

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY DECEMBER 9, 2009

MOVE TO EXECUTIVE SESSION:

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

Councilwoman Marcalus and Councilman Burns entered at 7:08 pm. Councilman Visconti entered at 7:13 pm.

Discussion ensued over Heritage Hills. No action taken.

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, Stagg, Visconti.

MEETING CALLED TO ORDER: By Mayor Szabo at 7:35 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, Stagg, Visconti. Absent: None. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney; James Mangin, Chief Financial Officer.

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.

MAYOR'S REPORT: Mayor Szabo continues to work on the Highlands Master Plan to see if the Borough will opt in or opt out. During work session, the Council will talk about a Highlands Council Pilot Program. The Borough has engaged the Highlands Council to pay for a number of programs. The Borough has had presentations by Burgis on conformance. The Borough has hired another consultant to determine TDR rights. The Borough is not paying for these consultants. The Highlands Council is paying for the analysis without a commitment from the Borough yet to opt in.

OPENED FOR PUBLIC DISCUSSION:

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

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

Roger Marchese, 44 Manito Avenue, advised that they have asked Musco to turn the lights off at the tennis courts on various occasions in order to save the town money.

Mike Kozak, 24 Cayuga, gave a Green Team update. The team has targeted 13 or 14 points toward certification and has created subcommittees. Mr. Kozak advised that recycling is up .9% to 27%. This has saved about \$ 23,000 in tipping fees. He asked if anything can be done to cut costs in the sewer utility. He thanked the Mayor and Council for the work they do.

Mr. Korialis, 101 East Oak Street, questioned how the average usage was determined for the new sewer rates. Mayor Szabo explained that the focus was on fall and winter usage because summer water use does not make it to the sewer system. Mr. Korialis asked if they compared one winter's usage to another and took an average. Mayor Szabo responded that one year will set the rate for the next year. Mr. Mangin explained that the Borough needs to have a rate in place by January 1st. We are going to use winter usage to determine the rate but we cannot use the 2009/2010 winter because we are in the middle of that now. So we have taken the water consumption from the last quarter of 2008 and the first quarter of 2009 to determine the rate for 2010. The last quarter 2009 and first quarter 2010 will determine the 2011 rates. Mr. Korialis asked what happens to surplus. Councilman Di Pentima responded that the Borough has not had surplus. However, surplus would be used as an emergency fund in case a plant goes offline. Mr. Korialis

questioned what happens when there is a deficit. Councilman Di Pentima explained that when there is a deficit, it must be raised in the following year. Mr. Mangin explained that a letter will be sent with the first bill in 2010 to inform what the charge will be for the entire year.

Martin Ruback, 45 Academy Circle, commented that the article in the Suburban News stated the sewer rates would be calculated for the period from October to December. However, Mr. Ruback advised that his fourth quarter billing runs from August to November. Councilman Di Pentima explained that everyone is on a slightly different billing schedule. He advised that the last billing cycle of the year will be used. Mr. Mangin explained that the last quarter billing will be used. He explained that the meters are read in cycles. Every two weeks there is a new cycle. Someone's last quarter could be October through December while someone else's could be September through November. Mr. Mangin's suggestion was to take those accounts and move them to the last cycle. Mr. Ruback commented that all sewer users should be read in December. Councilman Di Pentima responded that the CFO is going to look into synching up the cycles. 218 accounts have to be synched up. He will try to move the accounts most impacted. This is a new process-it must mature itself and it will have to be tweaked in order to make it better. Mayor Szabo commented that it was not the intent to use August billing. Mr. Ruback asked if there will be an appeal process so a bill can be changed. Councilman Di Pentima responded that there would not because the Borough must have the budget set by January 1st.

Kathy Fahey, 114 Truman Boulevard, commented that the Mothers Club received an email from the Rec Commission about a user fee being charged. Mayor Szabo explained the user fee to promote volunteers for the Rec stand. If people don't volunteer, they would forfeit the money. Ms. Fahey asked what the plan is for the volunteer fee. Mayor Szabo explained at the round table meeting held before the Rec stand opened, it was discussed that Fathers Club and Mothers Club would keep the proceeds of the stand and Recreation would keep the proceeds of the user fee. Ms. Fahey responded that the fee was never discussed further. She believes that the \$ 25 fee is too low. She explained that the idea of the fee was to generate volunteers not make money. This is a huge commitment. In order to have the stand open for baseball and softball it will be open Monday through Friday from 6 pm to 8 pm plus on weekends. Mayor Szabo advised this item is on work session for discussion. The fee would have to be implemented by ordinance. Ms. Fahey read an email she received objecting to the use of the fee by the Recreation Commission. Mayor Szabo advised that there is an administrative cost and Recreation is collecting the fees. When this was set up, it was determined that Mothers and Fathers Club would get the proceeds from the stand. The fee was not intended to be a fundraiser but to get volunteers. Mayor Szabo appreciates the great job the organizations are doing running the Rec stand.

