

REGULAR MEETING OF THE MAYOR AND COUNCIL  
HELD AT THE  
MUNICIPAL COURT /COUNCIL CHAMBERS  
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY  
WEDNESDAY DECEMBER 18, 2019

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Biale, seconded by Councilman Levy, 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:  
Hoppers Pond; Labor Negotiations; Personnel.
3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above mentioned closed session once the Mayor and Council has arrived at a final decision on the specified subject matter.

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

CLOSE EXECUTIVE SESSION:

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

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

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 Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini. Absent: None. Also Present: Kathlyn Gurney, Deputy Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney.

SALUTE TO THE FLAG:

MOMENT OF SILENCE:

MEETING ANNOUNCEMENT: Mayor Schwager announced this meeting is being held in accordance with the Open Public Meetings Law duly announced and included in the schedule of regular meetings.

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MAYOR'S REPORT:

Mayor Schwager congratulated Ronnie and Larry Levine on being recipients of the 5<sup>th</sup> District Hometown Hero by Josh Gottheimer. She expressed that Oakland's heart goes out to the members belonging to the Church of the Most Blessed Sacrament in wake of the fire and thanked all first responders. Councilman Biale informed the Council that there is a Go Fund Me page in the name of the church for anyone wanting to donate. The 2020 Recycling Newsletter went out last week and to be on the lookout for it. The 2020 Oath of Office will be held Sunday, January 5<sup>th</sup> at Council Chambers at noon. A proclamation is being presented at the First Aid dinner to celebrate Oakland's John Robert Walker First Aid Squad for 65 years of serving residents of Oakland. She read the proclamation. She congratulated and thanked all the dedicated volunteers' especially first aid member Councilman Pignatelli. Councilman Pignatelli informed Council that the past year the First Aid has had over 1000 calls and expressed how fortunate the town is to have these dedicated volunteers.

FIRST AID SQUAD DEMONSTRATION OF THE LUCAS CPR SYSTEM:

Chief of the First Aid Squad, Matthew Goodrich, approached the Council and thanked them for their generous support. He was before Council to give a presentation on Stryker's LUCAs II informed them that there are 5-6 mechanical CPR devices throughout the Borough facilities. He explained that many times they are performing CPR all the way to the hospital which can be exhausting. He reached out to Stryker concerning their chest compression system called the LUCAS III. They trained him to use the system which resulted in the First Aid purchasing the system. He trained the police who are now looking to purchase their own chest compression system. He believes that it would be a good idea for the Borough to have two of these systems. The LUCAS III is equipped with Wi-Fi and Bluetooth so that the hospital can also monitor the emergency. This system has a 6-7 percent higher rate of resuscitating someone successfully. This system does not work on children. He gave his demonstration.

In addition, Chief Goodrich shared that the Borough donated money towards ballistic gear which would be used in the event of an active shooter situation. He explained that 60 percent of victims shot during an active shooter situation end up dying from the blood loss.

Mr. Brian Chewcaskie entered the meeting at 7:55 p.m.

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments.

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

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

APPROVAL OF MINUTES: November 26, 2019 Special Meeting.

On motion of Councilman Biale, seconded by Councilman Pignatelli, to approve meeting minutes.

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

SPECIAL ANNOUNCEMENTS:

APPROVAL FOR RAFFLE RL1378 FOR WYCKOFF PTO COORDINATING COUNCIL TO HOLD A CASINO NIGHT ON JANUARY 25, 2020 AT PORTOBELLO, 175 RAMAPO VALLEY ROAD.

On motion of Councilman Biale, seconded by Councilman Kulmala, to approve Raffle RL1378.

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

APPROVAL FOR RAFFLE RL1379 FOR WYCKOFF PTO COORDINATING COUNCIL TO HOLD AN OFF-PREMISE 50/50 ON JANUARY 25, 2020 AT PORTOBELLO, 175 RAMAPO VALLEY ROAD.

On motion of Councilman Pignatelli, seconded by Councilman Knapp, to approve Raffle RL1379.

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

APPROVAL FOR RAFFLE RL1380 FOR WYCKOFF PTO COORDINATING COUNCIL TO RAFFLE A RESERVED PARKING SPACE ON JANUARY 25, 2020 AT PORTOBELLO, 175 RAMAPO VALLEY ROAD.

