

REGULAR MEETING OF THE MAYOR AND COUNCIL  
HELD AT THE  
MUNICIPAL COURT /COUNCIL CHAMBERS  
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY  
MONDAY DECEMBER 20, 2021

MOVE TO EXECUTIVE SESSION:

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

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 Biale, Kulmala, Pignatelli, 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 Biale, Kulmala, Pignatelli, Slasinski, Talamini, Van Eck. Absent: None. Also Present: Michael Carelli, Deputy 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.

SPECIAL PRESENTATION:

A representative from U.S. Congressman Josh Gottheimer's Office presented a proclamation to Councilman John P. Biale for his many years of service to the Borough of Oakland. The proclamation was read by Deputy Chief of Staff Cheryl Krause. Mayor Linda H. Schwager then presented a proclamation from the Mayor and Council to Councilman John P. Biale. A third proclamation was presented by Mayor Linda H. Schwager from the District 39 Legislators of the State of New Jersey. Councilman John P. Biale expressed his gratitude and thanks to the residents of Oakland and the Governing Body for their support during his years of service. Councilman Biale noted accomplishments such as dismantling of the Stream House, the LED Sign, and sidewalks on the north end of Ramapo Valley Road. Councilman Biale wished Steven Salianni the best of luck.

MAYOR'S REPORT:

Mayor Schwager congratulated Oakland resident Elizabeth Llorente on receiving the Hometown Hero Award from Congressman Josh Gottheimer. Mayor Schwager added that the 2022 Borough of Oakland Calendar and Information Guide has been mailed to all Oakland residents and businesses and residents should be receiving them in the next few days. Mayor Schwager added that the COVID-19 Testing Center at the Oakland Senior Center has been backed up and asked residents to be patient due to the rise of tests. Mayor Schwager wished all a Happy and Healthy New Year.

OPENED FOR PUBLIC COMMENT:

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

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

Chopper Russo of 58 Minnehaha Boulevard stated that the Memorial Day Parade has been passed on to the Oakland Public Events Committee. The American Legion Post

Commander has stepped down for 2022. Mr. Russo invited the public to contact the Public Events Committee should they be interested in helping coordinate the Memorial Day Parade. Mr. Russo thanked Michael Carelli for his work on the Borough Calendar.

Riley Zook of 33 Crosby Lane expressed concern about the Ramapo-Indian Hills High School Student Mask Policy. Mr. Zook distributed masks that the students receive in School and noted that on the front of the box it states that the masks do not protect one from virus'. Mayor Schwager added that Mr. Zook should attend a Board of Education Meeting in the near future to bring forth his concerns as the Borough does not have control over Board of Education policies.

Helen Majustick of 824 Ramapo Valley Road asked if the new cannabis ordinance calls for retail in Oakland, and asked if a cost analysis was done to determine how much revenue the Borough would take in.

#### CLOSED FOR PUBLIC COMMENT:

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

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

#### APPROVAL OF MINUTES: DECEMBER 8, 2021

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council meeting of December 8, 2021 be approved.

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

#### APPROVAL OF MINUTES: DECEMBER 8, 2021 EXECUTIVE SESSION

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council Executive Session of December 8, 2021 be approved.

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

#### ZONING BOARD APPEAL:

Councilman Eric Kulmala recused himself from the proceedings and stated that the Mayor was more involved in this matter than she should have been. The Borough Attorney Brian Chewcaskie stated that there was a formal appeal by a resident regarding a Zoning Board of Adjustment Approval of a Use Variance to Ellahi Fuel of 357 Ramapo Valley Road, Oakland, N.J. 07436. Mr. Chewcaskie added that the Borough Clerk Lisa M. Duncan obtained and distributed all of the documentation from the Board of Adjustment Application. Mr. Chewcaskie added that 5 official transcripts from the previous Board hearings were obtained and distributed to the Governing Body. Mr. Chewcaskie added that the Governing Body is to not take testimony, but rather review and to evaluate the evidence brought forth from the previous hearings and testimonies.

