

BOROUGH OF OAKLAND

Borough Council Meeting MEETING MINUTES

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

June 28, 2023 – 7:00 p.m.

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Pignatelli, seconded by Councilman Saliani, 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 Borough Council of the Borough of Oakland, in the County of Bergen, and 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. Personnel;
 - b. Pending or Anticipated Litigation.
3. The Mayor and Borough 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: 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 Linda H. Schwager presiding.

Mayor Linda H. Schwager announced that proper notice of this meeting was made as to time, date, place, and agenda.

ROLL CALL: Present: Mayor Linda H. Schwager, Councilmembers McCann, Pignatelli, Saliani, Slasinski, Talamini.

Also Present: Borough Administrator Richard Kunze, Borough Clerk Michael Carelli, Borough Attorney Matthew Gilson, Borough Engineer John Yakimik.

Absent: Councilman Kulmala.

On motion of Councilman Pignatelli, seconded by Councilman Talamini, Councilman Kulmala be excused from the meeting.

ALL IN FAVOR.

SALUTE TO THE FLAG AND MOMENT OF SILENCE:

MAYOR'S REPORT:

Mayor Schwager commented that the Borough of Oakland has supplemental funding on-hand for the Patriot's Way Bridge Project just over \$1 million dollars. The Mayor has been working with our local legislators and Congressman to obtain additional funding for the superstructure replacement. The Mayor advised that federal funding was on a reimbursement basis only, and that the project could not start until funding has been secured. The Mayor announced that she negotiated with the NJDOT and has secured funding over multiple fiscal years. The Mayor thanked the Borough Administrator, Borough Clerk, and Kevin Boswell of Boswell Engineering for their hard work in filing the grant applications and for securing the funding. The Mayor thanked Senator Paul Sarlo as well. The Mayor announced that the Borough has received an allotment of \$3 million dollars from NJDOT, and still apply for more funding in the FY 2024 cycle. The project could start as soon as possible, while still being eligible for future NJDOT funding. The Mayor stated that the funding is pending the Governor's signature of the State budget. The Mayor thanked the NJDOT Commissioner Diane Gutierrez-Scaccetti for her hard work on this. The Mayor asked the Borough Council to introduce a bond ordinance at the July 19, 2023 Borough Council Meeting to be able to proceed with the project. The Mayor concluded that she looks forward to the ribbon cutting ceremony.

OPEN PUBLIC COMMENT:

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

ALL IN FAVOR.

Ann Cedar of 33 Winding Ridge, Oakland, N.J. 07436, asked what happens if the Borough doesn't receive additional funding, and asked if the project would continue.

Dave Richardson of 320 Ramapo Valley Road, Oakland, N.J. 07436, expressed concerns with electric motorcycles and bicycles.

Alison Fleeson of 224 Hiawatha Boulevard, Oakland, N.J. 07436, asked the Governing Body to put up a PRIDE flag on Borough property in celebration of June 2023 Pride Month.

Thomas "Chopper" Russo of 392 Ramapo Valley Road, Oakland, N.J. 07436, congratulated all who helped with the Borough Carnival, including the Department of Public Works, Access for All, Oakland Police, Oakland Fire, and the Public Events Committee members. Mr. Russo read aloud revenue statistics for the Carnival.

Kerri Sirinides of 41 Sioux Avenue, Oakland, N.J. 07436, announced that Access for All Committee had over 80 participants during the special session at the Carnival. Ms. Sirinides read aloud a letter addressed to the community from the Access for All Committee.

Frank DiPentima of 6 Mountain Lakes Road, Oakland, N.J. 07436, expressed concerns with the Sewer Decommissioning Project, and encouraged the Borough Council to reach out to him regarding financial incentives. Mr. DiPentima asked for an apology for Ms. Cedar. Mr. DiPentima cited liquor license approvals.

Andrea Levy of 780 Ramapo Valley Road, Oakland, N.J. 07436, announced that the Great Oak Park Arts Pavilion is soon to be completed. The Recreation Commission and Arts Committee has announced an opening night on September 7, 2023. More information is forthcoming. There is a First Sunday Hike on July 2, 2023 at 9:00 a.m. at the Skyline Drive Lower Level Parking Lot. Ms. Levy thanked everyone who helped with the Arts Festival.

