



**LAKE COMO BOROUGH
1740 MAIN STREET
P.O. BOX 569
LAKE COMO, NJ 07719
(732) 681-3232
MINUTES**

**DATE: MARCH 3, 2015
REGULAR MEETING IMMEDIATELY FOLLOWING WORKSHOP**

MEETING CALLED TO ORDER

Mayor Wilton called the meeting to order at 7:30pm

SALUTE TO FLAG AND MOMENT OF SILENT PRAYER

SUNSHINE LAW

INTRODUCTION AS REQUIRED UNDER THE SUNSHINE LAW: ADEQUATE NOTICE OF THE MEETING HAS BEEN PROVIDED BY THE ADOPTION OF A RESOLUTION BY THE MAYOR AND COUNCIL ON THE SIXTH DAY OF JANUARY 2015 IN WHICH RESOLUTION THE TIME AND PLACE OF AGENDA AND REGULAR MEETINGS COMMENCING WITH JANUARY 6, 2015 WERE 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 THE BOROUGH HALL. ALL MEETINGS ARE OPEN TO THE PUBLIC.

ROLL CALL

Douglas Witte	Excused Absence
Kevin Higgins	Present
Virginia Kropac	Present
John Carvelli	Present
Hawley Scull	Present
Michael Noonan	Present

APPROVAL OF MINUTES

Councilman Higgins made a motion to approve the minutes from the February 17, 2015 Workshop and Regular meetings seconded by Councilwoman Kropac, all are in favor.

COMMUNICATIONS

No Communications

REPORTS OF COMMITTEES

- Councilman Noonan reported that he spoke to Jim Chappelle who currently owns the rights to the website and pays on a month to month basis. The company, AIT, stated that the Borough could pay by check every month or a year at a time. The cost is about \$10.00 per month.

Councilman Noonan reported that Mr. Chappelle has fixed many of the broken links and began updating some of the requested changes. Once the site is updated, Councilman Noonan would send a survey to residents to see what their recommendations would be for the site. Councilman Noonan also reported on the Board of Education meeting that was held on February 26th. The Board discussed the budget for the 2015-2016 school year. The budget will be discussed at a meeting on April 3rd and the present general fund was set at \$3,772,027.00. All other matters are in order.

- Councilwoman Scull reported that Little League signups are still taking place online at eteamz.com/balc. The 7th Annual Belmar Restaurant Tour will take place on Sunday, March 8th from 11:30am-4:30pm. Tickets are \$30.00 in advance and \$35.00 the day of the event and over 30 restaurants are participating. Councilwoman Scull reported that she is holding off on the Easter Egg Hunt this year since Easter is so early and there are so many events already scheduled for the weeks leading up to Easter. Councilwoman Scull reported that she is hoping to have a family friendly event in the park this spring. Lastly, Councilwoman Scull reminded everyone to set their clocks ahead this weekend. All other matters are in order.
- Councilman Carvelli reported that the next Environmental Commission meeting will be held on March 25th and that the lake cleanup is scheduled for April 18th. Students from Academy Charter High School have volunteered to assist with this year's cleanup. All other matters are in order.
- Councilwoman Kropac reported that there is a new addition in the lobby, Lake Como's Free Book Swap. The next Tourism Commission meeting will be on Monday, April 6th at 7:30pm. Councilwoman Kropac took part in a phone conference by the NJLOM talking about the upcoming Governor's budget announcement. The take away from that is the understanding that municipal aid will not be cut. Lastly, Councilwoman Kropac reported that she and Louise attended the Community Development Block Grant meeting. Most communities do park benches and lighting so Councilwoman Kropac encouraged everyone to think outside of the box. There will be a public meeting sometime in the spring to get ideas. All other matters are in order.
- Councilman Higgins reported that more snow storms are coming Wednesday through Thursday and the snow ordinance is in effect. Councilman Higgins reported that he attended the monthly Fire Department meeting. Each year the Fire Department has a Christmas party and this past year's was under attended. Councilman Higgins told the fire house we would help them get in touch with the Elementary School to try to increase the turn out. This year's party will be held on 12/20/2015. Another concern they had was enacting a standby ordinance that would pay the fire department members to be on standby. Lastly, Councilman Higgins reported that the fire department was concerned

about the emergency siren being taken down. All other matters are in order.

