

**REGULAR AND REORGANIZATION MEETING OF THE  
MAYOR AND COUNCIL OF THE BOROUGH OF  
LAKE COMO, HELD ON JANUARY 3, 2006 IN  
THE LAKE COMO MEETING ROOM**

**Mayor Chiaravallo called the meeting to order of approximately 8:00 p.m. with a flag salute and moment of silent prayer and reflection. Borough Clerk Louise A. Mekosh announced that this was an Open Public Meeting held in accordance with the Open Public Meeting Act of 1975, Chapter 231. Adequate notice of this meeting has been provided by the adoption of a resolution by the Mayor and Council on the 4<sup>th</sup> day of January 2005 in which resolution the time, and place of agenda and regular meetings commencing with January 4, 2005, was set forth. Notice of same was delivered to the Asbury Park Press and the Coast Star and a copy of same is posted on the bulletin board in Borough Hall. Meetings are open to the public.**

**COUNTY CLERK'S CERTIFICATION OF ELECTION:**

Borough Clerk Louise A. Mekosh read the certification of election from the county clerk.

WE DO HEREBY CERTIFY that the foregoing is a true, full, and correct statement of the results of the election herein mentioned, as the same is exhibited by the statements produced and laid before the board of county canvassers according to law, and that the same exhibits the number of the names in the signature copy registers and the registers of voters, the number of names of the voters in the poll books of the election districts, respectively, and of the ballots rejected, the whole number of the names in the signature copy registers and the registers of voters, the whole number of the names of the voters in the poll books of the several election districts, the name of each person for whom any vote or votes were cast, the number of votes cast for each person in each election district, and the whole number of votes cast for each person for each office designated, and also specifies each public question voted upon and the number of votes cast thereupon in each election district respectively, and the whole number of votes cast thereupon in the several election districts as they appear by the statements so produced and laid before the said Board.

IN WITNESS WHEREOF, we have hereunto set our hands this fifteenth day of November, in the year of our Lord, two thousand five.



Barbara A. Muzetako  
Chairperson, Board of County Canvassers

Leah Falk  
Member, Board of County Canvassers

Attest: M. Claire Lercel  
County Clerk, Board of County Canvassers

Ji Ann Dorian  
Member, Board of County Canvassers

Norine Kelly  
Member, Board of County Canvassers

Attest: Bertha C. Semick  
Special Deputy Clerk

A STATEMENT of the determination of the Board of County Canvassers, relative to an election held in the BOROUGH OF LAKE COMO on the eighth day of November, in the year of our Lord, two thousand five, for the election of the Municipal Officers for said

#### LAKE COMO BOROUGH

The said board determines that at the said election, BASIL S. WOLFE AND MICHAEL B. RYAN WERE DULY ELECTED MEMBERS OF THE BOROUGH COUNCIL, FULL TERM AND BRIAN T. WILTON AND MARGARET 'MARNI' MC FADDEN WERE DULY ELECTED MEMBERS OF THE BOROUGH COUNCIL, FOR A ONE YEAR UNEXPIRED TERM.

**LAKE COMO BOROUGH**

**MONMOUTH COUNTY  
OFFICIAL ELECTION RESULTS  
GENERAL ELECTION - NOVEMBER 8, 2005**

OFFICE:	BOROUGH COUNCIL - FULL TERM				BOROUGH COUNCIL - ONE YEAR UNEXPIRED				TOTAL REGISTERED VOTERS	TOTAL BALLOTS CAST	TOTAL BALLOTS REJECTED	
	VOTE FOR TWO				VOTE FOR TWO							
CANDIDATE:	KENNETH SHINN (R)	LYNDA POLAND (R)	BASIL S. WOLFE (D)	MICHAEL B. RYAN (D)	SCOTT PETERS (R)	JOSEPH H. MCLAUGHLIN (R)	BRIAN T. WILTON (D)	MARGARET "MARNI" MCFADDEN (D)	MIKE HOWELL (I)			
DISTRICT 01	232	249	324	286	190	198	293	295	94	1,127	585	0
PROVISIONALS	0	0	1	1	0	0	1	1	0		1	1
CIV/MIL ABSENTEES	19	28	25	16	15	19	22	22	10		46	0
MUNICIPAL TOTALS:	251	277	360	303	205	217	316	318	104	1,127	632	1

**OATHS OF OFFICE:**

Mayor Chiaravallo introduced Superior Court Judge Joseph P. Quinn who will be swearing in the new council.

Judge Quinn swore in Councilman Michael Ryan, Councilman Basil Wolfe, Councilman Brian Wilton and Councilwoman Marni McFadden-Lee.

