

REGULAR MEETING OF THE MAYOR AND COUNCIL  
HELD AT THE  
MUNICIPAL COURT /COUNCIL CHAMBERS  
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY  
WEDNESDAY JANUARY 10, 2018

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Kulmala, seconded by Councilman Baile, 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
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 Biale, Knapp, Kulmala, Levy, Talamini.

Councilman Pignatelli entered at 6:43 pm.

Discussion regarding various personnel issues. No action taken.

CLOSE EXECUTIVE SESSION:

On motion of Councilman Levy, seconded by Councilman Knapp, the Executive Session be closed.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

MEETING CALLED TO ORDER: By Mayor Schwager at 7:33 pm.

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini. Absent: None. Also Present: Lisa M. Duncan, 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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MAYOR'S REPORT:

Mayor Schwager congratulated Councilman Pignatelli and Councilman Talamini on being sworn in for their terms. She congratulated Councilman Biale for being named Council President. Mayor Schwager advised that the Borough was notified we have received a grant for the Patriots Way Bridge from the 2017 funding cycle. We have been advised to apply again for funding from the 2018 funding cycle. The Station Park Committee held their organization meeting last night. There are a lot of vacancies on Boards and Commissions so she advised anyone interested to submit a Citizen Leadership Form. The League of Municipalities is having a photo contest and Mayor Schwager is asking Councilman Kulmala to be in charge of gathering photos. At the next Council meeting, former Councilwoman Sandra Coira will be honored.

RESOLUTION 18-52 APPOINTMENT OF ROBERT HINTZEN

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

WHEREAS, the Mayor and Council of the Borough of Oakland has determined the need to authorize the hiring of a police officer for the Oakland Police Department based on a vacancy and the current table of organization; and

WHEREAS, the Police Chief has advised that Robert Hintzen has completed the necessary pre-employment testing and background checks and has recommended his appointment;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oakland that Robert Hintzen be and is hereby appointed as a police officer for the Borough of Oakland, which appointment is effective as of January 11, 2018, and being made in accordance with the New Jersey Department of Personnel Intergovernmental Transfer Program, and his salary shall be \$ 85,283 in accordance with Step 6 of the current PBA contract.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

Mayor Schwager administered the Oath of Office to Officer Hintzen.

**RESOLUTION 18-53 APPOINTMENT OF CHRISTOPHER TINIO**

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

WHEREAS, the Mayor and Council of the Borough of Oakland has determined the need to authorize the hiring of a police officer for the Oakland Police Department based on a vacancy and the current table of organization; and

WHEREAS, the Police Chief has advised that Christopher Tinio has completed the necessary pre-employment testing and background checks and has recommended his appointment;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oakland that Christopher Tinio be and is hereby appointed as a police officer for the Borough of Oakland, which appointment is effective as of January 11, 2018, and being made in accordance with the New Jersey Department of Personnel Intergovernmental Transfer Program, and his salary shall be \$ 55,287 in accordance with Step 2 of the current PBA contract.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

Mayor Schwager administered the Oath of Office to Officer Tinio.

**OPENED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

No comments.

**CLOSED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPROVAL OF MINUTES: DECEMBER 20, 2017 EXECUTIVE SESSION**

On motion of Councilman Biale, seconded by Councilman Knapp, the minutes from the Mayor and Council Executive Session of December 20, 2017 be approved.

ROLL CALL: Yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Talamini.  
Abstain, Councilman Pignatelli.

**COUNCIL COMMITTEE AND LIAISONS:**

Council President Biale read the list of Council Committee and Liaison appointments:

**COUNCIL COMMITTEES FOR 2018**

Finance Committee	Chairperson Member	Pat Pignatelli Russ Talamini
Public Safety Committee Police-Fire-First Aid-Municipal Court	Chairperson Member	Bob Knapp Pat Pignatelli
D.P.W. Committee Roads-Solid Waste-Recycling Building and Grounds	Chairperson Member	John Biale Bob Knapp
Water And Sewer	Chairperson Member	Eric Kulmala John Biale
Inter Governmental Relations/Administration	Chairperson Member	Russ Talamini Eric Kulmala
Land Use Committee Planning & Board of Adjustment	Chairperson	Lew Levy

**COUNCIL LIAISONS**

Public Events & Community Events	Russ Talamini
Environmental Commission	Pat Pignatelli
Local and Regional Schools	Russ Talamini
Senior Citizens Liaison	John Biale
Board of Health	Pat Pignatelli
Emergency Management	Bob Knapp
Flood Commission	Lew Levy
Recreation Commission	Eric Kulmala
Municipal Alliance	Bob Knapp
Communications Commission	Eric Kulmala
Shade Tree Commission	Pat Pignatelli
Downtown Improvement	Lew Levy
Library	Eric Kulmala
Historical Preservation	John Biale
Park Committte	Bob Knapp

**APPOINTMENT OF BOROUGH ATTORNEY:**

Mayor Schwager brought forth the nomination of Brian Chewcaskie of Gittleman, Muhlstock & Chewcaskie for Borough Attorney.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, the Council consented to the appointment of Brian Chewcaskie as Borough Attorney for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF LABOR ATTORNEY:**

Mayor Schwager brought forth the nomination of Matthew Giacobbe from Cleary Giacobbe Alfieri Jacobs LLC for Labor Attorney.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Levy, the Council consented to the appointment of Matthew Giacobbe as Labor Attorney for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF BOROUGH ENGINEER:**

Mayor Schwager brought forth the nomination of Kevin Boswell of Boswell Engineering for Borough Engineer.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of Kevin Boswell as Borough Engineer for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF WATER & SEWER ENGINEER:**

Mayor Schwager brought forth the nomination of Kevin Boswell of Boswell Engineering for Water & Sewer Engineer.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Levy, the Council consented to the appointment of Kevin Boswell as Water & Sewer Engineer for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF BOND COUNSEL:**

Mayor Schwager brought forth the nomination of Steven Rogut of Rogut McCarthy as Bond Counsel.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of Steven Rogut as Bond Counsel for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF BOROUGH PLANNER:**

Mayor Schwager brought forth the nomination of Steve Lydon of Burgis Associates as Borough Planner.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Pignatelli, the Council consented to the appointment of Steve Lydon as Borough Planner for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF RISK MANAGER-LIABILITY**

Mayor Schwager brought forth the nomination of Brown & Brown as Risk Manager for Liability.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of Brown & Brown as Risk Manager for Liability for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF RISK MANAGER-HEALTH BENEFITS**

Mayor Schwager brought forth the nomination of the Voza Agency as Risk Manager for Health Benefits.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of the Voza Agency as Risk Manager for Health Benefits for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF AUDITOR:**

Mayor Schwager brought forth the nomination of Gary Vinci of Lerch, Vinci & Higgins as Borough Auditor.

Councilman Biale made a motion to consent but there was no second.

**APPOINTMENT OF BOROUGH PROSECUTOR:**

Mayor Schwager brought forth the nomination of Andrew Cimiluca as Borough Prosecutor.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of Andrew Cimiluca as Borough Prosecutor.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF ALTERNATE PROSECUTOR:**

Mayor Schwager brought forth the nomination of Andrew Roth as Alternate Prosecutor.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of Andrew Roth as Alternate Prosecutor for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF PUBLIC DEFENDER:**

Mayor Schwager brought forth the nomination of Nina Remson as Public Defender.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of Nina Remson as Public Defender for 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENT OF ALTERNATE PUBLIC DEFENDER:**

Mayor Schwager brought forth the nomination of Toni Ann Marabello as Alternate Public Defender.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the appointment of Toni Ann Marabello as Alternate Public Defender.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENTS TO PLANNING BOARD:**

Mayor Schwager appointed John Morris and Sandra Coira to four-year terms on the Planning Board to expire December 31, 2021 and Tom Connolly as Alternate 2 for a two-year term to expire December 31, 2019.

**APPOINTMENT TO RECREATION COMMISSION:**

Mayor Schwager reappointed Danielle Walker to a five-year term on the Recreation Commission to expire December 31, 2022.