On motion of Councilman Biale, seconded by Councilman Knapp, to approve Raffle RL1380.

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

APPROVAL FOR RAFFLE RL1381 FOR IHHS BLUE AND GOLD TOUCHDOWN COORDINATION COUNCIL TO HOLD AN OFF-PREMISE 50/50 ON FEBRUARY 2, 2020 AT KNIGHTS OF COLUMBUS HALL, 7 COURTHOUSE PLACE.

On motion of Councilman Pignatelli, seconded by Councilman Knapp, to approve Raffle RL1381.

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

PUBLIC HEARING ON ADOPTION OF PREQUALIFICATION REGULATIONS:

On motion of Councilman Biale, seconded by Councilman Knapp, to open the meeting on the adoption of Prequalification Regulations.

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

Ms. Margaret Hickey with Connolly & Hickey Historical Architects, LLC approached the Council to inform them that they will be conducting the prequalification regulations for the first floor interior improvement project for the Van Allen House.

She updated Council on the status of the Stream House. A future date to hold a pre-construction meeting will be determined for the dismantling of the Stream House. She reviewed approvals received and other steps to be taken associated with the Stream House dismantling.

On motion of Councilman Pignatelli, seconded by Councilman Biale, to open the meeting on the adoption of Prequalification Regulations.

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

RESOLUTION: 19-344 ADOPT PREQUALIFICATION REGULATION:

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

WHEREAS, pursuant to N.J.S.A. 40A:11-25, the Mayor and Council of the Borough of Oakland may establish reasonable regulations appropriate for controlling the qualifications of prospective bidders upon contracts to be awarded by the Township; and

WHEREAS, the Borough is required to establish prequalification regulations for projects financially assisted by the New Jersey Historic Preservation Bond Fund, Garden State Preservation Trust or Bergen County Open Space Trust Fund; and

WHEREAS, the Borough seeks such financial assistance in connection with the exterior renovation of the Van Allen House; and

WHEREAS, there have been promulgated contractor prequalification regulations in connection with the exterior renovation of the Van Allen House; and

WHEREAS, the Mayor and Council has conducted a public hearing and has determined that it is in the best interest of the Borough of Oakland to establish reasonable regulations appropriate for controlling the qualification of perspective bidders in connection with the exterior renovations of the Van Allen House.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland, in the County of Bergen and State of New Jersey, that the prequalification regulations attached hereto are hereby adopted for utilization in connection with the bid for the exterior renovations of the Van Allen House; and

BE IT FURTHER RESOLVED that the implementation of the contractor prequalification regulations is subject to review and approval of the Director of the Division of Local Government Services and the Borough Clerk is hereby authorized to file with the Director of the

Division of Local Government Services proposed regulations, a true copy of this resolution, a true copy of the hearings, copies of the two newspaper legal advertisements for public hearing and a completed, certified, standard certification form.

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

RESOLUTION: 19-318 URGING DOT TO INSTALL FLASHING WARNING LIGHTS ON INTERSTATE 287.

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

**WHEREAS**, there is a significant crash history on northbound Interstate (“I”) Route 287 in the Borough of Oakland; and

**WHEREAS**, many of these crashes involve trucks and tractor trailers on the steep grade (MP 57.15 to MP 58.33), which create serious incidents and critical response from all Oakland emergency services; and

**WHEREAS**, the impact of these incidents could also have a severe environmental effect on the Ramapo River; and

**WHEREAS**, the Borough of Oakland has had these issues addressed by the Borough’s traffic consultant; and

**WHEREAS**, the Borough’s traffic consultant has reviewed the various data over the past six years and has made suggestions and recommendations for implementation by the New Jersey Department of Transportation to address such crashes; and

**WHEREAS**, these recommendations include the following:

- Installation of large “right” curve warning signs on each side of Route I-287 with 60 mph advisory speed signs at mile post 57.8 to advise motorists of the curve in the roadway;
- A HEAVY MERGE AHEAD sign to be placed at mile marker 58 to warn motorists of the entrance ramps from West Oakland Avenue and from Ramapo Valley Road;

- Installation of wider (8 inch) lane lines similar to those on the New Jersey Turnpike to guide the motorists in their own lane and enhance any alignment change;
- Installation of chevron alignment signs mounted throughout the horizontal curve section of Route I-287;
- Installation of flashing warning signs in appropriate locations on Route I-287; and

