

BOROUGH OF OAKLAND

Borough Council Meeting MEETING MINUTES

Municipal Court/Council Chambers
10 Lawlor Drive
Oakland, N.J. 07436

March 12, 2024 – 7:00 p.m.

MOVE TO EXECUTIVE SESSION:

On motion of Pignatelli, seconded by Councilman McCann, the following resolution be introduced, adopted and duly passed on roll call vote:

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, (N.J.S.A. 10:4-12) permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, County of Bergen, State of New Jersey, as follows:

1. The public shall be excluded from discussion of action upon the herein after specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - A. Pending or Anticipated Litigation
3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above-mentioned closed session once the Mayor and Council has arrived at a final decision on the specified subject matter.

ROLL CALL: Mayor Kulmala, Councilmembers Goffredo, McCann, Pignatelli, Saliani, Slasinski Talamini.

Meeting of the Borough of Oakland Mayor and Borough Council opened on the above date at 7:00 p.m. in the Oakland Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. 07436.

Mayor Eric Kulmala presiding.

Acting Borough Clerk Wendi Seelin announced that proper notice of this meeting was made as to time, date, place, and agenda.

ROLL CALL: Present: Mayor Eric Kulmala, Councilmembers: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini.

Also Present: Borough Administrator Richard Kunze, Acting Borough Clerk Wendi Seelin, Borough Attorney Matt Gilson

SALUTE TO THE FLAG AND MOMENT OF SILENCE:

MAYOR'S REPORT:

Mayor Kulmala reviewed the status of the Borough of Oakland's current projects:

- Mayor Kulmala informed the public that Well 5 came online on March 29, 2024 and Oakland water is in compliance with the Department of Environmental Protection
- Mayor Kulmala stated that Bush Plaza project started last week, this was one of the Mayors stated goals with regards to getting the project in motion within his first 60 days of office. Councilman Saliani will provide details during his report.
- Mayor Kulmala stated that a public meeting was held on March 28, 2024 with the residents of the Ramapo Reserve Community and surrounding neighborhood residents affected by the bridge replacement. There have been internal meetings to discuss issues from the residents.
- Mayor Kulmala informed the public that two Special Budget Meetings were held last week. This was done to provide transparency to the residents and to allow the Council to ensure that tax monies are designated with oversight.
- Mayor Kulmala stated he has asked for a meeting with PSE&G for next week to understand when work will be completed and to discuss paving the affected roads.
- There is a Styrofoam Drive on Saturday April 6, 2024 from 9-12 PM.
- Mayor Kulmala informed the residents that the Lennar project has gotten off on a bumpy start and a meeting is being held tomorrow to set expectations going forward.
- Mayor Kulmala reminded the public that the Easter Egg Hunt is on March 23, 2024 with a rain date on March 24.

OPEN PUBLIC COMMENT:

Councilman Saliani set forth the motion, seconded by Councilman Pignatelli, to open for public comment.

ALL IN FAVOR.

Amy Eilert 318 Ramapo Valley Road, Ms. Eilert shared the history of Flow Follies and that they have raised over \$800,000.00 since 1985. This year's event raised \$10,000.00, but could be better. She thanked the Mayor for his participation and for bringing Councilman Talamini in to fill in as the

elephant poop expert. She hope the Mayor will join them again next year and volunteers are always welcome to join.

Sheila Boylan 16 Walnut Street, stated that she is still having water issues due to a neighbor's work and that the town is not helping her to get it resolved. She has lived here for 43 years with no water issues. Ms. Boylan brought picture to the council meeting and gave them to the Acting Borough Clerk Wendi Seelin to share with the Mayor, Council and Administrator. Mayor Kulmala asked Mr. Kunze to set up a meeting with Ms. Boylan and Mr. Yakimik. Mr. Kunze stated he would check on the status and the borough is using the tools at our disposal for remediation.

Kerri Sirinides 41 Sioux Avenue, stated that at the last meeting Ordinance 24-CODE-943 to amend the recreation ordinance was introduced with no real explanation just like the removal of the second public session. Where is the transparency? Ms. Sirinides suggested 2 Porta-Potties be put in place for unisex bathrooms. Ms. Sirinides believes this change creates a greater chance of issues. Asked that in the future that there be more transparency for their constituents. She hopes the Council will think long and hard before adopting this Ordinance tonight.