Mike Sears, 119 Seminole Avenue and member of Fathers Club, commented that the spirit of the fee is well meant. He questioned if the fee would be charged per child or per family. If there are 3 or 4 children in a family, the fee per child would be astronomical. He asked what would happen if the children are playing multiple sports. Mayor Szabo responded that they would be charged only for the sports that use the Rec stand. Mr. Sears asked about families that are donating their time by coaching. Mayor Szabo responded he feels they should not have to pay the fee. Mr. Sears commented that single and disabled parents should be taken into consideration before being charged the fee. He asked what the resolution process would be for dispute of the fee. Mayor Szabo responded it would go through the Recreation Commission. Mr. Sears asked if addresses and phone numbers of people signing up for Rec sports will be provided to the Mothers and Fathers Club. Mayor Szabo advised that Recreation has not done that so far because of privacy issues but they had spoken about getting consent from parents at sign ups.

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 Burns, Di Pentima, Marcalus, Pignatelli, Stagg, Visconti.

APPROVAL OF MINUTES: NOVEMBER 10, 2009

On motion of Councilwoman Stagg, seconded by Councilwoman Marcalus, the minutes from the Mayor and Council meeting of November 10, 2009 be approved as amended on page 15.

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

APPROVAL OF MINUTES: OCTOBER 14, 2009 EXECUTIVE

On motion of Councilwoman Stagg, seconded by Councilwoman Marcalus, the minutes from the Mayor and Council Executive Session of October 14, 2009 be approved.

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

APPROVAL OF MINUTES: OCTOBER 28, 2009 EXECUTIVE

On motion of Councilwoman Stagg, seconded by Councilwoman Marcalus, the minutes from the Mayor and Council Executive Session of October 28, 2009 be approved.

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

APPROVAL OF MINUTES: NOVEMBER 10, 2009 EXECUTIVE

On motion of Councilwoman Stagg, seconded by Councilman Visconti, the minutes from the Mayor and Council Executive Session of November 10, 2009 be approved.

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

RESOLUTION 09-254 AUTHORIZE ADDITIONAL APPRAISAL

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

WHEREAS, the Borough of Oakland acquired the 39 acre tract designated on the Tax Map of the Borough of Oakland as Block 2401, Lots 1 and 9 owned by Thomjac, LLC, and commonly known as Heritage Hills for open space purposes; and

WHEREAS, the Borough has applied for funding through New Jersey State Green Acres Program; and

WHEREAS, the Green Acres Program requires a second appraisal to be performed by an approved appraiser; and

WHEREAS, the Borough has obtained a quotation from Robert McNerney, MAI, in the amount of \$5,500; and

WHEREAS, the Borough desires to retain the services of Mr. McNerney for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, that the Borough does hereby retain Robert McNerney, MAI, in order to prepare an appraisal of the Heritage Hills tract, in accordance with Green Acres appraisal standards;

AND BE IT FURTHER RESOLVED, that the Borough shall pay to Mr. McNerney the sum of \$5,500 for this appraisal, in accordance with the proposal annexed hereto;

AND BE IT FURTHER RESOLVED, that the Borough Attorney shall prepare a contract for the services to be performed by Mr. McNerney for this professional service, for which no public bidding is required;

AND BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified the availability of funds for this purpose;

AND BE IT FURTHER RESOLVED that the Borough Clerk shall maintain copies of this resolution and the contract with Mr. McNerney in her offices, for public inspection.

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

RESOLUTION 09-255 UPDATE APPRAISAL HERITAGE HILLS

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

WHEREAS, the Borough of Oakland acquired premises formerly owned by Thomjac, LLC; and

WHEREAS, the Borough has applied for funding for New Jersey State Green Acres Program; and

WHEREAS, Green Acres requires the updating of appraisals; and

WHEREAS, the Borough's appraisal prepared by Michael Holenstein was dated September, 2006, and must be updated through November 1, 2009

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, that Michael Holenstein be and is hereby retained to prepare updating of his appraisal respecting 39 acres of land located at Block 2401, Lots 1 and 9 on the Tax Map of the Borough of Oakland, with a valuation date of November 1, 2009;

AND BE IT FURTHER RESOLVED, that the Borough pay to Mr. Holenstein the sum of \$3,800 for this appraisal, as set forth in the proposal annexed hereto;

AND BE IT FURTHER RESOLVED, that the award of this contract is for professional services, for which no public bidding is required;

AND BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified the availability of funds for this purpose;

AND BE IT FURTHER RESOLVED, that the Borough Clerk shall maintain copies of this resolution and the contract with Mr. Holenstein in her offices for public inspection.

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

RESOLUTION 09-256 AUTHORIZE RECERTIFICATION-TREE CITY USA

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

WHEREAS, the Shade Tree Commission is interested in making application to the State of New Jersey Department of Environmental Protection's Community Forestry Program for recertification of Tree City USA status for the Borough of Oakland;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby endorse the application to be submitted and promises to support the Shade Tree Commission in the efforts to maintain Tree City USA status once received.

