

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY JUNE 26, 2013

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Visconti, seconded by Councilman Pignatelli, 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:
Litigation, Negotiations, 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 Coira, Jensen, Marcalus, Pigtail, Visconti.

CLOSE EXECUTIVE SESSION:

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

MEETING CALLED TO ORDER: By Mayor Schwager at 7:35 P.M.

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

On motion of Councilman Visconti, seconded by Councilman Pignatelli Councilwoman Stagg's absence was authorized. Also Present: Deborah Krebs, Deputy 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 Schwager announced this meeting is being held in accordance with the Open Public Meetings Law duly announced and included in the schedule of regular meetings.

MAYOR'S REPORT:

Mayor Schwager reported on June 19th they met with representatives from the BCUA to discuss the possibility of sewerage the downtown. She was present as well as Councilman Visconti, Administrator Kunze, and representatives from Crew Engineering. They will be talking about this later in the meeting. Also on June 19th a meeting was held at the Senior Center with residents who are affected with the opening and closing of the gates. Also present were the RML Representatives, Engineer Kevin Boswell and Attorney Brian Chewcaskie. Everyone had the opportunity to speak. RML has agreed to comply with what the Borough has been doing thus far, which is using the 1" prediction of rain within 24 hours. However, they are unable to open both pipes because the 36" pipe is broken. She has looked into starting an Intern Program this year and she spoke to the Principals from both Indian Hills and Ramapo High School. To be eligible to be an Intern, the students must be Juniors going into their Senior year. They will work as an intern in the Borough which is a wonderful opportunity for someone who has an interest in how government works. They have received applications and they will be interviewing this Friday. Tonight she attended the Valley Middle Grade School Graduation which was a beautiful ceremony and very moving especially when they gave an honorary diploma to Michael Altana and his family. This is the young student who recently passed away. She received a message from Judith Sullivan, from the Ramapough Conservancy that the Borough has awarded two matching grants for the Van Allen House property.

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 Coira, Jensen, Marcalus, Pignatelli, Visconti.

Ryan Schwertfeger, 186 Hiawatha Boulevard stated he is pleased to see that they are formalizing a Committee for the Great Oak Park is listed on the agenda and he will be excited to see that they are moving along with the new park project.

Frank Monaco, 60 Thackeray thanked the Mayor for the phone call he received regarding the meeting at the Senior Center. He complimented the President of RML, Janet Leogrand, for doing an excellent job in speaking to the residents.

Dirk Schweftzfeger, 186 Hiawatha Boulevard. talked about his son, Ryan and how proud he is of him. Ryan just graduated from Indian Hills High School and will be attending Waynesboro College in Pennsylvania. His major will be Communications and his minor will be Political Science. This year the Indian Hills High School asked the graduating students which male and female would most likely change the world and Ryan was chosen. Ryan has overcome developmental disabilities and he attributes a lot of Ryan's success to Ryan's Mother who passed away last August. She would have loved to have seen Ryan graduate as she was always there to encourage him. He thanked the many residents who were interviewed or polled by Ryan about issues in Oakland. He thanked the McCormicks for the Oakland Journal as it gave Ryan the opportunity write and submit articles. He also thanked Ann Marie Chistiani who assisted and helped Ryan work on the Bylaws for the Indian Hills High School. Mayor Schwager congratulated Ryan on his graduation and invited him to keep in touch when he does come home from college.

CLOSED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

APPOINTMENT – PLANNING BOARD

Mayor Schwager stated Planning Board Member Chris Olshefski has resigned. She is appointing Gina Steele to the Board as an Alternate for the unexpired term.