Mayor Schwager stated that she has no vote in the matter and the Governing Body is reviewing the appeal based upon the transcripts and evidence provided. Mayor Schwager added that a use variance goes with the land, and the Borough has no authority if the business sells in the future. Mayor Schwager added that in order to receive the use variance, the applicant had to demonstrate that the use variance is beneficial to the public than what is permissible under the Master Plan. Mayor Schwager added that the Planning Board started a Streetscape Committee in hopes of improving the Central Business District, and in her opinion, the use variance takes away part of that streetscape progress. Mayor Schwager read aloud an official excerpt by Chairman Richard Lepre from the transcripts of the Board of Adjustment Hearing on this matter.

Councilman Grant Van Eck expressed his concerns over the location of the business, and felt that the industrial area is better suited. Councilman Van Eck thanked Tire Tech Auto for their generosity to the community. However, he struggled to understand how the Board of Adjustment came to their conclusions of approval as he feels it is counter to the Master Plan and overall streetscape of Ramapo Valley Road.

Councilman Pignatelli added that he reviewed the official transcripts as well as Mr. Cascio's letter regarding his summation of Ellahi's presentation. Councilman Pignatelli added that the Master Plan states specifically, "automotive related issues should be relegated to other business zones. Therefore, approval would be in conflict with the Planning Board's recommendations." Councilman Pignatelli added that there appears to be a theme repeated throughout this process when deciding when a use variance should be granted, and that is reviewing positive and negative criteria for the variance. Councilman Pignatelli added that he paid attention to statements made by both members of the Board and by the Borough Professionals during the testimony. Councilman Pignatelli added that Mr. Lepre stated, "The question is do you or don't you believe that this particular applicant has met the positive and negative. It is not taking me to the point where I believe that the positive criteria has been satisfied." Councilman Pignatelli added that another Board Member stated, "I would like to help but it is in the wrong place." Councilman Pignatelli stated that he placed a great deal of weight on the testimony that the Borough professionals gave. Councilman Pignatelli read aloud a statement from Borough Engineer John Yakimik, "Nothing was provided considering a future scenario with the widening of Terhune Street." Councilman Pignatelli expressed major concern since this is one of the options to ease congestion along Ramapo Valley Road. Councilman Pignatelli also read aloud a comment from Borough Engineer John Yakimik, "Part of the circulation plan is the connection of Terhune Street to West Oakland Avenue, which is a viable and reasonable future item. Expansion of Terhune Street would compromise angular parking at the site." Councilman Pignatelli expressed concerns over the Borough Engineer's comments. Councilman Pignatelli stated that he was disturbed over the fact that three Board Members had a negative opinion regarding the approval, but when it came for the time to vote, only one member voted no. Councilman Pignatelli concluded that after much consideration, he is voting yes to reverse the Board's decision to grant the use variance.

Councilman John P. Biale expressed concerns over the Board of Adjustment Board Members' statements during testimony and ultimate votes at the end of the hearing. Councilman Biale read statements from Chairman Richard Lepre and Borough Engineer John Yakimik which echoed Councilman Pignatelli's comments. Councilman Biale explained that the Master Plan dictates how the Central Business District should be built. Councilman Biale added that the applicant is a good neighbor to the Oakland community, but an automotive repair shop is not an ideal for the center of the Downtown.

Councilman Talamini explained that if Ellahi's plan was not counter to the Master Plan, he would not have to go before the Board of Adjustment in the first place, and that is why the Board is there. Councilman Talamini stated that the Governing Body appoints Board members and they should trust those that are appointed to make decisions. Councilman Talamini expressed confusion to the Board members final votes given their testimonies and statements during the hearings. Councilman Talamini added that the site would improve the appearance of the Oakland Drugs property in the short term, and can see where the applicant is coming from as the building has been vacant and run down for years.