**ROLL CALL:** Present were Council Members Witte, Wolfe, Wilton, McFadden-Lee, Brower and Ryan.

Also present was Borough Clerk Louise A. Mekosh, Deputy Borough Clerk Georgine Young and Borough Attorney William B. Gallagher Jr.

**NOMINATION FOR COUNCIL PRESIDENT**

Councilman Wolf nominated Councilman Ryan for Council President, seconded by Councilman Wilton. Councilman Brower nominated Councilman Witte for Council President, seconded by Councilman Witte.

Voice Vote	Councilman Wolfe	Ryan
	Councilman Wilton	Ryan
	Councilwoman McFadden-Lee	Ryan
	Councilman Ryan	Ryan
	Councilman Brower	Witte
	Councilman Witte	Witte

**MAYOR’S ASSIGNMENT OF COMMITTEES**

The committees the Mayor appointed are different from the committees given to him by Councilman Ryan

Police will be Councilman Witte and his assistant will be Councilman Brower.

Public Buildings and Grounds will be Councilman Wilton and his assistant will be Councilman Wolfe.

Streets and Sanitation will be Councilman Wolfe and his assistant will be Councilman Wilton. Water and Sewer will be Councilwoman McFadden-Lee and her assistant will be Councilman Wolfe. Recreation will be Councilman Brower and his assistant will be Councilman Ryan. Fire and First Aid will be Councilman Brower and his assistant will be Councilman Witte. Special Events and Calendar and Computer web site will be Councilman Ryan and his assistant will be Councilwoman McFadden-Lee.

Mayor Chiaravallo thanked Councilman Brower for doing a fabulous job on the new calendar. The new calendar is now available and are now being distributed.

**COMMUNICATIONS:** None.

## **PUBLIC COMMENTS ON NEW BUSINESS**

Councilwoman McFadden-Lee made a motion to open the meeting to the public on new business, seconded by Councilman Ryan. All Ayes.

PUBLIC COMMENTS -None

Councilman Ryan made a motion to close the public portion on new business, seconded by Councilman Wilton. All Ayes.

Borough Attorney William B. Gallagher said the Mayor has asked him to read the types of resolutions that we have for this meeting, there are 41 resolutions. In the past we read the title resolution or the whole resolution and then voting as a group on all of them. If any councilperson has any resolution they want voted on separately or taken out you might want to speak up now or as I call the number at that time you might want to make a comment. Borough Clerk Louise A. Mekosh asked the Council to go to resolution 06- 2 the 2<sup>nd</sup> meeting is missing. Wednesday November 8 has to be put in. It is on Wednesday because it falls after the general election. Mayor Chiaravallo said Mrs. Mekosh informed him we were going to table resolution 18. Mayor would like to table resolution 06- 33 the appoint of Mrs. Tzbrouk . He has never met her and would like her to know what it entails, the Americans with Disability Act. Mrs. Tzbrouk said she is a retired nurse and understands what it is about. Mayor said he would not have to table it then.

Councilman Ryan had a question on resolution 06- 6. The resolution says Fleet Bank. Bank of America took over Fleet Bank. Borough Clerk Mrs. Mekosh said she would change the resolution.

Councilman Witte wants resolution 06-39 tabled also at the request of the fire chief. All Ayes

Councilman Ryan asked resolution 06-27 wants to go ahead on the alternate, Gretchen Schmidhausler terminating 2007.

Borough Attorney William B. Gallaher read all the resolutions.

### **RESOLUTION NO. 2006-1**

#### **A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF LAKE COMO SETTING THE TIME AND PLACE FOR REGULAR MEETINGS OF THE GOVERNING BODY.**

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como that the Regular Meetings of the Governing Body of the Borough of Lake Como be held on the first and third Tuesday of each month and Caucus Meetings be held prior to the Regular Meeting on the first and third Tuesday of each month with the exception during the months of June, July, and August. During the months of June, July, and August, the regular meetings shall be held on the third Tuesday at the Lake Como Borough Meeting Room, 1740 Main Street, Lake Como, Monmouth County, State of New Jersey. Caucus Meetings will begin

at 7:30 PM and Regular Meetings at 8:00 PM prevailing time.

