

February 7, 2023

Council Meeting Minutes

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Held in-person at Borough Hall Council Chambers, 416 New Jersey Avenue, Point Pleasant Beach.

Live streamed via <https://www.youtube.com/channel/UCflODKbSFakXUEKiYxSYdUA/live>

The Governing Body reserves its right to amend and supplement the purposes of executive session by motion at the public meeting.

Mayor Kanitra called the caucus to order at 7:01PM. The Municipal Clerk read the notice indicating compliance with the Open Public Meetings Act: “Adequate notice of the time and place of this meeting was given under the provisions of the Open Public Meetings Act and was posted and sent to the officially designated newspapers in compliance with the law.” Present were Councilmembers Vitale, Testa, Ramos and Migut. Councilwoman Byrnes was absent. Councilwoman Crowley arrived at 7:57PM.

BA/CFO Riehl: had a request from Verizon for a temporary 60-ft.-high cellular on wheels (COW), either a trailer or truck, at the foot of Broadway – they initially came in at \$10K for season (Atty. Riordan: can talk about numbers in closed session) said she’d find out if there was a desire before trying to negotiate (Mayor Kanitra: confirmed that the Governing Body can talk, initially, out here; Atty. Riordan: yes – and, if you like, can leave negotiations to the Administrator; Mayor Kanitra: trying to cut down the prevalence of cell towers – people hate the temporary tower in the Little Silver Lake lot – trying to get rid of that; Atty. Riordan: asked what is the upside to the Borough; Mayor Kanitra: money – at the foot of Broadway, would be peoples’ first impression of PPB, instead of the beach – \$10K-\$20K for the summer isn’t worth it – sends the wrong message – the flip side is that they will go to Jenkinson’s or some other private entity; Atty. Riordan: might want to talk to Jenkinson’s – they might not want that or might want to volunteer their private property, so we don’t have a COW at the end of Broadway; Councilman Vitale: asked why they want it and if it would be in addition to the one in the lake lot) they claim it’s for emergency reasons for coverage – one would still be in the lake lot – this will be fenced off as well (Mayor Kanitra: asked if it’s a Verizon tower in the lake lot) no, AT&T (Councilman Ramos: asked if this is because of what is being done at the water tower)

no, they claim they lose coverage with crowds in the summer and are looking to increase coverage; Mayor Kanitra: has never noticed that; Atty. Riordan: only time he loses coverage is at Madison Square Garden at a concert; Mayor Kanitra: now they're starting with applications for 5G towers that we had to strategically place – it's a lot – are trying to clean up this stuff; Atty. Riordan: asked how the Borough's current revenue stream is and if more revenue is needed) this won't make or break it (Mayor Kanitra: in theory, could go just away or go to a private place) is not sure a street end can just be given for this type of use – might have to go out to bid (Atty. Riordan: exactly right – why them instead of anybody else – have to give everybody a fair shot) if we choose to go with this location, our cell tower consultant said he can turn a bid around fairly quickly – had talked about another location that we could approach Verizon with (Mayor Kanitra: he suggested the property behind the Inlet comfort station – there is a huge backyard, blocked by the building – could easily drive a trailer back there and put the fence back up – won't see it from the front or the side – there are no residences right there – not blocking anybody's view– proposed looking at that for \$25K-\$40K) if we bid it, we can set a minimum (Councilman Ramos: asked if a guest room at the hotel next door would face it; Mayor Kanitra: showed him his proposed location on Google Earth – it's not blocking anyone's view – wasted land) fence enclosure is about 31'x31' (Councilman Ramos: asked if it would fit in that area) not sure, but it's quite large (Councilwoman Testa: asked how long it would be up for, if yearly, or a one-time thing) didn't get into it, but doesn't believe it's going to stay there (Councilwoman Testa: would need it documented, in writing; Mayor Kanitra: don't need to commit to anything today – asked if anyone wants it on the foot of Broadway; no; Mayor Kanitra: asked about seeing if Verizon thinks it would be viable and the logistics – asked what we get for the lake lot) \$25K (Mayor Kanitra: would have to pay us at least that much) can run that location past them – believes it would still have to go out to bid, as it's public property – asked what if they want it near Silver Lake and it would come down every year (Mayor Kanitra: would have to see the price and would want a rendering; Councilwoman Testa: asked if people in the surrounding area would need to be consulted; Atty. Riordan: don't have to, but should) would be public, would come to a meeting and go to a bid – could notify surrounding neighbors (Mayor Kanitra: would want notification; Atty. Riordan: reminded all of what happened with the BID, when people said they never heard of it; Councilwoman Testa: would want to know how residents fee; Councilman Vitale: would keep it to those on Inlet Dr.; Mayor Kanitra: whatever is standard; Atty. Riordan: 200' is standard) 200' might be overreach – when we did the one in Silver Lake lot, we did not do notification, just went through the bid process (Mayor Kanitra: no reason to tick off anybody for \$15K/year – asked Council if they want to do it at all; Councilman Vitale: let's get information; Councilman Ramos: worth checking into; Mayor Kanitra: if we go down that road, we can notice it first and see – can also do a trial year and say we'd have to review it every year, so we are not locked in long term – there are a lot of steps before we get there).

