

REGULAR MEETING OF THE MAYOR AND COUNCIL  
HELD AT THE  
MUNICIPAL COURT /COUNCIL CHAMBERS  
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY  
WEDNESDAY FEBRUARY 28, 2018

MOVE TO EXECUTIVE SESSION:

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

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

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

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

1. The public shall be excluded from discussion of action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:  
Personnel
3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above mentioned closed session once the Mayor and Council has arrived at a final decision on the specified subject matter.

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

Discussion ensued over personnel matters. No action taken.

CLOSE EXECUTIVE SESSION:

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

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

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, Kulmala, Levy, Pignatelli, Talamini. Absent: None. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator; Brian Chewcaskie, Borough Attorney.

SALUTE TO THE FLAG:

MOMENT OF SILENCE:

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

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**MAYOR'S REPORT:**

Mayor Schwager and the Borough Administrator met with the Franklin Lakes and Wyckoff Mayors and Administrators. The three towns pledged to work together. FLOW Follies will be held next week and Mayor Schwager and Councilman Kulmala will represent Oakland. On Friday, Superintendent of Schools Gina Coffaro will hold a meeting regarding school safety. Next Thursday, the Japanese School will hold its graduation. We are lucky to have this school in town. On April 5<sup>th</sup>, AARP will hold a smart driver class at the Senior Center. The Senior Art exhibition will be at the Library from April 5<sup>th</sup> to 29<sup>th</sup>. She advised residents to go see the progress on the Library construction project.

**OPENED FOR PUBLIC DISCUSSION:**

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

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

No comments.

**CLOSED FOR PUBLIC DISCUSSION:**

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

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

**RESOLUTION 18-131 RESCIND PROVISIONAL APPOINTMENT-D. ELDRIDGE**

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

WHEREAS, on January 24, 2018, the Borough Council appointed Lt. Douglas Eldridge as provisional Captain; and

WHEREAS, the provisional appointment is subject to modification as determined by the Borough Council; and

WHEREAS, the Borough Council has determined to remove Lt. Douglas Eldridge from his provisional appointment as Captain; and

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

- 1) Lt. Douglas Eldridge is hereby removed from his provisional appointment of Captain effective February 28, 2018.
- 2) This resolution shall take effect immediately.

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

**RESOLUTION 18-132 APPROVE CAPTAIN APPOINTMENT-K. SANZARI**

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 recently reorganized its police department's table of organization to include the position of Captain; and

WHEREAS, the Captain's promotion is a competitive title requiring promotional testing in compliance with the New Jersey Civil Service Commission rules and regulations; and

WHEREAS, there is currently no complete list of eligibles nor an incomplete list of eligibles for the appointment of an employee to Captain; and

WHEREAS, the Borough Council hereby seeks to make a provisional appointment for the vacant title of Captain until there is a complete list of eligibles; and

WHEREAS, the Borough Administrator and Public Safety Committee have recommended to the Borough Council to provisionally appoint Lt. Keith Sanzari to the position of provisional Captain pending a certified list of eligibles to be issued by the New Jersey Civil Service Commission; and

WHEREAS, Lt. Keith Sanzari meets the minimum requirements for the title of Captain; and

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

- 1) Lt. Keith Sanzari is hereby appointed as provisional Captain pending the receipt of a list of eligibles from the New Jersey Civil Service Commission; and
- 2) This provisional appointment of Lt. Keith Sanzari as Captain shall be subject to modification as determined by the Borough Council of the Borough of Oakland.

- 3) The salary for the Captain position will be \$ 146,551 as per the current PBA Labor Agreement.
- 4) This resolution shall take effect immediately.

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

**RESOLUTION 18-133 DESIGNATE OFFICER-IN-CHARGE**

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

WHEREAS, Lt. Douglas Eldridge currently serves as the Officer in Charge/Chief Law Enforcement Officer; and

WHEREAS, Lt. Douglas Eldridge is expected to retire effective March 1, 2018; and

WHEREAS, it is necessary to appointment a member of the Borough of Oakland Police Department as the Officer in Charge/Chief Law Enforcement Officer in the absence of the Chief of Police; and

WHEREAS, upon the recommendation of the Borough Administrator and the Public Safety Committee, provisional Captain Keith Sanzari should replace Lt. Douglas Eldridge as the Officer in Charge/Chief Law Enforcement Officer; and

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

- 1) Lt. Douglas Eldridge is hereby removed from his appointment as the Officer in Charge/Chief Law Enforcement Officer effective February 28, 2018.
- 2) Provisional Captain Keith Sanzari will serve as the Officer in Charge/Chief Law Enforcement Officer effective February 28, 2018 and will receive \$ 6,400 compensation.
- 3) This appointment of Provisional Captain Keith Sanzari as Officer in Charge/Chief Law Enforcement Officer shall be subject to modification as determined by the Borough Council of the Borough of Oakland.
- 4) This resolution shall take effect immediately.

