

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY FEBRUARY 12, 2020

MOVE TO EXECUTIVE SESSION:

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

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, (N.J.S.A. 10:4-12) permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist,

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

1. The public shall be excluded from discussion of action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
Personnel; Contract for Boswell Engineering
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, Levy, Pignatelli, Talamini, Van Eck.

Discussion over personnel and the contract for Boswell Engineering. No action taken.

CLOSE EXECUTIVE SESSION:

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

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

MEETING CALLED TO ORDER: By Mayor Schwager at 7:35 pm.

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Biale, Knapp, Levy, Pignatelli, Talamini, Van Eck. Absent: None. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney.

SALUTE TO THE FLAG:

MOMENT OF SILENCE:

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

MAYOR'S REPORT:

There will be new Welcome to Oakland signs for all the entrances to the Borough. Each sign has a sponsor. There is one sign available at Breakneck Road. Last week, the Borough held a meeting with the residents near the Skyview Treatment Plant. There was a meeting yesterday at the DEP in Trenton. Mayor Schwager attended with Councilman Biale, Councilman Levy, Borough Administrator Kunze and the Engineer and Attorneys. We made great progress especially as it relates to the decommissioning of the sewer treatment plants. The DEP has now indicated that this is not a major modification and we do not need Highlands approval. This will allow us to move more quickly. It is anticipated that we will be able to break ground in 2021. This is moving as fast as possible. Mayor Schwager advised that there are many members of the Environmental Commission who do not attend meetings. She is asking if the members cannot fulfill their obligations, to resign so someone else can be appointed. Tonight, we are welcoming a new Police Officer and congratulating the Ramapo High School Football team on their outstanding season. At the next meeting we will recognize the Indian Hills DECA team. Tonight we are saying goodbye to one of our Board of Health members and will have a presentation by Alison Fleeson about a community garden.

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, Levy, Pignatelli, Talamini, Van Eck.

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

RESOLUTION 20-71 HIRE POLICE OFFICER

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

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

WHEREAS, the Police Chief has recommended the appointment of Joseph Burns pending the completion of the necessary pre-employment testing and background checks;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oakland that Joseph Burns be and is hereby appointed as a police officer for the Borough of Oakland, which appointment is effective as February 12, 2020 and being made in accordance with the New Jersey Department of Personnel Certification of Eligibles for Appointment List, and his salary shall be at Step 3 \$ 60,808 in accordance with the current PBA contract.

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

RECOGNITION: RAMAPO HIGH SCHOOL FOOTBALL TEAM

Mayor Schwager presented a certificate congratulating Coach Drew Gibbs and the Ramapo High School Football team on winning the State Championship for the second year and being the first team to have a 13-0 record two years in a row. There are three Oakland residents on the team: Matt Hoey, Charles DePrima, Michael Terranova. Coach Gibbs thanked the Mayor and advised this was a whole team effort and it has been an honor and privilege to be the head coach. He introduced the team captains.

CERTIFICATE-MARY ANN WEST

Councilman Pignatelli presented Mary Ann West a certificate thanking her for her 21 years of exemplary service to the Board of Health. The Board depended on her many times for her expertise as a nurse.

APPROVAL OF MINUTES: JANUARY 8, 2020

On motion of Councilman Biale, seconded by Councilman Knapp, the minutes from the Mayor and Council meeting of January 8, 2020 be approved.

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

APPROVAL OF MINUTES: JANUARY 22, 2020

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council meeting of January 22, 2020 be approved.

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

APPROVAL OF MINUTES: JANUARY 8, 2020 EXECUTIVE SESSION

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council Executive Session of January 8, 2020 be approved.

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

APPROVAL OF MINUTES: JANUARY 22, 2020 EXECUTIVE SESSION

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council Executive Session of January 22, 2020 be approved.