Councilman Burns commented that this is an annual requirement. It is an indication that the Mayor and Council support the Shade Tree's efforts.

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

RESOLUTION 09-257 AWARD BID-JANITORIAL SERVICES

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

WHEREAS, the Borough of Oakland's present contract for Janitorial Services is due to expire and the Borough advertised for another contract and received bids on November 13, 2009; and

WHEREAS, the Borough Administrator and Borough Attorney have determined that the bid from Excellent Building Services of Orange, NJ was the lowest responsible bid and thereby recommend its approval; and

WHEREAS, the Mayor and Council wish to accept the base bid for a cost of \$ 23,940.00 along with Alternate A for weekend cleaning of the Danny D'Elia bathrooms for a cost of \$ 2,616.00 and Alternate B for window cleaning at a cost of \$ 400.00 and Alternate C for carpet cleaning at a cost of \$ 700.00; and

WHEREAS, the Chief Financial Officer has certified that funds will be available in Account 0-01-26-310-026;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the bid for Janitorial Services is hereby awarded to Excellent Building Services of Orange, NJ; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign a contract with Excellent Building Services of Orange, NJ.

Councilman Di Pentima advised that this contract is less than last year's contract. Mr. Kunze advised this contract is 10% less than last year's contract.

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

RESOLUTION 09-258 RENEW MEMBERSHIP BERGEN COUNTY JIF

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

WHEREAS, the Borough of Oakland is a member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2009 unless earlier renewed by agreement between the Borough of Oakland and the fund; and

WHEREAS, the Borough of Oakland desires to renew said membership; and

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Borough of Oakland agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Councilman Di Pentima explained that the JIF handles property, liability and workmans comp insurance. Each year, the Borough solicits quotes to get the best rate. The Bergen JIF is the best deal the Borough can get.

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

RESOLUTION 09-259 TRANSFERS TO 2009 BUDGET

On motion of Councilman Di Pentima, seconded by Councilwoman Stagg, 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 Fiscal 2009 budget of the Borough of Oakland; and

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the Fiscal 2009 budget of the Borough of Oakland; and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of such funds during the last two months of the fiscal 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, that the following transfers be made to the Fiscal 2009 Current budget:

Current Fund

Account #	Description	From	To
9-01-20-100-042	Administration – Prof Develop	\$2,000	
9-01-20-106-100	Gen Services – Miscellaneous	\$5,000	
9-01-20-110-100	Mayor & Council – Miscellaneous	\$2,000	
9-01-20-121-100	Election – Miscellaneous	\$1,000	
9-01-20-140-100	Info & Technology – Miscellaneous	\$3,000	
9-01-21-180-027	Planning Board – Prof Services – Legal	\$1,000	
9-01-21-185-027	Board of Adj – Prof Services – Legal	\$1,000	
9-01-22-195-132	Const Code – Fire Prevention Expenses	\$1,500	
9-01-25-240-026	Police – Equipment Maintenance	\$500	
9-01-25-240-029	Police – Contracted Services	\$2,000	
9-01-25-252-026	Emergency Mgmt – Equipment Maint	\$1,000	
9-01-25-252-058	Emergency Mgmt – Equipment	\$1,000	
9-01-26-290-058	St & Roads – Road Maint Materials	\$10,000	
9-01-26-305-014	Garbage & Trash – Overtime	\$1,000	
9-01-26-310-026	Buildings & Grnds – Repairs & Maint	<u>\$4,000</u>	
Sub-total		\$36,000	

Current Fund

Account #	Description	From	To
9-01-20-106-015	Gen Services – Unused Sick/Vacation		\$17,500
9-01-23-210-003	Insurance – Other Property Casualty		\$10,000
9-01-31-430-001	Electricity		\$7,435
9-01-45-930-000	Bond Interest		<u>\$1,065</u>
Sub-total			\$36,000

Councilman Di Pentima advised that the Borough is not allowed to adjust the budget until November. The total budget does not change but the transfers leave no deficits in individual accounts. Mayor Szabo commented that the transfers only total \$ 36,000 so there was pretty good planning with the budget. Councilman Di Pentima explained that transfers can only be made within a particular budget. Money cannot be transferred within different budgets.

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

RESOLUTION 09-260 CANCEL OUTSTANDING CHECKS

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

WHEREAS, there exists certain outstanding checks from bank accounts of the Borough that have remained outstanding for more than six months;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, that based upon the recommendation of the Chief Financial Officer that the following outstanding checks be cancelled and the funds returned to the cash account of the applicable fund:

Current Fund Bank Account #XXXX0918

Check #	Date	Amount
71883	01-22-08	\$295.80
74250	11-10-08	\$189.25
74272	11-10-08	\$140.00
74440	12-23-08	\$188.75
74465	12-23-08	\$42.39
74545	01-14-09	\$57.78
74650	02-11-09	\$2,521.68
74685	02-11-09	\$2,065.66
74690	02-11-09	\$3,067.04
Total		\$8,568.35

Payroll Fund Bank Account #XXXX1159

Check #	Date	Amount
13134	06-20-08	\$571.15
14648	12-31-08	\$1,182.95
15238	03-27-09	\$178.11
Total		\$1,932.21

Councilman Di Pentima explained that this is the end of the year clean up. Councilman Burns asked if any effort was made to contact vendors. Mr. Mangin advised that typically checks are cancelled after six months but he waits until the end of the year to cancel them. He does not contact vendors since they are aware that a payment is coming by signing and returning the vouchers.