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

Mayor Schwager administered the Oath of Office to Captain Sanzari.

**RESOLUTION 18-149 ACCEPT RETIREMENT OF D. ELDRIDGE**

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

WHEREAS, on February 8, 2018, the Borough Administrator received notification from the State of New Jersey, Department of Treasury, Division of Pensions and Benefits, advising that Lt. Douglas Eldridge filed for retirement from the Borough of Oakland; and

WHEREAS, the State of New Jersey, Department of Treasury, Division of Pensions and Benefits further advised the Borough Administrator that the retirement of Lt. Douglas Eldridge shall be effective March 1, 2018; and

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

- 1) The Borough of Oakland hereby accepts and relies upon the February 8, 2018 notification from the State of New Jersey, Department of Treasury, Division of Pensions of Benefits advising of the Lt. Douglas Eldridge's filed retirement application from the Borough of Oakland.
- 2) Effective March 1, 2018, Lt. Douglas Eldridge shall have retired from his position as Lieutenant with the Borough of Oakland.
- 3) This resolution puts the Borough Administrator on notice to immediately process this retirement.
- 4) This resolution shall take effect immediately.

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

#### RESOLUTION 18-135 AMEND CONTRACT-LIBRARY ARCHITECT

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

WHEREAS, a contract was awarded to Arcari & Iovino Architects, PC in an amount not to exceed \$ 214,500 for the Library Renovation Project; and

WHEREAS, the estimate for construction administration services was based on a project duration of eight months; and

WHEREAS, due to delays, the project completion is now expected to be completed at the end of May; and

WHEREAS, Arcari & Iovino Architects have requested additional compensation, not to exceed \$4,000 per month for a total not to exceed \$ 21,000, based on the work remaining;

WHEREAS, this is 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 # C-04-56-714-202;

NOW, THEREFORE, BE IT RESOLVED that the contract for Arcari & Iovino Architects, PC for the Library Renovation Project be amended by an additional \$21,000 for a new total contract price of \$ 240,300.

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

**RESOLUTION 18-136 AUTHORIZE BOSWELL-PATRIOTS WAY BRIDGE**

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

WHEREAS, there is a need to rehabilitate the Patriot's Way Bridge; and

WHEREAS, Boswell Engineering has submitted a proposal dated January 29, 2018 for the design and construction inspection work required in an amount not to exceed \$ 44,500 for design phase and \$ 135,500 for the construction inspection phase; and

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

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

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # C-04-56-761-100;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize Boswell Engineering for the design phase and construction inspection phase of the Rehabilitation of Patriots Way Bridge in an amount not to exceed \$ 44,500 for design and \$ 135,500 for construction inspection as outlined in the January 29, 2018 proposal; and

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

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

**RESOLUTION 18-137 AUTHORIZE RETURN REDEMPTION MONIES-LIEN 17-00043**

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

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00043, Block 3903, Lot 42.61, better known as C-1 East Oak St. on February 12, 2018; and

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 2,627.14 payable to FNA DZ, LLC FBO WSFS, 120 N. LaSalle St., Suite 1220, Chicago, IL 60607;

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 2,627.14 to the aforementioned lien holder.

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

**RESOLUTION 18-138 AUTHORIZE RETURN REDEMPTION MONIES-LIEN 17-00058**

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

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00058, Block 4602, Lot 32, better known as Seminole Ave. on February 12, 2018; and

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 213.56 payable to Borough of Oakland, 1 Municipal Plaza, Oakland, NJ 07436;

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 213.56 to the aforementioned lien holder.

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

**RESOLUTION 18-139 AUTHORIZE RETURN REDEMPTION MONIES-LIEN 17-00063**

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

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00063, Block 4903, Lot 8, better known as 44 Loyola Place on February 12, 2018; and

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 84.02 payable to US Bank Cust/PC7 1stTrust PC7, 50 South 16<sup>th</sup> St-Suite 2050, Philadelphia, PA 19102;

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 84.02 to the aforementioned lien holder.

