

REGULAR MEETING OF THE MAYOR AND COUNCIL  
HELD AT THE  
MUNICIPAL COURT /COUNCIL CHAMBERS  
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY  
WEDNESDAY JULY 23, 2014

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:  
Personnel; Sewer Agreement-NWBCUA; Lease Borough Property; Tax Appeal
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 Jensen, Kulmala, Pignatelli, Talamini, Visconti.

Discussion ensued over personnel, the sewer agreement with NWBCUA, proposed lease of Borough property and a Tax appeal. No action taken.

CLOSE EXECUTIVE SESSION:

On motion of Councilman Jensen, seconded by Councilman Kulmala, the Executive Session be closed.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

MEETING CALLED TO ORDER: By Mayor Schwager at 7:31 pm.

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti. Absent: Councilwoman Coira. Also Present: Kathlyn Gurney, Deputy Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney.

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.

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EXCUSE ABSENCE:

On motion of Councilman Pignatelli, seconded by Councilman Jensen, the absence of Councilwoman Coira be excused.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

MAYOR'S REPORT:

Mayor Schwager offered condolences to the two New Jersey Police officers killed last week. She and Mr. Kunze attended the wake for the Police Officer in Waldwick and it was a wonderful tribute. Mayor Schwager reminded residents that recycling is every Wednesday for commingled and newspapers. It is easy to recycle and helps the Borough. The tax bills are delayed. The grace period will be extended once we know when bills are going to be mailed. The issue stems from the County so it affects most municipalities in Bergen County. At the last meeting, some residents spoke about issues regarding flooding and flood insurance. As a result, Mayor Schwager spoke to the Flood Commission Chairman to get answers for the resident who accused the Borough of not doing anything about flooding. The Borough spent almost \$750,000 to fix the embankment on the river and that helped alleviate flooding. The flood gates were a \$22 million project. The State paid 25% of that project and the Federal Government paid 75%. The Borough contributed 25% of the State's portion of the project which amounted to over \$ 1 million. She advised that the Flood Commission has been working diligently on the Community Rating System project. The Borough spent \$ 9,000 to hire a professional to put together the application and programs required to help residents have a reduction of their flood insurance premiums. The Borough's employees and volunteers have been working hard on the CRS project. It does not happen overnight. The initial application has been submitted to the State and to FEMA and we are waiting for comments. Mayor Schwager is sorry that this resident feels that the Borough is not doing anything to help with flooding. Another resident complained about the buyouts being done on Roosevelt Boulevard instead of a particular house along the river. The flood buyouts came from open space money. If the Borough had just picked random houses, we would not have received the money. The houses on Roosevelt are being turned into a public park and that is why the Borough was able to get the money. Mayor Schwager advised that she, Councilman Pignatelli and Councilman Kulmala just attended the ceremony to dedicate the scoreboard at Field 2 in memory of Joey Gaul.

**OPENED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

Frank Monaco, 60 Thackeray, watched the last meeting and he did not see any accusations from the resident in question. The woman complained about paperwork not being filed for 19 years and he questioned what is taking 19 years. Mayor Schwager responded that the CRS program was only started last year not 19 years ago. Mr. Monaco commented that a resident approached him about RML and the gates. The gates were closed before they were supposed to be and we are supposed to get floods tonight. Mr. Monaco gave them three solutions which he will discuss with the Mayor. Mayor Schwager advised that she explained to Mr. Woolford that when the meetings were held to discuss protocol for opening of the gates, the closing procedure was never discussed other than that RML was supposed to close the gates. That is the issue. We are going to set up a meeting with the residents involved We were trying to be so conscientious about the protocol for opening the gates but we did not discuss the closing procedure. We are going to set up a meeting with the residents involved to come up with a procedure for closing the gates. Mr. Monaco commented that it is beyond comprehension why the gates were closed when there is supposed to be flooding.

Bill Woolford, 162 Lakeshore Drive, asked the status of the Trout Unlimited project for the river. Mr. Kunze advised that the Borough has been awarded a \$ 100,000 grant from DEP for the project. There was some money allocated in the 2013 budget. The rest will come from the 2014 Capital bond ordinance which is listed for introduction tonight and will be adopted in August. After that time, the Engineer will be directed to work on plans and specifications for the project. There are time limitations so this will be a 2015 project. Mr. Woolford commented that this project will be an asset. Councilman Pignatelli advised that the purpose of the project will not be to eliminate flooding. Mr. Woolford agreed that the project is to redirect the channel and to help the health of the river.

