



**LAKE COMO BOROUGH
1740 MAIN STREET
LAKE COMO, NJ 07719
MINUTES**

**DATE: JULY 16, 2024
REGULAR MEETING**

MEETING CALLED TO ORDER

Mayor Higgins called the meeting to order at 7:31pm

SALUTE TO FLAG AND MOMENT OF SILENT REFLECTION

SUNSHINE LAW

Introduction as required under the Sunshine Law: Adequate notice of this meeting has been provided by the adoption of a Resolution by the Mayor and Council on the second day of January 2024 in which Resolution the time and place of Agenda and Regular Meetings commencing with January 2, 2024 were set forth. Notice of same was delivered to the Asbury Park Press the Coast Star and TAPinto and a copy of the notice was posted on the borough website at www.lakecomonj.org and on the bulletin board in Borough Hall. All meetings are open to the public.

ROLL CALL

Douglas Witte	Absent
Hawley Scull	Present
Christopher D'Antuono	Present
Nick DeMauro	Present
Peter Ventrice	Present
Heather Albala-Doyle	Present

APPROVAL OF MINUTES

Councilman DeMauro made a motion to approve the minutes from the July 2, 2024 Regular Meeting, seconded by Councilwoman Scull, all are in favor.

COMMUNICATIONS

None on the agenda

REPORTS OF COMMITTEES

- Councilwoman Albala-Doyle reported that all matters are in order.
- Councilman Ventrice reported that all matters are in order.
- Councilman DeMauro reported that he talked to members of EMS and they were reporting a 2.5 minute response time this past holiday weekend which is very impressive. Chief Scott reported that the Belmar PD is currently recruiting Class II specials. They must have a high school diploma, be 18 or older and have a driver's license and have the ability to pass a background check and physical

fitness test. Anyone interested can email CWhitman@belmarpd.com. All other matters are in order.

- Councilman D'Antuono reported that all matters are in order.
- Councilwoman Scull reported that all matters are in order.
- Mayor Higgins reported that this Thursday, July 18th is the annual Mayor's Bash at Bar Anticipation honoring Frankie & Tony Jones as Citizen's of the Year and La Sierra as the Business of the Year. The next Coffee with the Mayor will be on Saturday, July 20th from 9:00am – 10:30am at Borough Hall. All other matters are in order.

UNFINISHED BUSINESS

No Unfinished Business

PUBLIC COMMENTS ON NEW BUSINESS & CONSENT AGENDA

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

No Public Comments

Councilman DeMauro 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.

NEW BUSINESS

Special Events Application

Fallen Heroes 5k

Dan Bierre from NJFMBA came before the Council thanking them for their approvals in the past, they've had this event in Lake Como since 2009.

Councilman DeMauro made a motion to approve this application, seconded by Councilwoman Albala-Doyle, roll call vote as follows:

Yes: Councilmembers Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: Councilman Witte

Special Events Application

2nd Annual Greenwood Block Party

Amanda Hernek came before the Council thanking them for approving this event last year. There were no issues and she'd like to do it again this year.

Councilman DeMauro made a motion to approve this application, seconded by Councilman Ventrice, roll call vote as follows:

Yes: Councilmembers Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle
No: None
Abstain: None
Absent: Councilman Witte

Resolution 2024-111

Payment of Bills

Offered by Councilwoman Scull, seconded by Councilman D'Antuono, roll call vote as follows:

Yes: Councilmembers Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle
No: None
Abstain: None
Absent: Councilman Witte

Resolution 2024-112

Adoption of 2024 Municipal Budget

Councilman Witte reported that we are still waiting on approval from the State on our budget and it will be pulled from the agenda and adopted at a future meeting.

Resolution 2024-113

Executive Session

Offered by Councilman Ventrice, seconded by Councilman DeMauro, roll call vote as follows:

Yes: Councilmembers Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle
No: None
Abstain: None
Absent: Councilman Witte

PUBLIC COMMENTS

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

No Public Comments

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

NEXT MEETING

The next regular meeting of the Mayor and Council will be held on Tuesday, August 6, 2024, at 7:30 PM in the Lake Como Meeting Room. All meetings are open to the public.

