

REGULAR MEETING OF THE MAYOR AND COUNCIL  
HELD AT THE  
MUNICIPAL COURT /COUNCIL CHAMBERS  
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY  
WEDNESDAY JUNE 14, 2017

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Biale, seconded by Councilman Kulmala, 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-Hire DPW laborer; DPW Promotions; Municipal Court Judge
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, Coira, Knapp, Kulmala, Talamini.

Discussion regarding personnel.

Mayor Schwager entered at 6:47. Councilman Visconti entered at 6:58 pm.

No action taken.

CLOSE EXECUTIVE SESSION:

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

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, Coira, Knapp, Kulmala, Talamini, Visconti. 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:**

The Valley Middle School graduation will be held Friday at Indian Hills High School.

**OPENED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

Michael Kozak, 24 Cayuga Ave. and Vice-Chair of Public Events Committee, spoke about the carnival that is starting tonight. He advised there are extra rides this year. They picked up an additional 37 spots in the parking lots. In the event the fireworks are not fired on Saturday, the fireworks will be Sunday. In the event the carnival is cancelled Saturday due to weather, the carnival will be held Sunday from 5 to 9. Saturday night, Oak Street will be closed off at 7 pm. Councilman Kulmala wanted to recognize Mr. Kozak for his ideas with the reorganizing the parking lot. Councilman Talamini thanked Mr. Kozak because he lives and breathes the carnival. He is an asset to the community.

Don Sena, 47 Thackeray, attended a CERT class for electrical safety for first responders. He asked if Oakland's first responders have taken the course. If not, he has contact information. Councilman Knapp advised they have in the past but it will be done again.

**CLOSED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**APPROVE RAFFLE LICENSE RL1302**

On motion of Councilman Biale, seconded by Councilman Visconti, the Council approved Raffle License RL1302 for Ramapo Bergen Animal Refuge, Inc. to run carnival games on June 14, 15, 16 and 17, 2017 at the Oakland Recreation Fields.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**APPOINTMENT TO PUBLIC EVENTS:**

Mayor Schwager brought forth the nomination of Lisa Patterson to appointment to an unexpired term on the Public Events Committee.

Motion to Consent:

On motion of Councilman Talamini, seconded by Councilman Biale, the Council consented to the appointment of Lisa Patterson to an unexpired term on the Public Events Committee to expire December 31, 2018.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**BUDGET:****RESOLUTION 17-183 BUDGET AMENDMENT #3**

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

WHEREAS, the local municipal budget for the year 2017 was approved on the 22<sup>nd</sup> day of March, 2017; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to further amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland, County of Bergen, New Jersey that the following further amendments to the approved budget of 2017 be made:

	<u>From</u>	<u>To</u>
DEDICATED WATER UTILITY		
APPROPRIATIONS FOR WATER UTILITY		
Operating:		
Other Expenses	\$ 266,500.00	\$ 264,500.00
Deferred Charges:		
Water Utility Capital Deferred Charges	\$ 0.00	\$ 2,000.00
DEDICATED SEWER UTILITY		
APPROPRIATIONS FOR SEWER UTILITY		
Operating:		
Other Expenses	\$ 139,500.00	\$ 137,500.00
Deferred Charges:		
Sewer Utility Capital Deferred Charges	\$ 0.00	\$ 2,000.00

BE IT FURTHER RESOLVED that the Governing Body of the Borough of Oakland does hereby approve this amendment to the approved budget for the Fiscal Year 2017.

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his certification of the Fiscal Year 2017 local municipal budget so amended.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

Mr. Kunze advised that we have submitted everything in response to State's comments. The State was not able to give approval to adopt today. However, we did not need to do a temporary budget amendment.

**RESOLUTION 17-143 AUTHORIZE CONTRACT TAX APPEAL ASSISTANCE**

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

WHEREAS, the Borough wishes to appoint an expert for 2017 Tax Appeal Assistance; and

WHEREAS, the Tax Assessor and Borough Administrator have recommended that Value Research Group, LLC be retained to provide Tax Appeal Assistance, in accordance with their proposal; and

WHEREAS, the Mayor and Council of the Borough of Oakland wishes to award a contract to Value Research Group, LLC to provide 2017 Tax Appeal Assistance services for the Borough; and

WHEREAS, Value Research Group, LLC will provide the services at a cost not to exceed \$ 20,000; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #7-01-55-904-001; and