**WHEREAS**, the Borough of Oakland agrees with these recommendations as it will address the severe impact on the Borough as a result of the significant accidents that occur on this section of Route I-287;

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

- The Borough of Oakland hereby requests the New Jersey Department of Transportation to implement the traffic safety measures as recommended by the traffic consultant of the Borough of Oakland;
- These measures shall include, but shall not be limited to:
  - (i) Installation of large “right” curve warning signs on each side of Route I-287 with 60 mph advisory speed signs at mile post 57.8 to advise motorists of the curve in the roadway;
  - (ii) A HEAVY MERGE AHEAD sign to be placed at mile marker 58 to warn motorists of the entrance ramps from West Oakland Avenue and from Ramapo Valley Road;
  - (iii) Installation of wider lane lines similar to those on the New Jersey Turnpike to guide the motorists in their own lane and enhance any alignment change;
  - (iv) Installation of chevron alignment signs mounted throughout the horizontal curve section of Route I-287; and
  - (v) Installation of flashing warning signs in appropriate locations on Route I-287.

**BE IT FURTHER RESOLVED** that copies of this Resolution shall be provided to the New Jersey Department of Transportation, Governor Phil Murphy and the State Legislative Representatives for the Borough of Oakland.

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

RESOLUTION: 19-333 AUTHORIZE CONSENT TO TWA APPLICATION

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

**WHEREAS**, an application has been made to the Borough of Oakland by the Valley Stables for the alteration of an existing subsurface sewage septic system for the facility located at 588 Ramapo Valley Road.

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

The Mayor is hereby authorized to execute the necessary consent by Governing Body to be attached to the Treatment Works Application to be filed by Valley Stables subject to the following:

- A. The construction shall conform to all applicable requirements of the Borough of Oakland and the Board of Health of the Borough of Oakland.
- B. The installation of all sewer lines and appurtenances shall be inspected and approved by the Borough of Oakland and/or the Borough of Oakland Board of Health.
- C. Valley Stables shall pay for all engineering expenses incurred by the Oakland Board of Health and the Borough of Oakland for all inspections and testing of the sewer lines and/or appurtenances.
- D. Valley Stables shall pay for the Borough's application fees, legal fees and other applications, administrative, technical or any other expenses relating to review of the project.
- E. Any manholes constructed or modified by reason of this project be fitted with sewer guards to prevent inflow. All manholes constructed must be installed with all required waterproofing measures, including exterior painting and pipe gasket interlock.
- F. Water conserving plumbing fixtures be installed in all new buildings constructed as part of this project.
- G. Valley Stables shall comply with all conditions imposed by the Oakland Board of Health.
- H. Valley Stables shall comply with all rules and regulations of the Borough of Oakland, the Oakland Board of Health and the New Jersey Department of Environmental Protection.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Valley Stables and the Oakland Board of Health.

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

RESOLUTION: 19-334 AUTHORIZE MUNICIPAL ALLIANCE GRANT APPLICATION FY 2021

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

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

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

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

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

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

1. The Borough Council does hereby authorize submission of an application for the Oakland Municipal Alliance grant for fiscal year 2021 in the amount of

DEDR	\$ 7,988.00
Cash Match	\$ 1,997.00
In-Kind	\$ 5,991.00
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

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

RESOLUTION: 19-335 AUTHORIZE REFUND OF TAXES DUE TO DUPLICATE PAYMENT.

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

WHEREAS, the Borough of Oakland has received a request for a refund of taxes due to a duplicate payment for the property at 60 Seminole Ave.; and

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

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

<u>BLOCK/LOT</u>	<u>OWNER</u>	<u>AMOUNT</u>
4805/5	Michael Haight	\$ 2,597.44

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

RESOLUTION 19-336 AUTHORIZE ACCRUED TIME PAYOUT – G. FIORE

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

**WHEREAS**, N.J.A.C. 5:30-15 establishes rules that govern how local government units manage and finance compensation for accumulated absence time for their respective employees, and

**WHEREAS**, accumulated absence includes any sick days, vacation days, personal days, compensatory time or any other absence time authorized as part of an employer agreement, which is not used by the employee during the allowed period and which is permitted to accumulate over time to the benefit of the employee, and

**WHEREAS**, the Chief Financial Officer has certified that the funds and authority exists to pay the part of the accumulated absence, as per the attached schedule, to Gary Fiore for sick, vacation, personal and compensatory time accumulated in the amount of \$ 21,354.59; and

**WHEREAS**, the attached certification and documentation are presented to comply with the rules and regulations established by the Local Finance Board.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Oakland that the total sum \$ 21,354.59 imposed of 122.5 hours of vacation time, 168 hours of sick time, and 12 hours of personal time and 2 hours compensatory time be paid out to Gary Fiore. Said payment to be paid out of the Accumulated Absence Trust Fund established in 2010 for this purpose.