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

COMMUNITY GARDEN PRESENTATION:

Alison Fleeson, Co-Chair of the Green team, was in attendance to discuss the proposed Community Garden to be built behind the Municipal Building. There would be twenty two 4x8 plots plus five raised tables that are ADA compliant. The Green Team is applying for a \$20,000 grant through Sustainable Jersey to help fund the project. Part of the grant would be used to clean up and fence the area. Ms. Fleeson advised that the Green Team is exploring the option of leaving the basketball court. She met with the Board of Education and they have concerns about the basketball and security. She will speak further with the Board to address their concerns. Ms. Fleeson explained that the annual fee charged would be put into an account for future maintenance and upgrades.

Mayor Schwager asked how the Green Team will know what someone is planting. Ms. Fleeson advised that a rules packet is being put together that will be handed out. They will have to abide by the rules. Councilman Pignatelli asked when we will be notified about the grant. Ms. Fleeson responded during the first week of April. Councilman Levy asked if there is curbing around the area and if it would be ADA compliant and he asked where the gardeners were going to get water. Ms. Fleeson responded that part of the grant would be used to run a water line.

Councilman Talamini advised that the Board of Education is concerned about the location of the garden and security for the Valley Middle School students. The school also uses that location for the kids during lunch periods. He asked Ms. Fleeson to keep in contact with the Board. Mayor Schwager advised that she and the Borough Administrator assured the Valley Middle School Principal that we would keep him informed. Councilman Pignatelli advised that the Green Team explored other locations but they were not conducive. Some had too much shade or were not accessible to water. Ms. Fleeson advised that only members will have a key to get in to the garden. Mayor Schwager advised they will be parking in the Borough parking lot not in the school.

APPOINTMENTS:

ENVIRONMENTAL COMMISSION:

Mayor Schwager brought forth the nomination of Nancy Krause for reappointment to a three-year term and Larry Levine for appointment to a two-year term as Alternate 2 on the Environmental Commission.

Motion to Consent:

On motion of Councilman Biale, seconded by Councilman Levy, the Council consented to the reappointment of Nancy Krause to a three-year term to expire December 31, 2022 and the appointment of Larry Levine to a two-year term as Alternate 2 to expire December 31, 2021.

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

EMERGENCY MANAGEMENT:

Mayor Schwager appointed Ed Tryon to the OEM.

APPROVE RAFFLE LICENSE RL1383:

On motion of Councilman Biale, seconded by Councilman Pignatelli, approval be granted to Raffle License RL1383 for the PTO Maple Road School to hold an on-premise 50/50 raffle on March 7, 2020 at Portobello's, 155 Ramapo Valley Road.

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

APPROVE RAFFLE LICENSE RL1384:

On motion of Councilman Biale, seconded by Councilman Pignatelli, approval be granted for Raffle License RL1384 for PTO Maple Road School to hold a tricky tray on March 7, 2020 at Portobello's, 155 Ramapo Valley Road.

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

APPOINTMENT BOROUGH ENGINEER:

Mr. Chewcaskie advised that the appointment of the Borough Engineer and Water and Sewer Engineer was not acted upon last month. The Mayor has thirty days to act on a nomination and it is now appropriate for the Council to make the appointment.

On motion of Councilman Biale, seconded by Councilman Talamini, Boswell Engineering be appointed as Borough Engineer for 2020.

ROLL CALL: Yeas, Councilmembers Biale, Knapp, Pignatelli, Talamini, Van Eck. Nay, Councilman Levy.

APPOINTMENT WATER AND SEWER ENGINEER:

On motion of Councilman Biale, seconded by Councilman Talamini, Boswell Engineering be appointed as Water and Sewer Engineer for 2020.

ROLL CALL: Yeas, Councilmembers Biale, Knapp, Pignatelli, Talamini, Van Eck. Nay, Councilman Levy.