MOTION TO ADJOURN

Councilwoman Albala-Doyle made a motion to adjourn, seconded by Councilman D'Antuono, all are in favor.

Respectfully Submitted
Amy L. Boney, RMC
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 recording(s) of this meeting in its entirety. All recordings are subject to being destroyed 80 days after the approval of the Minutes.



Borough of Lake Como

1740 Main Street • Lake Como, New Jersey 07719
(732) 681-3232 • FAX (732) 681-8981

Kevin G. Higgins
Mayor

Andrew Huisman
Administrator

*****MUST BE TYPED OR PRINTED NEATLY*****

SPECIAL EVENTS PERMIT APPLICATION

PLEASE COMPLETE THE FOLLOWING INFORMATION, AS REQUIRED BY
BOROUGH ORDINANCE NO. 93-576.

EVENT NAME: FALLEN HEROES 5K
 DATE OF EVENT: 9/17/24
 TIME OF EVENT: 9:00 am/pm until 10:30 am/pm
Events must begin by 9:00am
 APPLICANT/ORGANIZATION: NJ EMBA FOUNDATION
 APPLICANT ADDRESS: 1447 CAMPBELL ST
RANAWAY, NJ 07065
 TELEPHONE NUMBER: 732-499-9250

DAY OF EVENT CONTACT INFORMATION

PERSON RESPONSIBLE FOR EVENT: DAN BEIRNS
 NUMBER OF VOLUNTEERS FOR EVENT: 25-30
(Volunteers must be over the age of 18 and must be wearing safety vests at all times)
 ADDRESS: 1447 CAMPBELL ST
RANAWAY, NJ 07065
 PHONE NUMBER: 732-499-9250
 WILL THERE BE AN ADMISSION CHARGE TO ATTEND?: YES NO
 IF YES, HOW MUCH?: \$ 30
 LIABILITY INSURANCE COVERAGE? YES NO
 AMOUNT OF COVERAGE: \$ 3 million
 HAVE YOU APPLIED TO BELMAR & SPRING LAKE? YES NO
 EVENTS WITH MORE THAN 500 PARTICIPANTS MUST APPLY TO WALL TWP.
 IF NO, WHY? LESS THAN 500

***Certificate of Insurance MUST be submitted with the application
before application will be reviewed***



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SPECIAL EVENTS PERMIT APPLICATION

LOCATION OF EVENTS AND COMPLETE DETAILS AS TO HOW THE APPLICANT INTENDS TO PROVIDE FOR SECURITY AND TRAFFIC CONTROL. EVENTS WITH OVER 500 PARTICIPANTS CANNOT USE VOLUNTEERS:

STARTS & ENDS AT BARA. STAFF WILL
BE AT KEY LOCATIONS THROUGHOUT COURSE
FMS WILL BE AT FINISH LINE AMBULANCE
WILL FOLLOW RUNDWAS

DESCRIBE ALL BOROUGH RESOURCES AND/OR SERVICES THAT WILL BE REQUIRED TO BE PROVIDED IN CONNECTION WITH THE EVENT:

POLICE AT KEY INTERSECTIONS

APPROXIMATE NUMBER OF CONTESTANTS, PARTICIPANTS, SPECTORS, AND/OR OTHER PEOPLE THAT COULD REASONABLY BE ANTICIPATED TO ATTEND THE EVENT: 500

THE BOROUGH OF LAKE COMO RESERVES THE RIGHT TO CANCEL ANY SPECIAL EVENT DUE TO CIRCUMSTANCES BEYOND ITS CONTROL, SUCH AS STORMS OR ANY NATURAL DISASTER.

Das Benn
SIGNATURE OF APPLICANT

5/20/24
DATE

FOR OFFICE USE ONLY

Date Application Received

Received by

Date Application Reviewed & Approved by DPW

Reviewed by

Date Application Reviewed & Approved by Police

Reviewed by

Price from Police Department

Date Approved by Mayor & Council

6/5/24
[Signature]
[Signature]

FALLEN HEROES MEMORIAL 5K

Lake Como, NJ

START- On 16th Ave., 3 feet east of the western edge of house #710B and 5 feet west of utility pole JC 254B (both on the north side of the street). In the driveway for Bar Anticipation near the white "RR X" marking painted on the road. Just west of the wooden Bar Anticipation sign that is seen while facing east on 16th Ave. 7 feet east of the unmarked black light pole that is on the western edge of the driveway entrance. Marked with paint.