Tim Lally 4 Mountain Lakes Road, stated that he had brought up the Chapel Hill treatment plant at a meeting and thanked Mr. McCann and Mayor Kulmala for coming to the site to review the issues and appreciated them coming the very next day after stating the issue. There has been multiple meeting with Mr. Yakimik. He is following up on the status of a new more esthetically pleasing structure. Mr. Lally stated the site needs immediate attention, there is a weird green ooze going into the drain and that the fences are down and the doors are open and is a dangerous situation.

Councilman Pignatelli set forth the motion, seconded by Councilman Saliani, to close public comment.

ALL IN FAVOR.

APPROVAL OF MINUTES:

- February 27, 2024 Minutes

Councilman Saliani set forth the motion, seconded by Councilman Talamini, to approve the above listed minutes.

ROLL CALL: Ayes: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini.
Nays: None
Abstain: None
(6 ayes – 0 nays – motion carried)

- February 27, 2024 Executive Minutes

Councilman Pignatelli set forth the motion, seconded by Councilman Talamini, to approve the above listed minutes.

- **ROLL CALL: Ayes: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini.**
Nays: None

Abstain: None
(6 ayes – 0 nays – motion carried)

RAFFLE LICENSES FOR APPROVAL:

- Authorize Raffle License #RL1491 for Oakland Education Foundation on April 5, 2024 at Portobello's, Oakland, NJ 07436 for Oakland Public Schools

Councilman Pignatelli set forth the motion, seconded by Councilman Talamini, to approve Raffle License #RL1491:

ROLL CALL: Ayes: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini.
Nays: None
Abstain: None
(6 ayes – 0 nays – motion carried)

ALL IN FAVOR.

MAYOR AND COUNCIL APPOINTMENT TO COMMITTEES:

Mayor Kulmala announced the following Mayor and Council appointments:

Public Events Committee:
Carol Anne Rose

On motion of Councilman Pignatelli, seconded by Councilman Talamini, to approve Mayor and Council appointments:

ROLL CALL: Ayes: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini.
Nays: None
Abstain: None
(6 ayes – 0 nays – motion carried)

RESOLUTIONS: Consent Agenda 24-98, 24-101-109: Pulled 24-106 & 24-107

On motion of Councilman Pignatelli seconded by Councilman Talamini, the following resolutions be introduced, adopted, and duly passed by consent agenda and a roll call vote:

Resolution No: 24-98

TITLE:

AUTHORIZE REFUND OF TAXES FOR EXEMPT VETERAN, STEVEN ALBERT

WHEREAS, the Borough of Oakland has received a request (attached) for a refund of taxes in the total amount of \$1271.25; and

WHEREAS, N.J.S.A. 40A:5-17 requires Governing Body approval for said refund; and

WHEREAS, the Chief Financial Officer has verified that the amount is due and that funds are available in account Tax Refund #4-01-55-998-02 Tax Refund;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland hereby authorize payment in the total amount of \$1271.25 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>
Steven Albert	35 Barbara Lane Oakland, NJ 07436	1704	1

Resolution No: 24-101

TITLE:

**AUTHORIZE AGREEMENT WITH BERGEN COUNTY UTILITIES AUTHORITY FOR
CERTIFIED RECYCLING PROFESSIONAL ANNUAL RECYCLING TONNAGE REPORT
PREPARATION SERVICES**

WHEREAS, the Borough requires the services of a Certified Recycling Professional to Sign and Submit the annual Recycling Tonnage Report to the NJDEP; and

WHEREAS, the Department of Public Works Superintendent and Borough Administrator have recommended that Bergen County Utilities Authority be retained to provide Annual Recycling Tonnage Report Preparation Services, in accordance with their proposal; and

WHEREAS, the Mayor and Borough Council of the Borough of Oakland wishes to execute an agreement with Bergen County Utilities Authority to provide Annual Recycling Tonnage Report Preparation Services for the Borough; and

WHEREAS, Bergen County Utilities Authority will provide the services at no cost to the Borough; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, hereby awards and authorizes the Mayor and Borough Clerk to execute an agreement with Bergen County Utilities Authority to provide Annual Recycling Tonnage Report Preparation Services at no cost to the Borough.

