



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

**DATE: JULY 21, 2015
7:30 PM WORKSHOP**

DISCUSSION ITEMS

1. Amendments to Dog Ordinance
 - a. Mayor Wilton asked Borough Attorney Peg Schaffer to discuss what changes she made to the dog ordinance. Ms. Schaffer stated she compared the state statute to the Borough Ordinance. Ms. Schaffer stated that a big change was the definition of vicious and potentially dangerous dogs to conform to the ordinance. A dog can be deemed potentially dangerous by the court and licensed for a fee of \$700.00. A vicious dog cannot be kept in the Borough.
 - b. Ms. Schaffer discussed that the current ordinance is not dog friendly and was changed to allow properly tethered dogs at the lake and allowed to be off the leash on their own property.
 - c. Ms. Schaffer discussed the changes she proposed regarding the barking and nuisances as well as what can be done once a dog is impounded.
 - d. Mayor Wilton asked the Council to review all changes and have this ordinance on for first reading and introduction at the next meeting.

PUBLIC COMMENTS ON WORKSHOP ITEMS

Councilman Witte made a motion to open the workshop meeting to the public seconded by Councilman Carvelli, all are in favor.

No Public Comments

Councilman Witte made a motion to close the workshop meeting to the public seconded by Councilwoman Kropac, 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.

CHAPTER V ANIMAL CONTROL

5-1 LICENSING OF DOGS

5-1.1 Definitions

As used in this section:

Dog shall mean any dog which has attained an age of seven (7) months or which possesses a set of permanent teeth.

Owner when applied to the proprietorship of a dog, shall mean and include every person having a right of property in such dog or every person who has such dog in his keeping or charge or any person who harbors or maintains such dog.
(1973 Code § 5-1)

Vicious or potentially dangerous dog shall mean any dog declared vicious or potentially dangerous by the Municipal Court pursuant to NJSA 4:19-17 et seq.

5-1.2 License and Registration Tag Required; Placement.

No person shall own, keep, or harbor a dog, unless he shall apply for, upon an application supplied by the Borough Clerk, pay for and procure from the Borough Clerk a license and official registration tag for each dog so owned, kept or harbored, and shall place upon each such dog a collar or harness with the registration securely fastened thereto. (1973 Code § 5-2.1)

5-1.3 Fees; Exemptions.

The annual license fee for all dogs in the Borough shall be seven (\$7.00) dollars for each dog, In addition to the fee of one dollar and twenty (\$1.20) cents for the registration tag of each license. The fee for a potentially dangerous dog license shall be seven hundred (\$700.00) dollars. Owners Issued licenses for non-spayed or non-neutered dogs of reproductive age are to be charged an additional three (\$3.00) dollar fee. A dog of licensing age is considered to be of reproductive age. Owners presenting a statement signed by a veterinarian or a notarized statement signed personally certifying that their dog has been sterilized are exempt from the additional three (\$3.00) dollar fee. All licenses are due for renewal on January 1st annually. Any license purchased after January 31st shall be assessed an additional late fee of three (\$3.00) dollars. (1973 Code § 5-2.2; Ord. No. 353 § 1; Ord. No. 82-366 § 1; Ord. No. 83-377 §§1, 2; Ord. No. 86-500 § 1; New)

5-1.4 Time for Applying for Licenses.

The owner of any newly acquired dog or of any dog which attains licensing age shall make application for license and tag for such dog within ten (10) days after such acquisition or age attainment. (1973 Code § 5-3)

5-1.5 Dogs Brought into Municipality

Any person who shall bring into the Borough a dog licensed in another State shall apply for and procure a license within ninety (90) days after the dog is brought into this State. (1973 Code § 5-4)

5-1.6 Disposition of Fees.

All license and registration tag fees collected shall be disposed of in accordance with P.L. 1941, Chapter 151. (1973 Code § 5-5)

5-2 CONTROL OF DOGS

5-2.1 Dogs Running at Large Prohibited.

No person shall allow, permit, or suffer any dog owned, kept or harbored by him to run at large in the Borough. (1973 Code § 5-6)

5-2.2 Leash or Tether Required.

~~No person shall allow, permit, or suffer any dog to be on any public or private property without being properly tethered or leashed. (Ord. No. 358 § 1) owning a dog shall permit it on the public streets or in any other public place in the Borough unless the dog is securely fastened to an adequate leash not more than eight (8) feet long and is accompanied by a person capable of controlling it.~~

~~5-2.3 Dogs Prohibited on Certain Public Properties.~~

~~No person shall allow, permit, or suffer any dog on the public property of South Belmar located south of the southerly curblineline of North Boulevard, between Main Street and B Street at any time.~~

~~No person shall allow, permit, or suffer any dogs to be permitted at any time on the public property known as Behrman park, between the railroad tracks, east side of 18th Avenue, Margerum Avenue from 18th Avenue to 22nd Avenue, and south side of 22nd Avenue.~~

~~This subsection shall apply to all dogs, whether or not they are on a leash. (Ord. No. 358 § 1)~~

5-2.43 Damaging Lawns of Property Prohibited.

No person owning, keeping, harboring, walking, or in charge of any dog shall cause, suffer, permit or allow such dog to do any injury or to do any damage to any lawn, shrubbery, flowers,

grounds or property of persons in the Borough other than the owner or person having the care, custody or control of such dog. (Ord. No. 268 § 1)

~~5-2.5 Soiling and Defecation on Public or Private Property.~~

~~No person owning, harboring, keeping, walking or in charge of any dog shall cause, suffer, permit or allow such dog to soil, defile, defecate on or commit any nuisance on any common thoroughfare, street, sidewalk, passageway, road, bypath, play area, park, or any place where people congregate or walk, or upon any public property whatsoever, or upon any private property without the permission of the owner of the private property. (Ord. No. 268 § 1)~~

~~5-2.6 Removal Required.~~

~~If any such person shall permit such dog to soil, defecate on or commit any nuisance on the areas aforesaid, he shall immediately remove all feces and droppings deposited by such dog, which removal shall be in a sanitary manner by shovel, container, disposal bag, etc., and the feces and droppings shall be removed by that person from the designated areas and disposed of by the person in a sanitary manner. (Ord. No. 268 § 1)~~

5-2.4 Nuisances Prohibited; Curbing of Animal; Responsibility.

- a. No person, agency or institution owning, harboring, keeping or in charge of any dog shall cause, suffer or allow such animal to soil, defile, defecate or commit any nuisance upon any public or private property whatsoever, except with the express authority or permission of the owner of said property.
- b. The restriction in this section shall not apply to the portion of the street lying between the curb lines or, in the absence of curbs, the portion of street lying between the edge of the roadway shoulder and the right-of-way line, which may be used to curb such animals under the following conditions:
 1. All pet owners and keepers who so curb such animal shall be required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.
 2. The pet's solid waste removed from the aforementioned designated area shall be properly disposed of by the person owning, harboring, keeping or in charge of the animal curbed in accordance with the provisions of this chapter.
- c. Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this section while such animal is being used for that purpose.

5-2.75 Dogs Considered to be Nuisances.

No person shall own, keep or harbor any dog which becomes or proves to be a nuisance, either by continual or excessive and unreasonable barking, whining, howling or whimpering, or by

~~reason of its ferocity~~ or otherwise, provided that before any dog shall be deemed to be a nuisance, the owner thereof shall be notified of those facts which make it a nuisance by the Police Department; and upon the recurrence of the act complained of by the dog, it shall be, on such second occurrence, deemed and taken to be a nuisance. It shall be the duty of each member of the Police Department, upon hearing the barking, whining, howling or whimpering of a dog, ~~or upon learning of the ferocious propensities of any dog,~~ forthwith to notify the owner. (1973 Code § 5-8) Continued excessive or unreasonable barking shall mean barking continuously for ten minutes or intermittently for thirty minutes.

5-2.6 Vicious or Potentially Dangerous Dogs.

- a. No person shall own, keep or harbor a vicious dog.
- b. Any dog who has been declared potentially dangerous must be licensed as such with the Borough Clerk and comply with the conditions of NJSA 4:19-24.

5-2.7 Impoundment of Animals.

Police officers shall take into custody and impound any of the following animals:

- a. Any animals running at large in violation of the provisions of this chapter.
- b. Any animals off the premises of the owner or of the person keeping or harboring said animal, which the police officer has reason to believe is a stray dog.
- c. Any dog off the premises of its owner or of the person keeping or harboring said animal without a current registration tag on its collar.
- d. Any female dog in-season off the premises of its owner or of the person keeping or harboring said dog.
- e. Any unmuzzled dog which has been determined to be a vicious dog.
- f. Any dog or other animal which is suspected to be rabid.
- g. Any dog or other animal off the premises of the owner reported to, or observed by a police officer to be ill, injured or creating a threat to public health, safety or welfare.

5-2.8 Destruction of Certain Dogs or Other Animals

Any police officer, in the performance of his/her duties, may destroy any of the following animals:

- a. Any vicious dog or any dog which has just attacked a human being without provocation and which cannot be seized with safety.

- b. Any animal which is, or appears to be suffering from rabies, or which is otherwise immediately dangerous to the public.
- c. Any animal which has been so badly injured that it cannot be moved or helped by a veterinarian.

5-2.9 Notice of Seizure.

If any animal impounded or seized wears a registration tag or a collar or harness having inscribed on or attached to it, the name and address of any person or the owner of the animal, a notice shall immediately be served on the person whose address is given on the collar or on the person owning the animal, stating that the animal has been seized and will be liable to be offered for adoption or destroyed if not claimed within seven (7) days after the service of the notice. A notice under this section may be served either by delivering it to the person on whom it is to be served, or by leaving it at the person's usual last known place of abode, or at the address given on the collar, or by forwarding it by mail on a prepaid postcard, addressed to the person at his usual or last known place of abode, or to the address given on the collar.

5-2.10 Disposition of Impounded Animals.

Any impounded animal may be destroyed in as humane a manner as possible under any of the following contingencies:

- a. A seized animal which has not been claimed by any person within seven (7) days after notice, or within seven (7) days of the animal's seizure when notice cannot be given.
- b. If the owner or person keeping or harboring the animal seized has not paid all expenses incurred by reason of its seizure, including a maintenance charge not to exceed four (\$4.00) dollars per day.

5-2.11 Fee for Seizing and/or Impounding of Animal.

Any person whose animal shall be seized by a police officer shall pay an administration fee of twenty-five (\$25.00) dollars to the Borough Clerk for each time that an animal has been picked up and impounded, and the full maintenance charge to the holding facility for each full or partial day held, not exceeding four (\$4.00) dollars per day or the limit set forth in N.J.S.A. 4:19-15.16.

5-2.12 Interference with Officials.

No person shall hinder, molest, or interfere with anyone authorized or empowered to perform any duty under this chapter or P.L. 1941, Chapter 151. (1973 Code § 5-7)

5-2.13 Pet Waste.

a. *Purpose.* The purpose of this subsection is to establish requirements for the proper disposal of pet solid waste in the Borough of Lake Como so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

b. *Definitions.* For the purpose of this subsection, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this subsection clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

Immediate shall mean that the pet solid waste is removed at once, without delay.

Owner/Keeper shall mean any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.

Person shall mean any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

Pet shall mean a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.

