was passed was announced to the school system and they have been working closely with our special law enforcement class III officers who work in the schools. They have been educating the students and have been stopping

students if they see them violating the rules. The school district also sent home information to parents. Hopefully, with parents understanding what the rules are and enforcing them at home along with the police encouraging students at school, we will see safer roadways for everybody. As you all know, if you look at the local papers, unfortunately there has been an uptick in burglaries, including in the Borough. Fortunately, there were 2 individuals apprehended for burglaries in Bricktown and one of them unfortunately had a handgun. We are once again, with the police department, advising everybody to lock your doors. Keep your outdoor lights on and call the police with any suspicious activity and please lock your cars and bring your key fobs in the house with you. A lot of times if you leave your cars unlocked, they are taking your garage door openers and opening your garage and gaining entrance into your house. So, to keep everybody safe we just ask for extra diligence and keep the police apprised of any suspicious activity in your neighborhoods.”

Council Member Furmato stated the following: “Last week we had a sanitary line break over on West End by the marina and that has been repaired. Boulton Avenue Reconstruction Project, hopefully we will have begun this fall. If not, it will go into the spring. That is a DOT funding, and the contract is awarded. This will be approved tonight.

We are purchasing a street sweeper. The cost of this sweeper is \$321,000.00 but we are getting a grant for \$221,000.00 with shared services with Bayhead.

Bay Avenue paving will begin shortly. That will be between Route 88 and Bridge Avenue.

The playground at the Riverfront Park should be here in a couple of weeks. In about a week the DPW will be closing that part of the park so they can disassemble what is there and put the new playground in.”

Council Member Archer stated the following: “We have not had an Open Space meeting, so I have no report tonight.”

Council President Coulson stated the following: “Our fall Rec program had over 600 registrations. Sheri said that it was the most ever. I think that is pretty indicative that we are in need of a new Rec Center. Especially when we have so many people interested in the Rec programs that we have to offer.

Our Fall festival is Saturday, October 7th from 5:00pm to 9:00pm at the Riverfront Park. We are going to have music, children's activities, a beer and wine garden and food vendors with fireworks at the end of the evening.

Trick or Trunk is in Community Park on Tuesday, October 24th and Haunts in the Park is on Thursday, October 26th.

I also want to congratulate our Point Pleasant Boro High School football team. They are really on fire!”

2. Report of Mayor

Mayor Sabosik stated the following: “The New Jersey Business and Industry Association is monitoring a Department of Environmental Protection 1200 page Land Use Development for Coastal Area. They are planning on some revisions, and we will be monitoring this to see how it affects our local town.

I am happy to report that Point Pleasant has received good news. Our Community Rating System will include a 15% discount again this year since our voluntary incentive program that recognizes and encourages community flood plain management that exceeds minimum requirements of the National Flood

Insurance Program. So, anybody who has flood insurance in our town will see a 15% reduction on the fee that they pay.

One of our longtime employees, Mary Costa is retiring and we wish her well in her future endeavors.

The Point Pleasant Kiwanis is having a Point's Giving Day on November 4th at Community Park. Hands on community service and fun for all."

C. MINUTES

1. Approve Council Meeting Minutes of August 28, 2023

MOTION: Approve Minutes

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:

2. Approve Executive Session Minutes of August 28, 2023

MOTION: Approve Minutes

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:

D. ORDINANCES

1. Final Reading/Public Hearing

**Ordinance No. 2023-12 Authorizing Acquisition of Real Property and Improvements
Located at 901-903 Beaver Dam Road, a/k/a Block 172, Lot 2, Point Pleasant, NJ**

PUBLIC COMMENT:

Resident: 904 Northstream Parkway – "I love the fact that the town is looking for a new space for a Rec Center. I love the Rec Center that we have now. I was born and raised here, and my family has been here forever. Both of my daughters have a first grader and a tenth grader, and they both use all the programs at the Rec Center. The way that it is expanding, I see no reason why we wouldn't try to find a new area to build it up and I never realized how big the size of that property was. I just want to thank you for all your support and programs."

Mayor Sabosik reminded him not to forget to bring his family to the fireworks coming up.

