

BOROUGH OF OAKLAND
Borough Council Meeting
MEETING MINUTES

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

September 27, 2023 – 7:00 p.m.

MOVE TO EXECUTIVE SESSION:

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

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

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

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

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

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

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

Mayor Linda H. Schwager presiding.

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

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

Also Present: Borough Administrator Richard Kunze, Deputy Borough Clerk Wendi Seelin, Borough Attorney Matt Gilson, Borough Engineer John Yakimik.

Absent: None.

SALUTE TO THE FLAG AND MOMENT OF SILENCE:

MAYOR'S REPORT:

Mayor Schwager announced that various events have been rescheduled. The annual Car Show and the Horseshoe Tournament will be held October 1st. The Great Oak Park event will be held on October 14, 2023. The Halloween Parade and Trunk or Treat will be held on October 28, 2023. The Mayor advised that the Lakeside Ave water main project is being advertised for bid and will include paving. She advised that the Mountain Lakes and Chapel Hill discussed at the last meeting have been reviewed. The Borough is waiting for a report to determine if there will be a tonnage increase for Patriot's Way Bridge. Mayor Schwager advised that the angled parking spaces adjacent to the Hiawatha Fire House are for Fire Department personnel only. Mayor Schwager alerted the public to a Bergen County Utility Authority public hearing on Thursday August 28, 2023 at 1:30 PM in the Mayor and Council Chambers. This hearing is about a proposed amendment to the Bergen County Solid Waste Management Plan to include Oakland Materials LLC as a Class B Recycling Facility to be located at 342 W. Oakland Avenue in the industrial park with access via Edison Avenue. She advised that we need residents to attend and give input. This meeting was stated to be given public notice on 9/8 and 9/15/23 and Borough Attorney Matt Gilson stated that the Borough's position is that these notices were not accurate. Mayor Schwager then stated she has received a copy of the 62-page Green Streets Policy from the Environmental Commission. Mr. Kunze stated this will be distributed to the Mayor and Council in the fall.

ENGINEER'S REPORT:

Borough Engineer Mr. Yakimik stated that the Patriot's Way Bridge Advertisement for bids will be placed prior to October 13, 2023. Mr. Yakimik stated that with regards to the PFOS, the three wells remain on schedule. The contractor J Fletcher Creamer stated they will be starting within the next

one to two weeks and the Carbon filters are on schedule to be delivered mid-November 2023, with the full project completed by February 2024. Mr. Yakimik stated they have advertised for bids on the Lakeside water main, and they are due by October 17, 2023. The work would be done late fall through winter; paving will be done curb to curb in the spring. Mayor Schwager stated there are trucks and construction materials still present.

Mr. Yakimik stated that these trucks belong to Pacific who is the current sanitary pump station which is the treatment plant conversion to the pump station, they are winding down for the end date in November which will include the decommissioning part. As for the recent complaint of oil, it was confirmed to be algae and site maintenance is being watched.

OPEN PUBLIC COMMENT:

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

ALL IN FAVOR.

Mike Guadagnino 34 Hopper Street asked if Doty Park would be part of the cleanup. Borough Administrator Mr. Kunze stated when the project is complete. The contractor will have to remove all the material and restore the site to the condition it was when they started using it. Mr. Guadagnino stated that the sign was broken and replaced, and he would like to be assured that they clean up properly.

Kerri Sirinides 41 Sioux Avenue, advised that one of her tree's limbs fell her neighbors roof. A tree company recommended that the whole tree needed to be removed because it was dead. Now she has received a letter stating she has to replace the tree or pay \$500.00. Ms. Sirinides has already paid \$000.00 to have the tree removed. Councilman Saliani stated he would review this with the Shade Tree Commission.

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

ALL IN FAVOR.

APPROVAL OF MINUTES:

September 13, 2023

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

ROLL CALL:	Ayes:	Kulmala, McCann, Pignatelli, Saliani, Slasinski, Talamini.
	Nays:	None.