Pet solid waste shall mean waste matter expelled from the bowels of the pet; excrement.

Proper disposal shall mean placement in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

c. *Requirement for Disposal.* All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.

d. ~~*Exemptions.* Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this subsection while such animal is being used for that purpose.~~

e. *Enforcement.* The provisions of this subsection shall be enforced by the Lake Como Police Department of Borough of Lake Como.

f. *Violations and Penalty.* Any person(s) who is found to be in violation of the provisions of this subsection shall be subject to a fine in accordance with the General Penalty, Section 1-5 of the Revised General Ordinances of the Borough of Lake Como.
(Ord. No. 2006-777)

BOROUGH OF LAKE COMO, MONMOUTH COUNTY, STATE OF NEW JERSEY

ORDINANCE NO. _____

ORDINANCE OF THE BOROUGH OF LAKE COMO AMENDING
CHAPTER V OF THE BOROUGH MUNICIPAL CODE

WHEREAS, the Borough of Lake Como's Animal Control Ordinance was last revised in 1973; and

WHEREAS, certain provisions of that ordinance are now pre-empted by State law; and

WHEREAS, the Mayor and Borough Council believe that certain other provisions of the ordinance are unnecessarily restrictive; and

WHEREAS, the Mayor and Borough Council are in favor of amending the ordinance to make the Borough more pet-friendly while protecting the life, health, and safety of its residents;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Lake Como, County of Monmouth, and State of New Jersey as follows:

§5-1.1 shall be amended to add the following definition: *Vicious or potentially dangerous dog* shall mean any dog declared vicious or potentially dangerous by the Municipal Court pursuant to NJSA 4:19-17 *et seq.*

§5-1.3 shall be amended to delete the fee for licensing a vicious dog and add a \$700.00 fee for licensing a potentially dangerous dog

§5-2.2 shall be repealed and replaced by the following: No person owning a dog shall permit it on the public streets or in any other public place in the Borough unless the dog is securely fastened to an adequate leash not more than eight (8) feet long and is accompanied by a person capable of controlling it.

§5-2.3 shall be repealed.

§5-2.4 title corrected to change "of" to "or".

§5-2.5 and §5-2.6 shall be repealed and replaced with the following: Nuisances Prohibited; Curbing of Animal; Responsibility. a) No person, agency or institution owning, harboring, keeping or in charge of any dog shall cause, suffer or allow such animal to soil, defile, defecate or commit any nuisance upon any public or private property whatsoever, except with the express authority or permission of the owner of said property. b) The restriction in this section shall not apply to the portion of the street lying between the curb lines or, in the absence of curbs, the portion of street lying between the edge of the roadway shoulder and the right-of-way line, which may be used to curb such animals under the following conditions: 1) All pet owners and keepers who so curb such animal shall be required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person. 2) The pet's solid waste removed from the aforementioned designated area shall be properly disposed of by the person owning, harboring, keeping or in charge of the animal curbed in accordance with the provisions of this chapter. c. Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this section while such animal is being used for that purpose.

§5-2.7 shall be amended as follows: No person shall own, keep or harbor any dog which becomes or proves to be a nuisance, either by continual or excessive and unreasonable barking, whining, howling or whimpering, or otherwise, provided that before any dog shall be deemed to be a nuisance, the owner thereof shall be notified of those facts which make it a nuisance by the Police Department; and upon the recurrence of the act complained of by the dog, it shall be, on such second occurrence, deemed and taken to be a nuisance. It shall be the duty of each member of the Police Department, upon hearing the barking, whining, howling or whimpering of a dog, forthwith to notify the owner. (1973 Code § 5-8) Continued excessive or unreasonable barking shall mean barking continuously for ten minutes or intermittently for thirty minutes.

The following new sections shall be added:

§5-2.6 Vicious or Potentially Dangerous Dogs. a) No person shall own, keep or harbor a vicious dog. b) Any dog who has been declared potentially dangerous must be licensed as such with the Borough Clerk and comply with the conditions of NJSA 4:19-24.

§5-2.7 Impoundment of Animals. Police officers shall take into custody and impound any of the following animals: a) Any animals running at large in violation of the provisions of this chapter. b) Any animals off the premises of the owner or of the person keeping or harboring said animal, which the police officer has reason to believe is a stray dog. c) Any dog off the premises of its owner or of the person keeping or harboring said animal without a current registration tag on its collar. d) Any female dog in-season off the premises of its owner or of the person keeping or harboring said dog. e) Any unmuzzled dog which has been determined to be a vicious dog. f) Any dog or other animal which is suspected to be rabid. g) Any dog or other animal off the

premises of the owner reported to, or observed by a police officer to be ill, injured or creating a threat to public health, safety or welfare.

§5-2.8. Destruction of Certain Dogs or Other Animals. Any police officer, in the performance of his/her duties, may destroy any of the following animals: a) Any vicious dog or any dog which has just attacked a human being without provocation and which cannot be seized with safety. b) Any animal which is, or appears to be suffering from rabies, or which is otherwise immediately dangerous to the public. c) Any animal which has been so badly injured that it cannot be moved or helped by a veterinarian.

§5-2.9. Notice of Seizure. If any animal impounded or seized wears a registration tag or a collar or harness having inscribed on or attached to it, the name and address of any person or the owner of the animal, a notice shall immediately be served on the person whose address is given on the collar or on the person owning the animal, stating that the animal has been seized and will be liable to be offered for adoption or destroyed if not claimed within seven (7) days after the service of the notice. A notice under this section may be served either by delivering it to the person on whom it is to be served, or by leaving it at the person's usual last known place of abode, or at the address given on the collar, or by forwarding it by mail on a prepaid postcard, addressed to the person at his usual or last known place of abode, or to the address given on the collar.

§5-2.10. Disposition of Impounded Animals. Any impounded animal may be destroyed in as humane a manner as possible under any of the following contingencies: a) A seized animal which has not been claimed by any person within seven (7) days after notice, or within seven (7) days of the animal's seizure when notice cannot be given. b) If the owner or person keeping or harboring the animal seized has not paid all expenses incurred by reason of its seizure, including a maintenance charge not to exceed four (\$4.00) dollars per day.

§5-2.11 Fee for Seizing and/or Impounding of Animal. Any person whose animal shall be seized by a police officer shall pay an administration fee of twenty-five (\$25.00) dollars to the Borough Clerk for each time that an animal has been picked up and impounded, and the full maintenance charge to the holding facility for each full or partial day held, not exceeding four (\$4.00) dollars per day or the limit set forth in N.J.S.A. 4:19-15.16.

BE IT FURTHER ORDAINED that the licensing application be changed to reflect these amendments as set forth in Exhibit "A".

SO ORDAINED, as aforesaid.

ADOPTED ON FIRST READING
DATED: July 21, 2015

LOUISE A. MEKOSH,
Borough Clerk

ADOPTED ON SECOND READING
DATED: August 4, 2015

LOUISE A. MEKOSH,
Borough Clerk

APPROVAL BY THE MAYOR ON THIS ____ DAY OF _____, 2015

BRIAN WILTON,
Mayor



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

DATE: JULY 21, 2015
REGULAR MEETING IMMEDIATELY FOLLOWING WORKSHOP

MEETING CALLED TO ORDER

Mayor Wilton called the meeting to order at 7:40pm.

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	Present
Kevin Higgins	Present
Virginia Kropac	Present
John Carvelli	Present
Hawley Scull	Present
Michael Noonan	Present

APPROVAL OF MINUTES

Councilman Carvelli made a motion to approve the minutes from the July 7, 2015 Workshop and Regular meetings seconded by Councilman Higgins, all are in favor.

COMMUNICATIONS

No Communications

REPORTS OF COMMITTEES

- Councilman Noonan reported that the website transfer is finalized and the Borough now owns the URL. We are working on creating a user friendly website that can be updated easily. Councilman Noonan reported that Councilwoman Kropac will give an update on the parking project. After

speaking with T2 Systems, Councilman Noonan gave an update on the parking meters proposed for North Blvd. Councilman Noonan reported that he will work with Engineer Bruce Koch to see the logistics of this project. He needs to get two more proposals with costs from different companies before anything can move forward. Councilwoman Kropac asked how many machines we would need. Councilman Noonan responded that all that is what he is going to meet with Engineer Bruce Koch about. All other matters are in order.

- Councilwoman Scull thanked the Borough office personnel for sending out the Main Street surveys and requests for emails with the tax bills. Councilwoman Scull encourages all to do the survey to help the town determine what businesses would do best on Main Street. On September 26th there will be a fundraiser in conjunction with St. Vincent DePaul called "We Take Care of Our Own". Tickets will be \$25.00 and Councilman Higgins reported that 100% of proceeds are going to a selected family in Lake Como in need of help. Councilwoman Scull reported that we hope to do this every year and select a new family each time. All other matters are in order.
- Councilman Carvelli reported that the Environmental Commission has a meeting tomorrow night. The Commission will discuss the proposed bamboo ordinance as well as the Sustainable Jersey Program. All other matters are in order.
- Councilwoman Kropac reported that the Community Development Block Grant application has been submitted and Louise has to go to Freehold and present our application in August. Councilwoman Kropac reported that the DOT said that Lake Como can make the existing parking spots smaller and taking the spots made for three cars and putting individual spots. Councilwoman Kropac spoke with Patty Baxter from the County about putting together a craft beer and Jersey wine festival in Lake Como for next summer. All other matters are in order.
- Councilman Higgins reported that all matters are in order.
- Councilman Witte reported that all matters are in order in the Finance and Police Departments.
- Mayor Wilton reported that there will be a blood drive, tomorrow, July 22, 2015 at the Monmouth County Agriculture Bldg. in Freehold. Lastly, Mayor Wilton reported that flags will be flying half-staff tomorrow for those service members killed in Tennessee, Marine Corps Gunnery Sergeant Thomas Sullivan, Marine Corps Sergeant Carson Holmquist, Marine Corps Lance Corporal Skip Wells, Marine Corps Staff Sergeant David Wyatt and U.S. Navy Petty Officer Randall Smith. All other matters are in order.

UNFINISHED BUSINESS

No Unfinished Business

PUBLIC COMMENTS ON NEW BUSINESS

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

No Public Comments

Councilman Witte 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.

Water Sewer Monthly Report

Real Estate Tax Monthly Report

Raffle License 2015-14
St. Rose Church 50/50

Raffle License 2015-15
St. Rose Church Gift Auction

Resolution 2015-96
Authorizing Participation in Intra-County Mutual Aid and Assistance
Agreements with Participating Units in the County Of Monmouth

Resolution 2015-105
Participation in the Sustainable Jersey Program

Resolution 2015-106
Annual Audit

Resolution 2015-107
Payment of Bills

Councilman Higgins made a motion to approve the items on the consent agenda seconded by Councilwoman Kropac, all are in favor.

NEW BUSINESS

Proclamation
Kris VanSchoick- BALC Little League
Carried to the August 4, 2015 meeting

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

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

ALCOHOLIC BEVERAGE CONTROL BOARD

Councilman Higgins made a motion to enter into the Alcoholic Beverage Control Board portion of the meeting seconded by Councilwoman Scull, all are in favor.