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:

2. Final Reading/Public Hearing

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, Providing for the Issuance of \$1,899,260 in Bonds or Notes of the Borough of Point Pleasant to Finance the Same

PUBLIC COMMENT: NONE

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:

**E. OPEN PUBLIC SESSION (Resolutions, Consent Agenda and Authorizations Only)
Five (5) Minute Limit Per Person**

OPEN PUBLIC SESSION

Ordinance No. 530. An Ordinance to establish by-laws to govern the organization and procedures of the Borough Council for meetings and deliberations. Section 5. Public Participation. Each member of the public shall keep his or her remarks brief, pertinent to the issues being discussed and shall not exceed a time period of five (5) minutes in order to adequately provide all members of the public with the opportunity to address the Governing Body consistent with good order and efficiency.

MOTION: Open the meeting to the public

MADE: Mr. DePaola

SECOND: Mr. Furmato

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.

F. RESOLUTIONS

“All matters listed under item “Resolutions” will be enacted by one motion in the form listed below. If discussion is desired on any item, this item will be removed and will be considered separately.”

1. (189-2023) Bills and Claims
2. (190-2023) Chapter 159 Budget Insertion – Boulton Avenue NJDOT Grant
3. (191-2023) Chapter 159 Budget Insertion – LEAP Grant
4. (192-2023) Authorize Emergency Appropriation – Water/Sewer Utility – West End Dr.

The bills totaling the amount of \$2,125,027.86 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. Archer

SECOND: Mr. Wisniewski

Ms. Coulson: Yes

Ms. Archer: Yes

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Ms. DePaola: Yes

Mr. Borowsky: Yes

CARRIES:

G. CONSENT AGENDA

“All matters listed under item “Consent Agenda” will be enacted by one motion in the form listed below. If discussion is desired on any item, this item will be removed from the Consent Agenda and will be considered separately.”

1. (193-2023) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accounts.
2. (194-2023) Resolution of Gratitude Accepting a Local Efficiency Achievement Program(LEAP) Grant
3. (195-2023) Authorize Refund of Lien Redemption and Premium Paid at Tax Sale
4. (196-2023) Authorize Refunds for Various Programs or Accounts – Recreation
5. (197-2023) Authorize Recreation Department to Rehire Part-Time Seasonals
6. (198-2023) Authorize Refund of Performance Bonds for Various Addresses
7. (199-2023) Authorize Refund of Demolition Bond–Block, 376, Lot 61, 2237 Middle Ave.
8. (200-2023) Authorize Refund of Demolition Bond–Block 289, Lot 11, 1901 Riviera Pkwy.
9. (201-2023) Authorize Refund of Demolition Bond-Block 10, Lot 2, 232 Pleasant Place
10. (202-2023) Authorizing the Road Opening for 2309 Balle Lane
11. (203-2023) Authorizing a Waiver of Any and All Building and Zoning Permit Related Fees from the Point Boro First Aid Squad, Point Pleasant Fire Company and Point Pleasant Board of Education
12. (204-2023) Awarding a Contract to S. Brothers for the Reconstruction of Boulton Avenue – COF #2023-124

13. (205-2023) Approving the Following Applications:
- Bay Head Shores Property Owners Association, Social Affair Permit, Annual Fall Fest Celebration, Saturday, October 14, 2023, from 1:00 PM – 10:00 PM (rain date October 15, 2023).
 - Bay Head Shores Property Owners Association, Social Affair Permit, Annual Volunteer Thank You Clambake-BBQ, Saturday, October 21, 2023, from 1:00 PM – 9:00 PM (rain date October 22, 2023).
 - The Shore House Bar and Grill, Extension of Premises, Once Catalyst Octoberfest, Saturday, October 7, 2023, from 12:00 PM – 8:00 PM (rain date October 8, 2023).
 - The Shore House Bar and Grill, Extension of Premises, Baby Shower, Sunday, October 15, 2023, from 11:00 AM – 6:00 PM.
14. (206-2023) Resolution Confirming the following Personnel Appointment – OEM:
- Patty Camme – Community Emergency Response Team Member
15. (207-2023) Authorize Purchase of One (1) Ravo 5-iSeries Street Sweeper through Sourcewell Contract #093201-FAY – COF #2023-125
16. (208-2023) Authorizing the Execution of a Contract and all Necessary Closing Documents with Regard to the Purchase of Real Property to the Borough of Point Pleasant Known and Designated as Block 172, Lot 2 – COF #2023-126

MOTION: Adopt Resolutions

MADE: Mr. Borowsky

SECOND: Mr. Wisniewski

Ms. Coulson: Yes

Ms. Archer: Yes

Mr. Furmato: Yes

Mr. Wisniewski: Yes

Ms. DePaola: Yes

Mr. Borowsky: Yes

CARRIES:

H. 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: Mr. Furmato

SECOND: Mr. Wisniewski

APPROVED: All in Favor

Mayor Sabosik opened the meeting to the public.