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

RESOLUTION 19-337 AUTHORIZE ACCRUED TIME PAYOUT – J NOURY

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

**WHEREAS**, N.J.A.C. 5:30-15 establishes rules that govern how local government units manage and finance compensation for accumulated absence time for their respective employees, and

**WHEREAS**, accumulated absence includes any sick days, vacation days, personal days, compensatory time or any other absence time authorized as part of an employer agreement, which is not used by the employee during the allowed period and which is permitted to accumulate over time to the benefit of the employee, and

**WHEREAS**, the Chief Financial Officer has certified that the funds and authority exists to pay the part of the accumulated absence, as per the attached schedule, to Joseph Noury for sick, vacation, personal and compensatory time accumulated in the amount of \$ 2,891.70 ; and

**WHEREAS**, the attached certification and documentation are presented to comply with the rules and regulations established by the Local Finance Board.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Oakland that the total sum \$ 2,891.70 composed of 0 hours of vacation time, 0 hours of sick time, and 0 hours of personal time and 42 hours compensatory time be paid out to Joseph Noury. Said payment to be paid out of the Accumulated Absence Trust Fund established in 2010 for this purpose.

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

**RESOLUTION: 19-338 AUTHORIZE BOSWELL ENGINEERING**

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

WHEREAS, the Borough of Oakland is purchasing an LED sign; and

WHEREAS, there is a need for engineering services; and

WHEREAS, Boswell Engineering has submitted a proposal dated December 4, 2019 for the work required in an amount not to exceed \$ 6,500.00 broken down as follows:

Design Phase	\$ 4,000
Construction Phase	\$ 2,500

WHEREAS, Boswell Engineering has submitted all the paperwork necessary to comply with the Borough of Oakland's Pay-to-Play requirements; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # 9-01-20-110-044;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council hereby authorize Boswell Engineering to perform the engineering services for the LED sign project at a cost to exceed \$ 6,500.00 as specified in their proposal; and

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

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

**RESOLUTION: 19-339 RATIFYING COLLECTIVE NEGOTIATIONS AGREEMENT BETWEEN BOROUGH OF OAKLAND AND PBA LOCAL NO. 164**

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

**WHEREAS**, the Oakland PBA Local No. 164, (hereinafter “the Union”) are the local union representative for all patrol officers, sergeants, lieutenants and captains of the Borough of Oakland Police Department; and

**WHEREAS**, the Union and the Borough of Oakland Negotiations Committees have been engaged in negotiations for a successor collective negotiations agreement between the parties; and

**WHEREAS**, the parties’ have negotiated and agreed upon the terms to a successor collective negotiations agreement; and

**WHEREAS**, the parties’ have worked together in drafting a successor collective negotiations agreement for the term of January 1, 2020 through December 31, 2024 and incorporates the new terms, benefits and conditions of employment; and

**WHEREAS**, the Union has ratified and executed the successor collective negotiations agreement; and

**WHEREAS**, the Borough of Oakland is desirous of ratifying and executing the successor collective negotiations agreement for the term of January 1, 2020 through December 31, 2024 attached hereto as exhibit A; and

**NOW, THEREFORE BE IT RESOLVED** that the Borough Council of the Borough of Oakland hereby ratifies the successor collective negotiations agreement between the Borough of Oakland and PBA Local No. 164 for the term of January 1, 2020 through December 31, 2024 and further authorizes the Mayor to execute the collective negotiations agreement on behalf of the Borough.