ROLL CALL

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

Resolution 2015-97

Renewal of License 1347-33-002-005

Paddy McDonald's Ale House

Lt. Oleszkiewicz gave his report pertaining to Paddy McDonald's:

Number of Calls 3

Assaults	0	Noise Complaints	1
Disorderly	0	Borough Ordinances	1*
Fire	0	Building Check	1
First Aid	0	Miscellaneous	0
Aggravated Assaults	0	Code Enforcement	0
911 Hang Ups	0	Criminal Mischief	0

* The "Borough Ordinances" occurred outside of the licensed establishment. It resulted in a complaint being issued. The complaint was NOT issued against the establishment or its' employees.

Lt. Oleszkiewicz did not see any reason this license should not be renewed.

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

- Mike Hudy 506 18th Avenue came before the Council to express a few concerns regarding Paddy McDonald's. Mr. Hudy first thanked Mr. McDonald for making sure the light in the one parking lot is now on however the other lot is not lit. Mr. Hudy has seen patrons urinating outside in that lot and believes having it lit would deter that. Mr. Hudy also expressed his concerns with patrons bringing their bikes into the bar which could pose a fire hazard. Ms. Mekosh responded that an inspector went into the establishment and the bikes were not in the ingress or egress and did not pose a hazard.
- Kevin McDonald, owner of Paddy McDonald's came before the Council and responded that he had been charged for a light in the west lot and JCP&L had attempted to repair multiple times and never had it working. Mayor Wilton responded that he will reach out to our JCP&L representative and have it looked into. Mr. McDonald also address Mr. Hudy's concerns about the bike stating that patrons and employees have had bikes stolen recently and put their bikes in the kitchen area which is not currently functional.

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

Councilman Higgins made a motion to approve this resolution seconded by Councilwoman Kropac, all are in favor.

Resolution 2015-98
Renewal of License 1347-33-006-012
Paul's Tavern

Lt. Oleszkiewicz gave his report pertaining to Paul's Tavern:

		<u>Number of Calls</u>	<u>22</u>
Assaults	0	Noise Complaints	5
Disorderly	8	Borough Ordinances	1*
Fire	0	Building Alarms	0
First Aid	7	Miscellaneous	0
Aggravated Assault	0	Theft	1
911 Hang Ups	0	Criminal Mischief	0

* The "Borough Ordinances" occurred outside of the licensed establishment. Each resulted in a complaint being issued. The complaint was NOT issued against the establishment or its' employees.

Lt. Oleszkiewicz stated that there has been an increase in noise complaints pertaining to the live music being played outside but did not see any reason this license should not be renewed.

Councilwoman Kropac made a motion to open this resolution to the public seconded by Councilman Noonan, all are in favor.

- Paul Heaney, owner of Paul's Tavern came before the Council to express his concerns with the noise complaints. Mr. Heaney stated that twice noise complaints have been reported against his establishment at times the church behind him and another establishment were having outside music and his hadn't started yet. He is hoping the Council will allow him to continue to have music since he relies on the business between 5:00pm and 9:00pm. Councilman Carvelli responded that he lives directly across the street and has received a few complaints from residents about the noise coming from the bar while the doors are opened. The last few weeks the doors have been closed and the noise hasn't been an issue.

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

Councilman Higgins made a motion to approve this resolution seconded by Councilwoman Kropac, all are in favor.

Resolution 2015-99
Renewal of License 1347-33-009-005
Bar Anticipation

Lt. Oleszkiewicz gave his report pertaining to Bar Anticipation:

		<u>Number of Calls</u>	<u>172</u>
Assaults	2	Noise Complaints	13
Disorderly	63	Borough Ordinances	49*
Fire	3	Building Alarms	5

First Aid	22	Miscellaneous	7
Aggravated Assaults	0	Thefts	6
911 Hang Ups	2	Criminal Mischief	0

It should be noted that there were an additional one hundred (100) arrest during this period at Bar Anticipation for people attempting to use fraudulent means to gain entry into their establishment.

* The "Borough Ordinances" occurred outside of the licensed establishment. Each resulted in a complaint being issued. The complaints were NOT issued against the establishment or its' employees.

Lt. Oleszkiewicz did not see any reason this license should not be renewed.

Councilman Witte made a motion to open this resolution to the public seconded by Councilman Higgins, all are in favor.

No public comments on this Resolution and Mr. Hyde had nothing to add at this time.

Councilman Witte made a motion to close this resolution to the public seconded by Councilwoman Kropac, all are in favor.

Councilman Higgins made a motion to approve this resolution seconded by Councilwoman Scull, all are in favor.

Resolution 2015-100
Renewal of Pocket License 1347-32-004-005
Gensib/Louro

Lt. Oleszkiewicz had no report on this license since it has been inactive for years.

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

No public comments on this Resolution.

Councilwoman Scull made a motion to close this resolution to the public seconded by Councilman Witte, all are in favor.

Councilman Higgins made a motion to approve this resolution seconded by Councilwoman Scull, all are in favor.

Resolution 2015-101
Renewal of License 1347-33-003-008
PK Shamrock

Lt. Oleszkiewicz gave his report pertaining to PK Shamrock:

Number of Calls 9

Assaults	0	Noise Complaints	1
Disorderly	4	Borough Ordinances	0
Fire	0	Building Alarms	0
First Aid	2	Miscellaneous	0
Aggravated Assaults	0	Theft	2
911 Hang Ups	0	Criminal Mischief	0

Lt. Oleszkiewicz expressed his concerns with underage patrons trying to gain access to the Bar since July 1st so that will be addressed in next year's renewal but Lt. Oleszkiewicz wants to get Ms. Kelly and the bouncers to cooperate and call the police anytime there is a fake ID used at this establishment. Lt. Oleszkiewicz also expressed his concerns with overserving at Sunday morning Bingo. Patrons are leaving this establishment highly intoxicated. If Ms. Kelly continues to cooperate, Lt Oleszkiewicz does not see any reason this license should not be renewed.

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

- Mike Hudy 506 18th Avenue came before the Council to express his concerns with PK Shamrock. Mr. Hudy thanked Ms. Kelly for addressing the banner concerns that he has had in the past. The line for bingo begins to form outside at 9:00am with over 200 people waiting to get in. By 2:30pm-3:00pm everyone exits the bar and Mr. Hudy stated he is amazed by the amount of people that can't even walk a straight line.
- Ms. Kelly came before the Council and said now that she realizes that she must turn in the ID's to the police she will have the bouncers call the police anytime a fake ID is used.
- Mayor Wilton expressed his concerns to Ms. Kelly regarding the Sunday Bingo. He has been in his home for 12 years and has never seen people this intoxicated. Having people fall down drunk, clearly overserved is a liability of her end and must be addressed.
- Councilwoman Kropac stated that she does not see the need for PK Shamrock to be opened until 4am on New Year's Eve.

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

Councilman Noonan made a motion to approve this resolution seconded by Councilwoman Scull, all are in favor.

Resolution 2015-103

Renewal of License 1347-44-001-011

Lake Como Wine Shop

Lt. Oleszkiewicz reported that there were no incidences at this location and sees no reason why this license should not be renewed.

Councilman Witte made a motion to open this resolution to the public seconded by Councilwoman Kropac, all are in favor.

No public comments on this Resolution.

Councilman Higgins made a motion to close this resolution to the public seconded by Councilman Witte, all are in favor.

Councilman Higgins made a motion to approve this resolution seconded by Councilwoman Scull, all are in favor.

Resolution 2015-104

Renewal of License 1347-33-005-007

McCann's Tavern

Lt. Oleszkiewicz gave his report pertaining to McCann's Tavern:

<u>Number of Calls</u>		<u>17</u>	
Assaults	0	Noise Complaints	14
Disorderly	2	Borough Ordinances	0
Fire	0	Building Alarms	0
First Aid	0	Miscellaneous	0
Aggravated Assaults	0	Theft	1
911 Hang Ups	0	Criminal Mischief	0

* The "Noise Complaints" occurred outside of the licensed establishment. The noise was coming from a barking dog in the rear residence on the same property.

Lt. Oleszkiewicz reported that the noise complaints were for a dog at the home in the back and Mr. McCann took care of that. Lt. Oleszkiewicz does not see any reason this license should not be renewed.

Councilman Witte made a motion to open this resolution to the public seconded by Councilwoman Kropac, all are in favor.

No public comments on this Resolution and Mr. McCann had nothing to add at this time.

Councilman Witte made a motion to close this resolution to the public seconded by Councilwoman Kropac, all are in favor.

Councilman Witte made a motion to approve this resolution seconded by Councilman Higgins, all are in favor.

Councilman Witte made a motion to close the Alcoholic Beverage Control Board portion of the meeting seconded by Councilwoman Kropac, all are in favor.

NEXT MEETING

THE NEXT REGULAR MEETING OF THE MAYOR AND COUNCIL WILL BE HELD ON TUESDAY, AUGUST 4, 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 Carvelli made a motion to adjourn seconded by Councilwoman Kropac, 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.



Borough of Lake Como

1740 Main Street, P.O. Box 569 • Lake Como, New Jersey 07719-0569
(732) 681-3232 • FAX (732) 681-8981

Brian T. Wilton
Mayor

Louise A. Mekosh
Borough Clerk/Administrator

MEMO

TO: Louise A. Mekosh, RMC, CMC, CMFO

FROM: Esther A. Kiss, CTC *ek*

DATE: July 10, 2015

RE: Water/Sewer Monthly Report

.....
Attached you will find the June 2015 cash and adjustment reports for the water/sewer utility account.

The total amount deposited into the water/sewer account for June is \$132,133.53.

Please contact me if you have any questions.



Borough of Lake Como

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Brian T. Wilton
Mayor

Louise A. Mekosh
Borough Clerk/Administrator

MEMO

TO: Louise A. Mekosh, RMC, CMC, CMFO

FROM: Esther A. Kiss, CTC *ek*

DATE: July 10, 2015

RE: Real Estate Tax Monthly Report

Attached you will find the June 2015 cash & adjustment reports for taxes.

The total amounts deposited for June are as follows:

Current Account:	\$ 87,747.01
Redemption Account	12,204.08

Grand Total:	\$ 99,951.09

Please contact me if you have any questions.

Application for Raffles License

Application No. RA: 2015-14

Identification No. 30-1-280

Insert name of Municipality LAKE Como Prepare 4 copies of application. One copy will be returned.

Part A GENERAL

- Name of applying organization ST. ROSE CHURCH
- a. Street address of headquarters 603 7th AVE, BELMAR, NJ 07719
- b. Mailing address (if different)
- A license is requested to conduct raffles of the kind stated on the date, or on each of the dates, and during the hours listed (use a separate application for each type of raffle).

Date	Hours	Date	Hours
<u>9/26/15</u>	<u>2-8 pm</u>		

- Address of place where Raffles will be played 703 16th AVE
LAKE Como, NJ 07719
- Does the applicant own the premises or regularly occupy them for its general purposes? Yes
..... X No
- If raffles equipment is rented, attach statement of raffles equipment lessor to application on Form 13.

Part B QUALIFICATION OF APPLICANT

- Is this the first time the applicant has applied for a license in this municipality? X Yes No
- If not, has there been any change in the applicant's certificate of incorporation, charter, constitution or by-laws since the latest application was made? Yes No
- If applicant is unincorporated, state number of members: members.

