

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY MARCH 26, 2008

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, Litigation, Personnel
3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above mentioned closed session once the Mayor and Council has arrived at a final decision on the specified subject matter.

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

Discussion ensued over NJ Capital, Pinnacle and various personnel matters.

CLOSE EXECUTIVE SESSION:

On motion of Councilwoman Marcalus, seconded by Councilwoman Stagg, the Executive Session be closed.

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

MEETING CALLED TO ORDER: By Mayor Szabo at 8:06 pm.

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

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.

PRESENTATION TO ROLLER HOCKEY CHAMPS:

Mayor Szabo presented certificates to the Roller Hockey team that won the Midget American Silver trophy. He commented that everyone is proud of their efforts.

Sean Brady	Steven Burt	Billy Campbell	Brennan Cotter
Matthew Dooley	Michael Flade	Nick Macalle	Michael Maurer
Jake Morgan	Michael Mosconi	Graham Mulligan	Brian Pille
Matt Soares	Matthew Tuohy	Jim Campell (coach)	Jeff Soares (coach)
John Dooley (coach)	Peter Tuohy (coach)	Joe Macalle (coach)	

PRESENTATION TO MAYOR’S CUP WINNER:

Councilman Di Pentima advised that the Scouts recently held the Pinewood Derby. The overall winner receives the Mayor’s Cup Trophy. He presented a certificate to Conor Given whose winning time was 2.27 seconds.

MAYOR’S REPORT:

Mayor Szabo introduced new Business Administrator Richard Kunze. He is pleased to have Mr. Kunze onboard and Mayor Szabo thinks this will be a good year.

OPENED FOR PUBLIC DISCUSSION:

On motion of Councilman Di Pentima, seconded by Councilwoman Stagg, this portion of the meeting be opened for public discussion.

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

John Schaus, Shade Tree Commission, advised the Mayor and Council that the Borough received Tree City USA designation. The Commission will be able to receive grants for surveying public trees. The Commission will receive 90 small trees to plant. The Borough will get a new flag, a sign and plaque. Mr. Schaus advised this is a great honor. Mayor Szabo would like to get a banner added to the website. Councilman Di Pentima advised he will work on that. Mr. Schaus advised that Arbor Day celebration will be held either April 25th or 26th. He will advise the Mayor and Council when the exact date is set. Mayor Szabo advised he appreciates the efforts of the Shade Tree Commission.

CLOSED FOR PUBLIC DISCUSSION:

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

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

APPROVAL OF MINUTES: FEBRUARY 27, 2008

On motion of Councilwoman Stagg, seconded by Councilwoman Marcalus, the minutes from the Mayor and Council meeting of February 27, 2008 be approved.

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

APPROVAL OF MINUTES: MARCH 12, 2008

On motion of Councilwoman Stagg, seconded by Councilwoman Marcalus, the minutes from the Mayor and Council meeting of March 12, 2008 be approved.

ROLL CALL: Yeas, Councilmembers Marcalus, Pignatelli, Visconti.
Abstain, Councilmembers Di Pentima, Stagg.

APPOINTMENT: BOARD OF HEALTH

Mayor Szabo brought forth the nomination of Stephen Tiffinger to fill an unexpired term on the Board of Health.

On motion of Councilman Pignatelli, seconded by Councilwoman Stagg, the Council consented to the appointment of Stephen Tiffinger to fill an unexpired term on the Board of Health due to expire on December 31, 2008.

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

APPOINTMENT: COMMUNICATIONS COMMISSION

Mayor Szabo brought forth the nomination of Peter Marcalus to fill an unexpired term on the Communications Commission.

On motion of Councilman Di Pentima, seconded by Councilman Pignatelli, the Council consented to the appointment of Peter Marcalus to fill an unexpired term on the Communications Commission due to expire on December 31, 2008.

ROLL CALL: Yeas, Councilmembers Di Pentima, Pignatelli, Stagg, Visconti.
Abstain, Councilwoman Marcalus.

APPOINTMENT: RECREATION COMMISSION

Mayor Szabo appointed Robert Scalabrini to fill an unexpired term on the Recreation Commission due to expire on December 31, 2008.