Bob Knapp, 38 Lakeshore Drive, commented on the double telephone poles all over town. He suggested it would help if someone from the Borough generates a list for the utility company. There is a safety issue with the one in front of the Police building. It is Verizon's responsibility to remove the poles. Mayor Schwager advised that the Borough has tried to contact Verizon but have not had any response. Mr. Knapp will provide the Borough with contact numbers for Verizon but he feels someone from the Borough should contact them.

Mark Barfoot, 18 Lenape Lane, advised he submitted a letter on July 3<sup>rd</sup> and asked when he is getting a response. Mr. Kunze responded that the Borough Clerk tried to contact Mr. Barfoot today to advise that the response letter and OPRA request was ready for pickup. Mr. Barfoot asked if the application for Roosevelt Boulevard was looked over by the Attorney. Mr. Chewcaskie responded that the applications were prepared by a third party and were reviewed by Mr. Kunze and himself. Mr. Barfoot questioned if everything was in order for the applications. Mr. Chewcaskie responded that the submittals and application conformed to what the County was requesting. He cannot say if the information contained in the applications was accurate. Mr. Barfoot asked what is the duty of Oakland in vetting those six homes. Mr. Chewcaskie responded that it was the duty of the Governing Body to get the maximum amount of money they could for the grant. Those properties were identified as contiguous. The Council has to determine if they want to proceed with the acquisition of those properties for open space and to spend the

approximately \$ 30,000 for demolition costs. There was discussion at the last meeting that perhaps Habitat for Humanity would take down the properties.

Mr. Barfoot asked if the properties for Phase 2 were selected. Mr. Kunze responded that the application for Phase 2 is subject to Council approval and will be submitted to the County this year. As discussed last year, that would consist of the additional properties along Roosevelt Blvd. Mr. Barfoot expressed confusion about being told that Phase 2 properties have not been selected but now the Borough Administrator has said the properties have been selected. Mr. Kunze responded that the Land Conservancy made a presentation to the Council last year. The concept was to take the homes on the river side of Roosevelt Blvd that are subject to flooding and buy them for open space. Because of the amount of funding being requested, it was decided to break up the application into two phases. The first phase consisted of the six homes adjacent to Truman Field. Phase 2, subject to approval by the Governing Body, would consist of the next six homes on Roosevelt. Mr. Barfoot reiterated that at the last meeting, he asked if Phase 2 was selected and was told that it was not. Mr. Kunze responded that no application for Phase 2 has been approved yet by the Governing Body. Mr. Barfoot asked if homes on River Road, Lenape, Lakeshore and Glen Gray will be considered for Phase 2. Mr. Kunze responded that if the Mayor and Council decide to continue with the open space application, the application will be for the homes on Roosevelt. Mr. Barfoot questioned again if the people on Lakeshore and Lenape will be considered. Mr. Kunze reiterated that the homes on Roosevelt have been considered. Any other flood buyout applications will have to be considered by the Governing Body. The homes on Roosevelt were considered for open space.

Mr. Barfoot commented that people should know they are not going to be considered for buyouts. He feels people who have lived in their homes for a long time deserve the money but people who have not lived there a long time do not deserve money. Councilman Visconti asked if Mr. Barfoot understands that the money for these buyouts came from open space funds from the County. If the Borough were to consider various individual lots, we would be unlikely to receive any money at all to do buyouts. The Land Conservancy determined how to proceed most effectively to obtain the money. Mr. Barfoot asked if the Borough notified people who live in the other areas. Councilman Visconti responded that 85 property owners notified the Borough they were interested. He explained that the Borough gave all that information to the Land Conservancy. The Borough hired the Land Conservancy for guidance on land issues. The Land Conservancy came up with the program on Roosevelt to create open space adjacent to the field. That is the most effective way to get money that will benefit the community.

Laura Ernest, 160 Lakeshore Drive, read a statement from the October 13, 2010 Council meeting minutes where Flood Commission Chairman Lew Levy stated that Oakland residents pay the highest flood insurance due to Oakland's community rating. Ms. Ernest is trying to get the point across that she has been speaking about this issue with other administrations as well. She does not like getting talked about because she is not making things up. Mayor Schwager advised there is an opening on the Flood Commission and asked Ms. Ernest if she was interested in being appointed. Ms. Ernest commented that the Flood Commission proposes things to the Mayor and Council so she comes to the Mayor and Council and does not bother dealing with the Flood Commission. She demanded to know why her house was built in a flood zone and the town doesn't do anything about it.

William Woolford, 162 Lakeshore Drive, commented that the dam project protects the people who live below the train trestle. There are 15 homes that the town needs to consider buying out.