Councilman Slasinski echoed Councilman Talamini's statement and added that Mr. Elahi has been a good neighbor. Councilman Slasinski expressed confusion over the Board of Adjustment members' final votes. Councilman Slasinski added that the Borough is trying to beautify the Downtown and this is counter to the Master Plan.

Mayor Schwager read aloud the opinion of the Borough Traffic Officer during the use variance application hearing. Mayor Schwager addressed Councilman Kulmala's comments and added that she does have a special interest because an automotive garage is not suited for the center of Downtown Oakland. Mayor Schwager added that she drives through town everyday and noted the excess of trucks last year in the Oakland Drugs parking lot. Mayor Schwager concluded that she read all of the documents and was shocked at the Board's conclusion.

Councilman Talamini asked whether the Governing Bodies decision is final in the matter. Borough Attorney Brian Chewcaskie responded that four of five present members of the Governing Body are required to take appropriate action.

#### MOTION:

On motion of Councilman Biale, seconded by Councilman Pignatelli, the Zoning Board of Adjustment Use Variance Decision on Elahi Fuel be REVERSED.

ROLL CALL: Yeas, Councilman Biale, Councilman Pignatelli, Councilman Slasinski, Councilman Van Eck. Nays, Councilman Talamini.

#### APPOINTMENTS TO RECREATION COMMISSION:

Mayor Schwager appointed Michael Ives to fill the unexpired term due to the resignation of Steve Saliani. The term will expire on December 31, 2024. Mayor Schwager appointed Megan Rotondo to fill the unexpired term as Alternate 2 due to the resignation of Emily Smolenski. The term will expire December 31, 2024.

#### RESOLUTION 21-345 AUTHORIZE SETTLEMENT AGREEMENT

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

WHEREAS, certain matters have arisen pertaining to D.H.'s employment with the Borough of Oakland ("Borough"); and

WHEREAS, D.H. has agreed to a Settlement Agreement and Release and executed same December 20, 2021; and

WHEREAS, the Borough Council has reviewed the Settlement Agreement and Release and seeks to accept and agree to the terms of same; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Oakland, County of Bergen, State of New Jersey, as follows:

1). The Borough hereby accepts and agrees to the terms and conditions of the Settlement Agreement and Release dated December 20, 2021; and

2). The Borough hereby authorizes the Mayor to execute the Settlement Agreement and Release dated December 20, 2021 and

3). That this resolution shall take effect immediately.

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

#### RESOLUTION 21-346 AUTHORIZE SHARED SERVICE AGREEMENT-PUBLIC HEALTH SERVICES

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 had entered into a one-year Public Health Shared Services Agreement with the County of Bergen Department of Health Services to assist the Borough with its public health obligations; and

WHEREAS, the agreement with the County of Bergen Department of Health Services is due to expire December 31, 2021; and

WHEREAS, the County of Bergen is going to renew the agreement for an additional year for the following fees:

Public Health Officer	\$ 18,110.68
Registered Environmental Health Specialist	\$ 28,989.30
Septic and Well Services Billed at \$77.86/hour	
Total Agreement 2022 Cost Per Annum	\$ 47,099.98

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract from appropriation in the 2022 budget, subject to adoption.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council authorize the renewal of the Public Health Shared Services Agreement with the County of Bergen Department of Health for an additional year to expire December 31, 2022; and

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

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

#### RESOLUTION 21-347 AUTHORIZE RECREATION REFUNDS

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 fees; 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:

Leibowitz Family, 721 Wyandotte Dr, Franklin Lakes, NJ, amt. due \$ 180 (Roller Hockey-2 kids)

Bellizzi Family, 62 Monhegan Ave, Oakland, NJ, amt. due \$170 (Travel Basketball)

Ning Family, 37 Winding Ridge, Oakland, NJ, amt. due \$ 78 (Rec Basketball)

Hill Family, 19 Pine Crest Dr., Oakland, NJ, amt. due \$ 205 (Roller Hockey-2 kids)

Barry Family, 12 Shoshone Path, Oakland, NJ, amt. due \$ 115 (Roller Hockey)