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

September 13, 2023, Executive Session

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

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

SPECIAL ANNOUNCEMENTS/APPOINTMENTS/RAFFLES/REQUESTS:

- **AUTHORIZE RAFFLE LICENSE #rl1464 FOR MARINE CORPS LEAGUE DETACHMENT 744 FOR CASINO ON DECEMBER 2, 2023 AT 65 OAK STREET, OAKLAND, NJ 07436 00**

On motion of Councilman Pignatelli, seconded by Councilman Saliani, raffle license #RL1464 be approved.

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

ALL IN FAVOR.

RESOLUTIONS – CONSENT AGENDA:

23-277: RESOLUTION CERTIFYING THE GOVERNING BODY HAS REVIEWED, AT A MINIMUM, THE COMMENTS AND RECOMMENDATIONS SET FORTH IN THE 2022 ANNUAL AUDIT REPORT

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Audit Report for the year 2022 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation, requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of

the State of New Jersey that all members of the Governing Body have reviewed, at a minimum, the sections entitled "Comments and Recommendations"; and

WHEREAS, the members of the Governing Body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "General Comments and Recommendations" as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five (45) days after receipt of the annual audit; pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the Governing Body have received and familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey, may subject the members of the local Governing Body to the penalty R.S. 52:27BB-52 "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of the Division of Local Government Services, under a provision of this article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one-thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit office;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, County of Bergen, State of New Jersey hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**23-278: RESOLUTION APPROVING ANNUAL AUDIT CORRECTIVE ACTION PLAN
PREPARED BY THE CHIEF FINANCIAL OFFICER IN RESPONSE TO THE
FINDINGS AND RECOMMENDATIONS IN THE 2022 ANNUAL AUDIT
REPORT**

WHEREAS, the Borough of Oakland is in receipt of the Report of Audit for the period ending December 31, 2022; and

WHEREAS, the Mayor and Borough Council of the Borough of Oakland formally accepted said audit on September 27, 2023; and

WHEREAS, it is necessary to develop and obtain Mayor and Borough Council approval of an Audit Corrective Action Plan; and

WHEREAS, said plan must be approved and filed within sixty days of formal notice,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, that the required Audit Corrective Action Plan, having been prepared and submitted by

the Chief Financial Officer, is hereby approved and further that said plan document by placed on file and made available for public inspection in the Office of the Borough Clerk.

23-279: AWARD CONTRACT TO T & M ASSOCIATES FOR DOWNTOWN ASSESSMENT STUDY

WHEREAS, there is a need for planning services for the for Downtown Assessment Study and;

WHEREAS, T & M Associates has submitted a proposal dated September 8, 2023 for services required at a total cost not to exceed cost of \$3,800.00, broken down as follows:

TASK #1:	Map Preparation:	\$2,200.00
TASK #2:	Meetings:	\$1,600.00

WHEREAS, the Chief Financial Officer has certified funds are available in Account #3-01-20-110-044 in the amount of \$3,800.00.; and

WHEREAS, T & M Associates has complied with the Borough of Oakland's Pay to Play requirements as outlined in Ordinance 12-CODE-669 adopted on July 11, 2012; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, hereby authorize T & M Associates to perform the planning services for the Downtown Assessment Study at a cost not to exceed \$3,800.00; and

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

23-280: RESOLUTION APPOINTING THE REGISTRAR OF VITAL STATISTICS

WHEREAS, the Borough of Oakland has a vacancy in the position of Registrar of Vital Statistics upon the resignation of the current Registrar on September 29, 2023; and

WHEREAS, Wendi Seelin is the Deputy Registrar of Vital Statistics and received her certification as of March 31, 2023;

NOW, THEREFORE, BE IT RESOLVED that Wendi Seelin be appointed as Registrar of Vital Statistics effective September 29, 2023; and

BE IT FURTHER RESOLVED that Ms. Seelin's compensation as Registrar of Vital Statistics shall be \$5,000 annually.