Part H MEMBERS OF APPLICANT WHO WILL ASSIST IN CONDUCTING THE GAMES

Name of Member	Residence Address	Age
PATRICIA GRANLEY	501 6 TH AVE BELMAR, NJ 07719	78

Part I NAMES OF OTHER ORGANIZATIONS WHOSE MEMBERS WILL ASSIST IN CONDUCTING THE GAMES

Name and Address of Organization	How Related	Identification Number

Part J STATEMENT OF APPLICANT AND MEMBER(S) IN CHARGE

STATE OF NEW JERSEY }
 COUNTY OF } s.s.:

We do hereby each make the following statement, under oath, with respect to the foregoing application :

- The applicant (is) (is not) limited in its activities to the furtherance of one or more authorized purposes as defined in the Raffles Licensing Law.
- Prior to the issuance of any license to it to conduct games of chance the applicant was actively engaged in serving one or more "authorized purposes".
- The applicant has received and used, and in good faith expects to continue to receive and use, to further one or more authorized purposes, funds from sources other than games of chance.
- The conduct of the games on the occasion or occasions for which this application is made will be to raise and devote the entire net proceeds to the authorized purpose described in the application.
- For each occasion for which a license is sought, one or more of the members listed who are familiar with the Raffles Licensing Law, and the Rules and Regulations, will be in full charge of, and primarily responsible for, conduct of the games.
- No commission, salary, compensation, reward, or recompense will be paid to any person for holding, operating or conducting or assisting in the holding, operation or conducting, of the games; except to bookkeepers or accountants for professional services not exceeding the amounts fixed by the Schedule of Fees, no prize will be offered and given in cash, except as otherwise provided by the Raffles Licensing Law, or of greater value than is provided in said law.
- All statements in the foregoing application are true.

Sworn to and subscribed before me this:

7th day of July 2015
 Carol Green DeBartolo
 Notary Public

Patricia Granley
 Signature of Officer, and Title
 Patricia Granley
 Member in Charge
[Signature]
 Member in Charge
 Member in Charge

(SEAL OF NOTARY)
 CAROL GREEN DEBARTOLO
 ID # 2002803
 My Commission Expires 9/27/2015

Applicant's registration slip from the Control Commission must be presented to the Municipal Clerk with this application.

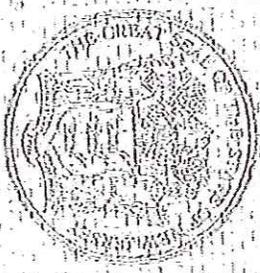
Pursuant to N.J.S.A. 5:3-6, a Legalized Games of Chance Control Commission Registration is hereby issued to:

Effective date: 01/01/2014

Expiration date: 12/31/2015

Registration identification: 30-1-280

St. Rose Church
603 7TH AVE
BELMAR, NJ 07719



New Jersey Office of the Attorney General
Division of Consumer Affairs
Legalized Games of Chance Control Commission
Registration

Name of organization on application and license must be the same as it appears on this registration.
This Registration Certificate may only be utilized by the above-named organization.

Mail to:

ST ROSE CHURCH
603 7TH AVE
BELMAR, NJ 07719
Attn:

Edward F. Barrett, Secretary
Legalized Games of Chance Control Commission

Application for Raffles License

Application No. RA: 2015-15...

Identification No. 30-1-280

Insert name of Municipality LAKE COMO

Prepare 4 copies of application. One copy will be returned.

Part A GENERAL

1. Name of applying organization ST. ROSE CHURCH

2. a. Street address of headquarters 703 7th AVE BELMAR, NJ 07719

b. Mailing address (if different)

3. A license is requested to conduct raffles of the kind stated on the date, or on each of the dates, and during the hours listed (use a separate application for each type of raffle).

Date	Hours	Date	Hours
9/26/15	2-8 pm		

4. Address of place where Raffles will be played 703 10th AVE LAKE COMO NJ 07719

5. Does the applicant own the premises or regularly occupy them for its general purposes? Yes No

6. If raffles equipment is rented, attach statement of raffles equipment lessor to application on Form 13.

Part B QUALIFICATION OF APPLICANT

- Is this the first time the applicant has applied for a license in this municipality? Yes No
- If not, has there been any change in the applicant's certificate of incorporation, charter, constitution or by-laws since the latest application was made? Yes No
- If applicant is unincorporated, state number of members: _____ members.

Part H MEMBERS OF APPLICANT WHO WILL ASSIST IN CONDUCTING THE GAMES

Name of Member	Residence Address	Age
PATRICIA GRANEY	501 6 th AVE, BELMAR, NJ 07719	78

Part I NAMES OF OTHER ORGANIZATIONS WHOSE MEMBERS WILL ASSIST IN CONDUCTING THE GAMES

Name and Address of Organization	How Related	Identification Number

Part J STATEMENT OF APPLICANT AND MEMBER(S) IN CHARGE

STATE OF NEW JERSEY
COUNTY OF

} s.s.:

We do hereby each make the following statement, under oath, with respect to the foregoing application :

- The applicant (is) (is not) limited in its activities to the furtherance of one or more authorized purposes as defined in the Raffles Licensing Law.
- Prior to the issuance of any license to it to conduct games of chance the applicant was actively engaged in serving one or more "authorized purposes".
- The applicant has received and used, and in good faith expects to continue to receive and use, to further one or more authorized purposes, funds from sources other than games of chance.
- The conduct of the games on the occasion or occasions for which this application is made will be to raise and devote the entire net proceeds to the authorized purpose described in the application.
- For each occasion for which a license is sought, one or more of the members listed who are familiar with the Raffles Licensing Law, and the Rules and Regulations, will be in full charge of, and primarily responsible for, conduct of the games.
- No commission, salary, compensation, reward, or recompense will be paid to any person for holding, operating or conducting or assisting in the holding, operation or conducting, of the games; except to bookkeepers or accountants for professional services not exceeding the amounts fixed by the Schedule of Fees, no prize will be offered and given in cash, except as otherwise provided by the Raffles Licensing Law, or of greater value than is provided in said law.
- All statements in the foregoing application are true.

Sworn to and subscribed before me this:

13th day of July 2015
Carol Green DeBartolo
Notary Public

Mr. [Signature] PASTOR
Signature of Officer, and Title

Patricia Graney
Member in Charge

[Signature]
Member in Charge

CAROL GREEN DEBARTOLO
ID # 2002803
My Commission Expires 9/27/2015

Member in Charge

Member in Charge

RESOLUTION 2015-96
RESOLUTION AUTHORIZING THE BOROUGH OF LAKE COMO TO
PARTICIPATE IN INTRA-COUNTY MUTUAL AID AND ASSISTANCE
AGREEMENTS WITH PARTICIPATING UNITS
IN THE COUNTY OF MONMOUTH

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. Seq., (“Act”) provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, emergency medical service, fire departments, fire companies, or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD-5), directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (“NIMS”), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, “The New Jersey Civilian Defense and Disaster Control Act” App.A9-33 et. seq., provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency; and

WHEREAS, The Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the “Fire Service Resource Emergency Deployment Act,” N.J.A.C. 52:14E-11 et. seq., commonly referred to as the “Fire Service Resource Emergency Deployment Regulations” N.J.A.C. 5:75A et. seq.; and

WHEREAS, the Mayor and Council of the Borough of Lake Como deem it to be in the best interests of the Borough of Lake Como to enter into Mutual Aid and Assistance Agreements with governmental entities throughout Monmouth County and all of their departments,

authorities, boards, commissions and other functions under the auspices of each participating governmental entity including but not limited to, law enforcement, public works, emergency medical services, emergency management, human services, hazardous materials response units technical or special operations teams, Community Emergency Response Team ("CERT") members, Medical Reserve Corps ("MRC") members or other volunteers and other jurisdictions defined "local governments" in the Homeland Security Act of 2002; and

WHEREAS, N.J.S.A. 40A: 14-26 AND 156.1 et seq. has authorized interjurisdictional mutual aid; and

WHEREAS, the Mayor and Council of the Borough of Lake Como and the Participating Units recognize the benefit of entering into an Agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire, civil unrest, hazardous material, major criminal or emergency events, natural and man-made disaster or catastrophe and to address those situations when additional aid and assistance is needed to protect the best interests of the persons and property of each individual jurisdiction.

NOW, THEREFORE, BE IT RESOLVED that the Intra-County Mutual Aid and Assistance Agreements between the Borough of Lake Como and Participating Units be and are hereby accepted.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk/Administrator are authorized to execute the Intra-County Mutual Aid and Assistance Agreements once they have been authorized and executed by each Participating Unit.

BE IT FURTHER RESOLVED that the Borough Clerk/Administrator forward a certified true copy of this resolution to the Monmouth County Sheriff; Office of Emergency Management Coordinator; and Lake Como Emergency Management Team.

Dated: July 21, 2015

Brian T. Wilton
Mayor

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

**EMERGENCY INTRACOUNTY MUTUAL AID AND ASSISTANCE AGREEMENT
BETWEEN PARTICIPATING UNITS**

THIS AGREEMENT is made between the parties set forth on Schedule A (attached hereto) all of which are governmental entities within Monmouth County, New Jersey and all of its departments, authorities, boards, commissions and other functions under the auspices of the governmental entity including, but not limited to, law enforcement, public works, emergency services, emergency management, human services, hazardous materials responses units/technical or special operations teams, Community Emergency Response Team (CERT) members, Medical Reserve Corps (MRC) members or other volunteers and other jurisdictions defined as "local governments" in the Homeland Security Act of 2002. Hereinafter the parties may be referred to as "Participating Units", "Requesting Units" or "Responding Units".

WHEREAS, the President in Homeland Security Directive (HSPD - 5), directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, "The New Jersey Civilian Defense and Disaster Control Act" App.A9-33 et. seq, provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency; and

WHEREAS, the State of New Jersey adopted the "Fire Service Resource Emergency Deployment Act," N.J.S.A. 52:14E-11 et. seq., to establish a mechanism for the coordination of fire service resources throughout the State to facilitate a quick and efficient response to any emergency incident or situation that requires the immediate deployment of those resources in order to protect life and property from the danger or destruction of fire, explosion or other disaster; and

WHEREAS, the Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules commonly referred to as the "Fire Service Resource Emergency Deployment Regulations" N.J.A.C. 5:75A et. seq, and N.J.A.C. 5:75 A-2.2 specifically requires each municipality or fire district to adopt a local fire mutual aid plan; and

WHEREAS, N.J.S.A. 40A: 14-26 and 156.1 et seq has authorized interjurisdictional mutual aid; and

WHEREAS, an emergency responder is defined as anyone employed by, contracted to provide services to or otherwise affiliated with the Participating Units and possessing special skills, qualifications, training, knowledge and experience beneficial to the mitigation of disaster situations; An emergency responder includes, but is in no way limited to, the following: hazardous materials response officials, law enforcement officers, fire fighters, emergency medical services personnel, physicians, nurses, other public health personnel, emergency management personnel, public works personnel, those persons with specialized equipment operations skills or training or any other skills needed to provide aid in a declared emergency.

