



**LAKE COMO BOROUGH
1740 MAIN STREET
LAKE COMO, NJ 07719
(732) 681-3232
AGENDA**

**DATE: OCTOBER 5, 2021
REGULAR MEETING IMMEDIATELY FOLLOWING THE WORKSHOP**

MEETING CALLED TO ORDER

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 fifth day of January 2021 in which Resolution the time and place of Agenda and Regular Meetings commencing with January 5, 2021 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. Notice of the virtual meeting was given to the papers and posted on the borough website on August 2, 2021. All meetings are open to the public.

ROLL CALL

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

APPROVAL OF MINUTES

Minutes from the September 7, 2021 meeting

COMMUNICATIONS

REPORTS OF COMMITTEES

UNFINISHED BUSINESS

PUBLIC COMMENTS ON NEW BUSINESS & CONSENT AGENDA

CONSENT AGENDA

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

Resolution 2021-124
Refund of Street Opening Escrow

NEW BUSINESS

Resolution 2021-121
Entering into a Cooperative Pricing Agreement with the
Educational Services Commission
Offered by Councilman D'Antuono

Resolution 2021-122
Payment of Bills
Offered by Councilwoman Albala-Doyle

Resolution 2021-123
Payment of NJNG Bill
Offered by Councilwoman Scull

Ordinance 2021-965
Bond Ordinance Amending 2016-918 and Repealing Resolution 2018-67
First Reading and Introduction
Offered by Councilman Witte

PUBLIC COMMENTS

NEXT MEETING

The next regular meeting of the Mayor and Council will be held on Tuesday, October 19, 2021 immediately following the 7:30 PM Workshop meeting and the location is to be determined. All meetings are open to the public.

MOTION TO ADJOURN

RESOLUTION NO. 2021-124

WHEREAS, Bruce Peragallo, owner of 717 Eighteenth Avenue, Lake Como, NJ, also known as Block – 31; Lot – 16, applied for Street Opening Permit #21-10 to replace his curb and sidewalk; and

WHEREAS, Mr. Peragallo paid the \$90.00 Application Fee, as well as, posted the \$600.00 Escrow Fee which is refundable once the street is deemed to be in good condition after the completion of the job; and

WHEREAS, Brendan Maas, Superintendent of Public Works, did visit the site upon the completion of the job and found the roadway to be in rough condition at which time he advised the homeowner to address the low area in front of the driveway and replace the concrete with asphalt; and

WHEREAS, upon Mr. Peragallo’s request, Mr. Maas did re-visit the property and found the street to be in good repair.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como that the \$600.00 Escrow Fee posted with Check #605 be refunded to Bruce Peragallo.

Date: October 5, 2021

Kevin G. Higgins
Mayor

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

RESOLUTION NUMBER 2021-121

**RESOLUTION FOR MEMBER PARTICIPATION
IN A COOPERATIVE PRICING SYSTEM**

A RESOLUTION AUTHORIZING THE BOROUGH OF LAKE COMO
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on October 5, 2021 the governing body of the Borough of Lake Como, County of Monmouth , State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Lake Como.

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor and Borough Clerk are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

CERTIFICATION

I hereby, certify that the attached resolution was adopted by the Mayor and Council of the Borough of Lake Como at a meeting of said governing body held on 10/5/2021.

BY:

Kevin G. Higgins, Mayor

ATTEST BY:

Louise A. Mekosh, Borough Clerk/Administrator

Resolution 2021 – 122

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		\$151,860.90
Leon S. Avakian, Inc.	Mon. Cty Open Space Grant	<u>15,650.00</u>
		\$167,510.90

WATER/SEWER ACCOUNT:

Per Attached Bill List		\$141,111.97
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PAYROLL ACCOUNT:

5124	Employee Payroll Dated 9/15/21	32,365.44
2411	Employee Payroll Dated 9/15/21	6,164.62
1456	Employee Payroll Dated 9/15/21	136.71
5133	Employee Payroll Dated 9/29/21	31,432.73
2413	Employee Payroll Dated 9/29/21	7,447.11
1462	Employee Payroll Dated 9/29/21	1,130.56
Wire	State of NJ – PERS	<u>7,300.00</u>
		\$ 85,977.17