**APPOINTMENT TO SHADE TREE COMMISSION:**

Mayor Schwager appointed Nancy Krause to a five-year term on the Shade Tree Commission to expire December 31, 2022.

**APPOINTMENT TO SUSTAINABLE JERSEY:**

Mayor Schwager appointed Carol Petersen and Nancy Krause to Sustainable Jersey Committee for one-year terms to expire December 31, 2018.

**APPOINTMENT TO FLOOD COMMISSION:**

Mayor Schwager brought forth the nomination of Dot O'Connor for appointment to the Flood Commission.

**Motion to Consent:**

On motion of Councilman Pignatelli, seconded by Councilman Levy, the Council consented to the appointment of Dot O'Connor to a three-year term on the Flood Commission to expire December 31, 2020.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**APPOINTMENTS TO BOARD OF HEALTH:**

Mayor Schwager brought forth the nomination of Stephen Tiffinger for reappointment to the Board of Health.

**Motion to Consent:**

On motion of Councilman Pignatelli, seconded by Councilman Talamini, the Council consented to the appointment of Stephen Tiffinger for a three-year term on the Board of Health to expire December 31, 2020.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

Mayor Schwager brought forth the nomination of Jo-Ann Ashkenazi for reappointment to the Board of Health.

**Motion to Consent:**

On motion of Councilman Biale, seconded by Councilman Knapp, the Council consented to the appointment of Jo-Ann Ashkenazi for a three-year term on the Board of Health to expire December 31, 2020.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

Mayor Schwager brought forth the nomination of Yuval Ashkenazi for reappointment to the Board of Health.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Talamini, the Council consented to the appointment of Yuval Ashkenazi for a three-year term on the Board of Health to expire December 31, 2020.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### APPOINTMENTS TO ENVIRONMENTAL COMMISSION:

Mayor Schwager brought forth the nomination of Lee Haymon for reappointment to the Environmental Commission.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Pignatelli, the Council consented to the appointment of Lee Haymon to a three-year term on the Environmental Commission to expire December 31, 2020.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

Mayor Schwager brought forth the nomination of Erich Kamm for reappointment to the Environmental Commission.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Biale, the Council consented to the appointment of Erich Kamm to a three-year term on the Environmental Commission to expire December 31, 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### APPOINTMENTS TO PARK COMMITTEE:

Mayor Schwager brought forth the nomination of Mike Guadagnino, Steve Saliani, Sandra Coira and Lee Haymon to the Park Committee.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Talamini, the Council consented to the appointment of Mike Guadagnino, Steve Saliani, Sandra Coira and Lee Haymon to one-year terms on the Park Committee.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### REQUEST TO LICENSE BOROUGH PROPERTY:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council consented to the license of Borough property at Block 2203, Lot 11 (Island Terrace) to Stephen LaSpina, 30 Island Terrace.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### RESOLUTION 18-01 TO 18-28 CONSENT AGENDA

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

WHEREAS, in an effort to expeditiously conduct certain Borough matters, the Mayor and Council of the Borough of Oakland are desirous of adopting a Consent Agenda of Resolutions numbered 001 through 028, which are attached by title hereto and made a part hereof; and

WHEREAS, said Resolutions No. 001 through 028 inclusive have been distributed to the Mayor and all Councilmembers and all having approved and consented to their adoption in this form.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that they hereby unanimously adopt Resolutions No. 001 through 028, as set forth and attached hereto as if said Resolutions were singularly read and voted upon by the Mayor and Council.

#### CONSENT AGENDA RESOLUTIONS

NUMBER 1 - RATE OF INTEREST ON DELINQUENT MUNICIPAL CHARGES

NUMBER 2 - PETTY CASH FUNDS

NUMBER 3 - SIGNATORIES - PAYROLL ACCOUNTS

NUMBER 4 - OFFICIAL DEPOSITORY - MUNICIPAL COURT ACCOUNT

NUMBER 5 - AUTHORIZATION INVEST BOROUGH FUNDS

NUMBER 6 - SIGNATORIES - BANK ACCOUNTS

NUMBER 7 - CASH MANAGEMENT PLAN AND INTEREST BEARING ACCOUNTS  
DEPOSITORIES

NUMBER 8- OFFICIAL DEPOSITORIES DESIGNATED

NUMBER 9- APPOINTING CERTIFYING OFFICERS

NUMBER 10- CERTIFYING OFFICIAL - RAFFLES AND BINGO

NUMBER 11- COUNTY COOPERATIVE PURCHASING PROGRAM

NUMBER 12- AUTHORIZATION TO WIRE SCHOOL & COUNTY TAXES

NUMBER 13- JOINT INSURANCE FUND COMMISSIONER

NUMBER 14- JOINT INSURANCE FUND ALTERNATE COMMISSIONER -CFO

NUMBER 15- JOINT INSURANCE FUND SAFETY DELEGATE – EDWARD KASPER

NUMBER 16- JOINT INSURANCE FUND ALTERNATE SAFETY DELEGATE – JASON DUNCAN

NUMBER 17-PETTY CASH

NUMBER 18-TAX REFUNDS

NUMBER 19-ACCELERATED TAX SALE

NUMBER 20 -LICENSE BOROUGH PROPERTY

NUMBER 21- PUBLIC AGENCY COMPLIANCE OFFICIAL

NUMBER 22-POLICY REGARDING GOVERNING BODY TRAINING

NUMBER 23-RETIREE INSURANCE RATES

NUMBER 24-APPOINT BMED COMMISSIONER

NUMBER 25-FACILITY USE POLICY

NUMBER 26-ATTENDANCE POLICY

NUMBER 27-SURPLUS POLICY

NUMBER 28-EMERGENCY PURCHASES

## RESOLUTION NO. 1 RESOLUTION SETTING INTEREST AND PENALTIES UNDER R.S. 54:4-67

WHEREAS, R.S. 54:4-67 et seq., permits the Governing Body to fix the rate of interest to be charged for the nonpayment of taxes, assessments, or other municipal charges.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oakland that the rate of interest on unpaid taxes shall be eight percent per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of delinquency and 18 percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the tax was payable until the date of actual payment, provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which the same became payable; and

BE IT FURTHER RESOLVED that the rate of interest on unpaid water and sewer bills shall be eight percent per annum up to One Thousand Five Hundred (\$ 1,500.00) Dollars of delinquency and 18 percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the bill was payable until the date of actual payment, provided that no interest shall be charged if payment of any bill is made within thirty (30) calendar days following the billing date; and

BE IT FURTHER RESOLVED that in addition to the interest provided above, on all delinquencies in excess of Ten Thousand (\$10,000.00) Dollars and which are not paid prior to the end of the fiscal year, the Tax Collector shall also collect a penalty of six (6) percent of the amount of the delinquency in excess of Ten Thousand (\$10,000.00) Dollars.

BE IT FURTHER RESOLVED that the Municipal Clerk provide a certified copy of this resolution to the Tax Collector.

## RESOLUTION NO. 2 PETTY CASH FUNDS:

BE IT RESOLVED that James Mangin, Treasurer, be and he is hereby authorized to draw a check in the amount of Two Hundred Dollars (\$200.00) for the Petty Cash Fund for the Borough Clerk for the year 2018, and

BE IT RESOLVED that James Mangin, Treasurer, be and he is hereby authorized to draw a check in the amount of Two Hundred Dollars (\$200.00) for the Petty Cash Fund for the Department of Public Works for the year 2018, and

BE IT RESOLVED that James Mangin, Treasurer, be and he is hereby authorized to draw a check in the amount of Two Hundred Dollars (\$200.00) for the Petty Cash Fund for the Police Department for the year 2018, and

BE IT RESOLVED that James Mangin, Treasurer be and he is hereby authorized to draw a check in the amount of Two Hundred Dollars (\$200.00) for the Petty Cash Fund of the Senior Citizen Department for the year 2018, and

BE IT RESOLVED that James Mangin, Treasurer be and he is hereby authorized to draw a check in the amount of Two Hundred Dollars (\$200.00) for the Petty Cash Fund of the Fire Department for the year 2018, and

BE IT FURTHER RESOLVED that said moneys are to be returned to their respective accounts at the end of 2018.

