

REGULAR MEETING OF THE MAYOR AND COUNCIL  
HELD AT THE  
OAKLAND SENIOR CENTER  
20 LAWLOR DRIVE, OAKLAND, NEW JERSEY  
WEDNESDAY JUNE 28, 2017

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Kulmala, seconded by Councilman Talamini, 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 hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:  
Police Department hire; Negotiations-Sandy Beach; PBA insurance
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: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

Discussion ensued over Police Department hire, negotiations over Sandy Beach and PBA insurance. No action taken.

CLOSE EXECUTIVE SESSION:

On motion of Councilman Visconti, seconded by Councilman Knapp, the Executive Session be closed.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

MEETING CALLED TO ORDER: By Mayor Schwager at 7:38 pm.

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti. Absent: Councilwoman Coira. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney.

SALUTE TO THE FLAG:

MOMENT OF SILENCE:

MEETING ANNOUNCEMENT: Mayor Schwager announced this meeting is being held in accordance with the Open Public Meetings Law duly announced and included in the schedule of regular meetings.

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MOTION TO EXCUSE ABSENCE:

On motion of Councilman Biale, seconded by Councilman Kulmala, the absence of Councilwoman Coira be excused.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

MAYOR'S REPORT:

Mayor Schwager announced that on or about July 7<sup>th</sup>, Route 202 will be closed in Mahwah around Ramapo College. She advised that a meeting was held last week at Ramapo River Reserve regarding the Patriots Way Bridge. The Borough is trying to get a grant to help with the repair of the bridge. She thanked Borough Engineer Kevin Boswell for attending that meeting.

OPENED FOR PUBLIC DISCUSSION:

On motion of Councilman Biale, seconded by Councilman Visconti, this portion of the meeting be opened for public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

Mike Kozak, 34 Cayuga; Chopper Russo, 58 Minnehaha Blvd; Joe Ingle, 6 Island Terrace; were in attendance to discuss the carnival. Mr. Kozak thanked everyone who participated in the carnival. The weather did not cooperate this year but it was an enjoyable event. The revenues of \$ 91,000 were down about 15% from last year. Saturday night was a challenge with the fireworks cancellation. He advised that there will be a post event meeting. Councilman Talamini thanked everyone who ran the carnival. He cannot believe we did so well even with the weather being bad and the fireworks being cancelled. Mr. Kozak spoke about budgets and about the fireworks being cancelled. He advised if the company shows up and we cancel, we have to pay for the manpower. Councilman Kulmala commented that a lot of residents were impressed with the rides. He asked if it will be the same week again next year because of various activities taking place with school being in session. Chopper Russo advised that we are set up for the same week next year. He explained that we sacrificed our dates to get this new vendor. Mayor Schwager commented that Public Events did a fantastic job with the carnival.

Nancy Krause, 22 Hickory Drive and Chairwoman of Environmental Commission, advised that two or three weeks ago, the Environmental Commission found out that the Sandy Beach property is for sale. The Environmental Commission has been working on a grant application for Bergen

County. She read the narrative from the application. Mayor Schwager thanked the Environmental Commission for all their work.

T. Richards, 15 Andrew Avenue, commented that he helps run the Scout booth at the carnival. He thanked the people who run the carnival. He advised this is the one major fundraiser for the scouts. He spoke about the reverse 911 message that went out about the fireworks not saying the carnival was still open. Mayor Schwager advised that the Police made the call on the fireworks and she made them send another one saying the carnival was open. Mr. Richards commented that he is thankful that Oakland gives the Scouts the opportunity to fundraise at the carnival.

**CLOSED FOR PUBLIC DISCUSSION:**

On motion of Councilman Biale, seconded by Councilman Visconti, this portion of the meeting be closed to public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RECOGNITION OF JOE FERRARELLA:**

Mayor Schwager presented Joe Ferrarella with a certificate for his retirement after 40 years of service with the Department of Public Works. Mr. Ferrarella thanked the Mayor and Council. He was honored that the Recreation Commission named Field 7 after him. He has enjoyed all the honors he has received this past week. He thanked his family and his co-worker Jim McWilliams who will be taking over for Mr. Ferrarella.