Resolution No: 24-102

TITLE:

AUTHORIZE REFUND OF TAXES FOR EXEMPT VETERAN- JEFFREY LEVITT

WHEREAS, the Borough of Oakland has received a request (attached) for a refund of taxes in the total amount of \$1404.00; and

WHEREAS, N.J.S.A. 40A:5-17 requires Governing Body approval for said refund; and

WHEREAS, the Chief Financial Officer has verified that the amount is due and that funds are available in account Tax Refund #4-01-55-998-02 Tax Refund;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland hereby authorize payment in the total amount of \$1404.00 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>
Jeffrey & Raeann Levitt	24 Hemlock Street Oakland, NJ 07436	2301	18

Resolution No: 24-103

TITLE:

**AWARD CONTRACT TO MILLENNIUM COMMUNICATIONS GROUP INC. ADSS FIBER
INSTALLATION**

WHEREAS, there is a need to install Fiber optic cable to complete the Fiber Network Project; and

WHEREAS, Millennium Communications Group Inc. has submitted a proposal dated January 10, 2024 for services required at a total cost not to exceed cost of \$102,156.80; and

WHEREAS, Millennium Communications Group Inc. has State Contract # 23-TELE-45463 / #T2989 for this work; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #C-04-56-940-101 in the amount of \$102,156.80.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland hereby authorize a contract with Millennium Communications Group in the amount of \$102,156.80; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the agreement on behalf of the Borough.

Resolution No: 24-104

TITLE:

AWARD CONTRACT TO CDI LLC FOR DELL VxRAIL WITH SWITCHES

WHEREAS, there is a need to purchase servers with Switches for the Oakland Police Department network upgrade project; and

WHEREAS, CDI, LLC has submitted a proposal dated February 26, 2024 for services required at a total cost not to exceed cost of \$228,483.46, broken down as follows:

TASK #1:	Power Switch E3248P-ON w/ 5 Years Support:	\$ 97,156.80
TASK #2:	VxRail E660H/F w/ 5 Years Support:	\$ 179,977.44
Task #3:	Desktop & Application Virtualization w/ 5 Years Support:	\$ 15,371.88
Task #4:	Ethernet Cables:	\$ 95.24

WHEREAS, CDI, LLC has State Contract # M0483 | **24-TELE-70807** for the items desired; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #C-04-56-940-102 in the amount of \$228,483.46; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, hereby authorize CDI, LLC to perform the installation services for the VxRail with Switches Project at a cost not to exceed \$228,483.46; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the agreement on behalf of the Borough.

Resolution No: 24-105

TITLE:

AUTHORIZE TRANSFER BETWEEN BUDGET APPROPRIATIONS RESERVES

WHEREAS, it has become necessary to expend funds in excess of the amounts approved in the Calendar Year 2023 budget of the Borough of Oakland; and

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the Calendar Year 2023 budget of the Borough of Oakland; and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of such funds between Appropriations Reserves during the first 3 months of the calendar year;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that based on the recommendation of the Chief Financial Officer, the following transfers be made to the Calendar Year 2022 Appropriations Reserves budget:

Current Fund		From	To
Gasoline	3-01-31-460-001	\$ 29,000.00	
Bd of Hlth - Permanent Full Time	3-01-27-330-011	\$ 10,000.00	
Bldg & Gr - Permanent Full Time	3-01-26-310-011	\$ 10,000.00	
Police - SALARIES & WAGES	3-01-25-240-001	\$ 10,000.00	

Fire Dept - Clothing Allowance	3-01-25-265-013	\$ 10,000.00
Mun Ct - Permanent Full Time	3-01-43-490-011	\$ 25,000.00
Sub-total		\$ 94,000.00
Grbge & Tr - Garbage Removal	3-01-26-305-078	\$ 94,000.00
Sub-total		\$ 94,000.00

Resolution No: 24-108

TITLE:

RESOLUTION AUTHORIZING PFAS LITIGATION TRANSFER

WHEREAS, the Mayor and Council of the Borough of Oakland passed Resolution 23-222 entering into an agreement for legal services with John F. Keefe of Wilentz, Goldman & Spitzer, P.A. related to mass tort litigation for PFAS contamination; and

WHEREAS, Mr. Keefe has chosen to leave the above-referenced firm; and

WHEREAS, the Mayor and Council desire to authorize a transfer of the litigation to remain with Mr. Keefe; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Mayor is hereby authorized to execute a litigation transfer letter for Mr. Keefe of the Keefe Law Firm to remain attorney of record for the Borough of Oakland in the PFAS litigation.