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

RESOLUTION 09-261 HERITAGE HILLS SURVEY

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

WHEREAS, the Borough of Oakland is in the process of acquiring the Heritage Hills property; and

WHEREAS, the Borough is applying for partial reimbursement from the New Jersey State Green Acres Program; and

WHEREAS, it is necessary to obtain a Green Acres-compliant survey, metes and bounds and other documentation; and

WHEREAS, the Borough has received a proposal for such services from Kennon Surveying Services, Inc., in the amount of \$8,000; and

WHEREAS, the Borough has obtained another quotation for such services, which is not competitive with that submitted by Kennon; and

WHEREAS, the services to be provided by Kennon are professional services, for which no public bidding is necessary;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, that the Borough does hereby retain the services of Kennon Surveying Services, Inc., PO Box 4477, Warren, New Jersey, in order to provide Green Acre-compliant surveying services in connection with the Heritage Hills Acquisition; and be it further

RESOLVED that the fee that the Borough shall pay to Kennon is a total of \$8,000; and be it further

RESOLVED that the Borough Attorney is authorized to prepare an agreement for this purpose, and the Mayor is authorized to execute same on behalf of the Borough; and be it further

RESOLVED that the award of this contract is one for professional services, for which no public bidding is required or necessary; and be it further

RESOLVED that the Borough's Chief Financial Officer has certified the availability of funds in Account #C-04-56-607-001 for this purpose; and be it further

RESOLVED that the Borough Clerk shall maintain copies of this Resolution and the contract with Kennon in her offices, for public inspection.

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

FINAL PUBLIC HEARING: ORDINANCE NO. 09-CODE-613

The Clerk was directed to take from the table Ordinance No. 09-Code-613 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER V, SECTION 5-1.2 OF THE OAKLAND CODE, ENTITLED "DOGS-LICENSING AND REGISTRATION" AND SECTION 5-4.3 OF THE OAKLAND CODE ENTITLED "ANIMALS-CATS-LICENSING REQUIREMENTS" TO AMEND THE FEE SECTIONS THEREOF"

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Burns, 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 V, Section 5-1.2 Of The Oakland Code, Entitled “Dogs-Licensing And Registration” And Section 5-4.3 Of The Oakland Code Entitled “Animals-Cats-Licensing Requirements” To Amend The Fee Sections Thereof”, 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. Nay, Councilman Burns.

FINAL PUBLIC HEARING: ORDINANCE NO. 09-CODE-614

The Clerk was directed to take from the table Ordinance No. 09-Code-614 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO ALLOW FOR THE VACATION OF A BOROUGH OWNED EASEMENT IN BLOCK 3101, LOT 8"

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 Burns, Di Pentima, Marcalus, Pignatelli, Stagg, Visconti.

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance To Allow For The Vacation Of A Borough Owned Easement In Block 3101, Lot 8”, 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 Burns, Di Pentima, Marcalus, Pignatelli, Stagg, Visconti.

FINAL PUBLIC HEARING: ORDINANCE NO. 09-CODE 615

The Clerk was directed to take from the table Ordinance No. 09-Code-615 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE REVISING, AMENDING AND REENACTING PARAGRAPHS 1 THROUGH 12 OF ORDINANCE NO. 09-CODE-601 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 Councilman Di Pentima, seconded by Councilman Pignatelli, this portion of the meeting be opened for public discussion.

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

On motion of Councilman Di Pentima, 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 Revising, Amending And Reenacting Paragraphs 1 Through 12 Of Ordinance No. 09-Code-601 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: All yeas, Councilmembers Burns, Di Pentima, Marcalus, Pignatelli, Stagg, Visconti.

FINAL PUBLIC HEARING: ORDINANCE NO. 09-CODE-612

The Clerk was directed to take from the table Ordinance No. 09-Code-612 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 13, SECTION 13 OF THE OAKLAND CODE ENTITLED "SANITARY SEWERS-CHARGES AND FEES"

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 Burns, Di Pentima, Marcalus, Pignatelli, Stagg, Visconti.