**APPOINTMENT TO OAKLAND VOLUNTEER FIRE DEPARTMENT:**

On motion of Councilman Knapp, seconded by Councilman Kulmala, the Council appointed Daniel Binder to the Oakland Volunteer Fire Department.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**APPROVE RAFFLE LICENSE RL1303:**

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council approved Raffle License #RL1303 for Our Lady of Perpetual Help to hold an off-premise raffle on October 21, 2017 at 6 pm.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**APPROVAL OF MINUTES: MAY 24, 2017**

On motion of Councilman Biale, seconded by Councilman Knapp, the minutes from the Mayor and Council meeting of May 24, 2017 be approved.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**APPROVAL OF MINUTES: JUNE 14, 2017**

On motion of Councilman Biale, seconded by Councilman Kulmala, the minutes from the Mayor and Council meeting of June 14, 2017 be approved.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**APPROVAL OF MINUTES: MAY 24, 2017 EXECUTIVE**

On motion of Councilman Biale, seconded by Councilman Knapp, the minutes from the Mayor and Council Executive Session of May 24, 2017 be approved.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**APPROVAL OF MINUTES: JUNE 14, 2017 EXECUTIVE**

On motion of Councilman Biale, seconded by Councilman Knapp, the minutes from the Mayor and Council Executive Session of June 14, 2017 be approved.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**PUBLIC HEARING ON GRANT APPLICATION TO BERGEN COUNTY:  
OPENED FOR PUBLIC DISCUSSION:**

On motion of Councilman Visconti seconded by Councilman Talamini, this portion of the meeting be opened for public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

Mike Guadagnino, 34 Hopper and Chairman of the Recreation Commission and Park Committee, advised that we are seeking a grant for the parking lots at Great Oak Park. He explained that the Park currently has an old driveway and parking lot which cannot safely be used for vehicles due to the condition. He explained that we wish to resurface the parking lot and driveway areas with an environmentally safe and porous surface for rainwater and snow melt. The lowest estimate we received was \$ 132,000 so the Borough is seeking a grant of \$ 66,000.

No other comments made.

**CLOSED FOR PUBLIC DISCUSSION:**

On motion of Councilman Visconti, seconded by Councilman Talamini, this portion of the meeting be closed to public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**BUDGET:**

**RESOLUTION 17-200 RESCIND RESOLUTION 17-123**

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

BE IT RESOLVED that Resolution 17-123 adopted by the Mayor and Council on May 10, 2017 is hereby rescinded.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-201 RESCIND RESOLUTION 17-161**

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

BE IT RESOLVED that Resolution 17-161 adopted by the Mayor and Council on May 24, 2017 is hereby rescinded.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-193 BUDGET AMENDMENT**

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

WHEREAS, the local municipal budget for the year 2017 was approved on the 22<sup>nd</sup> day of March, 2017; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, County of Bergen, New Jersey that the following amendments to the approved budget of 2017 be made:

Current Fund

	<u>From</u>	<u>To</u>
General Revenues		
1. Surplus Anticipated	645,000.00	1,198,000.00
Total Surplus Anticipated	645,000.00	1,198,000.00
3. Miscellaneous Revenues – Section A: Local Revenues:		
Recreation Fees	465,000.00	463,300.00
Total Miscellaneous Revenue	5,811,790.49	5,810,090.49
Subtotal General Revenues (Items 1, 2, 3 and 4)	6,461,690.49	7,012,990.49
6. Amount to Be Raised by Taxes for Support of Municipal Budget:		
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	14,011,204.00	13,878,024.00
Total Amount to be Raised by Taxes for Support of Municipal Budget	14,813,104.00	14,679,924.00
7. Total General Revenues	21,274,794.49	21,692,914.49

## General Appropriations

## 8. (A) Operations – Within “CAPS”

## GENERAL GOVERNMENT FUNCTIONS

General Administration

Salaries & Wages	226,000.00	222,000.00
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General Services

Salaries & Wages	95,000.00	90,000.00
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Elections

