

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY JANUARY 23, 2019

MOVE TO EXECUTIVE SESSION:

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

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

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

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

1. The public shall be excluded from discussion of action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
Non-union salaries; Affordable Housing; Sandy Beach
3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above mentioned closed session once the Mayor and Council has arrived at a final decision on the specified subject matter.

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

Discussion about non-union salaries.

CLOSE EXECUTIVE SESSION:

On motion of Councilman Levy, seconded by Councilman Pignatelli, the Executive Session be closed.

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

MEETING CALLED TO ORDER: By Mayor Schwager at 7:34 pm.

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini. Absent: None. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney.

SALUTE TO THE FLAG:

MOMENT OF SILENCE:

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

MAYOR'S REPORT:

Mayor Schwager presented the certificate from Congressman Gottheimer to Mike Guadagnino as last year's hometown hero. Mayor Schwager advised that three projects are moving forward. The Recreation bathrooms renovations should be completed by mid-April. There is a resolution on the agenda tonight to authorize Connolly & Hickey to prepare a plan to dismantle the Stream House. The bid opening for the demolition of the Roosevelt Boulevard properties will be February 5th. Mayor Schwager thanked the DPW for the outstanding job clearing our roads. The DPW is still picking up Christmas trees. The Borough had received a donation of a flag that was flown over the World Trade Center. It will be displayed at the Library. Mayor Schwager advised that various restaurants in town are offering a discount or free meal to help Federal employees who are on furlough or not getting a paycheck.

OPENED FOR PUBLIC DISCUSSION:

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

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

Michael Pritchard, 23 Calumet Avenue, spoke about the Clean Water Act, the EPA and the Army Corps of Engineers. The Ramapo River is a water of the U.S. since it crosses State lines. The Bi-County property is under Federal regulation because of the watershed regulations. He spoke about various Federal laws.

John Matarisse, Vice-President of the NJ Beekeepers Association, advised that the resolution adopted by the Mayor and Council last year helped. However, the regulations are being rewritten and there are still some issues including serious ones. The public comment period is ending. He asked the Mayor and Council to pass another resolution or draft a letter to send to the Department of Agriculture. Mayor Schwager asked if the resolution could be done at the next meeting. Mr. Matarisse advised that one of the things the beekeepers are most concerned about is the ambiguous language regarding the "direct threat" to public health and safety. Councilman Kulmala asked what has happened since the Mayor and Council passed the last resolution. Mr. Matarisse explained some serious still need to be addressed. They changed the table for the number of hives on size of property. Councilman Pignatelli commented that they can't endorse something they haven't seen. Mayor Schwager advised that the Borough Attorney will be given

the information provided by Mr. Matarisse and will make a recommendation to the Mayor and Council.

Leigh Lydecker, Long Hill Road, advised that the large beekeepers make pollen. It is the small beekeepers that make honey. It is essential to keep the small beekeepers going to get honey distributed.

Mr. Matarisse advised that the beekeepers produce 1.5 million tons of honey in the country.

CLOSED FOR PUBLIC DISCUSSION:

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

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

APPROVAL OF MINUTES: JANUARY 6, 2019 OATH OF OFFICE

On motion of Councilman Biale, seconded by Councilman Levy, the minutes from the Mayor and Council meeting of January 6, 2019 be approved.

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

APPROVAL OF MINUTES: JANUARY 9, 2019

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council meeting of January 9, 2019 be approved.

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

APPROVAL OF MINUTES: JANUARY 3, 2019 EXECUTIVE

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council Executive Session of January 3, 2019 be approved.

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

SCOREBOARD FOR FIELD 9:

Recreation Chairman Mike Guadagnino and Vice-Chairman Steve Saliani were in attendance to discuss the scoreboard. Mr. Guadagnino advised that there are currently 6 scoreboards which have been done using no taxpayer dollars. This scoreboard would be installed on Field 9. Mr. Guadagnino explained that former Commissioner Marty O'Brien works for Microsoft. They give money for volunteer hours. The money will be used to purchase the scoreboard. The Fathers' Club will do the construction at no cost.

APPOINTMENTS:

ENVIRONMENTAL COMMISSION:

Mayor Schwager brought forth the nomination of Gina Mayer-Costa for reappointment to a three-year term, Carol Peterson to move from Alternate 1 to a full three-year term and Allison Fleson for a two-year appointment as Alternate 1.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Knapp, the Council consented to the reappointment of Gina Mayer-Costa to a three-year term to expire December 31, 2021; the appointment of Carol Peterson to a full three-year term to expire December 31, 2021 and the appointment of Allison Fleeson to a two-year term as Alternate 1 to expire December 31, 2020.