**RESOLUTION NO. 2006-2**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF LAKE COMO THAT THE REGULAR MEETINGS WILL BE HELD AT 8:00 PM AND THE CAUCUS MEETINGS AT 7:30 PM SCHEDULED ON THE FOLLOWING DATES:

JANUARY 3, 2006  
JANUARY 17, 2006  
FEBRUARY 7, 2006  
FEBRUARY 21, 2006  
MARCH 7, 2006  
MARCH 21, 2006  
APRIL 4, 2006  
APRIL 18, 2006  
MAY 2, 2006  
MAY 16, 2006  
JUNE 20, 2006  
JULY 18, 2006  
AUGUST 15, 2006  
SEPTEMBER 5, 2006  
SEPTEMBER 19, 2006  
OCTOBER 3, 2006  
OCTOBER 17, 2006  
NOVEMBER 8, 2006  
NOVEMBER 21, 2006  
DECEMBER 5, 2006  
DECEMBER 19, 2006  
JANUARY 2, 2007 (REORGANIZATION & REGULAR MEETING)

**RESOLUTION NO. 2006-3**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE  
BOROUGH OF LAKE COMO FIXING THE RATE OF INTEREST ON  
DELINQUENT TAXES.**

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como, that the interest on delinquent taxes shall be eight percent (8%) per annum on the first \$1,500.00 of the delinquency and eighteen percent (18%) per annum on any amount in excess of \$1,500.00.

NOW, THEREFORE, BE IT RESOLVED that a penalty of six percent (6%) shall be imposed on delinquencies exceeding \$10,000.00 at the end of the fiscal year.

The Tax Collector is hereby authorized and directed to collect interest on any

such delinquent taxes at the above rates.

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to hold a Tax Lien Sale at any time allowed by law.

A certified copy of this Resolution shall be provided by the Municipal Clerk to the Tax Collector, Borough Attorney and Borough Auditor for the Borough of Lake Como.

**RESOLUTION NO. 2006-4**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF LAKE COMO FIXING THE RATE OF INTEREST ON DELINQUENT WATER/SEWER BILLS.**

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como, that the interest on delinquent water/sewer shall be eight percent (8%) per annum on the first \$1,500.00 of the delinquency and eighteen percent (18%) per annum on any amount in excess of \$1,500.00.

NOW, THEREFORE, BE IT RESOLVED that a penalty of six percent (6%) shall be imposed on delinquencies exceeding \$10,000.00 at the end of the fiscal year.

The Water/Sewer Collector is hereby authorized and directed to collect interest on any such delinquent water/sewer at the above rate.

**RESOLUTION NO. 2006-5**

**A Resolution of the Mayor and Council of the Borough of Lake Como designating official Borough newspapers.**

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como that the Coast Star, published weekly in Manasquan, The Asbury Park Press, published daily, and the Star Ledger published daily are hereby designated as the official newspapers for the Borough of Lake Como.

**RESOLUTION NO. 2006-6**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF LAKE COMO DESIGNATING THE OFFICIAL DEPOSITORIES FOR OFFICIAL FUNDS.**

BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF LAKE COMO THAT THE BANK OF NEW YORK-NATIONAL COMMUNITY BANK DIVISION, BANK OF AMERICA, AND NEW JERSEY CASH MANAGEMENT FUND, MORGAN STANLEY TRUST ARE HEREBY DESIGNATED AS THE OFFICIAL DEPOSITORIES FOR ALL THE MONIES OF THIS MUNICIPALITY DURING THE YEAR 2006.

BE IT FURTHER RESOLVED THAT ALL MUNICIPAL OFFICERS AND EMPLOYEES COMING INTO POSSESSION OF ANY FUNDS OF THE MUNICIPALITY ARE HEREBY DIRECTED TO DEPOSIT SAME IN SAID OFFICIAL DEPOSITORIES.

BE IT FURTHER RESOLVED THAT SAID FUNDS SHALL BE PAID OUT OF THE ACCOUNT OF THE BOROUGH OF LAKE COMO; AND THE BANK OF NEW YORK-NATIONAL COMMUNITY BANK DIVISION, BANK OF AMERICA, AND NEW JERSEY CASH MANAGEMENT FUND, MORGAN STANLEY TRUST ARE HEREBY AUTHORIZED AND DIRECTED TO HONOR THE WITHDRAWAL FROM ANY ACCOUNT OF THE BOROUGH OF LAKE COMO, OVER THE SIGNATURES OF THE MAYOR, BOROUGH CLERK AND/OR THE PRESIDENT OF THE COUNCIL.