Resolution No: 24-109

TITLE:

AUTHORIZE REFUND OF RECREATION FEES- VOLLEYBALL

WHEREAS, the Borough of Oakland has received a request (attached) for a refund of recreation fees in the total amount of \$143.00; and

WHEREAS, N.J.S.A. 40A:5-17 requires Governing Body approval for said refund; and

WHEREAS, the Chief Financial Officer has verified that the amount is due and that funds are available in account Misc. Revenue Refund 4-01-55-998-006;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland hereby authorize payment in the total amount of \$143.00 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>SPORT TYPE</u>	<u>AMOUNT</u>
Puch-Sullivan Family	29 Cherokee Trail, Oakland, NJ 07436	Volleyball	143.00
	Block: 5303 Lot 25		

On motion of Councilman Saliani seconded by Councilman Talamini, the following resolution be introduced, adopted, and duly passed by consent agenda and a roll call vote:

ROLL CALL: **Ayes:** **Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini**
 Nays: **None**
 Abstain: **None**
 (6 ayes – 0 nays – motion carried)

Pulled by Mayor Kulmala for Mr. Kunze to review the Resolutions for the public:

Mr. Kunze stated: 24-106 The Ramapo Indian Hills Regional High School District wishes to implement a SLEO 3 School Security program for the 2024-2025 school year and has authorized the required agreement, which mirrors the agreement we have with the Oakland K-8 district. Under its terms, the school district is responsible for all program costs, including salaries, fringe benefits and equipment. Upon authorization, we will undertake a job search to fill the position and begin implementation so that the program can start in September.

Mr. Kunze stated: with regards to Resolution 24-107, the only change to the agreement for the 2024-2025 school year is an increase in compensation for the SLEO 3 officers from \$40 per hour to \$41 per hour.

Resolution No: 24-106

TITLE:

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF OAKLAND AND RAMAPO INDIAN HILLS REGIONAL HIGH SCHOOL BOARD OF EDUCATION FOR SPECIAL LAW ENFORCEMENT OFFICERS, CLASS III FOR THE PURPOSE OF PROVIDING SCHOOL SECURITY AT RAMAPO INDIAN HILLS REGIONAL HIGH SCHOOL FACILITIES

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., permits a local unit of the State to enter into an agreement with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the State of New Jersey has created a new class of special police officer known as a Special Law Enforcement Officer Class III ("SLEO III"), solely for the purpose of school security, as set forth in N.J.S.A. 40A: 14-146. 10 et seq.; and

WHEREAS, the Borough of Oakland (the "Borough") and the Ramapo Indian Hills regional High School Board of Education (the "Board of Education") desire to enter into an Interlocal Services Agreement (the "Agreement") with regard to providing the services of SLEO III personnel for purposes of school security at the Ramapo Indian Hill School District for the 2024-2025 school year; an

WHEREAS, the SLEO III shall be an hourly, part-time, "at will" employee(s) of the Borough, subject to the rules and regulations of the Oakland Police Department, and shall be under the direction and supervision of the Chief of Police; and

WHEREAS, the Board shall reimburse the Borough for all expenses, including but not limited to the hourly salaries, hiring, cost and equipment; and

WHEREAS, the Board and the Borough have memorialized their agreement for SLEO III services in an Interlocal Services Agreement, a copy of which is attached hereto and made part of this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Oakland that the Mayor and Borough Clerk are hereby authorized to execute the Interlocal Services Agreement between the Borough of Oakland and the Oakland Board of Education to enter into an Interlocal Services Agreement (the "Agreement") with regard to providing the services of SLEO III personnel for purpose of school security at the Ramapo Indian Hills regional High School for the 2024-2025 school year; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Oakland Board of Education; and

BE IT FURTHER RESOLVED that all Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

This resolution shall take effect immediately.