Michael Kozak, 24 Cayuga Avenue, thinks the proposal is great. However, the residents are misled to think that winter quarters are being used. Mr. Kozak saw that the water usage from October to March was going to be used. Mr. Kozak's billing runs from September 4th to March 6th. Mr. Kozak's usage in the fall is high because of sprinkler use. Twelve of his neighbors are affected by this. It would affect them for two years because they choose to leave the sprinklers on in the fall. Mr. Kozak will have to pay an additional \$500 because of sprinkler use for two years. He asked the dates for Cycle 3. Mr. Mangin responded that the Cycle 3 dates run from August 23rd to November 23rd. Sometimes the meters are read early. Mr. Kozak asked if all sewer users are in the same cycles. He was told that they were in Cycles 3, 4 and 5. Mr. Kozak commented that the Council is trying to rush through this ordinance to get it in place by January 1st but the residents should be better informed. He thinks the proposed rate should be from October 15th through April 15th. He thinks the ordinance should be postponed until actual readings are obtained. Councilman Di Pentima commented that practically, residents shouldn't be watering lawns in October. He advised that the Council has been discussing sewer rates for months and the Oak Crest residents have been attending the meetings. Mr. Kozak commented that the Council should wait to get more accurate readings. Mr. Kozak feels the meters should be read on April 15th and all sewer users should be put on the same cycle. Councilman Di Pentima responded that the CFO will look at putting people in more appropriate cycles. Mr. Mangin advised that it is not physically possible to read everyone's meter on the same day so there are six cycles. Cycle 6 is supposed to run from September 23rd to December 23rd. The Borough can't read meters on December 31st because bills have to be sent out before the end of the year. Mr. Mangin suggested moving Cycle 5 users into Cycle 6. There are 40 sewer users in Cycle 3 that can be moved to Cycle 6. However, someone needs to move to Cycle 3. Mr. Mangin thought the commercial accounts and Condo residents could be moved to Cycle 3 because sprinkler use won't affect their rates. It is impossible to eliminate the October sprinkler usage because the meters must be read by December 23rd. The Borough can only count revenue from this year in this year. Mr. Kozak reiterated that the Borough should use October 15th to April 15th to calculate water usage for sewer rates. He commented that his decision to water his lawn through October at a cost of \$ 90 on his water bill will now cost him \$ 1,000 over two years on his sewer bill.

Councilman Visconti suggested that it could be resolved by looking at each cycle and adjusting to coordinate with the winter months. Mr. Mangin explained that this ordinance establishes the rates and it can be reviewed again in 2010. Councilman Visconti commented that it will take two years to make this right. The ordinance could be worded so the dates correspond instead of saying the 4th quarter and 1st quarter will be used. Mr. Mangin advised that the rate struck is based on consumption for the periods studied. He would have to recalculate and strike a new rate. The ordinance would have to be postponed and then the Borough would not have a rate in effect January 1st. Mr. Kozak commented that Academy Circle residents should be from November 1 to April 30th. It was presented to the public that the water usage to calculate rates

would be from October through March but it is not because water usage goes back to August. Mayor Szabo advised that we can tweak the cycles so the rates are not set in stone. The ordinance does not preclude us from adjusting cycles. Mr. Mangin advised that any adjustment in rates would not be seen until 2011. He suggested adopting the ordinance to set the rates for January 1st. He will move all sewer users to Cycle 6. He explained that these rates will help someone like U Frame It who uses 2400 gallons of water per year and pays \$ 1600. Our minimum usage is 24,000 gallons. Mayor Szabo explained there has been a subsidy going the other way for quite some time. The reason the rates are being restructured is to get more equity.

Martin Ruback, 45 Academy Circle, commented that one cycle is truly a winter cycle. He suggested using that cycle and multiplying by four. Mr. Mangin advised if the rates are based only on one cycle, there is always a chance that there is an anomaly in that one cycle. If we do that, we wouldn't have a rate in place for January 1st because everything would have to be recalculated. Mr. Ruback asked why the last cycle is considered August to November. He asked why the Borough couldn't consider using November to February. Mr. Mangin explained there are 57 accounts in Cycle 3 which he would take and put in Cycle 6. That would impact 2011 rates but not 2010. Mr. Ruback commented that in the past, sewer users were given written notification when rates were being changed. He asked that the practice be reinstated. He asked for the statute which states that a utility must be self-sustaining. Mr. Chewcaskie responded that he went over this with the Borough's auditor and there are several statutes which state that a utility must be self-sufficient. If a utility is not self-sufficient, it would be indicated in the audit and flagged by the State Department of Community Affairs. The DCA would look at the budget and then determine that the budget is not sufficient. Mr. Mangin advised that if a utility is not self-sustaining it would show up on the Borough's debt and would affect the Borough's rating and ability to borrow money. Mr. Ruback asked if it is really recognized as a utility because there are no commissioners. Mayor Szabo responded it is not an authority. Mr. Kunze responded that it is a municipal utility not a utility like P.S. E. & G. Mr. Ruback commented that in the past, the taxpayers paid for the sewer systems. He advised that the sewer users brought a class action suit against the town and there was no increase for ten years. Councilman Di Pentima advised that at one time, the sewer budget was included in the current budget. Most towns are breaking out of that now. One reason to break it out of the current budget is the cap. Councilman Di Pentima commented that it should not be the burden of the septic owners to subsidize the sewer utility. Mr. Ruback commented that he doesn't have children in school but he pays the same taxes. Mayor Szabo responded that Mr. Ruback benefits from the home values driven by the school system. Mr. Ruback responded that he doesn't benefit from the tennis courts but he had to pay for them. Councilman Di Pentima responded that the tennis courts can be used by everyone but the sewer system cannot. Mr. Ruback spoke about the lower rates for Mahwah and Wyckoff. Mr. Chewcaskie responded that Mahwah and Wyckoff are part of the Northwest Bergen Sewerage Authority and they have much larger systems. Mr. Ruback commented that he should not be charged for capital improvements. Councilman Di Pentima commented that it is not fair to those who have septics since a new system costs between \$ 25,000 and \$ 30,000. Mr. Ruback responded that the septic is owned by that property and the sewer plants are owned by the town. Mayor Szabo responded that not everyone can use the sewer system.