23-281: AUTHORIZE TEMPORARY HIRE CLERK'S OFFICE

BE IT RESOLVED that Lisa Duncan be hired to provide administrative services at a salary of \$40.00 per hour for 25 hours per week through January, 2024, effective October 2, 2023.

23-282: AUTHORIZE GRANT SUBMITTAL FOR NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

WHEREAS, the Borough of Oakland desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$ 1,640,000.00 to carry out a project for the Superstructure Replacement of Patriot's Way Bridge.

BE IT THEREFORE RESOLVED, that the Borough of Oakland does hereby authorize the application for such a grant; and, recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Oakland and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the Borough Administrator and his/her designee are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

23-283: AWARD CONTRACT TO BOSWELL ENGINEERING FOR CONSTRUCTION INSPECTION SERVICES FOR THE WATER MAIN IMPROVEMENTS PROJECT ON RIVER ROAD

WHEREAS, there is a need for construction inspection services for the water main improvements on River Road; and

WHEREAS, Boswell Engineering has submitted a proposal dated July 29, 2023 for services required at a total cost not to exceed cost of \$26,500.00; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #C-0656-903-203 in the amount of \$26,500.00; and

WHEREAS, Boswell Engineering has complied with the Borough of Oakland's Pay to Play requirements as outlined in Ordinance 12-CODE-669 adopted on July 11, 2012; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, hereby authorize Boswell Engineering to

perform the construction inspection services for the water main improvements on River Road at a cost not to exceed \$26,500.00; and

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

23-284: INTRODUCTION ORDINANCE 23-BOND-929

BE IT RESOLVED that the ordinance entitled:

" BOND ORDINANCE TO AMEND SECTIONS 4, 7, 8, 10 AND 11 OF THE BOND ORDINANCE (ORD. NO. 23-903) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED ON APRIL 12, 2023.

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 11th day of October, 2023, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

23-285: AUTHORIZE REFUND OF BOROUGH CALENDAR SPONSORSHIP FEE

WHEREAS, the Borough of Oakland has received a request (attached) for a refund of recreation fees in the total amount of \$900.00; and

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

WHEREAS, the Chief Financial Officer has verified that the amount is due and that funds are available in account Communication Calendar Trust T-13-56-286-029;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland hereby authorize payment in the total amount of \$900.00 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>Calendar Sponsor</u>	<u>AMOUNT</u>
Long Hill Liquors	14 Post Road, Oakland NJ 07436	2024 Calendar	900.00

23-286: AUTHORIZE REFUND OF RECREATION FEES

WHEREAS, the Borough of Oakland has received a request (attached) for a refund of recreation fees in the total amount of \$823.00; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Oakland hereby authorize payment in the total amount of \$823.00 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>SPORT TYPE</u>	<u>AMOUNT</u>
Bruno Family	8 Poplar Ave, Pompton Plains, NJ	Cheer	155.00
Villatoro Family	34 Mohawk Avenue, Oakland, N.J. 07436	Cheer Camp	\$668.00

23-287: AUTHORIZE BOROUGH ADMINISTRATOR TO EXECUTE SHARED SERVICES AGREEMENTS FOR TREE WORK

WHEREAS, the Borough of Oakland has entered into a shared service agreement with the County of Bergen for the emergency removal of shade trees from the county right-of-way; and,

WHEREAS, the County has long provided emergency tree removals for Oakland; and,

WHEREAS, Bergen County now requires a Hold Harmless and Indemnification Agreement for the removal of any tree along a county roadway; and,

WHEREAS, the Borough of Oakland's Shade Tree Commission understands and agrees to comply with this new requirement.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, County of Bergen, State of New Jersey that the Borough Administrator is authorized to sign all Hold Harmless and Indemnification Agreements for the removal of trees along county roads.