BA/CFO Riehl: there's a request from the Shade Tree Commission to amend the portion of the ordinance pertaining to weed and debris so trees that are determined to be hazardous would go Code Enforcement (Atty. Riordan: something different Governing Bodies have considered in the past – regulating things on private property, which are presently regulated by tort law – idea is that you have a responsibility to keep your nuisances on your own property – if you don't, then the neighbors can sue you – if the nuisance falls on you, you get to sue them – that's usually the

way this is enforced – usually not something where the Governing Body goes onto public property) proposed amendment is that, upon notification, would have 10 days to remove and replace the tree, after which Borough would be obligated to do so and try to recoup the cost from the homeowner – if they don't pay, would have to take it as a lien against the property at tax sale – a lot of work – and if we couldn't attend to the size of the tree, we would have to contract it out (Atty. Riordan: would probably need a mechanism for them to challenge your determination that it's a danger, dying or hazardous; Councilman Vitale: a professional would have to have come out – not just Shade Tree – likes the concept – doesn't make sense logistically; Councilman Ramos: concerned about enforcement; Atty. Riordan: it's trying to get the Governing Body involved in a neighborhood dispute; Mayor Kanitra: sees both sides – don't want danger to the public, but asked how many times a tree has hurt somebody or something – probably in storms, but a storm could happen to a healthy tree) asked if it's a detriment if Borough identifies what we think are hazardous trees, nothing was done, and we knew (Atty. Riordan: or, worse yet, we fail to identify the tree as hazardous and it turns out to be hazardous; Mayor Kanitra: asked if Borough could get sued at that point; Atty. Riordan: of course; Mayor Kanitra: well, that's the end of that – that's absurd; Atty. Riordan: to be clear, he didn't say they could win – he said they could sue; Councilman Ramos: exposing the Borough to additional legal fees; Councilwoman Testa: would like to know, in the history of town, how many trees have fallen and done that (Atty. Riordan: none that he can remember; Mayor Kanitra: during Sandy; Councilwoman Testa: but that's an extreme circumstance – people should be to think for themselves, in terms of taking trees down, without us having to tell them to).

Motion by Councilman Vitale to recess until 7:30PM was seconded by Councilwoman Testa and carried by roll call vote.

VOTE: Councilmembers Vitale, Testa, Ramos, Migut....YEA

Councilwomen Byrnes, Crowley....ABSENT

Mayor Kanitra called the regular meeting to order at 7:31PM. The Municipal Clerk read the notice indicating compliance with the Open Public Meetings Act: "Adequate notice of the time and place of this meeting was given under the provisions of the Open Public Meetings Act and was posted and sent to the officially designated newspapers in compliance with the law." Present were Councilmembers Vitale, Testa, Ramos and Migut. Councilwoman Byrnes was absent. Councilwoman Crowley arrived at 7:57PM.

FLAG SALUTE, INVOCATION

APPROVAL OF COUNCIL MINUTES:

Motion by Councilman Vitale to approve the January 17, 2023 Council meeting minutes was seconded by Councilman Ramos and carried by roll call vote.

VOTE: Councilmembers Vitale, Testa, Ramos, Migut....YEA

Councilwomen Byrnes, Crowley....ABSENT

DEPARTMENT HEAD MEMOS: Acting Zoning Officer Savacool RE: Curb Cut Requests

1) 115 Atlantic Avenue

2) 64 Harvard Avenue

3) 303 Trenton Avenue

4) 53 Broadway

5) 300 Philadelphia Avenue

Councilman Vitale: Councilwoman Crowley did research and opined in an email – no spaces were lost in any of the five curb cuts – he looked at all of them – there were no curb cuts without prior approval – Councilwoman Crowley and Acting ZO Savacool both said they seemed good to go – he has no reason to argue against that (Mayor Kanitra: the biggest thing is that people are following rules and not asking for forgiveness after they did what they wanted, and we are not losing more parking: Councilman Ramos: Planning Bd. approved Broadway – widths of both driveways are within the legal guidelines – asked if 303 Trenton is going from 14’ to 13’ because that’s what’s legally allowed by ordinance, and moving to the center of the lot; Atty. Riordan: can’t grant variances from what’s legally permitted in terms of driveway widths – only the Zoning Bd. can, or the Planning Bd. in certain circumstances – recalls that 14’ is allowed in some circumstances and 16’ in other – 14’ for 1-car garage and 16’ for 2; Mayor Kanitra: yes; Atty. Riordan: they are actually moving to a foot less than what is legally required, probably for design reasons) it actually says they are proposing 12’ – doesn’t say why [BA/CFO: going to be more centrally located; Mayor Kanitra: asked if there was anyone here who wanted to speak about this (there were people here to support, but not talk); Atty. Riordan: should move them to the consent agenda and let them talk during the first public comment).