APPROVE REQUEST TO POST SIGN AT BUSH PLAZA

On motion of Councilman Pignatelli, seconded by Councilman Visconti, approval be granted to Ramapo Bergen Animal Refuge Inc. to post a sign at Bush Plaza for their open house to be held September 21, 2013.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

APPROVE RAFFLE LICENSE RL1185

On motion of Councilman Pignatelli, seconded by Councilwoman Marcalus, approval be granted for Raffle License RL1185 for Reed Academy to hold an off-premise raffle for merchandise on January 17, 2014 at 25 Potash Road.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

REQUEST FOR EXTENDED WORK HOURS

A request was received from Marcin Pikulinski of 13 Sioux Avenue to work on renovations to his house until 8 p.m. weekdays and from 8 A.M.to 6 P.M. on Saturdays.

Councilman Visconti suggested the approval contain a rider that if someone does complain about the extended hours, this could be revoked. Attorney Chewcaskie stated it should be specific on the approved additional hours, which would be subject for review by the Governing Body, and, based on any complaints, the request could be revoked.

MOTION TO APPROVE:

On motion of Councilwoman Marcalus, seconded by Councilman Jensen, approval be granted for Mr. Pikulinski to work extended hours on his house renovations.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

APPOINTMENT – OAKLAND COMMUNICATION COMMISSION

On motion of Councilwoman Coira, seconded by Councilwoman Marcalus, Timothy Contrini was appointed as a member of the Oakland Communication Commission for a one-year term.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti

RESOLUTION 13-160 LIQUOR LICENSE TRANSFER

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

WHEREAS, the application has been made to transfer Person-to-Person, Plenary Retail Consumption License No. 0242-33-0035-006 presently in the name of Cenzino Enterprises Inc. heretofore located at 589 Ramapo Valley Road, Oakland, New Jersey to the corporation known as Cenzino Ristorante, LLC located at the same address.

WHEREAS, an application for such Person-to-Person Transfer has been published in The Record on May 15, 2013 and May 22, 2013 and

WHEREAS, the Division of Alcoholic Beverages Control has requested that a resolution be adopted by the Mayor and Council approving such transfer complying with N.J.A.C. 13:2-7.10, and

WHEREAS, the said applications have been filed along with the required fee of \$200 for said license with the Borough and a \$200.00 check made payable to the Alcoholic Beverage Control Commission, Trenton, New Jersey, and

WHEREAS, the necessary background checks have been completed by the Oakland Police Department and the Alcoholic Beverage Retail Licensee Clearance Certificate (Transfer) from the State of New Jersey, Department of the Treasury, Division of Taxation has been received.

NOW, THEREFORE, BE IT RESOLVED said Person-to-Person Transfer is approved and the Borough Clerk be directed to send a certified copy of this resolution to the Alcoholic Beverage Control Commission, Trenton, New Jersey together with a \$200.00 check made payable to the Alcoholic Beverage Control Commission.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

**RESOLUTION 13-163 AUTHORIZE MEMORANDUM OF UNDERSTANDING WITH
MOTOR VEHICLE COMMISSION**

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

BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Chief of Police is hereby authorized to sign the agreement between the Borough of Oakland and the State of New Jersey, Division of Purchase and Property on behalf of the New Jersey Motor Vehicle Commission for the Law Enforcement Agency Security Enhancement Program subject to written agreement with the PBA.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

RESOLUTION 13-164 AWARD BID-TELEMETRY UPGRADE PROJECT

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

WHEREAS, on June 4, 2013, one bid was received for the Telemetry Upgrade Project;
and

WHEREAS, Dennis Horvath Electrical Contractor, Inc. of 7 Canton Road, Wayne, NJ was the lowest responsible bidder with a price of \$139,619.00; and

WHEREAS, the Water and Sewer Engineer and Borough Attorney have reviewed the bid and have recommended acceptance of the bid from Dennis Horvath Electrical Contractor, Inc.;
and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # C-06-56-637-004;

NOW, THEREFORE, BE IT RESOLVED that the bid of Dennis Horvath Electrical Contractor, Inc. in the amount of \$139,619.00 is hereby accepted; and

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

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

RESOLUTION 13-165 AMEND CONTRACT-ALTERNATE PUBLIC DEFENDER

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

WHEREAS, The Borough of Oakland awarded a contract to Nina Remson in the amount not to exceed \$1,000.00 for services as Alternate Public Defender; and

WHEREAS, due to the amount of workload this year, the contract will require an additional \$1,000.00 for services through the end of the year; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #T-13-56-286-206;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby amend the contract for Alternate Public Defender by an additional \$1,000.00 for a total amount not to exceed \$2,000.00.