RESOLUTION NO. 3

BE IT RESOLVED that the Signatories of the Borough of Oakland Payroll and Payroll Agency Accounts are the Treasurer or Borough Administrator and the Borough Clerk or the Deputy Borough Clerk.

RESOLUTION NO. 4

BE IT RESOLVED that TD Bank be designated as the Official Depository of this Borough for its accounts known as:

THE MUNICIPAL COURT ACCOUNT AND MUNICIPAL COURT BAIL  
ACCOUNT and

BE IT ALSO RESOLVED that the Municipal Court Judge and the Municipal Court Administrator be and they are hereby designated the custodians of said accounts, that money be drawn from said accounts only upon check of the Borough under two signatures of the Municipal Court Judge or the Municipal Court Administrator.

RESOLUTION NO. 5

BE IT RESOLVED by the Mayor and Council that the Treasurer of the Borough of Oakland is hereby authorized to invest Borough Funds, from time to time during the year 2018 in authorized investments as per the approved cash management plan, or with approved depositories for Borough funds, whenever it shall appear that such funds are available for investment.

RESOLUTION NO. 6

BE IT RESOLVED that the Treasurer or the Borough Administrator, Borough Clerk or the Deputy Borough Clerk, Mayor, or Council President are hereby designated as the signatories of the following Bank Accounts of the Borough of Oakland;

CURRENT CHECKING	FEDERAL/STATE GRANTS
WATER CHECKING	OPEN SPACE TRUST
CAPITAL CHECKING	PAYROLL AGENCY
WATER CAPITAL CHECKING	PAYROLL ACCOUNT
SEWER CHECKING	AFFORDABLE HOUSING TRUST
TRUST CHECKING	UNEMPLOYMENT TRUST
ANIMAL CONTROL CHECKING	MUNICIPAL COURT REFUND
HEALTH BENEFITS CHECKING	CLAIMS ACCOUNT
SANITARY LANDFILL CHECKING	
SEWER CAPITAL CHECKING	FEDERAL/STATE GRANTS

RESOLUTION 7

CASH MANAGEMENT PLAN AND  
INTEREST BEARING ACCOUNTS:

BE IT RESOLVED that the Mayor and Council approve the Cash Management Plan for 2018 (copy attached after Resolutions) and:

BE IT FURTHER RESOLVED that the following banks and savings loan associations be designated as the Official Depositories of this Borough for interest bearing accounts:

VALLEY NATIONAL BANK, OAKLAND, NEW JERSEY  
CHASE BANK., OAKLAND, NEW JERSEY  
BANK OF AMERICA, OAKLAND, NEW JERSEY  
M & T, OAKLAND, NEW JERSEY  
TD BANK, OAKLAND, NEW JERSEY  
STATE OF NEW JERSEY CASH MANAGEMENT FUND  
COLUMBIA SAVINGS, OAKLAND, NEW JERSEY  
UNION CENTER NATIONAL BANK, OAKLAND, NEW  
JERSEY  
LAKELAND BANK, OAK RIDGE, NEW JERSEY  
and

BE IT FURTHER RESOLVED that monies be withdrawn from said accounts either upon the presentation of a withdrawal slip of the Borough under the signatures of the Mayor or President of the Council, Borough Clerk or the Deputy Borough Clerk, the Treasurer or the Borough Administrator.

RESOLUTION NO. 8

BE IT RESOLVED that the TD Bank., Oakland Office, be designated as the Official Depository of this Borough for its account known as:

LIEN REDEMPTION ACCOUNT and

BE IT FURTHER RESOLVED that Lidia Leszczynski, Tax Collector, is the Custodian of said account and the signatures of the CFO, Tax Collector and Borough Clerk be filed with the Bank for the signing of checks.

BE IT FURTHER RESOLVED that the TD Bank, Oakland Office, be designated as the Official Depository of this Borough for its accounts known as:

THE ANIMAL CONTROL ACCOUNT  
THE WATER CAPITAL ACCOUNT  
THE CAPITAL ACCOUNT  
TRUST CHECKING  
THE WATER OPERATING ACCOUNT  
THE CURRENT ACCOUNT  
THE SEWER OPERATING ACCOUNT  
LANDFILL CLOSURE ACCOUNT  
COMMUNITY DEVELOPMENT BLOCK GRANT ACCOUNT  
PAYROLL ACCOUNT  
PAYROLL AGENCY ACCOUNT  
STATE UNEMPLOYMENT INSURANCE ACCOUNT  
SEWER CAPITAL ACCOUNT  
FEDERAL/STATE GRANTS ACCOUNT  
FLEXIBLE SPENDING  
UNEMPLOYMENT TRUST  
OPEN SPACE TRUST  
AFFORDABLE HOUSING  
DPW PETTY CASH  
MUNICIPAL CLERK PETTY CASH  
POLICE PETTY CASH  
SENIOR CENTER PETTY CASH  
CLAIMS ACCOUNT

BE IT FURTHER RESOLVED that the treasurer be and he is hereby designated as the custodian of all the aforementioned accounts.

BE IT FURTHER RESOLVED that TD Bank, Oakland office, be designated as the Official Depositories of this Borough for the account known as

HEALTH BENEFITS CLAIMS ACCOUNT; and

The Borough Treasurer, be and he is designated the custodian of said account, and that money be withdrawn from said account only upon the check of the Borough under the two signatures of the Borough Clerk and the Treasurer, and

BE IT RESOLVED that TD Bank, Oakland Office, be designated as the Official Depository of this Borough for its account known as:

THE ANIMAL CONTROL ACCOUNT

and, that Lisa M. Duncan be and she is hereby designated custodian of said account, and that the money be withdrawn from said account to the order of the Borough of Oakland Dog Account, and the State Department of Health, upon the check of the Borough, under the signature of the Borough Clerk or the Deputy Borough Clerk.

RESOLUTION NO. 9 APPOINTING CERTIFYING OFFICERS:

BE IT RESOLVED, that the following were appointed certifying officers for the year 2018:

TAX SEARCH OFFICER, LIDIA LESZCZYNSKI  
ASSESSMENT SEARCH OFFICER, LISA DUNCAN  
CERTIFYING AGENT FOR CIVIL SERVICE, RICHARD KUNZE  
DEPUTY CERTIFYING AGENT FOR CIVIL SERVICE, KATHY GURNEY

RESOLUTION NO. 10 CERTIFYING OFFICIAL - RAFFLES AND BINGO:

BE IT RESOLVED the Borough Clerk be and she is hereby designated verifying official for raffles and bingo, and

BE IT FURTHER RESOLVED that the Borough Clerk be given temporary authority to act as official to approve the applications for bingo and raffles if and when there is a long time lapse between Council meetings, and

BE IT FURTHER RESOLVED that prior to actual drawing, the Borough Council must approve or disapprove such temporary action at a Council meeting.

RESOLUTION NO. 11 COUNTY COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Borough of Oakland is desirous of participating in the Cooperative Purchasing Program of the County of Bergen, and

WHEREAS, the County of Bergen requires that a resolution be adopted authorizing said participation,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that the Purchasing Agent of the Borough of Oakland is hereby authorized to purchase materials, supplies, services and equipment in accordance with bids accepted by the County of Bergen and made available to municipalities through the Bergen County Cooperative Purchasing Program.

RESOLUTION NO. 12

BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that the Chief Financial Officer is hereby authorized to perform all matters necessary to enable the payment of the local school taxes, regional school taxes and county taxes by wire transfer.

BE IT FURTHER RESOLVED that the Chief Financial Officer is directed to include a report of all such wire transfers made as part of his monthly report to the governing body as directed by the Borough of Oakland Cash Management Plan.

RESOLUTION NO. 13 JOINT INSURANCE FUND COMMISSIONER.

BE IT RESOLVED that the Borough Administrator be appointed Joint Insurance Fund Commissioner for the year 2018.