**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 Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**PRESENTATION OF PROCLAMATION TO OAKLAND FIRST AID SQUAD:**

Mayor Schwager issued the following proclamation for the Oakland First Aid Squad's 60<sup>th</sup> Anniversary:

WHEREAS, the JOHN ROBERT WALKER MEMORIAL OAKLAND FIRST AID SQUAD, INC., was founded in 1954 and in August 2014 will be celebrating its 60<sup>th</sup> year serving the residents of the Borough of Oakland; and

WHEREAS, the mission of the JOHN ROBERT WALKER MEMORIAL OAKLAND FIRST AID SQUAD, INC. is to provide free emergency medical service to the residents of Oakland through a totally volunteer organization funded by donations; and

WHEREAS, the JOHN ROBERT WALKER MEMORIAL OAKLAND FIRST AID SQUAD, INC. provides emergency care and transport for Oakland residents free of charge, provides emergency medical coverage during town events, provides mutual aid to surrounding towns, and provides CPR instruction to the Fire Department, Police Department and other organizations in town;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland do hereby extend congratulations to the JOHN ROBERT WALKER MEMORIAL OAKLAND FIRST AID SQUAD, INC. on their 60<sup>th</sup> Anniversary and wish to thank the dedicated volunteers who have devoted many hours to help the residents of Oakland.

Mayor Schwager thanked the members of the First Aid Squad and advised that Oakland is fortunate to have such wonderful volunteers. Councilman Pignatelli thanked the Squad for all their years of dedicated service to Oakland and he encouraged all residents to thank the members of the First Aid Squad. First Aid Squad Captain Jeff Marcheso thanked the members of the Squad, the Mayor and Council and Vivian and John Walker for starting the Squad sixty years ago. He hopes the Squad can keep running for another sixty years.

**PRESENTATION ON NATURAL RESOURCES INVENTORY:**

Mr. Michael DaSilva, a member of the Environmental Commission, was before the Council to introduce the final draft of the Natural Resource Inventory. He explained that it took 2 ½ years of compiling information to produce Oakland's first NRI environmental study which consists of 255 pages. A hard copy of the draft is on display at Oakland's Public Library and a PDF link is being offered on the Borough's website.

He expressed to the Council that he would like to thank Debbie Kratzer from Kratzer Environmental Services, for doing a thorough job. In addition, he thanked Nancy Krause, Chairwoman of the Environmental Commission, for being instrumental in helping with the research and applying for grant money through ANJEC to move forward with the project.

The NRI represents Oakland's ecological and geological make up and provides objective, reliable environmental data which would be a helpful resource for the public or for individuals proposing development in the town. This information was compiled from GIS mapping and references from NJDEP.

The NRI depicts the uniqueness of the Borough which consists of a wide range of Open Space and Recreation areas such as Great Oak Park, Potash Lake and the Ramapo Mountains. Oakland is within a sole source aquifer that supplies some of the Borough's drinking water. Several category 1 streams travel within the Borough which are protected by the DEP and require a 300-foot buffer. The DEP also protects a vernal pool within the northern border which is home for endangered and threatened species as well as endangered plants in the Borough.

Mr. DaSilva informed the Council that most of Oakland consists of glacial till and bedrock which could be anywhere between 200,000 to 4,500,000,000 years old. In addition, a sizable fault lies dormant within the Ramapo Mountains. The draft also contains mapping, weather data showing normal and extreme weather patterns, and plant species and wildlife in the town. Mr. DaSilva informed the Council that Planning Board is planning to schedule a public hearing to introduce the NRI as part of the master plan.

Mayor Schwager thanked Mr. DaSilva for his presentation.

#### PRESENTATION ON COAH:

Borough Planner Steve Lydon was before the Council to explain the "third round" rules and regulations of Council on Affordable Housing (COAH). The rules, which were published June 2, 2014, allow for a 60-day public comment period which would end August 2, 2014. COAH would then be required to review all comments received, pursuant to a Court order, then adopt the rules October 21, 2014. The adopted rules would then be published on November 17, 2014 and municipalities will have six months to prepare and file their plans with COAH.

Mr. Lydon explained that the new regulations consist of three components and these components are as follows:

1. Rehabilitation Share – The number of deficient units occupied by affordable households in a municipality. Deficient units are defined as overcrowding, inadequate kitchen or plumbing facilities within a unit. Oakland's obligation in this category is 20 units which would need to be satisfied by 2024.
2. The Unanswered Prior Obligation – The sum of the 1987-1999 and the 1999-2014 prior obligation as determined by COAH that was not previously addressed by the municipality. Oakland's prior obligation in this category would be reduced from 243 to 0 units. The obligation from the present to 2024 would be 16 new construction units.
3. Fair Share of Prospective Need – The projections of affordable housing needs for the period 2014-2024.