FINISH- On Green St. just past (north of) the northeast corner of the Bar Anticipation (Bar A) building. Even with the north end of the wooden flower bed on the west side of Green St. closest to the Bar Anticipation building.

COURSE RESTRICTIONS- Runners are restricted to the left lane (running facing traffic) on South Blvd., Main St. and the portion of North Blvd. between Parkway and Main. After the loop around Lake Como, the right turn from North Blvd. onto Main St. is restricted and stays south of yellow center line on North Blvd. and south of the two manhole covers in the intersection. Please see detail image of this turn. Cones and signage will be placed on the course to direct runners and outline all course restrictions. After the final left on 17th Ave., runners make an immediate right into the unmarked alley with the Dead End sign. This alley becomes Green St. just before the finish.

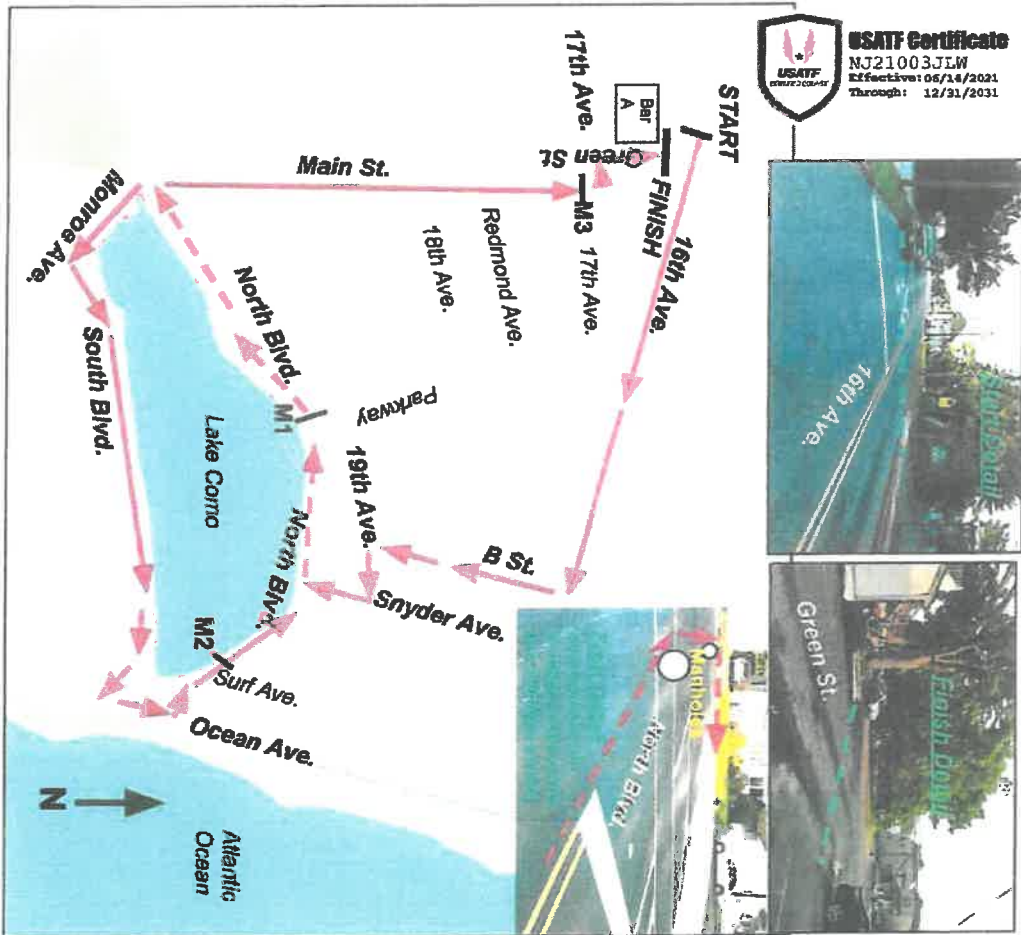
Mile 1- On North Blvd. past (west of) Parkway. Even with the western edge of the storm drain closest to the gazebo on the south side of the street.

