

REGULAR MEETING OF THE MAYOR AND COUNCIL
HELD AT THE
MUNICIPAL COURT /COUNCIL CHAMBERS
10 LAWLOR DRIVE, OAKLAND, NEW JERSEY
WEDNESDAY SEPTEMBER 12, 2018

MOVE TO EXECUTIVE SESSION:

On motion of Councilman Kulmala, 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:
Tax Appeal Settlement-302 West Oakland; Affordable Housing; Contracts-Grant Writer, Auditor
3. The Mayor and Council shall release and disclose to the general public the discussion and actions taken on the subject matter of the above mentioned closed session once the Mayor and Council has arrived at a final decision on the specified subject matter.

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

Councilman Talamini entered at 6:41. Councilman Knapp entered at 6:42 pm. Discussion ensued over the tax appeal settlement for 302 West Oakland Ave, Affordable Housing, and the contracts for the grant writer and auditor. No action taken.

CLOSE EXECUTIVE SESSION:

On motion of Councilman Pignatelli, 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 7:30 pm..

ROLL CALL: Mayor Schwager called the meeting to order and the Clerk called the roll. Present: Mayor Schwager, Councilmembers Biale, Knapp, Kulmala, Levy, Pignatelli, Talamini. Absent: None. Also Present: 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:

The Braves 2019 Cooperstown team will hold their mums sale on September 15, 22, and 29 at the Post office parking lot. The County will have a Styrofoam collection on September 22nd in Leonia and on September 23rd in Glen Rock. The Library will have an official ribbon-cutting ceremony on October 13th at 11 am. Mayor Schwager spoke about world suicide prevention. She advised about the National Suicide Prevention lifeline which is open 24 hours per day, seven days per week. Mayor Schwager attended the Bergen County League of Municipalities Mayors meeting this morning. The President of Bergen Community College spoke about an early college program for high school juniors at a 50% discount of tuition. Mayor Schwager read a letter from a resident who praised the Police Officers that worked during the P.S.E. &G. gas main construction. The Mayor thanked the Council who attended the 9/11 ceremony. She thanked the DPW, Recreation Commission, Police Department, Fire Department, First Aid Squad, Mike Guadagnino for organizing the event, Vivian King for moderating, the boy scouts, Reverend Busker, Father Lipnicki and Alexa Trainor for singing the National Anthem. It was a wonderful, beautiful ceremony.

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.

Kevin Mauro, 15 Winters Street, is attending on behalf of the Environmental Commission. He advised that the County is hosting a Styrofoam collection for solid package. It will be held September 22nd in Leonia and September 23rd in Glen Rock. They will not take food containers or packing peanuts. He asked for an update on the Sandy Beach property. Mr. Chewcaskie advised that we have not heard from the appraiser. Councilman Levy commented that Boswell was doing a developability study. Councilman Pignatelli commented that it would be a shame if we lost the property.

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.

APPROVAL OF MINUTES: AUGUST 22, 2018

On motion of Councilman Biale, seconded by Councilman Kulmala, the minutes from the Mayor and Council meeting of August 22, 2018 be approved.

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

APPROVAL OF MINUTES: AUGUST 22, 2018 EXECUTVE SESSION

On motion of Councilman Biale, seconded by Councilman Kulmala, the minutes from the Mayor and Council Executive Session of August 22, 2018 be approved.

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

EAGLE SCOUT PRESENTATION:

Johnathan Wong, 58 Ramapo River Trace, spoke about his Eagle Scout project proposal at the Library. His project will be to plan and design a fall garden for the Library. He will pick plants and flowers that require low maintenance. The Library supports this project. He now needs to obtain the Council's approval for the project. The estimated cost for the project is \$ 1,000 and he will seek donations. The work will be completed in 8 to 10 work days. He asked the Garden Club for recommendations on types of plants. Councilman Kulmala advised that Mr. Wong has been working with the Library Director. This project will help beautify the Library.