WHEREAS, the aforesaid award of contract is an exemption to the public bidding laws and one for professional services, for which no public bidding is required;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Oakland hereby awards and authorizes the Mayor and Borough Clerk to execute an agreement with Value Research Group, LLC to provide Tax Appeal Assistance services for an amount not to exceed \$ 20,000.00.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-163 RECREATION REFUNDS**

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 has received requests for refunds for the Mountain Biking Program and Open Camp in the amount of \$220.00; 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:

Michelle Clemente, 15 Dacotah Ave., Oakland, NJ 07436 refund due \$50.00

Michelle Monaghan, 8 Beech St., Oakland, NJ 07436 refund due \$170.00

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

RESOLUTION 17-164 AUTHORIZE REFUND REDEMPTION MONIES LIEN#16-00085  
On motion of Councilman Biale, seconded by Councilman Knapp, 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 16-00085, Block 5004, Lot 77, better known as 11 Ramapo Hills Boulevard on May 17, 2017; and

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 \$113.71, payable to US Bank Cust/PC4 1<sup>st</sup> Trust Bank, Tax Lien Services Group, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$113.71 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

RESOLUTION 17-165 AUTHORIZE REFUND REDEMPTION MONIES LIEN#16-00094  
On motion of Councilman Biale, seconded by Councilman Knapp, 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 16-00094, Block 5303, Lot 23, better known as 41 Cherokee Trail on May 22, 2017; and

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 \$157.44, payable to US Bank Cust/PC4 1<sup>st</sup> Trust Bank, Tax Lien Services Group, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$157.44 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-166 AUTHORIZE REFUND REDEMPTION MONIES LIEN#16-00096**  
On motion of Councilman Biale, seconded by Councilman Knapp, 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 16-00096, Block 5401, Lot 14, better known as 84 Pawnee Avenue on May 5, 2017; and

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 \$1,372.35, payable to FNA NJ, Inc., 120 N. Lasalle Street, Suite 1220, Chicago, IL 60602; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$1372.35 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-167 AWARD BID FOR FIREFIGHTER EQUIPMENT**

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

WHEREAS, the Borough of Oakland seeks to achieve cost avoidances and obtain discount pricing; and,

WHEREAS, the Township of Wyckoff, as the lead agency for the WOLF Cooperative Pricing System has requested Franklin Lakes and Oakland join in a procurement to aggregate fire equipment which each intend to purchase in 2017 via advertised competitive sealed bidding to achieve discount pricing; and,

WHEREAS, the Township of Wyckoff is the Lead Agency for Cooperative Pricing System Number 176-WCGCPS-Wolf Group; and,

WHEREAS, this advertised competitive sealed bid procurement combines the purchasing volume for the WOLF Group and as such this procurement establishes unit prices for system members (Franklin Lakes, Oakland and Wyckoff); and,

WHEREAS, a legal notice soliciting sealed competitive bids was published in the 4/21/17 issue of the Ridgewood News, posted on the Township's web site at "Bids and Jobs" easily accessed from the home page and specifications were provided free of charge; and,

WHEREAS, addendum #1 was published in the Ridgewood News on 4/28/17 and distributed by fax transmission to all bidders who obtained copies of the bid specifications and attached to the

bid specifications for all new vendors who may obtain a copy of the bid specifications on or after 4/28/17; and,

WHEREAS, sealed bids were publicly opened and their contents read aloud on 5/9/17 at 11:00 a.m. and the vendors names and unit bid prices are listed on the attached spreadsheet as if set forth at length; and,

WHEREAS, following is a list of vendors which provided the lowest responsive and responsible bids for individual unit prices on the unit items listed as recommended for an award by the Fire Chief:

	<u>VENDOR</u>	<u>UNIT ITEMS AWARDED</u>
1.	MES Fire 66 Firemens Way 10a,10b,10c,12,14b,14c,15b,15c,15d,17,24, Poughkeepsie, NY 12603	1,2a,2b,2c,2d,4,7,8a,8b,8c,8d,9a,9b,9c, 37,38,46,48
2.	AAA Emergency Supply Co. 635 North Broadway White Plains, NY 10603	19,21,28,26,27,25
3.	Continental Fire & Safety Co. 2740 Kuser Road Hamilton, NJ 08691	23,40,44,47
4.	Witmer Public Safety Group, Inc. 104 Independence Way Coatsville, PA 19320	5,6,20,45,49,50,50a
5.	NJ Fire Equipment Co. 119-131 Route 22 East Green Brook, NJ 08812	16b,39,43,51,52
6.	Fire-end Croker Corp. 7 Westchester Plaza Elmsford, NY 10523	none
7.	Firefighter One, LLC 34 Wilson Drive Sparta, NJ 07871	11,13,14a,31,32,33,34,35,36,42,43
8.	State Line Fire & Safety, Inc. 50 Park Avenue P.O. Box 250 Park Ride, NJ 07656-1270	3a,3b,3c,3d,18,22,41