RESOLUTION 20-72 AUTHORIZE PURCHASE OF LADDER TRUCK

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

WHEREAS, the Borough of Oakland is a member of the Houston-Galveston Area of Governments (HGAC) purchasing program, a national purchasing cooperative; and

WHEREAS, HGAC published notice soliciting sealed competitive bids on Sunday, May 5, 2019 and Sunday May 12, 2019 for a variety of fire apparatus and awarded a contract (FS12-17) to Absolute Fire Protection Co. for fire apparatus for the period December 1, 2019 through November 30, 2021; and

WHEREAS, P.L. 2011 c139(the "Law" or "Chapter 139") allows local contracting units to utilize national cooperative contracts as a method of procurement; and

WHEREAS, the New Jersey Department of Community Affairs, Division of Local Government Services (DLGS) has published LFN 2012-10, a Local Finance Notice detailing guidance to contracting units desiring to purchase under the Law; and

WHHEREAS, the Borough Administrator and Fire Chief are satisfied that the procurement conducted by HGAC and the contract awarded to Absolute Fire Protection Co. with the associated documentation submitted by both HGAC and Bauer are compliant with the guidance in LFN 2012-10; and

WHEREAS, the Borough of Oakland published a notice in the January 18, 2020 edition of the Bergen record and posted a notice on www.oakland-nj.org of its intent to award a contract to Absolute Fire Protection Co. for a new E-One Cyclone II Ladder Truck; and

WHEREAS, the total purchase price is \$ 1,198,522; and

WHEREAS, a cost savings determination in accordance with LFN 2012-10 demonstrates that purchasing this equipment through the HGAC Co-Op will save the Borough \$ 66,322 compared to other methods of procurement; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # C-04-55-002; and

WHEREAS, the Borough Attorney has reviewed this procurement and concurs with the procurement through the national cooperative contract.

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

1. The Borough of Oakland is authorized to purchase from the HGAC National Cooperative Contract.
2. The proposal submitted by Absolute Fire Protection Co. in accordance with HGAC contract # FS12-17 in the amount of \$ 1,198,522 is hereby accepted.

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

RESOLUTION 20-73 CANCEL SPECIAL EMERGENCY APPROPRIATION RESERVE
On motion of Councilman Biale, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, certain Special Emergency Appropriations Reserve balances remain for 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 the Special Emergency Appropriations Reserve be cancelled as follows:

Special Emergency Appropriations

<u>Ordinance Number</u>	<u>Description</u>	<u>Balance to Cancel</u>
10-633	Reassessment to the Previous Revaluation	\$ 19,011.71
Total – Current Fund		\$ 19,011.71

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

RESOLUTION 20-74 AUTHORIZE GRANT APPLICATION-RADON TEST KITS

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

WHEREAS, The New Jersey Department Of Environmental Protection Has A Radar Awareness Program Grant Which Is Available To All New Jersey Municipalities For The Purchase Of Radon Test Kits; And

WHEREAS, The Mayor And Council Of The Borough Of Oakland Think It Is In The Best Interest Of The Residents To Apply For This Grant;

NOW, THEREFORE, BE IT RESOLVED That The Mayor And Council Hereby Authorize An Application Be Submitted To The New Jersey Department Of Environmental Protection Radon Awareness Program Grant With A Requested Amount Of \$ 2,000.

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

RESOLUTION 20-75 AUTHORIZE GRANT CONTRACT-TENNIS COURT IMPROVEMENTS

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

BE IT RESOLVED that the Mayor and Council of the Borough of Oakland wish to enter into a Bergen County Trust Fund Project Contract (“Contract”) with the County of Bergen for the purpose of using a \$ 33,500 matching grant award from the 2019 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the municipal park project entitled Oakland Tennis Court Improvements located Block 1901, Lot 19.09 on the tax maps of the Borough of Oakland;

BE IT RESOLVED that the Mayor and council hereby authorize Mayor Linda H. Schwager to be a signatory to the aforesaid Contract; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about December 23, 2021; and

BE IT FURTHER RESOLVED that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proofs of payment,

and other such documents as may be required by the County in accordance with the Trust Fund's requirements; and

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible construction costs incurred (not to exceed total grant award) applied towards only the approved park improvements identified in the aforesaid Contract in accordance with the Trust Fund's requirements. Professional Services Costs may be reimbursed from grant award's unexpended balance, should there be a balance.