WHEREAS, the Participating Units recognize the benefit of entering into an agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire,

civil unrest, hazardous material, major criminal or emergency events, natural and man-made disaster or catastrophe and to address those situations when additional aid and assistance is needed to protect the best interests of the persons and property in each individual jurisdiction.

WHEREAS, on November 14th, 2013, the County of Monmouth became a participant in the Statewide Inter-County Mutual Aid and Assistance Agreement.

WITNESSETH:

In consideration of the mutual benefits and covenants contained in this agreement, the Participating Units respectively agree as follows:

1. **Mutual Aid and Assistance.** Upon the request as provided herein, the Participating Units shall provide mutual aid and assistance to each other. Mutual Aid and Assistance shall include the following:
 - a. Rendering of aid and assistance, including pre-established immediate response or other support, i.e. providing sheltering of the Requesting Units population, by one or more Participating Units to an emergency scene under the control and/or jurisdiction of another Participating Unit, said emergency may include but not to be limited to fire, civil unrest, hazardous material, major criminal or emergency events, natural and man-made disaster or catastrophe affecting the environment.
 - b. Rendering of aid and assistance by one or more Participating Units to another Participating Unit to serve as supplemental reserve protection in the Requesting Unit's jurisdiction while the Requesting Unit is on an emergency call and/or otherwise currently unable to address the emergency service needs in its jurisdiction.
 - c. Participating in training exercises with other participating units, where the purpose of such training exercises is to coordinate and prepare for fire, civil unrest, hazardous material, major emergency, natural disaster, environmental disaster and/or other emergency situations that are a threat to life or property.
2. **Requests for Mutual Aid and Assistance.**
 - a. Each Participating Unit within the applicable Annexes or Emergency Support Functions of their Emergency Operations Plan shall address mutual assistance to the levels they deem acceptable when measured against potential risks and shall be based on available resources at the time a request is made. Said information shall be updated with the quadrennial submission of said Emergency Operations Plan or on a more frequent basis as needed to the Monmouth County Office of Emergency Management.
 - i. All Local Fire Mutual Aid Plans shall be in compliance with the New Jersey Fire Service Emergency Deployment Rules N.J.A.C. 5:75A et seq, specifically N.J.A.C. 5:75A-2.2
 - ii. The County Emergency Management Coordinator, County Fire Coordinator, the County EMS Coordinator, the County Director of Public Works and Engineering or the County Prosecutor, where appropriate, will implement mutual aid provisions in accordance with the County EOP or

other response plans for agencies/jurisdiction failing to cover this in their EOP's or submitting plans as required in section 2a.

- b. Requests for mutual aid should be made by the on-scene incident commander or through the jurisdiction's emergency operations center to the Monmouth County Communications Center who will notify the Responding Unit's dispatch center.

- i. The request to the Responding Unit shall include the following:

1. The type and extent of services requested,
 2. The staging location,
 3. A designated communications frequency for mutual-aid units to contact the Requesting Unit for further instructions.

- ii. The on-scene incident commander or the emergency operations center of the Requesting Unit shall formally release the Responding Unit from the incident scene once it has been determined that the Responding Unit's services are no longer needed for the incident period.

3. **Tactical Command and Authority at Emergency Scene.** The Incident Commander of the Requesting Unit shall have overall command authority of all Participating Units at the scene of the emergency. Participating Units shall operate in compliance of the State Incident Management System N.J.A.C. 5:73-1.6(b).

- a. If a Responding Unit responds to the scene of an emergency located within a jurisdiction that does not possess the capabilities of the Responding Unit, then the Responding Unit's officer in charge must coordinate with the Incident Commander of the Requesting Unit to expand incident management structure through established policies and procedures.

4. **Reimbursement of Expenses.** Any reimbursement or replacement shall not be construed as payment or consideration for making the mutual aid and assistance response but only as an effort to compensate a Responding Unit for its actual costs incurred.

- a. In the event of a federally declared disaster:

- i. To be eligible for reimbursement by FEMA, the mutual aid assistance should have been requested by a Requesting Entity in accordance with paragraph 2; be directly related to a presidentially declared emergency or major disaster, or declared fire; used in the performance of eligible work; and the costs must be reasonable. This written agreement between Requesting Entities and Providing Entities stipulates the Providing Entity may be reimbursed through the Requesting Entity. Requesting Entities should document and claim eligible costs of the Providing Entity, pursuant to the terms and conditions of the mutual aid agreement and requirements of FEMA Policy 9523.6, on its sub grant application and agree to disburse the federal share of funds to the Providing Entity.

- b. If consumable goods (e.g. disposable personal protection equipment, fuel, chemical substances, crowd control gases, water additives, sterilized medical equipment) are used in response to the incident by a Responding Unit at a mutual

aid and assistance response which will cause the Responding Unit to incur an expenditure to replace the same, the Requesting Unit shall replace or reimburse the Responding Unit the actual cost for the expenditure involved or pursuant to an annual cost recovery resolution adopted by the governing body of the Responding Unit, but in no case more than 110% of actual cost.

- i. In order for the Requesting Unit to repair or replace the consumed goods, the Responding Unit must submit an invoice within thirty (30) days of the event for the cost of the goods to the Requesting Unit.
- c. If equipment (e.g. aerial lift, ambulance, backhoe, excavator, generator, hazardous materials trailer, truck-mounted snow plow with truck) is used in response to the incident by a Responding Unit at a mutual aid and assistance response which will cause the Responding Unit to incur an expenditure, the Requesting Unit shall reimburse the Responding Unit the rate dictated in the FEMA Schedule of Equipment Rates or previously agreed upon actual rate. If the equipment is not included the FEMA Schedule, the Requesting and Responding units agree to determine a reasonable hourly or daily rate.
 - i. In order for the Requesting Unit to recover the cost to use the equipment, the Responding Unit must submit an invoice within thirty (30) days of the event with the length of time the equipment was used times the established rate to the Requesting Unit.
- d. If personnel (e.g. hazardous materials technician, law enforcement officer, firefighter, paramedic, or any other employee who may fall under the jurisdictions' authority) are used in response to the incident by a Responding Unit at a mutual aid and assistance response which will cause the Responding Unit to incur an expenditure, the Requesting Unit shall reimburse the Responding Unit at the median hourly rate published by the State of New Jersey's Department of Labor and Workforce Development's Occupational Employment Statistics tool or previously agreed actual rate¹ or at the hourly rate that is established by the Responding Unit's Collective Bargaining Agreement(s), applicable salary ordinance or affective pay scales and shall, when applicable, shall include all Fringe Benefits as stated in the listed document. In the event that the Responding Unit utilizes personnel that are not normally assigned to work at the time their assistance is requested (e.g. calling in off-duty personnel), the Requesting Unit shall be responsible for the additional overtime rate.
 - i. In order for the Requesting Unit to recover the cost of personnel, the Responding Unit must submit an invoice within thirty (30) days of the event with the number of hours work was performed multiplied by the median hourly rate for each personnel type to the Requesting Unit.
- e. In the event of a hazardous materials incident, the Responding Unit may directly invoice the party responsible (e.g. a chemical plant) instead of the Requesting Unit for the cost of consumable goods, equipment, and/or personnel following the aforementioned rate structure. Said invoice must be submitted to the Responsible

¹ http://lwd.dol.state.nj.us/labor/lpa/LMI_index.html

Party, and copied to the Requesting Unit, within thirty (30) days of the event. If, after ninety (90) days, the invoice remains unpaid, the Requesting Unit shall, at the request of the Responding Unit, issue a local summons pursuant to the local Spill Reimbursement Ordinance adopted as part of this agreement.

- f. This Agreement applies when there is no other mutual aid agreement between the participating parties or otherwise supersedes existing mutual aid agreements when: 1) there has been an Emergency Proclamation issued for the County by the Governor, the County or City the Government authorities; 2) by the activation of the State or County Emergency Operations Center to coordinate the emergency response; or, 3) when an NIMS Incident Commander has been established for the emergency.
 - g. Participating Units, when possible, will be reimbursed in accordance with the Spill Compensation Control Act (N.J.A.C. 7:1E-5.3/N.J.S.A. 58:10-23.11e).
 - h. This agreement recognizes the provisions as required by New Jersey Civilian Defense & Control Act App.9-33 et seq. and specifically Emergency Medical Services N.J.S.A.26:2K-60.
5. **Limitation of Providing Mutual Aid and Assistance.** Nothing contained in this Agreement shall be construed to require a Participating Unit to make a mutual aid and assistance response if the response will leave the Participating Unit's jurisdiction without sufficient police, fire, ambulance and/or emergency protection.
 6. **Communication and Coordination.** The Emergency Management Coordinator of Monmouth shall be responsible for maintaining an update list of all contact information for all signatories.
 7. **Death or Disability.** If any member of a Participating Unit suffers injury or death at the scene of a mutual aid and assistance emergency or training exercise, the member or the member's designee or legal representative shall be entitled to all salary, pension rights, worker's compensation and other benefits to which the member would be entitled if injury or death occurred in the performance of duties within the jurisdiction of the Participating Unit in accordance to N.J.S.A.40A: 14-26. Said rights, benefits and compensation shall be paid by the Participating Unit and not by the Requesting Unit. Each Participating Unit shall be individually responsible for providing adequate benefits, coverage and compensation for its members.
 8. **Members Authority.** The members of each Participating Unit making a mutual aid and assistance response shall have the same powers and authority as the members of a Requesting Unit at the scene of an emergency in accordance with N.J.S.A. 40A: 14-156.2. Said members of a Participating Unit shall also have, while so acting, such rights and immunities as they would otherwise enjoy in the performance of their normal duties within their own jurisdiction.
 9. **Liability Insurance.** Each Participating Unit shall maintain adequate liability insurance, the minimum limits of which shall be \$1 million. Additionally, the Requesting Unit agrees to hold harmless and defend a Participating Unit in the event of any lawsuit arising out of such assistance. On an annual basis, all Participating Units are to provide the County Emergency Management Coordinator with a Certificate of Insurance supporting the existence of the required insurance, referencing this agreement.

10. **Indemnity**. To the fullest extent permitted by law, a Responding Participating Unit shall indemnify and hold harmless the other Participating Units, its agents, servants, officers, officials and employees, or any of them, from and against any and all claims, damages, losses, and expenses including, but not limited to, reasonable attorney's fees and other legal, arising out of or resulting from the performance or provision of services required under this Agreement, provided that same is caused in whole or part by the negligent act, error, omission, failure to act, or willful misconduct of the Responding Unit, its agents, servants, officers, officials, employees.

The Unit shall submit a report to all other Participating Units within forty-eight (48) hours of learning of any incident resulting in damage or which is reasonably likely to result in a claim of damage.

11. **Term; Withdrawal**. This Agreement shall commence upon signing by each of the Participating Units and shall continue in full force and effect indefinitely so long as there are at least two (2) Signatories. Any Participating Unit may withdrawal from this Agreement by providing all other Participating Units and the Monmouth County Office of Emergency Management with sixty (60) days advanced written notice of withdrawal, clearly specifying the applicable date of withdrawal. In the event of withdrawal by any Participating Unit, this Agreement will continue in full force and effect for all remaining Participating Units.
12. **Legal Authority**. This Agreement for mutual aid and assistance is expressly made in accordance with N.J.S.A. 40A: 14-26 and 156.1 et seq.
13. **Entire Agreement**. This agreement constitutes the entire understanding between the Participating Units. This Agreement supersedes all communications, representations or prior agreements, oral or written, between Participating Units with respect to the subject matter hereof.
14. **Execution of Agreement**. Upon execution of this agreement, all signatories become mutual aid partners amongst all other executed entities.
15. **Preclusion of Double Benefit**. Should any entity covered under this agreement receive benefits that would otherwise cover the costs of services, the requesting entity may not be responsible to cover costs associated with the request.