WHEREAS, the Chief Financial Officer, in accordance with the Local Fiscal Affairs Law, has executed a Certificate of Availability duly approved by the Township Attorney indicating that adequate funds have been appropriated under the line item entities "Fire – Other Expense" of the

2017 Municipal Budget, a copy of said Certificate of Availability is attached hereto and made a part hereof as though set forth herein at length; and,

WHEREAS, items 1A through I of Section 1 of the bid specification are referenced and applicable to this award authorization for the Township of Wyckoff as lead agency and the Borough of Franklin Lakes and the Borough of Oakland as participating members of this Cooperative Pricing System Procurement who shall be issuing their own purchase orders.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Oakland, County of Bergen State of New Jersey that they do hereby award eight (8) contracts to the vendors for the individual bid unit items that they bid the lowest responsive and responsible individual bid unit prices in accordance with the Fire Chief's recommendation attached as if set forth at length; and,

BE IT FURTHER RESOLVED, that the Township of Wyckoff, as lead agency, will go out to rebid items 15a, 53a, 53b, and 53c for the reasons stated in the Administrators May 16, 2017 memo in which NJSA 11:13-2 (d) is invoked to substantially rewrite the specification for items 53 in the interest of fairness and competition and each bidder who submitted bid shall be provided with a bid specification; and,

BE IT FURTHER RESOLVED, that the Fire Chief shall purchase the estimated fire equipment items at the awarded unit prices only and only those items required for the 2017 program. The Fire Chief shall meet periodically throughout the year with the Fire Chiefs of Franklin Lakes and Oakland to order common items, separately but at the same time for purchasing efficiencies; and,

BE IT FURTHER RESOLVED, that the Municipal Clerk shall mail a certified copy of this resolution to the Franklin Lakes and Oakland Administrators for their use in performing their separate ordering based on the cooperative pricing system procurement.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-168 AUTHORIZE PURCHASE OF LOW BAND RADIOS

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

WHEREAS, the Borough of Oakland wishes to purchase a Low Band Fire Paging System; and

WHEREAS, Goosetown Communications has New Jersey State Contract #83924 and #83927 for the equipment desired; and

WHEREAS, Goosetown Communications has submitted a proposal dated October 27, 2016 for the equipment required at a total cost of \$67,796.50; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #C-04-56-636-202;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize the Purchasing Agent to issue a Purchase Order to Goosetown Communications in the amount of \$67,796.50



ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-169 HIRE DPW LABORER**

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

WHEREAS, the Borough of Oakland has a vacant full-time position in the Buildings & Grounds Division of the Department of Public Works; and

WHEREAS, the Borough Administrator and Superintendent of Public Works recommend that Guiseppe Capparelli be appointed to fill the full-time vacancy; and

WHEREAS, the Borough Council believes such action to be in the best interest of the department and community;

NOW, THEREFORE, BE IT RESOLVED, that the Borough does hereby hire Guiseppe Capparelli as a laborer in the Department of Public Works effective Monday June 19, 2017 at an annual salary of \$33,435.00.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-170 APPOINT MUNICIPAL COURT JUDGE**

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

WHEREAS, John Conte had submitted his resignation as Municipal Court Judge for the Borough of Oakland effective June 22, 2017; and

WHEREAS, the Mayor and Council wish to appoint Thomas Buonocore as Municipal Court Judge to fill the unexpired term;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby appoint Thomas Buonocore as Municipal Court Judge at an annual salary of \$ 23,000, effective June 22, 2017; and

BE IT FURTHER RESOLVED, that Mr. Buonocore's term will expire on December 31, 2019.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**APPOINTMENT OF PROSECUTOR:**