Michael Guadagnino of 34 Hopper Street, Oakland, N.J. 07436, thanked Boswell Engineering for their in-kind donations of engineering services for the Arts Pavilion.

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

ALL IN FAVOR.

RESOLUTIONS:

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

23-204: HIRE HANK ANDERSON AS POLICE OFFICER

WHEREAS, the Mayor and Borough Council of the Borough of Oakland has determined the need to authorize the hiring of a Police Officer for the Oakland Police Department based on a vacancy and the current table of organization; and

WHEREAS, the Police Chief, Borough Administrator, and Public Safety Committee has recommended the appointment of Hank Anderson pending the completion of the necessary pre-employment testing and background checks;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that Hank Anderson be and is hereby appointed as a Police Officer for the Borough of Oakland, which appointment is effective Monday July 3, 2023, and being made in accordance with the New Jersey Department of Personnel Certification of Eligibles for Appointment List, and his starting salary shall be at Academy Step, \$41,296.00 in accordance with the current PBA Contract.

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

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

23-205: HIRE KYLE DELAHANTY AS POLICE OFFICER

WHEREAS, the Mayor and Borough Council of the Borough of Oakland has determined the need to authorize the hiring of a Police Officer for the Oakland Police Department based on a vacancy and the current table of organization; and

WHEREAS, the Police Chief, Borough Administrator, and Public Safety Committee has recommended the appointment of Kyle Delahanty pending the completion of the necessary pre-employment testing and background checks;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that Kyle Delahanty be and is hereby appointed as a Police Officer for the Borough of Oakland, which appointment is effective Monday July 3, 2023, and being made in accordance with the New Jersey Department of Personnel Certification of Eligibles for Appointment List, and his starting salary shall be at Academy Step,

\$41,296.00 in accordance with the current PBA Contract.

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

Mayor Schwager swore-in the new Police Officers.

ENGINEER'S REPORT:

Kevin Boswell of Boswell Engineering reported on several urgent matters. Mr. Boswell explained the land use permitting process for the PFAS Treatment Systems Project. Mr. Boswell reported that the Borough is scheduled to be published in the New Jersey Register on August 7, 2023 in regards to an amendment to allow parts of the Borough to be on sewer. There will be a 30-day comment period for the public, with an approval for October of 2023. Mr. Boswell was informed by NJDEP that the remaining land use permit would be issued by the end of next week for the PFAS Treatment Systems project. Mr. Boswell explained the federal funding process for Transportation projects. It was explained that if the Patriot's Way Bridge project was federally funding, the project would be subject to federal environmental requirements, which is something that the Borough should avoid. Mr. Boswell explained the funding availability through the NJDOT Local Aid Program, which does not have the allowable funding for the Patriot's Way Bridge project. Mr. Boswell commented that the Commissioner of the Department of Transportation inserted a \$3,000,000.00 line item in the NJDOT's FY 2024 budget, which is pending the Governor's signature. Mr. Boswell worked on a spending plan with the Commissioner, and the Borough will be eligible for future grant funding, even after starting the project now. Councilman Pignatelli asked if bonding precludes the Borough from receiving future funding. Mr. Kunze reported that this is the largest single grant that the Borough has received. Mr. Kunze advised that the bid will be out to the public for a longer period of time as opposed to other projects. Mr. Boswell explained that there is six (6) construction phases of the project, and is a 24-month project.

HOUSING ELEMENT AND FAIR SHARE PLAN PRESENTATION FROM BOROUGH PLANNER:

Planning Board Planner Steve Lydon presented the Housing Element and Fair Share Plan to the Governing Body and to the public. The Housing Element and Fair Share Plan was adopted by the Planning Board earlier in the year. The Governing Body's endorsement is sought. Mr. Lydon cited the statistics for affordable housing obligations for the Borough of Oakland. Mr. Lydon explained the Housing Rehabilitation Program, which gives the opportunity for residents to receive up to \$30,000 in home upgrades at no-cost. More information is on the Borough website. Mr. Lydon reviewed the proposed land use ordinances, which are required to be adopted for affordable housing purposes. The ordinances are up for introduction. Mr. Lydon provided background on the downtown affordable housing ordinances.