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

#### RESOLUTION 21-348 AUTHORIZE SETTLEMENT-OPRA LITIGATION

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

**WHEREAS**, Rise Against Hate.Org (“Rise Against Hate”) instituted litigation in the Superior Court of New Jersey challenging the Borough of Oakland’s (“Borough”) response to an Open Public Records Act request; and

**WHEREAS**, the Borough desires to enter into a settlement agreement (“Settlement Agreement”) with Rise Against Hate to avoid further litigation expenses; and

**WHEREAS**, the Borough Attorney has recommended that the Borough execute the Settlement Agreement; and

**WHEREAS**, the Governing Body believes that entering into this Agreement is in the Borough’s best interests;

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

- 1) The Borough hereby ratifies and agrees to the Settlement Agreement; and
- 2) The Mayor is hereby directed to execute the Settlement Agreement; and
- 3) This resolution shall take effect immediately.

I, Lisa M. Duncan, Municipal Clerk of the Borough of Oakland in the County of Bergen, State of NJ, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Oakland at a meeting held December 20, 2021.

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

#### RESOLUTION 21-349 CANCEL CAPITAL BALANCES

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

**WHEREAS**, certain Capital Improvement Authorization balances remain dedicated to projects which have been completed; and

**WHEREAS**, the balances are no longer necessary for the purpose originally created,

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Oakland that the following balances of unexpended General Capital Improvement Authorizations be cancelled as follows:

#### General Capital

Ordinance		Unexpended Improvement		ACTION	
<u>Number</u>	<u>Description</u>	<u>Authorization</u>	<u>Balance to Cancel</u>	<u>DB</u>	<u>CR</u>
13-690	Sidewalk Program	\$	0.16	IAF	FB
13-690	OEM Siren System	\$	33,000.00	IAF	CIF
14-704	Fire Storage Shed	\$	16,000.00	IAF	CIF
15-717	Demo Valley View Garage	\$	25,000.00	IAF	CIF
16-741	Admin Computers & Printers	\$	0.01	IAF	CIF
16-743	Low Band Radio	\$	39,871.34	IAF	FB
16-743	Low Band Section 20	\$	14,000.00	IAF	FB
18-770	FD-New Eng & Lt tower-Whaler	\$	1,602.82	IAF	CIF
18-770	ADM – Furniture & Furnishings	\$	313.76	IAF	CIF
18-770	PD-Portable Surv Cameras	\$	569.14	IAF	CIF
18-770	PD – Det Bureau Reno Chairs	\$	106.67	IAF	CIF
19-786	PD Purch Suvs	\$	302.52	IAF	CIF
19-786	DPW Equip Repl	\$	349.96	IAF	CIF
19-786	PD IT Equip Upgrade	\$	2,404.11	IAF	CIF
19-786	B&G PD Building	\$	3,600.73	IAF	CIF
19-787	Roller Rink Construction	\$	3,527.41	IAF	FB
19-787	Acq DPW Dump Truck Sect 20	\$	3,933.14	IAF	FB
19-787	Acq DPW Dump Truck	\$	57,262.40	IAF	FB
19-789	Allerman Brook Sect 20	\$	10,000.00	IAF	FB
19-789	Allerman Brook	\$	1,170.00	IAF	FB
20-809	Admin OCC Camera Sys	\$	438.65	IAF	CIF
20-809	FD Thermal Imaging	\$	1,780.00	IAF	CIF
20-809	PD Interview System	\$	73.00	IAF	CIF
20-809	DPW pickup	\$	288.71	IAF	CIF
20-809	DPW Utility Truck	\$	837.71	IAF	CIF
20-810	Bldg Impr Acq Front Loader	\$	18,574.84	IAF	FB
21-831	PD MDT Replacements	\$	675.64	IAF	CIF
21-831	PD AED Replacements	\$	59.80	IAF	CIF



21-831	DPW Equip – Lawn Mower	\$	5,055.71	IAF	CIF
21-831	DPW Equip – Leaf Vacuum	\$	1,027.46	IAF	CIF