A discussion ensued concerning a limit of the Borough's buildable land capacity due to septic systems and the possibility of this changing if sewers become available. Mr. Lydon responded buildable land capacity could be limited since the Borough does not have a wastewater management plan in place. He explained that he drafted a letter to COAH which addresses these concerns for the Borough and he would send the letter to COAH before the deadline of the comment period.

He explained that in the past, the Borough was required to set aside 20-percent for inclusionary development and that has now been reduced to 10-percent. This increases the market rate of affordable units which would increase the number of sites that a municipality may need to include when addressing their affordable housing obligation. It could double the affordable units and have an impact on schools and traffic. He expressed that it is becoming difficult for towns with little land left for development to meet their affordable housing obligations.

Mr. Lydon explained that the presumed minimum density does not apply for inclusionary development as it did in the prior round. The new regulations will require the Borough to conduct an Economic Feasibility Study on every vacant parcel and development where density can be adjusted as a result of this study. He informed the Council that there are over 100 sites in Oakland which could result in an enormous obligation for the Borough.

Mr. Lydon responded to a question regarding whether Highlands would have an impact on the new regulations. He explained that the prior obligation for Borough's buildable limit capacity was 16 units. He expressed that there are no definitive answers as to how the figures for density derive with the new regulations. A discussion ensued concerning taking some of the Highlands grant money to pay for these studies. Mr. Lydon responded that he was not sure if this could be done since there has been no comment yet from the Highlands Council.

Mayor Schwager questioned if there were any designation for rental and senior housing. Mr. Lydon responded that in the prior round, bonuses were given if towns provided both senior and rental housing along with group homes. However, with the new regulations, this has been eliminated. Mr. Lydon predicts that the courts will challenge these new regulations. He informed the Mayor and Council that he has drafted a letter with comments from the Borough which needs to reach COAH by the August 2, 2014 deadline. Mr. Chewcaskie informed Mayor and Council that he has reviewed the draft letter by Mr. Lydon to COAH and suggested that they authorize Mr. Lydon to send the letter.

Mayor Schwager questioned if the Planning Board members who were present had any questions.

Mr. Thomas Potash, 651 Ramapo Valley Road, introduced himself as Planning Board Chairman. He questioned Mr. Lydon on the obligation of 16 units from 2014 to 2024 and asked if there is any application before the Board that provides 16 units that would satisfy the Borough's obligation. Mr. Lydon responded that he would hope so but the new regulations are not clear. He explained that the prior obligation demanded 20-percent set aside but now the new regulations have the Borough setting aside half of that with a shift in density.

A discussion ensued concerning the timeline of COAH regulations being enforced or challenged. Mr. Lydon responded that in Cherry Hill, the Fair Share Housing Center has already filed a lawsuit. Mr. Lydon explained that according to an article in the newspaper, there is a lot of speculation concerning how COAH has come up with their overall numbers.

Ms. Gina Steele, River Road, questioned if this would affect the amount of COAH contributions held in the developers trust fund. Mr. Lydon responded that these new regulations still allow the Borough to collect money but there has been nothing reported regarding the return of the money in the developers trust fund.

Mr. John Morris, 28 Lehigh Way, questioned whether there would be strength in numbers and if League of Municipalities and other organizations have commented. Mr. Lydon responded that

many municipalities are concerned with the 10-percent set aside and the fact that there is no density criteria. He explained that the League of Municipalities is concerned with the method of which COAH has come up with the overall numbers for obligation of affordable housing.

Mayor Schwager entertained a motion to authorize Mr. Lydon to send the letter with the Borough's comments to COAH before the deadline of August 2, 2014.

**MOTION TO AUTHORIZE LETTER TO BE SENT TO COAH:**

On motion of Councilman Visconti, seconded by Councilman Jensen, the Mayor and Council authorize that the letter with the Borough's comments be sent to COAH before the deadline.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**APPROVAL OF MINUTES: JULY 9, 2014**

On motion of Councilman Jensen, seconded by Councilman Pignatelli, the minutes from the Mayor and Council meeting of July 9, 2014 be approved.

ROLL CALL: Yeas, Councilmembers Jensen, Pignatelli, Talamini, Visconti.  
Abstain, Councilman Kulmala.

