

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY JULY 11, 2018

MOVE TO EXECUTIVE SESSION:

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

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

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

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

1. The public shall be excluded from discussion of action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
Boswell contract-River Restoration project; 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, Levy, Pignatelli.

No action taken.

CLOSE EXECUTIVE SESSION:

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

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

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

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Biale, Knapp, Levy, Pignatelli. Absent: Councilmembers Kulmala, Talamini. Also Present: Lisa M. Duncan, Borough Clerk; Richard Kunze, Borough Administrator.

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.

MOTION TO EXCUSE ABSENCES:

On motion of Councilman Pignatelli, seconded by Councilman Levy, the absences of Councilman Kulmala and Councilman Talamini be excused.

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

MAYOR'S REPORT:

Mayor Schwager advised that the tax bills have not been sent out yet because the State is still determining the State aid for the schools. The Borough of Oakland will hold a Junior Police Academy from July 23rd to 27th sponsored by the Oakland-Franklin Lakes Rotary. It is for 7th, 8th and 9th graders. The Oakland Rehab. Center will be holding a free concert July 19th. On July 20th at the Senior Center, Congressman Gottheimer will assemble with the family of former Postmaster Frank Leone to talk about rededicating the Oakland Post Office to the Frank Leone Post Office. There will be a ceremony in the fall once the legislation is passed.

RESOLUTION 18-250 PROMOTION TO SERGEANT-K. DOCWRA

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

WHEREAS, the Borough of Oakland has a vacant Sergeant's position; and

WHEREAS, Officer Keith Docwra has qualified for promotion per the rules and regulations of the New Jersey Civil Service Commission; and

WHEREAS, the Borough Administrator and the Police Captain have recommended that Officer Docwra be promoted to fill the open Sergeant's position; and

WHEREAS, the Council believes it is in the best interest of the department and community to promote Officer Docwra;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oakland that Officer Keith Docwra be promoted to the rank of Sergeant, effective July 11, 2018; and

BE IT FURTHER RESOLVED, that Sgt. Docwra's compensation shall be at Sergeant Step 1 \$ 126,900 pursuant to the PBA Collective Bargaining Agreement.

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

RESOLUTION 18-251 PROMOTION TO SERGEANT-B. PAGERIE

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

WHEREAS, the Borough of Oakland has a vacant Sergeant's position; and

WHEREAS, Officer Bart Pagerie has qualified for promotion per the rules and regulations of the New Jersey Civil Service Commission; and

WHEREAS, the Borough Administrator and the Police Captain have recommended that Officer Pagerie be promoted to fill the open Sergeant's position; and

WHEREAS, the Council believes it is in the best interest of the department and community to promote Officer Pagerie;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oakland that Officer Bart Pagerie be promoted to the rank of Sergeant, effective July 11, 2018; and

BE IT FURTHER RESOLVED, that Sgt. Pagerie's compensation shall be at Sergeant Step 1 \$ 126,900 pursuant to the PBA Collective Bargaining Agreement.

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

RESOLUTION 18-252 PROMOTION TO SERGEANT-S. BROEK

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

WHEREAS, the Borough of Oakland has a vacant Sergeant's position; and

WHEREAS, Officer Stephen Broek has qualified for promotion per the rules and regulations of the New Jersey Civil Service Commission; and

WHEREAS, the Borough Administrator and the Police Captain have recommended that Officer Broek be promoted to fill the open Sergeant's position; and

WHEREAS, the Council believes it is in the best interest of the department and community to promote Officer Broek;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oakland that Officer Stephen Broek be promoted to the rank of Sergeant, effective July 11, 2018; and

BE IT FURTHER RESOLVED, that Sgt. Broek's compensation shall be at Sergeant Step 1 \$ 126,900 pursuant to the PBA Collective Bargaining Agreement.

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

Mayor Schwager administered the Oath of Office to Sergeant Docwra, Sergeant Pagerie, and Sergeant Broek.

APPOINTMENT OF FIRE FIGHTER:

On motion of Councilman Knapp, seconded by Councilman Pignatelli, the Council appoints Paul Chaderjian to the Oakland Volunteer Fire Department.