APPOINTMENT: SUBSTITUTE CROSSING GUARD

On motion of Councilwoman Stagg, seconded by Councilman Pignatelli, Maryann Carroll be appointed as Substitute Crossing Guard at a salary of \$ 12.36 per hour.

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

RAFFLE APPLICATION:

Mayor Szabo advised that there was a raffle application delivered this afternoon to the Borough Clerk. The Borough Clerk asked for authorization from the Council to send the paperwork to the State. The Raffle License will be ratified at the next Council meeting. The Council consented to have the Clerk send the paperwork to the State.

RESOLUTION 08-71 WRONGFUL DEATH STATUTE

Mayor Szabo explained that the Mayor and Council are taking a position against Trenton regarding this legislation. The State is trying to legislate municipalities into bankruptcy. The municipalities cannot absorb these costs.

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

WHEREAS, liability claims against municipalities are already increasing 10% per year; and

WHEREAS, the proposed revisions to the Wrongful Death Statute will add another 6% to 10% to this cost; and

WHEREAS, under the current wrongful death law, family members can already collect substantial compensation for actual losses such as medical bills and lost income as well as loss of companionship; and

WHEREAS, this bill will also allow juries to award substantial additional compensation for "emotional distress" and

WHEREAS, this bill is contrary to the principles in Title 59; and

WHEREAS, without the limitations in Title 59, it would be very difficult for state, county and local government to respond to a wide range of emergency situations;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that we urge the Legislative to exempt Title 59 entities from any expansion of the Wrongful Death Statute; and be it further

RESOLVED, that a copy of this resolution be sent to the Borough's State Senator and Assembly Members, Governor Corzine, Senate President Cody and Assembly Speaker Roberts.

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

RESOLUTION 08-72 DEVELOPER'S AGREEMENT

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

WHEREAS, the Planning Board of the Borough of Oakland adopted a resolution approving a development by Manzo Organization, LLC for property located at Allerman Road and designated by the Borough of Oakland as Block 3404.01, Lots 5 and 5.01; and

WHEREAS, the resolution was conditioned upon the developer entering into a Developer's Agreement with the Borough of Oakland; and

WHEREAS, such Developer's Agreement has been executed by Manzo Organization, LLC, which has been reviewed and approved by the Borough Attorney.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Mayor and Borough Clerk are hereby authorized to execute the Developer's Agreement with Manzo Organization, LLC.

BE IT RESOLVED that appropriate building permits can be issued to this developer upon receipt of the performance guaranty, soil moving performance guaranty, Certificate of Insurance and professional escrow as set forth in the Developer's Agreement.

BE IF FURTHER RESOLVED that the Borough Clerk be and she is authorized and directed to maintain a copy of this Resolution in office of the Borough Clerk, for public inspection, pursuant to law.

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

RESOLUTION 08-73 TRANSFER PEG SUMAN SCHOLARSHIP FUND

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

WHEREAS, the Borough currently maintains a fund of approximately \$ 8,500.00 in the name of Peg Suman Scholarship Fund, which is being administered by Merrill Lynch; and

WHEREAS, the fund has historically been utilized for the purpose of awarding educational scholarships to worthy Oakland residents; and

WHEREAS, such awards have been made by the Oakland Education Foundation;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland does hereby transfer control of the Peg Suman Scholarship Fund, being administered by Merrill Lynch, to the Oakland Education Foundation.

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

RESOLUTION 08-74 AUTHORIZE PURCHASE POLICE CARS

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

WHEREAS, the Mayor and Council adopted Resolution 07-169 on December 26, 2007 to authorize the purchase of three Police cars; and

WHEREAS, the police cars were not purchased at that time so that Resolution 07-169 must be rescinded; and

WHEREAS, the Borough of Oakland is now in need of purchasing two (2) 2008 Chevrolet Impala Police Cars; and

WHEREAS, Motors Fleet of Ocean, NJ has a State Contract No. 70464 for the Chevrolet Impala as per the specifications desired at a cost of \$ 18,048.05 per car; and

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that the Administrator is hereby authorized to issue a Purchase Order to Motors Fleet, Ocean, New Jersey for the purchase of two (2) 2008 Chevrolet Impala Police cars at a total cost of \$ 36,096.10.