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

RESOLUTION 20-76 AUTHORIZE GRANT APPLICATION TO SUSTAINABLE JERSEY
On motion of Councilman Biale, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Oakland strives to save tax dollars, assure clean land, air, and water, improve working and living environments; and

WHEREAS, Oakland is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a program called the 2020 Sustainable Jersey Grants Program-\$ 20,000 Grant; and

WHEREAS, Sustainable Oakland Green Team Committee wishes to apply for a grant for the 2020 Sustainable Jersey Grant Program-\$ 20,000 Grant in order to create a Community Garden;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland has determined that the Borough of Oakland should apply for the aforementioned grant; and

BE IT FURTHER RESOVLED, that the Mayor and Council of the Borough of Oakland hereby authorizes the submission of an application for the aforementioned Sustainable Jersey Grant in the amount of \$ 20,000.

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

RESOLUTION 20-77 AUTHORIZE GRANT APPLICATION TO BERGEN COUNTY
On motion of Councilman Biale, seconded by Councilman Levy, the following resolution be introduced, adopted and duly passed by roll call vote:

WHEREAS, Bergen County is offering a grant to municipalities to assist in efforts to get an accurate count for the 2020 census; and

WHEREAS, the Mayor and Council of the Borough of Oakland think it is in the best interest of the residents to apply for this grant;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize an application be submitted to the Bergen County Freeholders with a requested funding amount of \$ 4,455.02 to be used for the 2020 Census.

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

RESOLUTION 20-78 RATIFY BLUE COLLAR LABOR AGREEMENT

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

WHEREAS, the United Public Service Employees Union - Blue Collar Unit, (hereinafter "the Union") are the local union representative for all Blue Collar employees of the Borough of Oakland excluding confidential, managerial, supervisory, seasonal or police employees within the meaning of the Public Employment Relations Act; and

WHEREAS, the Union and the Borough of Oakland have been negotiating the terms to a new collective bargaining agreement; and

WHEREAS, the parties' have negotiated and agreed upon the terms to a new collective bargaining agreement; and

WHEREAS, the Borough of is desirous of executing the new collective bargaining agreement for the term of January 1, 2020 through December 31, 2024.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Clerk are authorized to execute the Collective Bargaining Agreement between the Borough of Oakland and the United Public Service Employees' Union for the period of January 1, 2020 through December 31, 2024.

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

RESOLUTION 20-79 HIRE LABORER-N. MARCHESO

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

WHEREAS, the Borough of Oakland has a vacant position in the Department of Public Works; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Borough does hereby hire Nicholas Marcheso as a laborer in the Department of Public Works effective February 12, 2020 at an annual salary of \$ 38,853.

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

RESOLUTION 20-80 AMEND 2019 SEWER COUNSEL CONTRACT

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

WHEREAS, the Mayor and Council awarded a contract in the amount not to exceed \$10,000 on February 13, 2019 to John Napolitano of Cleary Giacobbe Alfieri & Jacobs, LLC for services as special counsel for sewer service; and

WHEREAS, there is a need to amend the contract by an additional \$ 828.75; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #9-01-20-155-028;

NOW, THEREFORE, BE IT RESOLVED that the 2019 contract for John Napolitano is increased by \$ 828.75 for a new total of \$ 10,828.75.

WHEREAS, the Mayor and Council awarded a contract in the amount not to exceed \$10,000 on February 13, 2019 to John Napolitano of Cleary Giacobbe Alfieri & Jacobs, LLC for services as special counsel for sewer service; and

WHEREAS, there is a need to amend the contract by an additional \$ 828.75; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #9-01-20-155-028;

NOW, THEREFORE, BE IT RESOLVED that the 2019 contract for John Napolitano is increased by \$ 828.75 for a new total of \$ 10,828.75.

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

RESOLUTION 20-81 AUTHORIZE ACCRUED TIME PAYOUT

On motion of Councilman Biale, seconded by Councilman Levy, 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 Sebastian Rollo for sick, vacation, personal and compensatory time accumulated in the amount of \$ 8,488.20; 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 \$ 8,488.20 composed of 89 hours of vacation time, 0 hours of sick time, and 0 hours of personal time and 240 hours compensatory time be paid out to Sebastian Rollo. 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, Levy, Pignatelli, Talamini, Van Eck.