**Total – General Capital** **\$ 241,825.69**

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

#### RESOLUTION 21-350 AMEND WATER & SEWER ENGINEERING CONTRACT

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

WHEREAS, the Mayor and Council awarded a contract for 2021 Water & Sewer Engineer to Boswell Engineering in the amount not to exceed \$ 20,000; and

WHEREAS, there is a need to amend the contract by an additional \$ 13,500; 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 #1-05-55-502-028;

NOW, THEREFORE, BE IT RESOLVED that the 2021 contract for Boswell Engineering for Water & Sewer Engineer is increased by \$ 13,500 for a new total of \$ 33,500.

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

#### RESOLUTION 21-351 AMEND CONTRACT-BOROUGH PLANNER

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

WHEREAS, the Mayor and Council awarded a contract for 2021 Borough Planner to Burgis Associates in the amount not to exceed \$ 9,000; and

WHEREAS, there is a need to amend the contract by an additional \$ 3,000; 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 #1-01-20-165-022;

NOW, THEREFORE, BE IT RESOLVED that the 2021 contract for Burgis Associates for Borough Planner is increased by \$ 3,000 for a new total of \$ 12,000.

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

#### RESOLUTION 21-352 HIRE SENIOR TRANSPORTATION BUS DRIVER

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

WHEREAS, the Senior Center Director has advised there is a need to hire a part-time bus driver for the Senior Citizens Center and has made a recommendation to the Borough Administrator to hire Traci Renaldo;

NOW, THEREFORE, BE IT RESOLVED that Traci Renaldo be hired as the Senior Center Bus Driver at a salary of \$ 20 per hour effective December 21, 2021.

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

#### RESOLUTION 21-353 AUTHORIZE GRANT APPLICATION-EMPLOYEE WELLNESS

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 affirms its understanding that the BMED Gateway Fund offers a grant opportunity to its member agencies who wish to initiate a partnership with the Fund to incentivize employee participation in health and wellness programming and awareness; and

WHEREAS, the Borough of Oakland understands that the grant is a matching grant and that participation in the program requires local budgetary support and administration; and

WHEREAS, the application for grant consideration requires a resolution of the Governing Body affirming understanding and support for promoting health and wellness concepts within their employee population;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oakland, Bergen County, New Jersey, authorizes submission of a \$10,000.00 grant application to the BMED Gateway Fund to enable their participation in the Fund's Health and Wellness Program for the 2022 Calendar Year.

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

#### RESOLUTION 21-354 BUDGET TRANSFER

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 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 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 2021 Current Fund budget:

<u>Current Fund</u>		From	To
1-01-20-130-011	Fin Admin – Permanent Full Time		\$ 8,500.00
1-01-26-315-011	Veh Maint – Permanent Full Time		\$ <u>5,000.00</u>
Sub-total			\$ 10,500.00
1-01-20-145-021	Tax Coll – Overtime	\$ 8,500.00	
1-01-26-290-014	St & Road – Overtime	\$ <u>5,000.00</u>	
Sub-total		\$ 10,500.00	
<u>Sewer Fund</u>		From	To
1-07-55-504-100	Sewer – Electricity		\$ <u>2,000.00</u>
Sub-total			\$ 2,000.00
1-07-55-501-031	Sewer – Chemical Supplies	\$ <u>2,000.00</u>	
Sub-total		\$ 2,000.00	

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

#### RESOLUTION 21-355 ENDORSE AMENDED HOUSING ELEMENT AND FAIR SHARE PLAN

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 In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), on July 6, 2015, the Borough of Oakland (hereinafter the “Borough”) filed a Declaratory Judgment Complaint in Superior Court of New Jersey, Law Division seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan (“HEFSP”), to be amended as necessary, satisfies its “fair share” of the regional need for low and moderate income housing pursuant to the “Mount Laurel Doctrine”; and