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

**RESOLUTION 18-140 AUTHORIZE RETURN REDEMPTION MONIES-LIEN 17-00065**

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

WHEREAS, the Oakland Tax Collector has received funds from a property owner or other party of interest for redemption of a Tax Sale Lien 17-00065, Block 4906, Lot 3, better known as 53 Princeton Terrace on February 12, 2018; and

WHEREAS, lien holders are entitled to payment for redemption of the Tax Lien upon receipt of funds by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 7,923.76 payable to Christiana Trust as Custodian, GSRAN-Z Deposit Account, PO box 71276, Philadelphia, PA 19176;

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$ 7,923.76 to the aforementioned lien holder.

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

**RESOLUTION 18-141 AWARD BID-FIREFIGHTER TURNOUT GEAR**

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 seeks to achieve cost avoidances and obtain discount pricing; and,

WHEREAS, the Township of Wyckoff, as the lead agency for the WOLF Cooperative Pricing System has requested Franklin Lakes and Oakland join in a procurement to aggregate fire equipment which each municipality intends to purchase in 2018 via advertised competitive sealed bidding to achieve discount pricing; and,

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

WHEREAS, this advertised competitive sealed bid procurement combines the purchasing volume for the WOLF Group and as such this procurement establishes unit prices for system members (Franklin Lakes, Oakland and Wyckoff) to utilize in 2018; and,

WHEREAS, a legal notice soliciting sealed competitive bids was published in the 1/12/18 issue of the Ridgewood News establishing a bid opening date which exceeds the state mandated notice period by nine (9) days; it was , posted on the Township of Wyckoff's web site at "Bids and Jobs" easily accessed from the home page, and specifications were provided free of charge to encourage competition; and,

WHEREAS, the bid opening date was determined to be extended to capture maximum competition; and

WHEREAS, addendum #1 was published in the Ridgewood News on January 19, 2018 extending the bid opening date to February 16, 2018 at 11:00 am; and



WHEREAS, on February 16, 2018 at 11:00 am, the bids listed on the attached bid summary were received, opened, and their contents aloud as:

WHEREAS, as per N.J.A.C. 5:30-5-5(b)2, the Chief Financial Officer has certified the availability of funds appropriated in the 2018 annual budget under the Fire Department-Other Expenses budget.

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

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Oakland that they do hereby award a contract for the purchase of new never been used before Fire Fighter Turn Out pants and coats in accordance with the specification to State Line Fire and Safety, 50 Park Avenue, Park Ridge , New Jersey 07656 for the not to exceed price of \$ 2,191.80 per Turn-out pant and coat set.

BE IT FURTHER RESOLVED, that the Fire Chief shall purchase the estimated fire equipment items at the awarded unit prices only and only those items required for the 2018 program. The Fire Chief shall meet periodically throughout the year with the Fire Chiefs of Franklin Lakes and Wyckoff to order common items, separately but at the same time for purchasing efficiencies, and to explore standardization of equipment to capture additional savings in future procurements; and,

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

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

#### RESOLUTION 18-142 AUTHORIZE INTERLOCAL AGREEMENT-CHILD HEALTH CLINIC

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

WHEREAS, N.J.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 # 8-01-27-330-150;

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, 2018.

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

#### RESOLUTION 18-143 APPOINT TEMPORARY CFO

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

WHEREAS, there currently exists a vacancy in the position of Chief Financial Officer; and

WHEREAS, N.J.S.A. 40A:9-140.10 requires every municipality to have a Chief Financial Officer; and

WHEREAS, N.J.S.A 40A:9-140.13 (f) permits individuals without a CMFO license to be appointed as Temporary CFO for a period of up to one year without approval of the Director of Local Government Services; and

WHEREAS, the Borough Administrator, Richard Kunze, has agreed to serve as Temporary CFO;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland, that Richard Kunze is hereby appointed as Temporary CFO for a period not to exceed one year from February 28, 2018.

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

#### RESOLUTION 18-144 AUTHORIZE FORESTRY GRANT APPLICATION

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

WHEREAS, the Governing Body of the Borough of Oakland desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$ 3,000.00 to fund the subsequent Community Forestry Management Plan-Green Communities Grant;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that Borough Administrator Richard S. Kunze is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State, and (c) to execute any amendments thereto which do not increase the Grantee's obligations.

BE IT FURTHER RESOLVED that the Mayor and Council authorizes and hereby agrees to match 100% of the Total Project Amount, in compliance with the match requirements of the agreement.

BE IT FURTHER RESOLVED that the Borough agrees to comply with all applicable federal, State, and municipal laws, rules and regulations in its performance pursuant to the agreement.

