

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY JANUARY 12, 2022

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Talamini, seconded by Councilman Slasinski, 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:
Easement Appraisal
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 Kulmala, Saliani, Slasinski, Talamini.

Councilman Pignatelli entered at 7:02 pm and Councilman Van Eck entered at 7:03 pm.
No action taken.

CLOSE EXECUTIVE SESSION:

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

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

MEETING CALLED TO ORDER: By Mayor Schwager at 7:30 pm.

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck. Absent: None. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney, John Yakimik, Borough Engineer.

SALUTE TO THE FLAG:

MOMENT OF SILENCE:

MEETING ANNOUNCEMENT: Mayor Schwager announced that this meeting is being held in accordance with the Open Public Meetings Law, duly announced, advertised and posted in the Municipal Building. The meeting will adjourn at 10:00 pm unless a majority of the Councilmembers that are present vote to extend the time.

MAYOR'S REPORT:

Tonight is the annual Reorganization where appointments will be made for the Borough's professionals as well as to Boards and Commissions. There are still vacancies so if anyone is interested, fill out a Citizen Leadership form. This week, residents received a notice and a reverse 911 call about the water and the levels of PFOA and PFOS. The water is still safe to drink. The DEP has required the Borough to send out a second notice to the public. The State of NJ's standards are above the Federal standards. The Borough is in the engineering stage to remove the PFOA's and PFOS's. We expect to have this installed in 2022. Mayor Schwager advised that we are below the Federal standards. Mayor Schwager attended a Mayor's meeting yesterday and learned about New Bridge Medical Center. The League of Municipalities is sponsoring a future leader scholarship competition for high school juniors and seniors. A letter with the application will be sent to the local high schools.

OPENED FOR PUBLIC COMMENT:

On motion of Councilman Van Eck, seconded by Councilman Pignatelli, this portion of the meeting be opened for public comment.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Dave Richardson, 320 Ramapo Valley Road, spoke about the lights being on at the Recreation complex. He stated that people should not be walking on the walking path if it is covered with ice and snow so the lights can be turned off.

Sam Ellahi, owner of Tire Tech located at 357 Ramapo Valley Road, has been in business for the last 18 years. He stated that for the last two years, he has been receiving violations. He stated the Borough needs to communicate with him. He stated his business future depends on this building. He stated he has done good things in this town and he has been trying to clean up the place he has. He is having trouble getting employees because they don't want to work outside. Mr. Ellahi feels like he is being bullied.

CLOSED FOR PUBLIC COMMENT:

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

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPROVAL OF MINUTES: DECEMBER 20, 2021

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the minutes from the Mayor and Council meeting of December 20, 2021 be approved.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Abstain, Councilman Saliani.

APPROVAL OF MINUTES: DECEMBER 20, 2021 EXECUTIVE SESSION

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the minutes from the Mayor and Council Executive Session of December 20, 2021 be approved.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Abstain, Councilman Saliani.

APPROVAL OF MINUTES: JANUARY 2, 2022 OATH OF OFFICE

On motion of Councilman Pignatelli, seconded by Councilman Slasinski, the minutes from the Mayor and Council Oath of Office meeting of January 2, 2022 be approved.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

COUNCIL PRESIDENT:

On motion of Councilman Talamini, seconded by Councilman Slasinski, Councilman Pignatelli be Council President for 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT BOROUGH AUDITOR:

Mayor Schwager brought forth the nomination of Gary Vinci from Lerch, Vinci & Higgins as Auditor for 2022.

Motion to Consent:

On motion of Councilman Talamini, seconded by Councilman Slasinski, the Council consents to the appointment of Gary Vinci from Lerch, Vinci & Higgins as Auditor for 2022.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Abstain, Councilman Saliani.

APPOINTMENT BOROUGH ENGINEER:

Mayor Schwager brought forth the nomination of Boswell Engineering as Borough Engineer for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Slasinski, the Council consents to the appointment of Boswell Engineering as Borough Engineer for 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT WATER & SEWER ENGINEER:

Mayor Schwager brought forth the nomination of Boswell Engineering as Water & Sewer Engineer for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, the Council consented to the appointment of Boswell Engineering as Water & Sewer Engineer for 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT BOND COUNSEL:

Mayor Schwager brought forth the nomination of Rogut McCarthy as Bond Counsel for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Slasinski, the Council consented to the appointment of Rogut McCarthy as Bond Counsel for 2022.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Abstain, Councilman Saliani.

APPOINTMENT BOROUGH PLANNER:

Mayor Schwager brought forth the nomination of Burgis Associates as Borough Planner for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the Council consented to the appointment of Burgis Associates as Planner for 2022.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Abstain, Councilman Saliani.

APPOINTMENT RISK MANAGER-LIABILITY:

Mayor Schwager brought forth the nomination of Brown & Brown as Risk Manager for Property Insurance, Liability Insurance and Workers' Compensation for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the Council consented to the appointment of Brown & Brown as Risk Manager for Property Insurance, Liability Insurance and Workers' Compensation for 2022.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Abstain, Councilman Saliani.

APPOINTMENT RISK MANAGER-HEALTH BENEFITS:

Mayor Schwager brought forth the nomination of The Voza Agency as Risk Manager for Health Benefits for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the Council consented to the appointment of The Voza Agency as Risk Manager for Health Benefits for 2022.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Abstain, Councilman Saliani.

APPOINTMENT BOROUGH ATTORNEY:

Mayor Schwager brought forth the nomination of Brian Chewcaskie of Cleary, Giacobbe, Alfieri, Jacobs, LLC as Borough Attorney for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Slasinski, the Council consented to the appointment of Brian Chewcaskie of Cleary, Giacobbe, Alfieri, Jacobs, LLC as Borough Attorney for 2022.

ROLL CALL: Yeas, Councilmembers Pignatelli, Saliani, Slasinski, Talamini.
Nays, Councilmembers Kulmala, Van Eck.

APPOINTMENT LABOR ATTORNEY:

Mayor Schwager brought forth the nomination of Matthew Giacobbe of Cleary, Giacobbe, Alfieri, Jacobs, LLC as Labor Attorney for 2022.

Motion to Consent:

On motion of Councilman Talamini, seconded by Councilman Slasinski, the Council consented to the appointment of Matthew Giacobbe of Cleary, Giacobbe, Alfieri, Jacobs, LLC as Labor Attorney for 2022.