WHEREAS, the Borough simultaneously secured a protective order providing Oakland immunity from all exclusionary zoning lawsuits while it pursues approval of its HEFSP, which is still in full force and effect; and

WHEREAS, the Court also appointed Elizabeth McManus, PP, AICP as the Special Court Master (hereinafter the “Court Master”), as is customary in Mount Laurel matters adjudicated in the courts; and

WHEREAS, with assistance from the Court Master, Oakland and Fair Share Housing Center (hereinafter “FSHC”) engaged in good faith negotiations, which resulted in the entering into a Settlement Agreement between the Borough and FSHC on August 11, 2020; and

WHEREAS, a fairness hearing was held on December 1, 2020, at which time the FSHC Settlement Agreement was approved, and said approval was later memorialized by an Order entered by the Court on December 16, 2020; and

WHEREAS, as per the terms of the August 11, 2020 FSHC Settlement Agreement and the Court's December 16, 2020 Order, the Borough's planner prepared a HEFSP, which was reviewed by the Planning Board; and

WHEREAS, the HEFSP has been amended, which amended HEFSP was reviewed by the Planning Board and is attached hereto as Exhibit A; and

WHEREAS, upon notice duly provided pursuant to N.J.S.A. 40:55D-13, the Planning Board held a public hearing on the amended HEFSP on December 9, 2021 and adopted the amended HEFSP on that same day; and

WHEREAS, the Borough Council of Oakland wishes to endorse the amended HEFSP.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oakland:

1. That it hereby endorses the amended HEFSP, which is attached hereto as Exhibit A, as adopted by the Oakland Planning Board.
2. That it authorizes and directs its professionals to file with the Court (i) the amended HEFSP; (ii) the resolutions of the Planning Board adopting and the Borough Council endorsing the amended HEFSP; and (iii) any additional documents the professionals deem necessary or desirable.
3. That it reserves the right to further amend the HEFSP, should that be necessary.

I hereby certify that this resolution consisting of two pages was adopted at a meeting of the Borough Council of the Borough of Oakland on December 20, 2021.

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

FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-863 CANNABIS ZONING ORD.

The Clerk was directed to take from the table Ordinance No. 21-Code-863 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED "LAND USE AND ZONING"

OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

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

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

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

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

#### FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-864 AFFORDABLE HOUSING REGULATIONS

The Clerk was directed to take from the table Ordinance No. 21-Code-864 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, CHAPTER 60 ENTITLED “AFFORDABLE HOUSING REGULATIONS AND CONTROLS”

#### OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

#### CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance to Amend, Supplement And Revise The Code Of The Borough Of Oakland, Chapter 60 Entitled “Affordable Housing Regulations and Controls”, be adopted;

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

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

#### FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-865 20 PERCENT AFFORDABLE HOUSING SETASIDE

The Clerk was directed to take from the table Ordinance No. 21-Code-865 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED “LAND USE AND ZONING ORDINANCE OF THE BOROUGH OF OAKLAND” REGARDING 20 PERCENT AFFORDABLE HOUSING SETASIDE”

#### OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

#### CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance To Amend, Supplement And Revise The Code Of The Borough Of Oakland, Land Use, Chapter 59 Entitled “Land Use And Zoning Ordinance Of The Borough Of Oakland” Regarding 20 Percent Affordable Housing Setaside, be adopted;

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

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

**FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-866 CBD I ZONE**

The Clerk was directed to take from the table Ordinance No. 21-Code-866 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED "LAND USE AND ZONING ORDINANCE OF THE BOROUGH OF OAKLAND" REGARDING CBD I ZONE"

**OPENED FOR PUBLIC COMMENT:**

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

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

No comments made.