Discussion ensued. Councilwoman Marcalus questioned why we are not purchasing a hybrid car. Councilman Pignatelli responded that hybrid cars are not authorized as pursuit cars. Hybrid cars are better used for local driving at speeds under 30 mph. Mayor Szabo confirmed that hybrid cars are not recommended for Police usage. Councilman Di Pentima advised that hybrid cars wouldn't be advantageous to the Borough because of its topography and proximity to the highway. The Council will look at hybrid vehicles for replacement of vehicles used for water meter reading and the Construction Department inspectors. Mayor Szabo advised that is a long-term goal. Borough Administrator Kunze advised that Chief Kasper is interested in evaluating a hybrid SUV.

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

RESOLUTION 08-75 AWARD BID-FUEL TANKS

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

WHEREAS, the Borough advertised for removal and replacement of an underground fuel storage tank at the DPW facility; and

WHEREAS, the engineer has reviewed bids and has recommended acceptance of the Aurora Environmental Inc. bid in the amount of \$ 207,715; and

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED that the bid of Aurora Environmental Inc. in the amount of \$ 207,715 be in and is hereby accepted; and

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

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

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

RESOLUTION 08-76 AWARD BID-CURB & SIDEWALK PROJECT

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

WHEREAS, the Borough advertised for curb and sidewalk removal and replacement; and

WHEREAS, the engineer has reviewed bids and has recommended acceptance of the G.F.C. Paving & Masonry bid in the amount of \$ 154,390; and

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED that the bid of G.F.C. Paving and Masonry in the amount of \$ 154,390 be in and is hereby accepted; and

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

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

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

RESOLUTION 08-77 AUTHORIZE ENGINEER FOR BARRIER NETTING

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

WHEREAS, there is a need to install barrier netting at the Oakland Recreation Fields; and

WHEREAS, Boswell McClave Engineering submitted a proposal dated March 12, 2008 for the Engineering services for the project and the breakdown of costs is as follows:

Task 1 Geotechnical	\$ 4,520
Task 2 Structural Analysis	\$ 4,800
Task 3 Plans & Specifications	\$ 6,200
Task 4 Construction Inspection	<u>\$ 4,000</u>
Total cost not to exceed	\$19,520

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby authorize Boswell McClave to perform the Engineering services for the barrier netting project as specified in their March 12, 2008 proposal at a cost not to exceed \$ 19,520.

Discussion ensued. Councilwoman Marcalus commented she was not aware the Borough was doing this project. Mayor Szabo responded that there is a safety issue between Fields 5 and 8. The netting is necessary to contain the foul balls from hitting people and cars. This project is part of the upgrading to the fields in order to address safety issues. Councilwoman Marcalus questioned if this item was discussed in work session. Councilman Di Pentima advised that this was discussed in last year's capital budget discussion. It was part of the Recreation

Commission’s priority list. Borough Engineer Tichacek responded that one of the concerns was that a foul ball from one field would strike people on a different field.

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

RESOLUTION 08-78 TEMPORARY EMERGENCY RESOLUTION

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

WHEREAS, the 2008 temporary budget adopted by the Mayor and Council is not sufficient to pay for the continuing costs of operating the Borough; and

WHEREAS, NJ 40A:4-20 permits a municipality to adopt temporary emergency appropriations needed for the period prior to adoption of the budget provided the amount of such emergency temporary appropriations are included in the budget as finally adopted; and

WHEREAS, NJ 40A:4-20 requires that a copy of all temporary emergency appropriation resolutions be sent to the Director of Local Government Services after adoption.

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations are adopted:

GENERAL APPROPRIATIONS

Department	Approved 2007 Budget	25% of 2007 Budget	Adjustments	Temp Emergency 2008 Budget
Administration				
Operating Expenses	69,793.00	17,448.00	-	17,448.00
Salaries & Wages	250,277.00	62,569.00	100,000.00	162,569.00
Communications				
Operating Expenses	12,275.00	3,069.00	-	3,069.00
Salaries & Wages	3,600.00	900.00	400.00	1,300.00
Mayor and Council				
Operating Expenses	59,500.00	14,875.00	(14,875.00)	-
Salaries & Wages	40,537.00	10,134.00	-	10,134.00
Municipal Clerk				
Operating Expenses	22,510.00	5,628.00	-	5,628.00
Salaries & Wages	65,232.00	16,308.00	-	16,308.00
Elections				
Operating Expenses	9,300.00		-	