Other Expenses	12,500.00	12,000.00
<u>Financial Administration</u>		
Salaries & Wages	242,500.00	225,500.00
Other Expenses	44,300.00	71,300.00
<u>Land Use Administration</u>		
Other Expenses	18,150.00	17,700.00
<b>PUBLIC SAFETY FUNCTIONS</b>		
<u>Police Dept</u>		
Salaries & Wages	4,456,250.00	4,320,000.00
Other Expenses	184,000.00	210,000.00
<u>Office of Emergency Management</u>		
Other Expenses	10,500.00	10,000.00
<u>Aid to Volunteer First Aid</u>		
Other Expenses	30,000.00	46,870.00
<u>Fire Dept</u>		
Other Expenses	104,650.00	104,000.00
<b>PUBLIC WORKS FUNCTIONS</b>		
<u>Streets &amp; Roads</u>		
Other Expenses	115,500.00	114,500.00
<u>Solid Waste Collection</u>		
Other Expenses	1,120,000.00	1,210,000.00
<u>Buildings &amp; Grounds</u>		
Other Expenses	150,000.00	149,000.00
<u>Vehicle Maintenance</u>		
Other Expenses	82,500.00	81,500.00
<b>HEALTH &amp; HUMAN SERVICES</b>		
<u>Public Health Services</u>		
Other Expenses	148,600.00	146,600.00
<b>PARKS &amp; RECREATION FUNCTIONS</b>		
<u>Recreation</u>		
Other Expenses	320,650.00	318,150.00
<b>OTHER COMMON OPERATING FUNCTIONS</b>		
<u>Accumulated Leave Compensation</u>		
Salaries & Wages	110,000.00	100,000.00
<u>Municipal Court</u>		
Salaries & Wages	144,700.00	143,700.00

Other Expenses	11,500.00	9,000.00
<u>Shade Tree</u>		
Other Expenses	42,000.00	38,000.00
STATE UNIFORM CONSTRUCTION CODE		
<u>Construction Official</u>		
Other Expenses	6,400.00	6,000.00
UNCLASSIFIED		
Electricity	116,500.00	120,500.00
Street Lighting	147,000.00	145,000.00
Natural Gas	35,000.00	33,000.00
Gasoline	175,000.00	170,000.00
Total Operations {Item 8(A)} Within "CAPS"	13,445,700.00	13,410,820.00
Total Operations Including Contingent Within "CAPS"	13,450,700.00	13,415,820.00
Detail:		
Salaries & Wages	7,206,150.00	7,032,900.00
Other Expenses	6,244,550.00	6,382,920.00
(H-1) Total General Appropriations for Municipal Purposes Within "CAPS"	15,106,379.00	15,071,499.00
(C) Capital Improvements – Excluded From "CAPS"		
Capital Improvement Fund	500,000.00	700,000.00
Total Capital Improvements Excluded From "CAPS"	700,000.00	900,000.00
(H-2) Total General Appropriations for Municipal Purposes Excluded From "CAPS"	5,971,415.49	6,171,415.49
(O) Total General Appropriations – Excluded From "CAPS"	5,971,415.49	6,171,415.49
(L) Subtotal General Appropriations {Items (H-2) and (O)}	21,077,794.49	21,242,914.49
(M) Reserve for Uncollected Taxes	197,000.00	450,000.00
9. Total General Appropriations	21,274,794.49	21,692,914.49

**Water Operating**

	<b><u>From</u></b>	<b><u>To</u></b>
DEDICATED WATER UTILITY OPERATIONS		
Other Expenses	266,500.00	264,500.00
DEFERRED CHARGES		
Deferred Charges	0.00	2,000.00
CAPITAL IMPROVEMENTS		
Capital Improvement Fund	360,900.00	361,147.91
DEBT SERVICE		
Interest on Bonds	47,700.00	47,452.09

**Sewer Operating**

	<b><u>From</u></b>	<b><u>To</u></b>
DEDICATED SEWER UTILITY OPERATIONS		
Other Expenses	139,500.00	137,500.00
DEFERRED CHARGES		
Deferred Charges	0.00	2,000.00
CAPITAL IMPROVEMENTS		
Capital Improvement Fund	37,000.00	336,725.00
DEBT SERVICE		
Interest on Bonds	5,200.00	5,475.00

BE IT FURTHER RESOLVED, that the Governing Body of the Borough of Oakland does hereby approve this amendment to the approved budget for the Fiscal Year 2017.

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his certification of the Fiscal Year 2017 local municipal budget so amended.

BE IT FURTHER RESOLVED, that this resolution shall be advertised in the Monday July 3, 2017 edition of "The Record" and that a hearing will be held on this amendment at the Senior Center, 20 Lawlor Drive, on July 12, 2017 at 7:30 o'clock



ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-194 TEMPORARY BUDGET EMERGENCY

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

WHEREAS, NJSA40A:4-20 of the Local Budget Law provides that in addition to temporary appropriations necessary for the period prior to the adoption of the budget, the governing body may, by resolution adopted by 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the adoption of the budget.

