

SPECIAL MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
BOROUGH HALL CONFERENCE ROOM
1 MUNICIPAL PLAZA, OAKLAND, NEW JERSEY
JUNE 2, 2010

MEETING CALLED TO ORDER: By Mayor Szabo at 6:03 pm.

ROLL CALL: Mayor Szabo called the meeting to order and the Clerk called the roll. Present: Mayor Szabo, Councilmembers Burns, Di Pentima, Marcalus, Pignatelli, Visconti. Absent: Councilwoman Stagg. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator.

SALUTE TO THE FLAG:

MOMENT OF SILENCE:

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

OPENED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Burns, Di Pentima, Marcalus, Pignatelli, Visconti.

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Burns, Di Pentima, Marcalus, Pignatelli, Visconti.

Mayor Szabo explained that the purpose of this special meeting is to adopt two resolutions. However, the budget amendment cannot be done because we must wait for approval from the State on the introduced budget. That item will be carried to the next meeting.

RESOLUTION 10-117 ENDORSE HOUSING PLAN ELEMENT

Mayor Szabo explained that June 8th is the deadline that the Borough needs to submit the Housing Element. The numbers have changed and gone down. The Hovan tract was removed from the Plan. The Plan is directing growth to the downtown. There are new regulations and there is a high premium on special needs housing. The Mayor and Council endorsed West Bergen Mental Health's special needs housing project. Councilman Di Pentima wanted confirmation that the property by the High School is not discussed in the Plan. Mayor Szabo indicated that it was not discussed in the plan. Councilwoman Marcalus commented that it is an interesting concept that

substandard housing can be rehabilitated. Mayor Szabo advised that one of the Governor's priorities is rehabilitation.

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

WHEREAS, the Borough of Oakland Planning Board has considered the housing element and fair share plan at a Meeting of the Planning Board held on May 13, 2010 and did adopt said "Housing Element and Fair Share Plan" as part of the Master Plan of the Borough of Oakland; and

WHEREAS, the Borough of Oakland in Bergen County endorses the housing element and fair share plan and desires to petition the Council on Affordable Housing (COAH) for substantive certification of this plan.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland in Bergen County and its Governing Body that the housing element of the Borough of Oakland, as adopted by the Planning Board of the Borough of Oakland as part of the Master Plan thereof, be submitted to COAH together with the fair share plan and this resolution be considered by COAH as a petition for substantive certification by the Borough of Oakland; and

BE IT FURTHER RESOLVED, that the Borough of Oakland be authorized to publish notice of the petition for substantive certification in a newspaper of county-wide circulation and that a copy of this resolution, the adopted housing element and proposed fair-share plan, and supporting documentation be made available for public at the Borough of Oakland's Borough Clerk's office during regular business hours at 1 Municipal Plaza, on Monday through Friday for a period of 45 days following the date of publication of said legal notice.

ROLL CALL: All yeas, Councilmembers Burns, Di Pentima, Marcalus, Pignatelli, Visconti.

Councilman Di Pentima advised that the budget amendment is ready to go but Trenton is still doing review of everyone's budgets probably in anticipation of next year's 2.5% cap calculation. Councilman Di Pentima is upset because he thinks that the State will make municipalities use surplus like they made the schools do. It took a lot of work to build up surplus. He would rather see a cap on surplus. He commented that the Borough may have to use surplus for purchase of capital items. Councilman Di Pentima commented that the Mayor and Council should think about doing estimated tax bills because everything will be late. He does not want to issue TAN's. Mr. Kunze responded that the Borough can do estimated bills but there needs to be a budget adjustment for that.

NEW BUSINESS:

Councilman Di Pentima advised that the Seniors are looking for a mechanism if they are disabled and cannot shovel hydrants. They want a mechanism of someone to call. There was discussion on how to handle the issue.

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Di Pentima, seconded by Councilman Visconti, 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:
Negotiations
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 Burns, Di Pentima, Marcalus, Pignatelli, Visconti.

Discussion ensued over negotiations with the PBA.

CLOSE EXECUTIVE SESSION:

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

ROLL CALL: All yeas, Councilmembers Burns, Di Pentima, Marcalus, Pignatelli, Visconti.

MEETING ADJOURNED:

On motion of Councilman Pignatelli, seconded by Councilman Visconti, the meeting be adjourned at 6:26 pm.

ROLL CALL: All yeas, Councilmembers Burns, Di Pentima, Marcalus, Pignatelli, Visconti.

Lisa M. Duncan, Borough Clerk
June 23, 2010

Mayor John P. Szabo, Jr.

Date Approved