APPROVAL OF MINUTES:

June 14, 2023

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

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

June 14, 2023 Executive Session

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

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

RESOLUTIONS – CONSENT AGENDA:

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

23-206: AUTHORIZE RENEWAL OF LIQUOR LICENSE

WHEREAS, the licensees, herein named, filed applications for renewal of their Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses, and Club Licenses for the period from July 1, 2023 to June 30, 2024, and

WHEREAS, the said applicants have deposited the required fee of \$2,000.00 for said licenses, with the exception of the Club Licenses which are \$150.00, and filed payment electronically to the Alcoholic Beverage Control Commission, Trenton, New Jersey, and

WHEREAS, the premises of said applicants have been inspected and approved by the Board of Health, Police Department and the Fire Prevention Bureau, Tax and Water Departments.

NOW, THEREFORE, BE IT RESOLVED, that the renewals be issued to the following licenses for the period from July 1, 2023 to June 30, 2024:

<u>NAME:</u>	<u>LOCATION:</u>	<u>STATE NUMBER:</u>
D&A Restaurant LTD.	20 Elm Street, Oakland, N.J. 07436	0242-33-007-013

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby directed to submit one copy of a certified resolution to the State of New Jersey, Division of Alcoholic Beverage Control Commission, Trenton.

23-207: AUTHORIZE PROMOTION FOR ANISA MAINIERO

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 approve the following promotional recommendation and salary increase effective July 3, 2023:

Anisa Mainiero, from Account Clerk 1 to Account Clerk 2, Annual Salary of \$65,044.00

23-209: AUTHORIZE HIRE OF DEPUTY COURT ADMINISTRATOR

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that Glendalin Rodriguez be hired as the Deputy Court Administrator at an annual salary of \$50,000.00, effective July 5, 2023.

23-210: AUTHORIZE REFUND OF RECREATION FEES

WHEREAS, the Borough of Oakland has received a request (attached) for a refund of recreation fees in the total amount of \$842.00; 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 CF-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 \$842.00 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>SPORT TYPE</u>	<u>AMOUNT</u>
Donna McNamee	130 Lakeshore Drive, Oakland, N.J. 07436	Cheerleading	\$155.00
Sarah Michel	23 Cayuga Avenue, Oakland, N.J. 07436	Summer Camp	\$687.00

23-211: RESOLUTION EXPRESSING SUPPORT FOR S3906 WHICH WOULD PROVIDE THE BOROUGH OF OAKLAND WITH \$4,117,130.44 OF STATE FUNDS TO REPAY DEBT, ADVANCE CAPITAL PROJECTS, AND PROVIDE PROPERTY TAX RELIEF

WHEREAS; The New jersey Debt Defeasance and Prevention Fund was created for the purpose of repaying or decreasing taxpayer-funded debt and funding capital projects that would otherwise be paid for with new debt; and

WHEREAS; the New jersey Debt Defeasance and Prevention Fund is expected to have an unallocated balance of at least \$4.32 billion; and

WHEREAS; members of the New Jersey Senate Republican Caucus, including Senator Holly Schepisi, have introduced Senate Bill 3906 (S-3906), which would allocate \$4.32 billion from New Jersey Debt Defeasance and prevention Fund to towns and counties to repay local government debt, advance capital projects of their choosing, and provide property tax relief to residents; and

WHEREAS; funds would be allocated by S-3906 on a per capita basis, meaning every town and county would get a fair share of funding based on population; and

WHEREAS; S-3906 provides that \$3 billion would be allocated to New jersey municipalities on a per capita basis, and \$1.32 billion would be allocated to New Jersey counties on a per capita basis; and

WHEREAS; prior allocations from the New Jersey Debt Defeasance and Prevention fund have not been determined in a fair, equitable, or transparent matter; and

WHEREAS; the Borough of Oakland would receive an estimated allocation of \$4,117,130.44 million under S-3908 based on the 2020 United States Census data; and

WHEREAS; S-3906 requires funds to be disbursed within 30 days of the legislation's enactment; and

WHEREAS; S-3906 is not expected to have a fiscal impact on the proposed State Budget for Fiscal Year 2024; and

WHEREAS; local and county governments are contending with the soaring health care premiums, rising pension costs, and inflationary pressures that have impacted their budgets; and

WHEREAS; the significant allocations to towns and counties across New Jersey that have been proposed under S-3906 would help lower and stabilize property taxes for years to come.