Resolution No: 24-107

TITLE:

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF OAKLAND AND THE OAKLAND K-8 BOARD OF EDUCATION FOR SPECIAL LAW ENFORCEMENT OFFICERS, CLASS III FOR THE PURPOSE OF PROVIDING SCHOOL SECURITY AT OAKLAND K-8 SCHOOL FACILITIES

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., permits a local unit of the State to enter into an agreement with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the State of New Jersey has created a new class of special police officer known as a Special Law Enforcement Officer Class III ("SLEO III"), solely for the purpose of school security, as set forth in N.J.S.A. 40A: 14-146. 10 et seq.; and

WHEREAS, the Borough of Oakland (the "Borough") and the Oakland K-8 Board of Education (the "Board of Education") desire to enter into an Interlocal Services Agreement (the "Agreement") with regard to providing the services of SLEO III personnel for purposes of school security at the Oakland K-8 School District for the 2024-2025 school year; and

WHEREAS, the SLEO III shall be an hourly, part-time, "at will" employee(s) of the Borough, subject to the rules and regulations of the Oakland Police Department, and shall be under the direction and supervision of the Chief of Police; and

WHEREAS, the Board shall reimburse the Borough for all expenses, including but not limited to the hourly salaries, hiring, cost and equipment; and

WHEREAS, the Board and the Borough have memorialized their agreement for SLEO III services in an Interlocal Services Agreement, a copy of which is attached hereto and made part of this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Oakland that the Mayor and Borough Clerk are hereby authorized to execute the Interlocal Services Agreement between the Borough of Oakland and the Oakland Board of Education to enter into an Interlocal Services Agreement (the "Agreement") with regard to providing the services of SLEO III personnel for purpose of school security at the Oakland K-8 School district for the 2024-2025 school year; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Oakland Board of Education; and

BE IT FURTHER RESOLVED that all Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

This resolution shall take effect immediately.

On motion of Councilman Saliani seconded by Councilman Pignatelli the following resolutions be introduced, adopted, and duly passed by consent agenda and a roll call vote:

ROLL CALL: Ayes: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini
 Nays: None
 Abstain: None
 (6 ayes – 0 nays – motion carried)

ORDINANCE FINAL ADOPTION:

Motion to Discuss: On motion of Councilman Talamini seconded by Councilman McCann the following Ordinance be opened for discussion.

ROLL CALL: Ayes: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini
 Nays: None
 Abstain: None
 (6 ayes – 0 nays – motion carried)

Discussion: Mayor Kulmala asked Attorney Matt Gilson to review and explain this Ordinance: Mr. Gilson stated The New Jersey Division of Civil Rights has come to us stating that the current ordinance is not in compliance with state statues. As a council we may not like it, but on its face the Ordinance does appear to conflict with state statute. This Ordinance is not adding any affirmative language it is only removing language. The Council has to comply with state statue. This does not mean that the Council can take a separate action to address the situation that a resolution can be

passed to explore options. It is his legal recommendation that the council remove the specific language to address the issue at hand. Councilman Saliani asked if the Borough has ever has an issue with the ordinance? Mr. Gilson stated there have been no issues. Mr. McCann asked what statute are we in violation of. Mr. Gilson replied the New Jersey State Law against discrimination. Mr. McCann asked if there is a fee shifting element attached to it. Mr. Gilson stated yes and Mr. McCann asked if the Attorney General have the authority to charge towns legal fees under civil rights lawsuit. Mr. Gilson stated yes. Councilman Pignatelli is against jeopardizing the safety of our children. He feels we can come up with a solution that can satisfy everyone's concerns and satisfy the state. We don't want them to start fining us and there are ways to protect the children. Councilman Talamini asked if we don't change it what the repercussions are, Mr. Gilson replied he can't really go into the details of what the state has proposed and the actions they would take, but its currently extensive fines. Councilman Talamini stated that we have reached out to the state for guidance, have we gotten any? Mr. Gilson stated they asked for a model ordinance and have not received one. At this point we are not adding to the Ordinance, Councilman Talamini asked I this will bring us into compliance. Mr. Gilson stated that so far this is the only statute. We will be doing a complete review of the ordinances. Councilman Saliani asked if this is the second contact with regards to our ordinances. Mr. Gilson stated yes the first was a DEP issue. This is a result of the State stating is must be done. Councilman McCann asked is it part of the process when we introduce ordinances that we ask the public to speak on any ordinances. Mr. Gilson stated yes it is required. Failure to hold a public open would be a violation of the ordinance and invalidate it. Mr. McCann stated so there is transparency. Councilman McCann stated before this council can take any action it has to be open for public comments. Councilman Saliani asked can we pushed this forward, Mr. Gilson stated it is time sensitive and does not see any reason you couldn't brainstorm and pass a resolution/solution tonight. Mr. Gilson stated it's a clear cut we are in violation of the statute. Councilman Pignatelli asked when a possible solution would be brought up. Mr. Gilson stated in New Business. Councilwoman Goffredo asked if we have an idea/solution do we have to wait till after passed to bring it up. Mr. Gilson stated you can table this ordinance and then do that.