RESOLUTION NO. 14 JOINT INSURANCE FUND ALTERNATE COMMISSIONER

BE IT RESOLVED that the Chief Financial Officer be appointed Joint Insurance Fund Alternate Commissioner for the year 2018.

RESOLUTION NO. 15 JOINT INSURANCE FUND SAFETY DELEGATE – CHIEF EDWARD KASPER

BE IT RESOLVED that Chief Edward Kasper be appointed as Joint Insurance Fund Safety Delegate for the year 2018.

RESOLUTION NO. 16 JOINT INSURANCE FUND ALTERNATE SAFETY DELEGATE – JASON DUNCAN

BE IT RESOLVED that Jason Duncan be appointed as Joint Insurance Fund Alternate Safety Delegate for the year 2018.

RESOLUTION 17 BOROUGH OF OAKLAND PETTY CASH POLICY

WHEREAS, in order to establish a uniform method of accounting for petty cash funds, which purpose is to pay for small incidental costs not associated with the normal processes for the acquisition of materials and services.

WHEREAS, petty cash funds are not provided for the purpose of circumventing the regular acquisition processes.

WHEREAS, purchase order procedures can be utilized with most vendors when making frequent purchases.

NOW, THEREFORE, BE IT RESOLVED, that no single payment from the petty cash fund shall exceed \$60.00. Each disbursement shall be evidenced by an appropriate receipt. The petty cash fund shall be subject to approved accounting procedures and shall be closed out at the end of each fiscal year for audit.

BE IT FURTHER RESOLVED that particulars of the activity for which the petty cash funds are to be used must be identified and should accompany a purchase requisition. Expenditures for refreshments and/or paper goods for meetings should clearly indicate the date of the activity, participants and reason for activity.

#### RESOLUTION 18: PROCESSING OF TAX REFUNDS

WHEREAS, NJSA 40A:5-17.1 provides that a municipality may authorize the processing of tax refunds of less than Ten Dollars (\$10.00) and the cancellation of tax delinquencies of less than Ten Dollars (\$10.00).

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector is hereby authorized to process, without any further action on the part of the governing body, any property tax refund of less than Ten Dollars (\$10.00); and,

BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to process, without further action on the part of the governing body, the cancellation of any tax delinquency of less than Ten Dollars (\$10.00); and,

BE IT FURTHER RESOLVED, that a Certified Copy of this Resolution be provided by the Municipal Clerk to the Tax Collector and the Chief Financial Officer.

#### RESOLUTION 19: ACCELERATED TAX SALE

BE IT RESOLVED that the Collector of Taxes for the Borough of Oakland is hereby authorized to conduct an Accelerated Tax Sale for delinquent taxes for the calendar year 2018.

#### RESOLUTION 20: LICENSE BOROUGH PROPERTY

WHEREAS, the Borough of Oakland is the owner of certain lands and premises within the Borough of Oakland; and

WHEREAS, the Mayor and Council of the Borough of Oakland have determined that certain properties that have been acquired are not necessary for public use; and

WHEREAS, the Borough of Oakland desires to make available for license certain properties adjacent property owners; and

WHEREAS, the Mayor and Council wish to establish a policy for the licensing of such properties.

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

1. The Borough will hereby permit requests to license various properties within the Borough of Oakland currently owned by the Borough of Oakland by adjacent property owners.

2. A written request is to be made to license such property to the Borough Clerk which request will be reviewed by the Borough Administrator, Superintendent of the Department of Public Works and Borough Engineer and a report delivered to the Mayor and Council in order to appropriately evaluate the request to license the property.
3. The Mayor and Council, in its sole discretion, shall determine whether to license the property to the adjoining property owner.
4. The license shall be for a period of a calendar year and shall be in the amount of One Dollar (\$1.00).
5. The licensee shall be required to enter into a written license agreement which will require the execution of a Hold Harmless Agreement, an appropriate Certificate of Insurance, and in accordance with the Rules and Regulations for such licensed property, attached hereto.
6. The licensee shall comply with all rules and regulations as follows:
  - The maintenance of the property which will include appropriate landscaping, snow removal;
  - Maintaining the property in a clean fashion and free of all debris;
  - No permanent structures;
  - No parking of vehicles, recreational vehicles or boats;
  - No fencing shall be place on the property;
  - No paving of the property;
  - The property owner shall be current on taxes and have no outstanding violations for property maintenance, zoning or health;
  - Any additional regulations that the Mayor and Council may impose on a case by case basis, at its discretion.

#### RESOLUTION NO. 21: APPOINT PUBLIC AGENCY COMPLIANCE OFFICIAL

WHEREAS, in accordance with N.J.A.C. 17:27-3.5-Designation of Public Agency Compliance Official (P.A.C.O.), each public agency must annually designate an officer or employee to serve as its public agency compliance officer;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby appoints Borough Administrator Richard S. Kunze to serve as its public agency compliance officer for the year 2018.

\ BE IT FURTHER RESOLVED that a certified copy of said Resolution be sent to the State of New

#### RESOLUTION 22: POLICY REGARDING GOVERNING BODY TRAINING

WHEREAS, the Mayor and Council of the Borough of Oakland are desirous of implementing a policy which will require members of the Mayor and Council to attend, if feasible, on an annual basis at least one course covering the responsibilities and obligations of elected officials;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of

Oakland, County of Bergen, State of New Jersey, that members of the Mayor and Council shall attend, if feasible, on an annual basis at least one course offered by the Rutgers University Center for Government Services (or a similar education provider such as the New Jersey League of Municipalities) covering the responsibilities and obligations of elected officials (for example: ethics, municipal finance, labor relations, capital planning, shared services).

#### RESOLUTION 23: RETIREE INSURANCE RATES

BE IT RESOLVED that the following monthly premiums are to be charged retirees who participate in the Borough's Health Benefits program, in accordance with the various prior and current labor agreements, effective January 1, 2018:

SEE  
ATTACHED

BE IT FURTHER RESOLVED that copies be forwarded to the Borough Administrator and all employee Labor Unions.

#### RESOLUTION 24 APPOINT BMED COMMISSIONER

WHEREAS, the Borough of Oakland joined the Bergen Municipal Employee Benefits Fund, a self insured health fund, as of February 1, 2012, and

WHEREAS, the Bylaws of the Bergen Municipal Employee Benefits Fund require that each Member appoint a Fund Commissioner.

NOW, THEREFORE BE IT RESOLVED, that Richard Kunze be and is hereby appointed as Fund Commissioner to the Bergen Municipal Employee Benefits Fund, effective January 1, 2018, to represent the Borough of Oakland; and

BE IT FURTHER RESOLVED that James Mangin be and is appointed as Alternate Fund Commissioner to the Bergen Municipal Employee Benefits Fund effective January 1, 2018.

#### RESOLUTION NUMBER 25 RECREATION FACILITY USE POLICY

WHEREAS, the Borough of Oakland, by its Mayor and Council, believes that it is important to have standards and policies with respect to the usage of the Borough's recreation facilities; and

WHEREAS, in order to balance the needs of the community and various groups, and in consideration of the sometimes limited availability of the recreation facilities, rules and regulations are necessary; it is now

THEREFORE RESOLVED that the following constitutes the Borough of Oakland recreation facility use policy.

- A. Priority of Use
  - 1. Athletic and other Recreation programs run by the Borough of Oakland. This includes in-season recreation and travel programs, summer camp and public events.

2. Other Borough departments, agencies, boards and commissions.
3. Oakland Board of Education and Ramapo Indian Hills Regional High School District.
4. Other educational institutions located within the Borough.
5. Oakland based non-profit athletic organizations where a majority of participants are Oakland residents.
6. Other Oakland based non-profit organizations serving the Oakland community.
7. Oakland based business.
8. Non-profit organizations of any type, whether educational, athletic, charitable or service, that do not serve the Oakland community and/or where the majority of participants are not from Oakland.
9. Businesses located outside of Oakland.

**B. Factors to be used to resolve requests between Like Entities.**

In the event two or more groups at the same priority level request the use of the facility at the same time, a decision shall be made based on the following:

For items 3, 4, 5, 6 and 8 under Letter A above: priority shall be given to those groups that have used the facilities for the greatest number of prior years and have a history of good behavior.