**RESOLUTION NO. 2006-7**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
**MICHAEL RYAN**  
TO THE POSITION OF RECYCLING COORDINATOR  
FOR THE BOROUGH OF LAKE COMO FOR ONE YEAR,  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-8**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
LOUISE A. MEKOSH  
TO THE POSITION OF ASSESSMENT SEARCHER FOR ONE YEAR, COMMENCING  
JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-9**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF LAKE COMO AUTHORIZING THE APPOINTMENTS OF THE BOROUGH ATTORNEY, MUNICIPAL COURT PROSECUTOR, BOND COUNSEL, PUBLIC DEFENDER AND BOROUGH ENGINEER.**

WHEREAS, there exists a need for services of a Borough Attorney, Municipal Court Prosecutor, Bond Counsel, Public Defender and Borough Engineer; and

WHEREAS, the Local Publics Contract Law (NJSA 40A:11-1) requires that the resolution of appointments for Professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Lake Como as follows:

The Mayor and Borough Clerk are hereby authorized and directed to engage the services of **William B. Gallagher, Jr., Esq.**, as Borough Attorney; **Dennis Lavender, Esq.** as Municipal

Court Prosecutor; **William Birdsall, P.E.** as Borough Engineer; for the Borough of Lake Como, and **Richard M. Keil, Esq.** as Public Defender.

A copy of this resolution shall be published in an Official newspaper as required by law within ten (10) days of its passage.

**RESOLUTION NO. 2006-10**

WHEREAS, the Borough of Lake Como has a need to acquire professional services: municipal attorney as a non-fair and open contract pursuant to the provisions of the N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of his contract is one (1) year; and,

WHEREAS, William B. Gallagher, Jr., Esq. has submitted a proposal indicating they will provide the legal services as per ordinance; and,

WHEREAS, William B. Gallagher, Jr., Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that William B. Gallagher, Jr., Esq. has not made any reportable contributions to a political or candidate committee in the Borough of Lake Como in the previous one year, and that the contract will prohibit William B. Gallagher, Jr., Esq. from making any reportable contributions through the term of the contract; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Lake Como authorizes the Mayor and Borough Clerk to enter into a Contract with William B. Gallagher, Jr., Esq. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be place on file with this resolution; and,

BE IT FURTHER RESOLVED that a copy of this resolution shall be published in an official newspaper as required by law within ten (10) days of its passage.

**RESOLUTION NO. 2006-11**

WHEREAS, MAYOR LAWRENCE CHIARAVALLO HAS APPOINTED  
BASIL WOLFE  
AS REPRESENTATIVE TO THE LAKE COMO  
ENVIRONMENTAL COMMISSION  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-12**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
LOUISE A. MEKOSH  
TO THE POSITION OF MUNICIPAL BUSINESS ADMINISTRATOR FOR ONE YEAR,  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007,  
PER ORDINANCE NO. 87-507.

**RESOLUTION NO. 2006-13**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
ROBERT KIRK, BOROUGH REPRESENTATIVE  
LOUISE A. MEKOSH, ALTERNATE  
CITIZENS COMMUNITY DEVELOPMENT ACT FOR ONE YEAR,  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-14**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
DENNIS LAVENDER, ESQ.  
TO THE POSITION OF  
MUNICIPAL PROSECUTOR  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-15**

**WHEREAS, MAYOR LAWRENCE CHIARAVALLO HAS APPOINTED THE  
FOLLOWING MEMBERS TO THE PLANNING BOARD FOR EACH DESIGNATED  
PERIOD:**

DOUG WITTE, CLASS III, ONE YEAR, TERMINATE 1/2/07  
WILLIAM GEGAN, CLASS IV, FOUR YEARS, TERMINATE 12/31/07  
SCOTT RAST, CLASS IV, FOUR YEARS, TERMINATE 12/31/08  
MARK FESSLER, CLASS IV, FOUR YEARS, TERMINATE 12/31/08  
FRED TILTON, CLASS II, ONE YEAR, TERMINATE 1/2/07  
LAWRENCE CHIARAVALLO, CLASS I, FOUR YEARS, TERMINATE 12/31/06  
KENNETH SHINN, CLASS IV, FOUR YEARS, TERMINATE 12/31/07  
TYRONE LAWES, CLASS IV, FOUR YEARS, TERMINATE 1/5/2010  
BRIAN PINTO, CLASS IV, FOUR YEARS, TERMINATE 1/5/2010  
SCOTT PETERS, CLASS IV, ALTERNATE NO. 1, TWO YR, TERMINATE 1/2/08  
GEORGE GIRESI, CLASS IV, ALTERNATE NO. 2, TWO YEAR, TERMINATE 12/31/06  
VIVECA H. GRAHAM, SECRETARY, ONE YEAR, TERMINATE 1/2/07

**RESOLUTION NO. 2006-16**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
**JOHN LEE**  
**LAKE COMO, NJ**  
TO THE POSITION OF LAKE COMO'S REPRESENTATIVE  
TO THE MONMOUTH COUNTY OFFICE ON AGING FOR ONE YEAR,  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-17**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
LOUISE A. MEKOSH, CHAIRPERSON  
GEORGINE YOUNG, CO-CHAIRPERSON  
TO THE POSITIONS OF FUND COMMISSIONER AND SAFETY COORDINATOR FOR  
FOR THE BOROUGH OF LAKE COMO FOR ONE YEAR, COMMENCING  
JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.