Mile 2- On North Blvd. past (northwest of) the intersection with Surf Ave. 32 feet after (northwest of) light pole 404B on the south side of the street. Even with the westernmost edge of the windows 106 North Blvd.

Mile 3- On Main St., even with the north edge of 1703 Main St., in the crosswalk on the west side of the street.

Measured by Matthew Stocum
 June 13, 2021
 stocumatt@gmail.com

Except as noted in the course restrictions, this course was measured using the full width of the road and the shortest possible route. Map is not to scale.



CERTIFICATE OF INSURANCE

PRINT DATE: 5/30/2024

CERTIFICATE NUMBER: 202405301048268

AGENCY:

Edgewood Partners Insurance Center
5909 Peachtree Dunwoody Road, Suite 800
Atlanta, GA 30328
678-324-3300 (Phone), 678-324-3303 (Fax)

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

NAMED INSURED:

USA Track & Field, Inc. NJ FMBA
130 East Washington Street, Suite 800
Indianapolis IN 46204

INSURERS AFFORDING COVERAGE:

INSURER A: Accredited Surety and Casualty Company, Inc. NAIC# 26379
INSURER B: Allied World National Assurance Company NAIC# 19489

EVENT INFORMATION:

The Fallen Heroes 5K (9/7/2024 - 9/7/2024)

POLICY/COVERAGE INFORMATION:

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSURANCE TYPE	POLICY NUMBER(S)	EFFECTIVE:	EXPIRES:	LIMITS:
A GENERAL LIABILITY				
<input checked="" type="checkbox"/> Occurrence	1-TRE-IN-17-01338542-01	11/1/2023 12:01 AM	11/1/2024 12:01 AM	GENERAL AGGREGATE (Per Event) \$4,000,000 EACH OCCURRENCE \$2,000,000 DAMAGE TO RENTED PREMISES (Each Occ.) \$2,000,000 MEDICAL EXPENSE (Any one person) EXCLUDED PERSONAL & ADV INJURY \$2,000,000 PRODUCTS-COMP/OP AGG \$2,000,000
<input checked="" type="checkbox"/> Participant Legal Liability				
A UMBRELLA/EXCESS LIABILITY				
<input checked="" type="checkbox"/> Occurrence	1-TRE-IN-17-01338543-01	11/1/2023 12:01 AM	11/1/2024 12:01 AM	EACH OCCURRENCE \$3,000,000 AGGREGATE \$3,000,000
B OTHER				
<input checked="" type="checkbox"/> EXCESS LIABILITY	0313-1301	11/1/2023 12:01 AM	11/1/2024 12:01 AM	EACH OCCURRENCE \$7,000,000 AGGREGATE \$7,000,000

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS:

Coverage applies to USA Track & Field sanctioned events and registered practices, including any directly related activities, such as event set-up and tear-down, participant check-in and award ceremonies.

The certificate holder is an additional insured per the following endorsement: Blanket Additional Insured (RSCG 03 03)

The General Liability policy is primary and non-contributory with respect to the negligence of the Named Insureds (Form CG 20 01)

The General Liability policy contains a blanket Waiver of Subrogation as required by contract per Waiver of Transfer of Rights of Recovery Against Others (Form CG 24 04).

Excess policy follows form of underlying General Liability.

CERTIFICATE HOLDER:

Borough of Lake Como
1740 Main Street
Lake Como NJ 19711

NOTICE OF CANCELLATION:

Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.