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, that the following emergency temporary appropriations be made and that a certified copy of this resolution be filed with the Director of the Division of Local Government Services:

#### Current Fund

##### General Administration

Salaries & Wages	222,000.00
Other Expenses	7,000.00

##### Communications Committee

Other Expenses	12,000.00
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##### General Services

Salaries & Wages	90,000.00
Other Expenses	66,500.00

##### Mayor and Council

Salaries & Wages	48,350.00
Other Expenses	30,000.00

##### Municipal Clerk

Salaries & Wages	84,850.00
Other Expenses	21,300.00

##### Elections

Salaries & Wages	2,150.00
Other Expenses	12,000.00

##### Financial Administration

Salaries & Wages	225,500.00
Other Expenses	71,300.00

##### Audit

Other Expenses	37,000.00
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##### Information Technology

Other Expenses	67,000.00
<u>Revenue Administration</u>	
Salaries & Wages	69,000.00
Other Expenses	9,700.00
<u>Tax Assessment Administration</u>	
Salaries & Wages	77,600.00
Other Expenses	14,400.00
<u>Legal Services</u>	
Other Expenses	205,000.00
<u>Engineering Services</u>	
Other Expenses	60,000.00
<u>Land Use Administration</u>	
Salaries & Wages	15,100.00
Other Expenses	17,700.00
<u>Zoning Board of Adjustment</u>	
Salaries & Wages	15,200.00
Other Expenses	8,000.00
<u>Insurance</u>	
Liability Insurance	207,521.82
Other Insurance	20,246.28
Workman's Compensation	228,031.90
Employee Group Health	2,130,000.00
<u>Police Dept</u>	
Salaries & Wages	4,320,000.00
Other Expenses	210,000.00
<u>Office of Emergency Management</u>	
Salaries & Wages	8,450.00
Other Expenses	10,000.00
<u>Flood Control</u>	
Salaries & Wages	4,750.00
Other Expenses	1,500.00
<u>Aid to Volunteer First Aid</u>	
Other Expenses	46,870.00
<u>Fire Dept</u>	
Salaries & Wages	78,250.00
Other Expenses	104,000.00
<u>Streets &amp; Roads</u>	

Salaries & Wages	503,000.00
Other Expenses	114,500.00
<u>Snow Removal</u>	
Salaries & Wages	60,000.00
Other Expenses	81,000.00
<u>Solid Waste Collection</u>	
Salaries & Wages	81,100.00
Other Expenses	1,210,000.00
<u>Buildings &amp; Grounds</u>	
Salaries & Wages	233,250.00
Other Expenses	149,000.00
<u>Vehicle Maintenance</u>	
Salaries & Wages	67,100.00
Other Expenses	81,500.00
<u>Public Health Services</u>	
Salaries & Wages	72,850.00
Other Expenses	146,600.00
<u>Environmental Commission</u>	
Salaries & Wages	1,200.00
Other Expenses	1,000.00
<u>Recreation</u>	
Salaries & Wages	178,600.00
Other Expenses	318,150.00
<u>Senior Citizen Activities</u>	
Salaries & Wages	68,500.00
Other Expenses	34,000.00
<u>Accumulated Leave Compensation</u>	
Salaries & Wages	100,000.00
<u>Municipal Court</u>	
Salaries & Wages	143,700.00
Other Expenses	9,000.00
<u>Public Defender</u>	
Other Expenses	10,600.00
<u>Municipal Prosecutor</u>	
Other Expenses	23,000.00
<u>Shade Tree</u>	
Other Expenses	38,000.00

Construction Official

Salaries & Wages	262,400.00
Other Expenses	6,000.00

Electricity	120,500.00
Street Lighting	145,000.00
Telephone	90,000.00
Natural Gas	33,000.00
Gasoline	170,000.00

Contingent	5,000.00
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Public Employees Retirement Sys	380,934.00
Social Security System	485,000.00
Police & Firemen's Retirement Sys	785,245.00
Defined Contribution Program	4,500.00

Length of Service Awards Program (LOSAP)

Other Expenses	88,000.00
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Police Dispatch 9-1-1

Other Expenses	13,000.00
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Stormwater Management