**RESOLUTION 2006-18 TABLED**

**RESOLUTION NO. 2006-19**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF  
LAKE COMO, COUNTY OF MONMOUTH, AND STATE OF NEW JERSEY, THAT THE  
TAX COLLECTOR, COLLECTOR OF WATER/SEWER, BOROUGH CLERK, MUNICIPAL  
COURT ADMINISTRATOR, MUNICIPAL TREASURER, AND THE CHIEF OF POLICE  
CHARGE **\$20.00** FOR EACH CHECK RETURNED FOR NON-SUFFICIENT FUNDS  
AND/OR UNCOLLECTED FUNDS.

**RESOLUTION NO. 2006-20**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
MARK FESSLER  
AS THE LAKE COMO CROSS ACCEPTANCE REPRESENTATIVE TO THE STATE  
DEVELOPMENT AND REDEVELOPMENT PLAN COMMENCING JANUARY 3, 2006,  
TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-21**

**WHEREAS**, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
**MARK FESSLER**  
TO THE POSITION OF ZONING OFFICER FOR ONE YEAR, COMMENCING  
JANUARY 3, 2006 TERMINATING JANUARY 2, 2007.

**RESOLUTION NO. 2006-22**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF LAKE  
COMO PROVIDING FOR THE CONFIRMATION OF A CERTAIN APPOINTMENT.**

WHEREAS, THE MEMBERS OF THE LAKE COMO FIRE COMPANY NO.1 HAVE  
ELECTED RONALD WHILLE AS CHIEF OF THE FIRE COMPANY FOR THE PERIOD OF  
ONE (1) YEAR.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE  
BOROUGH OF LAKE COMO THAT THE SAID DESIGNATION OF FIRE CHIEF BE  
CONFIRMED AND THAT RONALD WHILLE WILL HOLD SUCH OFFICE FOR SAID  
TERM.

### **RESOLUTION NO. 2006-23**

**WHEREAS**, the Tax Collector must provide an original tax bill to a mortgage company or servicing agent if a homeowner authorization notice is on file, and

**WHEREAS**, under the discretion of the Tax Collector, State Statute N.J.S.A. 54:4-64 permits the Tax Collector to charge a duplicate bill fee if the mortgage company or servicing agent requests additional tax bills on the same property within the same billing year,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lake Como that upon such request the Tax Collector is authorized to charge \$5.00 for the first duplicate tax bill and \$25.00 for each subsequent tax bill.

### **RESOLUTION NO. 2006-24**

**WHEREAS**, an original Certificate of Sale is issued to the homeowner or a designated party upon redemption, and

**WHEREAS**, it is the responsibility of the property owner to have said certificate canceled of record at the county, and

**WHEREAS**, State Statute N.J.S.A. 54:5 permits the Tax Collector to provide a Certificate for Redemption of Tax Sale to have said lien canceled upon the event that the original certificate is lost or destroyed before being canceled,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lake Como that upon request, the Tax Collector is authorized to prepare a Certificate for Redemption of Tax Sale and charge a fee of \$25.00 per certificate for administrative costs.

### **RESOLUTION NO. 2006-25**

**WHEREAS**, within ten days of a tax sale a successful bidder is provided with a Certificate of Sale, and

**WHEREAS**, the lienholder is responsible for the recording and safekeeping of such certificate, and

**WHEREAS**, the certificate becomes a legal document for future court proceedings or to be relinquished upon redemption, and

**WHEREAS**, State Statute N.J.S.A. 54:5-52.1 permits the Tax Collector to charge a fee for the process of preparing a duplicate certificate, as long as it is marked as such, in the event that the lienholder provides an affidavit stating that the original certificate is either lost or destroyed and the Mayor and Council approves such action by resolution,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lake Como that a fee of \$100.00 be charged for each duplicate certificate issued.

**RESOLUTION NO. 2006-26**

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR MUNICIPAL ENGINEER**

WHEREAS, the Borough of Lake Como has a need to acquire professional services: Municipal Engineer as a non-fair and open contract pursuant to the provisions of the N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of his contract is one (1) year; and,

WHEREAS, Birdsall Engineering has submitted a proposal indicating they will provide the legal services as per ordinance; and,

WHEREAS, Birdsall Engineering has completed and submitted a Business Entity

Disclosure Certification which

certifies that Birdsall Engineering has not made any reportable contributions to a political or candidate committee in the Borough of Lake Como in the previous one year, and that the contract will prohibit Birdsall Engineering from making any reportable contributions through the term of the contract; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Lake Como authorizes the Mayor and Borough Clerk to enter into a contract with Birdsall Engineering as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be place on file with this resolution; and,

BE IT FURTHER RESOLVED that a copy of this resolution shall be published in an official newspaper as required by law within ten (10) days of its passage.