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

**RESOLUTION 19-340 HIRE SEASONAL LABORER FOR THE DEPARTMENT OF PUBLIC WORKS.**

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

**BE IT RESOLVED** that the Mayor and Council hereby authorize the hiring of the following seasonal laborer for the Department of Public Works:

NAME	EFFECTIVE DATE	SALARY
Brian Morrisroe	December 23, 2019	\$ 12.00/hour

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

RESOLUTION 19-341 AUTHORIZE TRANSFER BETWEEN BUDGET APPROPRIATIONS

On motion of Councilman Biale, seconded by Councilman Pignatelli, 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 2019 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 2019 budget of the Borough of Oakland; and

**WHEREAS**, N.J.S.A. 40A:4-58 permits the transfer of such funds during the last two months of the fiscal 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 2019 Current Fund budget:

<b><u>Current Fund</u></b>		<b>From</b>	<b>To</b>
9-01-20-130-028	Fin Admin Prof Svcs	\$ 5,000.00	
9-01-26-305-011	Garbage & Trash S&W	<u>\$ 5,200.00</u>	
<b>Sub-total</b>		<b>\$ 10,200.00</b>	
9-01-20-145-012	Tax Coll – Perm Part Time		\$5,000
9-01-26-290-012	St & Rd S&W		<u>\$5,200</u>
<b>Sub-total</b>			<b>\$10,200.00</b>
<b><u>Sewer Fund</u></b>		<b>From</b>	<b>To</b>
9-07-55-501-078	Sewer – Rate Stabilization	<u>\$ 6,940.00</u>	
<b>Sub-total</b>		<b>\$ 6,940.00</b>	
9-07-55-504-100	Sewer - Electricity		<u>6,940.00</u>
<b>Sub-total</b>			<b>6,940.00</b>

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

RESOLUTION: 19-343 AUTHORIZE AGNOLI ENGINEERING TO PREPARE A SURVEY FOR HEADWALL REPAIR ON ANDREW AVENUE

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

**WHEREAS**, there is a need for Engineering Services for a survey for the repair of the partially collapsed concrete headwall serving the Andrew Avenue municipal storm sewer system; and

**WHEREAS**, Agnoli Engineering has submitted a proposal dated November 29, 2019, for engineering services for the project in an amount not to exceed \$ 6,225 broken down as follows:

Survey	\$ 3,575
Alternatives Analysis	\$ 2,400

WHEREAS, Agnoli Engineering has submitted all paperwork to comply with the Borough of Oakland's Pay-to-Play requirements; and

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

WHEREAS, the Chief Financial Officer has certified funds are available in Account # C-04-56-706-207 for \$1,013.45 and C-04-56-787-411 for \$5,211.55.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council authorize a contract to Agnoli Engineering for engineering services for the Emergency Headwall Repair-Andrew Avenue in an amount not to exceed \$ 6,225 as specified in their Proposal dated November 29, 2019; and

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

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

RESOLUTION: 19-345 AUTHORIZE REFUND OF RECREATION FEES

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

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

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

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

Bob McNamara, 7 Sienna Way, Oakland, NJ 07436, amount due \$ 70.00

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

RESOLUTION: 19-346 AUTHORIZE REFUND FOR OVERPAYMENT OF TAX LIEN

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

WHEREAS, the Borough of Oakland has received a request from a lien holder for a refund of to a 2019 overpayment for Lien# 18-00058; and

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland, upon advice of the Tax Collector, do hereby authorize a refund in the amount of \$ 27.00 as follows:

MTAG-CUST FOR ATCF II NJ, LLC  
PO BOX 54972  
NEW ORLEANS, LA 70154

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

FINAL PUBLIC HEARING:

ORDINANCE NO. 19-CODE-792 AMEND ORDINANCE SUBDIVISION AND SITE PLAN  
“DESIGN STANDARDS”

The Clerk was directed to take from the table Ordinance No. 19-Code-792 and read by title for its final hearing:

The Clerk then read by title an Ordinance entitled “A Bond Ordinance to authorize the remediation of stream bank erosion at Allerman Brook in, by and for the Borough of Oakland, in the county of Bergen, state of New Jersey, to appropriate the sum of \$400,000 to pay the cost thereof, to make a down payment, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of bond anticipation notes in anticipation of the issuance of such bonds”

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

No comments.