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 support S-3906; and

BE IT FURTHER RESOLVED; that a copy of this resolution be forwarded to Governor Phil Murphy, to the District 39 State of New Jersey Legislators, and to the New Jersey State League of Municipalities.

23-213: ADJUST SALARY FOR CHIEF FINANCIAL OFFICER

WHEREAS, the Borough of Oakland has entered into a shared services agreement with the Borough

of Hillsdale, effective July 1, 2023, to provide for Chief Financial Officer services; and

WHEREAS, as a result of the shared services agreement, the Mayor and Borough Council have determined that it is in the best interest of the Borough of Oakland to awarded a salary adjustment to the Chief Financial Officer, David Young;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that effective July 3, 2023, David Young's annual salary will be \$175,000.00.

23-214: APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE YAWPO AVENUE IMPROVEMENTS PROJECT

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, formally approves the grant application for the above stated project;

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2024- Yawpo Avenue-00132 to the New Jersey Department of Transportation on behalf of the Borough of Oakland;

BE IT FURTHER RESOLVED, that Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Oakland and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

23-215: AUTHORIZE HIRE OF SUMMER RECREATION CAMP COUNSELOR

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 the hiring of Summer Camp staff at their respective rates as per the attached list effective Monday June 26, 2023.

23-216: AUTHORIZE REFUNDS OF SENIOR CENTER PROGRAM FUNDS DUE TO CANCELLATIONS

WHEREAS, the Borough of Oakland has received a request (attached) for a refund of senior center program funds in the total amount of \$40.00; 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 3-01-28-371-123;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland hereby authorize payment in the total amount of \$40.00 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>SPORT TYPE</u>	<u>AMOUNT</u>
Marilu Irizarry	107 Yawpo Avenue, Oakland, N.J. 07436	Wreath Class	\$10.00
Patricia Swenson	101 East Oak Street, Oakland, N.J. 07436	Wreath Class	\$10.00
Arlene Novak	138 Lakeshore Drive, Oakland, N.J. 07436	Wreath Class	\$10.00
Deborah Schwarz	620 Ramapo Valley Road, Oakland, N.J. 07436	Wreath Class	\$10.00

**23-219: AWARD BID TO D.S. MEYER ENTERPRISES, LLC. FOR RIVER ROAD
WATER MAIN REPLACEMENT PROJECT**

WHEREAS, bids were received on June 22, 2023 for the River Road Water Main Improvements Project; and

WHEREAS, D.S. Meyer Enterprises, LLC. has submitted the lowest responsive and responsible bid with a total bid price of \$239,840.00; and

WHEREAS, the Borough Administrator, Borough Engineer, and Borough Attorney have reviewed the bids and recommend the bid be awarded to D.S. Meyer Enterprises, LLC; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #C-06-56-903-204 in the amount of \$239,840.00;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that the bid from D.S. Meyer Enterprises, LLC. in the total amount of \$239,840.00 be accepted; and

BE IT FURTHER RESOLVED, that the Borough Administrator is directed to prepare an appropriate contract for the same; and

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

23-220: AWARD BID FOR ALLERMAN BROOK DEBRIS REMOVAL PROJECT

WHEREAS, bids were received on June 27, 2023 for the Allerman Brook Debris Removal Project; and

WHEREAS, T.R. Weniger, Inc., 1900 New Brunswick Avenue, Piscataway, N.J. 08854, has submitted the lowest responsive and responsible bid with a total bid price of \$144,900.00; and

WHEREAS, the Borough Administrator, Borough Engineer, and Borough Attorney have reviewed the bids and recommend the bid be awarded to T.R. Weniger, Inc.; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #G-02-22-787-001 in the amount of \$108,675.00, and Account #C-04-56-787-412 in the amount of \$36,225.00;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that the bid from T.R. Weniger, Inc. in the total amount of \$144,900.00 be accepted; and

BE IT FURTHER RESOLVED, that the Borough Administrator is directed to prepare an appropriate contract for the same; and

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

**23-221: AUTHORIZE CHAPTER 159 FOR SHARED SERVICES AGREEMENT FOR
CHIEF FINANCIAL OFFICER SERVICES**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Oakland has entered into a shared services agreement with the Borough of Hillsdale in the County of Bergen for the provision of Chief Financial Officer services, and