For items 7 and 9 under Letter A above: priority shall first be given to those businesses that offer athletics or recreation services to the public. Secondary priority shall be based on the amount of revenue that will be generated for the Borough.

**C. Conflict.**

1. In the event of a debate or conflict between entities in the interpretation of the above, the in-season Commissioner will submit his/her recommendation to the Borough Administrator and a final decision will subsequently be rendered.
2. In the event of special cases or circumstances (such as decisions on “last minute” completed applications with no time to go through the process described in #1 above), the in-season Commissioner will use his/her best discretion for field use, and have the support of the Administration and Governing Body.

3. Decisions to rest or place fields or other facilities out of service in an effort to maintain their safety and integrity shall be made by the Department of Public Works and adhered to by all parties.

#### RESOLUTION NUMBER 26 ATTENDANCE POLICY

WHEREAS, the Governor has established a checklist for municipalities with respect to eligibility for State aid; and

WHEREAS, as part of that checklist, an attendance policy is required for the Governing Body and boards and commissions established in the municipality; and

WHEREAS, various statutes governing municipalities and boards and commissions specify attendance requirements that if not adhered to requires that certain offices be deemed vacant; and

WHEREAS, N.J.S.A. 40A:16-3 establishes the requirements for the Mayor or a member of the Governing Body and N.J.S.A. 40A:9-12.1 governs person appointed to any board, committee, commission, authority or other agency; and

WHEREAS, the Mayor and Council of the Borough of Oakland have determined that an attendance policy should be established consistent with the statutory requirements of N.J.S.A. 40A:16-3 and 40A:9-12.1; and

WHEREAS, the Mayor and Council of the Borough of Oakland recognize that most, if not all, of the positions established within the Borough are without compensation and recognize the value of this volunteer service.

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

- Consistent with the provisions of N.J.S.A. 40A:16-3 and 40A:9-12.1, the office of the Mayor or the member of Council or any person appointed to any board, committee, commission, authority or other agency shall be deemed vacant if such individual fails to attend and participate at meetings of such body for a period of eight (8) consecutive weeks or for four (4) consecutive regular meetings, whichever shall be of longer duration without being excused by a majority of the authorized members of such body.
- The Mayor and Council and all boards, committees, commissions, authorities and agencies shall consider, but not be limited to the following in order to determine an excused absence:

Illness  
Vacation  
Business obligations

- The Mayor and Council and members of any board, committee, commission, authority or other agency shall notify, as soon as practical, the board secretary or clerk for such board, committee, commission, authority or agency of such absence and the Council, board, committee, commission, authority or agency shall act on such requested absence.

BE IT FURTHER RESOLVED that a copy of this resolution shall be provided to all members of all Borough boards, committees, commissions, authorities or agencies.

#### RESOLUTION NO. 27 SURPLUS POLICY

WHEREAS, the Mayor and Council of the Borough of Oakland desires to set a policy for the unreserved, undesignated fund balance; and

WHEREAS, after careful consideration the Mayor and Council has determined that the fund balance on January 1 of any given year should be between 15 percent and 20 percent of the previous year's operating budget net of non-cap operations, grants, capital, debt service, deferred charges and the reserve for uncollected taxes; and

WHEREAS, the Borough of Oakland desires to establish an appropriate strategy if the fund balance drops below the 15 percent minimum or exceeds the 20 percent maximum.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that the policy for the reserved, undesignated fund balance ("Fund Balance") shall be as follows:

1. The fund balance on January 1 of any given year should be between 15 percent and 20 percent of the previous year's operating budget net of non-cap operations, grants, capital, debt service, deferred charges and the reserve for uncollected taxes;
2. If the fund balance drops below the 15 percent minimum, the Governing Body shall take such action, aided by an economic plan developed by the Chief Financial Officer and Borough Administrator to restore the fund to the acceptable level within two (2) years.
3. The Chief Financial Officer and Borough Administrator shall devise an economic plan to be submitted to the Finance Committee from a mixture of the following elements designed to restore the fund balance:
  - a. Decrease the amount of surplus anticipated in the current and/or succeeding year's budget;
  - b. Increase the amount appropriated for the reserve for uncollected taxes;
  - c. Reduce the amount of appropriation reserves for salaries and wages transferred at year-end to the Accumulated Absence Trust, provided the Trust is at least 50 percent funded;

- d. Reduce certain items of Miscellaneous Revenue in the current and/or succeeding year's budget;
  - e. Any other step designed to result in a replenishment of surplus regenerated.
4. If the fund balance exceeds the 20 percent maximum of the previous year's operating budget, the portion over the ceiling limit shall be added to the amount of surplus anticipated in the current fund budget and specifically ear-marked to reduce short-term debt over the amount that would have been appropriated and/or to increase the expenditure for the Capital Improvement Fund over the amount that would have otherwise been appropriated and /or to increase expenditures to various trust and reserve accounts to ensure they are adequately funded.
  5. After the Annual Financial Statement has been filed, the Chief Financial Officer shall report to the Borough Administrator and Finance Committee on the status of the fund balance as it relates to this policy, which report shall be considered during budget deliberations.

BE IT FURTHER RESOLVED that it shall be the policy of the Borough of Oakland to maintain an adequate fund balance at all times, which fund is necessary to provide the cash required to meet the Borough's obligations and operations during those periods between tax collection cycles.

BE IT FURTHER RESOLVED it shall be the policy of the Borough of Oakland to maintain a constant adequate balance of surplus for the purposes set forth herein and no amount of the proceeds which exceed the amount regenerated from the previous year shall be specifically designated.

#### RESOLUTION NO. 28 POLICY GOVERNING EMERGENCY PURCHASES

WHEREAS, section N.J.S.A. 40A:11-6 of the Local Public Contracts Law permits local contracting units to use emergency purchasing procedures, and pursuant to corresponding Local Public Contracts Law rules adopted by the State's Division of Local Government Services on December 4, 2000, the governing body of each contracting unit shall adopt rules to ensure that there are written procedures for determining and confirming the existence of an emergency; and

WHEREAS, according to N.J.A.C. 5:34-6.1(b) such rules or regulations shall include such provisions that ensure that if initially designated individuals are not available, there is a clear chain of command to ensure that there are always appropriate individuals to make such decisions; and

WHEREAS, when an emergency arises requiring certain purchases to be made pursuant to emergency purchasing procedures, the Mayor and Council of the Borough of Oakland has determined that the following procedures shall apply.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland, Bergen County, State of New Jersey that the following is adopted as the emergency purchasing policy for the Borough of Oakland.

#### A. POLICY GOVERNING EMERGENCY PURCHASING PROCEDURES

1. Contracts, including purchase orders, shall be entered into, and funds committed or expended for an emergency pursuant to N.J.S.A. 40A:11-6 and corresponding rules, N.J.A.C. 5:34-6.1, subject to the following requirements:

- a. An actual or imminent emergency must exist requiring the immediate delivery of the goods or the performance of the service(s);
- b. The emergency must directly affect the public health, safety or welfare, and requires the immediate delivery of goods or the performance of service(s);
- c. Emergency purchasing shall not be used for administrative convenience or for failure to plan. Sound business practices shall be used when an emergency purchase must be made;
- d. The emergency purchasing procedure may not be used unless the need for the goods or performance of the service(s) could not have been reasonably foreseen or the needs for such goods or service(s) has arisen notwithstanding a good faith effort on the part of the Borough of Oakland to plan for the purchase of any required goods or service(s);
- e. The contract shall be of such limited duration as to meet only the immediate needs of the emergency declared;
- f. Under no circumstances shall the emergency purchasing procedures be used to enter into a multi-year contract;
- g. Any emergency condition(s) in which the estimated cost is in excess of the bid threshold shall be approved by the Mayor and Council.