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

**RESOLUTION 18-145 AWARD CONTRACT-TAX APPEAL ASSISTANCE**

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 wishes to appoint an expert for 2018 Tax Appeal Assistance; and

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

WHEREAS, the Mayor and Council of the Borough of Oakland wishes to award a contract to Value Research Group, LLC to provide 2018 Tax Appeal Assistance services for the Borough; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #8-01-55-904-001; and

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

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

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

**RESOLUTION 18-146 AWARD CONTRACT-TAX MAP MAINTENANCE**

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 must update its tax maps annually; and

WHEREAS, the Tax Assessor and Borough Administrator have recommended that Civil Solutions be retained to provide tax map updates, in accordance with their proposal; and

WHEREAS, the Mayor and Council of the Borough of Oakland wishes to award a contract to Civil Solutions to provide 2018 Tax Map Maintenance services for the Borough; and

WHEREAS, Civil Solutions will provide the services at a cost not to exceed \$ 5,000.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account # 8-01-20-150-104; and

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

NOW, THEREFORE, BE IT RESOLVED that the Borough of Oakland hereby awards and authorizes the Mayor and Borough Clerk to execute an agreement with Civil Solutions to provide Tax Map Maintenance Services for an amount not to exceed \$ 5,000.00.

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

#### RESOLUTION 18-148 AUTHORIZE REFUND 3<sup>RD</sup> & 4<sup>TH</sup> QUARTER TAXES

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

WHEREAS, the Borough of Oakland has received a request from the property owner for a refund of 3<sup>rd</sup> & 4<sup>th</sup> quarter taxes due to an overpayment; and

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

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

<u>BLOCK/LOT</u>	<u>OWNER</u>	<u>AMOUNT</u>
5004/50	Clinton & Rachel Gregory	\$6,770.03

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

#### INTRODUCTION: ORDINANCE NO. 18-CODE-766 AMEND SALARY ORDINANCE

The Clerk was directed to take from table Ordinance No. 18-Code-766 and read by title for its first reading.

The Clerk then read by title Ordinance No.18-Code-766 entitled: " AN ORDINANCE REVISING, AMENDING AND REENACTING PARAGRAPHS 1 THROUGH 16 OF ORDINANCE NO-17-CODE-763 TITLED "THE CODE OF THE BOROUGH OF OAKLAND, COUNTY OF BERGEN, STATE OF NEW JERSEY, ENTITLED "SALARIES OF MUNICIPAL EMPLOYEES"

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

BE IT RESOLVED that an Ordinance entitled, " An Ordinance Revising, Amending And Reenacting Paragraphs 1 Through 16 Of Ordinance No-17-Code-763 Titled "The Code Of The Borough Of Oakland, County Of Bergen, State Of New Jersey, Entitled "Salaries Of Municipal Employees, be introduced;

That said Ordinance be considered for final adoption at a meeting on March 14, 2018 at the Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, New Jersey at 7:30 P.M.

That said Ordinance be published in full in The Record on or before March 5, 2018 together with notice of this introduction and of the time and place for further consideration for final passage, and that the Clerk post a copy of said Ordinance in the Municipal Building and make copies available to the public.

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

**FINAL PUBLIC HEARING: ORDINANCE NO. 18-CODE-765 AMEND RECREATION FEES**

The Clerk was directed to take from the table Ordinance No. 18-Code-765 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"

**OPENED FOR PUBLIC DISCUSSION:**

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

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

No comments.

**CLOSED FOR PUBLIC DISCUSSION:**

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

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

On motion of Councilman Levy, 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 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", 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, Kulmala, Levy, Pignatelli, Talamini.

WORK SESSION:  
COPIER LEASES:

Mr. Kunze explained that the lease on our current copiers expires in the spring and the Borough Clerk has been researching replacement options. The new proposed lease would upgrade two copiers and save the Borough almost \$ 300 per month in base lease costs. A resolution will be listed on the next agenda.

SENATE BILL S-5:

Mr. Kunze explained that Senate Bill S-5 would transfer management of the Police and Fire Retirement System (PFRS) to a new 12 member Board of Trustees. Most critically, the Police and Fire Unions would control the board even though the taxpayers currently provide 73% of the funding. The Board could vote to enhance benefits and the extra cost would be borne by the towns, not PFRS members. A resolution will be listed on the next agenda.