Mayor Schwager brought forth the nomination of Andrew M. Cimilucca as Borough Prosecutor for the remainder of 2017.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Knapp, the Council consented to the appointment of Andrew M. Cimilucca as Borough Prosecutor for the remainder of 2017.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-171 AUTHORIZE CONTRACT-BOROUGH PROSECUTOR**

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

WHEREAS, Thomas Buonocore has submitted his resignation as Borough Prosecutor for the Municipal Court; and

WHEREAS, it is necessary for the municipality to retain the services of a Borough Prosecutor; and

WHEREAS, the Council has reviewed the qualifications of Andrew M. Cimiluca, P.C. and finds him to be an experienced attorney and prosecutor;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that Andrew M. Cimiluca be and is hereby appointed Borough Prosecutor to serve for the remainder of the calendar year 2017; and

BE IT FURTHER RESOLVED that this is a professional services contract for which no Public bidding is required; and

BE IT FURTHER RESOLVED that Mr. Cimiluca has submitted paperwork certifying that they have not made any disqualifying pay to play contributions pursuant to the Borough's Pay-to-Play Ordinance No.12-Code-669 adopted July 11, 2012; and

BE IT FURTHER RESOLVED that the not to exceed contract amount shall not exceed \$ 425 per session without further authorization of the Governing Body and the Chief Financial Officer has certified that the funds are available in Account #7-01-25-275-021 ; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the agreement on behalf of the Borough; and

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause a notice of the adoption of this resolution be printed in a qualified newspaper within ten (10) days after passage hereof.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-172 AUTHORIZE RENEWAL OF LIQUOR LICENSES**

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

WHEREAS, the licensees, herein named, filed applications for renewal of their Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses and Club Licenses for the period from July 1, 2017 to June 30, 2018, and

WHEREAS, the said applicants have deposited the required fee of \$2,000.00 for said licenses, with the exception of the Club Licenses which are \$150.00, and filed payment electronically to the Alcoholic Beverage Control Commission, Trenton, New Jersey, and

WHEREAS, the premises of said applicants have been inspected and approved by the Board of Health, Police Department and the Fire Prevention Bureau, Tax and Water Departments.

NOW, THEREFORE, BE IT RESOLVED that the renewals be issued to the following licenses, pending receipt of all required paperwork from the NJ State Division of Taxation, for the period from July 1, 2017 to June 30, 2018:

NAME	LOCATION	STATE NUMBER
Long Hill Bar & Liquors	14 Post Road	0242-44-004-005
Bistro 202, LLC	588 Ramapo Valley Road	0242-33-005-012
Hansil's Bar & Grill Inc.	7 Ramapo Valley Road	0242-33-011-004
Cenzino Enterprises Inc. (Cenzino)	589 Ramapo Valley Road	0242-33-003-007
Beviamo, Inc.(Portobello)	155 Ramapo Valley Rd.	0242-33-010-003
Wolfpack, Ltd.(Timbers)	110 W. Oakland Ave.	0242-33-008-009
Valley Spirits, Inc.(Oakland Wine & Liquor)	390 Ramapo Valley Rd.	0242-44-006-005
G & H Restaurant Corp.(Oakland Diner)	72 Ramapo Valley Road	0242-33-009-006
Elks Lodge, B.P.O.E. 2167	33 Ramapo Valley Road	0242-31-014-001
American Legion Post 369	65 Oak Street	0242-31-013-001
Knights of Columbus 5846	7 Courthouse Place	0242-31-017-001
Buona Fortuna, Inc.(new Portobello)	175 Ramapo Valley Road	0242-33-002-004
PCJJ, LLC (W's Grill)	20 Elm Street	0242-33-007-012
Ruga Restaurant, LLC/dba Trovato's Due	4 Barbara Lane	0242-33-001-012
Holiday Spirits	29 Spruce Street	0242-33-012-004

BE IT FURTHER RESOLVED that the Borough Clerk be and she is hereby directed to submit one copy of a certified resolution to the Alcoholic Beverage Control Commission, Trenton, and one certified copy of this resolution to the State of New Jersey, Department of the Treasury, Beverage Tax Bureau, Trenton, New Jersey.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-173 AMEND RESOLUTION-HIRE SEASONAL DPW LABORER

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

WHEREAS, Resolution 17-157 adopted by the Mayor and Council on May 24, 2017 authorizing the hire of Cooper Jost as seasonal laborer for the Department of Public Works had an incorrect effective hire date;