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Slasinski, Talamini, Van Eck.
Abstain, Councilman Saliani.

APPOINTMENT BOROUGH PROSECUTOR:

Mayor Schwager brought forth the nomination of Andrew Cimiluca as Borough Prosecutor for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Talamini, the Council consented to the appointment of Andrew Cimiluca as Borough Prosecutor for 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT ALTERNATE PROSECUTOR:

Mayor Schwager brought forth the nomination of Andrew Roth as Alternate Prosecutor for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the Council consented to the appointment of Andrew Roth as Alternate Prosecutor for 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT PUBLIC DEFENDER:

Mayor Schwager brought forth the nomination of Dianne D'Allessandro as Public Defender for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the Council consented to the appointment of Dianne D'Allessandro as Public Defender for 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT ALTERNATE PUBLIC DEFENDER:

Mayor Schwager advised that no one applied for the position of Alternate Public Defender and the Borough is required to have one. Letters were sent out to potential candidates.

Mayor Schwager brought forth the nomination of Matthew Seymour as Alternate Public Defender for 2022.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Talamini, the Council consented to the appointment of Matthew Seymour as Alternate Public Defender for 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENTS TO PLANNING BOARD:

Mayor Schwager reappointed Lee Haymon for a one-year appointment as Class II Official.

Mayor Schwager moved alternate Gregory Liss to the regular term open from the resignation of Sandra Coira. Mr. Liss was appointed to a four-year term which will expire December 31, 2025.

Mayor Schwager moved Andrea Levy from Alternate 2 to fill the unexpired term of Alternate 1. The term will expire December 31, 2022. Mayor Schwager appointed Sarah Michel as Alternate 2. The term will expire December 31, 2023.

APPOINTMENTS TO BOARD OF HEALTH:

Mayor Schwager brought forth the nomination of Leonard Provenzale for reappointment to a three-year term on the Board of Health.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, the Council consented to the reappointment of Leonard Provenzale to a three-year term on the Board of Health to expire December 31, 2024.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Mayor Schwager brought forth the nomination of Michael Talucci for reappointment to a three-year term on the Board of Health.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the Council consented to the reappointment of Michael Talucci to a three-year term on the Board of Health to expire December 31, 2024.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENTS TO LIBRARY BOARD:

Mayor Schwager reappointed Anne Sorrentino Russo to a one-year term as Mayor's Alternate.

Mayor Schwager reappointed Ronnie Levine to a five-year term on the Library Board. The term will expire December 31, 2026.

APPOINTMENTS TO RECREATION COMMISSION:

Mayor Schwager reappointed Mike Guadagnino and Michael Bleeker to a five-year term on the Recreation Commission. Their terms will expire December 31, 2026.

APPOINTMENTS TO PARK COMMITTEE:

Councilman Pignatelli thought the Great Oak Park was being turned over to the Recreation Commission. Mr. Kunze stated it will once the development is complete. The Committee wants to oversee installation of the Bandshell.

Mayor Schwager brought forth the nomination of Mike Guadagnino for reappointment to a one-year term on the Park Committee.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Talamini, the Council consented to the reappointment of Mike Guadagnino to a one-year term on the Park Committee.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Mayor Schwager brought forth the nomination of Lee Haymon for reappointment to a one-year term on the Park Committee.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Talamini, the Council consented to the reappointment of Lee Haymon to a one-year term on the Park Committee.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Mayor Schwager brought forth the nomination of Nancy Larkin for reappointment to a one-year term on the Park Committee.

Motion to Consent:

On motion of Councilman Slasinski, seconded by Councilman Talamini, the Council consented to the reappointment of Nancy Larkin to a one-year term on the Park Committee.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Mayor Schwager brought forth the nomination of Sandra Coira for reappointment to a one-year term on the Park Committee.

Motion to Consent:

On motion of Councilman Slasinski, seconded by Councilman Pignatelli, the Council consented to the reappointment of Sandra Coira to a one-year term on the Park Committee.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT TO SHADE TREE COMMISSION:

Mayor Schwager reappointed Ed Clark to a five-year term on the Shade Tree Commission. The term will expire December 31, 2026.

APPOINTMENTS TO COMMUNICATIONS COMMISSION:

Mayor Schwager brought forth the nomination of James Barry for reappointment to a three-year term on the Communications Commission.

Motion to Consent:

On motion of Councilman Saliani, seconded by Councilman Van Eck, the Council consented to the reappointment of James Barry to a three-year term on the Communications Commission to expire December 31, 2024.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Mayor Schwager brought forth the nomination of Benjamin Good for reappointment as Junior member on the Communications Commission for a one-year term.

Motion to Consent:

On motion of Councilman Van Eck, seconded by Councilman Saliani, the Council consented to the reappointment of Benjamin Good as Junior member on the Communications Commission for a one-year term to expire December 31, 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENTS TO EMERGENCY MANAGEMENT:

Mayor Schwager made the following one-year appointments to the Emergency Management Council:

Emergency Management Coordinator	Roy Bauberger, 3-year term expires 12/31/22
Deputy Coordinator	Tim Ryan
Deputy Coordinator	Leonard Tanis
Deputy Coordinator	Anthony Marcucilli
Police Liaison	Chief Keith Sanzari
Police Liaison	Sgt. Keith Docwra
Fire Liaison	Chief Vincent Dies
Fire Liaison	Asst. Chief Donald Johnston
Fire Liaison	Asst. Chief Vincent Incorvaia
First Aid Liaison	Chief Jeff Marcheso
COVID Coordinator	Matt Goodrich
Mayor	Mayor Linda H. Schwager
Council Liaison	Councilman Eric Kulmala
Borough Administrator	Richard Kunze
Assistant to the Administrator	Michael Carelli
Shelter Coordinator	Don Broek
Construction Code Official	John Wittekind
DPW Equipment Operator	Jason Duncan
DPW Municipal Damage Assessment	Scott Ciccarella
Local Board of Education	Principal Sean Bowe
Local Board of Education	Joe Tumminia
Regional board of Education	Charles Wolff
Technology Resources	Erin Bauberger
Board of Health Liaison	Steve Tiffinger
Animal Rescue Coordinator	Tony Smid
Sara 3 Representative	Doug Brown
Local Resources	Dave Potash
Asst. Drill & Cleanup Coordinator	Dan D'Elia

APPOINTMENT TO ENVIRONMENTAL COMMISSION:

Mayor Schwager brought forth the nomination to appoint Matthew Shook to a regular three-year term on the Environmental Commission.