**B. PROCEDURE FOR THE DECLARATION OF AN EMERGENCY**

- a. A department head, or in their absence his/her designee, as soon as reasonably possible, shall notify the Borough Administrator of the need for awarding of a contract or purchase order, the nature of the emergency, the time of its occurrence and the need for invoking the emergency provision of the law;
- b. If the Borough Administrator is satisfied that an emergency exists, he/she shall be authorized to award a contract or contracts for such purposes as may be necessary to respond to the emergent needs;
- c. Within 48 hours of an emergency occurrence, the department head, or in their absence his/her designee, shall submit to the Borough Administrator a written report (Certification of Request for Emergency Purchases) providing the information referenced above;
- d. In the Borough Administrator's absence, the chain of command for adherence to the requirements shall be:
  1. Chief Financial Officer
  2. Borough Clerk
  3. Chief of Police
  4. Superintendent of Public Works
  5. Borough Attorney

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-29 TEMPORARY BUDGET**

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

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contracts, commitments or payments are to be made prior to the adoption of the budget, temporary appropriations should be

made for the purposes and in the amount required, and in the manner and time therein specified; and

WHEREAS, the date of this resolution is within the first thirty days of calendar year 2018; and

WHEREAS, the total appropriations in the 2017 Budget, less appropriations made for the Capital Improvement Fund, debt service and public assistance are as follows:

Current Fund	\$16,889,314.49
Water Utility Operating Fund	\$1,397,400.00
Sewer Utility Operating Fund	\$340,150.00

WHEREAS, 26.25% of the total appropriations in the 2017 budget exclusive of any appropriations made for interest and debt redemption charges, capital improvements and public assistance are as follows:

Current Fund	\$4,433,445.06
Water Utility Operating Fund	\$366,817.50
Sewer Utility Operating Fund	\$89,289.38

NOW, THEREFORE, BE IT RESOLVED, that the following temporary 2018 appropriations, which do not exceed 26.25% of the appropriations in the 2017 budget exclusive of any appropriations made for interest and debt redemption charges, capital improvements and public assistance, be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be transmitted to the Director of the Division of local Government Services.

Current Fund

	Salaries & Wages	Other Expenses
Administration	\$ 55,500	\$ 1,750
Communication Committee		\$ 3,000
General Services	\$ 22,500	\$ 16,625
Mayor & Council	\$ 13,000	\$ 7,500
Municipal Clerk	\$ 22,000	\$ 5,325
Elections	\$ 575	\$ 3,000
Finance	\$ 56,375	\$ 17,825
Audit		\$ 9,250
Information & Technology		\$ 16,750
Tax Collection	\$ 17,250	\$ 2,425
Tax Assessment	\$ 19,400	\$ 3,600
Legal Services		\$ 51,250
Engineering		\$ 15,000
Planning Board	\$ 3,775	\$ 4,425
Board of Adjustment	\$ 3,800	\$ 2,000
Uniform Construction Code	\$ 65,600	\$ 1,500
Insurance		\$113,950
Health Benefits		\$533,000
Police Dept.	\$ 1,080,000	\$ 52,500

911 System		\$ 3,250
Emergency Management	\$ 2,000	\$ 2,500
Flood Control	\$ 1,200	\$ 375
Contribution to First Aid Squad		\$ 46,870
Fire Dept.	\$ 19,500	\$ 26,000
Prosecutor		\$ 5,750
Streets & Roads	\$ 125,750	\$ 28,625
Shade Tree		\$ 9,500
Stormwater Management	\$ 12,000	\$ 7,750
Garbage & Trash Removal	\$ 20,275	\$302,500
Snow Removal	\$ 15,000	\$ 20,250
Buildings & Grounds	\$ 59,000	\$ 37,250
Vehicle Maintenance	\$ 16,775	\$ 20,375
Board of Health	\$ 18,500	\$ 36,650
Environmental Comm.	\$ 300	\$ 250
Recreation	\$ 44,650	\$ 80,000
Senior Citizens	\$ 17,125	\$ 8,500
Public Library	\$ 107,000	\$104,725
Electricity		\$ 30,125
Street Lighting		\$ 36,250
Telephone		\$ 22,500
Natural Gas		\$ 8,250
Gasoline		\$ 42,500
Social Security		\$121,250
Defined Contribution Plan		\$ 1,125
Municipal Court	\$ 35,925	\$ 2,250
Public Defender		\$ 2,650
Current Fund Total		\$3,723,470

Water Utility

	Salaries & Wages	Other Expenses
Water Operations	\$ 147,350	\$ 66,125
Utilities		\$ 69,125
Social Security		\$ 10,600
Water Fund Total	\$293,200	

Sewer Utility

	Salaries & Wages	Other
Expenses		
Sewer Operations	\$ 28,725	\$ 34,375
Utilities		\$ 8,000
Social Security		\$ 2,100
Sewer Fund Total	\$ 73,200	

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

## RESOLUTION 18-30 STAFF APPOINTMENTS

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

BE IT RESOLVED that, in accordance with the applicable State Statutes, the following staff appointments be made for the year 2018:

Kathlyn Gurney	Deputy Borough Clerk
James Mangin	Treasurer

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### RESOLUTION 18-31 POLICE DEPARTMENT APPOINTMENTS

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

BE IT RESOLVED that, upon recommendation of Police Chief Kasper, the following appointments be made for the Police Department for 2018:

#### CROSSING GUARDS

Edward Ackerly	Mindy Greenfield
William Bickford	Debra Hill
John Carr	Robert Lynn (Sub)
Maryann Carroll (Sub)	Debra Patterson
Monica Carson	Richard Pierce
Philip DeBiasi	Ronald Santaniello
Brenda DeBouter (Sub)	William Sisti (Sub)
Debra DeYoung	Margaret Simmons (Sub)
Marilyn Dockery	Kelly Smith
Maria Giminez (Sub)	Therese Vollmin
John Gray	Robert Weston (Sub)

#### POLICE MATRON

Lynn Ver Hage	Dawn Gosson
Monica Carson	

ROLL CALL: Yeas, Councilmembers Biale, Kulmala, Levy, Pignatelli, Talamini.  
Abstain, Councilman Knapp.

#### RESOLUTION 18-32 AUTHORIZE REFUND-OVERPAYMENT TAX LIEN 16-00062

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

WHEREAS, the Borough of Oakland has received a request from a lien holder for a refund of a 2017 overpayment for Lien# 16-00062; and

WHEREAS, N.J.S.A. 40A:5-17 requires governing body approval for said refund;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland, upon advice of the Tax Collector, do hereby authorize a refund in the amount of \$ 2,713.09 as follows:

US Bank Cust/PC4 1<sup>st</sup> Trust Bank  
Tax Lien Services Group  
50 South 16<sup>th</sup> St., Suite 2050  
Philadelphia, PA 19102

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-33 AUTHORIZE REFUND TAXES-BLOCK 3801, LOT 34**

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

WHEREAS, the Borough of Oakland has received a request from the property owner for a refund Of taxes due to a Senior Citizen's Deduction; and

WHEREAS, N.J.S.A. 40A:5-17 requires governing body approval for said refund;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oakland, upon advice of the Tax Collector, do hereby authorize a refund as follows:

<u>BLOCK/LOT</u>	<u>OWNER</u>	<u>AMOUNT</u>
3801/34	Jafarzadeh, Ata & Jeanne	\$250.00

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-34 AUTHORIZE RETURN OF ESCROW-NEXTEL/SPRINT**

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

WHEREAS, Sprint Corporation (Nextel) has requested that any Professional Review Escrow funds be returned for his application to the Oakland Planning Board; and

WHEREAS, the Chief Financial Officer has determined the amount of \$1,670 remains in Escrow Account #T-11-00-004-026;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that the Chief Financial Officer is hereby directed to return the balance of Professional Review Escrow funds in the amount of \$1,670 to:

Sprint Corporation  
Attn: Ms. Susan Lopez  
6360 Sprint Parkway-4C374  
Overland Park, KS 66251

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-35 AUTHORIZE RECREATION REFUND**

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

WHEREAS, the Borough of Oakland has received a request for a refund of Basketball Registration Fee in the amount of \$70.00; and

WHEREAS, N.J.S.A. 40A:5-17 requires governing body approval for said refund;