Salaries & Wages	47,450.00
Other Expenses	31,000.00

Maintenance of Free Library	846,900.00
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Reserve for Tax Appeals	100,000.00
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Cash Match for Grants	2,500.00
Federal & State Grants	132,565.49

Capital Improvement Fund	700,000.00
Reserve for Fire Truck	200,000.00

Payment of Bond Principle	880,000.00
Payment of Bond Anticipation Notes	97,000.00
Interest on Bonds	380,800.00
Interest on Notes	20,800.00
Payment of BANs/Reserve Debt Ser	2,525,000.00

Deferred Charges to Future Taxation	106,400.00
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Reserve for Uncollected Taxes	450,000.00
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TOTAL	
GENERAL APPROPRIATIONS	21,692,914.49

Water Operating

Salaries & Wages	589,400.00
Other Expenses	264,500.00
Utilities	276,500.00
Employee Group Health	114,800.00
Other Insurance Premiums	50,200.00
Capital Improvement Fund	361,147.91
Payment of Bond Principle	130,000.00
Interest on Bonds	47,452.09
Deferred Charges	2,000.00
Public Employees Retirement Sys	57,925.00
Social Security System	42,075.00
TOTAL	
WATER APPROPRIATIONS	1,936,000.00
<u>Sewer Operating</u>	
Salaries & Wages	114,900.00
Other Expenses	137,500.00
Utilities	32,000.00
Employee Group Health	26,150.00
Other Insurance Premiums	10,500.00
Capital Improvement Fund	36,725.00
Payment of Bond Principle	15,000.00
Interest on Bonds	5,475.00
Deferred Charges	2,000.00
Public Employees Retirement Sys	8,700.00
Social Security System	8,400.00
TOTAL	
SEWER APPROPRIATIONS	397,350.00

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-185 RELEASE OF BOND

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

WHEREAS, Bill Smith, Jr. posted performance bond with the Borough of Oakland in the amount of \$1,000.00; and

WHEREAS, the aforementioned guarantee was posted in connection with on-site improvements for the premises located at 80 Ryerson Street and known as Block 3703, Lot 89.02 on the Tax Map of the Borough of Oakland; and

WHEREAS, all site work has been completed by Bill Smith, Jr. and same has been inspected and approved by the Borough Engineer, Boswell McClave Engineering; and

WHEREAS, Bill Smith, Jr. has requested a release of the performance bond; and

WHEREAS, the Mayor and Council of the Borough of Oakland has reviewed the recommendation of Boswell McClave Engineering, and have determined that the site improvements for the project have been completed and the performance bond can be released at this time.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland as follows:

1. The site improvements required at the property located at 80 Ryerson Street and known as Block 3703, Lot 89.02 have been completed and the performance bond, in the amount of \$1,000.00 can be released.

BE IT FURTHER RESOLVED that certified copies of this resolution shall be provided to: (i) the Chief Financial Officer of the Borough of Oakland; (ii) the Construction Code Official of the Borough of Oakland; (iii) Bill Smith, Jr.; (iv) Brian M. Chewcaskie, Borough Attorney.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-186 SUPPORT ACTION TO REAUTHORIZE NATIONAL FLOOD INSURANCE PROGRAM

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

WHEREAS, floods are the most common and most destructive natural disasters in the United States; and

WHEREAS, the National Flood Insurance Act authorizes a National Flood Insurance Program ("NFIP"); and

WHEREAS, the NFIP is a Federal program created by Congress to mitigate future flood losses nationwide and to provide access to affordable, federally backed flood insurance protection for property owners; and

WHEREAS, the NFIP is designed to provide an insurance alternative to disaster assistance to meet the escalating costs of repairing damage to buildings and their contents caused by floods; and

WHEREAS, New Jersey is fourth in the nation in the number of NFIP policies enforced and third in total value of claims paid; and

WHEREAS, five hundred and fifty-two communities in New Jersey participate as members of NFIP which amounts to over 230,000 policies enforced throughout the State of New Jersey; and

WHEREAS, the NFIP maintains a significant role in providing financial protection against flood events to New Jersey residents; and

WHEREAS, the NFIP is set to expire on September 30, 2017; and

WHEREAS, the expiration of this program could cause catastrophic loss of insurance coverage against flooding which is the number one cause of loss of property throughout the United States; and