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

RESOLUTION 19-45 AUTHORIZE CONTRACT-BOROUGH ATTORNEY

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of a **Borough Attorney** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Borough Attorney; 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 Borough did undertake a competitive process to select a Borough Attorney and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Brian M. Chewcaskie of the firm of Cleary, Giacobbe, Alfieri, Jacobs, LLC will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Brian M. Chewcaskie and the firm of Cleary, Giacobbe, Alfieri, Jacobs, LLC to serve as the Borough Attorney for the year 2019; 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, and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body the Borough of Oakland that said Borough Attorney be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED, that compensation for said Borough Attorney for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the not to exceed contract amount exclusive of work funded through applicants' escrow and Borough Capital Accounts, shall not exceed \$ 115,000 without further authorization of the Governing Body and the Chief Financial Officer has certified that \$ 45,000 is available in Account # 9-01-20-155-027 (retainer) , \$ 50,000 is available

in Account #9-01-20-155-028 (general legal services) and \$ 20,000 is available in Account # 9-01-55-904-001; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-46 AUTHORIZE CONTRACT-BOROUGH ENGINEER

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Borough Engineer** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Borough Engineer; 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 Borough did undertake a competitive process to select a Borough Engineer and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Kevin Boswell of the firm of Boswell Engineering will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Kevin Boswell and the firm of Boswell Engineering to serve as the Borough Engineer for the year 2019 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 Governing Body the Borough of Oakland that said Borough Engineer be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED, that compensation for said Borough Engineer for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$25,000 (\$15,000) retainer and \$ 10,000 allowance for minor engineering projects billed on a time and material basis) without further authorization of the Governing Body and the Chief Financial Officer has certified that the funds are available in Account # 9-01-20-165-021 \$ 15,000 and Account# 9-01-20-165-100 \$ 10,000; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-47 AUTHORIZE CONTRACT-AUDITOR

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Borough Auditor** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Borough Auditor; 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 Borough did undertake a competitive process to select a Borough Auditor and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Gary Vinci of the firm of Lerch, Vinci & Higgins, LLP will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, the Mayor has nominated Gary Vinci and the firm of Lerch, Vinci & Higgins, LLP to serve as Borough Auditor for the year 2019; 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 Governing Body the Borough of Oakland that said Borough Auditor be and is hereby appointed for the year 2019 pursuant to a "fair and open" process; and

BE IT FURTHER RESOLVED, that compensation for said Borough Auditor for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the not to exceed contract amount, excluding work charged to the Borough's various Capital accounts set forth in their contract, shall not exceed \$36,000 without further authorization of the Governing Body and the Chief Financial Officer has certified that funds are available in Account # 9-01-20-135-028; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereto.

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

RESOLUTION 19-48 AUTHORIZE CONTRACT-LABOR ATTORNEY

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of a **Labor Attorney** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Labor Attorney; 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 Borough did undertake a competitive process to select a Labor Attorney and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Matthew J. Giacobbe of the firm of Cleary Giacobbe Alfieri Jacobs LLC will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, the Council has nominated Matthew J. Giacobbe and the firm of Cleary Giacobbe Alfieri Jacobs LLC to serve as the Borough's Labor Attorney for the year 2019; 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 Governing Body the Borough of Oakland that said Labor Attorney be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED, that compensation for said Labor Attorney for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$ 40,000 without further authorization of the Governing Body and the Chief Financial Officer has certified that funds are available in Account # 9-01-20-155-029; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 18-49 AUTHORIZE CONTRACT-BOROUGH PLANNER

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Borough Planner** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Borough Planner; 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 Borough did undertake a competitive process to select a Borough Planner and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Steve Lydon of the firm of Burgis Associates will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, the Borough Council has nominated Steve Lydon and the firm of Burgis Associates to serve as Borough Planner for the year 2019; 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 Governing Body the Borough of Oakland that said Borough Planner be and is hereby appointed for the year 2019 pursuant to a “fair and open” process; and

BE IT FURTHER RESOLVED, that compensation for said Borough Planner for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$ 8,000 without further authorization of the Governing Body and the Chief Financial Officer has certified that the funds are available in Account# 9-01-20-165-022 ; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-50 AUTHORIZE CONTRACT-BOND COUNSEL

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Bond Counsel** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Bond Counsel; 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 Borough did undertake a competitive process to select a Bond Counsel and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough’s Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough’s Review Team has determined that Steven Rogut of the firm of Rogut McCarthy will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Steven Rogut and the firm of Rogut McCarthy to serve as the Borough’s Bond Counsel for the year 2019; 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 Governing Body the Borough of Oakland that said Bond Counsel be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED, that compensation for said Bond Counsel for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the CFO will certify to the availability of funds, said funds to be encumbered from various capital accounts pursuant to Section 20 of the Local Bond Law, prior to any payment; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-51 AUTHORIZE CONTRACT-WATER & SEWER ENGINEER

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Water & Sewer Engineer** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Water & Sewer Engineer; 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 Borough did undertake a competitive process to select a Water & Sewer Engineer and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Kevin Boswell of the firm Boswell Engineering, Inc. will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Kevin Boswell and the firm of Boswell Engineering, Inc. to serve as the Water & Sewer Engineer for the year 2019; 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 Governing Body the Borough of Oakland that said Water & Sewer Engineer be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED, that compensation for said Water & Sewer Engineer for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the contract amount shall not exceed \$ 20,000.00 without further authorization of the Governing Body and the Chief Financial Officer has certified that funds are available in Account # 9-05-55-502-028 -\$15,000 and Account # 9-07-55-501-029- \$ 5,000; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-52 AUTHORIZE CONTRACT-RISK MANAGER-HEALTH BENEFITS
On motion of Councilman Biale, seconded by Councilman Pignatelli, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, it is necessary for the Borough of Oakland to engage the services of a Risk Manager for Health Insurance for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Risk Manager; 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 Borough did undertake a competitive process to select a Risk Manager-Health Benefits and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that the firm of The Vozza Agency will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated the firm of The Vozza Agency to serve as the Risk Manager for Health Insurance for the year 2019; 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, and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body the Borough of Oakland that said Risk Manager be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED, that compensation for said Risk Manager for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that based on the current design of the Borough's Health Benefits program, compensation shall be as follows:

- The amount of \$ 37.70 per employee/retiree per month for medical and prescription coverage and \$ 4.68 per employee/retiree per month for dental coverage with payment being made to The Vozza Agency directly by the Bergen Municipal Employee Benefits Fund.
- Commission on the Life premium of 7.5% with payment being made to the Vozza Agency by the carrier.
- Commission on the Short Term Disability Premium of 10% to be paid directly by the carrier.
- Commission on the Long Term Disability premium of 15% to be paid directly by the carrier.

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-53 AUTHORIZE CONTRACT-RISK MANAGER-PROPERTY & CASUALTY

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of a Risk Manager for Property Insurance, Liability Insurance and Workers' Compensation for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Risk Manager; 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 Borough did undertake a competitive process to select a Risk Manager-Property Insurance, Liability Insurance and Workers Compensation- and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that the firm of Brown & Brown will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated the firm of Brown & Brown to serve as the Risk Manager for Property Insurance, Liability Insurance and Workers' Compensation for the year 2019; 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, and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body the Borough of Oakland that said Risk Manager be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED, that compensation for said Risk Manager for the year 2019 shall be claimed, approved and paid in the manner set forth in N.J.S.A. 40A:5-18 and pursuant to agreement to be entered into between the parties; and

BE IT FURTHER RESOLVED that the compensation to Brown & Brown shall be 6% of the Borough's Joint Insurance Fund Annual Assessment, as per the fund's by-laws, and payment shall be made to Brown & Brown directly by the Bergen County JIF; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-54 AUTHORIZE CONTRACT-BOROUGH PROSECUTOR

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Borough Prosecutor** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Borough Prosecutor; 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 Borough did undertake a competitive process to select a Borough Prosecutor and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Andrew M. Cimiluca, P.C., will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Andrew M. Cimiluca, P.C. to serve as the Borough's Borough Prosecutor for the year 2019; 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 Governing Body the Borough of Oakland that said Borough Prosecutor be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$ 19,350 without further authorization of the Governing Body and the Chief Financial Officer has certified that the funds are available in Account #9-01-25-275-021 ; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-55 AUTHORIZE CONTRACT-ALTERNATE PROSECUTOR

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of an **Alternate Borough Prosecutor** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Alternate Borough Prosecutor; 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 Borough did undertake a competitive process to select an Alternate Borough Prosecutor and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Andrew Roth of Giannantonio & Roth will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Andrew Roth to serve as the Borough's Alternate Borough Prosecutor for the year 2019; 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 Governing Body the Borough of Oakland that said Alternate Borough Prosecutor be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$ 1,350 without further authorization of the Governing Body and the Chief Financial Officer has certified that the funds are available in Account # 9-01-25-275-021; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-56 AUTHORIZE CONTRACT-PUBLIC DEFENDER

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Public Defender** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Public Defender; 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 Borough did undertake a competitive process to select a Public Defender and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Jennifer Blum will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Jennifer Blum to serve as the Borough's Public Defender for the year 2019; 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 Governing Body the Borough of Oakland that said Public Defender be and is hereby appointed for the year 2019; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$ 7,200 without further authorization of the Governing Body and the Chief Financial Officer has certified that the funds are available in Account #9-01-43-495-021; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-57 AUTHORIZE CONTRACT-ALTERNATE PUBLIC DEFENDER

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

WHEREAS, it is necessary for the Borough of Oakland to engage the services of **Alternate Public Defender** for 2019; and

WHEREAS, funds will be available by way of budget to compensate said Alternate Public Defender; 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 Borough did undertake a competitive process to select an Alternate Public Defender and solicited Requests for Qualifications in November 2018; and

WHEREAS, the applicants has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

WHEREAS, the Borough's Review Team has determined that Toni Ann Marabello will be the most advantageous to the Borough, all relevant factors considered; and

WHEREAS, Mayor Schwager has nominated Toni Ann Marabello to serve as the Borough's Alternate Public Defender for the year 2019; 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 Governing Body the Borough of Oakland that said Alternate Public Defender be and is hereby appointed for the year 2018; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$ 3,000 without further authorization of the Governing Body and the Chief Financial Officer has certified that the funds are available in Account # 9-01-43-495-021; and

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

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

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

RESOLUTION 19-58 RE-ESTABLISH GREEN TEAM

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

WHEREAS, the Mayor and Council of the Borough of Oakland recognize the need to take actions to ensure environmental quality, conserve natural resources, foster energy efficiency, promote health and wellness, support and develop the local economy, and reduce costs, all as a way of improving the quality of life for Oakland's residents and ensuring the long term economic, environmental and social sustainability of the community; and

WHEREAS, Sustainable Jersey is an initiative of the New Jersey State League of Municipalities, Rutgers University, the College of New Jersey, the NJ Department of Environmental Protection, the New Jersey Board of Public Utilities, and a coalition of NJ non-profits, state agencies, and experts in the field; and

WHEREAS, Sustainable Jersey identifies programs that municipalities can implement and provides guidance to help accomplish these programs; and

WHEREAS, the Borough of Oakland created the Green Team in 2009 and achieved bronze level certification as a 'Sustainable Community' in 2011, 2014, 2017, and 2018.