WHEREAS, the Borough of Hillsdale will be reimbursing the Borough of Oakland for the costs associated with the provision of the shared service in the amount of \$49,500 and wishes to amend its 2023 budget to include this amount as a revenue,

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Oakland hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue from:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with Prior Written
Consent of Director of Local Government Services -

Shared Service Agreements Offset with Appropriations:
Shared Service – Hillsdale CFO

BE IT FURTHER RESOLVED that a like sum of \$49,500 be and the same is hereby appropriated under the caption of:

General Appropriations:

(A) Operations - Excluded from "CAPS"

Shared Service Agreements:

Finance Hillsdale CFO

Salary & Wages	-	\$35,000.00
Pension	-	\$4,800.00
Social Security	-	\$2,448.00
Benefits	-	\$4,176.00
Mileage Reim	-	\$755.00
Amin Fee	-	\$2,231.00

BE IT FURTHER RESOLVED that the Borough Clerk forward an electronic copy of this resolution to the Director of Local Government Services.

**23-223: AUTHORIZE PURCHASE OF GASOLINE AND DESIEL FUEL THROUGH
2023 NEW JERSEY COOPERATIVE PURCHASING ALLIANCE**

WHEREAS, the Borough of Oakland needs to purchase gasoline and diesel fuel for its vehicles; and

WHEREAS, the Borough of Oakland is a member of the New Jersey Cooperative Purchasing Alliance (State I.D. #11-BeCCP); and

WHEREAS, the New Jersey Cooperative Purchasing Alliance entered into a two year contract with Rachles/Michele's Oil from March 3, 2021 through March 2, 2023, and exercised a 1 year extension option to March 2, 2024; and

WHEREAS, the Borough Administrator and Superintendent of Public Works have recommended that the Borough of Oakland purchase gasoline and diesel fuel through the New Jersey Cooperative Purchasing Alliance in an amount not to exceed \$136,000.00; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these purchases, said funds to be encumbered from account #3-01-31-460-001;

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 the purchase of gasoline and diesel fuel in an amount not to exceed \$136,000.00, through the New Jersey Cooperative Purchasing Alliance, Contract #BC-20-29 awarded to Rachles/Michele's Oil, 116 Kuller Road, Clifton, N.J.

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

RESOLUTIONS:

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

23-208: AUTHORIZE PROMOTION FOR TRACY SALIANI

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 approve the following promotional recommendation and salary increase effective July 3, 2023:

Tracy Salianni, from Clerk 1 to Clerk 2, Annual Salary of \$51,150.00.

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

Councilman Salianni asked that the resolution be amended to authorize the purchase of an additional plow.

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

23-212: AUTHORIZE PURCHASE OF EQUIPMENT FROM BOROUGH OF BLOOMINGDALE

WHEREAS, N.J.S.A. 40A: 11-36(2) provides that, by resolution of the Governing Body, a contracting unit may authorize the sale of its personal property not needed for public use without the need for public bidding to another contracting unit; and

WHEREAS, the Borough of Bloomingdale has indicated that their Department of Public Works does not need three (3) new, never used, Western Snowplows; and

WHEREAS, the Borough of Oakland has agreed to purchase the three (3) Western Snowplows for the purchase price of \$6,000.00 for Plow #1, \$6,000.00 for Plow #2 and \$5,000.00 for Plow #3, which both parties have indicated, based on research, is a fair price; and

WHEREAS, the Chief Financial Officer has certified that funds are available in account #T-13-56-286-208 in the amount of \$17,000.00;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that the Borough is hereby authorized to purchase three (3) Western Snowplows from the Borough of Bloomingdale, for the purchase price of \$6,000.00 for Plow #1, \$6,000.00 for Plow #2 and \$5,000.00 for Plow #3, for a total purchase price of \$17,000.00.