ORDINANCE REGARDING PROHIBITION OF SALE OF MARIJUANA PRODUCTS:

Mr. Chewcaskie provided a draft ordinance from Mahwah for consideration. Mayor Schwager questioned the constitutionality of the ordinance. Mr. Chewcaskie responded it depends on the type of legislation that is proposed. Some States have legislation that leaves it up to individual communities. This is a zoning ordinance which would prohibit sale or distribution but not use. Councilman Talamini commented that it is similar to “dry” towns that do not sell alcohol. Mr. Chewcaskie is anticipating that there will be some local control if legislation is enacted. Councilman Kulmala commented there is no downside to enacting legislation. Mr. Chewcaskie will draft an ordinance appropriate for Oakland.

JOINT LETTER TO STATE REGARDING COMPETITION IN THE GARBAGE  
COLLECTION INDUSTRY:

Mr. Kunze advised that during last year’s discussion of the solid waste collection bid, it was noted that there was a lack of vendors submitting bids. Other towns experienced the same situation. We are looking to join with Franklin Lakes and Wyckoff to submit a letter to the Attorney General in order to bring this to his attention. Mr. Chewcaskie advised that the Governing Body can make a motion to authorize signing of the letter to be submitted. Councilman Kulmala would like to see the completed letter before authorization. Mayor Schwager asked the Council members to read this carefully and submit any comments to Mr. Kunze. She advised there was an article in the newspaper about Saddle River who is now doing garbage collection on their own. Councilman Pignatelli advised there are factors to consider such as equipment cost and cost of employees. Mr. Kunze advised that Superintendent Marcucilli had looked at doing garbage collection in-house. It didn’t seem to be a money saver for us and there was an issue of where to store the equipment. Councilman Biale responded that one truck cost \$ 700,000 and we would need several trucks.

COUNCIL REPORTS:

Councilman Levy: No report.

Councilman Pignatelli: He welcomed Len Provenzale to the Board of Health. The Environmental Commission will hold a clean up of Great Oak Park on April 21<sup>st</sup>.

Councilman Biale: Read a proclamation for resident Angelo Chiusano, member of the Senior Center. The Seniors will hold an Art Exhibition on April 5<sup>th</sup> to 29<sup>th</sup>. Bingo will be held on March 15<sup>th</sup> and 29<sup>th</sup>. The smart driver course will be held for residents 50 and older. The cost is \$ 15 for AARP members and \$ 20 for non-members. The Seniors will hold their St. Patrick's Day party on March 10<sup>th</sup> at 1 pm. Councilman Biale will be meeting with the DPW Superintendent to put together the 2018 request for LED lights. He explained that we are trying to get funding for additional lights. He advised that we are requesting funding for sidewalks at the north end of Ramapo Valley Road. He thanked Eugene MacMahon for the comprehensive report on garbage and recycling. The Water & Sewer Committee met with Borough Engineer Kevin Boswell and the NWBCUA and their engineer to discuss a plan for sewers in the downtown. We are still working with the DEP regarding approval of our Wastewater Management Plan which will be published March 7<sup>th</sup>. Councilman Biale advised that Bergen County Housing Improvement has a low-cost loan program. On March 8<sup>th</sup>, Rockland Electric will hold a program on SMART meters.

Councilman Kulmala: The Recreation Commission met last Monday. Winter sports are wrapping up and they are getting ready for spring sports. There will be a last chance softball sign up on Saturday from 9 to 12 at the Danny D'Elia Building. The Library renovation work is continuing. The basement has been demolished, the framing is going up and the circulation desk has been removed. The Communications Commission will meet on Wednesday March 7<sup>th</sup>. Councilman Kulmala knows the community is worried about school security and the Borough and school officials are listening.

Councilman Talamini: Public Events Committee is looking for new members. The Easter Egg Hunt will be held Saturday March 24<sup>th</sup>. There will be a meeting on Friday to discuss security in the schools.

Councilman Knapp: The Municipal Alliance met Monday. They are making plans for the 5<sup>th</sup> grade post-DARE event. Public Safety held a kick-off meeting with all public safety departments attending. There was good discussion. He will start reporting each month on statistics. Councilman Knapp complimented the DPW on the job they did for the last storm. With the upcoming rain, the DPW opened the gates at 6:45 pm. This past Saturday, the Fire Department put to rest 91-year old Les Woodward who was a member of the Fire Department for 58 years.

#### OPENED FOR PUBLIC DISCUSSION:

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

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

No comments.

#### CLOSED FOR PUBLIC DISCUSSION:

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

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

\BILLS TO BE PAID:

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

(see following pages)

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

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

MEETING ADJOURNED:

On motion of Councilman Biale, seconded by Councilman Kulmala, the meeting be adjourned at 8:40 pm.

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

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Lisa M. Duncan, Borough Clerk

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Mayor Linda H. Schwager

March 14, 2018

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Date Approved