Discussion: Councilwoman Marcalus questioned the necessity of paying the Alternate Defender the additional funds and asked if it was due to her being absent. Mayor Schwager stated it is due to a conflict of interest, which does not allow her to act as the Public Defender. In these cases, the Alternate acts on her behalf. The Public Defender is responsible to reimburse the Alternate Public Defender when she is absent.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

RESOLUTION 13-166 GREAT OAK PARK COMMITTEE

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

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

WHEREAS, the Mayor and Council desires to formalize the planning, funding and coordination of the development of this public park, by the creation of Great Oak Park Committee, which shall oversee the development phases;

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

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

shall be deposited into a trust account, to be maintained by the Borough's CFO. The Council hereby appoints Christopher Visconti as Council Liaison for 2013.

Discussion: The consensus of the Council was not to include the Committee Appointments as part of the resolution and nominate and vote on them separately.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti

APPROVAL OF THE GREAT OAK PARK COMMITTEE MEMBERS

On Motion of Councilman Pignatelli, seconded by Councilman Visconti, Michael Guadagnino be appointed as Chairman of the Great Oak Park Committee.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

Mayor Schwager stated they are waiting for the Citizens Leadership Form from Steven Saliani. Once it has been received, he will be appointed.

On Motion of Councilman Pignatelli, seconded by Councilman Jensen, Mark Ostapczuk, Lee Haymon and Nancy Larkin be appointed as Members of the Great Oak Park Committee.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

RESOLUTION 13-167 AUTHORIZE RETIREMENT PAYOUTS

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

WHEREAS, three employees are retiring from the Borough of Oakland effective July 1, 2013; and

WHEREAS, they have accumulated Vacation, Personal, Sick and Comp time during their career for which they have not been compensated; and

WHEREAS, in accordance with their respective Collective Bargaining Agreements, these employees are entitled to certain payments of unused Vacation, Sick, Personal and Comp time; and

WHEREAS, it has been determined that the employees are entitled to not-to exceed payments and these amounts have been verified by the Chief Financial Officer:

Al Catti	\$ 14,235.52
Brian Coghlan	\$ 51,592.70
Robert DeBoer	\$126,087.00

WHEREAS, said payments are to be charged to the Accumulated Absence Trust, established in 2010 for this purpose; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in account # T-13-56-286-210.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Chief Financial Officer is hereby directed to authorize the payments to Al Catti, Brian Coghlan and Robert DeBoer.

Discussion: Councilman Visconti stated the total payout amount is almost \$200,000. Several years ago, being fiscally prudent, the Governing Body put funds into a Trust Account so there would be no direct impact to the taxpayers on the anticipated retiree payouts.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

RESOLUTION 13-168 CHANGE ORDER 15 DPW BUILDING PROJECT

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

WHEREAS, on August 25, 2012, a contract was awarded to Tekton Development Corp. for the renovations and additions to the DPW facility in the amount of \$ 2,579,000; and

WHEREAS, requests were made for the following Change Orders:
Change Order 15 Floor leveling \$ 6,438.74

WHEREAS, the Change Orders have been reviewed and recommended by the Borough's architect, Keith Lesser of S & L Architecture Studio LLC; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account # C-04-55-922-003;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize Change Orders 10-14 in the total amount of \$ 6,438.74 to Tekton Development Corp.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

RESOLUTION 13-169 APPOINT SUMMER CAMP STAFF

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

BE IT RESOLVED that the Mayor and Council hereby authorize the hiring of Summer Camp staff at their respective rates as per the attached list effective June 26, 2013.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

FINAL PUBLIC HEARING: ORDINANCE NO. 13-CODE-688

The Clerk was directed to take from the table Ordinance No.13-Code-688 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE,

CHAPTER 59 ENTITLED "LAND USE AND ZONING" AND CHAPTER 10 ENTITLED "BUILDING AND HOUSING"

Mayor Schwager explained this Ordinance was amended due to the amount of generators residents have purchased and whether it is considered an accessory structure.