COMMITTEE REPORTS:

Councilman Vitale: congratulated Mayor Kanitra on his wedding and wished him and Alora a lifetime of happiness (Mayor Kanitra: meant a lot that he and Councilman Ramos were there and suffered through the brutal cold); recognized February employee anniversaries – Pete Andreyev 29 years, Bob Kowalewski 20, Andy Meany 20, Chris Mosca 20, Joseph Gippetti 19, Robert Berg 4; gave the Chief's report since last meeting – training included Mandated Canine, Investigations & Intelligence – 15 SLEO I's began training last night at the Ocean County Police Academy and will graduate in 4 weeks – reminded all that the PD will conduct daily house checks for those away on extended vacation – come in to fill out a form; the Recreation Committee Show Us Your Heart event, sponsored by Sweet Revenge Chocolate is this Saturday, similar to years past – also planning a Shamrock event on Apr. 1st, with registration open on Feb. 12th – Summer Camp Director, Asst. Dir. and Counselor jobs are still open and posted online and in the newspaper – Pickleball registration opens on Mar. 1st and it will start shortly thereafter – will be an Easter Egg Hunt on Apr. 8th at Pleasure Park, with registration open on Mar. 1st – Committee is looking for more members – are adding events this year; the Senior Committee had a fantastic Mozzarella Presentation and Tasting this afternoon as capped 40 participant – Joe Introna from Joe Leone's spoke about mozzarella making, along with John Fiore from Fiore's in Hoboken – Fiore's brought mozzarella to America – got to take home various dishes – thanked Committee member Tracy Lipari, who planned and ran the event, and spent all day yesterday cooking for it, and all the volunteers who helped; will abstain on 2J, as he works in the energy industry; asked Mayor Kanitra to help with the transition from .ORG to the more secure .GOV – been waiting for almost a year – he and BA/CFO Riehl have reached out many times (Mayor Kanitra: asked what the holdup is – asked who has control) thinks it's our Web Master (BA/CFO Riehl: did the registration and got approved – everything is ready (Mayor Kanitra: thought we were going to hire a new Web Master and IT Consultant) – have RFPs out, but been trying to get switched for almost 1½ years) had to pay another domain registration fee because it's been so long (Mayor Kanitra: asked how quickly we can get the proposals back and hire a new IT person – knows that some issues were addressed in the security review that were fixed; BA/CFO Riehl: that's IT) talking about just a domain (Mayor Kanitra: they're tied together) just need information from the Web Master (Mayor Kanitra: you got it; BA/CFO Riehl: it's not been for lack of trying) should go to BA/CFO Riehl or Patty (Mayor Kanitra: been to Fiore's for their roast beef and mozzarella sub, ranked a best sandwich in NJ – an outside the box event).

Councilwoman Testa: congratulated Mayor Kanitra and Alora – was sorry she couldn't be there to celebrate, but will soon – wished them all the best, love, happiness, a beautiful marriage, many blessed years together and lots of children; the Arts Committee will have a Happy Heart Happy Life vision board workshop, for authentic and heart-centered living, on Feb. 11th, 11AM-1:30PM, at the PPB Library, lead by local life and business coach, Mary Gallagher – the Juried Art Show for local artists is up and running, taking submissions and will offer monetary prizes – had the first planning meeting for Party by the Sea, with a tentative date of May 18th, 6:30-9:30; the Beautification Committee met – Mary Lynn Ritchings is Chair – have a couple new board members – thanked BA/CFO Riehl for the PPB email – talked about new designs for summer planters – soon will be working hard to get spring gardens ready – thanked the volunteers; met with Building & Inspection to be sure things are being done in a timely fashion; gave a shout out

to the amazing First Aid Squad – a couple weeks ago, Pete Wolf did CPR on someone in distress and saved his life – also thanked the Fire and Police Depts. for all they do (Mayor Kanitra: have new downtown banners for winter/Christmas – asked about renderings for spring/summer; BA/CFO Riehl: tons of options – just need to be the same size and fit the brackets; Mayor Kanitra: should be PPB-focused – will need lead time to get them installed by late Mar./early Apr.; Councilwoman Testa: suggested focusing on a vibrant local flower or by-the-sea artwork, a couple different things (Mayor Kanitra: maybe that can be a Beautification and/or Arts initiative; BA/CFO Riehl: have to work with the \$5K-\$6K Budget; Mayor Kanitra: last ones lasted 3 years – can go to the Fisher Family Fund to help).