Charles Pace, 21 Kiowa Terrace, spoke about doing a one-time adjustment for the 40 people who use sprinklers in the fall. Councilman Di Pentima responded that the CFO recommended enacting a rate for timing. If this ordinance is not adopted, it would throw off the January 1st effective date. He advised if people are moved into Cycle 6, it would take one year to correct the rates. Mayor Szabo advised that we can amend the rates as long as it doesn't affect the budget. Councilman Di Pentima commented that an adjustment can be done midyear as long as the net is zero to the budget. Mr. Pace suggested that only the period of December 2008 to March 2009 be

used and that Mr. Mangin can fix the rates. Mayor Szabo responded that the CFO cannot change the ordinance and cannot change the rate. He can move people in and out of cycles. As the Borough gets a history, things can be adjusted. Mayor Szabo commented that he would like to move forward with the ordinance but he wants it looked at again in 2010. He pointed out that the low users have been subsidizing the high users for years. Mr. Mangin advised that water consumption is down so when we look at the rates in 2011, the numbers will be down.

Robert Levin, 28 Massasoit Tr., commented that he and his neighbors are being penalized for September 2008 sprinkler and pool usage. He asked the Council to postpone the ordinance to make it more fair for them.

Jennifer Spiewak, 101 East Oak I-3, was on the original Board for Oak Crest and they tried to bring up changing the rates in the 80's but were refused. For 25 years, the condo owners have been subsidizing the sewer system. Some people will be impacted for a year or two but she has been paying more for 25 years.

Patricia Van Wierer, 101 East Oak, commented that the Condo Association has been working on this issue for six months trying to come up with an equitable solution. We have to start somewhere. Mayor Szabo explained that the residents who have come to speak are not objecting to the increase but to the way it is being billed. The CFO is comfortable with tweaking the cycles and then the rates can be amended going forward.

Vern Keel, 101 East Oak F-1, commented she understands why some people are objecting. People do have a way of lowering their bills by conserving water. She commented that the condo residents have been subsidizing the sewer system for years.

Jack Bruni, 18 Academy Circle, asked if this can be deducted from taxes.

Martin Ruback, Academy Circle, commented that there is this confusion that if people use less water, their rates can go down. There are fixed costs that still have to be met. Mayor Szabo responded that Mr. Ruback is correct and there are fixed costs such as maintenance costs, electricity, salaries. Councilman Burns explained that if the heavy water users conserve water, their bill will go down but other users will go up. He has spent hours preparing spreadsheets. Some people's water usage would go up in winter while other people's usage would go down. Some usage went up in the summer that was not related to sprinklers so you cannot simply look at sprinkler usage.

CLOSED FOR PUBLIC DISCUSSION:

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

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

On motion of Councilman Di Pentima, seconded by Councilman Burns, 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 13, SECTION 13 OF THE OAKLAND CODE ENTITLED "SANITARY SEWERS-CHARGES AND 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.

Councilman Burns advised there were a lot of variables to look at. If you looked at the data, there was no rhyme or reason for usage going up in the winter. The low end users have been paying higher fees than their usage indicates for the past few years. Councilman Burns is going to vote in favor of the ordinance but the rates have to be based on usage. He asked the CFO to get an accurate list of billing dates for every cycle. The sewer users readings should be done at a time when it is best for them. He would like to see the sewer users moved as much as possible to October through March even if it means moving everyone to Cycle 1. Hopefully everyone will be in a more equitable cycle next year.

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

Councilwoman Stagg advised that a Water and Sewer meeting was held today. The Committee is working hard to reduce costs. However, there is an Infiltration and Inflow problem at Skyview. The Borough has asked homeowners for access to try to ascertain the problem. To date only four responses have been received. She asked for cooperation from the homeowners so that the problem can be addressed.

INTRODUCTION: ORDINANCE NO. 09-CODE-616

The Clerk was directed to take from table Ordinance No. 09-Code-616 and read by title for its first reading.