**RESOLUTION NO. 2006-27**

WHEREAS, MAYOR LAWRENCE G. CHIARAVALLI HAS APPOINTED THE FOLLOWING MEMBERS TO THE ENVIRONMENTAL COMMISSION FOR EACH DESIGNATED PERIOD:

JOSEPH HUBER, CHAIRPERSON, THREE YEARS, TERMINATE 1/6/2009

DR. MARILYN WEBER, VICE CHAIRPERSON, THREE YEARS, TERMINATE 12/31/2007  
JOHN BUCKLEY, MEMBER, TWO YEARS, TERMINATE 1/2/2007  
LEE WESCOTT, MEMBER, TWO YEARS, TERMINATE 1/2/2008  
BASIL WOLFE, MEMBER, ONE YEAR, TERMINATE 1/2/2007  
SUE LATERZO, MEMBER, ONE YEAR, TERMINATE 1/2/2007  
PAM MURPHY, MEMBER, TWO YEARS, TERMINATE 1/2/2007  
JEANETTE BAMFORD, ALTERNATE II, TWO YEARS, TERMINATE 1/3/2008  
NANCY WORAM, MEMBER, TWO YEARS, TERMINATE 1/3/2008  
GRETCHEN SCHMIDHAUSLER, MEMBER ONE YEAR, TERMINATE 1/2/2007

**RESOLUTION NO. 2006-28**

**WHEREAS, Mayor Lawrence G. Chiaravallo has appointed the following as members of the Lake Como Tourism Commission:**

**Brian Wilton, Three Year Term, Term ending 12/31/06  
Julie Murray, Two Year Term, Term ending 12/31/07  
Ken Shinn, Two Year Term, Term ending 12/31/06  
Dr. Joseph Louro, Two Year Term, Term ending 12/31/06  
Reginald Hyde, Two Year Term, Term Ending 12/31/07**

**RESOLUTION NO. 2006-29**

**WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
RICHARD M. KEIL, ESQ.  
TO THE POSITION OF PUBLIC DEFENDER  
JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.**

**RESOLUTION NO. 2006-30**

**WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
LAWRENCE G. CHIARAVALLO TO THE POSITION  
OF CHAIRPERSON  
AND  
CHIEF ROSMAN CASH TO THE POSITION OF CO-CHAIRPERSON  
AND  
COUNCILWOMAN MARNI McFADDEN-LEE  
FOR THE BELMAR SAINT PATRICK'S DAY  
PARADE COMMITTEE FOR THE YEAR 2006.**

**RESOLUTION NO. 2006-31**

**BE IT RESOLVED by the Mayor and Council of the Borough of  
Lake Como, County of Monmouth, that the following persons:**

**Lawrence G. Chiaravallo.....Mayor**  
**Louise A. Mekosh.....Administrator**  
**Fred Hope.....Emergency Management Coord.**  
**Rosman Cash.....Deputy Coordinator**  
**Ronald Wille.....Fire Chief**  
**Ronald Wille.....First Aid Captain**  
**Steven K. Roe.....Construction Code Official**  
**Filmore Treadwell.....Superintendent, DPW**  
**William Birdsall.....Engineer**  
**Mark T. Apostolou.....Municipal Judge**  
**William B. Gallagher.....Borough Attorney**

**be appointed as the South Belmar Local Emergency Planning Committee (LEPC) commencing January 3, 2006, terminating January 2, 2007.**

**BE IT FURTHER RESOLVED that a copy of this Resolution shall be sent to the State of New Jersey, Department of Law and Public Safety, Division of Emergency Management.**

**RESOLUTION NO. 2006-32**

**WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED MARNI McFADDEN-LEE AS COUNCIL LIAISON TO THE LAKE COMO BOARD OF EDUCATION COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.**

**RESOLUTION NO. 2006-33**

**WHEREAS, THE LAKE COMO COUNCIL HAS APPOINTED PATRICIA A. TZIBROUK OF 723 20<sup>TH</sup> AVE. LAKE COMO TO THE POSITION OF COORDINATOR FOR THE BOROUGH OF LAKE COMO FOR THE AMERICAN WITH DISABILITIES ACT AND SECTION 504 OF THE REHABILITATION ACT OF 1973: COMMENCING JANUARY 3,2006, TERMINATING JANUARY 2, 2007.**