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

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

**23-217: AUTHORIZE CHANGE ORDER #1 FOR VAN ALLEN HOUSE PHASE II
INTERIOR RENOVATIONS PROJECT**

WHEREAS, the Borough of Oakland awarded a contract to Lewis-Graham, Inc. in the amount of \$96,500.00 for the Van Allen House Phase II Interior Renovations Project; and

WHEREAS, during restoration activities, the contractor uncovered a large hole in an interior load-bearing stone wall that must be repaired to ensure the integrity of the structure; and

WHEREAS, substandard electrical components were also discovered that must be upgraded to meet code requirements; and

WHEREAS, the following change order has been requested:

Change Order #1	Fix Load Bearing Wall and Upgrade Electrical System
\$21,780.90	

WHEREAS, the Change Order has been reviewed and recommended by the project architect, Connolly and Hickey Historical Architects, and

WHEREAS, the Chief Financial Officer has certified that funds are available in account #C-04-56-885-502; 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 Change Order #1 in the amount of \$21,780.90 for a new total contract amount of \$118,280.90;

BE IT FURTHER RESOLVED, that the Municipal Clerk shall advertise a notice of this change order in the Bergen Record, in accordance with N.J.A.C. 5:30-11.9 (c) (6).

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

Councilman Talamini asked that the Borough Administrator review the process of road selections. Mr. Yakimik advised that the road selections are driven mostly by the Department of Public Works. The roads are ranked based on conditions.

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

23-218: AWARD BID FOR 2023 ROAD RESURFACING PROGRAM

WHEREAS, bids were received on June 23, 2023 for the 2023 Road Resurfacing Program; and

WHEREAS, D&L Paving Contractors, 675 Franklin Avenue, Nutley, N.J. 07110, has submitted the lowest responsive and responsible bid with a total bid price of \$1,056,822.76; and

WHEREAS, the Borough Administrator, Borough Engineer, and Borough Attorney have reviewed the bids and recommend the bid be awarded to D&L Paving Contractors; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #C-04-56-885-702 in the amount of \$1,056,822.76;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that the bid from D&L Paving Contractors in the total amount of \$1,056,822.76 be accepted; and

BE IT FURTHER RESOLVED, that the Borough Administrator is directed to prepare an appropriate contract for the same; and

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

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

Borough Attorney Matthew Gilson advised that there is a preliminary settlement with 3M, and by adopted this resolution, there is a possibility for the Borough to join the lawsuit and receive a settlement amount quicker and of a higher amount.

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

23-222: APPOINT SPECIAL COUNSEL RELATED TO PFAS LITIGATION

WHEREAS, there exists nationwide litigation regarding certain producers of polyfluoroalkyl substances ("PFAS") which has caused contamination in the Borough of Oakland; and

WHEREAS, it is necessary for the Borough of Oakland to engage the services of specialized legal counsel to pursue Oakland's interest in these litigations related to PFAS; and

WHEREAS, Oakland has received a proposed Letter of Engagement from John Keefe, Esq. of Wilentz, Goldman & Spitzer, P.A. to represent the Borough on a contingency basis related to PFAS litigation; and

WHEREAS, N.J.S.A. 40A: 11-1 et. seq. exempts professional services from certain requirements of public bidding provided a notice of the appointment be printed in a newspaper of general circulation within the municipality; and

WHEREAS, the Governing Body has determined that Mr. Keefe's proposal is acceptable to the Borough and will contain no legal expenses for the Borough except in the result of a successful recovery; and

WHEREAS, the Borough has received or will receive a Business Registration certificate and Affirmative Action compliance statement from the firm prior to entering into a contract;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that John E. Keefe of the firm of Wilentz, Goldman & Spitzer, P.A. be and is hereby appointed as Special Counsel related to PFAS Litigation in conjunction with the terms provided in his proposed Letter of Engagement; and

BE IT FURTHER RESOLVED, that compensation for said Borough Attorney for will be on a contingency basis as outlined in the proposed Letter of Engagement

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

ORDINANCES:

ORDINANCE 23-CAPITAL-909

"CAPITAL ORDINANCE AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM

OF \$360,000.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH - \$232,005.00 AND FROM A BERGEN COUNTY OPEN SPACE TRUST FUND GRANT IN THE AMOUNT OF \$127,995.00"

The Borough Clerk was directed to take from the table Ordinance No. 23-CAPITAL-909 and read by title for its final hearing.

The Borough Clerk then read by title an Ordinance entitled "**CAPITAL ORDINANCE AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$360,000.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH - \$232,005.00 AND FROM A BERGEN COUNTY OPEN SPACE TRUST FUND GRANT IN THE AMOUNT OF \$127,995.00**".