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

RESOLUTION 18-262 AUTHORIZE RENAMING OAKLAND POST OFFICE

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

WHEREAS, the United States Postal Service facility located at 332 Ramapo Valley Road in Oakland, New Jersey, has been known as the Oakland Post Office; and

WHEREAS, Frank Leone was Postmaster of the Oakland Post Office for 48 years; and

WHEREAS, Frank Leone was appointed Postmaster by President Lyndon B. Johnson and was the last presidentially appointed Postmaster in the history of the Post Office; and

WHEREAS, Frank Leone served as Postmaster in the Oakland Post Office until his retirement in 2012; and

WHEREAS, Frank Leone moved into Oakland, New Jersey with his wife Ellen and their family in 1954 and actively served the residents of Oakland, New Jersey ever since; and

WHEREAS, Frank Leone served on the Oakland Borough Council from 1963 to 1965; and

WHEREAS, Frank Leone also served the Borough of Oakland as Fire Chief, Civil Defense Director and President of the Oakland Chamber of Commerce; and

WHEREAS, Frank Leone was a veteran of World War II where he served as a flight deck crewman in the Navy on the aircraft carrier USS Kearsage; and

WHEREAS, Frank Leone passed away on September 7, 2014 at age 87 leaving his wife Ellen and their family;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland is authorizing that the U.S. Postal Service facility located at 332 Ramapo Valley Road in the Borough of Oakland, Bergen County in the State of New Jersey be rededicated as "Frank Leone Post Office" in his honor and shall ensure that his legacy is for his dedication to his community and to the U.S. Postal Service is never forgotten; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be sent to U.S. Congressman Josh Gottheimer who will introduce the Bill to the U.S. House of Representatives in Washington, DC to dedicate and rename the Oakland Post Office to Frank Leone Post Office.

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

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments.

CLOSED FOR PUBLIC DISCUSSION:

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

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

APPROVAL OF MINUTES: JUNE 6, 2018 SPECIAL MEETING

On motion of Councilman Pignaelli, seconded by Councilman Levy, the minutes from the Mayor and Council Special meeting of June 6, 2018 be approved.

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

APPROVAL OF MINUTES: JUNE 27, 2018

On motion of Councilman Pignatelli, seconded by Councilman Biale, the minutes from the Mayor and Council meeting of June 27, 2018 be approved.

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

APPROVAL OF MINUTES: JUNE 27, 2018 EXECUTIVE SESSION

On motion of Councilman Biale, seconded by Councilman Pignatelli, the minutes from the Mayor and Council Executive Session of June 27, 2018 be approved.

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

APPROVE SOCIAL AFFAIRS PERMIT:

On motion of Councilman Pignatelli, seconded by Councilman Biale, approval be granted for the Oakland Elks for a Social Affairs Permit for the Oakland Fathers Club "Pig Roast" on July 21, 2018.

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

RESOLUTION 18-253 AUTHORIZE REFUND OF TEMPORARY HEALTH LICENSE FEE

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

WHEREAS, Lenape Valley Diner has requested a refund of Temporary Health License Fee #T-22-18; and

WHEREAS, the Board of Health approved the refund at their June 19, 2018 meeting; 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 from Account 8-01-55-998-006 to:

Lenape Valley Diner, 176 Ramapo Valley Road, Oakland, NJ 07436 refund due \$ 250.00

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

RESOLUTION 18-254 AUTHORIZE REFUND RECREATION FEE

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 received a request for a refund of TGA Summer Sports Camp in the amount of \$ 1,194.00; and

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

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

Dan Telofski, 80 Ryerson Ave., Oakland, NJ 07436 refund due \$1,194.00

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

RESOLUTION 18-255 AUTHORIZE OF RADIO EQUIPMENT-MOTOROLA

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 needs to purchase a new Radio Communications System, including a new two position dispatch console, new mobile radios, new portable radios, related equipment, programming and installation; and

WHEREAS, Motorola Solutions submitted a proposal for the equipment desired dated June 11, 2018 in the amount of \$ 544,389.65; and