WHEREAS, there is a continuing need for the Green Team to help the Borough focus on sustainability issues.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough Oakland that it does hereby re-establish the Oakland Green Team, that said committee shall meet at least quarterly and shall consist of at least five members, appointed annually.

NOW THEREFORE BE IT FURTHER RESOLVED, that the membership of the Committee shall be comprised of the following:

- Five Full Voting Members, who shall be residents of the Borough, with one of the members serving as the Chair of the Committee.
- Council Liaison, ex-officio
- Borough Administrator or his designee, ex-officio
- Such other ex-officio Associate Members that the Council may appoint, including but not limited to representatives from the Environmental Commission, Board of Health, Board of Education, Business Community, Shade Tree Commission, and Planning Board.

NOW THEREFORE BE IT FINALLY RESOLVED, that the purposes of the Oakland Green Team are as follows:

1. To generally advise the Mayor and Council on ‘greening’ and sustainability matters
2. To solicit grants, with Council approval
3. To research and evaluate, or coordinate the research and evaluation of ‘sustainable’ actions that would be beneficial to the Oakland Community
4. To develop and coordinate the implementation of actions as outlined by Sustainable Jersey that will maintain the Borough’s bronze level certification and lead to silver level certification. To that end, the Green Team may establish subcommittees as needed to carry out specific actions or focus on specific areas of interest.

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

RESOLUTION 19-59 RE-ESTABLISH PARK COMMITTEE

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

WHEREAS, the Borough of Oakland is the owner of approximately 40 acres of open space formerly known as the Pleasure Land property; and

WHEREAS, the Mayor and Council created the Great Oak Park Committee to formalize the planning, funding and coordination of the development of this public park, and oversee the development phases; and

WHEREAS, there is still a need for the Great Oak Park Committee and the Committee must be re-established by resolution;

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

- a. There is hereby re-established in the Borough of Oakland the Great Oak Park Committee, which shall be responsible for the study, planning, coordination of various municipal groups and the public for input; coordination of sub-committees, if necessary; organization of fund raising efforts; obtaining input from municipal departments or commissions; coordination of any DEP or other environmental concerns; and ultimate recommendations to the Mayor and Council for development of the park, to be accomplished in phases.
- b. The Committee shall consist of six residents of the Borough, made up of a Chairman, four regular members and an alternate member, who shall each serve one year terms, all of whom shall be appointed by the Mayor, with the advice and consent of the Council. In addition, the Council shall name a Council Liaison to the Committee. In addition to the six members of the Committee and the Council Liaison, the following positions are ex officio members of the Committee: Mayor, Borough Administrator, Borough Engineer, and Department of Public Works Superintendent.
- c. The Committee shall be authorized to obtain a 501 (c) 3 tax deductible donation designation under the informal name of "Friends of the Park", which shall be a separate, legally incorporated organization. All monies obtained by donation and gift to the park shall be deposited into a trust account, to be maintained by the Borough's CFO.

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

RESOLUTION 19-60 AUTHORIZE GRANT AGREEMENT WITH COUNTY OF BERGEN-SANDY BEACH ACQUISITION

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

BE IT RESOLVED that the Mayor and Council of the Borough of Oakland wish to enter into a grant agreement with the County of Bergen for the purpose of using a \$ 1,400,000.00 grant award from the 2017 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund ("Trust Fund") for the acquisition of open space property in the project entitled "Open Space Land Acquisition-Sandy Beach" located in Block 2302, Lot 1 on the tax maps of the Borough of Oakland.

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorize Mayor Linda H. Schwager to be a signatory to the aforesaid grant agreement Contract #1800201; and

BE IT FURTHER RESOLVED that the Mayor and Council authorize Borough Administrator Richard S. Kunze to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project

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

RESOLUTION 19-61 AUTHORIZE AUCTION OF VEHICLES

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

WHEREAS, pursuant to the provisions of NJSA 40A:11-36, the Borough of Oakland may sell any personal property; and

WHEREAS, the Mayor and Council of the Borough of Oakland have determined that the property listed in this resolution is no longer needed for public use and wishes to divest said property,

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

1. The sale of the surplus property shall be conducted online using Municibid (www.municibid.com) pursuant to New Jersey Local Finance Notice 2008-9. Terms of the agreement are available on the vendor's website and available in the Borough Clerk's Office.
2. The surplus property to be sold is as follows:

YEAR	MAKE / MODEL	VIN #	PLATE #	TAG #
1997	Ford F-250	1FTHF26H7VEA66291		
1999	BMW Motorcycle	WB10418A6XZC65132		
2001	Ford F-250	1FTNF21L01ED82689		
2003	Mitsubishi Dump Truck	JW6AGE1HX3L001998		

3. The surplus property as identified shall be sold in 'as is' condition without express or implied warranties.
4. In accordance with NJSA 39:10-9.1, the certificates of ownership for former police vehicles shall state that the motor vehicles were used as police patrol vehicles and notice is provided that the buyer shall continue to so state on each subsequent sale or transfer
5. The successful bidder will be required to pay in cash or certified check made out to the Borough of Oakland at the time of pick up of the vehicle. The Borough will not deliver the vehicle to the successful bidder.
6. The vehicle is to be transferred and taken off the site within 10 business days after approval of the sale by the Governing Body.

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

RESOLUTION 19-62 AUTHORIZE TAX APPEAL SETTLEMENT-225 RAMAPO VALLEY ROAD

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

WHEREAS, Estate of Thunell is the owner and/or taxpayer of property known as Block 2301, Lot 14, located at 225 Ramapo Valley Road, has filed a real property tax appeal for tax year 2018; and

WHEREAS, the Borough Assessor, Borough Appraiser and Tax Appeal Attorney have recommended a settlement of the litigation, which is in the best interests of the Municipality;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland, that the Tax Appeal Attorney be and he is hereby authorized and directed to execute any and all documents necessary, in order to effectuate a settlement of the appeal entitled Estate of Thunell vs. Oakland, whereby for tax year 2018, the assessment of \$284,500 will be reduced to \$245,000, resulting in a total refund of \$1,119; and be it further

RESOLVED that the refund will be made without any interest to the taxpayer, as long as same is made within 60 days of receipt of the Judgment.

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

RESOLUTION 19-63 AUTHORIZE TRANSFERS TO BUDGET RESERVES

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

WHEREAS, it has become necessary to expend funds in excess of the amounts approved in the Calendar Year 2018 budget of the Borough of Oakland; and

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the Calendar Year 2018 budget of the Borough of Oakland; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, that based on the recommendation of the Chief Financial Officer, the following transfers be made to the Calendar Year 2019 Appropriations Reserves budget:

<u>Current Fund</u>		From	To
8-01-22-195-036	Const Code – Office Supplies	\$ 1,500.00	
8-01-26-305-081	Grbge & Tr – Recycl Pgm Contract	\$ 600.00	
8-01-31-460-000	Gasoline	<u>\$ 15,600.00</u>	
Sub-total		\$ 17,700.00	
8-01-22-195-010	Const Code – Salaries & Wages		\$ 1,500.00
8-01-26-305-010	Grbge & Tr – Salaries & Wages		\$ 600.00
8-01-31-435-000	Street Lighting		\$ 10,500.00
8-01-31-430-000	Electricity		<u>\$ 5,100.00</u>
Sub-total			\$ 17,700.00

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

RESOLUTION 19-64 AUTHORIZE CONNOLLY & HICKEY-PREPARE PROJECT AUTHORIZATION APPLICATION FOR STREAM HOUSE

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

WHEREAS, the Borough is in need of services to Prepare Dismantling Drawings and Application for Project Authorization for the Stream House located on the property of the Van Allen House; and

WHEREAS, Connolly & Hickey Historical Architecture LLC submitted a proposal dated January 15, 2019 for the services required at a cost not to exceed \$9,400 for the services required; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # C-04-55-002-004; and

WHEREAS, Connolly & Hickey Historical Architects LLC have submitted all necessary paperwork to comply with the Borough's Pay-to-Play Ordinance; and

WHEREAS, this contract is for professional service for which no public bidding is required;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby award a contract to Connolly & Hickey Historical Architects LLC in the amount not to exceed \$ 9,400 in order to Prepare Dismantling Drawings and Application for Project Authorization for the Stream House ; and

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

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

RESOLUTION 19-66 AUTHORIZE CONTRACT-BOSWELL ENGINEERING-DOWNTOWN ACCESS PRELIMINARY SCOPING MEETING

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

WHEREAS, there is a need for Boswell Engineering to arrange and attend a Pre-Diagnostic Team Meeting with the NJ DOT Railroad Engineering & Safety Unit regarding the NYS&W Railroad at Ramapo Valley Road and Terhune Street Extension; and

WHEREAS, Boswell Engineering has submitted a proposal dated January 16, 2019 for the work required in an amount not to exceed \$ 2,000.00; and

WHEREAS, Boswell McClave has submitted all the paperwork necessary to comply with the Borough of Oakland's Pay-to-Play requirements; and

WHEREAS, the award of this contract is for a professional service for which no public bidding is required; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # 9-01-20-165-100;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize Boswell Engineering to arrange and attend a Pre-Diagnostic Team Meeting with the NJ DOT Railroad Engineering & Safety Unit at a cost to exceed \$ 2,000.00 per their proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are authorized to enter into the agreement on behalf of the Borough.