WHEREAS, in the event the program were to expire, the consequences in the form of disruption of coverage and the potential financial burdens to residents throughout the State of New Jersey will be of great economic significance; and

WHEREAS, the purpose of this Resolution is to urge the Borough of Oakland's Federal Representatives to support the extension of the NFIP which promotes the public health, safety and general welfare and minimizes public and private losses due to flooding events in the State of New Jersey;

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Oakland hereby urges its Federal Legislators and Representatives to take any and all necessary action to insure that the National Flood Insurance Program is extended beyond the September 30, 2017 expiration date.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be forwarded to the Borough of Oakland's Federal Legislators and Representatives.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-187 HIRE DPW LABORER-C. KELLY

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

WHEREAS, the Borough of Oakland has a vacant full-time position in the Department of Public Works; and

WHEREAS, the Borough Administrator and Superintendent of Public Works recommend that Christopher Kelly be appointed to fill the full-time vacancy; and

WHEREAS, the Borough Council believes such action to be in the best interest of the department and community;

NOW, THEREFORE, BE IT RESOLVED, that the Borough does hereby hire Christopher Kelly as a laborer in the Department of Public Works effective Monday July 3, 2017 at an annual salary of \$33,435.00.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-188 AUTHORIZE PROMOTION-J. McWILLIAMS

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland, upon the endorsement of Department of Public Works Superintendent, Anthony Marcucilli, hereby approve the following promotional recommendation and salary increase effective Monday, July 3, 2017:

James McWilliams from Senior Public Works Repairer to Supervisory Building Maintenance Repairer, \$ 68,586 as per contract.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-189 AUTHORIZE PROMOTION-M. FALK**

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland, upon the endorsement of Department of Public Works Superintendent, Anthony Marcucilli, hereby approve the following promotional recommendation and salary increase effective Monday, July 3, 2017:

Michael Falk from Senior Mechanic to Assistant Supervisor, Vehicle Maintenance, \$ 57,869 as per contract.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-190 REFUND REDEMPTION MONIES LIEN 16-00031**

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

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 16-00031, Block 2507, Lot 6, better known as 36 Lakeview Terrace on June 6, 2017; and

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$2,073.41 payable to Christiana Trust as Custodian GSRAN-Z Deposit Account, P.O. Box 71276, Philadelphia, PA 19176;

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$2,073.41 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-191 APPOINT COMMUNITY DEVELOPMENT REPRESENTATIVES**

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

WHEREAS, in order to conduct Community Development Grant Meetings in conjunction with the monthly Share Service Meetings, the H.U.D./County regulations require that each municipality appoint by Resolution two representatives to the N.W. Regional Board; and

WHEREAS, Mayor Schwager has designated Borough Administrator Richard Kunze to serve as the Mayor's representative to the Community Development Program for a one-year term, July 1, 2017 through June 30, 2018;



BE IT RESOLVED, that the Borough Council hereby appoint Councilman John Biale to serve as the Council's representative for a one-year term, July 1, 2017 through June 30, 2018;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby appoint Borough Clerk, Lisa Duncan as the alternate.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

RESOLUTION 17-192 AUTHORIZE B.C. PARK IMPROVEMENT GRANT APPLICATION  
On motion of Councilman Biale, seconded by Councilman Knapp, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund ("County Trust Fund") provides matching grants to municipal governments and to nonprofit Organizations for assistance in the development or redevelopment of municipal recreation facilities; and

WHEREAS, the Borough of Oakland desires to further the public interest by obtaining a matching grant of \$ 66,000 from the County Trust Fund to fund the following project: Repaving Parking Lots and Driveway for Great Oak Park; and

WHEREAS, the governing body has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and

WHEREAS, as part of the application process, the governing body received public comments on the proposed park improvements in the application on June 28, 2017; and

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline as established by the County; and
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, Mayor and Council of the Borough of Oakland has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and
3. That the Mayor and Council of the Borough of Oakland is committed to providing a dollar for dollar cash match for the project; and
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.