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Oakland hereby authorize a refund to:

Victoria Calabrese, 9 Saratoga Drive, Oakland, NJ 07436 refund due \$70.00

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-36 AUTHORIZE SHARED SERVICE AGREEMENT-SLUDGE DISPOSAL**  
On motion of Councilman Kulmala, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, there is a need for the Borough of Oakland to dispose of sludge from the wastewater treatment plants; and

WHEREAS, the Northwest Bergen County Utilities Authority (NBCUA) has submitted a proposal to accept disposal of the sludge; and

WHEREAS, the proposal has been reviewed and recommended by the Superintendent of Public Works; and

WHEREAS, the Borough Attorney has reviewed the Shared Service Agreement provided to the Borough by the NBCUA;

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the Borough of Oakland is hereby authorized and directed to execute the Shared Service Agreement for Sludge Disposal; and

BE IT FURTHER RESOLVED that Oakland will pay to NBCUA for following rates:

- A. For sludge with a maximum of 2.6% solids, \$35.00 per 1,000 gallons;
- B. For sludge with a minimum of >2.6% and maximum of 4% solids, \$54.00 per 1,000 gallons;
- C. For sludge with a minimum of >4% solids and a maximum of 8% solids, \$72.50 per 1,000 gallons;
- D. For sludge with solids of >8%, \$95.00 per 1,000 gallons.

BE IT FURTHER RESOLVED that a copy of the Resolution and Agreement with NCBUA shall be maintained in the Borough Clerk's office.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-37 AUTHORIZE SPECIAL ASSESSMENT-10 BAILEY AVE.**

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at 10 Bailey Ave. and identified as Block 1901, Lot 34 on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 1,200.00 in order to clean up the property at 10 Bailey Ave.; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, an invoice and Purchase Order detailing the work performed and expenses incurred have been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 10 Bailey Ave. the sum of \$ 1,200.00 being the amount due pursuant to the invoice and Purchase Order.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 10 Bailey Ave. by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-38 AUTHORIZE SPECIAL ASSESSMENT-79 HIAWATHA BLVD.**

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at Hiawatha Blvd. and identified as Block 4702, Lot 53 on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 3,200.00 in order to clean up the property at Block 4702, Lot 53 at Hiawatha Blvd.; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, an invoice and Purchase Order detailing the work performed and expenses incurred have been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at Block 4702, Lot 53 the sum of \$ 3,200.00 being the amount due pursuant to the invoice and Purchase Order.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of Block 4702, Lot 53 at Hiawatha Blvd. by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### RESOLUTION 18-39 AUTHORIZE SPECIAL ASSESSMENT-34 LAKESHORE DR.

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at 34 Lakeshore Drive and identified as Block 4502, Lot 5 on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 1,988.80 in order to clean up the property at 34 Lakeshore Drive; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, a report dated December 5, 2017 detailing the work performed and expenses incurred has been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 34 Lakeshore Drive the sum of \$ 1,988.80 being the amount due pursuant to the report dated December 5, 2017.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 34 Lakeshore Drive by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: Yeas, Councilmembers Biale, Kulmala, Levy, Pignatelli, Talamini.  
Abstain, Councilman Knapp.

#### RESOLUTION 18-40 AUTHORIZE SPECIAL ASSESSMENT-44 LOYOLA PLACE

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at 44 Loyola Place and identified as Block 4903, Lot 8 on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 1,380.08 in order to clean up the property at 44 Loyola Place; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, a report dated December 5, 2017 detailing the work performed and expenses incurred has been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 44 Loyola Place the sum of \$ 1,380.08 being the amount due pursuant to the report dated December 5, 2017.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 44 Loyola Place by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-41 AUTHORIZE SPECIAL ASSESSMENT-92 McNOMEE ST.**

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at 92 McNomee Street and identified as Block 3805, Lot 7 on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 4,094.88 in order to clean up the property at 92 McNomee Street; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, a report dated August 3, 2017 detailing the work performed and expenses incurred has been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 92 McNomee Street the sum of \$ 4,094.88 being the amount due pursuant to the report dated August 3, 2017.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 92 McNomee St. by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-42 AUTHORIZE SPECIAL ASSESSMENT-97 MINNEHAHA BLVD.**

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at 97 Minnehaha Blvd. and identified as Block 4701, Lot 30 on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 4,660.24 in order to clean up the property at 97 Minnehaha Blvd.; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, a report dated June 6, 2017 detailing the work performed and expenses incurred has been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 97 Minnehaha Blvd. the sum of \$ 4,660.24 being the amount due pursuant to the report dated June 6, 2017.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 97 Minnehaha Blvd. by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-43 AUTHORIZE SPECIAL ASSESSMENT-519 RAMAPO VALLEY RD.**

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at 519 Ramapo Valley Road and identified as Block 4507, Lot 14 on the Tax Assessment

Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 1,108.38 in order to clean up the property at 519 Ramapo Valley Road; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, a report dated March 31, 2016 detailing the work performed and expenses incurred has been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 519 Ramapo Valley Road the sum of \$ 1,108.38 being the amount due pursuant to the report dated March 31, 2016.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 519 Ramapo Valley Road by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### RESOLUTION 18-44 AUTHORIZE SPECIAL ASSESSMENT-29 THACKERAY ROAD

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

WHEREAS, the Borough of Oakland Zoning Officer has advised that the property located at 29 Thackeray Road and identified as Block 4301, Lot 2 on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 381.24 in order to clean up the property at 29 Thackeray Road; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, a report dated September 7, 2017 detailing the work performed and expenses incurred has been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 29 Thackeray Road the sum of \$ 381.24 being the amount due pursuant to the report dated September 7, 2017.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 29 Thackeray Road by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

RESOLUTION 18-45 AUTHORIZE REFUND REDEMPTION MONIES-LIEN 17-00007  
On motion of Councilman Kulmala, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00007, Block 1603, Lot 1, better known as 16 Second Street on December 26, 2017;

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$4,900.00 payable to Rothman Realty I, LLC, 411 Grand Ave., Englewood, NJ 07631;

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

RESOLUTION 18-46 AUTHORIZE REFUND REDEMPTION MONIES-LIEN 17-00028  
On motion of Councilman Kulmala, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00028, Block 3301, Lot 3, better known as 23 Thornton Road on December 26, 2017;

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 112,200.00 payable to MTAG-CUST for ATCF II NJ, LLC, PO Box 54972, New Orleans, LA 70154;

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

RESOLUTION 18-47 AUTHORIZE REFUND REDEMPTION MONIES-LIEN-17-00056  
On motion of Councilman Kulmala, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00056, Block 4601, Lot 52, better known as 506 Ramapo Valley Road on December 26, 2017;

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 2,200.00 payable to US Bank Cust for PC7 First Trust, 50 South 16<sup>th</sup> St., Suite 2050, Philadelphia, PA 19102;

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

RESOLUTION 18-48 AUTHORIZE REFUND REDEMPTION MONIES-LIEN 17-00052  
On motion of Councilman Kulmala, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00052, Block 4402, Lot 40, better known as 126 Franklin Ave. on December 26, 2017;

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 12,200.00 payable to Christiana Trust as Custodian, GSRAN-Z Deposit Account, PO Box 71276, Philadelphia, PA 19176.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

RESOLUTION 18-49 AUTHORIZE REFUND REDEMPTION MONIES-LIEN 17-00005  
On motion of Councilman Kulmala, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00005, Block 1001, Lot 3, better known as 689 Ramapo Valley Rd. on December 27, 2017;

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 19,900.00 payable to FNA DZ, LLC, FBO WSFS, 120 N. LaSalle St., Suite 1220, Chicago, IL 60607.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-50 AUTHORIZE APPLICATION FOR MUNICIPAL ALLIANCE GRANT**  
On motion of Councilman Kulmala, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Borough Council of the Borough of Oakland, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages, and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Oakland, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of an application for the Oakland Municipal Alliance grant for fiscal year 2019 in the amount of
 

DEDR	\$ 9,876.00.
Cash Match	\$ 2,469.00
In-Kind	\$ 7,407.00
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-51 BERGEN COUNTY MUTUAL AID PLAN**