**RESOLUTION NO. 2006-34**

**WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED**

**STEPHEN ROE, SEA GIRT, NJ**  
**KENNETH GANN, JACKSON, NJ**  
**MARK GATHMAN, NEPTUNE CITY, NJ**  
**ALFRED HAZEL, LAKE COMO, NJ**  
**KEVIN JONES,SR., NEPTUNE, NJ**

**BENJAMIN RIVERA-ESTRADA, TOMS RIVER, NJ  
RONALD WARWICK, MIDDLETOWN, NJ  
CHARLES WILLEVER, POINT PLEASANT, NJ  
FREDRICK ALLEN, BELMAR, NJ  
WILLIAM FANCHER, JACKSON, NJ  
RICHARD CALDON, JACKSON, NJ  
PHILIP BOHRMAN, BELMAR, NJ  
KEVIN JONES, Jr, BELMAR, NJ  
JAMES MacCONCHIE, NEPTUNE, NJ  
KEVIN KING, HOWELL, NJ  
AS CLASS II SPECIAL OFFICERS;**

**RESOLUTION NO. 2006-35**

**WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED**

**DOUGLAS E. WITTE  
TO THE POSITION OF DRUG ALLIANCE REPRESENTATIVE FOR ONE YEAR,  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 2, 2007.**

**RESOLUTION NO. 2006-36**

**WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
ESTHER KISS  
TO THE POSITION OF TAX SEARCH OFFICER COMMENCING JANUARY 3, 2006,  
TERMINATING JANUARY 2, 2007.**

**RESOLUTION NO. 2006-37**

**BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como that pursuant to N.J.S.A. 47:1A2 the following charges will be made for photocopying:**

<b>1st to 10th page</b>	<b>.75 per page</b>
<b>11th to 20th page</b>	<b>.50 per page</b>
<b>All pages over 20</b>	<b>.25 per page</b>

**BE IT RESOLVED that duplication of any electronic or computer documents shall be charged the cost to the municipality for said copy. The Borough will not reproduce any records or documents that are copyright protected or that do not belong to the municipality.**

**BE IT FURTHER RESOLVED that copies of this Resolution be given to all Departments authorizing them to charge as outlined above.**

**RESOLUTION NO. 2006-38**

**WHEREAS, MAYOR LAWRENCE G. CHIARAVALLO HAS APPOINTED  
LOUISE A. MEKOSH  
TO THE POSITION OF WATER/SEWER COLLECTOR  
FOR A TERM OF THREE YEARS,  
COMMENCING JANUARY 3, 2006, TERMINATING JANUARY 1,2009.**

**RESOLUTION 2006-39 TABLED**

**RESOLUTION 2006-40**

**WHEREAS, Esther Kiss was duly appointed and confirmed to the position of Tax Collector July 27, 2001 for a four (4) tear term in accordance with the N.J.S.A 40A:9-133 et seq; and**

**WHEREAS, Esther Kiss is and has been certified as a Certified Tax Collector Certificate No. T-1275 and has satisfied the continuing education requirements for said certification; and**

**WHEREAS, the appointing authority of the Borough of Lake Como is desirous of reappointing Esther Kiss, CTC as Tax Collector for the Borough of Lake Como; and**

**WHEREAS, the confirming authority of the Borough of Lake Como is desirous of confirming said reappointment of Esther Kiss, CTC as Tax Collector for the Borough of Lake Como; and**

**WHEREAS, this reappointment has occurred within sixty (60) days of the expiration of the four year term identified above.**

**NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como as follows:**

- 1. Esther Kiss, CTC is hereby reappointed to the position of Tax Collector in the Borough of Lake Como; and**
- 2. Esther Kiss, CTC is and has upon this reappointment attained tenure pursuant to N.J.S.A. 40A: 9-113, et seq.**

**RESOLUTION 2006-41**

**A RESOLUTION OF THE BOROUGH OF LAKE COMO  
AUTHORIZING THE FILING OF AN APPLICATION  
FOR A RECYCLING TONNAGE GRANT**

**WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1967, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and**

**WHEREAS,** It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS,** The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS,** The recycling regulations imposed on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS,** A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS,** Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of

Lake Como that the Borough of Lake Como hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Michael Ryan to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

All resolutions were offered by Councilman Witte, seconded by Councilman Wilton and approved with the following vote. “ Ayes” Councilmember McFadden-Lee, Wilton, Wolfe, Ryan, Brower, Witte. “Nays” None. “Abstain” None.

### **PUBLIC COMMENTS**

Councilman Witte made a motion to open the meeting for public comments, seconded by Councilman Ryan.