Councilman Ramos: congratulated Mayor Kanitra and his wife, Alora – it was a bucket list event for his wife and him – has never been colder in his life but their hearts were warm, witnessing the nuptials; gave BOE report – wrestling team is on a run – just began the third marking period – next BOE meeting will be the State of the District meeting, where Dr. Smith will report on the State of the District – Dr. Smith is heading to San Antonio next week for the Superintendent of the Year ceremony and conference; the Environmental Commission is still looking for a few new members.

Councilman Migut: congratulated Mayor Kanitra and Alora on their wedding; Finance Committee had a Budget meeting last week – set goal of .98% of a penny on \$100 of assessed value for tax increase this year – would be lower than last year – next tentative meeting is Feb. 16th at 10AM; attended the Parking Authority meeting last week – discussed their Budget allocation and will be discussing that at the next Budget meeting – the bank kiosk seems to be stalled – doesn't know why – it's in Mr. Bogan's hands; the Animal Welfare Committee is tentatively planning a spring fundraiser at The Ark.

MAYOR'S REPORT:

Mayor Kanitra: the last month has been bonkers with the TCU run, his honeymoon and wedding – is getting back into the swing of things; he and Quality of Life Director O'Rourke met today – are in the very early stages of trying to conceptualize year 2 of the Point Beach Cares Concert, which was at Jenkinson's last year, with a more domestic focus – looking at Veterans and kids' non-profits – to capitalize on the good will and name recognition we built and the caring PPB community – looking at some dates in May – Jenkinson's is willing to help; has been on the news yelling about the whale situation – the Governor's Office and State Administration has shown no willingness to take a step back, asses why the whales are dying, look at how this project is getting rammed through, or pause to do it in a way that is not detrimental to our tourism or fishing industry – hopes something changes; there are one or two events left to film

for the PPB promo videos to attract families to live, work and play here; applied for a tourism grant to help with spring/summer/fall events; are working on Sustainable Jersey and getting a potential fellow to help with that – acknowledged the Sustainable Jersey Plaque hanging in the Council Chambers; have reached out to the AJ Meerwald and are continuing discussions about having them based here; got more progress on the Coast Guard Station acquisition – BA/CFO Riehl is starting to enter into price negotiations – hopes to move forward in a couple weeks – believes the Coast Guard will fix it up before the acquisition occurs; since he came into office as Councilman and then Mayor, despite his opinions on the look of the town and people doing the wrong things, he has been told that the Governing Body and Zoning Bd. are 2 very different entities – was told recently that a local attorney, at a recent Zoning Bd. meeting on a vitally important issue, was purporting to have either one Council Member’s support, publicly, or de facto Government Body – either way thinks that constitutes a major ethical violation – asked Atty. Riordan to look into what occurred at the Zoning Bd. meeting – if we have attorneys trying to manipulate the process, that’s a severe detriment, especially when it could be against the will of the residents (Atty. Riordan: the Mayor brought that to his attention today – he is absolutely right – all need to understand that Governing Body members cannot take positions on behalf of the Governing Body in front of the Zoning Bd. – if the Governing Body wants to take a position in front of the Zoning Bd., and there are rare instances when they can, you send an attorney – have done that on a number of occasions – the application at issue has an attorney, Chris Dasti, sent by the Borough to represent the Borough and speak for the Borough – so no on the Governing Body should be speaking for the Borough – have First Amendment Rights and can speak for yourselves at any time, but can under no circumstances speak for the Governing Body at a Zoning Bd. meeting – will indeed look into that – BA/CFO and he will discuss it and will report it to the appropriate authorities; Councilwoman Crowley arrived at 7:57PM) if you are an attorney taking money to jam through stuff that the general public doesn’t want, that’s another subject, but imagines that if that’s a violation as an attorney, it puts their ability to come to PPB and represent cases into jeopardy – it’s the attorney angle that concerns him most (Atty. Riordan: in general, attorney ethics are handled by local attorney ethics boards – they are the ones who decide what the penalties will be – are going to look at that and, if appropriate, he and BA/CFO Riehl will make the appropriate reporting to the appropriate authority) in PPB, it seems there’s been a culture where people think they can go to one or two people to jam through whatever they want – that’s a dangerous precedent.