- Mayor Wilton thanked everyone who participated in the parade and despite the terrible weather it was well attended. Mayor Wilton thanked the Public Works Department for removing the snow and getting the banners up before parade day. Mayor Wilton reported that on March 18th at 7:30pm Freeholder Arnone and the Borough will host a Business Roundtable meeting her in the meeting room. Mayor Wilton urged that businesses in town to attend the meeting to discuss what the town can do for the businesses and what the businesses can do for the borough. All other matters are in order.

UNFINISHED BUSINESS

No Unfinished Business

Resolution 2015-68

Executive Session – Personnel Matters

Offered by Councilman Higgins seconded by Councilwoman Kropac, all are in favor.

At this point in time the Council entered in to executive session.

PUBLIC COMMENTS ON NEW BUSINESS

Councilwoman Kropac made a motion to open the meeting to the public seconded by Councilwoman Scull, all are in favor.

No Public Comments

Councilwoman Kropac made a motion to close the meeting to the public seconded by Councilwoman Scull, all are in favor.

CONSENT AGENDA

All items listed under this section are considered to be routine by the Borough Council and will be enacted by one motion. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

Resolution 2015-66

Authoring Signing of Agreement for CAD System

Resolution 2015-67

Tree Permit Refund

Resolution 2015-69

Appointing Borough Attorney

Resolution 2015-70

Additional Escrow for Greater Media

Tabled for a future meeting

Resolution 2015-71
Mayor Emeritus

Councilman Higgins made a motion to approve the items on the consent agenda with the exception of Resolution 2015-70 seconded by Councilwoman Scull, all are in favor.

NEW BUSINESS

Ordinance 2015-903
Special Events Application Fee
Second Reading and Public Comments
Offered by Councilwoman Kropac seconded by Councilman Higgins.

Councilman Higgins made a motion to open the ordinance to the public seconded by Councilwoman Scull, all are in favor.

No Public Comments

Councilman Higgins made a motion to close the ordinance to the public seconded by Councilwoman Kropac, all are in favor.

Roll call vote as follows:

Yes: Councilmembers Higgins, Kropac, Carvelli, Scull and Noonan

No: None

Abstain: None

Absent: Councilman Witte

PUBLIC COMMENTS

Councilman Higgins made a motion to open the meeting to the public seconded by Councilwoman Kropac, all are in favor.

No Public Comments

Councilman Higgins made a motion to close the meeting to the public seconded by Councilwoman Kropac, all are in favor.

NEXT MEETING

THE NEXT REGULAR MEETING OF THE MAYOR AND COUNCIL WILL BE HELD ON TUESDAY, MARCH 17, 2015 IMMEDIATELY FOLLOWING THE 7:30PM WORKSHOP MEETING IN THE LAKE COMO MEETING ROOM. ALL MEETINGS ARE OPEN TO THE PUBLIC.

MOTION TO ADJOURN

Councilman Higgins made a motion to adjourn seconded by Councilman Carvelli, all are in favor.

Respectfully Submitted
Amy L. Boney
Deputy Borough Clerk

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

RESOLUTION 2015-68

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Mayor and Council is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing body wishes to discuss:

Personnel Matters

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

Dated: 03/03/2015

Brian T. Wilton
Mayor

Louise A. Mekosh, RMC, CMC, CMFO
Borough Clerk/Administrator

RESOLUTION 2015-66

**RESOLUTION OF THE BOROUGH OF LAKE COMO,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
AUTHORIZING APPROVAL FOR THE PURCHASE AND
FINANCING OF THE TRITECH SOFTWARE SYSTEM.**