Motion to Consent:

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, the Council consented to the appointment of Matthew Shook on the Environmental Commission to a three-year term to expire December 31, 2024.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

APPOINTMENT PUBLIC EVENTS:

Mayor Schwager brought forth the nomination of Chopper Russo for reappointment to a three-year term on the Public Events Committee. The term will expire December 31, 2024.

RESOLUTION 22-34 REESTABLISH GREAT OAK PARK COMMITTEE

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

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

WHEREAS, the Mayor and Council created the Great Oak Park Committee to formalize the planning, funding and coordination of the development of this public park, and oversee the development phases; and

WHEREAS, there is still a need for the Great Oak Park Committee and the Committee must be re-established by resolution;

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

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

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-33 REESTABLISH GREEN TEAM

Councilman Van Eck expressed concerns with the Green Team. He stated they do some great things but he thinks this can be done through Public Events. The Green Team has bullied other groups. He encouraged the Council to vote no on this resolution. Mr. Kunze explained that certification through Sustainable Jersey can lead to grant opportunities to accomplish our goals. The Green Team has overall been positive to the community. Councilman Van Eck stated that the Borough can apply for grants and that we don't need the Green Team to apply. Councilman Talamini asked is there an overlap of members of the Green Team and Environmental Commission because it does seem redundant. He asked if there have been issues recently. Councilman Kulmala responded there have been no issues recently. They have been involved with the Arts Amble and they just sponsored the Stryfoam Drive. Mr. Kunze explained that the Green Team was originally set up because the Green Team can get involved in a way that the Environmental Commission does not have the power to. Councilman Van Eck stated the Green Team is more bureaucracy that we don't need. Councilman Pignatelli commented that he is an environmentalist and he likes what the Green Team accomplishes. There have been problems in the past that have been resolved. He does see a reward from the efforts of the Green Team. Councilman Kulmala asked if the scope of the Green Team can be tightened. Mr. Kunze stated there is a level of coordination already with the Environmental Commission.

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

ROLL CALL: Yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini.
Nay, Councilman Van Eck.

APPOINTMENTS TO SUSTAINABLE GREEN TEAM:

Mayor Schwager appointed Nancy Krause, Pat Weiman and Tracy Ditolla to one-year terms on the Sustainable Green Team.

RESOLUTION 22-01 TO 22-28 CONSENT AGENDA

On motion of Councilman Van Eck, seconded by Councilman Kulmala, 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.

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
 NUMBER 15- JOINT INSURANCE FUND SAFETY DELEGATE – JASON DUNCAN
 NUMBER 16- JOINT INSURANCE FUND ALTERNATE SAFETY DELEGATE – MICHAEL
 CARELLI
 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 David Young, 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 2022, and

BE IT RESOLVED that David Young, 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 2022, and

BE IT RESOLVED that David Young, 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 2022, and

BE IT RESOLVED that David Young, 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 2022, and

BE IT FURTHER RESOLVED that said moneys are to be returned to their respective accounts at the end of 2022.

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 2022 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
ACCUMULATED ABSENCE LIABILITY	
BOARD OF ADJUSTMENT ESCROW	
PLANNING BOARD ESCROW	
BOROUGH OF OAKLAND COMMUNITY PASS	

RESOLUTION NO. 7 CASH MANAGEMENT PLAN AND INTEREST BEARING ACCOUNTS

BE IT RESOLVED that the Mayor and Council approve the Cash Management Plan for 2022 (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 Debra Benigno, 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
ACCUMULATED ABSENCE LIABILITY
BOARD OF ADJUSTMENT ESCROW
PLANNING BOARD ESCROW
BOROUGH OF OAKLAND COMMUNITY PASS

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 and the CFO.

RESOLUTION NO. 9 APPOINTING CERTIFYING OFFICERS:

BE IT RESOLVED, that the following were appointed certifying officers for the year 2022:

TAX SEARCH OFFICER, DEBRA BENIGNO

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 New Jersey Cooperative Purchasing Alliance.

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 Borough Administrator Richard Kunze be appointed Joint Insurance Fund Commissioner for the year 2022.

RESOLUTION NO. 14 JOINT INSURANCE FUND ALTERNATE COMMISSIONER

BE IT RESOLVED that Michael Carelli be appointed Joint Insurance Fund Alternate Commissioner for the year 2022.

RESOLUTION NO. 15 JOINT INSURANCE FUND SAFETY DELEGATE – JASON DUNCAN

BE IT RESOLVED that Jason Duncan be appointed as Joint Insurance Fund Safety Delegate for the year 2022.

RESOLUTION NO. 16 JOINT INSURANCE FUND ALTERNATE SAFETY DELEGATE – MICHAEL CARELLI

BE IT RESOLVED that Michael Carelli be appointed as Joint Insurance Fund Alternate Safety Delegate for the year 2022.

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 2022.

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 including 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 2022.

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

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, 2022:

Borough of Oakland									
Monthly Retiree Insurance Rates		2022							
	Medical	Medical	Medical	Rx	Rx	Rx	Rx		
	Traditional	PPO	Direct 10	\$1	\$3/\$5	\$5/\$10	\$10/\$25/\$40	Dental	Vision
Single, No Medicare	1,431	1,257	1,153	372	365	266	216	61.00	14
P/C, No Medicare	2,004	1,758	1,613	522	511	372	300	118.00	20
H/W, No Medicare	3,118	2,735	2,512	812	800	580	469	112.00	30
Family, No Medicare	3,545	3,114	2,856	923	908	659	535	190.00	37
Medicare Advantage Rates									
	Medical	Medical w/ \$1/\$1 card	Medical w/ \$6/\$12/\$24 card	Rx	Rx				
	Without Rx			\$1	\$3/\$5				
Single, Medicare 1	505	900	676	372	342				
Borough of Oakland									
Annual Retiree Insurance Rates		2022							
	Medical	Medical	Medical	Rx	Rx	Rx	Rx		
	Traditional	PPO	Direct 10	\$1	\$3/\$5	\$5/\$10	\$10/\$25/\$40	Dental	Vision
Single, No Medicare	17,172	15,084	13,836	4,464	4,380	3,192	2,592	732	165
P/C, No Medicare	24,048	21,096	19,356	6,264	6,132	4,464	3,600	1,416	241
H/W, No Medicare	37,416	32,820	30,144	9,744	9,600	6,960	5,628	1,344	363
Family, No Medicare	42,540	37,368	34,272	11,076	10,896	7,908	6,420	2,280	439
Medicare Advantage Rates									
	Medical	Medical w/ \$1/\$1 card	Medical w/ \$6/\$12/\$24 card	Rx	Rx				
	Without Rx			\$1	\$3/\$5				
Single, Medicare 1	6,060	10,800	8,112	4,464	4,104				