RESOLUTION 20-82 APPOINT PER DIEM DISPATCHER

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

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

BE IT RESOLVED, that the Mayor and Council hereby appoints Sebastian Rollo at a Step 2 salary of \$ 25.63 per hour effective February 12, 2020.

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

RESOLUTION 20-83 AUTHORIZE AGREEMENT-WELL BABY CLINIC

On motion of Councilman Biale, seconded by Councilman Levy, 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 # 0-01-27-330-150;

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, 2020.

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

RESOLUTION 20-85 AUTHORIZE LOSAP PAYMENTS

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

WHEREAS, pursuant to N.J.S.A. 40A:14-191, emergency service organizations participating in a Length of Service Awards Program (LOSAP) shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit for the previous year, and;

WHEREAS, the certification shall be based on records maintained by the emergency service organization in accordance with the sponsoring agency's adopted point system, and;

WHEREAS, the required certifications have been presented by the Oakland Fire Department & by the Oakland First Aide Squad to the Local Plan Administrator, and;

WHEREAS, the Local Plan Administrator has reviewed the annual list, and supporting documentation from the Oakland Fire Department & from the Oakland First Aide Squad to substantiate the information provided, and is satisfied that the list is complete and accurate;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, County of Bergen, State of New Jersey that the certified list of volunteer members of the Oakland Fire Department & the Oakland First Aide Squad who have qualified for credit under LOSAP for the year 2019 is hereby approved, and

BE IT FURTHER RESOLVED, that the approved certification list is posted at the office of the Municipal Clerk, and returned to the Oakland Fire Department & the Oakland First Aide Squad for posting at their locations, for a period of 30 days to allow sufficient time for membership review.

ROLL CALL: Yeas, Councilmembers Biale, Levy, Talamini, Van Eck.
Abstain, Councilmembers Knapp, Pignatelli.

FINAL PUBLIC HEARING: ORDINANCE NO. 20-BOND-804

The Clerk was directed to take from the table Ordinance No. 20-Bond-804 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled " CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$175,000 for ORDINANCE 17-BOND-761 AUTHORIZING VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW COMMUNICATION AND SIGNAL SYSTEMS

EQUIPMENT IN AND BY AND FOR THE BOROUGH, AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE FUND BALANCE OF THE GENERAL CAPITAL FUND OF THE BOROUGH.”

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments.

CLOSED FOR PUBLIC DISCUSSION:

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

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

On motion of Councilman Biale, 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, Capital Ordinance Of The Borough Of Oakland, In The County Of Bergen, New Jersey Providing A Supplemental Appropriation Of \$175,000 For Ordinance 17-Bond-761 Authorizing Various Public Improvements And The Acquisition Of New Communication And Signal Systems Equipment In And By And For The Borough, And Providing That Such Sum So Appropriated Shall Be Raised From The Fund Balance Of The General Capital Fund Of The Borough, 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, Knapp, Levy, Pignatelli, Talamini, Van Eck.

WORK SESSION:

RENTAL OF SENIOR CENTER FOR EVENTS:

Senior Center Director Arielle Preciado was in attendance to present the proposed change to the facility use policy. The proposed change would be to allow private citizens to rent the facility for a fee on the weekends. The rental fee would be \$ 300 for five hours of use with an additional 30 minutes for cleaning. Each additional hour would cost \$ 50. There would be a \$ 500 deposit in case of damage which would be returned if there is no damage. The renter would be responsible for obtaining insurance. The Borough would require a hold harmless agreement with a liquor liability clause.

Councilman Levy asked what happens if someone who was in attendance was drinking and gets into an accident. Mr. Chewcaskie responded that the insurance requirements and the service of liquor will be reviewed by the Borough’s Risk Manager. There are guidelines from the JIF as to

insurance requirements. Mr. Kunze responded that there was a lot of time spent on the issue of liquor and they received guidance from the Risk Manager and the JIF. Councilman Pignatelli commented that liquor was allowed at one point at the Senior Center and there were complaints.