MOTION TO APPROVE:

On motion of Councilman Biale, seconded by Councilman Kulmala, the Council approved the Eagle Scout Project of Johnathan Wong to plan and design a fall garden for the Library.

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

APPROVE RAFFLE LICENSE RL1336

On motion of Councilman Biale, seconded by Councilman Pignatelli, approval be granted for Raffle License RL1336 for Reed Foundation for Autism to hold an off-premise raffle for merchandise on January 7, 2019 at 25 Potash Road.

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

APPROVE RAFFLE LICENSE RL1337

On motion of Councilman Pignatelli, seconded by Councilman Biale, approval be granted for Raffle License RL1337 for Knights of Columbus to hold an off-premise 50/50 raffle on December 13, 2018 at 7 Courthouse Place.

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

APPOINTMENTS TO COMMUNICATIONS COMMISSION:

Mayor Schwager brought forth the nominations of Patricia Carrera for appointment as Alternate 1 on the Communications Commission.

Motion To Consent:

On motion of Councilman Kulmala, seconded by Councilman Biale, the Council consented to the appointment of Patricia Carrera to an unexpired term as Alternate 1 on the Communications Commission with a term to expire December 31, 2019.

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

Mayor Schwager brought forth the nomination of Salma Shamy for appointment as Alternate 2 on the Communications Commission.

Motion To Consent:

On motion of Councilman Kulmala, seconded by Councilman Biale, the Council consented to the appointment of Salma Shamy to an unexpired term as Alternate 2 on the Communications Commission with a term to expire December 31, 2018.

RESOLUTION 18-284 APPOINT COMMUNITY DEVELOPMENT REPS

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

WHEREAS, in order to conduct Community Development Grant Meetings in conjunction with the monthly Share Service Meetings, the H.U.D./County regulations require that each municipality appoint by Resolution two representatives to the N.W. Regional Board; and

WHEREAS, Mayor Schwager has designated Borough Administrator Richard Kunze to serve as the Mayor's representative to the Community Development Program for a one-year term, July 1, 2018 through June 30, 2019;

BE IT RESOLVED, that the Borough Council hereby appoint Councilman John Biale to serve as the Council's representative for a one-year term, July 1, 2018 through June 30, 2019;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby appoint Borough Clerk, Lisa Duncan as the alternate.

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

RESOLUTION 18-285 APPOINT SUBSTITUTE CROSSING GUARDS

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

WHEREAS, the Police Captain has requested the appointment of substitute crossing guards and all necessary background checks have been completed;

BE IT RESOLVED, that the Mayor and Council hereby appoints the following as substitute crossing guards at a salary of \$17.29 per hour effective September 17, 2018:

Charlotte Schaffler
23 Stone Fence Road

Oakland, NJ 07436

Barbara Beaman
71 Pawnee Avenue
Oakland, NJ 07436

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

RESOLUTION 18-286 APPROVE SETTLEMENT-INTERSTATE OUTDOOR
ADVERTISING

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

WHEREAS, the Borough of Oakland is party to litigation entitled Interstate Outdoor Advertising, L.P. vs. Borough of Oakland, the Mayor and Council of the Borough of Oakland and the Zoning Board of Adjustment of the Borough of Oakland, Superior Court of New Jersey, Law Division, Bergen County, bearing Docket No. BER-L-842-18; and

WHEREAS, the litigation involves the installation of outdoor advertising structures within the Borough of Oakland; and

WHEREAS, the parties in interest to the litigation have agreed to settle all disputes, by virtue of the attached Settlement Agreement; and

WHEREAS, it is in the best interests of the Borough to approve the settlement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oakland that the Mayor is authorized and directed to execute the Settlement Agreement on behalf of the Borough of Oakland, thereby settling litigation entitled Interstate Outdoor Advertising, L.P. vs. Borough of Oakland, the Mayor and Council of the Borough of Oakland and the Zoning Board of Adjustment of the Borough of Oakland, Superior Court of New Jersey, Law Division, Bergen County, bearing Docket No. BER-L-842-18; and

BE IT FURTHER RESOLVED that the Borough Attorney is authorized to execute any and all Stipulations of Dismissal and/or other documentation in order to terminate this matter.