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, 2022 to represent the Borough of Oakland; and

BE IT FURTHER RESOLVED that David Young be and is appointed as Alternate Fund Commissioner to the Bergen Municipal Employee Benefits Fund effective January 1, 2022.

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

**CASH MANAGEMENT PLAN
BOROUGH OF OAKLAND
BERGEN COUNTY, NEW JERSEY**

I. STATEMENT OF PURPOSE

This Cash Management Plan (the “Plan”) is prepared pursuant to the provisions of N.J.S.A. 40A:4-14 in order to set forth the basis for the deposits (Deposits”) and investment (“Permitted Investments”) of certain public funds of the Borough of Oakland, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. **IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN.**

- A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Borough of Oakland.

All Funds and Accounts

It is understood that this Plan is not intended to cover certain funds and accounts of the Borough of Oakland, specifically:

Developers’ Escrow Account

III. **DESIGNATION OF OFFICIALS OF THE BOROUGH OF OAKLAND AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN.**

The Chief Financial Officer of the Borough of Oakland and the Assistant Treasurer (the “Designated Officials”) are hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Borough of Oakland are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such officials.

IV. **DESIGNATION OF DEPOSITORY**

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

See Resolution 8 of Consent Agenda
of the first Council meeting of 2022

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official (s) referred to in Section III above.

V. **DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.**

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated official (s) of the Borough of Oakland referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official (s) referred to in Section III above.

See Resolution 8 of Consent Agenda of the first Council Meeting of 2022

VI. AUTHORIZED INVESTMENTS.

A. Except as otherwise specifically provide for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- 1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- 2) Government money market mutual funds;
- 3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- 4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within the school district is located;
- 5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- 6) Local government investment pools;
- 7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (C.52:18A-90.4); or
- 8) Agreements for the repurchase of fully collateralized securities if:
 - a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
 - b) the custody of collateral is transferred to a third party;
 - c) the maturity of the agreement is not more than 30 days;
 - d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, C 236 (c.17:9-41); and
 - e) a master repurchase agreement providing for the custody of collateral is executed.

For purposes of the above language, the terms “government money market mutual fund” and “local government investment pool” shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- a) which is registered with the Securities and Exchange Commission under the “Investment Company Act of 1940,” 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.
- b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government Securities; and

c) which has:

- I. attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
- II. retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec 80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

- a) which is managed in accordance with 17 C.F.R. sec.270.2a-7;
- b) which is rated in the highest category by a nationally recognized statistical rating organization.
- c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities.
- d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments.
- e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
- f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus eserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

B. Notwithstanding the above authorization, the monies on hand in the following funds and accounts shall be further limited as to maturities, specific investments or otherwise as follows:

None

SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Borough of Oakland, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Borough of Oakland to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a “delivery versus payment” method to ensure that such Permitted Investments are either received by the Borough of Oakland or by a third party custodian prior to or upon the release of the Borough’s funds.

To assure that all parties with whom the Borough deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official (s).

REPORTING REQUIREMENTS

On the first day of each month during which this Plan is in effect, the Designated Official (s) referred to in Section III hereof shall supply to the governing body of the Borough of Oakland a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- A. The name of any institution holding funds of the Borough of Oakland as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the governing body of the Borough of Oakland.

TERM OF PLAN

This Plan shall be in effect from January 1, 2021 to December 31, 2021. Attached to this Plan is a resolution of the governing body of the Borough of Oakland approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Council, the Designated Official is directed to supply copies of the amendments to all the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

CONSENT AGENDA

ROLL CALL: All Yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-29 TEMPORARY BUDGET

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

WHEREAS, NJSA40A:4-20 of the Local Budget Law provides that in addition to temporary appropriations necessary for the period prior to the adoption of the budget, the governing body may, by resolution adopted by 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the adoption of the budget.; and

WHEREAS, the total appropriations in the 2021 Budget, less appropriations made for interest and debt redemption charges, capital improvements and public assistance are as follows:

Current Fund	\$17,826,705.00
Water Utility Operating Fund	\$1,828,501.00
Sewer Utility Operating Fund	\$567,145.00

WHEREAS, 26.25% of the total appropriations in the 2021 budget exclusive of any appropriations made for interest and debt redemption charges, capital improvements and public assistance are as follows:

Current Fund	\$4,724,077.00
Water Utility Operating Fund	\$484,553.00
Sewer Utility Operating Fund	\$150,293.00

NOW, THEREFORE, BE IT RESOLVED, that the following temporary 2022 appropriations, which do not exceed 26.25% of the appropriations in the 2021 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	S&W	OE
ADMINISTRATIVE & EXECUTIVE	83,575	1,837
COMMUNICATION COMMISSION	-	3,176
GENERAL SERVICES	262	17,587
MAYOR & COUNCIL	13,375	7,875
MUNICIPAL CLERK	27,500	6,064
ELECTION		

	565	3,202
FINANCIAL ADMINISTRATION	76,787	9,712
AUDIT	-	10,762
INFORMATION TECHNOLOGY	-	37,406
TAX COLLECTION	25,710	2,783
TAX ASSESSMENT	22,800	17,010
LEGAL SERVICES	-	48,562
ENGINEERING	-	17,063
PLANNING BOARD	4,764	4,751
BOARD OF ADJUSTMENT	4,764	2,074
UNIFORM CONSTR CODE	48,767	25,605
INSURANCE	-	1,029,554
POLICE DEPARTMENT	868,892	51,581
EMERGENCY MANAGEMENT	2,613	2,625
FLOOD CONTROL COMMITTEE	1,500	394
Contribution to First Aid Squad	-	45,000
FIRE DEPARTMENT	-	117,250
PROSECUTOR	-	5,512
STREETS & ROADS	139,750	27,628
SHADE TREE	-	29,365
STORMWATER MANAGEMENT	17,891	7,350
GARBAGE & TRASH REMOVAL	18,277	420,000
SNOW REMOVAL	56,500	65,887
BUILDINGS & GROUNDS	63,808	42,131
VEHICLE MAINTENANCE	27,777	26,250
BOARD OF HEALTH	15,275	46,751
ENVIRONMENTAL COMMISSION	450	341
RECREATION	7,144	84,683