Councilman Pignatelli asked where the money from the rentals would go. Mr. Kunze responded it would be considered general revenue. Councilman Pignatelli questioned why this is being done. Ms. Preciado explained that she has had requests from the public. This would bring in revenue and some of that revenue would be allocated for the Seniors for extra trips. Mr. Kunze responded that ultimately the use of the money would be at the discretion of the Council. Ms. Preciado explained that the renter would obtain the key from the Police Department and then someone from the Borough would lock up the building and check for damage. The renter is responsible for set up. The kitchen can be used for storage and heating of food. The renter is responsible for clean up. There would be signage posted for specific event parking.

Councilman Knapp has concerns with there being a party with alcohol and no one from the Borough being there to supervise. Councilman Pignatelli asked if renters are going to be told there is no smoking. Ms. Preciado responded there is an alcohol and no smoking policy. Councilman Pignatelli commented that having someone on premise is added security. Councilman Van Eck asked if there are security cameras or if there is a plan going forward. Mr. Kunze responded that there are plans to go forth with a Borough wide security cameras but there is no specific plan at the Senior Center.

Councilman Talamini asked if this would be on the renter's homeowners insurance. Ms. Preciado responded it would be a rider on their homeowner's insurance. Mr. Kunze advised that we have spoken to Recreation about the parking. Councilman Biale advised that he met with Ms. Preciado, Mr. Kunze and the Mayor to go over this in detail. It is something we will try. Councilman Van Eck asked if an extra fee should be charged if the renter is going to have alcohol. Councilman Biale suggested maybe a larger deposit. Councilman Van Eck asked how this is going to interfere with Recreation sports since the Senior Center is so close to the ball fields. Ms. Preciado advised that events will not start until after 3 pm on a Saturday. Councilman Levy commented that we are potentially allowing drinking in a Borough building and they are five feet away from the kids playing ball. Recreation Chairman Mike Guadagnino advised he didn't realize the scope of this and was concerned about strangers so close to the children. Mayor Schwager commented that we will have to go back to the drawing board.

RECREATION BYLAWS:

Recreation Chairman Mike Guadagnino explained that the Recreation Commission bylaws have not been updated in three years and the Commission wanted to make some changes. The bylaws are being presented to the Mayor and Council for approval. A resolution will be listed on the next agenda.

SHADE TREE LOGO:

The Council had requested to see the winning logo on a mock letterhead. The consensus of the Council was to move forward with the winning logo.

DRAFT ORDINANCE REGULATING SHORT-TERM RENTALS:

Mr. Chewcaskie advised that in addition to this ordinance, we are going to amend the zoning ordinance to take out boarders as a permitted accessory use for residential zones. This ordinance for short-term rentals was based on the Franklin Lakes ordinance. It will be listed for introduction at the next meeting.

NEW BUSINESS:

Mayor Schwager advised that the Governing Body bylaws need to be updated. She asked everyone to forward suggestions to Mr. Kunze. She stated that the bylaws should be reviewed annually.

Councilman Van Eck advised that there is a new candy store in town. He stated there is no signage for the store. Councilman Knapp responded that whole strip of stores has no room for signage. He suggested maybe referring it to the zoning board to see if anything can be done. Mayor Schwager responded that the owners of the building have to file an application with the Board of Adjustment.

OLD BUSINESS:

Councilman Pignatelli questioned the status of the traffic study. Councilman Levy emailed the County Traffic Engineer about our study. He has not heard back but the study was supposed to be done in January. Councilman Pignatelli proposed doing this study before the County repaves Ramapo Valley Road in case different striping is needed. Councilman Levy advised that the study was supposed to be from the Franklin Avenue light to the Oak Street light. The County is getting a grant from the State to do the study.

COUNCIL REPORTS:

Councilman Talamini: No report.

Councilman Van Eck: The OCC is looking for volunteers for the tv committee and the newsletter. The OCC is looking for unsung heroes and volunteers to feature in the Crossroads newsletter. There are two openings on the OCC. The next meeting is March 2nd at 7:30 pm. Information for Recreation lacrosse signups for Kindergarten to 2nd grade is on the website. The information about summer sports camps is also online. The Recreation Commission is working with the Ramapo River Reserve about the Thomas McGinness Memorial at the Rec field. The Recreation Commission will preserve the plaque with a new memorial.