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

On motion of Councilman Biale, seconded by Councilman Pignatelli, the final public hearing for Ordinance 19-CODE-792 be adopted and duly passed by roll call vote:

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

ORDINANCE NO. 19-CODE-800 ORDINANCE AMENDING AND SUPPLEMENTING THE  
REVISED GENERAL ORDINANCES OF THE RECREATION FEES:

The Clerk read Ordinance No. 19-CODE-800 by title for its final adoption.

An Ordinance amending and supplementing the revised general ordinances of the Borough of Oakland Chapter IX, Recreation Facilities and Recreation Areas, Subchapter 9-2.3, entitled “Fee Schedule for Activities,” to provide for the use of facilities and the fee schedule thereof.

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

No comments.

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

On motion of Councilman Biale, seconded by Councilman Pignatelli, the final public hearing for Ordinance 19-CODE-800 be adopted and duly passed by roll call vote:

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

**ORDINANCE NO. 19-CODE-801 ORDINANCE AMENDING AND SUPPLEMENTING WATER-SEWER RATES:**

The Clerk read Ordinance No. 19-CODE-801 by title for its final adoption.

An Ordinance amending and supplementing Chapter XIII, Section 10 of the Oakland Code, entitled “Fee Schedule” and Section 13 entitled “Charges and Fees”

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

No comments.

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

On motion of Councilman Biale, seconded by Councilman Pignatelli, the final public hearing for Ordinance 19-CODE-801 be adopted as amended and duly passed by roll call vote:

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

**OPENED FOR PUBLIC DISCUSSION:**

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

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

No comments

**CLOSED FOR PUBLIC DISCUSSION:**

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

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

#### WORK SESSION:

None

#### NEW BUSINESS:

Councilman Pignatelli informed Council that on Skyline Drive the double yellow line is contains the gripping surface until you enter Oakland. He would like this to be addressed with the County about continuing the gripping surface between the double yellow lines all the way to the bottom of Skyline Drive for safety purposes.

#### OLD BUSINESS:

Councilman Levy informed the Council that all the work to Allerman Brook has been completed. Councilman Kulmala expressed that he would like to see the Council work on an ordinance addressing rooming houses and Airbnb's. Mr. Chewcaskie responded that he's working on this and hopefully this matter can be introduced by January or February. A discussion ensued concerning how other towns are handling this.

Councilman Knapp questioned how the existing store owners will be notified concerning the new bollard ordinance. It was noted that Mr. Chewcaskie will be sending letters to these store owners notifying them of the changes.

#### COUNCIL REPORTS:

Councilman Kulmala announced that Recreation fees are posted and can be paid online. He thanked the residents for their support and expressed that it has been an honor and privilege to serve the town.

Councilman Biale thanked the Senior Club on all their work they did planning the Senior Christmas party. He gave dates and times in December for Line Dancing, Bingo and the "Noon Year Eve" party. He informed Council that DPW workers were out yesterday preparing for icy precipitation. He announced recycling and garage changes during the week of the holiday. He will be working with the County on getting additional LED lighting for the town and make changes for the complaints. He congratulated Councilman Kulmala.

Councilman Pignatelli congratulated Councilman Kulmala. He announced a location in Hackensack where residents can recycle their Styrofoam. He wished everyone a Merry Christmas, Happy Hanukkah and Happy New Year!

Councilman Levy reported that Shade Tree Committee meeting was canceled for the month of December. He gave dates for the upcoming Shade Tree and Flood Commission meetings.

Councilman Knapp reported the number of calls for Police, First Aid and Fire department for the month of December and for the year. He reminded residents that it is their responsibility to clear sidewalks and around fire hydrants 24 hours after a snowfall. Touch a Truck held in November was a success. A program is being introduced called Book with a Cop. The officer will go to the schools and read a story alleviating fears children may have towards police officers. The Library will be holding a Cyber Security seminar to protect residents from scams.

Community Commerce will sponsor the Police and Fire Department's Toys for Tots drive where they have collected over 2000 toys.

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments.

CLOSED FOR PUBLIC DISCUSSION:

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

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

BILLS TO BE PAID:

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

(See following pages)

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

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

MEETING ADJOURNED:

On motion of Councilman Knapp, seconded by Councilman Levy, the meeting be adjourned at pm.

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

*Kathlyn Gurney*

*Linda H. Schwager*

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Kathlyn Gurney, Deputy Borough Clerk  
January 22, 2020

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Mayor Linda H. Schwager

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Date Approved