SENIOR CITIZENS ACTIVITIES	22,495	9,503
PUBLIC LIBRARY	113,296	72,937
ELECTRICITY	-	28,937
STREET LIGHTING	-	37,275
TELEPHONE	-	15,750
NATURAL GAS	-	13,235
GASOLINE	-	39,375
Social Security	-	161,140
Defined Contribution Plan	-	4,300
MUNICIPAL COURT	39,296	2,835
PUBLIC DEFENDER	-	2,782
Totals	1,703,833	2,605,840
	Total	4,309,673

Account Description	S&W	OE
<u>WATER</u>		
WATER - OPERATIONS	201,258	173,302
WATER - UTILITIES	-	71,400
WATER - Social Security	-	14,700
Totals	201,258	259,402
	Total	460,660

Account Description	S&W	OE
<u>SEWER</u>		
SEWER - OPERATIONS	-	93,975
SEWER - UTILITIES	-	18,571
SEWER - Social Security	-	-
Totals	-	112,546
	Total	112,546

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-30 STAFF APPOINTMENTS

On motion of Councilman Pignatelli, seconded by Councilman , 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 2022:

Michael Carelli	Deputy Borough Clerk
David Young	Treasurer

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-31 POLICE DEPARTMENT APPOINTMENTS

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

BE IT RESOLVED that, upon recommendation of Police Chief Sanzari, the following appointments be made for the Police Department for 2022:

CROSSING GUARDS

Barbara Beamon	Debra Hill
William Bickford	Robert Lynn
John Carr	Debra Patterson (sub)
Maryann Carroll (Sub)	Richard Pierce
Monica Carson	William Sisti (sub)
Philip DeBiasi	Kelly Smith
Marilyn Dockery	Therese Vollmin
Maria Giminez	Robert Weston
John Gray	Dante Dilella (sub)
Mindy Greenfield	

POLICE MATRONS

Monica Carson	Lynn Ver Hage
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ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-32 BERGEN COUNTY MUTUAL AID

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, 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 prove 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 Police Chief Keith Sanzari, 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 Police Chief, 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 Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-35 AUTHORIZE LESO PROGRAM

Councilman Pignatelli asked if we have acquired anything under the LESO program. Mr. Kunze responded we have not. Councilman Pignatelli stated this is a great program and he asked why we are going to have it if we are not aggressive about getting it.

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

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of

Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEA's); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEA's to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEA's, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Oakland Police Department is hereby authorized to acquire items on non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Oakland Police Department without restriction;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Oakland Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for this resolution authorizes: Armored Security Vehicle, Automobile-Sedan, Automobile-Wagon, Baton-Kinetic Energy, Body Shield, Breach System, Breaching Ram, Breaching System, Capabilities Set Non-Lethal, Car-Armored, Car-Armored Mine Disposal, Carrier-Ambulance, Carrier-Cargo, Carrier-Command Post, Cartridge-12 Gage Shotgun, Cartirdge-12 Gage Shotgun Non-Lethal, Cartridge-40 Millimeter, Charge-Diversionary, Club Self-Protection, Commun Equip Soms-B, cutter Head hydraulic Breaching and Extraction Tool, Door Opener hydraulic Breaching and Extraction Tool, Faceshield Military Riot Control, Forced Entry and Rescue Equipment Aircraft Crash, Goggles Protection Riot Control, Ground Sensor Surveillance Vehicle, Gun Portable Riot Control, Hatbox Riot Crowd, helmet Police, Helmet Safety, Kit Mechanical Breach, Kit Riot Protection, Light Armored Vehicle, Mine Clearing Vehicle, Mine Detector System Vehicle mounted, Mine Resistant Vehicle, Munition Crowd Control Modular Non-Lethal, Non-Ballistic Body Shield, Non-Lethal Weapons Capabilities Set, Only Complete Combat Assault Tactical Wheeled Vehicles, Protective Shield T, Ram Battering, Ram Door Mini, Riot Control Shield, Security Vehicle, Shield Personal Protective, Shield Self-protection, Shop Equipment Contact Maintenance, Shop Set Contact Maintenance Truck Mounted (engineer), Shop Set contact Maintenance Truck Mounted (Ordinance), Sight Thermal, Sledge Hammer, Tool Breaker Hinge, Truck Tractor, Truck Ambulance, truck Armored, Truck Bolster, Truck Bomb Service, Truck Cargo, Truck Carryall, Truck Command Reconnaissance, truck Dump, Truck Maintenance, Truck Materials Handling-

Container Hoisting, Truck Palletized Loading, Truck Panel, Truck Stake, Truck Tank, Truck Utility, Truck Van, Truck Wrecker, trucks and Trucks Tractors Demil C, Up Armored NTVS, utility Vehicle OffRoad.

BE IT FURTHER RESOLVED, that the Oakland Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 01, 2022 to December 31, 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-40 APPOINT MUNICIPAL 9-1-1 COORDINATOR

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

WHEREAS, the Borough of Oakland (“Borough”) is required pursuant to State law and the regulations of the State Department of Treasury to appoint a coordinator for the Borough’s emergency telephone system (“9-1-1 System”); and

WHEREAS, the municipal coordinator of the 9-1-1 System is responsible for maintaining a plan for enhanced emergency services throughout the Borough and for developing such revisions to the plan as may be necessary for review by the Mayor and Council of the Borough; and

WHEREAS, the Borough is empowered by law to appoint and employ professionals, technical advisors and experts as the Borough may determine to be necessary for its efficient operation; and

WHEREAS, the Borough has received a written recommendation from Chief Keith Sanzari of the Oakland Police Department, requesting the appointment of Keith Docwra as the municipal coordinator of the 9-1-1 System; and

WHEREAS, the Mayor and Council of the Borough are desirous of appointing Keith Docwra to serve as municipal coordinator for the 9-1-1 System in accordance with the requirements and procedures mandated under N.J.S.A. 52: 17C-1 et seq., and N.J.A.C. 17:24-5.1 et seq.,

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

1. That Keith Docwra of the Oakland Police Department is hereby appointed to serve as the municipal coordinator for the Borough’s 9-1-1 System.