WHEREAS, Motorola Solutions has State Contract # 83909 for the equipment desired; and

WHEREAS, the Chief Financial Officer has certified that funding is available in the following Accounts:

Ord. 10-636	C-04-56-636-201	\$9,859.78
Ord. 10-636	C-04-56-636-202	\$107,647.04
Ord. 11-643	C-04-56-643-011	\$10,781.93
Ord. 11-643	C-04-56-643-012	\$219,885
Ord. 17-761	C-04-56-761-500	\$196,215.90

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby authorizes the purchase of the new Radio Communications System from Motorola Solutions as outlined in their proposal dated June 11, 2018 at a cost of \$ 544,389.65.

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

RESOLUTION 18-256 AUTHORIZE PURCHASE OF RADIO EQUIPMENT-GOOSSETOWN COMMUNICATIONS

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 needs to purchase a new Dispatch Recorder, new antennas, scanners, low band radios, programming and installation; and

WHEREAS, Goosetown Communications submitted Quote #6171, Quote# 8812 and Quote #10981 for the equipment desired in the amount of \$ 56,876.18; and

WHEREAS, Goosetown Communications has State Contract # 83891 and 83927 for the equipment desired; and

WHEREAS, the Chief Financial Officer has certified that funding is available in the following Accounts:

Ord. 16-743	C-04-56-712-201	\$ 16,459.12
Ord. 17-760	C-04-56-760-300	\$ 19,287.00
Ord. 17-761	C-04-56-761-500	\$ 21,130.06

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oakland hereby authorizes the purchase of the new equipment from Goosetown Communications as outlined in their Quotes at a total cost of \$ 56,876.18.

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

RESOLUTION 18-257 URGING LEGISLATURE TO AMEND S-716, S-477 AND S-1766

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

WHEREAS, while it is commendable that legislation is being considered to provide additional compensation to Firefighters with cancer, S-716 as currently written, without responsible amendments, will prove to be very expensive to municipalities and taxpayers, and

WHEREAS, while it is also commendable that the statute of limitations is being extended for claims involving sexual abuse, S-477 as currently written would eliminated the statute of limitations entirely leaving officials and volunteers with the near impossible task of defending a claim that is decades old.

WHEREAS, under current law family members can already collect substantial compensation for actual losses such as medical bills, lost income as well as loss of companionship.

WHEREAS, without appropriate amendments, the combined impact of these bills would devastate local government insurance budgets at a time when the local taxpayers are being squeezed because of changes in the Federal Tax code.

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

- S-716 be amended to provided that the cancer presumption be limited to types of cancer that scientific evident establishes that Firefighters develop at a higher rate than the general public, and
- S-716 be amended to end the presumption at age 65 when the firefighter becomes eligible for Medicare. Alternatively, S-716 should be amended to remove volunteers and establish a special program for them along the lines recently adopted by New York, Connecticut, Michigan, Colorado and Georgia; and
- S-716 also be amended so that the standard to rebut the presumption remains at the current “preponderance of the evidence”, and
- S-477 be amended to increase statute of limitation on claims involving sexual molestation against public entities to 7 years, subject to no limitation against the molester, and
- S-1766 be amended to remove public entities from “emotional distress” compensation for wrongful death claims subject to Title 59, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Governor, the Legislative Delegation in the 39th District, the Senate President and the Speaker of the Assembly.

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

RESOLUTION 18-258 AUTHORIZE MUNICIPAL ALLIANCE GRANT AGREEMENT
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 Mayor Linda H. Schwager and CFO Stephen Sanzari are hereby authorized to execute the Municipal Alliance Grant Agreement on behalf of the Borough of Oakland.