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

RESOLUTION 18-287 SPECIAL ASSESSMENT-97 WALNUT STREET

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 Zoning Officer has advised that the property located at 97 Walnut Street and identified as Block 3905, Lot 19 .on the Tax Assessment Map of the Borough of Oakland was in violation of the Borough's property maintenance code; and

WHEREAS, the property owner of the premises was notified by the Borough on several occasions respecting the condition of the property and the need to remedy same consistent with the requirements of the Borough's property maintenance code 10-3.1 et seq.; and

WHEREAS, the Borough was compelled to provide labor and expend significant costs totaling \$ 2,108.08 in order to clean up the property at 97 Walnut Street; and

WHEREAS, the property maintenance code of the Borough of Oakland permits the imposition of the lien in the nature of additional taxes in such case; and

WHEREAS, a report dated August 9, 2018 detailing the work performed and expenses incurred has been provided to the Borough Administrator who has approved the cost and expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland that the Tax Collector be and is hereby directed to charge as additional real property taxes to the owner of the property located at 97 Walnut St. the sum of \$ 2,108.08 being the amount due pursuant to the report dated August 9, 2018.

BE IT FURTHER RESOLVED that a copy of the report and this resolution approving the expenses and costs shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection of same.

BE IT FURTHER RESOLVED that a copy of the report, along with a certified copy of this resolution, shall be sent to the owner of the property of 97 Walnut Street by certified mail, return receipt requested.

BE IT FURTHER RESOLVED that the Tax Collector shall take whatever actions are necessary and reasonable in accordance with statutory law.

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

RESOLUTION 18-288 AUTHORIZE REFUND OF RECREATION FEES

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

WHEREAS, the Borough of Oakland has received a request for a refund of Football and Soccer Fees in the amount of \$339.00; 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:

Joy de los Reyes, 3 Academy Circle, Oakland, NJ 07436 refund due \$62.00
Kelly Carambatos, 214 Forest St., Franklin Lakes, NJ 07417 refund due \$200.00
Melissa Bayani, 44 Spear St., Oakland, NJ 07436 refund due \$77.00

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

RESOLUTION 18-290 AUTHORIZE ACCRUED TIME PAYOUT-B. MORRISROE

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

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

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

WHEREAS, the Chief Financial Officer has certified that the funds and authority exists to pay the part of the accumulated absence, as per the attached schedule, to Brian Morrisroe for sick, vacation, personal and compensatory time accumulated in the amount of \$ 821.63; 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 \$ 821.63 composed of 48 hours of vacation time, 0 hours of sick time, and 0 hours of personal time and 0 compensatory time be paid out to Brian Morrisroe. Said payment to be paid out of the Accumulated Absence Trust Fund established in 2010 for this purpose.

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

RESOLUTION 18-291 AWARD BID-ROAD PROGRAM

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

WHEREAS, on August 21, 2018, the Borough of Oakland received nine (9) bids for the 2018 Road Program; and

WHEREAS, D.L.S. Contracting, Inc., 271 Highway 46, Suite D-205, Fairfield, NJ had the lowest responsive and responsible bid with a total bid price of \$1,310,917.25; and

WHEREAS, the Borough Engineer and the Borough Attorney have reviewed the bids and have recommended acceptance of the bid from D.L.S. Contracting, Inc.; and

WHEREAS, the Chief Financial Officer has certified funds are available in Account #'s C-04-56-706-202 \$2,955.60, Account #C-04-56-712-207 \$ 75,119.40, Account #C-04-56-761-200 \$ 1,000,000; Account #C-04-56-763-503 \$ 213,842.25, Account # C-04-56-712-215 \$ 13,200.00, and Account# C-04-56-763-511 \$ 5,800.00;