Councilman Biale: There will be a line dancing class at the Senior Center February 21st. There will be Valentine Bingo on February 14th at 2:30 pm. The Monday movie for February 24th will be The Goldfinch. There will be a presentation on February 20th "Tips and Tricks to Declutter Your Home". The Wind Creek Casino Trip will take place Tuesday March 13th. Councilman Biale thanked Senior Center Director Arielle Preciado for coming tonight to make her presentation. The DPW collected and chipped 1484 Christmas trees. The DPW Superintendent has been in touch with Rockland Electric with issues with the LED lights. Rockland has installed more than 80 fixtures in the Borough since 2016. Councilman Biale has been in touch with the BPU. The BPU is trying to get Rockland Electric to add additional levels of LED lighting. He spoke of a meeting with the BPU held in Trenton. Rockland limits the municipalities each year to 2% to change to LED. That would take 50 years to change the town. Rockland gets paid by the BPU for changing the fixtures to LED. The LED's cut 70% of the usage fee but there is no reduction in our rate. The BPU said we could see changes in 12 to 18 months. The DPW is asking residents to place trash cans behind the curb line when snow is predicted. The DPW has repaired 556 potholes with 11 tons of asphalt this year. Rockland Electric is doing a storm hardening project on Long Hill Road and will be trimming trees.

Councilman Pignatelli: The 2020 BCUA Hazardous Waste schedule is as follows: March 7th Moonachie, April 5th Bergen Community College, May 9th Campgaw. The hours are 9 am to 3 pm. The Environmental Commission did not meet this month and they are looking for new members. The Green Team is going to plant 250 trees in Great Oak Park as part of the second

Roots for Rivers grant. Volunteers are needed for planting. The Green Team is advertising for the Census because one of the tasks is to create accessibility. The Green Team is looking for new members. The Board of Health meets on February 18th.

Councilman Levy: The Flood Commission did not have a quorum. The Shade Tree Commission will meet on the first Monday of March at 7:00 pm. The Flood Commission will meet the second Monday at 7:30 pm. Both Commissions are looking for new members. The Capital Projects committee will meet at Friday 9 am.

Councilman Knapp: The Police Department is running the Junior Police Academy July 17-24th. Applications are available on the Borough website. The applications are due May 1st. This is a great event. Chief Sanzari is reminding residents that parking is not allowed on Borough streets between 2 am and 6 am without permission. February 20th is the kickoff meeting for the Public Safety organizations.

Councilman Biale reminded residents if they are parking on the street not to park across from another car because then there is not enough room for cars to pass. Councilman Knapp responded that it does not allow a fire truck to get through.

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, Levy, Pignatelli, Talamini Van Eck.

Vic Pedalino, McNamee Street, asked about the ordinance on boarders. Mr. Chewcaskie responded that we are introducing an ordinance banning short-term rentals. We are also amending the ordinance on boarders to eliminate that as an accessory use.

Dave Richardson, 320 Ramapo Valley Road, asked if the County can put a right turn lane on Franklin Ave by the Ramapo Valley Road intersection especially since the Stream House is going to be taken down. Councilman Levy responded that the issue is with the stream. Borough Engineer Yakimik responded that there needs to be at least 11 feet and it is encroaching on a historic property so we won't get approval to add a lane. Councilman Levy responded that it won't get the stacking it should to alleviate the problem.

Ken Hayes, 82 Roosevelt Blvd., asked if he could have the rocks from the retaining wall for the house that is going to be demolished. Mr. Kunze will be meeting with the County regarding the demolition of the homes. In the last bid, it called for properties to be graded. Councilman Levy advised that it is a floodway so new structures are not allowed.

CLOSED FOR PUBLIC DISCUSSION:

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

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

BILLS TO BE PAID:

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

(see following pages)

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

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

MEETING ADJOURNED:

On motion of Councilman Biale, seconded by Councilman Pignatelli, the meeting be adjourned at 9:36 pm.

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

Lisa M. Duncan

Lisa M. Duncan, Borough Clerk
March 11, 2020

Date Approved

Linda H. Schwager

Mayor Linda H. Schwager