The Clerk then read by title Ordinance No. 09-Code-616 entitled: "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 12-7 OF THE BOROUGH CODE, ENTITLED "RECYCLING" SO AS TO ESTABLISH A FEE TO BE CHARGED FOR THE PROVISION OF RECYCLING BARRELS"

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

BE IT RESOLVED that an Ordinance entitled, "An Ordinance Amending And Supplementing Chapter 12-7 Of The Borough Code, Entitled "Recycling" So As To Establish A Fee To Be Charged For The Provision Of Recycling Barrels", be introduced;

That said Ordinance be considered for final adoption at a meeting on December 23, 2009 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, New Jersey at 7:30 P.M.

That said Ordinance be published in full in The Record on or before December 14, 2009 together with notice of this introduction and of the time and place for further consideration for final passage, and that the Clerk post a copy of said Ordinance in the Municipal Building and make copies available to the public.

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

WORK SESSION:**EMERGENCY MANAGEMENT ASSISTANCE GRANT:**

Mr. Kunze advised that the OEM Coordinator has been applying for grants and the OEM has received a \$ 5,000 grant.

NJDOT DISCRETIONARY AID GRANT:

Councilman Burns commented that a recommendation was made to apply to the DOT for a grant for Pawnee Ave. This is a grant we apply for every year. Mr. Kunze responded that this is a different grant. The process is different and the criteria fits with Pawnee Ave. This doesn't preclude us from applying for the NJDOT Municipal Aid grant next year. Mayor Szabo commented that a resolution to authorize the grant application will be listed on the next agenda.

RECREATION FEE-SNACK STAND:

Mayor Szabo commented that the idea of the fee was to promote volunteerism because the Mothers and Fathers Clubs need people to help run the stand. This is done elsewhere. It would take an ordinance from the Council to support. Councilman Di Pentima commented that he is not sure what was discussed in August. People have indicated to Councilman Di Pentima that they would just pay the fee in lieu of volunteering. He advised that there are a couple of flaws with the model. The Borough can't take in the fee and put it in the Trust Account. The Trust Account is to be used only for field improvements. If the Council accepts the fee money, then that money would have to be budgeted in revenue and offset in expenses. The theory behind the fee is if the resident fulfills their obligation to volunteer, they would get a refund. Mothers Club and Fathers Club would have to certify that they did the work. The refunds will create a lot of work for the Borough. Requisitions and Purchase Orders would have to be issued for each refund to be processed. He is estimating there will be about 1900 registrations. Even if half get a refund, that will be a significant burden. Councilman Di Pentima advised that what the Mothers Club and Fathers Club need help with is gaining access to names and phone numbers. There are a lot of hours to keep the stand open for baseball and softball and Mothers Club and Fathers Club cannot run the stand without help. The Fathers Club does not want to collect the money either.

Mayor Szabo commented that he is perplexed why people can't give an hour or two to help out. Councilman Di Pentima commented that even though Mothers Club and Fathers Club are making money from the Rec stand, that money goes back to the Borough through Recreation. Councilman Pignatelli asked if we could pay someone to run the stand if we charged a fee to do so. Councilman Di Pentima responded that we would have to state that the fee is going to support help for the Rec stand.

Councilman Burns is not in favor of the fee. People that benefit from the stand being open are the people who have kids involved in the Recreation program. If those people don't have an interest in helping, it might be too bad but the stand won't be open. The Mothers Club and Fathers Club were trying to run the stand themselves but they can't do it all by themselves. They need access to information. There should be something on the registration forms that state that volunteers are needed or the stand won't be open if there are not enough volunteers. It should be the people with kids in the program to support working the stand. He thinks the fee could have an inverse reaction where people would just pay the fee and not volunteer. There are approximately 1950 registrations who would pay \$ 25 which would raise \$ 48,750. Councilman Burns doesn't think the stand raises that much money being open. It becomes an administrative nightmare to issue refunds of the fee. Councilman Burns is not in favor.

Councilwoman Marcalus asked what is the purpose of the stand. Mayor Szabo responded that it is a convenience to the families who are using the Rec fields. Councilwoman Marcalus

commented that maybe the stand does not need to be such a big production. The food that is served there is too high in carbs and fat. Councilman Di Pentima commented that the stand makes \$ 1000 on some nights. Councilwoman Marcalus thinks the stand should be scaled down. Councilman Visconti asked if the amount charged for the food can cover the cost of someone to hire to run the stand. He commented that the biggest problems is the limited hours. He asked if the fee can be collected at the Rec stand. Councilman Di Pentima advised that both Mothers Club and Fathers Club are 5013C charities. If there is an influx of \$ 48,000 into the Fathers Club, it would jeopardize the charitable status. Councilman Visconti commented that if Mothers Club and Fathers Club thought the fee would work for them, he would support it.