ADMINISTRATOR’S REPORT:

BA/CFO Riehl: had the first Budget meeting and now has a complete Budget – have a lot of work to fine tune and bring down to an acceptable increase – in conjunction with that, she is working on filing the ADS and AFS financial books; had a good meeting with the DEP on moving forward with the Beach Renourishment Project – the County will pick up the full cost and is getting ready to go out to bid (Atty. Riordan: still negotiating – better to say as little as possible); is working with Councilmembers Vitale and Byrnes and William Duffy on a memorial rock for PPB fallen heroes – picked a beautiful rock – are working on the plaque – in addition to

the names we knew about, came up with another 10-12 to add – will have it ready for dedication on Memorial Day; hired a new landscaper who started work at Borough Hall; need to work through our SRO contract with the school, which has expired; our ATM contracts expired some time ago (Mayor Kanitra: our ATMs are ratty – they are goldmines – asked BA/CFO Riehl how much we make on previous contract) about \$13K/year (Mayor Kanitra: suggested buying our own) asked for a consensus about getting rid of them completely, or otherwise (Councilwoman Testa: asked if these are on the Boardwalk) by the Police Substation on the Boardwalk and in Silver Lake lot – used to be one in the train lot) asked that nice-looking ATMs be researched – would need someone trustworthy to operate them – would like to see the cost – if we don't have them, people will go to Jenkinson's or some other place (Councilman Vitale: should do our homework; BA/CFO Riehl: sure; Councilman Ramos: believes the cost will be very expensive – need to maintain a load of funds to keep filling them – is familiar with them because he has them in his hotels – they make money but determined it wasn't worth filling them, so they have an outside company maintain them – they glitch occasionally in regular circumstances – is concerned about an oceanfront setting; Atty. Riordan: if private industry is having a hard time making it work well, is not sure what the Mayor is doing with this) not having that hard a time that they keep paying us \$13K/year) an option would be to either remove them completely or go back out to bid, with some set criteria (Atty. Riordan: vendor you've had for the past couple of years has been a real problem – they look ratty – years ago, they put up a big, garish banner without permission; Mayor Kanitra: maybe we look at specs and at doubling or tripling our annual fee); our 25-year contract with Brick MUA is expiring this year – was a long, thought-out contract – we buy our water from them, so we will work with Atty. Riordan to look at it and see if there is anything we want to add, change, enhance or delete and move forward (Mayor Kanitra: asked about private entities that service water) is aware of NJ American – they have a couple of hydrants and can supply water – the agreement we have with Brick MUA is that we would only get water from them for this 25-year period (Mayor Kanitra: has to call them three times a year to fix and clean the substation they run; Atty. Riordan: asked if Councilman Santanello had looked into this; Mayor Kanitra: yes, the water rights aren't what we thought because of the problems we are fixing underground) it's something we have to pursue.

Clerk announced additions/revision to the agenda. Mayor Kanitra: asked if 3P is what we got the grant for; Councilwoman Testa: yes – on Thursday, they did a one-day Peer Leadership Group with 6th-8th grades, with speakers, in Long Branch – she wanted to go but couldn't get out of work – was nice that our peer leaders from Antrim could partake – they can bring back those skills to help their friends; Mayor Kanitra: asked about 11 – this sweeper breaks down 3-4 times/year – would be interested in how much we are spending on parts and what can be done; BA/CFO Riehl: looked into leasing a sweeper – cost was 3 times and doesn't know what we would do with ours – our sweeper has been used to help the Borough in the last couple months – PO is for blanket order approval for the year, should we need – would love something better; Councilwoman Testa: and it spits out and she has to go out and clean up after it; Mayor Kanitra: Courtney Bixby will do a great job on the Environmental Commission – he does a phenomenal job on the Planning Bd.

PUBLIC PARTICIPATION BEGAN AT 8:11PM

Dave Cavagnaro, 118 Parkway, PPB: congratulated Mayor Kanitra and Alora and asked when the babies are coming; asked what was requested for the curb cuts – 115 Atlantic (someone in audience 2 driveways shifting to center – are rebuilding the house; Councilwoman Crowley: doesn't take parking away), 64 Harvard (Councilwoman Crowley: same situation), 303 Trenton (Councilwoman Crowley: relocating), 53 Broadway (Councilwoman Crowley: received site plan approval – additional access on Channel – no loss of space) he is asking for 2 (Mayor Kanitra: because of the weird shape of the lot; Councilwoman Crowley: still not losing parking; Councilman Ramos: one is for the commercial use of the property and one is for residential use), 300 Philadelphia – should block the existing curb cut where the fence is on Chicago (Councilwoman Crowley: yes – relocating, as per Acting ZO Savacool); asked about 2E (BA/CFO Riehl: for the Water Plant); asked if there was always a charge for Easter Egg Hunt or if this is new (Councilman Vitale: this is new – \$5 charge); thankful for Ordinance 2023-02.

PUBLIC PARTICIPATION ENDED AT 8:17PM

Motion by Councilman Vitale to close public participation and approve the items listed below was seconded by Councilwoman Crowley and carried by roll call vote.