Cost Recovery Quick Reference Guide

Assistance Provided by Responding Unit	Source to Calculate Cost	Method of Obtaining Payment from Requesting Unit
Consumable Goods	Actual cost	Submit invoice with proof of actual cost
Equipment	FEMA Schedule of Equipment Rates or previously agreed upon actual rates	Submit invoice with length of time in use times published or agreed upon rate
Personnel	State of New Jersey Department of Labor and Workforce Development's Occupational Employment Statistics tool or the hourly rate that is established by the Responding Unit's Collective Bargaining Agreement(s), applicable salary ordinance or affective pay scales and shall, when applicable, shall include all Fringe Benefits as stated in the listed document.	Submit invoice with hours worked by each type of personnel times the median hourly rate or previously agreed upon rate

RESOLUTION 2015-105

**BOROUGH OF LAKE COMO, COUNTY OF MONMOUTH, STATE OF NEW JERSEY
RESOLUTION SUPPORTING PARTICIPATION IN THE
SUSTAINABLE JERSEY® MUNICIPAL CERTIFICATION PROGRAM**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, The Borough of Lake Como strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, The Borough of Lake Como hereby acknowledges that the residents of The Borough of Lake Como desire a stable, sustainable future for themselves and future generations; and

WHEREAS, The Borough of Lake Como wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically sound, local government practices; and

WHEREAS, by endorsing a sustainable path The Borough of Lake Como is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of The Borough of Lake Como, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community.

NOW THEREFORE BE IT RESOLVED, that to focus attention and effort within The Borough of Lake Como on matters of sustainability, The Borough of Lake Como Mayor and Council wish to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, by the Mayor and Council of The Borough of Lake Como that Councilman John J. Carvelli is authorized to serve as The Borough of Lake Como's agent for the Sustainable Jersey Municipal Certification process and to take any and all steps reasonably necessary to complete the Municipal Registration on behalf The Borough of Lake Como.

Adopted at a regular meeting of the Mayor and Council of the Borough of Lake Como.

Dated: July 21, 2015

Brian T. Wilton
Mayor

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

**BOROUGH OF LAKE COMO
RESOLUTION NO. 2015-106**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the Fiscal Year 2014 has been filed by a Registered Municipal Accountant with the Borough Clerk as per the requirements of N.J.S.A.40A:506, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S.52:2788-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

WHEREAS, the Members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

as evidenced by the group affidavit form of the governing body, and

WHEREAS, such Resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the Local Governing Body to the penalty provisions of R.S.52:2788-52 to wit:

R.S.52-2788-52 - "a local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE RESOLVED that the Mayor and Council of the Borough of Lake Como hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submits certified copy of this Resolution and the required affidavit to said board to show evidence of said compliance.

Dated: 7/21/15

Brian T. Wilton
Mayor

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



Borough of Lake Como

1740 Main Street, P.O. Box 569 • Lake Como, New Jersey 07719-0569
(732) 681-3232 • FAX (732) 681-8981

Brian T. Wilton
Mayor

Louise A. Mekosh
Borough Clerk/Administrator

MEMO TO: Mayor and Council

FROM: Louise A. Mekosh, RMC, CMC, CMFO *LAM*
Borough Clerk/Administrator

DATE: 7/16/15

RE: Corrective Action Plan

C: R. Allison, Municipal Auditor
C. Zapicchi, Assistant Director, DLGS

Attached please find the Corrective Action Plan for the audit year ending 12/31/14. If you have any questions or concerns please call me.

Finding 2014-01: During the audit we noted the Borough did not properly reconcile payroll taxes payable to the payroll agency bank reconciliation.

Response: The Borough reconciles based on the reports provided by ADP Payroll processing during its monthly bank reconciliations. Normally, if there is a change in a payroll record, it may be corrected in the following payroll which may carry over one month, however, is reconciled prior the ending of the following month with the payroll reports.

Finding 2014-02: During the audit the Borough did not report pensionable wages from a retro pay to the NJ Division of Pensions and Benefits.

Response: The Finance Officer will contact the Division of Pensions regarding this. Pension was not taken from the employees who received retroactive pay. When this is corrected an additional deduction will have to be taken from the employees for reporting the retroactive pay.

Finding 2014-03: During the audit of the Municipal Court revenue an unexplainable decrease in court revenues compared to an increase in tickets issued by the Borough was noticed.

Response: There have been several meetings with the Police Chief and Court Administrator. The findings are that there is a large number of time payments being allowed in the Court. To

remedy this, the Finance Office is going to look into getting a credit card machine to allow credit card payments, which should decrease the number of time payments.

2014-04: The Borough did not maintain a proper general ledger for the current fund.

Response: The Borough Administrator, Mayor and Auditor have met, and the Borough will have an outside Accountant assist the finance office in setting up the proper general ledger and will maintain the general ledger activity.

Finding 2014-05: Trust Fund and General Capital Fund accounting is not part of the Borough's accounting system of Edmunds.

Response: This will be set up with the assistance of the outside accountant.

Finding 2014-06: There was an over expenditure of Current Fund Appropriations.

Response: Edmunds system is utilized to encumber funds prior to any purchase. The Finance Officer will go over the purchasing procedures with staff to make sure it doesn't happen in the future.

Finding 2014-07: Department of Transportation grants in the general capital fund are not being reconciled or posted to general ledger properly.

Response: This will be set up with the assistance of an outside accountant.

Finding 2014-08: Ordinance # 93-584 in the Borough's general Capital Fund has a cash deficit in excess of five years old.

Response: The Borough will utilize money in the Capital Improvement fund to pay towards the outstanding amount and fund in the Budget to pay off the remaining balance.

Finding 2014-09: The Borough does not maintain a fixed assets accounting and reporting system that has a subsidiary ledger.

Response: The Borough has a Fixed Assets log which logs all purchases and deletions, however, the items are not tagged. The Borough will have someone perform an inventory of items and tag the items to comply with the Fixed Assets requirement.

Finding 2014-10: Bonds or Notes in the General Capital were not authorized due to cancellation of certain grant receivables that were originally funded by these improvement authorizations.

Response: The Borough will cancel the improvement authorizations.

Finding 2014-11: The Borough ended 2014 with a deficit in operations in the current fund in the amount of \$32,795.46.

Response: This was a result of the emergencies that occurred in the Police and Legal appropriations and a reduced revenue in Court and other revenue items.

Resolution 2015 – 107

Be it resolved by the Mayor and Council of the Borough of Lake Como that the proper officers be directed and authorized to make payment from the following accounts:

CURRENT ACCOUNT:

	Per Attached Bill List		\$299,615.13
3633	J. Ford Electric	Reserve for FEMA	<u>13,300.00</u>
			\$312,915.13

WATER/SEWER ACCOUNT:

	Per Attached Bill List		\$312,576.20
	CME Associates	Ord14-896	5,010.00
	CME Associates	Ord14-896	9,008.25
1897	LC Current Account	Utility Cap Fund	45,774.00
1898	LC Current Account	Utility Operating Fund	50,561.45
	NJ Amer. Water Co.	Ord14-896	<u>15,951.00</u>
			\$438,880.90

PAYROLL ACCOUNT:

3631	Employee Payroll Dated 6/16/15		\$ 72,090.17
1893	Employee Payroll Dated 6/16/15		15,464.42
1052	Employee Payroll Dated 6/16/15		17,144.64
1131	Employee Payroll Dated 6/16/15		160.49
3641	Employee Payroll Dated 7/1/15		62,322.86
1896	Employee Payroll Dated 7/1/15		25,799.72
1053	Employee Payroll Dated 7/1/15		7,958.69
1192	Employee Payroll Dated 7/1/15		122.72
1132	Employee Payroll Dated 7/1/15		160.48
3643	Employee Payroll Dated 7/15/15		72,750.42
1899	Employee Payroll Dated 7/15/15		13,570.28
1054	Employee Payroll Dated 7/15/15		4,100.22
1133	Employee Payroll Dated 7/15/15		160.48
Wire	State of New Jersey – PFRS		24,060.15
Wire	State of New Jersey – PERS		<u>5,604.83</u>
			\$321,470.57

TOURISM ACCOUNT:

1192	LC Payroll Account		\$ 122.72
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TRAFFIC ACCOUNT:

1052	LC Payroll Account	\$ 17,144.64
1053	LC Payroll Account	7,958.69
1054	LC Payroll Account	<u>4,100.22</u>
		\$ 29,203.55

FIRE PREVENTION:

1131	LC Payroll Account	\$ 160.49
1132	LC Payroll Account	160.48
1133	LC Payroll Account	<u>160.48</u>
		\$ 481.45

REDEMPTION ACCOUNT:

1098	TWR as Cust for Ebury Fund	\$ 8,888.88
1099	Tower as Cust for Ebury Fund	2,208.04
1100	US Bank Cust For PC5 Sterling National	<u>1,107.16</u>
		\$ 4,204.08

PREMIUM ACCOUNT:

1061	TWR as Cust for Ebury Fund	\$ 9,000.00
1062	Tower as Cust for Ebury Fund	1,800.00
1063	US Bank Cust For PC5 Sterling National	<u>1,200.00</u>
		\$ 12,000.00

DOG LICENSE ACCOUNT:

1062	NJ Dept of Health	\$ 7.20
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Dated: July 21, 2015

Brian T. Wilton, Mayor

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

July 20, 2015
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Borough of Lake Como
Purchase Order Status Report by P.O. Number

Range: First to Last
P.O. Type: All
Format: Condensed
Include Non-Budgeted: Y
Include Revenue: Y

First Enc Date Range: to 07/20/15

Open: N Rcvd/Prv/Held: Y Paid: N Void: N Deleted: N
Bid: Y State: Y Other: Y Exempt: Y AS of date: 07/20/15