		2,325.00		2,325.00
Salaries & Wages	2,200.00	550.00	-	550.00
Finance				
Operating Expenses	23,900.00	5,975.00	-	5,975.00
Salaries & Wages	137,106.00	34,277.00	-	34,277.00
Audit				
Operating Expenses	37,000.00	9,250.00	-	9,250.00
Tax Assessor				
Operating Expenses	20,025.00	5,006.00	-	5,006.00
Salaries & Wages	101,215.00	25,304.00	-	25,304.00
Tax Collector				
Operating Expenses	14,100.00	3,525.00	-	3,525.00
Salaries & Wages	120,003.00	30,001.00	-	30,001.00
Legal				
Operating Expenses	225,000.00	56,250.00	(10,000.00)	46,250.00
Engineering				
Operating Expenses	30,000.00	7,500.00	-	7,500.00
Planning Board				
Operating Expenses	21,400.00	5,350.00	-	5,350.00
Salaries & Wages	24,253.00	6,063.00	-	6,063.00
Zoning Board				
Operating Expenses	8,150.00	2,038.00	-	2,038.00
Salaries & Wages	15,668.00	3,917.00	-	3,917.00
Insurance				
General Liability	205,000.00	51,250.00	-	51,250.00
Worker Compensation Insurance	220,000.00	55,000.00	-	55,000.00
Employee Group Health	2,037,369.00	509,342.00	-	509,342.00
Police				
Operating Expenses	173,600.00	43,400.00	-	43,400.00
Salaries & Wages	3,087,666.00	771,917.00	-	771,917.00

First Aid

Operating Expenses	25,000.00	-	-	-
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Flood Control

Operating Expenses	6,000.00	1,500.00	-	1,500.00
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Salaries & Wages	-	-	-	-
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Office of Emergency Mgt.

Operating Expenses	11,790.00	2,948.00	-	2,948.00
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Salaries & Wages	5,000.00	1,250.00	-	1,250.00
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Fire Department

Operating Expenses	114,070.00	28,518.00	-	28,518.00
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Salaries & Wages	31,576.00	7,894.00	-	7,894.00
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Prosecutor

Salaries & Wages	24,366.00	6,092.00	-	6,092.00
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Streets & Roads

Operating Expenses	175,400.00	43,850.00	-	43,850.00
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Salaries & Wages	650,430.00	162,608.00	-	162,608.00
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Shade Tree

Operating Expenses	13,700.00	3,425.00	-	3,425.00
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Garbage & Recycling

Operating Expenses	1,351,000.00	337,750.00	-	337,750.00
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Bldgs & Grounds

Operating Expenses	148,100.00	37,025.00	-	37,025.00
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Salaries & Wages	156,406.00	39,102.00	-	39,102.00
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Health and Human Services

Occupational Safety and Health Act	3,000.00	750.00	-	750.00
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Health Department

Operating Expenses	167,702.00	41,926.00	-	41,926.00
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Salaries & Wages	54,405.00	13,601.00	-	13,601.00
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Environmental Commission

Operating Expenses	760.00	-	-	-
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		190.00		190.00
Salaries & Wages	1,200.00	300.00	-	300.00
Recreation				
Operating Expenses	301,619.00	75,405.00	-	75,405.00
Salaries & Wages	152,650.00	38,163.00	-	38,163.00
Senior Center				
Operating Expenses	38,850.00	9,713.00	-	9,713.00
Salaries & Wages	55,316.00	13,829.00	-	13,829.00
Public Events				
Operating Expenses	16,600.00	4,150.00	-	4,150.00
Municipal Court				
Operating Expenses	26,400.00	6,600.00	-	6,600.00
Salaries & Wages	128,160.00	32,040.00	-	32,040.00
Public Defender				
Salaries & Wages	8,380.00	2,095.00	-	2,095.00
Construction & Zoning				
Operating Expenses	9,000.00	2,250.00	-	2,250.00
Salaries & Wages	244,850.00	61,213.00	-	61,213.00
Utilities				
Gasoline	133,000.00	33,250.00	-	33,250.00
Electricity	106,000.00	26,500.00	-	26,500.00
Telephone	85,000.00	21,250.00	-	21,250.00
Natural Gas	41,000.00	10,250.00	-	10,250.00
Street Lighting	140,000.00	35,000.00	-	35,000.00
Contingent	5,000.00		-	-
Deficit in Animal Control Fund	6,704.98		-	-
Overexpenditure of Appropriations	39,429.02		-	-
Expenditures Without Appropriations	3,731.79		-	-
Sewer Utility	50,000.00		-	-
Social Security System (O.A.S.I.)	400,000.00		-	-