5. That the Mayor and Council of the Borough of Oakland agrees to comply with all applicable federal, state and local laws, rules, and regulations in its performance of the project; and
6. That this resolution shall take effect immediately.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-195 JOIN HUNTERDON COUNTY EDUCATIONAL COOP**

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

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

WHEREAS, on June 28, 2017, the Governing Body of the Borough of Oakland, County of Bergen, 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 that this Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Oakland;

BE IT FURTHER RESOLVED that 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; and

BE IT FURTHER RESOLVED that 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; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-196 REFUND REDEMPTION MONIES FOR LIEN 16-00022**

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

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 16-00022, Block 1901, Lot 39, better known as 34/24 Bailey Avenue on June 13, 2017; and

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$645.29, payable to US Bank Cust/PC4 1<sup>st</sup> Trust Bank, Tax Lien Services Group, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$645.29 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-197 CHANGE ORDER #4 LIBRARY PROJECT

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

WHEREAS, a contract was awarded to Daskal LLC in the amount of \$ 1,353,951.00 for the Library Renovation Project; and

WHEREAS the following Change Order 4 has been requested:

Additional Power outlets, data & 6 more light fixtures	\$ 10,465.00
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WHEREAS, the Change Order has been reviewed and recommended by the Borough's Engineer, Boswell McClave Engineering; and

WHEREAS, the Acting CFO has certified that funds are available in Account #C-04-56-714-201;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby authorize Change Order 4 for an increase of \$ 10,465.00 for a total contract amount of \$ 1,375,886.80.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-198 AUTHORIZE RECREATION REFUND

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

WHEREAS, the Borough of Oakland has received a request for a refund of Summer Baseball Camp Registration Fees in the amount of \$150.00; and

WHEREAS, N.J.S.A. 40A:5-17 requires governing body approval for said refund;

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Oakland hereby authorize a refund to:

Brian Rendine, 87 Circle Avenue, Franklin Lakes, NJ 07417 refund due \$150.00

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-199 CHANGE ORDER #5 LIBRARY PROJECT**

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

WHEREAS, a contract was awarded to Daskal LLC in the amount of \$ 1,353,951.00 for the Library Renovation Project; and

WHEREAS the following Change Order 5 has been requested:

Leak Detection and repair on existing heating lines	\$ 3,263.70
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WHEREAS, the Change Order has been reviewed and recommended by the Borough's Engineer, Boswell McClave Engineering; and

WHEREAS, the Acting CFO has certified that funds are available in Account #C-04-56-714-201;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby authorize Change Order 5 for an increase of \$ 3,263.70 for a total contract amount of \$ 1,379,150.50.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**INTRODUCTION: ORDINANCE NO. 17-CODE-757 PIPELINES**

The Clerk was directed to take from table Ordinance No. 17-Code-757 and read by title for its first reading.

The Clerk then read by title Ordinance No. 17-Code-757 entitled: " AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OAKLAND CHAPTER 59 LAND USE AND ZONING, ARTICLE 7 ZONING, SECTION 59-45 REGULATIONS APPLICATION TO ALL ZONES TO PROVIDE REGULATIONS APPLICABLE TO OIL AND HAZARDOUS SUBSTANCE PIPELINES WITHIN THE BOROUGH OF OAKLAND"

On motion of Councilman Biale, seconded by Councilman Kulmala, the following resolution be introduced, adopted and duly passed on roll call vote.

BE IT RESOLVED that an Ordinance entitled, An Ordinance Amending And Supplementing The Revised General Ordinances Of The Borough Of Oakland Chapter 59 Land Use And Zoning, Article 7 Zoning, Section 59-45 Regulations Application To All Zones To Provide Regulations Applicable To Oil And Hazardous Substance Pipelines Within The Borough Of Oakland, be introduced;

That said Ordinance be considered for final adoption at a meeting on July 12, 2017 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, New Jersey at 7:30 P.M.

That said Ordinance be published in full in The Record on or before July 3, 2017 together with notice of this introduction and of the time and place for further consideration for final passage, and that the Clerk post a copy of said Ordinance in the Municipal Building and make copies available to the public.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

FINAL PUBLIC HEARING: ORDINANCE NO. 17-CODE-756 REPEAL ORD. 16-CODE-744

The Clerk was directed to take from the table Ordinance No.17-Code-744 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled " AN ORDINANCE REPEALING ORDINANCE 16-CODE-744 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OAKLAND"

OPENED FOR PUBLIC DISCUSSION:

On motion of Councilman Biale, seconded by Councilman Knapp, this portion of the meeting be open for public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