Resident: 319 Barbara Road – Head of Garden Club – Handed out binders to each member of the Council from the Garden Club.

“As all of you know we are in the process of going to the New Jersey Friendly Yard Certification on behalf of the municipality. We have almost all of the paperwork ready. We have been working diligently with Mike and the DPW to get this information prepared for everyone. We will be bringing a copy of what I gave you with us to the program this fall on Saturday. Everyone in the state will be able to see the work we have done. We are in line to become the first municipality to ever be certified. Also, we are planning on participating in Pointsgiving and the pollinator garden itself. I am not sure how far into this we are yet. One of our activities is hopefully to have members of the public help put compost down. I know Ocean County offers free compost. We would like to use that compost over the winter to amend the soil and let it seep in. We might need some help from the DPW to actually get 3 cubic yards of soil. We have a couple more ideas but not quite there yet.”

Mayor and Council thanked them for their hard work and all they do for the town.

Resident: 2406 Spruce Street – “First I want to thank the First Aid Squad. They did a great job when they had to come and get me after I dislocated my hip. The squad was great. I truly want to commend them, and I will be dropping off a check. I would like to show you a video regarding an incident I had with an electric bike.”

Mayor Sabosik: “This resident had an incident with an electric bike on Spruce Street. Chief, if you would like to step forward, he has the latest and greatest information. We have a very strong ordinance in place. We are one of three towns in the whole state.”

Chief Picca: “When an incident described like the one you had happens, police officers will respond to the scene. We reached out to the officers assigned to the high school to assist in the investigation. We wanted our Class III’s to get a feel of what we are dealing with, with these e-bikes. Also, to interact with the juveniles. With that being said, he was able to review the surveillance and the person in question was identified and was already issued a warning once before. So, he will receive a summons for the ordinance violation. This is the point of this ordinance. To ultimately seek compliance. This will travel from word of mouth because kids and their parents talk. This is something that we take very seriously. Some of these bikes are questionable and we have to see where they fall under the law. That is something we are looking into. I have a letter generated that I have to tweak, and I plan on talking to the parents as well. This is a work in progress, but we do take it very seriously. This juvenile is going to be charged. It is a work in progress, but we have gotten positive feedback from our officers as well. The word is getting out and that is our goal. And we are not out to just punish people. This is for their safety as well. We are hearing these problems everywhere throughout the state. We have meetings on this, and no one has an answer. So, we are working together to try to somehow get the parents on board to make them understand what their children are operating.”

Resident: 2406 Spruce Street – “They should have to complete some kind of course.”

Chief Picca: “I agree because we do have mopeds and we require permits for them.”

More conversation ensued on the topic of Electric Bikes

Resident: 2406 Spruce Street – “I also have another issue I wanted to talk about. I filled out an OPRA a couple of months ago. If you remember we talked about the speeding on different streets. I filled out an OPRA asking for speeding tickets issued on certain streets. I might as well have gotten nothing back. No speeding tickets were issued.”

Chief Picca discussed how his officers must keep watch of over 300 streets and that they try to do speed studies often. Speed studies usually start with a complaint, they start a speed study, and the device tells the amount of cars, the direction and the speed that they are going. It also tells us the time of day so they know what time to have officers patrol. Noted that his department doubled the amount of summonses issued from this time last year.

Chief Picca also stated that he will look into the OPRA request mentioned and make sure that they are being responded to properly.

Resident: 2406 Spruce Street – “One last thing. I had a petition done up with all the names from the 2400 block of Spruce Street. Everyone signed and it was asking that something be done. We didn’t make a suggestion, we just asked that something be done. It has since gotten worse. If I had to get out of my driveway at 7:30 in the morning, it is not happening because it is bumper to bumper traffic in both directions. I don’t know why you can’t make it a one-way. Why does one street have to have all of the traffic.”

Mayor Sabosik stated that he will have our town engineer look into something like that and see what he thinks can be done.

Resident: 2117 Foster Road – Stated that it seems like the elementary school kids are all wearing their helmets now. But as you get to the older kids, you don’t see as many. Also noted that it would be nice if the streetlights were all working. Stated that there was a pole on Patterson Road that was cracked and leaning. It was replaced but all the wires are still connected to the old pole.

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

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:

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

**ROBERT A. SABOSIK
MAYOR**