WHEREAS, the Mayor and Council of the Borough of Lake Como has entered into an Interlocal Agreement with the Borough of Belmar for dispatching services; and

WHEREAS, the Borough of Belmar and the Borough of Lake Como must purchase a new CAD system for the police department; and

WHEREAS, quotes have been requested by the companies that have a State Contract for these services: Dell Contract #77003; En Pointe Contract #77562, and SHI Contract #77560; and

WHEREAS, the Borough of Lake Como will accept the lowest and responsive quote which was received from Software Hardware Integration (SHI), State Contract # 77560. The Borough of Lake Como hereby authorizes 60 monthly payments in the amount of \$698.47, for a total purchase and financing of \$41,908.20 payable to Software Hardware Integration (SHI).

NOW, THEREFORE, BE IT RESOLVED, this 3rd day of March, 2015 by the Mayor and Council of the Borough of Lake Como, County of Monmouth, State of New Jersey, that the Mayor and Borough Clerk are authorized and directed to execute the agreement with SHI.

Dated: 03/03/15

Brian T. Wilton
Mayor

Louise A. Mekosh, RMC,CMC,CMFO
Borough Clerk/Administrator

RESOLUTION NO. 2015-67

WHEREAS, Cheryl A. Halper, owner of 300 – 18th Avenue, Lake Como, NJ, also known as Block 2, Lot 5, submitted a tree permit to remove three (3) Cantalpa trees that are planted on borough property in the area between the curb and the sidewalk in front of her property; and

WHEREAS, the homeowner has stated these mature trees are dying and pose a hazard to the safety of her home during severe weather conditions and the roots of these trees are causing damage to the sewer pipes, sidewalks and curbs; and

WHEREAS, the homeowner submitted the application fee of \$50.00 that is required for a tree permit.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Lake Como that upon submission of a letter from a reputable tree service the homeowner is hereby granted approval to remove the aforesaid three (3) trees at her own expense by a responsible contractor.

BE IT FURTHER RESOLVED THAT the \$50.00 application fee be refunded to the home owner and the requirements to replace the trees be waived as has been the practice for trees being removed from borough property by homeowners.

Date: 03/03/15

Brian T. Wilton
Mayor

Louise A. Mekosh, RMC, CMC, CMFO
Borough Clerk/Administrator

RESOLUTION NO. 2015-69

APPOINTING MUNICIPAL ATTORNEY

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

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

WHEREAS, the law firm of Shain, Schaffer Rafanello, P.C., Bernardsville, NJ has submitted a proposal indicating they will provide the legal services as per ordinance; and,

WHEREAS, the law firm of Shain, Schaffer Rafanello, P.C. has completed and submitted a Business Entity Disclosure Certification which certifies that the law firm of Shain, Schaffer Rafanello, P.C. 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 the law firm of Shain, Schaffer Rafanello, P.C. 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 the law firm of Shain, Schaffer Rafanello, P.C. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed 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.

Dated: 3/3/2015

Brian T. Wilton
Mayor

Louise A. Mekosh, RMC, CMC, CMFO
Borough Clerk/Administrator

BOROUGH OF LAKE COMO, MONMOUTH COUNTY

RESOLUTION 2015-70

**RESOLUTION OF THE LAKE COMO BOROUGH
COUNCIL AUTHORIZING PAYMENT OF ADDITIONAL
FEES TO SHAIN, SCHAFFER & RAFANELLO, P.C.
RELATED TO REPRESENTATION IN THE MATTER OF
THE SENTINEL PUBLISHING CO. (A WHOLLY-OWNED
SUBSIDIARY OF GREATER MEDIA INC.) vs. BOROUGH
OF LAKE COMO PLANNING BOARD, ET AL. AS
SPECIAL COUNSEL ON BEHALF OF THE BOROUGH OF
LAKE COMO AND CLERK/ADMINISTRATOR LOUISE
MEKOSH**