2. That Keith Docwra shall perform all such duties and carry out all of the responsibilities as set forth in the existing plan for enhanced emergency services throughout the Borough and in accordance with the requirements and procedures mandated under N.J.S.A. 52: 17C-1 et seq. and N.J.A.C. 17:24-5.,1 et seq.

That no further action of the Borough shall be required.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-41 AUTHORIZE NON-UNION SALARIES

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

BE IT RESOLVED that the following salaries for non-union employees are effective January 1, 2022:

BOROUGH OF OAKLAND NON-UNION SALARIES

NAME	POSITION	2021 SALARY	2022 SALARY	Notes
Baron, Dawn	Court Administrator	72,189	74,039	
Bauberger, Roy	OEM Coordinator	9,186	9,392	Stipend
Bauberger, Roy	Flood Control Commissioner	3,822	3,908	Stipend
Benigno, Debra	Tax Collector	66,500	68,350	
Buonocore, Thomas	Municipal Judge	27,050	27,659	PT
Carelli, Michael	Assistant to the Administrator	62,500	64,350	
Carelli, Michael	Deputy Borough Clerk	5,100	5,215	Stipend
Carelli, Michael	Deputy Registrar	2,081	2,128	Stipend
Dalessio, Michael	Building Inspector	32.50	33.52	PT Hourly
Davis, Christine	Confidential Secretary - Police Dept.	56,412	58,262	
Dies, Vincent	Code Enforcement Officer	25.00	26.02	PT Hourly
Duncan, Lisa	Borough Clerk	82,565	84,423	
Duncan, Jason	Safety Coordinator	3,121	3,191	Stipend
Farley, Terry	Right to Know Coordinator	4,162	4,255	Stipend
Holzhauer, Scott	Tax Assessor	55,879	57,136	PT
Gurney, Kathlyn	Confidential Assistant - Adm.	63,383	65,233	
Gurney, Kathlyn	Planning and Zoning Board Secretary	341.63	349.31	Per Meeting
Gurney, Kathlyn	Municipal Housing Liaison	1,530	1,564	Stipend
Greco, Susan	Program Aide - Seniors	19.90	20.92	PT Hourly
Knubel, Denny	Fire Inspector	26.92	27.94	PT Hourly
Kunze, Richard	Borough Administrator	177,274	181,263	
Marcucilli, Anthony	Superintendent of Public Works	125,024	127,837	
Pellegrini, Vincent	Plumbing Subcode Official	20,808	21,276	PT
Piercy, Mark	Municipal Alliance Coordinator	1,500	1,534	Stipend
Pokoj, Dariusz	Building Subcode Official	35.00	36.02	PT Hourly
Preciado, Arielle	Senior Citizens Director	60,250	62,100	
Renaldo, Traci	Bus Driver - Seniors	20.00	21.02	PT Hourly
Sanzari, Keith	Police Chief	178,500	182,516	

Young, David	Treasurer / CFO	132,750	135,737	
Various	Crossing Guards - Step 1	18.44	19.46	PT Hourly
	Crossing Guards - Step 2	20.53	21.55	PT Hourly
Various	Per Diem Dispatchers - Step 1	21.33	22.35	PT Hourly
	Per Diem Dispatchers - Step 2	26.66	27.68	PT Hourly
Various	Police Matrons	26.01	27.03	PT Hourly
Various	Secretary - Boards / Commissions	1,200	1,200	Stipend
Firefighters	Fire Chief	3,875	3,875	Stipend
	Assistant Chiefs	3,125	3,125	Stipend
	Captains	2,313	2,313	Stipend
	Lieutenants	1,563	1,563	Stipend
	Secretary - Boards / Commissions	1,550	1,550	Stipend
	Fire Mechanic	1,156	1,156	Stipend

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-42 AUTHORIZE POLICE DEPT. RECORDS CUSTODIAN

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

WHEREAS, the Open Public Records Act requires the designation of the Custodian of Records; and

WHEREAS, the Municipal Clerk is the Custodian of Records for the Borough of Oakland; and

WHEREAS, it has been determined that a Custodian of Records should be appointed for the Oakland Police Department; and

WHEREAS, Chief Keith Sanzari has recommended that Captain Timothy Keenan be appointed as Custodian of Records for the Oakland Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that Captain Timothy Keenan is hereby designated as the Custodian of Records for the Oakland Police Department.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-43 AUTHORIZE CONTRACT-LAND CONSERVANCY

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, 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 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.
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 Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-44 AUTHORIZE CONTRACT-IDA

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

WHEREAS, the Borough of Oakland has established, sponsors and funds a self-insured employee welfare benefit plan within the meaning of the Employee Retirement Income Security Act of 1974 (ERISA) and as amended (the "Plan"); and

WHEREAS, this plan is for the purpose of providing certain vision care coverage to eligible employees and retirees as well as a reimbursement program for certain retirees to match the medical coverage they are entitled to under their respective collective bargaining agreement; and

WHEREAS, benefits payable under the Plan constitute liabilities of the Borough of Oakland; and

WHEREAS, the Borough of Oakland is the designated Plan Administrator, as such term is used within the Employee Retirement Income Security Act of 1974 (29 USC 1002(16) (B)), and as amended; and

WHEREAS, the Borough of Oakland, as the designated Plan Administrator of the Plan, desires to contract with an independent third party to perform certain claims administration services with respect to the Plan, as set forth within this Agreement; and

WHEREAS, Insurance Design Administrators is in the business of providing third-party claims administration services to sponsors and administrators of self-insured health benefit plans.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby awards a contract to Insurance Design Administrators for the administration of the self-insured vision program at a rate of \$ 6.00 per employee per month not to exceed \$7,500.00 and for the retiree reimbursement program at a rate of \$ 30 per employee not to exceed \$ 4,000.00.