NOW, THEREFORE, BE IT RESOLVED that the effective date of hire for Cooper Jost be May 30, 2017.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-174 AUTHORIZE AUCTION OF VEHICLES

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

WHEREAS, pursuant to the provisions of NJSA 40A:11-36, the Borough of Oakland may sell any personal property; and

WHEREAS, the Mayor and Council of the Borough of Oakland have determined that the property listed in this resolution is no longer needed for public use and wishes to divest said property,

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

1. The sale of the surplus property shall be conducted online using Municibid ([www.municibid.com](http://www.municibid.com)) pursuant to New Jersey Local Finance Notice 2008-9. Terms of the agreement are available on the vendor's website and available in the Borough Clerk's Office.
2. The surplus property to be sold is as follows:

YEAR	MAKE / MODEL	VIN #	PLATE #	TAG #
1997	Ford F-250 Pick up	3FTHF226H4VMA63245		
1991	Ford F-350 Wrecker	1FDKF38M7MNA32223	MG45907	

3. The surplus property as identified shall be sold in 'as is' condition without express or implied warranties.
4. In accordance with NJSA 39:10-9.1, the certificates of ownership for former police vehicles shall state that the motor vehicles were used as police patrol vehicles and notice is provided that the buyer shall continue to so state on each subsequent sale or transfer
5. The successful bidder will be required to pay in cash or certified check made out to the Borough of Oakland at the time of pick up of the vehicle. The Borough will not deliver the vehicle to the successful bidder.
6. The vehicle is to be transferred and taken off the site within 10 business days after approval of the sale by the Governing Body.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-175 AUTHORIZE REFUND REDEMPTION MONIES-LIEN15-00022**

On motion of Councilman Biale, seconded by Councilman Kulmala, 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 15-00022, Block 4102, Lot 6, better known as McCoy Road on April 24, 2017; and

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 \$1,302.43, payable to One World House of Worship, 293 Murray Hill Terr, #519, Bergenfield, NJ 07621; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$1302.43 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-176 AUTHORIZE REFUND REDEMPTION MONIES-LIEN#16-00087**

On motion of Councilman Biale, seconded by Councilman Kulmala, 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 16-00087, Block 5104, Lot 26, better known as 33 Seton Hall Drive on May 19, 2017; and

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 \$22,093.07, payable to Sunshine State Certificates VI, 7900 Miami Lakes Drive West, Miami Lakes, FL 33016; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$22,093.07 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**RESOLUTION 17-177 AUTHORIZE REFUND REDEMPTION MONIES-LIEN#16-00023**

On motion of Councilman Biale, seconded by Councilman Kulmala, 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 16-00023, Block 2004, Lot 5, better known as 10 & 12 Riverside Drive on May 31, 2017; and

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 \$1,363.03, payable to FNA NJ, LLC, 120 N. Lasalle Street, Suite 1220, Chicago, IL 60602

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$1,363.03 to the aforementioned lien holder.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-178 AMEND RESOLUTION-HIRING CAMP COUNSELORS

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 authorized hiring of Summer Camp staff with Resolution 17-149; and

WHEREAS, there have since been some staffing changes;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize the hiring of Summer Camp staff at their respective rates as per the updated list as attached list effective Monday June 5, 2017.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-179 AUTHORIZE CARNIVAL CO-SPONSORSHIP

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 and the Ramapo Bergen Animal Refuge Inc. of Oakland wish to co-sponsor the 2017 Oakland carnival; and

WHEREAS, the Borough of Oakland and the Ramapo Bergen Animal Refuge Inc. have determined that it is in the best interest of the Borough and the Ramapo Bergen Animal Refuge Inc. to enter into a Co-Sponsorship Agreement in order to set forth the respective responsibilities with respect to the carnival and to authorize the execution of the Co-Sponsorship Agreement.

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

1. The Mayor and Borough Clerk are authorized to execute the Co-Sponsorship Agreement in the form annexed to this Resolution.

2. Certified copies of this Resolution shall be provided to the Ramapo Bergen Animal Refuge Inc.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-180 SUPPORT GRANT FOR DOG PARK

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

WHEREAS, Ryan Schwertfeger is interested in building a dog park in Oakland at the Great Oak Park site and is seeking funding for the project; and

WHEREAS, the Borough of Oakland must apply for grant funding for the project since the dog park will be located on Borough-owned property; and

WHEREAS, the Mayor and Council feel the construction of the dog park would be in the best interests of the residents of this community;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby endorse the dog park project and the submittal of a grant application to the PetSafe Bark for Your Park community grant program,

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### RESOLUTION 17-182 APPROVAL TO SUBMIT GRANT AGREEMENT TO DOT

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 is requesting funding from the New Jersey Department of Transportation Local Aid Infrastructure Program;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland formally approves the grant application for the above-stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as LAIF-Patriots Way Bridge-00103 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 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, Coira, Knapp, Kulmala, Talamini, Visconti.