WHEREAS, Shain, Schaffer & Rafanello, P.C. has acted as the attorneys for the Borough of Lake Como in connection with representation of the Borough and Clerk/Administrator Louise Mekosh in the case entitled "The Sentinel Publishing Co. (a Wholly-Owned Subsidiary of Greater Media, Inc.) vs. Borough of Lake Como Planning Board, et al.", under docket number MON-L-1291-14; and

WHEREAS, the Borough Council originally authorized expenditures for payment of legal services related to the defense of the Borough of Lake Como and Clerk/Administrator Louise Mekosh in this matter, by Resolution No. 2014-96 in the amount of \$7,500.00 and additional fees by Resolution No. 2014-137 in the amount of \$3,500.00; and

WHEREAS, the Borough of Lake Como will incur legal fees in excess of those amounts authorized by Council Resolution, thus requiring additional authorization of legal fees in the amount of \$11,500.00 for payment to Shain, Schaffer & Rafanello, P.C., in connection with this matter; and

WHEREAS, the payment of additional fees in excess of the original authorization requires the consent of the Borough Council; and

WHEREAS, the Municipal Finance Officer has determined that sufficient funds are available in the Borough budget for this matter in the amount of \$11,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Lake Como, County of Monmouth, and State of New Jersey, that it has rendered its advice and hereby consents to the additional authorization of legal fees to Shain, Schaffer & Rafanello, P.C., in the amount above shown for representation of the Borough and Clerk/Administrator Louise Mekosh in connection with the case entitled “The Sentinel Publishing Co. (a Wholly-Owned Subsidiary of Greater Media Inc.) vs. Borough of Lake Como Planning Board, et al.”

SO RESOLVED, as aforesaid.

Brian T. Wilton, Mayor

CERTIFICATION

I hereby certify the foregoing Resolution to be a true and exact copy of a Resolution adopted by the Lake Como Borough Council at its meeting held on March 3, 2015.

Louise A. Mekosh, RMC, CMC, CMFO
Borough Clerk/Administrator

RESOLUTION NO. 2015-71
A RESOLUTION HONORING MICHAEL B. RYAN
AS MAYOR EMERITUS

WHEREAS, Michael B. Ryan faithfully served the Borough of Lake Como as Mayor, January 1, 2007 through December 31, 2014; and

WHEREAS, Michael B. Ryan served his fellow citizens, and performed, of his own volition, many endeavors during his tenure as Mayor to benefit the residents, businesses, employees and many visitors of the Borough of Lake Como; and

WHEREAS, his service in both his public and private life have been given willingly and cheerfully, and has contributed immeasurably to the success of the community endeavors of the Borough of Lake Como and to the betterment of the quality of life for many of his fellow citizens;

NOW, THEREFORE, be it proclaimed by Mayor Brian T. Wilton that

MICHAEL B. RYAN

Is hereby honored with the award of “Mayor Emeritus” of the Borough of Lake Como and is awarded all dignity and honor bestowed with this title.

Dated: March 3, 2015

Brian T. Wilton, Mayor

Louise A. Mekosh, RMC,CMC,CMFO
Borough Clerk/Administrator

ORDINANCE NO. 2015-903

**AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF LAKE COMO, CHAPTER 14, SECTION 16.4**

BE IT ORDAINED by the Mayor and Council of the Borough of Lake Como that Chapter 14, Section 16.4 shall be amended to read as follows:

14.16.4 Review and Fees

The Department Heads shall review the applications and shall present to the Mayor and Council their recommendations during a regularly scheduled Mayor and Council meeting. The cost for the special event shall be \$500.00 per event. If the sponsor of the event advertises Lake Como in their promotional materials (such as a t-shirt), and said promotional material will advertise Lake Como and provides proof of same, then the fee shall be \$250.00.

The Council shall make the final determination by resolution adopted by majority vote, whether to issue a Permit for a Special Event, and shall set forth in the Resolution such conditions and restrictions as may be reasonably necessary to insure that the standards set forth in subsection 4-16.5.

Dated:

Brian T. Wilton, Mayor

Attest: _____