Mrs. Mary Gibson when would the Council revisit the ordinance about the set backs. Mrs. Mekosh said we had no workshop for tonight and it will be at the next meeting workshop. Councilman Witte said it was brought up at the last Planning Board meeting. Mrs. Mekosh said she would check with Mark Fessler.

Mrs. Gibson said it was hard to get in touch with the building inspector. Her husband tried to get in touch with John Rowe. He told her husband it could take months. This is ridiculous I have been a home owner for 20 years and I think I deserve a little more than that. Mrs. Mekosh will look into it.

Bill Otten 1827 Green wants to know about the one way on 19<sup>th</sup> ave. it has been a year. Chief Cash said there is no logical reason it should be a one way. No problems no accidents. Discussion followed. Councilman Ryan said he had no problem with 19 not being a one way. People on 19<sup>th</sup> have an issue with it. Chief Cash said DOT said none of the streets were ever put into the books. DOT did not have anything in their office on this. DOT found a problem with it because of a conflict on the street. Chief Cash did contact Belmar Police Chief Hill. If you make it a one way you street you impact 18<sup>th</sup> Ave, North Blvd. and New Bedford Road. That traffic has to go someplace. Making it a one way does not make it any safer. Councilman Witte said the traffic committee will discuss it at their meeting in the next few weeks.

William Merkler 219 2<sup>nd</sup> Ave. new Councilman from Belmar wanted to congratulate all the newly Council members. Wants to extend invitation to have contact with the town. Mayor congratulated him for being elected.

Mr. Mallory 704 17<sup>th</sup> ave. has a problem with the abandoned house next to his. Trash and animals. all over the place. Chief Cash said the house was plackard . It is being watched by the code enforcement officer. Chief will have the Board of Health called in and look into it if it is a health issue.

Councilman Witte made a motion to close the meeting to the public, seconded by Councilman Brower.

Mayor Chiaravalle asked if any of the Council members had anything to say before the meeting was closed.

Councilwoman McFadden-Lee , looking forward to a close working relationship with the Mayor and Council for the betterment of Lake Como. Wished everyone a Happy New Year.

Councilman Wilton, wished every one a Happy & Healthy New Year best of luck to everyone on the Council and the rest of the town.

Councilman Wolfe Fire Co. responded to 35 calls during the year. On December 27 the Fire Co. took delivery of a pick up truck it is a multi functional vehicle. The officers for 2006 will be, Fire Chief Ron Whille. Assistant Chief Steven Whille. Captain Jeffrey Steinback. First Lieutenant Clifford Russell. 2<sup>nd</sup> Lieutenant Joseph McLaughlin. President Fred Hope. Vice President Doug Witte.

The First Aid Squad answered 194 calls for the year. 686 member hours for the yearl, wanted everyone to give them a hand for that. Wished everyone a Happy and good year.

Mike Ryan wished everyone a Happy New Year, Prosperous New Year. We have a great opportunity to move forward in Lake Como and do some great things in Lake Como. One of the things he thinks we should do is to form a committee for the Coah people. Mrs. Mekosh said she thinks the committee should meet with the people running it so there is no duplication. By law they have to do communications. So the Committee knows they are not going to run it.

Councilman Brower, wishes everybody Happy and Healthy New Year, and hope everything said up here is not just talk. Especially the gentleman with the house next door with rats. If the Bank has the house we should make them clean it up.

Councilman Witte, wishes everybody Happy New Year and congratulate fellow Council people for taking the oath tonight and looks forward to working with them over the next years. Lake Como is changing and we have to make sure it changes for the better.

Mayor would like to thank the Council he received and would like to thank the girls in the office who did one yohman job this year and every year as they do. I would like to thank Mrs. Mekosh whom made my job as Mayor very easy along with Mrs. Young, Mrs. Graham, Mrs. Fagan and Mrs. Kiss. I would like to thank them. I want to wish everyone Happy Healthy New Year and lets get the things done and work together. Thank the people who attend the meetings and those who don't. We have this nice building, get the word out to come to the meetings.

Councilwoman McFadden-Lee made a motion to adjourn the meeting, seconded by Councilman Brower. All Ayes.

### **ALL MEETINGS ARE OPEN TO THE PUBLIC**

The next Workshop Meeting of the Mayor and Council will be held on Tuesday February 7, 2006 at 7:30 pm in the Lake Como meeting room. The next Regular meeting of the Mayor and council will be held on Tuesday February 7, 2006 at 8:00 pm in the Lake Como meeting room.

Respectfully Submitted

Georgine Young  
Deputy Borough Clerk

The minutes of this meeting are not verbatim. Please call Borough Hall at (732) 681-3232 to schedule and appointment to hear the disk(s) of this meeting in its entirety. All disk are subject to being destroyed 80 days after the approval of the Minutes.