		100,000.00		100,000.00	
Employee Group Health	69,372.00	-	-	-	
Police & Firemen's Retirement Systems	395,031.00	98,758.00	-	98,758.00	
Public Employees Retirement System	103,389.00	25,847.00	-	25,847.00	
Stormwater Management	100,000.00	25,000.00	-	25,000.00	
9-1-1 Systems	14,000.00	3,500.00	-	3,500.00	
Maintenance of Free Public Library	865,046.00	216,262.00	-	216,262.00	
LOSAP	85,000.00	-	-	-	
Public and Private Programs Offset by Revenues					
N.J. Motor Vehicle services	112,000.00	28,000.00	-	28,000.00	
BCUA Municipal Recycling Assistance Program	9,475.67	2,369.00	-	2,369.00	
Recycling Tonnage Grant	10,090.22	2,523.00	-	2,523.00	
Municipal Alliance - County Share	11,500.00	2,875.00	-	2,875.00	
Municipal Alliance - Local Share	2,875.00	719.00	-	719.00	
Body Armor Replacement Program	2,174.28	544.00	-	544.00	
Clean Communities Program	12,362.81	3,091.00	-	3,091.00	
Sub-total General Appropriations	13,760,590.77	3,369,096.00	75,525.00	3,444,621.00	25.0%
Capital Improvement Fund	100,000.00	25,000.00	(25,000.00)	-	
Payment of Bond Principal	1,063,000.00	265,750.00	-	265,750.00	
Interest on Bonds	300,495.00	75,124.00	-	75,124.00	
Interest on Notes	191,000.00	47,750.00	(47,750.00)	-	
Green Acres Trust Program	21,290.00	5,323.00	-	5,323.00	
Special Emergency Authorizations - 5 Years	146,000.00	-	-	-	
Reserve for Uncollected Taxes	575,154.53	-	-	-	
Total General Appropriations	16,157,530.30	3,788,043.00	2,775.00	3,790,818.00	23.5%

WATER UTILITY

Appropriations For Water Utility	F.C.O.A	Anticipated 2007	25% of 2007 Budget	Adjustments	Temp Emergency 2008 Budget
OPERATING					
Salaries and Wages		492,174.00	123,044.00	-	123,044.00
Other Expenses		195,556.70	48,889.00	-	48,889.00
Utilities		225,000.00	56,250.00	-	56,250.00
Employee Group Insurance		294,581.00	73,645.00	-	73,645.00
Other Insurance Premiums		21,050.00	5,263.00	-	5,263.00
CAPITAL IMPROVEMENTS					
Capital Improvement Fund		100,000.00	25,000.00	-	25,000.00
DEBT SERVICE					
Payment on Bond Principal		340,000.00	85,000.00	-	85,000.00
Interest on Bonds		127,181.00	31,795.00	-	31,795.00
DEFERRED CHARGES AND STATUTORY EXPENDITURES					
Deferred Charges:					
Overexpenditures		-	-	-	-
Expenditure Without Appropriation		54,457.30	-	-	-
Statutory Expenditures:					
Social Security System (O.A.S.I.)		45,000.00	11,250.00	-	11,250.00
Surplus (General Budget)		50,000.00	-	-	-
Total Water Utility Appropriations		1,945,000.00	460,136.00	-	460,136.00 23.7%

SEWER UTILITY

Appropriations For Sewer Utility	F.C.O.A	Anticipated 2007	25% of 2007 Budget	Adjustments	Temp Emergency 2008 Budget
OPERATING					
Salaries and Wages		105,259.00	26,315.00	-	26,315.00