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

RESOLUTION 18-259 AUTHORIZE RETURN OF PROPERTY CASE #17-04011
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 received a request for a refund of Found Property, Case 17-04011, in the total amount of \$ 11.00; and

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

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

Michelle Leo, 110 Newbury Pl., Riverdale, NJ 07457 amount \$ 11.00

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

RESOLUTION 18-260 AUTHORIZE RETURN OF PROPERTY CASE 18-00823

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 received a request for a refund of Found Property, Case 18-00823, in the total amount of \$ 3.00; and

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

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

Hope Ryan, 564 W. 4th St., Plainfield, NJ 07062 amount \$ 3.00

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

RESOLUTION 18-261 AUTHORIZE LICENSE AGREEMENT-POULA, LLC

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

WHEREAS, Poula, LLC is the owner of a certain parcel of land identified as Block 4508, Lot 2 in the Borough of Oakland, commonly known as 445 Ramapo Valley Road; and

WHEREAS, the property owners have requested the use of a portion of the property owned by the Borough of Oakland known as Block 2508, Lot 3 for the purpose of parking of vehicles; and

WHEREAS, Poula, LLC desires to enter into a License Agreement with the Borough of Oakland for use of a portion of Block 2508, Lot 3; and

WHEREAS, the Mayor and Council of the Borough of Oakland has determined that it is in the best interests of the Borough to accept this License Agreement in order to resolve this matter and to authorize the execution of the License Agreement.

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

1. The Mayor and Borough Clerk are authorized to execute the License Agreement in the form annexed to this Resolution.
2. Certified copies of this Resolution shall be provided to the Ben Cascio, attorney for Poula, LLC, Richard Kunze, Administrator and Brian M. Chewcaskie, Borough Attorney.

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

INTRODUCTION: ORDINANCE NO. 18-BOND-770 CAPITAL PURCHASES

The Clerk was directed to take from table Ordinance No.18-Bond-770 and read by title for its first reading.

The Clerk then read by title Ordinance No.18-Bond-770 entitled: " CAPITAL ORDINANCE OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH OF OAKLAND, APPROPRIATING THEREFOR THE SUM OF \$755,500 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND AND CAPITAL SURPLUS OF THE GENERAL CAPITAL FUND OF THE BOROUGH."

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

BE IT RESOLVED that an Ordinance entitled, " Capital Ordinance Of The Borough Of Oakland, In The County Of Bergen, New Jersey Authorizing The Making Of Various Public Improvements And Acquisitions In, By And For The Borough Of Oakland, Appropriating Therefor The Sum Of \$755,500 And Providing That Such Sum So Appropriated Shall Be Raised From The Capital Improvement Fund And Capital Surplus Of The General Capital Fund Of The Borough, be introduced;

That said Ordinance be considered for final adoption at a meeting on July 25, 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 July 16, 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, Levy, Pignatelli.

INTRODUCTION: ORDINANCE NO. 18-BOND-771 2018 BOND ORDINANCE

The Clerk was directed to take from table Ordinance No.18-Bond-771 and read by title for its first reading.

The Clerk then read by title Ordinance No. 18-Bond-771 entitled: " BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,995,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

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

BE IT RESOLVED that an Ordinance entitled, Bond Ordinance To Authorize The Making Of Various Public Improvements In, By And For The Borough Of Oakland, In The County Of Bergen, State Of New Jersey, To Appropriate The Sum Of \$2,995,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For The Issuance Of Bond Anticipation Notes In Anticipation Of The Issuance Of Such Bonds, be introduced;

That said Ordinance be considered for final adoption at a meeting on July 25, 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 July 16, 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, Levy, Pignatelli.

RESOLUTION 18-249 INTRODUCTION OF BOND ORDINANCE

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

BE IT RESOLVED that the ordinance entitled:

“BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,995,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 25th day of July, 2018, at 7:30 pm, or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage the first reading and of the time and place when and where said ordinance will be further considered for final passage.

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

INTRODUCTION: ORDINANCE NO. 18-CODE-772 amend

The Clerk was directed to take from table Ordinance No. 18-Code-772 and read by title for its first reading.

The Clerk then read by title Ordinance No. 18-Code-772 entitled: " AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF

OAKLAND, CHAPTER 59 ENTITLED "LAND USE AND ZONING, ARTICLE VII, "ZONING", TO ESTABLISH A CONDITIONAL USE IN THE INDUSTRIAL-1 ZONE"

On motion of Councilman Levy, seconded by Councilman Biale, the following resolution be introduced, adopted and duly passed on 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 59 Entitled "Land Use And Zoning, Article VII, "Zoning", To Establish A Conditional Use In The Industrial-1 Zone, be introduced;

That said Ordinance be considered for final adoption at a meeting on August 22, 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 August 10, 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.