OPENED FOR PUBLIC COMMENT:

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

ALL IN FAVOR.

Thomas "Chopper" Russo of 392 Ramapo Valley Road, Oakland, N.J. 07436 encouraged the Governing Body to point out who the park is named after.

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 Councilman Saliani, Ordinance 23-CAPITAL-909, entitled "**CAPITAL ORDINANCE AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$360,000.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH - \$232,005.00 AND FROM A BERGEN COUNTY OPEN SPACE TRUST FUND GRANT IN THE AMOUNT OF \$127,995.00**", be adopted.

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

ORDINANCE 23-CODE-910

"AN ORDINANCE SUPPLEMENTING CHAPTER 9 OF THE OAKLAND CODE TO PERMIT DOG PARK RENTALS"

The Borough Clerk was directed to take from table Ordinance No. 23-CAPITAL-909 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-910 entitled, **"AN ORDINANCE SUPPLEMENTING CHAPTER 9 OF THE OAKLAND CODE TO PERMIT DOG PARK RENTALS"**

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

BE IT RESOLVED, that an Ordinance entitled, **"AN ORDINANCE SUPPLEMENTING CHAPTER 9 OF THE OAKLAND CODE TO PERMIT DOG PARK RENTALS"**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-911

"AN ORDINANCE SUPPLEMENTING CHAPTER 9 OF THE OAKLAND CODE TO CODIFY RESOLUTION 22-257 REGARDING THE BANNER SPONSORSHIP PROGRAM"

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-911 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-911 entitled, **"AN ORDINANCE SUPPLEMENTING CHAPTER 9 OF THE OAKLAND CODE TO CODIFY RESOLUTION 22-257 REGARDING THE BANNER SPONSORSHIP PROGRAM"**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE SUPPLEMENTING CHAPTER 9 OF THE OAKLAND CODE TO CODIFY RESOLUTION 22-257 REGARDING THE BANNER SPONSORSHIP PROGRAM”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-912

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-3-AH ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-912 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-912 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-3-AH ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-3-AH ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-913

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-4-AH ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-913 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-913 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-4-AH ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-4-AH ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-914

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-5-AH ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-914 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-914 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-5-AH ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO RA-5-AH ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-915

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO SAHD ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-915 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-915 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO SAHD ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO SAHD ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-916

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO MU-AH ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-916 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-916 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO MU-AH ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO MU-AH ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-917

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO DT-1 ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-917 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-917 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO DT-1 ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO DT-1 ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-918

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO DT-2 ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-918 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-918 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO DT-2 ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO DT-2 ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE 23-CODE-919

“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO CBD-II AHO ZONE”

The Borough Clerk was directed to take from table Ordinance No. 23-CODE-919 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-CODE-919 entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO CBD-II AHO ZONE”**

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

BE IT RESOLVED, that an Ordinance entitled, **“AN ORDINANCE TO AMEND, SUPPLEMENT, AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59, ENTITLED, “LAND USE AND ZONING” RELATED TO CBD-II AHO ZONE”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday July 19, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

WORK SESSION:

PERMITTING ALCOHOLIC BEVERAGES AT OAKLAND SENIOR CENTER EVENT:

Mr. Kunze reported that as part of the Oakland Senior Center, ‘Senior Week’, taking place in August of 2023, the Senior Center Director would like to host a wine and cheese event, however, there is a prohibition on alcohol at Borough properties. The Senior Center Director would like a one-time exception. The Borough Council consented to adopting a resolution at the July 19, 2023 Borough Council Meeting.

OPEN SPACE TRUST FUND REAUTHORIZATION:

Mr. Kunze reported that the Borough’s local open space trust fund tax expires at the end of 2023, and is in need to for reauthorized. It was originally established in 2003. The ordinance needs to be adopted by the deadline for submission of a referendum to the Bergen County Clerk’s office. The Borough Council needs to decide if the verbiage should change in the ordinance. It was recommended to mirror the State’s ordinance, which allows for recreation and historic preservation purposes. There is a benefit to the Borough to have half a cent, as we will be eligible to continue as a Planning incentive community with the State Green Acres program. Councilman Talamini asked if the change would make it more flexible for spending the funds. The Borough Council consented to introducing the ordinance at the July 19, 2023 Borough Council Meeting.

NEW BUSINESS:

No new business reported.