Other Expenses	128,604.00	32,151.00	-	32,151.00	
Utilities	37,500.00	9,375.00	-	9,375.00	
Employee Group Insurance	59,134.67	14,784.00	-	14,784.00	
Other Insurance Premiums	4,210.00	1,053.00	-	1,053.00	
CAPITAL IMPROVEMENTS					
Capital Improvement Fund	-	-	-	-	
DEBT SERVICE					
Payment on Bond Principal	-	-	-	-	
Interest on Bonds	-	-	-	-	
DEFERRED CHARGES AND STATUTORY EXPENDITURES					
Deferred Charges:					
Overexpenditures	20,597.59	-	-	-	
Expenditure Without Appropriation	-	-	-	-	
Statutory Expenditures:					
Social Security System (O.A.S.I.)	13,000.00	3,250.00	-	3,250.00	
Deficit in Operations in Prior Years	6,694.74	-	-	-	
Surplus (General Budget)	-	-	-	-	
Total Sewer Utility Appropriations	375,000.00	86,928.00	-	86,928.00	23.2%

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

RESOLUTION 08-79 INTRODUCTION OF BUDGET

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

Municipal Budget of the Borough of Oakland, County of Bergen for the Fiscal Year 2008

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Fiscal Year 2008:

BE IT FURTHER RESOLVED that said Budget be published in "The Record" in the issue of April 1, 2008;

The Governing Body of the Borough of Oakland does hereby approve the following as the Budget for the Fiscal Year 2008:

Discussion ensued. Councilman Di Pentima advised this is not going to be the final budget. He advised that it would be prudent to allow the new Business Administrator to scrutinize this budget

and provide comments. Councilman Di Pentima also advised that the State has not resolved their own items yet. The municipal appropriation is a 4.9% increase over 2007. It is a 3.7 tax point increase. The additional cost for an average assessed home would be approximately \$ 164 over 2007. Councilman Di Pentima advised that all operational costs are flat. There is an 8.5% increase in health insurance. The pension contribution is up by \$ 311,000. There is a reduction in State Aid by \$ 170,000. All other expenses that have increased by \$ 352,000 relate to contractual obligations such as salary and include several retiree payouts. Councilwoman Marcalus commented that it is mandatory that the Council has a public hearing on the budget. Councilman Di Pentima responded that the hearing will be held on May 14th. That should allow time for additional meetings with Department Heads and to do further scrutinizing. The Borough must also wait for numbers from Trenton.

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

RESOLUTION 08-80 HIRE PER DIEM DISPATCHER

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

WHEREAS, the Police Chief has requested the appointment of a per-diem dispatcher;

BE IT RESOLVED, that the Mayor and Council hereby appoints Mark Romme as per-diem dispatcher at a salary of \$ 16.24 effective March 27, 2008.

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

RESOLUTION 08-81 AUTHORIZE AGREEMENT-ADMINISTRATOR

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

WHEREAS, the Mayor and Council authorized the hiring of Richard Kunze as Borough Administrator; and

WHEREAS, the Council has now reviewed the employment agreement prepared by the labor attorney; and

WHEREAS, the Council approves the agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Mayor be and he is hereby authorized and directed to execute the employment agreement between the Borough and Richard Kunze, as the new Borough Administrator;

BE IT FURTHER RESOLVED, that a copy of the agreement shall be maintained by the Borough Clerk in her offices, for public inspection.

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

RESOLUTION 08-82 TRANSFERS TO 2007 BUDGET

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

BE IT RESOLVED that the following transfers be made to the 2007 budget:

CURRENT

From:	To:
7-01-20-120-011 Clerk S&W \$ 1,000	7-01-20-100-023 Admin O.E. \$ 15
7-01-20-121-013 Election S&W \$ 65	7-01-20-120-021 Clerk OE \$ 1,500
7-01-43-490-014 Court S&W \$ 3,000	7-01-20-121-020 Elections OE \$ 65
7-01-21-185-012 Zon.Bd S&W \$ 15	7-01-43-490-028 Court OE \$ 100
7-01-27-335-100 Env.Comm OE\$ 22	7-01-21-185-027 Zon.Bd. OE \$ 700
7-01-25-265-012 Fire Prev.S&W\$ 1,600	7-01-27-335-012 Env.Comm S&W \$ 22
7-01-25-240-051 Police OE \$ 3,100	7-01-25-265-015 Fire Prev S&W \$ 200
	7-01-25-265-029 Fire Dept. O.E. \$ 1,200
	7-01-25-252-058 OEM O.E. \$ 600
	7-01-40-702-012 Police S&W \$ 1,100
	7-01-20-155-028 \$ 1,700