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available in Account #2-01-23-220-003 \$ 7,500.00 and Account # 2-01-23-220-001 \$4,000.00;

BE IT FURTHER RESOLVED that the contract award for these services is directly to a company providing insurance services within the meaning of the Borough's 'pay to play' ordinance 12-CODE-669, duly authorized pursuant to NJSA 40A:11-51, and that IDA has complied with the requirements of said ordinance and may be awarded this contract; and

BE IT FURTHER RESOLVED that Borough Administrator Richard Kunze is hereby authorized to sign the Agreement on behalf of the Borough of Oakland.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-45 AUTHORIZE CONTRACT-CONTINUING DISCLOSURE AGENT
On motion of Councilman Pignatelli, seconded by Councilman Kulmala, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, SEC Rule 15c:2-12 requires municipalities to file financial and statistical information as well as notices of "material events" affecting the Borough; and

WHEREAS, Phoenix Advisors LLC has submitted a proposal to provide services as a Continuing Disclosures Agent in the amount of \$ 1,150 ; and

WHEREAS, Phoenix Advisors LLC has submitted all necessary paperwork to comply with the Borough's Pay-to-Play requirements; and

WHEREAS, this contract is for a professional service which does not require public bidding; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #2-01-20-130-028

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize a contract with Phoenix Advisors LLC in an amount not to exceed \$ 1,150 for services as Continuing Disclosures Agent for the Borough of Oakland; and

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

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-46 AUTHORIZE TRANSFER-BUDGET RESERVES

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

WHEREAS, it has become necessary to expend funds in excess of the amounts approved in the Calendar Year 2021 budget of the Borough of Oakland; and

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the Calendar Year 2021 budget of the Borough of Oakland; and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of such funds between Appropriations Reserves during the first 3 months of the calendar year;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, that based on the recommendation of the Chief Financial Officer, the following transfers be made to the Calendar Year 2021 Appropriations Reserves budget:

<u>Current Fund</u>		From	To
1-01-22-195-012	CONST CODE – PERM PART TIME	<u>\$ 11,000.00</u>	
Sub-total		\$ 11,000.00	
1-01-20-120-021	MUN CLERK – PRINT ADVERTISING		<u>\$ 11,000.00</u>
Sub-total			\$ 11,000.00
<u>Sewer Fund</u>		From	To
1-07-55-501-032	SEWER _ MAIN OAKWOOD	<u>\$ 5,000.00</u>	
Sub-total		\$ 5,000.00	
1-07-55-504-100	SEWER ELECTRICITY		<u>\$ 5,000.00</u>
Sub-total			\$ 5,000.00

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-47 AUTHORIZE REFUND TAXES-DISABLED VETERAN

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

WHEREAS, on July 8, 2021, Tyrone Briones, Jr., owner of 57 Academy Circle, Block 3904, Lot 10, was declared permanently disabled by the Department of Veterans Affairs; and

WHEREAS, the Tax Assessor granted a full property tax exemption as a permanently disabled veteran on November 22, 2021; and

WHEREAS, taxes paid after November 22, 2021 must be refunded;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that a refund for taxes in the amount of \$ 1,359.60 be issued to Tyrone Briones, Jr.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-48 AUTHORIZE INTERLOCAL AGREEMENT-WELL BABY CLINIC

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

WHEREAS, N.J.S.A. 40A:8A-1, known as the “Interlocal Services Act”, authorizes agreements between local units for any services which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Borough of Oakland and Waldwick and their respective Boards of Health have determined that it is in their best interests to enter into an Interlocal Service Agreement for providing certain services to infants and pre-school children that reside in Oakland through the Waldwick Well-Baby Clinic as mandated by the Public Health Council of the State of New Jersey; and

WHEREAS, in consideration of the services to be performed herein, Oakland shall be assessed a one-time administrative fee of \$ 125.00, payable upon execution of the contract, and a \$ 35.00 per child fee for examinations and a \$ 20.00 per child fee for immunizations only, to be billed directly by the medical provider; and

WHEREAS, the Chief Financial Officer has determined that funds are available in Account # 2-01-27-330-150;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Borough Clerk are hereby authorized to execute the agreement for Interlocal Services with the Borough of Waldwick for services with the Waldwick Well-Baby Clinic effective until December 31, 2022.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-49 AUTHORIZE SHARED SERVICE AGREEMENT-SLUDGE DISPOSAL

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, 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 2022 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 maintained in the Borough Clerk's office.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

RESOLUTION 22-50 ENDORSE FUNDING APPLICATION-RESOLUTION FAILED

Councilman Van Eck stated he does not support this project. There is already a group home going on Yawpo. The Borough loses taxes on each group home. Councilman Pignatelli agreed with Councilman Van Eck. This would be on a side street in a quiet residential area. He does not approve. Councilman Kulmala stated he lives in that area. This is a tiny lot. He believes there could be a better location.

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

WHEREAS, a Bergen County HOME Investment Partnership application of \$ 175,000 has been proposed by Nouvelle, LLC for a community residence development at 14 Hickory Drive in the Borough of Oakland; and

WHEREAS, pursuant to the State Interlocal Services Act, HOME funds may not be spent in a municipality without authorization by the Mayor and Council; and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Oakland; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid HOME application;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development so that implementation of the aforesaid project may be expedited.

ROLL CALL: All Nays, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Resolution 22-50 fails.

INTRODUCTION: ORDINANCE NO. 22-CAPITAL-874 IROQUOIS PUMP STATION

The Clerk was directed to take from table Ordinance No. 22-Capital-874 and read by title for its first reading.

The Clerk then read by title Ordinance No. 22-Capital-874 entitled: " CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$400,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND AND THE WATER UTILITY CAPITAL FUND BALANCE OF THE BOROUGH."

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

BE IT RESOLVED that an Ordinance entitled, Capital Ordinance Of The Borough Of Oakland, In The County Of Bergen, New Jersey Authorizing The Making Of Various Public Improvements And Acquisitions In, By And For The Borough, Appropriating Therefor The Sum Of \$400,000 And Providing That Such Sum So Appropriated Shall Be Raised From The Water Utility Capital Improvement Fund And The Water Utility Capital Fund Balance Of The Borough, be introduced;

That said Ordinance be considered for final adoption at a meeting on January 26, 2022 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, New Jersey at 7:30 P.M.