Borough Engineer Kevin Boswell advised that this ordinance is repealing the ordinance where the Borough opted in with the Highlands Council for Plan Conformance for the Planning Area. He explained that the Borough was pursuing an amendment to the Wastewater Management Plan in order to provide sanitary sewer service to portions of the Borough. The Borough has been meeting with the DEP, the Highlands and Northwest Bergen County Utilities Authority to get approval to convey wastewater to the NWBCUA. The Borough sought conformance with the Highlands Regional Master Plan in an effort to obtain approval for a Wastewater Management Plan. He explained that his office reviewed the process to secure approval for a WMP for a conforming municipality versus a non-conforming municipality. Mr. Boswell is recommending opting out of Highlands Plan Conformance in order to secure approval for the Borough's Wastewater Management Plan. He explained that this does not preclude the Borough from opting back in after approval of a Wastewater Management Plan in secured.

CLOSED FOR PUBLIC DISCUSSION:

On motion of Councilman Biale, seconded by Councilman Kulmala, this portion of the meeting be closed to public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

On motion of Councilman Biale, seconded by Councilman Kulmala, the following resolution be introduced, adopted and duly passed on a roll call vote.

BE IT RESOLVED that an Ordinance entitled, An Ordinance Repealing Ordinance 16-Code-744 Of The Revised General Ordinances Of The Borough Of Oakland, be adopted;

BE IT FURTHER RESOLVED that the Borough Clerk be and she is hereby directed to cause said Ordinance to be published by title in The Record in the manner provided by law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

RESOLUTION 17-181 RESCIND HIGHLANDS PLAN CONFORMANCE-PLANNING AREA

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

WHEREAS, the Borough of Oakland adopted Resolution 11-137, a resolution to petition the Highlands Council for plan conformance for the Planning Area; and

WHEREAS, Resolution 11-137 was adopted July 13, 2011; and

WHEREAS, the Borough of Oakland has determined that it is in the best interest of the Borough to withdraw its petition for plan conformance for the Planning Areas;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that Resolution 11-137 adopted July 13, 2011, be and the same is hereby rescinded.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be provided to the New Jersey Water Highlands Protection and Planning Council.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti

**WORK SESSION:**

**REQUEST BY ENVIRONMENTAL COMMISSION TO SUPPORT PILOT PROGRAM:**

Mr. Kunze explained that the Environmental Commission is asking the Mayor and Council to adopt a resolution in support of continued State funding for the Green Acres PILOT program which compensates towns on a declining basis for the loss of tax ratables due to the purchase of lands by the State for open space preservation. A resolution will be listed on the next agenda.

**BID FOR FIRE DEPARTMENT TURNOUT GEAR:**

Mr. Kunze advised that Wyckoff, as the lead agency for this WOLF group bid, recently rebid the purchase of Turnout Gear for Fire Departments. According to Oakland's Fire Department, the pricing on the gear is less than what we have paid in the past and the quality of the gear is good. A resolution to award this bid will be listed on the next agenda.

**BOSWELL PROPOSAL-WASTEWATER MANAGEMENT PLAN**

Mr. Kunze advised that the preparation of a new Wastewater Management Plan is required in order to move forward with bringing sewers to additional areas of the Borough. Boswell submitted a proposal for the services required. A resolution will be listed on the next agenda.

**COUNCIL REPORTS:**

Councilman Knapp: No report.

Councilman Visconti: No report.

Councilman Biale: The Senior Center Club is having a picnic on July 13<sup>th</sup>.

Councilman Kulmala: No report.

Councilman Talamini: No report.

**OPENED FOR PUBLIC DISCUSSION:**

On motion of Councilman Biale, seconded by Councilman Kulmala, this portion of the meeting be opened for public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

Ryan Schwertfeger, 15 Andrew Avenue, thanked the Mayor and Council for passing the resolution to endorse the grant for the dog park.

**CLOSED FOR PUBLIC DISCUSSION:**

On motion of Councilman Biale, seconded by Councilman Kulmala, this portion of the meeting be closed to public discussion.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**BILLS TO BE PAID:**

On motion of Councilman Talamini, seconded by Councilman Biale, 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: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

**MEETING ADJOURNED:**

On motion of Councilman Biale, seconded by Councilman Knapp, the meeting be adjourned at 8:50 pm.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Talamini, Visconti.

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Lisa M. Duncan, Borough Clerk

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Mayor Linda H. Schwager

July 12, 2017

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Date Approved