Councilman Saliani made a motion to table Ordinance 24-CODE-943 to discuss a solution, Councilman McCann seconded,

ROLL CALL: **Ayes:** **Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini**
 Nays: **None**
 Abstain: **None**
 (6 ayes – 0 nays – motion carried)

Mayor Kulmala asked for a motion to suspend the by-laws to go out of order on the agenda:
Councilman Saliani, Councilman Pignatelli seconded.

ALL IN FAVOR

NEW BUSINESS:

Councilwoman Goffredo suggested we enact single use bathrooms at the recreation facilities. Councilman Saliani stated he thinks a study is needed to see the impact. Mr. Gilson stated you authorize the Administrator to take the steps to effectuate single use bathrooms. Mr. Gilson confirmed single use bathrooms are not a violation. Councilman Saliani stated Ms. Sirinides

suggested portapotties for single use, should we consider this option. Councilman Talamini thinks moving forward with the single locks would be acceptable. Mr. McCann asked if Mr. Gilson was aware of any other towns having this issue. Mr. Gilson stated no and the towns that he did contact found they were in violation as well and a thorough review of the borough ordinances should be done. Council McCann asked if the Attorney General offer an affirmative solution, Mr. Gilson stated they offered several programs they wanted us to undertake, like training to deal with the issue. Councilman McCann asked if there is a model ordinance provided. Mr. Gilson stated none supplied. Mayor Kulmala stated he feels like we are being targeted and being held hostage to comply with this. Councilman McCann thinks we should go with the Councilwoman's suggestion for single use with a lock. The Council has asked the Borough Attorney to please review the Ordinance.

On motion of Councilman Talamini seconded by Councilman Slasinski that **Resolution 24-110** be introduced, adopted, and duly passed by a roll call vote:

Resolution No: 24-110

TITLE: RESOLUTION AUTHORIZING SINGLE USE BATHROOMS

WHEREAS, the Mayor and Council of the Borough of Oakland desire to evaluate the feasibility of all public restrooms in the Borough of Oakland being for a single occupant at one time; and

WHEREAS, desires for the Borough Administrator to evaluate such feasibility and take any action needed to effectuate same

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Borough Administrator is hereby authorized to evaluate the feasibility of all public restrooms in the Borough of Oakland being for a single occupant and take steps to effectuate same

ROLL CALL: **Ayes:** **Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini**
 Nays: **None**
 Abstain: **None**
 (6 ayes – 0 nays – motion carried)

Mayor Kulmala asked for motion to suspend new business: On motion of Councilman Pignatelli seconded by Councilman McCann that New Business be suspended:

ALL IN FAVOR

Mayor Kulmala as for a motion to remove from the table Ordinance 24-CODE-943, motion Councilman Pignatelli seconded Councilman Talamini.

ROLL CALL: **Ayes:** **Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini**
 Nays: **None**
 Abstain: **None**
 (6 ayes – 0 nays – motion carried)

ORDINANCE 24-CODE-943

"AN ORDINANCE AMENDING RECREATION FACILITIES USAGE"

The Borough Clerk was directed to take from the table Ordinance No. 24-CODE-943 and read by title for its final hearing.

The Borough Clerk then read by title an Ordinance entitled **"AN ORDINANCE AMENDING RECREATION FACILITIES USAGE"**.

OPENED FOR PUBLIC COMMENT:

On motion of Councilman Pignatelli, seconded by Councilman Slasinski, this portion of the meeting be opened for public comment.