**CLOSED FOR PUBLIC DISCUSSION:**

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

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

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

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

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

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

**FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-867 CBD II ZONE**

The Clerk was directed to take from the table Ordinance No. 21-Code-867 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED "LAND USE AND ZONING ORDINANCE OF THE BOROUGH OF OAKLAND" REGARDING CBD II ZONE

OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

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

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

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

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

FINAL PUBLIC HEARING: ORDINANCE NO.21-CODE-868 CBD I & II AFFORDABLE HOUSING OVERLAY ZONE

The Clerk was directed to take from the table Ordinance No. 21-Code-868 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED "LAND USE AND ZONING" CBD I AND II AFFORDABLE HOUSING OVERLAY ZONE"

OPENED FOR PUBLIC COMMENT:

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



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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance To Amend, Supplement And Revise The Code Of The Borough Of Oakland, Land Use, Chapter 59 Entitled “Land Use And Zoning” CBD I And II Affordable Housing Overlay Zone, be adopted;

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

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

FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-869 RA-5AH ZONE

The Clerk was directed to take from the table Ordinance No. 21-Code- 869 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF OAKLAND, LAND USE, CHAPTER 59 ENTITLED “LAND USE AND ZONING” REGARDING RA-5AH ZONE”

OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance To Amend, Supplement And Revise The Code Of The Borough Of Oakland, Land Use, Chapter 59 Entitled “Land Use and Zoning” Regarding RA-5AH Zone, be adopted;

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

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

#### FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-870 RECREATION FEES

The Clerk was directed to take from the table Ordinance No. 21-Code-870 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "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.”

#### OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

#### CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance Amending And Supplementing 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, be adopted;

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

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

#### FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-871 WATER RATES

The Clerk was directed to take from the table Ordinance No. 21-Code-871 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XIII, SECTION 10 OF THE OAKLAND CODE, ENTITLED “FEE SCHEDULE” AND SECTION 13 ENTITLED “CHARGES AND FEES”

#### OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

#### CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, Ordinance Amending and Supplementing Chapter XIII, Section 10 of the Oakland Code, Entitled “Fee Schedule” And Section 13 Entitled “Charges and Fees”, be adopted;

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

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

FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-872 CANNABIS LICENSING

The Clerk was directed to take from the table Ordinance No. 21-Code-872 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled " AN ORDINANCE TO AMEND CHAPTER 8, CANNABIS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OAKLAND PERTAINING TO CANNABIS ESTABLISHMENTS AUTHORIZED UNDER THE “NEW JERSEY CANNABIS REGULATORY, ENFORCEMENT ASSISTANCE AND MARKETPLACE MODERNIZATION ACT”

OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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 Biale, Kulmala, Pignatelli, Slasinski, Talamini, Van Eck.

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance To Amend Chapter 8, Cannabis, Of The Revised General Ordinances Of The Borough Of Oakland Pertaining To Cannabis Establishments Authorized Under The “New Jersey Cannabis Regulatory, Enforcement Assistance And Marketplace Modernization Act, be adopted;

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

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

FINAL PUBLIC HEARING: ORDINANCE NO. 21-CODE-873 CANNABIS TAXATION

The Clerk was directed to take from the table Ordinance No. 21-Code-873 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 8, CANNABIS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OAKLAND PERTAINING TO CANNABIS ESTABLISHMENTS AUTHORIZED UNDER THE "NEW JERSEY CANNABIS REGULATORY, ENFORCEMENT ASSISTANCE AND MARKETPLACE MODERNIZATION ACT"

OPENED FOR PUBLIC COMMENT:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

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

BE IT RESOLVED that an Ordinance entitled, An Ordinance To Amend Chapter 8, Cannabis, Of The Revised General Ordinances Of The Borough Of Oakland Pertaining To Cannabis Establishments Authorized Under The "New Jersey Cannabis Regulatory, Enforcement Assistance And Marketplace Modernization Act, be adopted;

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

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

NEW BUSINESS:

Councilman Pignatelli stated that he would like to make it a priority to install Electric Vehicle Charging Stations in the Central Business District in anticipation of all of the Federal Funding coming through New Jersey. Borough Administrator Richard Kunze added that Michael Carelli is working with the Sustainable Oakland Green Team researching potential types of chargers and pricing. Councilman Pignatelli made it a point to have a presentation to the Borough Council in February 2022.