AUTHORIZED REPRESENTATIVE:





Borough of Lake Como

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Kevin G. Higgins
Mayor

Andrew Huisman
Administrator

*****MUST BE TYPED OR PRINTED NEATLY*****

SPECIAL EVENTS PERMIT APPLICATION

PLEASE COMPLETE THE FOLLOWING INFORMATION, AS REQUIRED BY
BOROUGH ORDINANCE NO. 93-576,

EVENT NAME: 2nd Annual Greenwood Block party
 DATE OF EVENT: Sept 7th Rain date Sept 8th
 TIME OF EVENT: 3:00 am/pm until 8:00 am/pm
Events must begin by 9:00am
 APPLICANT/ORGANIZATION: Amanda Herrelk
 APPLICANT ADDRESS: 1820 Greenwood terrace
lake como nj
 TELEPHONE NUMBER: 423 580 4372

DAY OF EVENT CONTACT INFORMATION

PERSON RESPONSIBLE FOR EVENT: Amanda Herrelk
 NUMBER OF VOLUNTEERS FOR EVENT: 0

(Volunteers must be over the age of 18 and must be wearing safety vests at all times)

ADDRESS: 1820 Greenwood terrace
lake como
 PHONE NUMBER: 423 580 4372

WILL THERE BE AN ADMISSION CHARGE TO ATTEND?: YES NO

IF YES, HOW MUCH?: \$ N/A

LIABILITY INSURANCE COVERAGE? YES NO

AMOUNT OF COVERAGE: \$ N/A

HAVE YOU APPLIED TO BELMAR & SPRING LAKE? YES NO

EVENTS WITH MORE THAN 500 PARTICIPANTS MUST APPLY TO WALL TWP.

IF NO, WHY? we will be way less than
500 people

***Certificate of Insurance MUST be submitted with the application
before application will be reviewed***



Borough of Lake Como

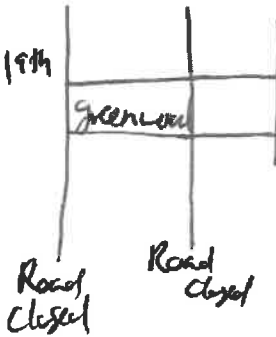
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Traffic will be blocked from 19th Ave ^{part of} ~~start~~ of Greenwood to half way down Greenwood or all of Greenwood (like we were able to do last year)

DESCRIBE ALL BOROUGH RESOURCES AND/OR SERVICES THAT WILL BE REQUIRED TO BE PROVIDED IN CONNECTION WITH THE EVENT:

We need no parking on Greenwood put up the day before cones and barricades for the end of the streets.

APPROXIMATE NUMBER OF CONTESTANTS, PARTICIPANTS, SPECTORS, AND/OR OTHER PEOPLE THAT COULD REASONABLY BE ANTICIPATED TO ATTEND THE EVENT: may be 50 people

THE BOROUGH OF LAKE COMO RESERVES THE RIGHT TO CANCEL ANY SPECIAL EVENT DUE TO CIRCUMSTANCES BEYOND ITS CONTROL, SUCH AS STORMS OR ANY NATURAL DISASTER.

[Signature]
SIGNATURE OF APPLICANT

Jun 30th 2019
DATE

FOR OFFICE USE ONLY

Date Application Received	<u>7/8/24</u>
Received by	<u>Alpomey</u>
Date Application Reviewed & Approved by DPW	<u>[Signature]</u>
Received by	<u>Andrew Huisman</u>
Date Application Reviewed & Approved by Police	_____
Reviewed by	_____
Price from Police Department	_____
Date Approved by Mayor & Council	_____

Resolution 2024 - 111

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:

<u>CURRENT ACCOUNT:</u>	
Per Attached Bill List	\$ 27,462.44
<u>WATER/SEWER ACCOUNT:</u>	
Per Attached Bill List	\$ 76,764.87
<u>DOG LICENSE ACCOUNT:</u>	
Per Attached Bill List	\$ 1.20
<u>GENERAL CAPITAL ACCOUNT:</u>	
Per Attached Bill List	\$ 4,534.50
<u>TOURISM ACCOUNT:</u>	
Per Attached Bill List	\$ 2,214.65
<u>ACH WIRE PAYMENTS:</u>	
Per Attached Bill List	\$ 72,135.89
TOTAL:	\$ 183,113.55

Dated: July 16, 2024

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on July 16, 2024.