**APPROVAL OF MINUTES: MAY 28, 2014 EXECUTIVE**

On motion of Councilman Visconti, seconded by Councilman Jensen, the minutes from the Mayor and Council Executive Session of May 28, 2014 be approved.

ROLL CALL: Yeas, Councilmembers Jensen, Kulmala, Pignatelli, Visconti.  
Abstain, Councilman Talamini.

**APPROVAL OF MINUTES: JULY 9, 2014 EXECUTIVE**

On motion of Councilman Visconti, seconded by Councilman Jensen, the minutes from the Mayor and Council Executive Session of July 9, 2014 be approved.

ROLL CALL: All yeas, Councilmembers Jensen, Pignatelli, Talamini, Visconti.  
Abstain, Councilman Kulmala.

**RESOLUTION 14-174 SUPPORT A900 LOOSENING RESTRICTIONS ON STREAM CLEANING**

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

WHEREAS, sediment, debris, garbage, brush and trees that accumulate in our waterways contributes to serious flooding that causes property damage and threatens personal safety; and

WHEREAS, restrictions on stream cleaning, desilting and desnagging projects by counties or municipalities are currently onerous and restrictive; and

WHEREAS, Assembly Bill A900 will allow municipalities and counties to properly, quickly and economically clean and desilt streams to help prevent flooding;



NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby support A900 and urge quick action be taken on it to help relieve the flooding issues that occur throughout New Jersey; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Assembly Environment and Solid Waste Committee; Assemblyman Robert Auth; Assemblywoman Holly Schepisi; the New Jersey State League of Municipalities; and all Bergen County Municipalities.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-175 AUTHORIZE GRANT AGREEMENT-ROOSEVELT BLVD. ACQUISITIONS**

On motion of Councilman Visconti, 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 of the Borough of Oakland wish to enter into a grant agreement with the County of Bergen for the purpose of using a \$1,455,000.00 grant award from the 2013 Funding Round of the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund ("Trust Fund") for the acquisition of open space property in the project entitled Roosevelt Boulevard Park Expansion Acquisitions located in Block 1605, Lots 1,2,3,4,6 and 7 on the tax maps of the Borough of Oakland;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Richard S. Kunze, Borough Administrator and Linda H. Schwager, Mayor to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project; and

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-176 CERTIFICATION OF 2013 AUDIT**

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

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

WHEREAS, the Annual Report of Audit for 2013 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

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

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

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

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

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

#### RESOLUTION 14-177 CORRECTIVE ACTION PLAN

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

WHEREAS, the Borough of Oakland is in receipt of the 2013 Report of Audit for the period ending December 31, 2013; and

WHEREAS, the Mayor and Council of the Borough of Oakland formally accepted said audit document on July 23, 2014; and

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the required Audit Corrective Action Plan, having been prepared and submitted by the Chief Financial Officer, is hereby approved and further that said plan document be placed on file and made available for public inspection in the Office of the Borough Clerk.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-178 CONFIRMING RECREATION FEES**

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

WHEREAS, the Recreation Commission of the Borough of Oakland operates certain summer programs for children; and

WHEREAS, the Recreation Commission desires to add a new wrestling program to the summer schedule; and

WHEREAS, the Recreation Commission estimates 30 participants in this wrestling program and would like to charge a fee per participant of \$85.00; and

WHEREAS, the Recreation Commission previously charged a fee of \$10.00 for out-of-town residents, has determined that the fee is not necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland confirms the addition of the wrestling program to the Recreation Commission's summer schedule.

BE IT FURTHER RESOLVED that the fee to be charged by the Recreation Commission for participation in the wrestling program shall be \$85.00 per person.

BE IT FURTHER RESOLVED that fees charged for out-of-town residents who participate in the Recreation programs shall be the same as those for Oakland residents.

BE IT FURTHER RESOLVED that certified copies of this resolution shall be provided to: (i) the Chief Financial Officer of the Borough of Oakland; (ii) the Oakland Recreation Commission; (iii) Brian M. Chewcaskie, Borough Attorney.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-179 AWARD CONTRACT-ENGINEER 2014 NJDOT GRANT ROAD PROGRAM**

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

WHEREAS, the Borough of Oakland has received a grant from the New Jersey Department of Transportation for Roadway Improvements for Monhegan Avenue, Lakeside Boulevard and Ramapo Hills Boulevard; and

WHEREAS, the Borough of Oakland is in need of engineering services for the design phase of the project; and

WHEREAS, Boswell McClave Engineering has submitted a proposal dated July 10, 2014, and the fee for the design phase is not to exceed \$20,000; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #C-04-56-690-301; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby authorize Boswell McClave to perform the design phase for the 2014 NJDOT Grant Road Program at a cost not to exceed \$20, 000; and