PO #	PO Date	Vendor	Description	R/A/H	Amount
15-00131	02/17/15	AMERICAN WATER WORKS ASSOC	MEMBERSHIP DUES		85.00
15-00405	05/26/15	RIO SUPPLY, INC D/B/A SLC MET	WATER METERS		3,120.00
15-00429	06/03/15	TAYLOR HARDWARE	JUNE PURCHASES		249.76
15-00430	06/08/15	POSTMASTER, BELMAR	PO BOX RENTAL FEE		55.00
15-00436	05/20/15	USA BLUEBOOK	APWA BLUE PAINT		77.46
15-00438	05/13/15	GARDEN STATE LABORATORIES, INC	WATER ANALYSIS		340.00
15-00443	06/08/15	JEANNETTE JIMENEZ	CLEANING SERVICE JUNE		621.00
15-00445	06/08/15	RICOH USA, INC.	COPY MACHINE LEASE JUNE		456.58
15-00446	06/08/15	AMCO PEST SERVICES, INC.	PEST CONTROL JUNE		110.00
15-00450	06/01/15	WINTRUST CAPITAL	CAD LEASE PAYMENT		698.47
15-00453	05/31/15	ONE CALL CONCEPTS	ONE CALL		58.34
15-00456	06/09/15	SO. MONMOUTH REG. SEWAGE AUTH.	SEMI ANNUAL I&I PROJECT PAYMEN		68,232.97
15-00457	06/09/15	SO. MONMOUTH REG. SEWAGE AUTH.	SEWER USE CHARGE 3RD QUARTER		114,009.04
15-00458	06/09/15	LAKE COMO SEWER RENT RESERVE	DEPOSIT TO SEWER RENT RESERVE		2,280.18
15-00467	06/16/15	LAKE COMO PAYROLL ACCOUNT	EMPLOYEE PAYROLL 6/17/15		87,554.59
15-00470	06/23/15	VERIZON	TELEPHONE SERVICE		1,254.19
15-00471	06/23/15	FORD MOTOR CREDIT COMPANY	2014 FORD CAR PAYMENT		4,870.37
15-00472	06/23/15	VERIZON WIRELESS	POLICE CELL PHONE/AIRCARDS		237.12
15-00474	06/23/15	JCP&L	STREET LIGHTING		1,721.65
15-00477	06/23/15	US LIFE INS	DPW DENTAL		254.76
15-00480	06/25/15	CABLEVISION	DPW OPT ONLINE		59.95
15-00481	06/25/15	JCP&L	ELECTRIC SERVICE		7.53
15-00482	05/26/15	NEOFUNDS BY NEOPST	POSTAGE		904.04
15-00483	06/03/15	GARDEN STATE LABORATORIES, INC	WATER ANALYSIS		207.00
15-00485	06/30/15	NJ NATURAL GAS CO	GAS SERVICE		113.38
15-00490	06/30/15	VERIZON	TELEPHONE SERVICE		137.47
15-00495	06/30/15	LAKE COMO PAYROLL ACCOUNT	EMPLOYEE PAYROLL 7/1/15		88,122.58
15-00497	06/10/15	NJ WATER SUPPLY AUTHORITY	RAW WATER SUPPLY		9,270.09
15-00500	06/23/15	RIO SUPPLY, INC D/B/A SLC MET	WATER METERS		3,120.00
15-00502	07/01/15	STATE OF NJ PENSIONS&BENEFITS	EMPLOYEE GROUP INS JULY		30,545.85
15-00503	07/01/15	CHASE BANK C/O DEPOSITORY TRST	PAYMENT OF BOND PRINCIPAL		40,000.00
15-00504	07/01/15	CHASE BANK C/O DEPOSITORY TRST	INTEREST ON BONDS		1,760.00
15-00506	07/01/15	JCP&L	ELECTRIC SERVICE		1,257.11
15-00507	06/29/15	STAPLES	BROTHER BLACK CARTRIDGE		72.99

July 20, 2015
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Borough Of Lake Como
Purchase Order Status Report by P.O. Number

PO #	PO Date	Vendor	Description	R/A/H Amount
15-00508	07/01/15	PENSION ADJUSTMENT FUND	PENSION ADJUSTMENT 2015	4,570.44
15-00509	07/10/15	NEPOST/MAIL FINANCE	POSTAGE METER LEASE	240.72
15-00513	06/30/15	THE COAST STAR	LEGAL ADVERTISING	38.32
15-00514	07/01/15	NJ DCA-DEPT OF COMMUNITY AFFAI	DCA FEES APR-MAY-JUNE	803.00
15-00518	07/09/15	POSTMASTER, BELMAR	POSTAGE	19.99
15-00519	07/13/15	CABLEVISION	POLICE OPT ONLINE	119.95
15-00522	06/08/15	NEW JERSEY AMERICAN WATER CO.	PURCHASE OF WATER MAY 2015	21,832.60
15-00523	07/14/15	NEW JERSEY AMERICAN WATER CO.	PURCHASE OF WATER JUNE 2015	34,355.28
15-00524	07/14/15	LAKE COMO PAYROLL ACCOUNT	EMPLOYEE PAYROLL 7/15/15	86,320.70
15-00527	07/17/15	VERIZON	TELEPHONE SERVICE	1,381.84
15-00528	07/17/15	VERIZON WIRELESS	POLICE CELL PHONE/AIRCARDS	237.33
15-00529	07/17/15	TREASURER-STATE OF NEW JERSEY	NJ SAFE DRINKING WATER	360.00
15-00530	07/17/15	AT&T	LONG DISTANCE SERVICE	46.69

Total Purchase Orders: 47 Total P.O. Line Items: 166

Total R/A/H Amount: 612,191.33

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
	5-10	299,615.13	0.00	0.00	299,615.13
	5-20	312,576.20	0.00	0.00	312,576.20
Total of All Funds:		<u>612,191.33</u>	<u>0.00</u>	<u>0.00</u>	<u>612,191.33</u>

Proclamation

"No one can give a community a richer gift than a generous part of a precious lifetime"

WHEREAS, recreational sports are a very important part of a child's development, teaching good sportsmanship, decision making, and overall development of character; and

WHEREAS, Kris VanSchoick has selflessly given many years of service to the Belmar Avon Lake Como Little League and has played a vital role in shaping many young athletes into responsible members of society; and

WHEREAS, Kris VanSchoick served as President of the Little League for eight years, Vice President for two years, coach of the Little League for 12 years as well as coaching Recreation Basketball for nine years; and

WHEREAS, on behalf of the Borough of Lake Como, we thank you for showing exemplary pride in working with all the athletes and coaches as well as making a difference in so many of our town's children.

NOW, THEREFORE, BE IT PROCLAIMED, by the Mayor and Council of the Borough of Lake Como, on behalf of the athletes, parents and coaches of the Belmar~Avon~Lake Como Little League that Kris VanSchoick is hereby honored for his loyal and dedicated service and that the Borough of Lake Como wishes to extend our heartfelt gratitude to Kris and the entire VanSchoick family for the sacrifices you have made. May you find many enjoyable years with your family and know you will always be remembered for the difference you have made in so many lives.

Dated: July 21, 2015

Brian T. Wilton, Mayor

BOROUGH of LAKE COMO



POLICE DEPARTMENT

TO: Chief Fred W. Hope
FROM: LT. Joseph M. Oleszkiewicz
SUBJECT: A.B.C. License Renewal
DATE: July 10th, 2015

This report is an in-depth investigation of the A.B.C. licensed premises in the Borough of Lake Como. This report includes the number and type of calls that this department has responded to, since the last renewal (6/13/14 – 6/30/15).

Each and every licensed owner/establishment was email directions on the new State of New Jersey A.B.C. license renewal process on June 4th, 2015 from Borough Administrator Louise Mekosh.

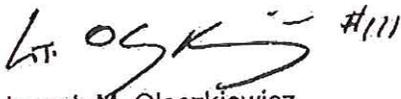
There are presently nine A.B.C. licenses in the Borough of Lake Como. Six of the nine licenses are for bar/tavern establishments. One license is currently "Deactivated". The remaining three are for package/retail liquor stores.

All A.B.C. establishments should be reminded to register all of their employees with the Lake Como Police Department as soon as possible. They should contact the Police Department for further information, to obtain dates and times to register.

Every establishment should be asked to cooperate with the Lake Como police and COPS-IN-SHOPS program and report any possible A.B.C. violations with [underage] patrons attempting to gain entry and/or obtain liquor inside their establishment while the person is there with the I.D. in question.

The following pages entail an investigation of these establishments.

Prepared and submitted by,


LT. Joseph M. Oleszkiewicz

License No. 1347-33-009-005
Corporation name: Aleatory Inc.
t/a: Bar Anticipation
703-5 16th Avenue
President: R. Reginald Hyde, II

Number of Calls 172

Assaults	2	Noise Complaints	13
Disorderly	63	Borough Ordinances	49*
Fire	3	Building Alarms	5
First Aid	22	Miscellaneous	7
Aggravated Assaults	0	Thefts	6
911 Hang Ups	2	Criminal Mischief	0

It should be noted that there were an additional one hundred (100) arrest during this period at Bar Anticipation for people attempting to use fraudulent means to gain entry into their establishment.

* The "Borough Ordinances" occurred outside of the licensed establishment. Each resulted in a complaint being issued. The complaints were NOT issued against the establishment or its' employees.

License No. 1347-33-006-012
Corporation Name: Payday, Inc.
t/a: Paul's Tavern
1705 Main Street
President: Paul Heany

Number of Calls 22

Assaults	0	Noise Complaints	5
Disorderly	8	Borough Ordinances	1*
Fire	0	Building Alarms	0
First Aid	7	Miscellaneous	0
Aggravated Assault	0	Theft	1
911 Hang Ups	0	Criminal Mischief	0

* The "Borough Ordinances" occurred outside of the licensed establishment. Each resulted in a complaint being issued. The complaint was NOT issued against the establishment or its' employees.

License No. 1347-33-003-008
Corporation Name: JMC Shamrock, LLC.
t/a; PK's Shamrock
415 18th Avenue
President: Patricia Kelly

Number of Calls 9

Assaults	0	Noise Complaints	1
Disorderly	4	Borough Ordinances	0
Fire	0	Building Alarms	0
First Aid	2	Miscellaneous	0
Aggravated Assaults	0	Theft	2
911 Hang Ups	0	Criminal Mischief	0

License No. 1347-33-002-005
Corporation Name: Astoria Inc.
t/a; Paddy McDonald's Ale House
505 18th Avenue
President: Kevin McDonald

Number of Calls 3

Assaults	0	Noise Complaints	1
Disorderly	0	Borough Ordinances	1*
Fire	0	Building Check	1
First Aid	0	Miscellaneous	0
Aggravated Assaults	0	Code Enforcement	0
911 Hang Ups	0	Criminal Mischief	0

* The "Borough Ordinances" occurred outside of the licensed establishment. It resulted in a complaint being issued. The complaint was NOT issued against the establishment or its' employees.

License No. 1347-33-005-007
Corporation Name: Mac Tav, Inc.
t/a; McCann's Tavern
1724 Main Street
President: Thomas McCann

Number of Calls 17

Assaults	0	Noise Complaints	14
Disorderly	2	Borough Ordinances	0
Fire	0	Building Alarms	0
First Aid	0	Miscellaneous	0
Aggravated Assaults	0	Theft	1
911 Hang Ups	0	Criminal Mischief	0

* The "Noise Complaints" occurred outside of the licensed establishment. The noise was coming from a barking dog in the rear residence on the same property.

License No. 1347-32-004-004
Corporation Name: Llore Liquors, Inc.
t/a: Casa Tequila
1621 Main Street
Owners: Segundo U. Llore (Joseph Louro & Carl Gensib)

License No. 1347-44-007-004
Corporation Name: Dai Lee, Inc.
t/a: Weinstein's Liquors
1601 Main Street
President: Sheung T. Wong

There were no calls or incidents at Weinstein's Liquors during this time period.

License No. 1347-44-008-003
Corporation Name: James A. Yavarone
t/a: Colony Super Market
508 18th Avenue
President: James A. Yavarone

There were no calls or incidents at Colony Super Market during this time period.