CONSENT RESOLUTION 1:

- 1a Approval of payment of Payroll #2 (\$335,107.97)
- 1b Authorization for Quality of Life Director to apply for an Ocean County Tourism Grant for 2023
- 1c Approval of pymt to M. Woszczak Mech Cont for emergency water leak at 219 Arnold (\$6,241.86)
- 1d Approval of pymt to Brick Township MUA for January bulk water usage (\$52,068.25)
- 1e Approval of pymt to Gruskin Architecture & Design for My Downtown Mobile advance set-up (\$3,900)
- 1f Approval of payment to NJDCA for State Training Fees – 4th quarter (\$4,298)
- 1g Approval of payment to Van Cleef Eng Assoc for W/S tank repair/repaint (\$5,054.88)
- 1h Approval of PO to Atlantic Salt for de-icing material 2023 (\$5K)
- 1i Approval of PO to Bortek Industries for sweeper parts 2023 (\$3,500)

- 1j Approval of PO to Cherry Valley Tractor Sales for tractor parts 2023 (\$2,500)
- 1k Approval of PO to Coastal Cleaning Svcs for floors 2023 (\$5,400)
- 1l Approval of PO to F&C Auto Supply for auto parts 2023 (\$6K)
- 1m Approval of PO to Fastenal for shop equipment 2023 (\$2,500)
- 1n Approval of PO to Glenco Supply for sign materials (\$3,500)
- 1o Approval of PO to Hudson County Motors for sanitation truck parts (\$3,500)
- 1p Approval of PO to Hutchinson Plumbing for plumbing & heating (\$6K)
- 1q Approval of PO to Janitor Supply for bathroom supplies 2023 (\$6K)
- 1r Approval of PO to Keystone Plastics for brooms 2023 (\$6K)
- 1s Approval of PO to Liberty Elevator for elevator 2023 (\$3,500)
- 1t Approval of PO to Ocean County Landfill for rubbish (\$60K)
- 1u Approval of PO to Point Hardware for asst. repair parts/paint (\$4K)
- 1v Approval of PO to Premier Electronic Solutions for alarm service (\$2,500)
- 1w Approval of PO to Riggins for no lead fuel/diesel fuel (\$60K)
- 1x Approval of PO to Service Tire Truck Center for rims/tires/tire repairs (\$6K)
- 1y Approval of PO to Solitude Lake Management for lake treatments (\$3,500)
- 1z Approval of PO to Turbo Electric for electrical work (\$3,500)

CONSENT RESOLUTION 2:

- 2a Approval of PO to United Rotary Brush for brooms (\$6K)
- 2b Approval of PO to Van Wickle Auto Supply for auto parts for DPW 2023 (\$6K)
- 2c Approval of PO to Winzer for shop supplies (\$3K)
- 2d Approval of PO to E. Runyon t/a Aquatic Services for water testing 2023 (\$6K)
- 2e Approval of PO to Core & Main for plant supplies (\$6K)

- 2f Approval of PO to Grainger for marking paint (\$2,500)
- 2g Approval of PO to One Call Concepts for markouts 2023 (\$2,500)
- 2h Approval of PO to Rio Supply for water meter parts (\$6K)
- 2i Approval of PO to Utility Supply of America for repair parts 2023 (\$2,500)
- 2j Resolution calling for immediate moratorium on offshore wind development pending thorough investigation into unprecedented deaths of whales
- 2k Approval of payment of hand checks from Bd of Adj escrow accounts (\$11,640.76)
- 2l Approval of payment to PPB Bd of Ed for January allocation & debt service (\$1,237,117.25)
- 2m Approval of payment to PPB Bd of Ed for February allocation (\$1,144,656)
- 2n Approval of payment to PPB Bd of Ed for March allocation (\$1,144,656)
- 2o Approval of payment to PPB Bd of Ed for April allocation (\$1,144,656)
- 2p Approval of payment to PPB Bd of Ed for May allocation (\$1,144,656)
- 2q Approval of payment to PPB Bd of Ed for June allocation (\$1,144,653)
- 2r Approval of payment to Ocean County Treasurer for County tax levy – 1st quarter (\$2,373,999.79)
- 2s Approval of payment to Ocean County Treasurer for added and omitted assessments (\$30,880.42)
- 2t Approval of payment to Edmunds & Assoc for software maintenance – Finance (\$13,875.65)
- 2u Appointment of E. Crowley, N. Gliozzo & J. Rosko as members of the Recreation Committee
- 2v Approval of salary adjustments for A. Strong and R. Balzano for obtaining CDL
- 2w Appt of C. Bixby as a member & A. Lightburn as Alt Member of the Environmental Commission
- 2x Approval of Banner Permit app for Chamber Sidewalk Sales banner on Arnold, 5/8-22 & 8/7-21

2y Memorialization of auth to advertise for Dir/Asst Dir/Sr Counselors/Counselors for Summer Park Prog

2z Approval of professional service contracts for 2023 (25)

CONSENT RESOLUTION 3:

3a Approval of PPB Rec S/E app for Skateboard Lessons, Sundays, 4/16-6/4, except 5/14 (rain: 6/11, 6/18)