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

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

#### RESOLUTION 14-180 DEDUCT CHANGE ORDER-TEKTON

On motion of Councilman Visconti, seconded by Councilman Jensen, 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 Order:

Change Order 35	Contract price reduction in conjunction with
	Contract completion date extension for additional
Costs incurred by Borough	\$ - 850.00

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize Change Order 32 for a contract price reduction of \$- 850.00 to Tekton Development Corp.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

#### RESOLUTION 14-181 AMEND CONTRACT-S & L ARCHITECTURE

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

WHEREAS, a contract was issued to S&L Architecture for construction administration for the DPW Building Renovation Project; and

WHEREAS, it is necessary to amend S&L Architecture Studio's contract by an additional \$ 850.00 to continue providing needed services while construction continues; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account C-04-56-663-100;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize the amendment to S&L Architecture Studio's contract for the period of June 1 through June 30, 2014 at a total cost of \$ 850.00.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-182 AMEND CONTRACT-EPIC**

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

WHEREAS, a contract was issued to Epic Management, Inc. of Piscataway, New Jersey for Owner's Representative Services for the DPW Building Renovation Project and the contract is due to expire on June 9, 2014; and

WHEREAS, it is necessary to amend Epic's contract in order to extend an additional month to continue providing needed services while construction continues; and

WHEREAS, no additional compensation is required beyond the amount already authorized:

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize the amendment to Epic Management's contract for an additional month to July 9, 2014.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-183 APPOINT INTERIM CFO**

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

WHEREAS, the current CFO is resigning and his last day of employment will be July 31, 2014; and

WHEREAS, there is a need to appoint an interim CFO since the new CFO will not start until September 2, 2014; and

WHEREAS, N.J.S.A. 40A:9-140.10 requires such a position to be filled by Borough employee; and

WHEREAS, N.J.S.A. 40A:9-140.13 (f) permits individuals without a CMFO license to be appointed as Temporary CFO for a period of up to one year; and

WHEREAS, the Borough Administrator, Richard Kunze, has agreed to serve as Temporary CFO;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland, that Richard Kunze is hereby appointed as Temporary CFO until the permanent CFO begins employment on September 2, 2014.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-184 APPOINT CFO**

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

WHEREAS, the Mayor and Council of the Borough of Oakland desire to retain the services of a full-time Chief Financial Officer; and

WHEREAS, the Mayor and Council of the Borough of Oakland have considered candidates and wish to retain the services of Maria Reda as CFO/Treasurer of the Borough of Oakland; and

WHEREAS, the Borough and Ms. Reda have agreed to a salary and services to be provided;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that Maria Reda is hereby appointed as full-time CFO of the Borough of Oakland at an initial annual salary of \$98,000, said appointment to be effective for a term commencing Tuesday, September 2, 2014, and running through December 31, 2017.

BE IT FURTHER RESOLVED that pursuant to Borough Code section 2-3.5A(c), Ms. Reda is hereby appointed as Treasurer for a term commencing September 2, 2014, and running until the 2015 Reorganization meeting.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-185 AUTHORIZE PROMOTION-K.TIRSERIO**

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland, upon the endorsement of Department of Public Works Superintendent, Anthony Marcucilli, hereby approve the following promotional recommendation and salary increase effective July 23, 2014:

Kevin Tirserio from Laborer to Public Works Repairer, \$35,606.00 as per contract.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-186 HIRE CAMP COUNSELORS**

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

BE IT RESOLVED that the Mayor and Council authorize the hiring of Alyssa Murphy and Matthew Dell'amore as Junior Camp Counselors at a rate of \$5.00 per hour effective July 21, 2014.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-187 APPOINT SUBSTITUTE CROSSING GUARD**

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

WHEREAS, the Police Chief has requested the appointment of a substitute crossing guard and all necessary background checks have been completed;

BE IT RESOLVED, that the Mayor and Council hereby appoints Philip A. DeBiasi as a substitute crossing guard at a salary of \$14.73 per hour effective July 24, 2014.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-188 AMEND CAPITAL PLAN**

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

WHEREAS, the Borough of Oakland desires to amend the CY2014 Capital Budget by inserting thereon or correcting the attached items therein as shown in such budget;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oakland, in the County of Bergen, that the CY2014 Capital Budget be amended as reflected on the attached schedules.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**INTRODUCTION: ORDINANCE NO. 14-CODE-703 AMEND LAND USE ORDINANCE-PARKING SPACES**

The Clerk was directed to take from table Ordinance No. 14-Code-703 and read by title for its first reading.