OPENED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

Frank Monaco questioned whether his present shed would now have to be moved. Mayor Schwager stated that if you are grandfathered in, you are fine unless you make any changes to the structure that would make it no longer in conformance.

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

CLOSED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

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

BE IT RESOLVED that an Ordinance entitled, AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED "LAND USE AND ZONING" AND CHAPTER 10 ENTITLED "BUILDING AND HOUSING", 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 Coira, Jensen, Marcalus, Pignatelli, Visconti.

FINAL PUBLIC HEARING: ORDINANCE NO. 13-BOND-689

The Clerk was directed to take from the table Ordinance No.13-Bond-689 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled " CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH OF OAKLAND, APPROPRIATING THEREFOR THE SUM OF \$270,500 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL FUND OF THE BOROUGH.

OPENED FOR PUBLIC DISCUSSION:

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

Councilman Pignatelli stated the Ordinance is in the amount of \$270,500. Councilman Jensen stated he was disturbed to see the costs of the repairs on the Fire Trucks and he feels it is more of a safety issue to purchase the new truck. CFO Mangin stated a cost analysis of the expenses of the repair for the Fire Truck was distributed.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

CLOSED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

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

BE IT RESOLVED that an Ordinance entitled, CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH OF OAKLAND, APPROPRIATING THEREFOR THE SUM OF \$270,500 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL FUND OF THE BOROUGH, 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 Coira, Jensen, Marcalus, Pignatelli, Visconti.

WORK SESSION:

OPEN SPACE REFERENDUM:

The Borough Attorney prepared a draft form of ordinance using the language of the last referendum as a base. The draft includes options for the tax rate and the term that need to be decided in order to move ahead with introducing the Ordinance in July. The Council needs to make a decision to move ahead with the ordinance in July. CFO Mangin stated the State Assembly just passed a bill for a referendum for the November ballot for open space. They plan to divert a portion of the 7% sales tax towards the State's Open Space fund. In November, if this referendum passes the Assembly, there will be two referendums to be voted on which could be confusing to the voter. He feels the State Referendum is a good idea because it is a diversion and not a new tax and it is important that the voters as much information as possible on the two Referendums.

AMENDMENT TO 2013 BERGEN COUNTY HEALTH SERVICES AGREEMENT

Mr. Kunze explained that last fall, they added hours to the Bergen County contract to ensure all required inspections were completed on time. For 2013, they contracted for the same initial hours as 2012. It has become apparent that additional inspection hours are needed due to an increase in septic repairs and replacements. The Board of Health is requesting that the contract be increased by one unit of service which is 6.5 hours per week beginning July 1st. The pro-rated cost for 2013 will be \$5,950 and there are funds in the Health Department budget to pay for this extra cost. Upon discussion, a resolution will be listed on the next agenda.

POSSIBLE CHANGE ORDER FOR D.R.MULLEN-LEHIGH WAY WATER MAIN REPLACEMENT PROJECT

The contractor for the Lehigh Water Main project, D.R. Mullen, was required to temporarily repave the portion of Lehigh Way that was trenched to install the new water line. During construction, they discovered the roadway had a deficient sub-base that would effectively require complete reconstruction in order for them to properly backfill the trench. While the project area was slated for top course repaving in the 2013 road program, the road program specifications did not include full-depth road reconstruction. We determined that it would be more efficient to have D.R. Mullen perform the work on Lehigh Way. They have submitted a proposal that would result in a contract increase of only \$6,000 because the rest of the project came in under budget. This would free up road improvement funds to use on additional roadways that would otherwise not be paved this year. Upon discussion, a resolution will be listed on the next agenda.