OLD BUSINESS:

Councilman Pignatelli would like to hold another Traffic Study Meeting with the Borough Professionals and further research the bypass route at Terhune Street. The Borough Administrator and Borough Engineer will schedule a meeting in the near future.

Councilman Van Eck asked the status of the new Council frames. It was determined that an uncovering ceremony be held at the Oath of Office Meeting on January 2, 2022 and the Past Mayors and their families be invited for the uncovering.

Councilman Talamini asked about the status of Phase III of the Floodplain Buyout Program. Borough Administrator Richard Kunze advised that we are awaiting final appraisals. Councilman Kulmala asked on the status of the demolition of the homes on Roosevelt Boulevard. Borough Administrator Richard Kunze advised that the Borough will be out to public bidding soon, and will work with the Fire Department for use for field training.

Councilman Biale asked the status of the Allerman Brook project. Borough Administrator Richard Kunze advised that the Borough is proceeding with two funding opportunities through FEMA and the Department of Agriculture.

Councilman Kulmala asked the status of the Federal Funding for Patriot's Way Bridge. Mayor Linda H. Schwager advised that she is meeting with U.S. Congressman Josh Gottheimer tomorrow about the funding on site.

#### COUNCIL REPORTS:

Councilman Van Eck congratulated Councilman Biale for his years of service and accomplishments. Councilman Van Eck congratulated Elizabeth Llorente on her Hometown Hero achievement. The Communications Commission is seeking new members for 2022. Councilman Van Eck congratulated the Recreation Commission's new Commissioners for 2022, and baseball, volleyball, and softball registration opens in 2022. Councilman Van Eck advised that the Shade Tree Commission is working on final amendments to the proposed ordinance.

Councilman Kulmala congratulated Councilman Biale for his many years of service to the community. Councilman Kulmala advised that the Planning Board of hearing a subdivision of 363 Ramapo Valley Road, Oakland, N.J. 07436, and the Board reviewing the Cannabis ordinance. Councilman Kulmala thanked all of the Committees and First Responders for a great 2021.

Councilman Pignatelli congratulated Councilman Biale for his years of service and accomplishments. Councilman Pignatelli read the call totals for the First Aid Squad. Councilman Pignatelli encouraged the public to get their flu shots and COVID-19 vaccinations.

Councilman Slasinski congratulated Councilman Biale for his many years of service to the community. Councilman Slasinski added that the Library is reminding the public about renting of shared spaces and digital library is available online.

Councilman Talamini congratulated Councilman Biale for his years of service and giving his everything to the community. Councilman Talamini thanked the Public Events Committee for a successful Christmas Tree and Menorah Lighting Ceremony.

Councilman Biale thanked all the Borough Council Members for their kind words. The North end Sidewalks project is proceeding shortly and working on easements. The signal box at the LED

Sign is being relocated soon, and the masonry will be completed in 2022. Councilman Biale advised that the signal at Franklin Avenue was resolved. Bids were received for the Sewer Decommissioning Project, with the apparent low bidder being higher than the Borough Engineer's Estimate. The Iroquois Pump Station Project bid will be awarded in late January. The Patriot's Way Bridge remains safe for pedestrian and vehicular traffic.

OPENED FOR PUBLIC COMMENT:

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

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

Jerri Angermueller, 21 Lakeview Terrace, asked why there are so many properties on the tax sale list in the newspaper and suggested the Borough go back to the normal tax sale instead of accelerated tax sale.

CLOSED FOR PUBLIC COMMENT:

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

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

BILLS TO BE PAID:

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

MEETING ADJOURNED:

On motion of Councilman Pignatelli, seconded by Councilman Van Eck, the meeting be adjourned at 9:35 p.m.

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

*Michael Carelli*

*Linda H. Schwager*

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Michael Carelli, Deputy Borough Clerk  
January 12, 2022

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Mayor Linda H. Schwager

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Date Approved