The Clerk then read by title Ordinance No. 14-Code-703 entitled: " AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED "LAND USE AND ZONING"

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance To Amend, Supplement And Revise The Code Of The Borough Of Oakland, Land Use, Chapter 59 Entitled "Land Use And Zoning", be introduced;

That said Ordinance be considered for final adoption at a meeting on September 10, 2014 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 September 1, 2014 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 Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**INTRODUCTION: ORDINANCE NO. 14-BOND-704 2014 CAPITAL BOND ORDINANCE**

The Clerk was directed to take from table Ordinance No.14-Bond-704 and read by title for its first reading.

The Clerk then read by title Ordinance No.14-Bond-704 entitled: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,832,224 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT OR FULLY FUND APPROPRIATIONS FROM THE CAPITAL IMPROVEMENT FUND, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS"

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

BE IT RESOLVED that an Ordinance entitled, Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additional Or Replacement Equipment And Machinery, New Information Technology Equipment, New Communication And Signal Systems Equipment, New Additional Furnishings And New Automotive Vehicles, Including Original Apparatus And Equipment, In, By And For The Borough Of Oakland, In The County Of Bergen, State Of New Jersey, To Appropriate The Sum Of \$2,832,224 To Pay The Cost Thereof, To Make A Down Payment Or Fully Fund Appropriations From The Capital Improvement Fund, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds", be introduced;

That said Ordinance be considered for final adoption at a meeting on August 13, 2014 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 July 28, 2014 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 Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**RESOLUTION 14-189 INTRODUCTION OF BOND ORDINANCE**

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

BE IT RESOLVED that the ordinance entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,832,224 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT OR FULLY FUND APPROPRIATIONS FROM THE CAPITAL IMPROVEMENT FUND, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of August, 2014, at 7:30 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**WORK SESSION:**

**TRANSFER OF COMPUTER EQUIPMENT TO FIRST AID SQUAD:**

Mr. Kunze advised that the Police Department currently has surplus laptop computers that were previously used as the mobile data computers in the Police cars. The First Aid Squad has requested some of these computers to be used in the ambulances. The computers have been wiped clean and have no data on them. They have no commercial value being that they are eight years old. We recommend approval of the transfer of equipment which must be done by resolution. Councilman Jensen advised that at the last First Aid Squad meeting, they discussed the loss of their record-keeping system. They are going to be using an Android app which will not work on a laptop but will work on a tablet. Mr. Kunze advised that the First Aid Squad just submitted a letter requesting the laptops. A resolution will be listed on the next agenda.

**NEW BUSINESS:**

Councilman Pignatelli commented that the Council heard this evening from people requesting that their properties be bought out because of flood hazard. The Mayor and Council will continue to apply for grants as they become available. He commented that if there are any grants available

under Blue Acres, that money can be used to buy flood prone homes. Mayor Schwager asked if the house on Saratoga was bought out with blue acres funding. Mr. Kunze responded that the house on Saratoga was one of two houses to receive funding as a result of Hurricane Irene. Most of the funding came from FEMA with blue acres providing the match for the grant.

Councilman Pignatelli reiterated that the Borough is going to continue to apply for funding as it becomes available. The money we received from this round is for open space. He believes Oakland was the only municipality that applied for the open space funds. We were fortunate to receive that \$ 1 million because no one else applied. Open space is to be used for recreational purposes and individual lots cannot be used for those purposes. Mr. Kunze advised that last year, the voters approved a flood buyout program for the County. We had applied last year through the open space program for funding. Now the County has a flood buyout program but they haven't released the rules yet on how they will prioritize the money. FEMA has a program that may be applicable as well and that is a very involved application. Blue acres tends to be individual applications submitted by the homeowner. Mr. Kunze is waiting for a phone call from someone from Blue Acres because he is trying to find out why several Oakland residents were declined for funding.

Councilman Pignatelli advised that there are different funding streams that are very competitive and the Borough will try to secure funds. When the Mayor and Council initially heard the presentation from the Land Conservancy, the proposal was for a group of 10 contiguous homes that were in the area of a recreation facility that would be able to expand the existing facility. As he stated before, individual lots cannot be used for recreational open space. He sympathizes with the people who have flooded numerous times.

#### COUNCIL REPORTS:

Councilman Talamini: He spoke with the Superintendent of Schools. The summer projects are ongoing at the schools and she is happy with the progress.

Councilman Kulmala: The final details for Crossroads are being worked on.