SEWER

From:	To:
7-07-55-501-072 Sewer OE \$ 6,500	7-07-55-501-011 Sewer S&W \$ 6,300
7-07-55-501-027 Sewer OE \$ 2,800	7-07-55-501-015 Sewer S&W \$ <u>3,500</u>
7-07-55-501-026 Sewer OE \$ <u>500</u>	\$ 9,800
\$ 9,800	

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

FINAL PUBLIC HEARING: ORDINANCE NO. 08-CODE-569

The Clerk was directed to take from the table Ordinance No.08-Code-569 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE REVISING BOROUGH CODE 07-CODE-562 TITLED "AN ORDINANCE REVISING, AMENDING AND REENACTING PARAGRAPHS 1-14 OF ORDINANCE 06-CODE-546 TITLED "THE CODE OF THE BOROUGH OF OAKLAND, COUNTY OF BERGEN, STATE OF NEW JERSEY, ENTITLED "SALARIES OF MUNICIPAL EMPLOYEES"

OPENED FOR PUBLIC DISCUSSION:

On motion of Councilwoman Stagg, seconded by Councilman Visconti, this portion of the meeting be opened for public discussion.

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

No comments from the public.

CLOSED FOR PUBLIC DISCUSSION:

On motion of Councilwoman Stagg, seconded by Councilman Visconti, this portion of the meeting be closed to public discussion.

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance Revising Borough Code 07-Code-562 Titled "An Ordinance Revising, Amending And Reenacting Paragraphs 1-14 Of Ordinance 06-Code-546 Titled "The Code Of The Borough Of Oakland, County Of Bergen, State Of New Jersey, Entitled "Salaries Of Municipal Employees", be adopted;

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

ROLL CALL: Yeas, Councilmembers Di Pentima, Marcalus, Pignatelli, Stagg, Visconti. Abstain, Councilwoman Stagg.

FINAL PUBLIC HEARING: ORDINANCE NO. 08-CODE-570

The Clerk was directed to take from the table Ordinance No.08-Code-570 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2-7.7 OF THE OAKLAND CODE, ENTITLED "BOARD OF RECREATION COMMISSIONERS" BY ESTABLISHING AN UPDATED SCHEDULE OF ACTIVITIES"

OPENED FOR PUBLIC DISCUSSION:

On motion of Councilwoman Stagg, seconded by Councilman Di Pentima, this portion of the meeting be opened for public discussion.

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

On motion of Councilwoman Stagg, seconded by Councilman Visconti, this portion of the meeting be closed to public discussion.

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance Amending And Supplementing Chapter 2-7.7 Of The Oakland Code, Entitled “Board Of Recreation Commissioners” By Establishing An Updated Schedule Of Activities” , be adopted;

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

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

FINAL PUBLIC HEARING: ORDINANCE NO. 08-CODE-571

The Clerk was directed to take from the table Ordinance No. 08-Code-571 -and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE REPEALING AND REPLACING CHAPTER 10, SECTION 1.4 (a) OF THE OAKLAND CODE ENTITLED “ CONSTRUCTION FEES””

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

On motion of Councilwoman Stagg, seconded by Councilman Visconti, this portion of the meeting be closed to public discussion.

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance Repealing And Replacing Chapter 10, Section 1.4 (A) Of The Oakland Code Entitled “ Construction Fees””, be adopted;

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

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

WORK SESSION:**COMMUNICATIONS COMMISSION BYLAWS:**

Mayor Szabo advised that the Council needs to review and adopt the bylaws from the Communications Commission. Councilwoman Marcalus questioned if these bylaws have been changed from the previous bylaws. If so, what are the changes. Mr. Chewcaskie commented that is a fair question. The bylaws are supposed to be approved by the Governing Body. Mr. Chewcaskie would assume that there is a change if they are being submitted again for approval. Mr. Kunze asked if these bylaws were forwarded by the Commission. The Clerk responded they were. Councilwoman Marcalus commented she is familiar with the bylaws but it would be nice to have the changes outlined. Councilman Di Pentima advised he would handle this. This will be placed on the next agenda.