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

WHEREAS, the Police Departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property and for the maintenance and preservation of the public peace and order; and

WHEREAS, Law Enforcement Officials also have a responsibility to provide for the preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riots, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, terrorist incidents and bombings, state and national emergencies; and

WHEREAS, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies; and

WHEREAS, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App.A:9-40.6; and

WHEREAS, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property; and

WHEREAS, it is also recognized that Edward Kasper, Chief of Police, in accordance with the provisions of N.J.S.A. 40A:14-118 and under the authority of the Bergen County Prosecutor, has the authority to assign officers to a Task Force, Rapid Deployment Team, or Regional SWAT team operated in conjunction with the Bergen County Prosecutor's Office; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Oakland to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland, that the Police Department of the Borough of Oakland, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor and all municipalities in the County of Bergen.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-54 AUTHORIZE PURCHASE REPLACEMENT RIDING MOWERS**

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

WHEREAS, the Department of Public Works needs to purchase two (2) GM7200 mowers; and

WHEREAS, Storr Tractor Company, 3191 Route 22, Branchburg ,NJ 08876, has Bergen County Co-op Bid #16-10 for the mowers desired at a cost of \$ 19,477.85 per mower with the desired attachments; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # C-04-56-760-400;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize the purchase of the two (2) mowers at a total cost of \$ 38,955.70.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

#### RESOLUTION 18-55 AUTHORIZE AGREEMENT-LAND CONSERVANCY

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

WHEREAS, there is a need for Advisory Services and the preparation of grant applications pertaining to open space within the Borough of Oakland; and

WHEREAS, The Land Conservancy of New Jersey has submitted a proposal which includes a form of agreement dated November 13, 2017 for Advisory Services including the preparation of grant applications with respect to open space for an amount not to exceed the sum of \$12,000.00; and

WHEREAS, the Chief Financial Officer of the Borough of Oakland has certified that funds are available from Account No. T-18-56-286-000 for such purposes; and

WHEREAS, this contract is for professional services for which no public bidding is required.

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

1. The Land Conservancy of New Jersey is authorized to perform Advisory Services and the preparation of grant applications with respect to open space within the Borough of Oakland as outlined in their proposal dated November 13, 2017.
2. The Mayor and Borough Clerk are hereby authorized to execute a contract with The Land Conservancy of New Jersey in the form annexed to this resolution.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-56 AUTHORIZE AGREEMENT-BLOODBORNE PATHOGENS PROGRAM**

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

WHEREAS, the Mayor and Council of the Borough of Oakland wishes to contract with the County of Bergen Department of Health for the Bloodborne Pathogen Compliance Program; and

WHEREAS, the Mayor and Council wish to continue this compliance program in order to protect and train the Borough employees and emergency personnel in communicable disease control.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby approves the service agreement which will include compliance training at a set fee of \$ 18.00 per employee and Hepatitis B Vaccinations at a cost of \$ 64.00 per vaccine, \$ 192.00 per series effective from January 1, 2018 through December 31, 2019;

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Account # 8-01-27-330-135.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-58 AUTHORIZE HIRE OF DISPATCHER**

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

WHEREAS, the Police Chief has requested the appointment of a Dispatcher and has completed all necessary background investigations and deemed the candidate to be qualified;

BE IT RESOLVED, that the Mayor and Council hereby appoints William G. Reade at a salary of \$ 50,224 in accordance with Step 2 of the White Collar labor contract, effective Thursday January 11, 2018.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-59 AUTHORIZE CAPITAL ALTERNATIVES TO SUBMIT DOT GRANT APPLICATION**

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

WHEREAS, the Mayor and Council of the Borough of Oakland wish to make an application to the Commissioner of Transportation for aid under the 2018 Local Aid Infrastructure Fund Program for additional funding for the Patriots Way Bridge Project; and

WHEREAS, the Mayor and Council have determined that such application should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the Borough of Oakland for assistance in such matters;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council authorize Capital Alternatives Corporation to prepare, assemble and submit the necessary documentation on behalf of the Borough of Oakland for the Patriots Way Bridge Project.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**RESOLUTION 18-60 AUTHORIZE SUBMITTAL OF DOT GRANT APPLICATION FOR PATRIOTS WAY BRIDGE**

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

WHEREAS, the Borough of Oakland is requesting additional funding from the New Jersey Department of Transportation Local Aid Infrastructure Fund Program; and

WHEREAS, the Mayor and Council of the Borough of Oakland formally approves the grant application for the above-stated project;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council are hereby authorized to submit an electronic grant application identified as LAIF-2018-Patriots Way Bridge-00095 to the New Jersey Department of Transportation on behalf of the Borough of Oakland;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Oakland and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

**COUNCIL REPORTS:**

Councilman Talamini: He wished a happy birthday to his son Justin. The schools will have a minimum day on Monday January 15<sup>th</sup> for Martin Luther King Day. Kindergarten registration will be held January 22, 23 and 24<sup>th</sup> from 9:30 am to 11:30 am. There was no Public Events Committee meeting to report on.

Councilman Kulmala: There was a Library meeting today. They will have a soft opening of the refurbished old section on February 2<sup>nd</sup>. Construction will begin in February on the newer part of the building. The Library will hold a presentation on W.E.B. DuBois on February 2<sup>nd</sup> at 7 pm.

Councilman Biale: The Water & Sewer meeting will be held January 19<sup>th</sup> to discuss the three substations. Councilman Biale will make a presentation to the Rotary Club on January 23<sup>rd</sup> regarding the historical site. He spoke of the possibility of fundraising efforts run by the Rotary Club.

Councilman Pignatelli: He congratulated the First Aid Squad for responding to over 900 calls for 2017. They are a dedicated group of people. Councilman Pignatelli would like a comprehensive traffic study on Route 202 in order to help alleviate the traffic with line striping.

Borough Engineer Kevin Boswell advised that they are in the process of reviewing the plans for the bypass road and the crossings at the railroad. There are several options. Councilman Pignatelli responded that the bypass road will cost a lot of money. The traffic study would show options for a better flow in town. Mr. Boswell responded that we can look at a holistic approach when the sewer line is done.

Councilman Levy: He met with the Flood Commission. Their next meeting is February 12<sup>th</sup> at 7:30 pm. The Flood Commission is working on their annual report. Councilman Levy attended the Station Park meeting with Councilman Knapp. He asked Mr. Boswell about the bypass road. Mr. Boswell responded that he has the 2006 plan that was filed with the County. He explained that there are three alternatives that can be considered. Councilman Levy expressed concern about how this is going to impact Bush Plaza.

Councilman Knapp: He congratulated officers Hintzen and Tineo. He was impressed with the Police Department's support for the new officers. Councilman Knapp gave kudos to DPW Superintendent Anthony Marcucilli for celebrating his 30<sup>th</sup> anniversary working for the Borough. Councilman Knapp advised there were many compliments on Facebook for the DPW.

Councilman Biale asked residents to be generous to the First Aid Squad.

**OPENED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

No comments.

**CLOSED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

Borough Engineer Kevin Boswell gave an update on sewers. He advised that the update on the Wastewater Management Plan has been filed. It was published in the December 18<sup>th</sup> issue of the NJ Register. We have received requests for revisions. It will be republished. We are trying to make the February 5<sup>th</sup> publication. Thirty days after it is published, we will be able to move on to the next step. We will modify the water allocation permit and continue to negotiate with the NWBCUA. We have overcome some major hurdles. He spoke about the three aging treatment plants. Councilman Kulmala asked if there are any grants to help offset the funds for sewers. Mr. Boswell advised that he believes that there is grant money and will continue to seek sources. It is possible to apply to the NJEIT program in which a portion of the loan is forgiven.

MEETING ADJOURNED:

On motion of Councilman Pignatelli, seconded by Councilman Levy, the meeting be adjourned at 8:50 pm.

ROLL CALL: All yeas, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini.

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Lisa M. Duncan, Borough Clerk

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Mayor Linda H. Schwager

February 14, 2018

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Date Approved