RESOLUTION 17-184 AMEND RESOLUTION TO AUTHORIZE GRANT WRITING  
SPECIALIST

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 desires to submit an application to the Commissioner of Transportation for monetary aid under the New Jersey DOT Local Aid Infrastructure Program; and

WHEREAS, the Mayor and Council have determined assistance is needed for preparation of the application and is seeking the services of grant specialists Capital Alternatives Corporation; and

WHEREAS, Capital Alternatives Corporation shall be paid a Fulfillment Fee for a municipal-authorized and awarded application in accordance with the terms and conditions of a standard CAC contract which are as follows:

- 10% of the grant amount on grant awards up to \$ 500,000
- 8% of the grant amount in excess of \$ 500,000

WHEREAS, this is a professional services contract for which no bidding is required; and

WHEREAS, Capital Alternatives Corporation has complied with the Borough of Oakland's Pay-To-Play requirements; and

WHEREAS, the Chief Financial Officer has certified that, upon award of grant funds, the funds will be made available from a future capital bond ordinance;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby award a contract to Capital Alternatives Corporation for preparation of the DOT Local Aid application; and

BE IT FURTHER RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble and submit the necessary documentation on behalf of the Borough of Oakland for the stated project; and

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

INTRODUCTION: ORDINANCE NO. 17-CODE-756 RESCIND HIGHLANDS PLAN  
CONFORMANCE-PLANNING AREA

The Clerk was directed to take from table Ordinance No. 17-Code-756 and read by title for its first reading.

The Clerk then read by title Ordinance No. 17-Code-756 entitled: " AN ORDINANCE REPEALING ORDINANCE 16-CODE-744 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OAKLAND"



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

BE IT RESOLVED that an Ordinance entitled, An Ordinance Repealing Ordinance 16-Code-744 Of The Revised General Ordinances Of The Borough Of Oakland”, be introduced;

That said Ordinance be considered for final adoption at a meeting on June 28, 2017 at the Senior Citizens Center, 20 Lawlor Drive, Oakland, New Jersey at 7:30 P.M.

That said Ordinance be published in full in The Record on or before July 19, 2017 together with notice of this introduction and of the time and place for further consideration for final passage, and that the Clerk post a copy of said Ordinance in the Municipal Building and make copies available to the public.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**FINAL PUBLIC HEARING: ORDINANCE NO. 17-CODE-755 AMEND ORDINANCE-COMMUNICATIONS COMMISSION**

The Clerk was directed to take from the table Ordinance No.17-Code-755-and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled " AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2-16.2, CHAPTER 2-16.3 AND CHAPTER 2-16.6 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OAKLAND ENTITLED “CABLE TV AND COMMUNICATIONS COMMISSION”.

**OPENED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

No comments made.

**CLOSED FOR PUBLIC DISCUSSION:**

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

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

BE IT RESOLVED that an Ordinance entitled, " An Ordinance Amending And Supplementing Chapter 2-16.2, Chapter 2-16.3 And Chapter 2-16.6 Of The Revised General Ordinances Of The Borough Of Oakland Entitled "Cable Tv And Communications Commission", be adopted;

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

#### WORK SESSION:

##### SUPPORT RE-AUTHORIZATION OF NATIONAL FLOOD INSURANCE PROGRAM

Mr. Kunze advised that the Joint Insurance Fund brought this issue to our attention and asked us to adopt a resolution of support. A resolution will be listed on the next agenda.

#### PIPELINE ORDINANCE:

Mr. Chewcaskie advised that the pipeline ordinance that was previously adopted was not as extensive as the model ordinance. He revised the ordinance to reflect conformance to our code. This will be introduced at the next meeting.