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

RESOLUTION 19-67 AUTHORIZE CONTRACT-CFO MENTORING SERVICES

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

WHEREAS, there is a need for CFO Monitoring Services; and

WHEREAS, Phoenix Consulting Group has submitted a proposal for the services required in an amount not to exceed \$ 15,000; and

WHEREAS, Phoenix Consulting has submitted all the paperwork necessary to comply with the Borough of Oakland's Pay-to-Play requirements; and

WHEREAS, the award of this contract is for a professional service for which no public bidding is required; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #8-01-20-110-044 \$ 15,000;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize a contract with Phoenix Consulting Group for CFO Monitoring Services in the amount not to exceed \$ 15,000; and

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

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

RESOLUTION 19-68 AUTHORIZE AWARD RECREATION BID

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

WHEREAS, the Borough of Oakland has a need to purchase a variety of recreational supplies and equipment throughout the year for the myriad of recreation programs provided to Oakland residents; and

WHEREAS, the Mayor and Council has determined it to be most cost effective to establish unit prices for equipment and supplies to purchase throughout the calendar year; and

WHEREAS, the Township of Wyckoff is the Lead Agency for Cooperative Pricing System Number 176-WCGCPS-WOLF Group; and

WHEREAS, this competitively bid procurement combines the purchasing volume for the WOLF Group and as such this procurement establishes unit prices for system members (Franklin Lakes, Oakland and Wyckoff); and

WHEREAS, a notice of bid specification availability was posted on December 7, 2019 on the Township's website, www.wyckoff-nj.com under "Bids & Jobs" easily accessed from the Home Page; and

WHEREAS, an advertisement for bid was published in the December 7, 2018 issue of the Ridgewood News; and

WHEREAS, bids were publicly opened and their contents read aloud on January 3, 2019 at 11:00 a.m. with the bid prices listed on the bid spread sheet reflecting the bid prices that is attached as if set forth at length; and

WHEREAS, following is a list of the vendors which provided the lowest responsive and responsible bids for individual unit prices on the items listed as recommended for an award by the Wyckoff Recreation Director; and

Bidder #1

BSN Sports

DbA/US Games

PO Box 49

Jenkintown, PA 19046

Item #'s: 11Y, 11A, 31Y, 31A, 44, 45, 46, 47, 48, 57, 58, 59, 60, 61, 62, 64, 67, 68, 69, 75, 76, 77, 79Y, 79O, 86A 86B, 86C, 87, 88, 89, 90, 96^a, 96B, 96C, 97, 98, 99, 102, 103, 104, 121, 124B, 128, 129, 130Y, 133, 134, 136, 137, 138, 139, 143A, 143B, 143C, 144A, 144B, 146, 147, 152, 153, 156, 157, 160, 169^a, 169C, 173, 175, 176, 179, 185, 190, 199A, 200, 201, 207J, 207S, 208J, 208S, 209A, 209B, 209C, 210J, 210S, 224, 227A, 227B, 227C, 229, 246.

Total #'s: 89

Bidder # 2

East Coast Designs Unlimited

90 Columbus Avenue

Hasbrouck Heights, NJ 07604

Item #'s: 1Y, 1A, 1A2XL, 1A3XL, 8Y, 8A, 16, 22Y, 22A, 22A 2XL, 29Y, 29^a, 29A 2XL, 29A 3XL, 33A, 33A 2XL, 33A 3XL, 34 A2XL, 34 A3XL, 35A, 35 A2XL, 35 A3XL, 36, 36 A2XL, 36 A 3XL, 37

Total #'s: 27

Bidder #3

EJG Sports, LLC

246 Boulevard

Hasbrouck Heights, NJ 07604

Item #'s : 5Y, 5A, 5A 2XL, 5A 3XL, 6Y, 6A, 6A 2XL, 6A 3XL, 7Y, 7 A, 10Y, 10 A, 12Y, 12 A, 13, 14, 15, 17Y, 17 A, 18Y, 18 A, 19Y, 19 A, 20Y, 20 A, 21Y, 21INT, 24Y, 24 A, 24 A2XL,

24 A3XL, 32^a, 39, 40, 41, 42, 4, 49, 51, 52, 53, 54, 55, 56, 70, 71, 72, 84, 85 A, 85B, 85C, 105, 106Y, 106INT, 111, 112, 114, 116, 118, 120, 122, 125 A, 125B, 125C, 125D, 125E, 125F, 126 A, 126B, 126C, 126D, 126E, 126F, 130 A, 131, 141 A, 141B, 145INT, 145L, 149, 150, 151, 154, 158 A, 158B, 158C, 165Y, 165INT, 165 A, 167Y, 167 A, 170 A, 170B, 170C, 172 A, 172B, 177, 178, 180, 181, 188, 189, 192, 194, 195, 196 A, 196Y, 197, 198 A, 198B, 199B, 199C

Total #'s: 113

Bidder #4

Medco Supply Company

25 Northpointe Pkwy

Amherst, NY 14228

Item #'s: 230, 235, 236, 238, 239, 240, 241, 242, 243, 244

Total #'s: 10

Bidder # 5

Metuchen Center, Inc.

10-12 Embroidery Street

Sayreville, NJ 08872

Item #'s: 1YHW, 1AHW, 1A2XLHW, 1A3XLHW, 2Y, 2 A, 2 A2XL, 2 A3XL, 23Y, 23 A, 23 A2XL, 23 A3XL, 26A, 26 A2XL, 26 A3XL, 27A, 27 A2XL, 27 A3XL, 28A, 28 A2XL, 28 3XL, 83, 94, 95A, 95B, 95C, 100, 101, 140

Total #'s: 29

Bidder # 6

Pioneer Manufacturing

4529 Industrial Parkway

Cleveland, OH 44135

Item #'s: 80, 155, 225, 226

Total #'s: 4

Bidder # 7

R&R Trophy & Sporting Goods

155 Ridge Road

North Arlington, NJ 07031

Item #'s: 25A, 25A2XL, 25A3XL, 38, 50, 65, 73, 74, 82, 91, 92, 93, 10, 108, 110, 115, 124A, 127, 135, 142, 148, 163Y, 163A, 164Y, 164A, 168, 174, 183, 186, 187, 202, 203, 204, 212, 231, 232, 234, 237, 245

Total #'s: 39

Bidder #8

Riddell

7501 Performance Lane

North Ridgeville, OH 44039

Item #'s: 3Y, 3A, 4A, 4A2XL, 9Y, 9A, 30Y, 30 A, 113, 161XS, 161S, 161M, 161L, 161XL, 162XL, 162S, 162M, 162L, 162XL, 1622XL, 223Y, 223A

Total #'s: 22

Bidder #9

S&S Worldwide

75 Mill Street

Colchester, CT 06415

Item #'s: 78, 117, 119, 159A, 159B, 159C, 171A, 171B, 184, 191, 222, 228

Total #'s 12

Bidder #10

ZGI Industries, LLC

DBA Bob's Trophy/BT Specialties

127 Kinderkamack Road, Suite 2

Park Ridge, NJ 07656

Item #'s: 213, 214, 215, 216, 217, 218, 219, 220, 221

Total #'s 9

These recommendations are made on the basis of the low bid net unit price.

1 Adult 2XL (*)	*awarded to bidder of youth/adult sizes for color match and ordering efficiency purposes
1 Adult 3XL (*)	*awarded to bidder of youth/adult sizes for color match and ordering efficiency purposes
H.W. 1 Adult 3XL (*)	*awarded to bidder of youth/adult sizes for color match and ordering efficiency purposes
22 Adult 3XL (*)	*awarded to bidder of youth/adult sizes for color match and efficiency purposes
23 Adult (*)	*awarded to bidder of youth sizes for color match and ordering efficiency purposes
25 Adult 2XL (*)	*awarded to bidder of adult size for color match and ordering efficiency purposes
25 Adult 3XL (*)	*awarded to bidder of adult size for color match and ordering efficiency purposes
26 Adult (*)	*not brand specified on bid, only bidder
26 Adult 2XL (*)	*not brand specified on bid, only bidder
26 Adult 3XL (8)	*not brand specified on bid, only bidder
28 Adult 2XL (*)	*awarded to bidder of adult size for color match and ordering efficiency purposes
28 Adult 3XL (*)	*awarded to bidder of adult size for color match and ordering efficiency purposes
31 Youth	*tie, awarded to bidder greatest geographical distance away
31 Adult	*tie, awarded to bidder greatest geographical distance away
33 Adult 3XL (*)	*awarded to bidder of adult size for color match and ordering efficiency purposes
45	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested

46	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested (sub)
47	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested (sub)
48	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested (sub)
59	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested
111	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested
140	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested
141A	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested
141B	*low bidder substituted brand name which is of lower quality than specified brand, no sample provided, item awarded to bidder who bid on specific brand requested
163 YOUTH	*low bidders did not bid on specific brand quoted. Brand quoted is of inferior quality.
163 ADULT	*low bidders did not bid on specific brand quoted. Brand quoted is of inferior quality.
164 YOUTH	*low bidders did not bid on specific brand quoted. Brand quoted is of inferior quality.
164 ADULT	*low bidders did not bid on specific brand quoted. Brand quoted is of inferior quality.
170A	*low bidders did not bid on specific brand quoted. Brand quoted is of inferior quality.
170B	*low bidders did not bid on specific brand quoted. Brand quoted is of inferior quality.

170C	*low bidders did not bid on specific brand quoted. Brand quoted is of inferior quality.
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The following Bid numbers had NO bids:

63	NO BIDDER
66	NO BIDDER
81	NO BIDDER
109	NO BIDDER
123	NO BIDDER
132	NO BIDDER
169B	NO BIDDER
182	NO BIDDER
193	NO BIDDER
205 Youth	NO BIDDER
205 Intermediate	NO BIDDER
205 Adult	NO BIDDER
206	NO BIDDER
211	NO BIDDER
233	NO BIDDER

WHEREAS, the Chief Financial Officer has certified the availability of funds appropriated in the 2019 annual budget under the Recreation-Other Expenses budget.

WHEREAS, items 1A though I of Section 1 of the bid specification are referenced and applicable to this award authorization for the Township of Wyckoff as lead agency and the Borough of Franklin Lakes and the Borough of Oakland as participating members of this Cooperative Pricing System Procurement who shall be issuing their own purchase orders; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that they do hereby award contracts to ten (10) vendors for the individual bid unit items that they bid the lowest responsive and responsible individual bid unit prices in accordance with the Wyckoff Recreation Director's January 10, 2019 recommendation attached as if set forth at length.

BE IT FURTHER RESOLVED that the Recreation Commission shall purchase the estimated recreation items at the awarded unit prices only and only those items required for the 2019 program. The Recreation Commission Chairman shall meet periodically throughout the year with

the Recreation Directors of Franklin Lakes and Wyckoff to order common items, separately but at the same time for purchasing efficiencies.

BE IT FURTHER RESOLVED that the Municipal Clerk shall mail a certified copy of this resolution to the Franklin Lakes and Wyckoff Municipal Administrators for their use in performing these separate procurements.

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

RESOLUTION 19-69 CHANGE ORDER #1 FIRE SUPPRESSION SYSTEM PROJECT
On motion of Councilman Biale, seconded by Councilman Pignatelli, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, a contract was awarded to La Rocca Inc. in the amount of \$ 354,000 for the Fire Suppression System project at the Senior Citizens Center; and

WHEREAS, the following Change Order 1 has been requested:

Replace 79 existing 2x4 lights and 12 2x2 lights \$ 18,709.95

WHEREAS, the Change Order has been reviewed and recommended by the architect for the project, Daniel Dressel; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #C-04-56-763-509;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby authorize Change Order 1 for an increase of \$ 18,709.95 for a total contract amount of \$ 372,709.95.

Councilman Biale suggested that they use cost-effective LED lights. Mr. Kunze advised that the lights were going to have to come down and be reinstalled during the project but the lights are no longer up to code. Mr. Kunze advised that the architect thought this was a good price for the lights and thought it was less than we would have paid if we had included it in the scope of work. Councilman Talamini asked if we are looking for rebates. Councilman Kulmala suggested there are rebates offered from Rockland Electric.

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

NEW BUSINESS:

Councilman Knapp commented that the flag pole at the Van Allen House is not straight anymore and the flag is stuck in a tree. Mr. Kunze will have DPW take care of the matter.

COUNCIL REPORTS:

Councilman Talamini: There will be a meeting tomorrow to discuss decorations in the downtown. Mayor Schwager asked if the schools are doing anything for the children of Federal employees. Councilman Talamini will check on that.

Councilman Kulmala: The OCC is looking for members for the TV Committee. Winter sports are going well. There was a walk through and pre-construction meeting held for the Recreation bathroom upgrade project. The project should be completed by mid-April. The Recreation Commission will meet on January 28th. They will reorganize at 7:30 pm. There was a request from some residents who are using the walking path to have the lights on weather permitting.

Councilman Biale: The Senior programs are being held at the Library. There will be a movie on February 7th at 12 pm and Bingo on February 21st at 12 pm. The Senior Club will be meeting at the Knights of Columbus on the 2nd & 4th Thursday of the month. The spring trip will be to Resorts Monticello on April 4th. The 2019 LED light program request will be submitted to Rockland Electric for installation in the spring and early summer. Councilman Biale thanked the Police Department for coming up with the list. The DPW will repair potholes as needed. Residents should report potholes to DPW. Christmas trees are being collected through the month of January.

Councilman Pignatelli: The Environmental Commission is looking to develop a module on self-assessment. They are looking to have two members on the Great Oak Park Committee. The Board of Health reorganized.

Councilman Levy: The Shade Tree Commission did not meet due to lack of quorum. The Flood Commission would like to be a part of the River Restoration project. We have gotten drone footage of the river which will be submitted to the DEP to get permission for the project. Councilman Levy attended a stakeholder meeting with the DEP. The Ramapo River is going to be declared a C1 waterway. He does not expect this to have an effect on the River Restoration project.

Councilman Knapp: The Public Safety meetings will kick off next month. He congratulated the DPW on their storm preparation and clearing the roads. The Municipal Alliance has not met yet. The Park Committee will meet Tuesday January 29th. He reminded residents to clear fire hydrants after a storm.

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

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: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

MOVE TO EXECUTIVE SESSION:

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

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

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

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

1. The public shall be excluded from discussion of action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
Affordable Housing; Sandy Beach
3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above mentioned closed session once the Mayor and Council has arrived at a final decision on the specified subject matter.

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

The Borough Attorney updated the Mayor and Council on Affordable Housing and the Sandy Beach property.

CLOSE EXECUTIVE SESSION:

On motion of Councilman Talamini, seconded by Councilman Kulmala, the Executive Session be closed.

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

RECONVENE PUBLIC MEETING:

On motion of Councilman Talamini, seconded by Councilman Kulmala, the regular meeting be reconvened.

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

MEETING ADJOURNED:

On motion of Councilman Levy, seconded by Councilman Biale, the meeting be adjourned at 9:45 pm.

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

Lisa M. Duncan

Linda H. Schwager

Lisa M. Duncan, Borough Clerk
February 13, 2019

Mayor Linda H. Schwager

Date Approved