23-288: AMEND BY-LAWS OF THE GOVERNING BODY

WHEREAS, the Mayor and Council of the Borough of Oakland deems it to be in the best interests of the Council that the By-laws be updated; and

BE IT RESOLVED, that the By-laws of the Governing Body previously adopted on May 26, 2021, Resolution 21-205 be amended as set forth in the attached draft document; and

BE IT FURTHER RESOLVED, that the Bylaws of the Governing Body are hereby adopted as amended.

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

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

RESOLUTIONS:

Discussion :Councilman Talamini will abstain due to project being in front of his house

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

23-289: AWARD BID TO D.L.S. CONTRACTING FOR IMPROVEMENTS TO SEMINOLE AVENUE, PHASE III

WHEREAS, bids were received on September 26, 2023 for the Improvements to Seminole Avenue, Phase III; and

WHEREAS, D.L.S. Contracting has submitted the lowest responsive and responsible bid with a total bid price of \$250,544.75; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #C-04-56-761-100 in the amount of \$7,887.46, C-04-56-885-702 in the amount of \$143,177.24 and C-04-56-885-701 in the amount of \$99,480.05;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that the bid from D.L.S. Contracting in the total amount of \$250,544.75 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.

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

ROLL CALL: Ayes: Kulmala, McCann, Pignatelli, Saliani, Slasinski.
 Nays: None.
 Abstain: Talamini.
 (5 ayes – 0 nays – 1 abstain motion carried)

ORDINANCES:

ORDINANCE 23-CODE-928

AN ORDINANCE AMENDING CHAPTER 2, SECTION 25 OF THE OAKLAND CODE TO COMPLY WITH THE ELECTIONS TRANSPARENCY ACT

The Borough Clerk was directed to take from the table Ordinance No. 23-CAPITAL-921 and read by title for its final hearing.

The Borough Clerk then read by title an Ordinance entitled “**AN ORDINANCE AMENDING CHAPTER 2, SECTION 25 OF THE OAKLAND CODE TO COMPLY WITH THE ELECTIONS TRANSPARENCY ACT**”.

OPENED FOR PUBLIC COMMENT:

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

ALL IN FAVOR.

No public comment.

CLOSED FOR PUBLIC COMMENT:

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

ALL IN FAVOR.

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

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

ALL IN FAVOR.

ORDINANCE INTRODUCTION:

ORDINANCE 23-BOND-929

BOND ORDINANCE TO AMEND SECTIONS 4, 7, 8, 10 AND 11 OF THE BOND ORDINANCE (ORD. NO. 23-903) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED ON APRIL 12, 2023.

The Borough Clerk was directed to take from table Ordinance No. 23-BOND-929 and read by title for its first reading.

The Borough Clerk then read by title Ordinance No. 23-BOND-929 entitled, **"BOND ORDINANCE TO AMEND SECTIONS 4, 7, 8, 10 AND 11 OF THE BOND ORDINANCE (ORD. NO. 23-903) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED ON APRIL 12, 2023."**

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, **"BOND ORDINANCE TO AMEND SECTIONS 4, 7, 8, 10 AND 11 OF THE BOND ORDINANCE (ORD. NO. 23-903) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,600,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED ON APRIL 12, 2023"**, be introduced;

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday October 11, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ORDINANCE NO. 23-CODE-930

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

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

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

That said Ordinance be considered for final adoption at a Borough Council Meeting on Wednesday October 25, 2023 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. at 7:00 p.m.

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

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

ALL IN FAVOR

WORK SESSION:

Proposed Streetscape: The Planning Board has referred an updated streetscape design ordinance for the council's consideration and approval. The Ordinance establishes standards and regulates elements such as trees, sidewalk, street lighting, benches, and bike racks in the B-2, DT1 and DT-2 Zones. Councilman Saliani asked if it would be better to wait for the new assessment report. Councilman Kulmala stated that this recommendation will allow the committee to have a working document to go along with the T&M report. Additional discussions will take place at that time. Councilman Talamini stated that the Borough should consider LED lighting for the old-style lights. Councilman Kulmala stated that the Complete Streets program report will have an impact on planning.