3b Approval of S/E app for Cystic Fibrosis Fdn Great Strides walk in the Bdwlk area on 5/13

3c Approval of S/E app for PPB Rec Cmte Tues Night Concert Series – Bandshell, 6/27, 7/11, 7/25, 8/8, 8/22

3d Approval of PPB Rec S/E app for Pickleball at Pleasure Park, Mons & Weds, 5/1-10/30

3e Approval of S/E app & fee waiver for Chamber Ladies Night. 4/13, 7/6 & 10/10

3f Resolution 2023-0117/2D (Easter Egg Hunt) is hereby amended to add registration fee of \$5 per child

3g Resolution 2023-0117/2A (Battle of the Bands) is hereby amended to add entry fee of \$75 per band

3h Resolution 2022-1213/1C (Park Program) is hereby amended to add registration fees & separate registration window for residents

3i Resolution 2022-1129/2I-2 (Rec Basketball Salaries) to increase Referee fees to \$40 per game

3j Approval of release of performance guarantee for 1305 Route 35 from Dev. Escrow acct.

3k Appt. of E. McManus & Firm of Kyle McManus Assoc as COAH Planner for 2023

3l Auth to utilize STV Inc for design & construction support for the Pedestrian Safety and Bikeways Proj

3m Auth to participate in MOAC's Energy Aggregation Program upon CUC recommendation

3n Approval of payment of Pay Cert 10 to Lafayette Utility Const. for Ocean Ave Water Main (\$44,747.35)

3o Appointment of M. Rack to the position of P/T Building Inspector

3p Approval of payment to NJ State Elks Assoc. for Elks Peer Leadership Conference (\$3,080)

3q Approval of curb cut request at 115 Atlantic Avenue, per AZO recommendations – PER DH MEMO

3r Approval of curb cut request at 64 Harvard Avenue, per AZO recommendations – PER DH MEMO

3s Approval of curb cut request at 303 Trenton Avenue, per AZO recommendations – PER DH MEMO

3t Approval of curb cut request at 53 Broadway, per AZO recommendations – PER DH MEMO

3u Approval of curb cut request at 300 Philadelphia Avenue, per AZO recommendations – PER DH MEMO

CONSENT RESOLUTION 4:

4a Approval of payment of computer-generated vouchers (\$3,884,547.75)

4b Approval of Fire Co 1 Ladies Aux request to use lot/accept donations, Suns 5/28-9/4, Memorial Day, July 4th & Labor Day

4c Approval of PO to Thomson Reuters-West for subscriptions 2023 for PD (\$2,600)

4d Approval of PO to Van Wickle Auto Supply for PD auto parts 2023 (\$5K)

4e Approval of PO to Staples Business Advantage for office supplies – PD (\$5K)

4f Approval of PO to Pt. Pleasant Bicycle for Police Bicycles 2023 (\$5K)

4g Approval of PO to Meridian Occupational Health for Police physicals 2023 (\$10K)

4h Approval of PO to McNamara Screenprint & Embroidery for Police screenprinting (\$15K)

4i Approval of PO to the Hungry Puppy for K-9 food/supplies 2023 (\$2,500)

4j Approval of PO to Eagle Point Gun for firearms/supplies 2023 (\$25K)

4k Approval of PO to Downs Ford for Police car parts 2023 (\$10K)

4l Approval of PO to Atlantic Tactical for firearms/equipment 2023 (\$15K)

4m Approval of PO to Action Uniform Co for Police uniforms 2023 (\$15K)

4n Approval of PO to Fire & Safety Svcs for repair work on fire vehicles 4301 & 4305 (\$10,512.50)

4o Approval of pymt to McNamara Screenprint & Embroidery for Police screenprinting (\$5,984)

4p Approval of pymt to Meridian Health, Occupational Health for 12 Police physicals 2023 (\$3,839)

4q Approval of donation of old Ocean Fire Co hose

4r Approval of pymt to Atlantic Tactical for firearms/equipment 2022 (\$3,971.89)

4s Approval of pymt to All American Ford for Police vehicles (\$5,683.34)

4t Approval of pymt to Motorola Solutions for Spillman CAD maintenance for the PD (\$19,300.49)

4u Approval of payment to M. White PH.D. for Police psych evaluations (\$9,625)

4v Approval of payment to Traffic Safety Store for portable traffic signs for the PD (\$6,503.17)

4w Approval of payment to Power DMS for time scheduling system for the PD (\$3,081)

4x Auth for Mayor to execute OC Fatal Accident Support Team Shared Service Agmt for FY 2023

4y Approval of pymt to NJ Fire Equip for replacement hose for Fire Co 2 (\$24,981)

4z Approval of pymt to American Fire Supply for 5” Storz Hyd Converter for Fire Co 1 (\$19,080)

4aa Approval of pymt to All Covered for IT/maintenance, including for the PD (\$4,822.31)