NOW, THEREFORE, BE IT RESOLVED that the bid of D.L.S. Contracting, Inc., in the total amount of \$1,310,917.25 be accepted; and

BE IT FURTHER RESOLVED, that the Borough Administrator is directed to prepare an appropriate contract for the same; and

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

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

RESOLUTION 18-292 RENEW SNOW PLOW AGREEMENT

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

WHEREAS, as part of its snowplowing operations, the Borough of Oakland clears various county roads located within the Borough; and

WHEREAS, the Borough is entitled to be reimbursed by the County of Bergen for such services;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor be and is hereby authorized and directed to execute an agreement by and between the County of Bergen and the Borough of Oakland, in the form annexed hereto and made a part hereof, with respect to the snowplowing operations by the Borough on County roads, including compensation therefor.

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

RESOLUTION 18-293 AWARD CONTRACT-NEW PICKUP TRUCKS

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

WHEREAS, the Department of Public Works wishes to purchase three (3) Ford F350 Pick-Up Trucks; and

WHEREAS, Winner Ford of Cherry Hill, NJ has State Contract #A88758,T2101 for the vehicles desired at a cost of \$35,828.00 per vehicle; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #C-04-56-762-519;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize the purchase of three Ford F350 Pick-Up Trucks at a total cost of \$ 107,484.00.

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

RESOLUTION 18-294 AWARD CONTRACT-NEW MASON DUMP

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

WHEREAS, the Department of Public Works wishes to purchase a Ford F550 Dump Truck with plow; and

WHEREAS, Route 23 Auto Mall, 1301 Route 23, Butler, NJ, has State Contract #17-Fleet-0241 for the vehicle and options desired at a cost of \$ 92,807.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #C-04-56-762-520;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorize the purchase of one Ford F550 Mason Dump Truck at a total cost of \$ 92,807.00.

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

RESOLUTION 18-295 AWARD CONTRACT-SAFETY NETTING REPAIRS

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

WHEREAS, the Recreation Complex has a Barrier Netting system to protect participants and spectators from balls hit during baseball and softball games; and

WHEREAS, the netting system has been damaged during a storm, creating a potential safety hazard; and

WHEREAS, this constitutes an emergency condition that must be fixed as quickly as possible; and

WHEREAS, N.J.S.A. 40A:11-6 and N.J.A.C. 5:34-6.1 permit the awarding of contracts without public advertising for bids and bidding therefor, notwithstanding that the contract price exceeds the bid threshold, when an emergency affecting the public health, safety or welfare exists; and

WHEREAS, the DPW has secured quotes from two contractors to make the necessary repairs to fix the barrier netting system; and

WHEREAS, Tex-Net, Inc. submitted the lowest quote with a price of \$ 54,881; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #T-13-56-286-202;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby award a contract to Tex-Net, Inc. in the amount of \$ 54,881 the emergency barrier netting repair at the Recreation Complex; and

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

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

RESOLUTION 18-297 APPOINT AUDITOR

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

WHEREAS, a vacancy exists in the position of Auditor for the Borough of Oakland and it is necessary to engage the services of an auditor; and

WHEREAS, the Borough of Oakland received a proposal from the firm of Lerch, Vinci & Higgins, LLP for the services required in the amount of \$ 29,500; and

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

WHEREAS, Lerch, Vinci, & Higgins, LLP has submitted paperwork certifying they have not made any disqualifying pay-to-play contributions pursuant to the Borough's Pay-to-Play Ordinance No. 12-Code-669 adopted July 11, 2012; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account #8-01-20-135-028;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body does hereby appoint Gary Vinci of the firm Lerch, Vinci & Higgins, LLP to the position of Auditor for the Borough of Oakland for the year 2018; and

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

ROLL CALL: Yeas, Councilmembers Biale, Knapp, Levy, Mayor Schwager.
Nays, Councilmembers Kulmala, