

BOROUGH OF OAKLAND
Borough Council Meeting
MEETING MINUTES

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

June 8, 2022 – 7:00 p.m.

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Saliani, 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 Borough Council of the Borough of Oakland, County of Bergen, State of New Jersey, as follows:

1. The public shall be excluded from discussion of action upon the herein after specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a. Contract Negotiations
 - b. Litigation
 - c. Personnel
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.

CLOSE EXECUTIVE SESSION:

On motion of Councilman Kulmala, seconded by Councilman Slasinski, the executive session be adjourned.

ROLL CALL: Kulmala, Pignatelli, Saliani, Slasinski, Talamini.

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

Mayor Linda H. Schwager presiding.

ROLL CALL: **Present:** **Mayor Linda H. Schwager, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini**
 Absent: **McCann (Joined at 7:22 p.m.)**

MOTION TO EXCUSE:

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

ALL IN FAVOR.

SALUTE TO THE FLAG AND MOMENT OF SILENCE

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

MAYORS REPORT:

Mayor Schwager announced the Oakland Arts Amble from June 10, 2022 to June 12, 2022 at Veterans Park. Mayor Schwager reported that the Oakland Carnival begins on June 15, 2022. Mayor Schwager added that on Saturday June 18, 2022, the Carnival will be open from 4:00 p.m. – 5:00 p.m. for those with special needs and all abilities. Mayor Schwager reported that the Public Events Committee was advised by the Oakland Police Department that fireworks create a public safety issue and therefore there is no fireworks. Mayor Schwager added that the Recreation Commission hosted a successful Baseball and Softball Parade after a 2-year hiatus.

SPECIAL ANNOUNCEMENTS/APPOINTMENTS/RAFFLES/REQUESTS:

ARMED FORCES RECOGNITION:

Mayor Schwager and Councilman Pignatelli presented certificates to the following Oakland High School Seniors entering the Armed Forces:

1. Anthony Maimone (U.S. Marine Corps)
2. Edward McDermott (U.S. Army)
3. Kennedy Chlewicki (U.S. Air Force)

Assemblyman Bob Auth was present and read aloud resolutions from the State of New Jersey. The Oakland American Legion presented a certificate to Anthony Maimone for joining the Marine Corps. Mayor Schwager thanked all for their service to our country and best wishes for a successful career.

Mayor Schwager appointed Kim Bouma to the Shade Tree Commission for a 5-year term.

OPEN PUBLIC COMMENT:

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

ALL IN FAVOR.

No public comment.

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

ALL IN FAVOR.

APPROVAL OF MINUTES:

May 25, 2022

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

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

PUBLIC HEARING TO ADOPT PREQUALIFICATION REGULATIONS FOR RAMAPO RIVER RESTORATION GENERAL CONTRACTORS:

Councilman Pignatelli set forth the motion, seconded by Councilman Kulmala, to open to the public.

Borough Administrator Richard Kunze advised that the project will encompass shoal removal and general river restoration work. Mr. Kunze advised that once the prequalification standards are approved by the State, the Borough can then qualify bidders and advertise for public bid. Mr. Kunze advised that the Review Team consists of the Borough Administrator, Floodplain Manager, and the Flood Commission.

Flood Commission Chairman Lewis Levy of 112 Lakeview Terrace commented that bidders will be experienced in working in the water and have experience with NJDEP permitting. Mr. Levy advised that contractors will be required to have experience with native habitat management as the Eastern Lamp Mussel is an endangered species in the area. Mr. Levy advised that the ultimate goal of the project is to put the river back into a healthy state. Mr. Levy concluded that residents affected by the project will be given proper notice prior to the start of the project.

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

**PUBLIC HEARING TO ADOPT PREQUALIFICATION REGULATIONS FOR VAN ALLEN HOUSE
PHASE II INTERIOR IMPROVEMENT CONTRACTORS:**

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

No public present.

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

RESOLUTIONS – CONSENT AGENDA:

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

**22-181: AUTHORIZE ACCRUED TIME PAYOUT
FOR LISA M. DUNCAN**

WHEREAS, N.J.A.C. 5:30-15 establishes rules that govern how local government units manage and finance compensation for accumulated absence time for their respective employees, and

WHEREAS, accumulated absence includes any sick days, vacation days, personal days, compensatory time or any other absence time authorized as part of an employer agreement, which is not used by the employee during the allowed period and which is permitted to accumulate over time to the benefit of the employee, and

WHEREAS, the Chief Financial Officer has certified that the funds and authority exists to pay the part of the accumulated absence, as per the attached schedule, to Lisa Duncan for sick, vacation, personal and compensatory time accumulated in the amount of \$23,402.21; and

WHEREAS, the attached certification and documentation are presented to comply with the rules and regulations established by the Local Finance Board.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the total sum \$23,402.21 composed of 162.5 hours of vacation time, 278 hours of sick time, and 14 hours of personal time and 0 hours compensatory time be paid out to Lisa Duncan. Said payment to be paid out of the Accumulated Absence Trust Fund established in 2010 for this purpose.

22-184: AUTHORIZE CO-SPONSORSHIP FOR OAKLAND BOROUGH CARNIVAL

WHEREAS, the Borough of Oakland and the Ramapo Bergen Animal Refuge, Inc. (R.B.A.R.I.) wish to co-sponsor the 2022 Oakland carnival; and

WHEREAS, the Borough of Oakland and R.B.A.R.I. have determined that it is in the best interest of the Borough and R.B.A.R.I. To enter into a Co-Sponsorship Agreement in order to set forth the respective responsibilities with respect to the carnival and to authorize the execution of the Co-Sponsorship Agreement.

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

1. The Mayor and Borough Clerk are authorized to execute the Co-Sponsorship Agreement in the form annexed to this Resolution.
2. Certified copies of this Resolution shall be provided to the Ramapo Bergen Animal Refuge, Inc.

22-186: ADOPT PREQUALIFICATION REGULATIONS IN CONNECTION WITH BIDS FOR THE RAMAPO RIVER RESTORATION CONTRACTORS

WHEREAS, pursuant to N.J.S.A. 40A:11-25, the Mayor and Borough Council of the Borough of Oakland may establish reasonable regulations appropriate for controlling the qualifications of prospective bidders upon contracts to be awarded by the Borough; and

WHEREAS, the Mayor and Borough Council of the Borough of Oakland desires to establish specific mandatory minimum bidder qualifications as prequalification regulations for the procurement of the contract for the Ramapo River Restoration Project; and

WHEREAS, there have been promulgated contractor prequalification regulations in connection with the Ramapo River Restoration Project; and

WHEREAS, the Mayor and Borough Council of the Borough of Oakland has conducted a public hearing on June 8, 2022, and has determined that it is in the best interest of the Borough of Oakland to establish reasonable regulations appropriate for controlling the qualification of prospective bidders in connection with the Ramapo River Restoration Project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, the County of Bergen, State of New Jersey, that the prequalification regulations attached hereto are hereby adopted for utilization in connection with the bid for the Ramapo River Restoration Project; and

BE IT FURTHER RESOLVED, that the implementation of the contractor prequalification regulations is subject to review and approval by the Director of the Division of Local Government Services and the Borough Clerk is hereby authorized to file with the Director of the Division of Local Government Services proposed regulations, a true copy of this resolution, a true copy of the hearings, copies of the two newspaper legal advertisements for public hearing and a completed, certified, standard certification form.

22-187: ADOPTING PREQUALIFICATION REGULATIONS IN CONNECTION WITH BIDS FOR THE VAN ALLEN HOUSE PHASE II INTERIOR IMPROVEMENT CONTRACTORS

WHEREAS, pursuant to N.J.S.A. 40A:11-25, the Mayor and Council of the Borough of Oakland may establish reasonable regulations appropriate for controlling the qualifications of prospective bidders upon contracts to be awarded by the Borough; and

WHEREAS, the Borough is required to establish prequalification regulations for projects financially assisted by the New Jersey Historic Preservation Bond Fund, Garden State Preservation Trust or Bergen County Open Space Trust Fund; and

WHEREAS, the Borough seeks such financial assistance in connection with the exterior renovation of the Van Allen House; and

WHEREAS, there have been promulgated contractor prequalification regulations in connection with the Phase II Interior Improvement Renovations of the Van Allen House; and

WHEREAS, the Mayor and Borough Council of the Borough of Oakland has conducted a public hearing on June 8, 2022 and has determined that it is in the best interest of the Borough of Oakland to establish reasonable regulations appropriate for controlling the qualification of perspective bidders in connection with the Phase II Interior Improvement Renovations of the Van Allen House;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, County of Bergen, State of New Jersey, that the prequalification regulations attached hereto are hereby adopted for utilization in connection with the bid for the Phase II Interior Renovations of the Van Allen House; and

BE IT FURTHER RESOLVED, that the implementation of the contractor prequalification regulations is subject to review and approval of the Director of the Division of Local Government Services and the Borough Clerk is hereby authorized to file with the Director of the

Division of Local Government Services proposed regulations, a true copy of this resolution, a true copy of the hearings, copies of the two newspaper legal advertisements for public hearing and a completed, certified, standard certification form.

22-188: AWARD BID FOR GREAT OAK PARK BAND SHELL PROJECT

WHEREAS, on June 1, 2022, the Borough of Oakland received one (1) bid for the Great Oak Park Band Shell Project; and

WHEREAS, Tri-Plex Industries, Inc., 933 Route 9 North, South Amboy, N.J. 08879 had the lowest responsive and responsible bid with a total bid price of \$123,500.00; and

WHEREAS, the Borough Engineer and the Borough Attorney have reviewed the bids and have recommended acceptance of the bid from Tri-Plex Industries, Inc.; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account G-02-22-786-001 \$40,000, Account G-02-21-777-001 \$40,200 and Account C-05-56-882-502 \$43,300;

NOW, THEREFORE, BE IT RESOLVED, that the bid of Tri-Plex Industries, Inc. in the total amount of \$123,500.00 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 of Oakland.

**22-190: AUTHORIZE NEW JERSEY DEPARTMENT OF TRANSPORTATION
FY23 MUNICIPAL AID PROGRAM GRANT APPLICATION**

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland 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 - 2023 - Seminole Avenue, Phase III - 00109 to the New Jersey Department of Transportation on behalf of the Borough of Oakland.

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

Certified as a true copy of the Resolution adopted by Borough Council on this 8th day of June, 2022.

22-191: AUTHORIZE REFUND OF RECREATION FEES

WHEREAS, the Borough of Oakland has received a request for a refund of Recreation fees; 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:

Amos Family, 296 Ramapo Valley Road, Oakland, N.J. 07436 - \$450.00 for Summer Camp

**22-193: CHAPTER 159 FOR NEW JERSEY DEPARTMENT OF COMMUNITY
AFFAIRS LOCAL RECREATION IMPROVEMENT GRANT FOR GREAT
OAK PARK BAND SHELL PROJECT**

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 been awarded a Department of Community Affairs Grant in the amount of \$40,000.00 for the purpose of Local Recreation Improvements and wishes to amend its 2022 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 - Public and
Private Revenues Offset with Appropriations:

Local Recreation Improvements – Great Oak Park Band Shell

BE IT FURTHER RESOLVED, that a like sum of \$40,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(A) Operations - Excluded from "CAPS"

Public and Private Appropriations Offset by Revenues:

Local Recreation Improvements – Great Oak Park Band Shell

Other Expenses - \$ 40,000.00

BE IT FURTHER RESOLVED, that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

**22-194: AUTHORIZE DEDUCT CHANGE ORDER FOR GRANDVIEW AVENUE AND
MOUNTAINVIEW AVENUE WATER MAIN PROJECT**

WHEREAS, the Borough of Oakland awarded a contract to Onque Technologies, Inc. in the amount of \$309,982.00 for the Grandview Avenue and Mountainview Avenue Water Main Project; and

WHEREAS, the following Deduct Change Order has been requested:

Deduct Change Order #1 "As Built Quantities" (-\$19,680.90)

WHEREAS, the Deduct Change Order has been reviewed and recommended by Boswell Engineering; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oakland authorize a Deduct Change Order in the amount of -\$19,680.90 for a new total contract amount of \$290,301.10.

**22-195: AUTHORIZE CHANGE ORDER FOR DOTY ROAD AND LAKEVIEW
TERRACE WATER MAIN PROJECT**

WHEREAS, the Borough of Oakland awarded a contract to Onque Technologies, Inc. in the amount of \$343,885.00 for the Doty Road and Lakeview Terrace Water Main Project; and

WHEREAS, the following Change Order has been requested:

Change Order #1 "As Built Quantities" \$14,705.21

WHEREAS, the Change Order has been reviewed and recommended by Boswell Engineering; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #C-06-56-833-301, Account #C-06-56-833-401, and Account #C-06-56-833-402; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oakland authorize Change Order #1 in the amount of \$14,705.21 for a new total contract amount of \$358,590.21.

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

RESOLUTIONS:

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

22-182: LIQUOR LICENSE RENEWALS

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, 2022 to June 30, 2023, 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, pending receipt of all required paperwork from the NJ State Division of Taxation, for the period from July 1, 2022 to June 30, 2023:

<u>NAME:</u>	<u>LOCATION:</u>	<u>STATE NUMBER:</u>
Long Hill Liquors, Inc.	14 Post Road	0242-44-004-006
Tree House Hospitality	588 Ramapo Valley Road	0242-33-005-013
Hansil's Bar and Grill, Inc.	7 Ramapo Valley Road	0242-33-011-004
Cenzino Ristorante, LLC.	589 Ramapo Valley Road	0242-33-003-008
Beviamo, Inc. (Portobello)	155 Ramapo Valley Road	0242-33-010-003
Valley Spirits, Inc. (Oakland Wine & Liquor)	390 Ramapo Valley Road	0242-44-006-005
G & H Restaurant Corporation (Oakland Diner)	72 Ramapo Valley Road	0242-33-009-006
Elks Lodge, B.P.O.E. 2167	33 Ramapo Valley Road	0242-31-014-001
PCJJ, LLC (W's Grill)	20 Elm Street	0242-33-007-012
Ruga Restaurant, LLC (Trovato's Due)	4 Barbara Lane	0242-33-001-013
Holiday Spirits (Holiday Bowl)	29 Spruce Street	0242-33-012-004
Segovia Prime, LLC	110 W. Oakland Avenue	0242-33-008-010
Buona Fortuna (Portobello)	175 Ramapo Valley Road	0242-33-002-004

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.

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

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

22-183: LIQUOR LICENSE RENEWALS

WHEREAS, the licensee, herein named, filed application for renewal of their Club License for the period from July 1, 2022 to June 30, 2023, and

WHEREAS, the said applicant has deposited the required fee for the Club License 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, pending receipt of all required paperwork from the NJ State Division of Taxation, for the period from July 1, 2022 to June 30, 2023:

<u>NAME:</u>	<u>LOCATION:</u>	<u>STATE NUMBER:</u>
Knights of Columbus 5846	7 Courthouse Place	0242-31-017-001
American Legion Post 369	65 Oak Street	0242-31-013-001

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.

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

On motion of Councilman Talamini, seconded by Councilman Kulmala, paragraph 3 line 2 of the following resolution be amended on the floor.

ALL IN FAVOR.

On motion of Councilman Kulmala, seconded by Councilman Pignatelli, the following resolution be introduced as amended on the floor to change 'consider' to shall', adopted, and passed by a roll call vote:

**DIRECT PLANNING BOARD TO DEVELOP ARCHITECTURAL GUIDELINES
FOR DOWNTOWN OAKLAND**

WHEREAS, the Borough of Oakland is concerned with the appearance of existing commercial areas within the Borough, including the Borough's Central Business District; and

WHEREAS, the Mayor and Council deem it in the best interest of the Borough that the Planning Board be charged with creating various design guidelines that will govern any future development, reconstruction or alterations of commercial properties.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Planning Board of the Borough of Oakland shall provide a recommendation to the Mayor and Council of the Borough of Oakland for guidelines to govern the development of commercial districts within the Borough.

BE IT FURTHER RESOLVED, that the Planning Board shall consider the following guidelines in connection with the development of appropriate standards:

For the location and design of buildings:

1. Encourage the most appropriate use and development of the site and adjacent properties;
2. Preserve and enhance natural features and the physical environment;
3. Promote a desirable visual environment which is harmonious with the character of existing development and which enhances the character of the surrounding neighborhood and the Borough as a whole, and avoids adversely affecting the value of adjacent or nearby properties;
4. Use exterior colors, facade or roof materials or a combination of colors and materials that are harmonious;
5. Create a coordinated and harmonious appearance through the relationship of design features, such as height and mass, building proportions, rooflines, building projections and ornamental features;
6. Use all sides of the building to contribute to the architectural unity of the building;
7. Avoid large unbroken building masses;
8. Use attractive and quality building materials;
9. Provide for appropriate access by vehicles, including emergency and service vehicles, and pedestrians; and
10. Enable service by the appropriate utilities.

BE IT FURTHER RESOLVED, that the Planning Board report to the Mayor and Council of its findings and recommendations within sixty (60) days of adoption of this resolution.

BE IT FURTHER RESOLVED, that certified copies of this resolution shall be provided to: (i) the Borough of Oakland Planning Board; and (ii) and Brian M. Chewcaskie, Borough Attorney.

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

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

22-192: AUTHORIZE ESTIMATED TAX BILLS

WHEREAS, N.J.S.A 54:4-66.2 allows for a governing body of a municipality operating on the calendar fiscal year to use an estimated 3rd quarter tax bill if it is determined that the tax collector will be unable to complete the mailing or delivery of tax bills by June 14 provided that the estimated and reconciled tax bills shall be mailed by June 30 and September 30 respectively, and

WHEREAS, it is anticipated that the Borough Tax Collector will not be in receipt of a certified tax rate in enough time to be able to complete the mailing and delivery of real property tax bills by June 14, 2022 as is required by law; and

WHEREAS, the Tax Collector and the Chief Financial Officer have requested that the Council provide them with the latitude to submit estimated 3rd quarter real property tax bills in the event that they do not timely receive a certified tax rate, which would allow the Tax Collector to complete the mailing and delivery of real property tax bills by June 30, 2022; and

WHEREAS, the Tax Collector, in consultation with the Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and they have both signed a certification showing the tax levy for the previous year, and the range of permitted estimated tax levies; and

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Tax Collector requests the Council approve the estimated tax levy of \$68,381,393.50 at a tax rate of 2.344; and

WHEREAS, the above levy and rate have been calculated on a worksheet that is attached hereto and made a part hereof by reference; and

WHEREAS, the above levy amount falls between the mandated estimated range required by N.J.S.A. 54:4-66.3(a)(1) and approval will enable the Borough to meet its financial obligations; maintain the tax collection rate; provide uniformity for tax payments; and save the unnecessary cost of interest expenses on borrowing.

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

1. The Tax Collector is hereby authorized and directed to prepare and timely issue estimated tax bills for the Borough of Oakland for the third quarter installment of 2022 taxes.
2. The entire estimated tax levy for 2022 is hereby set at \$68,381,393.50. The estimated tax rate for 2022 is hereby set at 2.344.
3. In accordance with applicable law, the third quarter installment of 2022 taxes (whether estimated or not) shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after the date the estimated bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.
4. A copy of this resolution shall be forwarded to the Tax Collector and Chief Financial Officer for their records.
5. The Tax Collector and the Chief Financial Officer are hereby authorized to take all steps necessary to effectuate the purpose of this resolution.

This resolution shall take effect as herein provided.

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

ORDINANCES:

ORDINANCE 22-CODE-888

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII ENTITLED TRAFFIC, SECTION 7-24 ENTITLED “STOP INTERSECTIONS” OF THE CODE OF THE BOROUGH OF OAKLAND”

The Borough Clerk was directed to take from table Ordinance No. 22-Code-888 and read by title for its first reading.

The Clerk then read by title Ordinance No. 22-Code-888 entitled, **“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII ENTITLED TRAFFIC, SECTION 7-24 ENTITLED “STOP INTERSECTIONS” OF THE CODE OF THE BOROUGH OF OAKLAND”**

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 Amending Chapter 7, Section 7-24 of the Code of the Borough Of Oakland, Entitled **“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII ENTITLED TRAFFIC, SECTION 7-24 ENTITLED “STOP INTERSECTIONS” OF THE CODE OF THE BOROUGH OF OAKLAND”**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on June 22, 2022 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, New Jersey 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 Clerk post a copy of said Ordinance in the Municipal Building and make copies available to the public.

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

ORDINANCE 22-CAPITAL-885

"CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREIN THE SUM OF \$4,765,250.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH - \$1,470,453.00 – FROM THE GENERAL CAPITAL FUND BALANCE - \$400,000.00 AND FROM VARIOUS GRANTS - \$2,895.097.00."

The Borough Clerk was directed to take from the table Ordinance No. 22-Capital-885 and read by title for its final hearing.

The Borough Clerk then read by title an Ordinance entitled "**CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREIN THE SUM OF \$4,765,250.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH - \$1,470,453.00 – FROM THE GENERAL CAPITAL FUND BALANCE - \$400,000.00 AND FROM VARIOUS GRANTS - \$2,895.097.00.**"

OPENED FOR PUBLIC COMMENT:

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

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

No public comment.

CLOSED FOR PUBLIC COMMENT:

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

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

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

BE IT RESOLVED, that an Ordinance entitled, "**CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREIN THE SUM OF \$4,765,250.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH - \$1,470,453.00 – FROM THE GENERAL CAPITAL FUND BALANCE - \$400,000.00 AND FROM VARIOUS GRANTS - \$2,895.097.00,**" be adopted;

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

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

ORDINANCE 22-CAPITAL-886

“CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$690,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND OF THE BOROUGH – \$577,000 AND FROM VARIOUS GOVERNMENT GRANTS - \$113,000”

The Borough Clerk was directed to take from the table Ordinance No. 22-Capital-886 and read by title for its final hearing.

The Borough Clerk then read by title an Ordinance entitled **“CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$690,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND OF THE BOROUGH – \$577,000 AND FROM VARIOUS GOVERNMENT GRANTS - \$113,000.”**

OPENED FOR PUBLIC COMMENT:

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

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

No public comment.

CLOSED FOR PUBLIC COMMENT:

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

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

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

BE IT RESOLVED, that an Ordinance entitled, **"CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$690,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND OF THE BOROUGH – \$577,000 AND FROM VARIOUS GOVERNMENT GRANTS - \$113,000"** be adopted;

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

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

ORDINANCE 22-CODE-887

"AN ORDINANCE REVISING, AMENDING AND REENACTING PARAGRAPH 1,3, 4 and 8 OF ORDINANCE NO-21-CODE-861 TITLED "THE CODE OF THE BOROUGH OF OAKLAND, COUNTY OF BERGEN, STATE OF NEW JERSEY, ENTITLED "SALARIES OF MUNICIPAL EMPLOYEES"

The Borough Clerk was directed to take from the table Ordinance No. 22-Code-887 and read by title for its final hearing.

The Borough Clerk then read by title an Ordinance entitled **"AN ORDINANCE REVISING, AMENDING AND REENACTING PARAGRAPH 1,3, 4 and 8 OF ORDINANCE NO-21-CODE-861 TITLED "THE CODE OF THE BOROUGH OF OAKLAND, COUNTY OF BERGEN, STATE OF NEW JERSEY, ENTITLED "SALARIES OF MUNICIPAL EMPLOYEES."**

OPENED FOR PUBLIC COMMENT:

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

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

No public comment.

CLOSED FOR PUBLIC COMMENT:

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

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

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

BE IT RESOLVED, that an Ordinance entitled, **"AN ORDINANCE REVISING, AMENDING AND REENACTING PARAGRAPH 1,3, 4 and 8 OF ORDINANCE NO-21-CODE-861 TITLED "THE CODE OF THE BOROUGH OF OAKLAND, COUNTY OF BERGEN, STATE OF NEW JERSEY, ENTITLED "SALARIES OF MUNICIPAL EMPLOYEES."** be adopted;

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

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

WORK SESSION:

PROPOSAL FOR ENGINEERING SERVICES FOR ROAD PROGRAM CONSTRUCTION INSPECTION:

Borough Administrator Richard Kunze advised that the 2022 Road Program is out for public bid due in June 2022. The Borough is seeking to award a contract for construction inspection. Borough Engineer John Yakimik explained that roads are selected for milling and paving through a ranked list performed by the Department of Public Works. Councilman Kulmala asked if inflation and fuel costs are effecting the program this year. Borough Engineer John Yakimik responded that inflation is taken into consideration when performing cost estimates.

NEW BUSINESS:

RECREATION FIELD SPONSORSHIPS:

Mayor Linda H. Schwager read a letter aloud from Recreation Commissioner Steve Catalano regarding business sponsored banners at the Recreation Complex. Councilman Talamini stated that he is in favor of allowing business sponsored banners at the Recreation Complex. Borough Administrator Richard Kunze added that the Borough Council previously authorized advertising on the scoreboards. Councilman Saliani stated that he is also in favor of the proposal. Councilman Pignatelli added that Indian Hills High School allows business sponsors. It was agreed that the Recreation Commission is to provide a formal proposal to the Borough Council for future consideration.

NEW BUSINESS:

SEMINOLE AVENUE PSE&G WORK:

Borough Administrator Richard Kunze announced that PSE&G will be performing work throughout the Borough over the course of the next few weeks. Borough Engineer John Yakimik will look into the matter further and report back.

PATRIOT'S WAY BRIDGE SUPERSTRUCTURE REPLACEMENT:

Borough Engineer John Yakimik advised that the New Jersey Department of Transportation Commissioner advised the Borough to submit a discretionary aid Local Aid Infrastructure Grant Application for the full cost of the replacement of \$7 million dollars. Borough Administrator Richard Kunze advised that the Borough has previously submitted three (3) grant applications to our U.S. Representatives for consideration earlier this year. The grant applications were included by Senator Booker and Senator Menendez for further consideration through the U.S. Senate Appropriations Committee. Mayor Schwager advised that Oakland will have a new Congressman for 2023 – Congressman Bill Pascrell in District 9.

OLD BUSINESS:

No old business reported.

COUNCIL COMMITTEE AND LIAISON REPORTS:

COUNCILMAN MCCANN: No report.