Councilman Pignatelli commented that he is not in favor of billboards in town but the Attorney advised that we currently prohibit billboards and that is unconstitutional. If we do not allow at least one zone that allows billboards, the town can be sued so he will have to vote for this ordinance. Mayor Schwager advised that this ordinance is part of a consent agreement. Councilman Biale advised that as part of the agreement, the Borough will be allowed to use the billboard for emergency signage. Mayor Schwager advised that the zone that would allow billboards will be on Route 287. Councilman Pignatelli explained that there will be restrictions such as setback requirements for the billboards.

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

NEW BUSINESS:

Councilman Levy advised that he sat with members of the DOT to discuss the mitigation of traffic in town. He advised that we are never going to get rid of all the traffic. However, there are things that can be done to mitigate such as the possibility of a no left turn from Ramapo Valley Road onto Yawpo Avenue. He spoke about the possibility of getting the County and State traffic lights to "talk" to each other. He will be meeting with Captain Sanzari, Traffic Officer Fiore and Councilman Knapp to discuss what we can do in town. Councilman Pignatelli would also like to be at the meeting. Mayor Schwager would like to be there as well. Councilman Pignatelli had suggested a couple of months ago that the Borough needs a good traffic study done.

COUNCIL REPORTS:

Councilman Knapp: No report.

Councilman Levy: The Planning Board will meet tomorrow at 7 pm at the Senior Center.

Councilman Pignatelli: He advised that 35 people signed up at the carnival to participate in Green Team programs. The Green Team wants an ordinance banning plastic bags. Mayor Schwager responded that we should wait to hear what happens with the legislation which is on

the Governor's desk. Councilman Pignatelli advised that residents should go on the website and sign up to receive the town news. He stated that some residents are concerned about an elevated level contained in the water quality report. He advised that the element was only elevated in Well 5 which is a test well. It is not in our drinking water. The Environmental Commission would like to review the Water Quality Report before it is issued. Mr. Kunze asked what Environmental Commission review would accomplish. The requirements of the Consumer Confidence Report are defined. The EPA requires us to monitor various chemicals but there are no requirements for them. They are monitored so the EPA can see if they need to establish a standard. The Borough reports the results of testing to the DEP and any exceedences are noted by the DEP. Councilman Biale advised that Oakland water is fine to drink. There are stringent detailed reports that go to the DEP weekly so anything would be flagged immediately. Councilman Pignatelli commented that the Green Team was asking about the chicken ordinance. He was told that Mr. Kunze had referred that ordinance to the Board of Health for review and comment. Councilman Pignatelli advised that Boswell is doing a developability study on the Sandy Beach property.

Councilman Biale: The Senior Club will hold their annual picnic tomorrow at 1 pm. Bingo will take place on July 19th. The Senior will take a trip to the Sands Casino on August 2nd. There will be a movie day at the Senior Center on August 2nd for anyone who doesn't go on the trip. Councilman Biale congratulated the new Senior Center Director and has heard good reports from the Seniors. The DPW has put in a work order to Rockland Electric to change our 2018 allocation of LED lights. He read Orange and Rockland's suggestions on things to do to keep costs down from air conditioning. The Water & Sewer Committee will hold an important meeting on August 14th at the NWBCUA to discuss terms of an agreement for a new sewer system. Councilman Biale is happy about the renaming of the Post Office.

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments made.

CLOSED FOR PUBLIC DISCUSSION:

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

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

BILLS TO BE PAID:

On motion of Councilman Pignatelli, seconded by Councilman Levy, 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.

Mayor Schwager hopes everyone reads the bills list each meeting.

MEETING ADJOURNED:

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

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

Lisa M. Duncan, Borough Clerk
July 25, 2018

Mayor Linda H. Schwager

Date Approved