SEWER UPDATE:

On Wednesday June 19th, the Borough representatives met with the Northwest Bergen Utilities Authority in Waldwick to discuss a number of matters related to the possible sewerage of the downtown and decommissioning of our sewer treatment plants. They discussed regulatory issues, the role of the Highlands Council, the Conceptual Design and possible funding support. The Northwest Bergen Utilities Authority indicated that we should begin discussions to enter into a sewer service agreement with them. They provided copies of their most recent agreement. The immediate consideration will be to retain a separate attorney to represent the Borough because Attorney Chewcaskie serves as a Commissioner on the NBCUA Board. They contacted an Attorney who is also a Sewer Engineer and will be meeting with him. Another meeting has been scheduled in July. Mayor Schwager polled the Council and the consensus of the Council was in favor of moving forward with sewerage of the downtown. They have another meeting scheduled in July.

CHAMBER OF COMMERCE BANK ACCOUNT:

Borough Attorney Chewcaskie drafted a resolution that would authorize the Borough to receive the dormant Chamber of Commerce funds from Hudson City Bank and use them to fund scholarships. CFO Mangin stated they would treat this as a grant. The funds would sit in the Borough's Grant Fund in an appropriate reserve until the money is disbursed. They have to determine where the money will go. Councilman Jensen would like to see the money go to the Great Oak Park. Attorney Chewcaskie felt the funds should be used towards scholarships as the Chamber of Commerce would have done. Councilman Visconti stated it is not our money, they should send a letter to the former members and he would also be in favor of seeing it go towards scholarships.

COMMITTEE REPORTS:

Councilwoman Marcalus stated the Library are, again, sponsoring Computer Workshops for the Summer. The courses will be held every Wednesday in July. Classes are from 11:00 to 12:00. You need to reserve a seat so you have to either call the Library or stop by and sign up.

Councilman Visconti stated the OCC had their meeting last week. They are looking for articles for the next newsletter. If you have one, please contact Peter Kikot. The Spring edition was not published because they received only five articles. He welcomed the newly appointed OCC Member Tim Contrini, stating they still need one more OCC Member. Water and Sewer met last week. The Finance Meeting will be meeting next week and they will be discussing the Open Space Referendum.

Councilman Pignatelli did not have a report.

Councilman Jensen stated the Public Events Carnival started tonight and the Fireworks will take place on Saturday – Rain Date Sunday. Dunk Tank Targets will take place on Friday. He congratulated his daughter for graduating High School and all the other students who graduated.

Councilwoman Coira reported the Recreation Commission met this Wednesday. The enrollment for the mountain bike instruction program was filled. The Shade Tree Committee Meeting has been rescheduled.

OPENED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

Ann Marie Christiani 62 Seminole Avenue stated, as a realtor, she is thrilled to hear that Oakland may possibly be sewerred. Regarding the Chamber of Commerce, she was under the impression that there were not funds when the Chamber disbanded. She is hoping that the residential areas will also be connected to the sewer because many of the septic systems are not adequate due to additions and remodeling.

Frank Monaco, 60 Thackeray questioned the appointments to the Great Oak Park Committee, as he felt the members should vote in their own officers not the Mayor and Council. Mayor Schwager stated the appointments are only for one-year terms. This is the foundation of forming a committee. Councilman Jensen they can now start working on forming Bylaws.

CLOSED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

BILLS TO BE PAID:

On motion of Councilman Visconti, 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 Coira, Jensen, Marcalus, Pignatelli, Visconti.

MEETING ADJOURNED:

On motion of Councilman Pignatelli, seconded by Councilman Jensen, the meeting be adjourned at 9:30 P.M.

ROLL CALL: All yeas, Councilmembers Coira, Jensen, Marcalus, Pignatelli, Visconti.

Deborah N. Krebs, Deputy Borough Clerk

Mayor Linda H. Schwager

July 24, 2013

Date Approved