That said Ordinance be published in full in The Record on or before January 17, 2022 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 Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

WORK SESSION:**OCC BYLAWS:**

Councilman Van Eck advised that the Communications Commission has made revisions to their bylaws. They are asking for the Council's support. Councilman Pignatelli commended Councilman Van Eck on his efforts to help improve the OCC.

SHADE TREE ORDINANCE REVISIONS:

Councilman Van Eck asked for this item to be carried in order to bring back to the Shade Tree Commission for further review. He stated a balance must be struck in order to protect the canopy. Mayor Schwager mentioned the concerns over septic. Councilman Van Eck stated the Shade Tree Commission unanimously agreed to the septic exception. Councilman Pignatelli stated that Councilman Van Eck has done a great job working with the Shade Tree Commission on this issue.

AMEND COMMUNITY GARDEN FEE:

Councilman Kulmala stated that if those who participated in the Community Garden last year donated food to a food bank, they will receive a discount on this year's application fee.

Councilman Pignatelli congratulated the Green Team for doing a great job on the Community Garden. Councilman Kulmala stated the garden was very cathartic to people during these times of Covid.

RFP'S FOR REALTOR SERVICES:

Mr. Kunze advised that the Borough solicited Request for Proposals for realtor services in order to sell various Borough-owned parcels. The Borough received responses from Max Bann and Chopper Russo Group. Councilman Van Eck stated there is a difference in commission with one getting a 5% commission and the other a 10% commission. Mr. Kunze advised that Max Bann is a reputable firm. They tend to market larger parcels as an auction process. Their commission fee would be 10% while the commission for Chopper Russo Group would be 5%. There is a fee differential. Councilman Pignatelli has been asking to sell these properties for years. This is the best time to do this. Oakland is a hot market because we have full day kindergarten. Councilman Kulmala stated the Manito property is a large property and is valuable.

NEW BUSINESS:

Councilman Talamini stated he was emailed by Attorney Ron Mondello who deals with cannabis licensing. He asked if the council would like him to do a presentation. Mr. Chewcaskie stated that Ron Mondello has expertise in this field and has helped other municipalities. If the Council is happy with the presentation, Mr. Mondello could be appointed and his fees would be paid out of the escrow posted by applicants. Mr. Chewcaskie suggested the Council hear the presentation. Councilman Pignatelli supports having someone with expertise to help do what is right for the community.

OLD BUSINESS:

Councilman Talamini asked if the Zoning Board appeal process can be changed. Mr. Chewcaskie advised that at the next meeting, the Council will adopt a resolution memorializing the reversal of the Zoning Board decision for Ellahi Fuel. If the Council wishes to change the process, an ordinance must be done. Mayor Schwager agreed that the ordinance should be revised so an appeal goes to the Court.

Councilman Pignatelli asked the status of the meeting regarding traffic. Borough Engineer John Yakimik advised he must schedule a meeting. Councilman Pignatelli responded that we can't wait to come up with a plan until the County is ready to pave.

Mayor Schwager commented that they need to hear from Mr. Yakimik regarding 91 West Oakland Ave.

Councilman Van Eck stated that adaptive traffic control is something he believes in. There should only be one jurisdiction for the traffic lights instead of having both the State and County control the lights. Mr. Yakimik will try to see if the State or the County will relinquish control.

COUNCIL REPORTS:

Councilman Van Eck: Recreation baseball and softball registration is ongoing. The OCC newsletter and social media committee is looking for volunteers. The TV committee met tonight. Councilman Van Eck thanked them for digitizing 150 historical videos. The next meeting of the Commission is January 24th. The Shade Tree Commission is working hard on the Shade Tree

ordinance revisions. The Patriots Way Bridge is safe for travel. Councilman Van Eck thanked everyone for redoing the Mayors pictures in the Council Chambers.

Councilman Kulmala: The Green Team sponsored a Styrofoam Drive on January 8th. The Planning Board will meet tomorrow. He congratulated Councilman Saliani and Councilman Slasinski on being sworn in.

Councilman Pignatelli: He congratulated and commended the Police Department on their recertification. He stated that not all Police Departments can attain this certification. Councilman Pignatelli reminded residents it is not too late to get their flu shot. He stated that between 30,000 and 50,000 people die from the flu each year.

Councilman Talamini: He thanked the Public Events Committee and Chopper Russo who is a great asset to the town. The Committee needs more volunteers especially since they are taking over running the Memorial Day Parade. The schools are doing everything they can to stay open. He asked everyone to wear masks at school and at sports and be careful about spreading illness. The Finance Committee had a meeting.

Councilman Slasinski: He advised that the Library has some new items for 2022 such as Leap Pads. The in person programming at the Library is on hold due to COVID. The Library is looking into a tent in order to hold more programs outside. The Library is investing in more e-services due to demand.

Councilman Kulmala stated that the Governor should not have been on vacation when everyone was having trouble finding COVID testing during the holidays.

Councilman Van Eck stated tht Recreation lights are left on until 8:30 pm for the walking path. They lights at the Roller Hockey rink are left on until 10:00 pm because they are playing hockey.

Mayor Schwager advised that Congressman Gottheimer and Assemblyman Auth are working together to help with the Patriots Way Bridge and Allerman Brook. Councilman Kulmala advised he contacted Congressman Pascrell to bring him up to speed on the issues.

OPENED FOR PUBLIC COMMENT:

On motion of Councilman Van Eck, seconded by Councilman Pignatelli, this portion of the meeting be opened for public comment.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Deb Mutterer, 101 Walnut Street, stated there was bullying on the Green Team. She wants to know when the potholes in front of her driveway are being filled and she doesn't want them patched. Mr. Kunze responded that in the winter, the only thing that can be done is patching but it will be evaluated for the spring.

CLOSED FOR PUBLIC COMMENT:

On motion of Councilman Van Eck, seconded by Councilman Pignatelli, this portion of the meeting be closed to public comment.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

BILLS TO BE PAID:

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

(see following pages)

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

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

MEETING ADJOURNED:

On motion of Councilman Pignatelli, seconded by Councilman Kulmala, the meeting be adjourned at 9:12 pm.

ROLL CALL: All yeas, Councilmembers Kulmala, Pignatelli, Saliani, Slasinski, Talamini, Van Eck.

Lisa M. Duncan

Lisa M. Duncan, Borough Clerk
February 9, 2022

Date Approved

Linda H. Schwager

Mayor Linda H. Schwager