TOURISM ACCOUNT:

1457	Amazing Amusements & Entertainment	\$ 2,587.50
1461	Amazing Amusements & Entertainment	2,587.50
1458	Celebration Fireworks	2,500.00
1460	Celebration Fireworks	2,500.00
	Jersey Shore Restrooms	1,160.00
	Frances Jones	51.18
1456	Lake Como Payroll Account	136.71
1462	Lake Como Payroll Account	1,130.56
	Screen Styles	1,487.50
	Hawley Scull	250.75
1459	Staples	59.96
	Wolf Stage, Light & Sound Prod., LLC	<u>780.00</u>
		\$ 15,231.66

Dated: October 5, 2021

Kevin G. Higgins, Mayor

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

Resolution 2021 – 123

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 account:

CURRENT ACCOUNT:

5129	NJ Natural Gas Co.	PB&G OE	\$160.05
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Dated: October 5, 2021

Kevin G. Higgins, Mayor

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

**BOROUGH OF LAKE COMO
BOND ORDINANCE NUMBER 2021-965**

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2016-918 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LAKE COMO, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE "BOROUGH") ON SEPTEMBER 6, 2016 TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,965,000 TO \$3,665,000 (WHICH INCLUDES A GRANT IN THE AMOUNT OF \$700,000 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE) AND REPEALING RESOLUTION NUMBER 2018-67 ADOPTED BY THE BOROUGH ON FEBRUARY 20, 2018

WHEREAS, the Borough of Lake Como, in the County of Monmouth, State of New Jersey (the "Borough") has determined to repeal and cancel Resolution Number 2018-67 adopted on February 20, 2018 (the "Grant Resolution") appropriating a \$700,000 grant received from the United States Department of Agriculture (the "USDA Grant") ; and

WHEREAS, to effectuate same, the Borough now desires to amend bond ordinance number 2016-918 finally adopted by the Borough Council of the Borough on September 6, 2016, entitled "BOND ORDINANCE PROVIDING FOR VARIOUS WATER SYSTEM IMPROVEMENTS – PHASE II, BY AND IN THE BOROUGH OF LAKE COMO, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$2,965,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,965,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF" (the "Original Ordinance"), to appropriate the USDA Grant and to repeal and cancel the Grant Resolution; now, therefore,

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LAKE COMO, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring),
AS FOLLOWS:

SECTION 1. The above recitals are incorporated herein as though fully set forth at length.

SECTION 2. The Original Ordinance of the Borough is hereby amended to the extent and with the effect as set forth below:

(a) The total appropriation in the Original Ordinance is hereby increased by \$700,000, from \$2,965,000 to \$3,665,000. The \$700,000 additional appropriation will be funded by the USDA Grant.

(b) This bond ordinance does not provide for an additional down payment from the amount required by the Original Ordinance and does not authorize an increase in the amount of bonds and notes provided in the Original Ordinance.

SECTION 3. The Grant Resolution is hereby repealed and canceled.

SECTION 4. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 5. The Borough covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all tax-exempt bonds and notes issued under the Original Ordinance, as amended and supplemented hereby.

SECTION 6. Except as expressly amended and supplemented hereby, the Original Ordinance shall remain in full force and effect.

SECTION 7. This amending bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: October 5, 2021**

**LOUISE A. MEKOSH
Borough Clerk**

**ADOPTED ON SECOND READING
DATED: October 19, 2021**

**LOUISE A. MEKOSH
Borough Clerk**

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the Borough of Lake Como, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a virtual meeting of the governing body of the Borough duly called and held on October 5, 2021 at 7:30 p.m. and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Borough this ____ day of _____, 2021.

(SEAL)

LOUISE A. MEKOSH,
Clerk of the Borough of Lake Como

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Borough of Lake Como, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a virtual meeting of the governing body of the Borough duly called and held on October 19, 2021, at 7:30 p.m. and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Borough this ____ day of _____, 2021.