Amy L. Boney
Borough Clerk

BILL LIST 7-16-24

Vendor Name	Description	Amount
ALICIA LU	STREET OPENING REFUND 24-104	600.00
AMCO SERVICES GROUP, INC.	MONTHLY PEST CONTROL JUNE	110.00
ARCARI & IOVINO ARCHITECTS PC	NEW BORO HALL ARCH SERVICE	4,462.50
ATLANTIC SECURITY & FIRE	QUARTERLY MAINT 8/1-10/31 2024	449.85
BOROUGH OF BELMAR	DIESEL SERVICE JUNE 2024	295.10
BOROUGH OF BELMAR	GAS SERVICE JUNE 2024	875.05
CME ASSOCIATES	WATER/SEWER POTENTIAL SALE	741.50
CME ASSOCIATES	17TH AVE PHASE IV	36.00
CME ASSOCIATES	MARGERUM AVE PHASE I	36.00
NJ DCA-DEPT OF COMMUNITY AFFAI	PERMIT SURCHARGE 4/1-6/30 2024	677.00
DELISA WASTE SERVICES	BEHRMAN PARK CONCRETE WASTE	456.65
DELISA WASTE SERVICES	BEHRMAN PARK CONST DEBRIS	604.95
DELISA WASTE SERVICES	TIPPING FEES JUNE 16-30, 2024	2,820.83
DELISA WASTE SERVICES	RECYCLE TIPPING FEES JUNE	1,909.00
DELTA DENTAL OF NEW JERSEY	GROUP DENTAL INS AUG 2024	729.89
DYNAMIC TESTING SERVICE	BREATH ALCOHOL 6/5/24	40.00
DYNAMIC TESTING SERVICE	URINE SCREEN 6/5/24	50.00
DYNAMIC TESTING SERVICE	BREATH ALCOHOL 2/7/24	40.00
DYNAMIC TESTING SERVICE	URINE SCREEN 2/7/24	50.00
EDMUNDS GOV TECH	STANDARD PERMITTING IMPLEMENT	1,000.00
FAST SIGNS	VEHICLE GRAPHICS CODE/CONST	188.20
FAST SIGNS	"DOGS MUST BE LEASHED" SIGNS	62.80
FRANCOTYP POSTALIA, INC.	POSTAGE MACHINE LEASE JULY	117.00
GARDEN STATE LABORATORIES, INC	WATER TESTING 6/20/24	207.00
H2M ASSOCIATES, INC.	ZEROS AMENDED SITE PLAN	900.00
JAMM PRINTING	BUSINESS CARDS CINELI	78.00
JAMM PRINTING	BUSINESS CARDS BONEY	78.00
JAMM PRINTING	TYPESET CHANGES/PROOF	18.00
KEPWEL SPRING WATER CO.	WATER COOLER DPW JUNE	10.00
KEPWEL SPRING WATER CO.	WATER SERVICE DPW JUNE	40.75
KEPWEL SPRING WATER CO.	WATER COOLER BORO JUNE	10.00
KEPWEL SPRING WATER CO.	BOTTLE DEPOSIT BORO JUNE	-6.00
MGL PRINTING SOLUTIONS	2000 WATER/SEWER BILLS 2 STUB	778.00
MGL PRINTING SOLUTIONS	SHIPPING	46.00
MONMOUTH COUNTY TREASURER	Post. Prim. 2024 Samp. Ballots	146.62
COUNTY OF MONMOUTH	STREET SWEEPING JUNE 20, 2024	839.42
MONMOUTH COUNTY SPCA	ANIMAL CONTROL SERVICE MAY24	200.00
NEW JERSEY AMERICAN WATER CO.	WATER SERVICE JUNE 2024	74,992.37
NJ Department of Health	MONTHLY DOG LICENSE REPORT JUN	1.20
NJ LEAGUE OF MUNICIPALITIES	NJLM MAGAZINE 10/2024-6/2025	25.00
PATRICIA MONTICCILO	STREET OPENING REFUND 24-103	600.00