Councilman Visconti: There was a kickoff meeting held with the Library architect. He is looking at the building to determine their needs. The Flood Commission has been working on the CRS program. He explained that the Borough needs to work on a series of actions in order to get Oakland's rating lowered. The Borough hired Agnoli last year and he has advised on actions to take to be most effective in lowering the rating. In March, the preliminary data was presented to DEP and FEMA. In May, there was a site visit from DEP and FEMA. We now have to respond to their comments. Many hours are going toward making this happen. He is sorry that it is not moving as fast as some people would like.

Mayor Schwager encouraged any resident who has a problem with flood issues to come to the Flood Commission meetings. At the Flood Commission meetings, those residents will hear presentations from the professional that was hired. It was misrepresented at the last meeting about the CRS program. It is not just paperwork that needs to be filled out. There are actions and programs that need to be done to fulfill requirements.

Mayor Schwager read Councilwoman Coira's report in her absence. Football signups are ongoing and late fees have been waived until August 15<sup>th</sup>. Sports camps are still available this summer. All camps are run by Indian Hills High School coaches. The next Rutgers safety course will be held August 1<sup>st</sup>. This course is one of three requirements for prospective coaches to complete. The next meeting of the Recreation Commission will be Monday July 28<sup>th</sup> at 8 pm.

Councilman Pignatelli: A meeting was held last Thursday with Habitat for Humanity to see if we could get them involved in some of the properties in town. However, they look for municipalities to donate land. We hoped they would buy properties from us to generate some revenue. They looked at five properties and they are interested in the Valley View property. However, the Borough is hoping to sell that property. However, we would like to discuss options for Senior Housing with them. Senior Housing is very important in Oakland. Councilman Pignatelli attended the Fire Department meeting. The Fire Department would be interested in using the buyout houses on Roosevelt for training drills once we take possession. Mayor Schwager commented that when she was on the Council, the Fire Department made the Governing Body participate in a drill. She thinks it is an excellent idea if the Governing Body were to participate.

Councilman Jensen: The Public Events Committee will celebrate the Halloween Parade on October 25<sup>th</sup> and the Holiday lighting on December 7<sup>th</sup>. Volunteers are needed so the Public Events Committee can expand operations. The next meeting will be held August 11<sup>th</sup> at 7:30 pm at the Senior Center.

**OPENED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

Frank Monaco, 60 Thackeray Road, commented that the salary for the junior counselors was low and he thought we had to give minimum wage. Mr. Kunze responded that there is an exemption in the law for seasonal employees. Mr. Monaco responded that the Borough should pay the counselors more money. He thought Councilman Visconti's explanation of the CRS program was excellent and that the explanation should have been given to Ms. Ernest at the last meeting. Mr. Monaco thinks that the town did an excellent job with the buyouts. It is wiser if you can buy more property that is close together. It may help flooding in other areas of town. The argument of "why not me" was explained three different ways tonight. He can't understand why some people do not comprehend. He commented that more has been done in the last couple of years than in the past 19.

Mayor Schwager advised that there has been numerous discussions and explanations about the CRS. There was a public outreach meeting held at the Senior Center where the program was explained. It has been discussed for a year and a half. Councilman Pignatelli advised that the Flood Commission interviewed professionals. The person they selected has received the most approvals from the State. Councilman Pignatelli advised that the six homes that the Borough is buying out always get flooded. It is wise to buy those homes out. It is a risk to our first responders to get these people out during a flood. Mayor Schwager commented that the way those houses are built, it forces the river to curve. The water does not want to curve-it wants to go where the homes are.

Mr. Monaco commented that the Mayor has to understand Ms. Ernest's frustrations. Councilman Pignatelli advised that a lot of the reason for our flooding comes from New York State because they don't have the rules and regulations that New Jersey does. The more development there is, the more runoff. There is a lot more runoff now than years ago due to the increased development. Mr. Monaco commented that the issue of the gates at Crystal Lake needs to be addressed.

Carol Schloesser, 72 Roosevelt Blvd, thanked everyone for their time and efforts on the buyouts. She is very appreciative.

**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 Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**BILLS TO BE PAID:**

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

(see following pages)

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

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

**MEETING ADJOURNED:**

On motion of Councilman Pignatelli, seconded by Councilman Visconti, the meeting be adjourned at 10:00 pm.

ROLL CALL: All yeas, Councilmembers Jensen, Kulmala, Pignatelli, Talamini, Visconti.

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Lisa M. Duncan, Borough Clerk  
August 13, 2014

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Mayor Linda H. Schwager

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Date Approved