Mayor Szabo commented that when the meeting was held in August to try to get the stand running, this idea of the fee was discussed. However, Mayor Szabo accepts and recognizes the hurdles. He is convinced that it should go private. Councilman Burns commented that if they want to keep the stand open, the parents should be willing to volunteer. The Mothers Club and Fathers Club have been relying on their own volunteers so far. Councilman Di Pentima agreed with Councilman Burns. If only 50 of the 1000 parents want the stand open, maybe that is a mandate that the stand should not be open. Mayor Szabo responded that he does not want complaints from people that the stand is not open.

COUNCILMAN VISCONTI LEFT THE MEETING AT 10:05 PM.

DRUG AND ALCOHOL RENEWAL:

Mr. Kunze advised that the vendor will now be Valley Health WorkPlace Connection and the price will be \$ 66.00 per CDL employee. There will be a \$ 1320 annual cost. There is no change in the fee from last year. Councilwoman Marcalus asked if we share with the school in this contract. Mr. Kunze responded that this is specifically for CDL license holders in DPW and the Senior Van Driver. He can reach out to the school to see what their needs are.

HIGHLANDS PILOT PROGRAM:

Mayor Szabo advised that he is anxious to move forward with this program. He is asking the Council for authorization to accept the grant via resolution at the next meeting.

NEW BUSINESS:

Councilman Di Pentima advised that he was working with Congressman Garrett and then Assemblyman Russo on the request to DOT to rescind the No Turn On Red by West Oakland Avenue. He read a statement received from the DOT saying they will not rescind that No Turn On Red because they cannot ignore the safety issue with the railroad crossing. The DOT acknowledged that they did get the Borough's resolution but don't know why they never responded. Mayor Szabo commented that the Borough would have to hire a traffic engineer and sue the DOT. The DOT has absolute authority. Councilman Pignatelli commented that there is no accident history at that site. Councilman Di Pentima thanked Assemblyman Russo's office for pushing it through. Councilman Pignatelli asked if they would allow a trigger in the evening like at the 287 exit ramp. Mr. Kunze advised that the Police Chief was going to contact the DOT on the timing issue. He will ask whether the DOT can include a trigger. Councilman Pignatelli explained that at the 287 exit ramp, the trigger shortens the time and turns the light green from 9 pm until the morning. Councilman Burns does not understand why we cannot approach the DOT to have limited hours.

Councilman Burns commented that a resident asked the status of the Stream House. Councilman Burns asked if the Borough hired someone yet to do the study. Mr. Kunze commented that the vendor must update the proposal and then the plan can get done. Mayor Szabo explained that the

Borough must do an analysis of the entire site. Councilman Burns asked when the contract might be awarded. Mr. Kunze advised that it would hopefully be awarded in January or February.

COUNCIL REPORTS:

Councilman Pignatelli: He advised that the Bergen County Health Department will hold an H1N1 flu vaccine clinic on December 17th.

Councilman Di Pentima: He advised that the Public Events Tree Lighting ceremony was well attended. He thanked the Public Events Committee and the OCC who taped the event. He thanked Joe Ferrarella, Jim McWilliams and Derek Mangin from the DPW for the great job they do supporting Public Events. Councilman Di Pentima advised that the State cut Comptria aid in the amount of \$ 11,000. He is concerned what the cut will be next year. The 2010 budget process is underway. The Finance Committee will be meeting with Departments and then will make recommendations to the Council. Revenues will be down. However, the BAN payoff is ahead of schedule. Councilman Di Pentima hopes to shave one year off the payoff plan.

Councilman Burns: Recreation is in the process of obtaining six cameras to be located around the Rec complex in order to try to eliminate vandalism. He advised that the Rec stand is supposed to be run by the Sports Association which consists of Mothers Club, Fathers Club and Recreation. Councilman Di Pentima responded that it was Fathers Club' understanding that Steve Wagoner disbanded the Sports Association. Councilman Burns advised that they were going to form their own Recreation Committee to do fundraising. Councilman Burns told them to check with the Borough Auditor. Councilman Burns advised that Shade Tree is having issues with their Trust Fund. The problem is that the money was not deposited into the Trust fund in earlier years and probably went to general revenue. The Shade Tree Commission feels that the money is theirs. It will take time to track down all the deposits. Maybe the Mayor and Council should reimburse their Trust. They would like to meet with the Borough Administrator and CFO.

Councilwoman Stagg: Councilman Visconti wanted to remind everyone of the importance of moving on the DPW building. There is black mold and mushrooms growing in the locker room which could relate to health issues. The Council needs to move forward with plans in the near future.

Councilwoman Marcalus: There will be a lunch on December 21st at the Senior Center hosted by the Levine family. There are always activities at the Senior Center so plan on spending cold days at the Center. The Planning Board will meet tomorrow night. The Library wishes everyone Happy Holidays. There are activities being held in the childrens' room.

BILLS TO BE PAID:

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

MEETING ADJOURNED:

On motion of Councilman Pignatelli, seconded by Councilman Di Pentima, the meeting be adjourned at 10:35 pm.

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

Lisa M. Duncan, Borough Clerk
December 23, 2009

Mayor John P. Szabo, Jr.

Date Approved