RUTGERS UNIVERSITY	Class ID ER0400YA25 Clean Comm	299.00
RILEIGHS OUTDOOR DECOR	STUDENT BANNERS	1,049.50
RILEIGHS OUTDOOR DECOR	100TH ANNIVERSARY BANNERS	1,130.00
RILEIGHS OUTDOOR DECOR	SHIPPING	35.15
SHAIN SCHAFFER PC	MONTHLY LEGAL SERVICE JULY	2,125.00
SHAIN SCHAFFER PC	WATER FOUNTAIN SERVICE	2,448.00
SHAIN SCHAFFER PC	TAX APPEALS SERVICE	1,190.00
SHAIN SCHAFFER PC	PERSONNEL ISSUES SERVICE	3,774.00
SHAIN SCHAFFER PC	ORDINANCES SERVICE	952.00
SHAIN SCHAFFER PC	ALACAN SERVICE	255.00
SHAIN SCHAFFER PC	ABC SERVICE	1,190.00
SHERWIN-WILLIAMS	YELLOW CURB PAINT	500.00
SHERWIN-WILLIAMS	YELLOW CURB PAINT	125.00
TAYLOR HARDWARE	HARDWARE STORE 6/17-6/27	109.70
TREASURER, STATE OF NJ	MARRAIGE LIC.REPORT APR/MAY/JU	125.00
VAN WICKLE AUTO SUPPLY, INC.	SPARK PLUG, TIE ROD, SWAY BAR	151.26
VAN WICKLE AUTO SUPPLY, INC.	OIL AND OIL FILTER	123.61
VERIZON	DISPATCH PHONE JULY	78.76

BILL LIST TOTAL 110,977.66

ACH PAYMENTS:

PAYROLL 7-3-24 43,773.51
EMPLOYEE HEALTH BENEFITS JULY 28,362.38

ACH PAYMENTS TOTAL 72,135.89

GRAND TOTAL 183,113.55

RESOLUTION 2024-113

RESOLUTION OF THE BOROUGH OF LAKE COMO COUNCIL EXECUTIVE SESSIONS

WHEREAS, the Borough Council of the Borough of Lake Como must discuss matters which are not appropriate for discussion in a public meeting; and

WHEREAS, these subjects are within the exceptions to the Open Public Meetings Act and are permitted to be discussed in Closed Session pursuant to N.J.S.A. 10:4-12b; and

WHEREAS, the Borough Council intends to discuss matters as follows:

- Pursuant to N.J.S.A. 10:4-12b(1), "any matter which, by provision of federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of subsection a." of N.J.S.A. 10:4-12, public meetings. The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:
- Pursuant to N.J.S.A. 10:4-12b(2), "any matter in which the release of information would impair a right to receive funds from the Government of the United States". The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:
- Pursuant to N.J.S.A. 10:4-12b(3), "any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly." The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:
- Pursuant to N.J.S.A. 10:4-12b(4), "any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body." The collective bargaining contract(s) discussed are between the Commission and:
- Pursuant to N.J.S.A. 10:4-12b(5), "any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matter were disclosed." The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:
- Pursuant to N.J.S.A. 10:4-12b(6), "any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law." The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:
- Pursuant to N.J.S.A. 10:4-12b(7), "any pending or anticipated litigation or contract negotiation other than in subsection b. (4)" of N.J.S.A. 10:4-12 "in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the

extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer." The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is: attorney-client privilege

- Pursuant to N.J.S.A. 10:4-12b(8), "any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or discipline of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting." The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

- Pursuant to N.J.S.A. 10:4-12b(9), "any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility." The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

WHEREAS, the length of the Closed Session is estimated to be 30 minutes after which the public meeting of the Borough Council shall reconvene, and action may be taken.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council will recess into Closed Session for only the aforesaid subject(s); and

BE IT FURTHER RESOLVED that the Borough Council hereby declares that its discussion of the aforesaid subject(s) will be made public at a time when the public's interest in disclosure is greater than any privacy or governmental interest being protected from disclosure in accordance with the Open Public Meetings Act.

Dated: July 16, 2024

Kevin G. Higgins, Mayor

Douglas Witte, Council President

CERTIFICATION

I hereby certify the foregoing Resolution to be a true and exact copy of a Resolution adopted by the Borough of Lake Como Council at its meeting held on July 16, 2024.

Amy Boney, RMC
Borough Clerk