OLD BUSINESS:

No old business reported.

COUNCIL COMMITTEE AND LIAISON REPORTS:

Councilman Talamini: Councilman Talamini thanked the Public Events Committee for a successful Carnival. A special thanks went to the Access for All Committee for a great turnout at the Carnival. Councilman Talamini thanked the Carnival vendor for opening early.

Councilman Kulmala: Absent.

Councilman Pignatelli: Councilman Pignatelli thanked the Public Events Committee for a successful Carnival. It was great to see all of the local organizations present. Councilman Pignatelli read aloud the June 2023 Police Department statistics.

Councilman McCann: Councilman McCann cited an ordinance change that the Police Chief has requested. The Borough Attorney is working on the ordinance.

Councilman Slasinski: Councilman Slasinski reported that the Communications Commission is launching their Sponsorship Program soon. The Memorial Day Parade is airing on Oakland TV Daily, and is on the Borough YouTube Channel. Volunteers are sought for the Commission. The Oakland Public Library summer reading program has been launched. The Library encourages the public to visit their website for more information. Councilman Slasinski wished the public a Happy July 4th.

Councilman Salianni: Councilman Salianni reported that the Recreation Commission is meeting on August 7, 2023. The Shade Tree Commission is seeking new members. The Shade Tree Commission is not meeting in July. Councilman Salianni thanked the Public Events Committee, Department of Public Works, and Access for All Committee for a successful Oakland Carnival.

OPEN PUBLIC COMMENT:

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

ALL IN FAVOR.

Jim Hoffman of 33 Spear Street, Oakland, N.J. 07436, asked the Borough Council when a Pride Flag will be raised on Borough properties.

Judith Ashburg of 91 Cicasaw Road, Oakland, N.J. 07436, encouraged the Borough Council to raise a Pride Flag on Borough properties. Ms. Ashburg cited personal stories related to the LGBTQ+ community.

Wanda Ashburg of 91 Cicasaw Road, Oakland, N.J. 07436, commented that she works for the Census Bureau, and that the demographics of the community have changed over the years. Ms. Ashburg cited controversies related to Pond's Church and the Pride Flag and LGBTQ+ community. Ms. Ashburg commented on children and having an open dialogue with their parents.

Rachel Spina of 135 Franklin Avenue, Oakland, N.J. 07436, commented on the last time a request of this nature was brought forth to the Governing Body. Ms. Spina commented on her experiences at the Ramapo Indian Hills Board of Education Meetings. Ms. Spina cited statistics. Ms. Spina encouraged the Borough Council to raise a Pride Flag.

Liz Carletta of 161 Lakeshore Drive, Oakland, N.J. 07436, asked the Borough Council to raise a Pride Flag each year during June. Ms. Carletta commented that it is important for allies to understand the LGBTQ+ community.

Thomas "Chopper" Russo of 392 Ramapo Valley Road, Oakland, N.J. 07436, commented on PFAS and the road conditions. Mr. Russo asked about the pending downtown ordinances and when they will be adopted by the Borough Council.

Ann Cedar of 33 Winding Ridge, Oakland, N.J. 07436, thanked the Borough Council for obtaining the grant funding for the superstructure replacement of the Patriot's Way Bridge, and that their efforts are appreciated. Ms. Cedar asked what the timeline is until the project can start, and asked if there was an agreement in place with the County of Bergen regarding ownership and maintenance of the bridge. The Mayor added that the Borough would approach that subject once the superstructure replacement is complete.

Councilman Pignatelli set forth the motion, seconded by Councilman Saliani, the public comment session be closed.

ALL IN FAVOR.

BILLS TO BE PAID:

On motion of Councilman Talamini, 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:** **McCann, Pignatelli, Saliani, Slasinski, Talamini.**
 Nays: **None.**
 Abstain: **None.**
 (5 ayes – 0 nays –motion carried)

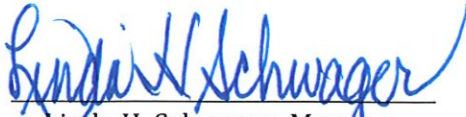
ADJOURNMENT:

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

ALL IN FAVOR.

Adjourned: 9:15 p.m.

APPROVED BY:


Linda H. Schwager, Mayor

ATTEST:


Michael E. Carelli, Borough Clerk