NEW BUSINESS:

Councilwoman Marcalus commented that everyone received a letter from Community Builders Association with a sample resolution. Mayor Szabo advised this should be discussed at the Planning Board level.

Mayor Szabo brought forth the idea of going paperless. Councilwoman Marcalus commented she supports that idea. Councilman Pignatelli commented that the expense of the laptops would exceed the cost of paper. Councilwoman Stagg commented that she thought having laptops is a good idea. Councilman Visconti asked that items be copied on both sides of the pages. Mr. Kunze will research this.

COUNCIL REPORTS:

Councilwoman Marcalus: advised that residents can go the website www.oaklandrec.com and print out forms to sign up for summer camp, golf, football and soccer. Oakland team tennis is going to begin soon so anyone interested can sign up. Councilwoman Marcalus attended the Ramapo Indian Hills budget hearing and the K-8 budget hearing. Both budgets are below the 4% State cap. There are no new programs being added and the biggest increase has been with salary and benefits. The K-8 budget will be presented again on April 7th and the vote will be held on April 15th from 2 to 9 pm. The Planning Board will meet on April 10th at the Senior Center at 7:30 pm and the Lenape Valley Grille will be returning to review the changes to the façade. Councilwoman Marcalus advised that curbside yard waste pickup will begin on April 7th. She advised that Electronics recycling will begin and residents should call the DPW to schedule a pickup. The Ladies Auxiliary of the Fire Department will hold a food drive on April 5th. Councilwoman Marcalus advised residents that a business representing themselves as the Water Department is trying to sell water softeners to the residents. The DPW and Police are looking into the matter. Councilwoman Marcalus advised that John Schaus and Don Wilson from the Shade Tree Commission and Michele Reutty, Library Director, gave a talk at the Senior Center.

Councilman Visconti: no report.

Councilwoman Stagg: The Environmental Commission urges all residents to recycle. She commented that the new pickup of electronics for recycling is a great service for residents. She asked residents to consider composting vegetable waste. Councilwoman Stagg advised that the water in Oakland is hard because it has high levels of magnesium and calcium. A water softener will change the compounds to salt which could be a health issue to some residents. A water softener is not a filter. Councilwoman Stagg advised that the Highlands Council recommended to the DEP that Pinnacle should not receive a permit. Councilwoman Stagg asked the Highlands Council director Eileen Swan to make a presentation at the April 23rd Council meeting. She advised that Oakland will be the first in line to apply for a \$ 15,000 grant from the Highlands

Commission to incorporate the Highlands into the Master Plan. Councilwoman Stagg advised that the Water and Sewer Committee met yesterday. The Oakland Crossroads project anticipates starting construction next week. Councilwoman Stagg advised that the bid package is out for the tennis court reconstruction project. The bids will be due on April 8th. She advised that the tennis courts were built on what was the Oakland dump. The soil is not good so that is why the courts are cracking. The detail engineering for the bid specifications was not easy. The contractor for cabling of the Stream House reevaluated the job and gave the Borough a new price. The contractor may start work next week.

Councilman Di Pentima: thanked the Public Events Committee for their outstanding efforts with the Easter Egg Hunt. There were 4000 eggs that were gone in 40 seconds! The Easter Bunny was also in attendance. The Communications Commission has an opening for a three-year term.

Councilman Pignatelli: The Police Department received a merit award from AAA for having an outstanding traffic safety program. Councilman Pignatelli thanked Chief Kasper and Officer Pianettini for their efforts. The Police Department responded to 619 calls last month. Councilman Pignatelli advised that per diem dispatchers are used to cover the dispatch desk rather than pay a police officer to man the desk. It is a good idea that saves money and promotes efficiency.

BILLS TO BE PAID:

On motion of Councilman Di Pentima, seconded by Councilwoman Stagg, 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 Di Pentima, Marcalus, Pignatelli, Stagg, Visconti.

MEETING ADJOURNED:

On motion of Councilwoman Stagg, seconded by Councilman Visconti, the meeting be adjourned at 9:18 pm.

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

Lisa M. Duncan, Borough Clerk
April 9, 2008

Mayor John P. Szabo, Jr.

Date Approved