COUNCILMAN KULMALA: Councilman Kulmala congratulated Recreation on a successful Baseball and Softball Parade. It was reported that the Sustainable Oakland Green Team is hosting the Oakland Arts Amble from June 10, 2022 to June 12, 2022 in Veteran's Park and the Oakland Public Library. There will be food trucks at the Arts Amble from 10 a.m. – 4 p.m. along Veterans Drive. Councilman Kulmala reported that an outdoor movie and EV car showcase was held this past weekend at the Oakland Public Library. Councilman Kulmala added that Resolution 22-185 adds architectural uniformity to the Central Business District and will require the Planning Board to develop such standards in a given timeframe.

COUNCILMAN PIGNATELLI: Councilman Pignatelli assigned Councilman McCann the following Council Committee and Liaison Assignments for 2022: 2nd on Finance, 2nd on Public Safety, Access for All, Communications Commission, and Flood Commission. Councilman Pignatelli assigned Councilman Kulmala the Recreation Commission for 2022. Councilman Pignatelli added that the Oakland Senior Center is hosting a Podiatry Session on July 1, 2022. Councilman Pignatelli reported a Lunch and Movie session on Thursday June 16, 2022. Councilman Pignatelli reported a Root Beer Float Independence Day Program on June 30, 2022. To RSVP for all events, please call the Oakland Senior Center at (201) 405-7731.

COUNCILMAN TALAMINI: Councilman Talamini applauded the Recreation Commission for a successful Baseball and Softball Parade. Councilman Talamini thanked Mame from Public Events for a successful Memorial Day Parade. Councilman Talamini reported that the Oakland Carnival runs from Wednesday June 15, 2022 to Saturday June 18, 2022. The Carnival opens on Saturday June 18, 2022 from 4:00 p.m. – 5:00 p.m. for those with disabilities and special needs. Councilman Pignatelli reported that wristbands are on sale at the Oakland Borough Hall up until Friday June 17, 2022. Councilman Talamini congratulated former Councilman Van Eck on the birth of twins.

COUNCILMAN SLASINSKI: Councilman Slasinski reported that the Sanitary Sewer Treatment Plant Decommissioning Project is set to begin the week of June 13, 2022. Councilman Slasinski added that the NJDEP is reviewing the Borough's permit application for the PFAS/PFOA treatment project. Councilman Slasinski added that Boswell Engineering is preparing plans and specifications for the Soons Wellfield Generator Upgrade Project. Councilman Slasinski added that the Oakland Public Library is hosting the Oakland Arts Amble from June 10, 2022 to June 12, 2022. Councilman Slasinski added that the Oakland Public Library is hosting a guest speaker Bill Ervolino on June 24, 2022 on the main stage.

COUNCILMAN SALIANI: Councilman Salianni reported that the Borough submitted a grant proposal to Bergen County for the Bush Plaza Park Project and is awaiting grant award notice. Councilman Slasinski reported that 24 permits were filed with the Shade Tree Commission. Councilman Salianni reminded residents to contact the Shade Tree Commission first for a permit if you are to take down a tree. Councilman Salianni thanked the Department of Public Works for all of their hard work on the upcoming public events. Mayor Schwager announced that she met with the Community of Commerce and encouraged business owners to get involved.

OPEN PUBLIC COMMENT:

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

ALL IN FAVOR.

No public comment.

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

ALL IN FAVOR.

BILLS TO BE PAID:

On motion of Councilman Slasinski, seconded by Councilman Kulmala, 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:** **Kulmala, Pignatelli, Salianni, Slasinski, Talamini**
 Nays: **None**
 Abstain: **McCann**
 (5 ayes – 0 nays – motion carried)

ADJOURNMENT:

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

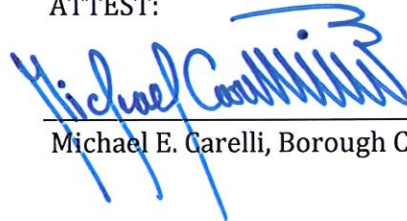
ALL IN FAVOR.

Adjourned: 8:11 p.m.

APPROVED BY:


Linda H. Schwager, Mayor

ATTEST:


Michael E. Carelli, Borough Clerk