#### NEW BUSINESS:

Councilman Kulmala was approached by the Recreation Commission. They would like to name Field 7 after DPW employee Joe Ferrarella who is retiring. Recreation Chairman Mike Guadagnino explained that Joe has been a big part of Oakland Recreation. He has gone above and beyond for the Recreation program. The next Recreation Commission meeting is June 26<sup>th</sup> and the Commission will be honoring the Hall of Fame Inductees. The Recreation Commission would like to honor Joe at that meeting as well. The Council supported the Recreation Commission's request.

Councilman Talamini commented that Public Events Committee has staggered terms. He thinks going forward reappointments should be for three years. Mr. Kunze advised that we need to look at the wording in the code.

Mayor Schwager advised she was approached by Daniel Ortega, head of the Engineers Labor-Employee Cooperative, regarding an ordinance to create permits to operate cranes. Councilman Knapp asked if he is speaking about tree services. Councilman Biale commented that it is a safety issue. This would ensure that crane operators in our town would meet the standards of the State of New Jersey. Mayor Schwager asked if anyone is interested in pursuing this ordinance. Councilman Knapp asked what size crane this is regulating because the ordinance seems strong. Councilman Talamini was afraid this would make it more expensive to the consumer if the crane operators passed on their costs. Councilman Biale commented that the ordinance could be scaled down because there are not huge crane operators in Oakland. Mr. Chewcaskie advised that the State regulates cranes and there are licensing requirements and regulations in place.

#### COUNCIL REPORTS:

Councilman Talamini: The Public Events Carnival begins tonight. Valley Middle School graduation is June 16<sup>th</sup>. The Borough is still looking for a new CFO. Congratulations to the 9u travel baseball team who beat Wyckoff 8 to 3. Mayor Schwager asked what the Board is doing

about school election. Councilman Talamini advised they will be discussing it at the end of the month.

Councilman Kulmala: Recreation soccer and football sign-ups are ongoing. At the last meeting, some residents expressed some issues with Recreation. Councilman Kulmala and Councilwoman Coira met with those individuals involved to address their concerns. Councilman Kulmala advised the Public Safety Committee held a productive Police meeting and they spoke about staffing levels and speeding issues. The Public Safety Committee asked the Police to monitor street lights that are out. Councilman Kulmala spoke about the unfortunate incident today with Representative Steve Scalise.

Councilman Biale: The Seniors will have a scavenger hunt on June 22<sup>nd</sup>. The Pipeline group attended a meeting at Chatham Borough Hall which had a presentation by Princeton Hydro. The Pipeline Group wrote a letter to the DEP asking them for a public hearing when Pilgrim files for an application. Councilman Biale thanked the DPW for clearing the corner by Purdue and Seminole. The resident there will be issued summonses if he doesn't maintain the property. Councilman Biale advised that within the next four weeks, Rockland Electric will be installing our 2017 allocation of LED lights. Councilman Biale advised that Tony the Tailor passed away. He was a fixture in the town and will be missed.

Councilman Visconti: The Flood Commission held a meeting. He congratulated Dot O'Connor on being named Chairwoman of the Flood Commission. The Flood Commission is looking to see where they can get funding for signs regarding dumping in the river. The next meeting of the Park Committee will be June 27<sup>th</sup> at 8 pm at the Danny D'Elia Building. Councilman Visconti, Councilman Biale and Kevin Boswell had a positive meeting with the DEP. Hopefully we will have a Wastewater Management plan by the end of the year. The Library Construction is on schedule.

Councilman Biale advised that he and Kevin Boswell will meet with the DEP and Highlands on June 20<sup>th</sup> to advise that the Borough is rescinding Plan Conformance.

Councilwoman Coira: The Green Team submitted an application for recertification to Sustainable Jersey. The Environmental Commission will have a booth at the Carnival.

Councilman Knapp: The Board of Health didn't meet yet. There will be an Administration meeting. Councilman Knapp would like to develop a flag policy for the Borough. The Municipal Alliance met.

#### OPENED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

No comments made.

#### CLOSED FOR PUBLIC DISCUSSION:

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**BILLS TO BE PAID:**

On motion of Councilman Talamini, seconded by Councilman Biale, the following bills be submitted for payment:

(see following pages)

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

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

**MEETING ADJOURNED:**

On motion of Councilman Biale, seconded by Councilman Kulmala, the meeting be adjourned at 8:37 pm.

ROLL CALL: All yeas, Councilmembers Biale, Coira, Knapp, Kulmala, Talamini, Visconti.

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Lisa M. Duncan, Borough Clerk

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Mayor Linda H. Schwager

June 28, 2017

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Date Approved