Major Modification Water Allocation Permit 5199:

The NJDEP has approved the amended Wastewater Management Plan. The Council will need to move forward with seeking a major modification to our Water Allocation Permit to account for the inter-basin transfer that will result from sending future sewer flow to the NBCUA. This action is necessary prior to expansion of the sewer system. The permit application will include a water conservation and drought management plan and an assessment of future water demands. Boswell Engineering has proposed to undertake this work for an amount not to exceed \$40,000.00.

NEW BUSINESS:

No new business reported.

OLD BUSINESS:

No old business reported.

COUNCIL COMMITTEE AND LIAISON REPORTS:

Councilman Talamini: The Public Events Committee is always looking for new members, they work closely with Access for All and the group has a lot of fun. The parade is Saturday October 28 followed with the Trick or Trunk. They still need vehicles decorated. No Finance reports.

Councilman Kulmala: He attended the Green Team meeting where there was discussion of electric car charges. The rain barrel program sold out and they are going to it do again next year. There is a Collection Saturday September 30 9-12, and the First Sunday hike is 10/1/23 9am. Councilman stated that he feels the BCUA holding a public hearing at 1:30 in the afternoon on a business day is disingenuous. He recommended any residents in the Doty Road Downtown area try to attend this meeting. There are a lot of questions that need to be answered. Councilman Kulmala stated he met with residents on Chapel Hill to look at the area and the garbage was cleaned up and issues with security gates taken care of and follow-up with Mr. Yakimik as well. Councilman Kulmala wish Borough Clerk Michael Carelli best of luck in his future.

Councilman Pignatelli:

He read the Police chief report aloud. A NY Time reporter is coming to Oakland this Friday for the Golden Bachelor TV program with the seniors for a watch party. He asked residents to please show up for the hearing on the recycling depot.

Councilman McCann:

Congratulations to Mr. Carelli on his new position. The Administration Committee had advised and tonight we passed the updated By-laws to meet the state statute in terms of authority. Thank you to Mr. Kunze for getting the facility on Chapel Hill cleaned up. Councilman McCann also urged residents to come to the BCUA meeting.

Councilman Slasinski:

The Oakland Communications Commission has launched their TV Sponsorship Program. If anyone is interested, contact Chairman Jim Barry. The Candidates' forum recordings are now available to view on YouTube. The Bulletin Board Committee is seeking music for the background on the slides. If interested, contact the Chairman Mark Albala. The 5-year Ad Hoc Committee is asking the public to submit their input for what they would like to see from the Commission. The next Commission Meeting is November 1, 2023 where the Commissions Budget will be voted on. The library is back in full swing. Qigong will be held every Thursday 11 am. Written in the Stars will be held October 3. Children's story times are continuing with all information available on the website. Mayor Schwager asked residents not to put books that you are looking to get rid of in the book drop.

Councilman Saliani:

Councilman Saliani stated that wrestling registration is now open ending on 10/20/23 and information is on the website. The Great Oak Park event is scheduled for October 14, 2023. The Shade Tree Commission is looking for 2 new members and anyone wanting to help with the spotted lantern fly. There was some spraying on the north side of town. If anyone signed up for the adopt-a-tree program, you will be contacted next couple of days. There is no Flood Commission Meeting in October. Councilman wished Michael Carelli the best of luck.

OPEN PUBLIC COMMENT:

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

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

ALL IN FAVOR.

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

ALL IN FAVOR.

BILLS TO BE PAID:

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

(See following pages)

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

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

ADJOURNMENT:

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

ALL IN FAVOR.

Adjourned: 7:56 p.m.

APPROVED BY:

ATTEST:

Linda H. Schwager, Mayor

Wendi Seelin, Deputy Borough Clerk