ALL IN FAVOR.

Mike Guadagnino, 34 Hopper Street, Single use is a great idea, this is a great solution, the issue is at the last meeting Mr. Gilson did not give an explanation, he talked about rattle snakes, we need to know what is going on.

Sheila Boylan 16 Walnut Street, plays tennis at night they lock the bathrooms at 10PM. We are there till 11 and we had no way to get in, people were using rocks to hold the door.

CLOSED FOR PUBLIC COMMENT:

On motion of Councilman Pignatelli, seconded by Councilman Saliani, this portion of the meeting be closed to public comment.

ALL IN FAVOR.

On motion of Councilman Pignatelli, seconded by Councilwoman Goffredo, Ordinance 24-CODE-943, entitled **"AN ORDINANCE AMENDING RECREATION FACILITIES USAGE"** be adopted.

ROLL CALL: Ayes: Goffredo, Slasinski, Talamini

Nays: McCann, Pignatelli, Saliani

Abstain: None

(3 ayes – 3 nays – Tie Break by Mayor Kulmala- Aye-motion carried)

ALL IN FAVOR

WORK SESSION: NONE

OLD BUSINESS: NONE

COUNCIL COMMITTEE AND LIAISON REPORTS:

Councilwoman Talamini: Recreation sign up s are open and summer camp registration is open on 4/1-30/24. There is a strict deadline. Oakland rec is working with a group for after camp. The next Planning Board meeting is on March 14. Thank you to Oakland Recreation for all the years of fun.

Councilman Pignatelli: I met with the Environmental Commission last week, they are planning a town clean up on April 20th around Arbor Day. The Dump site was discussed and Chairman Lee Hayman wrote a perfect rebuttal to why they should not be allowed to operate in Oakland. The Board of Health meets next week,

Councilman Saliani: Public Events Easter Egg hunt is Saturday march 23 @ 10am with a rain date of 3/24. Please come early to see events. Bush Plaza had a kickoff meeting. You sill start to see construction in the next few weeks. The goal is to have 90% done by June. Donations are being accepted contact Councilman Saliani

Councilman McCann: Met with the OEM, asked Borough Administrator Mr. Kunze if we have handheld radios for the OEM persons, Mr. Kunze stated there used to be but he would have to look into it. On Monday there is an administration meeting and public safety meeting.

Councilman Slasinski: Review of upcoming Library events and regularly scheduled programs.

Councilman Goffredo: The shade tree commission met on March 4, I was late due to Budget Meeting. They are working on Arbor Day presentations for the schools, please consider adopting a tree. The next meeting is Monday April 1, 2024. The OCC met yesterday they remembered Fred Birks and created a video in tribute, they need volunteers, next meeting is May 6, 2024. The AFA group will have a limited lights and sounds event for the Easter Egg Hunt on 3/23/24 with a rain date of 3/24/24. They will be hosting limited lights and sounds for the Carnival on June 15, 2024 from 4:30-6:30 pm. Their next meeting is on April 3, 2024 7:30 PM

Councilman Pignatelli: Stated he would like to propose a plaque dedicated to Fred Birks, feels he should be recognized for all he did. Seconded Saliani **ALL IN FAVOR**

Mayor Kulmala asked Attorney Gilson to give an update on the Dump, Mr. Gilson replied no updates at this time

BILLS TO BE PAID:

On motion of Councilwoman Goffredo, seconded by Councilman Pignatelli, the following bills be submitted for payment:

(See following pages)

BE IT RESOLVED, that the foregoing bills be paid and charged to their respective accounts when the funds are available.

ROLL CALL: Ayes: Goffredo, McCann, Pignatelli, Saliani, Slasinski, Talamini.

Nays: None
Abstain: None
(6 ayes - 0 nays - motion carried)


ADJOURNMENT:

On motion of Councilman Pignatelli, seconded by Councilman Talamini, the meeting be adjourned.

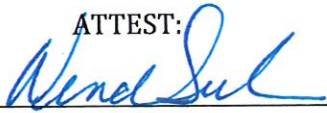
ALL IN FAVOR.

Adjourned: 8:10PM

APPROVED BY:


Eric Kulmala, Mayor

ATTEST:


Wendi Seelin, Acting Borough Clerk