VOTE: Councilmembers Vitale (except 2j), Testa, Ramos (except 4b,4n,4q,4y,4z), Crowley,

Migut (except 4a,4b,4n,4q,4y,4z)....YEA

Councilmen Vitale (2j), Ramos (4b,4n,4q,4y,4z), Migut (4a,4b,4n,4q,4y,4z)....ABSTAIN

Councilwomen Byrnes....ABSENT

ORDINANCES:

Ordinance 2023-01 (Amend Ch. 19-8.2 to Adopt Revised Zoning Map) was considered on second reading. Mayor Kanitra opened the public hearing with no member of the public wishing to be heard. Motion by Councilman Vitale to close the public hearing and adopt Ordinance 2023-01 was seconded by Councilwoman Crowley and carried by roll call vote.

VOTE: Councilmembers Vitale, Testa, Ramos, Crowley, Migut....YEA

Councilwomen Byrnes....ABSENT

Atty. Riordan: a number of sections make changes to the Development Ordinance – recommended by Acting ZO Savacool, also a former Borough and Zoning Bd. Engineer – his expertise in this area is unquestioned – Section 2 takes care of the flat roof problem the resident brought to our attention last meeting – before this amendment, another section allowed rooftop decks on lots in the residential neighborhood of 15,000 sq. ft. or more – that’s been eliminated – Section 3 is an esoteric matter having to do with ½-story decks – relatively complicated – by adding the word “possible” we avoid the possibility for people to cheat and inhabit the ½-story that they’re not supposed to, which, according to AZO Savacool, had been running rampant – Section 4 is another recommended change by the AZO having to do with structure height (Mayor Kanitra: the resident who came last time spoke elegantly and passionately – are all upset with the disaster of a home being built there – seems it’s going to fix that and other problems).

Ordinance 2023-02 (Amendments to Chapter 19) was introduced on first reading. Motion by Councilman Vitale to approve Ordinance 2023-02 on first reading was seconded by Councilman Ramos and carried by roll call vote. Ordinance will be sent to the Planning Bd. for review on the 15th. Public hearing will be held on February 21, 2023.

VOTE: Councilmembers Vitale, Testa, Ramos, Crowley, Migut....YEA

Councilwomen Byrnes....ABSENT

Atty. Riordan: again, a recommendation of the AZO – prior to Sandy, numbers of oceanfront property owners had a permitted deck that, without the dune, allowed a vision of the ocean – the dune came along and that deck no longer has a vision – but they are permitted by the Army Corps. to put a much smaller deck on the top of the dune – what people have been doing is building a deck on top of the dune – then we come and say they have to take down the deck on the side of the house because you can only have one deck, according to the ordinance – this changes it so that if you’ve got a deck already on the west side of the dune, you can have an additional deck on top of the dune – you don’t have to get rid of your other deck – this is a choice – you don’t have to do this – the AZO brought it to our attention because there were a lot of people violating this ordinance by building another deck and refusing to take down the first and we were getting into a number of enforcement problems (Mayor Kanitra: the problem with the dunes and decks are people who clear without permission, build larger than they should,

electrifying them, etc. – need to crack down) if you don't fix this, you'll have the people in this situation who are, at least arguably in the right, joining with people he just described who are not in the right – doesn't think you want to be penalizing these people – neither did the ZO (Mayor Kanitra: if you are an oceanfront homeowner, had a deck before and are just trying to get back a view and are allowed to, you shouldn't be penalized to lose the other deck).

Ordinance 2023-03 (Amend Ch. 21-2.3 to Revise Dune Decking Regulations) was introduced on first reading. Motion by Councilman Vitale to approve Ordinance 2023-03 on first reading was seconded by Councilwoman Testa and carried by roll call vote. The public hearing will be held on February 21, 2023.

VOTE: Councilmembers Vitale, Testa, Ramos, Crowley, Migut....YEA

Councilwomen Byrnes....ABSENT

Atty. Riordan: commented on how valuable Mr. Savacool's ability as a ZO – his ability to take care of these zoning ordinances is well beyond what he is able to do.

Councilman Migut left the room briefly.

PUBLIC PARTICIPATION BEGAN AT 8:25PM

Dave Cavagnaro, 118 Parkway, PPB: asked if the P/T Building Inspector is permanent (Mayor Kanitra: Councilmen, Ramos, other Councilmembers, he and BA/CFO Riehl have been working to find efficiencies in the Building/Code Dept. to clean up wait times – this was universally agreed upon and they've been generating a lot more money in fees recently – will still be up from where we were 2 years ago).

PUBLIC PARTICIPATION ENDED AT 8:27PM

Motion by Councilwoman Testa to adjourn was seconded by Councilwoman Crowley and carried by consent of Council.

Meeting was adjourned at 8:27PM.

ATTEST: _____

Eileen A. Farrell, RMC

Municipal Clerk