License No. 1347-44-001-010
Corporation Name: Lake Como Wine Shop, Inc.
t/a: Lake Como Wine Shop
1700 Main Street, Unit #2
President: Elsy L. Wong

There were no calls or incidents at Lake Como Wine Shop during this time period.

RESOLUTION NO. 2015-97

WHEREAS, the Mayor and Council of the Borough of Lake Como has approved the renewal of Alcoholic Beverage License no. 1347-33-002-005 in the name of:

**ASTORIA, INC.
T/A PADDY MCDONALD'S ALE HOUSE
505 18TH AVE.
LAKE COMO, NJ 07719**

BE IT RESOLVED, that the applicant agreed with the following:

1. All windows in the licensed premises shall be closed at all times during hours of operation. All doors shall remain closed except for providing ingress and egress to patrons and employees. At no time shall doors be left continually open to provide ingress and egress. Doors may be opened to allow air flow between the hours of 12:00 noon and 6:00 p.m. provided there is no noise emanating from any source.
2. No bottles or garbage shall be dumped by the Licensee between 11:00 p.m. and 7:00 a.m.
3. The Licensee shall keep an accurate count either by electronic or manual means of the number of patrons entering and exiting the premises in order to have an accurate count of the occupancy of the license premises at all times.
4. The Licensee agrees to assign litter patrols to clean both sides of 18th Avenue from Parkway to Briarwood by 10:00 a.m. each morning and after an evening of operation.
5. The kitchen exhaust fan shall only operate while the kitchen is in use and shall not be in operation between 12:00 a.m. and 12:00 p.m.

BE IT RESOLVED that the Licensee agrees to provide a copy of the layout of the establishment to the Lake Como Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED that the State of New Jersey Alcoholic Beverage Control Board be notified and License be issued to the above for the period of July 1, 2015 through June 30, 2016.

Dated: July 21, 2015

Brian T. Wilton, Mayor

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

RESOLUTION NO. 2015-98

WHEREAS, The Mayor and Council of the Borough of Lake Como has approved the renewal of Alcoholic Beverage License No. 1347-33-006-012 in the name of:

**PAYDAY INC.
T/A PAUL'S TAVERN
1703 MAIN STREET
Lake Como, NJ 07719**

BE IT RESOLVED, that the Mayor and Council sitting as the Local Alcoholic Beverage Control Board and the applicant has agreed to the following conditions:

- 1). Applicant agrees to continue reimbursing the Borough for additional police coverage as deemed necessary by the Chief of Police.

WHEREAS, the seasonal area originally designated in Resolution 2008-160 delineated at 48 feet 6 inches west of the rear wall of the main building of Paul's Tavern thence south 45 feet to the southerly existing fence and then easterly 71 feet to the existing fence and then again north 12 feet 8 inches to the southerly wall of the main building from July 1, 2015 through October 15, 2015 and April 15, 2016 through June 30, 2016. This area shall be subject to be renewed on a year-by-year basis and shall be a licensed premises for the sale and consumption of alcoholic beverages.

BE IT RESOLVED that the licensee agrees to provide a copy of the layout of the establishment to the Lake Como Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED the State of New Jersey Alcoholic Beverage Control Board be notified and License be issued to the above for the period of July 1, 2015 through June 30, 2016.

Dated: July 21, 2015

Brian T. Wilton
Mayor

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

RESOLUTION 2015-99

WHEREAS, the Mayor and Council of the Borough of Lake Como has approved the renewal of Alcoholic Beverage License No. 1347-33-009-005 in the name of:

**ALEATORY INC.
T/A BAR ANTICIPATION
703-705 16TH Ave.
Lake Como, NJ 07719**

BE IT RESOLVED, that the Licensee has agreed with the following:

1. All windows in the licensed premises shall be closed at all times during hours of operation. All doors shall remain closed except for providing ingress and egress to patrons and employees. At no time shall doors be left continually open to provide ingress and egress.
2. No bottles or garbage shall be dumped by the Licensee between 11:00 p.m. and 7:00 a.m.
3. The Licensee shall keep an accurate count either by electronic or manual means of the number of persons entering and exiting the premises in order to have an accurate count of the occupancy of the license premises at all times.

BE IT RESOLVED, that the Licensee agrees to provide a copy of the layout of the establishment to the Lake Como Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED that the State of New Jersey Alcoholic Beverage Control Board be notified and license be issued to the above for the period of July 1, 2015 through June 30, 2016.

Dated: July 21, 2014

Brian T. Wilton
Mayor

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

RESOLUTION NO. 2015-100

**RESOLUTION OF THE BOROUGH OF LAKE COMO,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
AUTHORIZING THE RENEWAL OF AN
INACTIVE POCKET LICENSE**

WHEREAS, in accordance with N.J.S.A. 33:1.1 Liquor Licenses issued by a Municipality must be issued or renewed before July 1, unless a Special Ruling to Permit Renewal of Inactive License pursuant to N.J.S.A. 33:1-12.39, which Special Ruling has now been received; and

WHEREAS, the corporations listed below have submitted their renewal applications and fees to the Municipal Clerk's Office in accordance with the State Statute.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Lake Como, County of Monmouth, State of New Jersey, that this governing body hereby gives approval for the renewal of the inactive Pocket License for Gensib/Louro, License No.1347-32-004-005 is now renewed for the year July 1, 2015 through June 30, 2016.

Dated: July 21, 2015

Brian T. Wilton
Mayor

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

RESOLUTION 2015-101

WHEREAS, the Mayor and Council of the Borough of Lake Como has approved the renewal of Alcoholic Beverage License No. 1347-33-003-008 in the name of:

**JMC LLC
T/A PKS SHAMROCK PUB
415-417 EIGHTEENTH AVENUE
Lake Como, NJ 07719**

BE IT RESOLVED that the applicant has agreed with the following conditions on the license:

- 1) There shall be no live music of any type in the establishment except on Friday, Saturday and Sunday evenings. On Sundays all live and recorded music must cease by 11:00 p.m.; and on Friday and Saturday evenings all live and recorded music must cease by 1:20 a.m. In instances where New Year's Eve falls on a weekday, the Licensee shall be allowed to have live and/or recorded music on New Year's Eve until 1:00am and extended hours until 4:00am with the understanding no new patrons shall be allowed to enter the premises after 1:30am. PK's Shamrock agrees to utilize a bracelet identification system for patrons that reenter the establishment after 1:30 in order to comply with the outside smoking law.
- 2) The occupancy in said establishment shall be limited to 200 (Two Hundred) persons.
- 3) No lines shall be permitted to form after 11:00 p.m. on any night.
- 4) The License shall reimburse the Borough of Lake Como for the cost of additional police patrol hours in the affected areas that are made necessary because of the operation of the Licensee. The determination of need for extra police patrol hours shall be in the sole discretion of the Police Chief and the cost shall be based on the hourly rate of the cost of the patrol.
- 5) No less than two security personnel shall be posted on the premises and patrolling both the exterior and interior from at least one-half hour prior to the beginning of any entertainment and continuing until at least one-half hour after the end of the entertainment. Additionally, at least one security person shall be posted on the premises at the time of closing if the time of closing differs from the end of any entertainment. The Licensee shall also have two security personnel at the front door at all times there is entertainment and at least one of these shall be designated as the line monitor to assure that patrons awaiting entry to the licensed premises conduct themselves in an orderly fashion. The security personnel posted at the entrance to the licensed premises shall be responsible to check the identification of patrons seeking entry into the licensed premises to determine that they are of legal age to purchase and consume alcoholic beverages.

RESOLUTION 2015-101 CONTINUED

- 6) The Licensee shall provide a litter patrol, which shall remove litter and debris beginning at Parkway to B Street going east on both sides before 10:00 a.m. each morning and after an evening of operation.
- 7) All windows in the licensed premises shall be closed at all times during hours of operation. Licensee shall have the discretion to keep the door open from 12 noon to 6 pm as long as there is no noise emanating from the premises.
- 8) No bottles or garbage shall be dumped by the Licensee between 11:00 p.m. and 7:00 a.m.
- 9) The Licensee shall keep an accurate count either by electronic or manual means of the number of persons entering and exiting the premises in order to have an accurate count of the occupancy of the license premises at all times.
- 10). The Licensee shall operate the establishment as a restaurant with a single bar. There will be kitchen facilities capable of supplying food service for a minimum of forty people. There shall be twelve to fifteen tables in the establishment at all times capable of serving up to five patrons per table.

BE IT RESOLVED that the licensee agrees to provide a copy of the layout of the establishment to the Lake Como Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED that the State of New Jersey Alcoholic Beverage Control Board be notified and License be issued to the above for the period of July 1, 2015 through June 30, 2016.

Dated: July 21, 2015

Brian T. Wilton
Mayor

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

RESOLUTION 2015-103

WHEREAS, the Mayor and Council of the Borough of Lake Como has approved the renewal of Alcoholic Beverage License No. 1347-44-001-011 in the name of:

**Lake Como Wine Shop
1700 Main Street, Unit #2
Lake Como, NJ 07719**

BE IT RESOLVED that the State of New Jersey Alcoholic Beverage Control be notified and License issued to the above for the period of July 1, 2015 to June 30, 2016.

Dated: July 21, 2015

Brian T. Wilton
Mayor

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

RESOLUTION NO. 2015-104

WHEREAS, Mayor and Council of the Borough of Lake Como has approved the renewal of Alcoholic Beverage License No. 1347-33-005-007 in the name of:

**MAC-TAV INC.
T/A McCANN'S TAVERN
1704 MAIN STREET
LAKE COMO, NJ 07719**

WHEREAS, the seasonal area originally designated in Resolution 2014-94 delineated an expansion onto the Borough sidewalk for a distance not exceeding 7 feet from the front of the building and 20'4" in length, leaving 11'3" from the curb line open for use of the sidewalk on Main Street. This extension shall be for the purpose of selling and consuming alcohol, only for patrons seated at tables not exceeding eight in number from 5:00pm until 10:00pm from July 1, 2015 until October 15, 2015 and from April 15, 2016 until June 30, 2016. The applicant shall also comply with the Borough of Lake Como's outside dining ordinance. This area shall be subject to be renewed on a year-by-year basis and shall be a licensed premises for the sale and consumption of alcoholic beverages.

BE IT RESOLVED that the licensee has agreed with the following:

1. All windows in the licensed premises shall be closed at all times during hours of operation. All doors shall remain closed except for providing ingress and egress to patrons and employees. At no time shall doors be left continually open to provide ingress and egress. Doors may be opened to allow air flow between the hours of 12:00 noon and 6:00 p.m. provided there is no noise emanating from any source.
2. No bottles or garbage shall be dumped by the Licensee between 11:00 p.m. and 7:00 a.m.
3. The licensee shall keep an accurate count either by electronic or manual means of the number of persons entering and exiting the premises in order to have an accurate count of the occupancy of the license premises at all times.

BE IT RESOLVED that the Licensee agrees to provide a copy of the layout of the establishment to the Lake Como Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED that the State of New Jersey Alcoholic Beverage Control Board be notified and License be issued to the above for the period of July 1, 2015 through June 30, 2016.

Dated: July 21, 2016

Brian T. Wilton
Mayor

Louise A. Mekosh, RMC, CMC, CMFO