(SEAL)

LOUISE A. MEKOSH,
Clerk of the Borough of Lake Como

CLERK'S CERTIFICATE

I, LOUISE A. MEKOSH, DO HEREBY CERTIFY that I am the Clerk of the Borough of Lake Como, in the County of Monmouth (the "Borough"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Borough. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Borough and the records relative to all resolutions and ordinances of the Borough. The representations made herein are based upon the records of the Borough. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on October 5, 2021 and finally adopted on October 19, 2021.

2. After introduction, the bond ordinance was published as required by law on October __, 2021 in _____ (name of newspaper).

3. Following the passage of the ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Borough at the place where public notices are customarily posted, a copy of said ordinance or a summary thereof and a notice that copies of the ordinance would be made available to the members of the general public of the Borough who requested copies, up to and including the time of further consideration of the ordinance by the governing body. Copies of the ordinance were made available to all who requested same.

4. After final passage, the ordinance was duly approved by the Mayor on October __, 2021 and was duly published as required by law on October __, 2021 in

_____ (name of newspaper). No protest signed by any person against making any improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended (other than as set forth therein), added to, altered or repealed and said ordinance is now in full force and effect.

6. A certified copy of this bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, as applicable.

7. The official seal of the Borough is the seal, an impression of which is affixed, imprinted or reproduced opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed, imprinted or reproduced the corporate seal of the Borough this ____ day of _____, 2021.

(SEAL)

LOUISE A. MEKOSH,
Clerk of the Borough of Lake Como

BOROUGH COUNCIL OF THE BOROUGH OF LAKE COMO

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Borough of Lake Como, in the County of Monmouth, State of New Jersey (the "Borough"), on October 5, 2021. It will be further considered for final passage, after public hearing thereon, at a virtual meeting of the governing body to be held on October 19, 2021 at 7:30 p.m. Copies of the full bond ordinance are available at no cost and during regular business hours at the Borough Clerk's office for members of the general public who request the same. Information regarding remote access to the meeting may be found on the Borough's website at www.lakecomonj.org. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2016-918 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LAKE COMO, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE "BOROUGH") ON SEPTEMBER 6, 2016 TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,965,000 TO \$3,665,000 (WHICH INCLUDES A GRANT IN THE AMOUNT OF \$700,000 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE) AND REPEALING RESOLUTION NUMBER 2018-67 ADOPTED BY THE BOROUGH ON FEBRUARY 20, 2018

Purpose(s): The purpose of the bond ordinance is to (i) amend Bond Ordinance Number 2016-918 finally adopted on September 6, 2016, to appropriate a grant in the amount of \$700,000 from the United States Department of Agriculture, and (ii) repeal and cancel Resolution Number 2018-67 adopted on February 20, 2018.

Appropriation: Increased by \$700,000 (from \$2,965,000 to \$3,665,000)

**Bonds/Notes
Authorized:** Unchanged

Grant: \$700,000 from the United States Department of Agriculture

Down Payment: None

Section 20 Costs: Unchanged

Useful Life: Unchanged

LOUISE A. MEKOSH,
Clerk of the Borough of Lake Como

**BOROUGH COUNCIL OF THE BOROUGH OF LAKE COMO
PUBLIC NOTICE**

BOND ORDINANCE STATEMENTS AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Borough Council of the Borough of Lake Como, in the County of Monmouth, State of New Jersey (the "Borough"), on October 19, 2021 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Borough Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2016-918 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LAKE COMO, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE "BOROUGH") ON SEPTEMBER 6, 2016 TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$2,965,000 TO \$3,665,000 (WHICH INCLUDES A GRANT IN THE AMOUNT OF \$700,000 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE) AND REPEALING RESOLUTION NUMBER 2018-67 ADOPTED BY THE BOROUGH ON FEBRUARY 20, 2018**

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Appropriation: Increased by \$700,000 (from \$2,965,000 to \$3,665,000)

Bonds/Notes Authorized: Unchanged

Grant: \$700,000 received from the United States Department of Agriculture

Down Payment: None

Section 20 Costs: Unchanged

Useful Life: Unchanged

**LOUISE A. MEKOSH,
Clerk of the Borough of Lake Como**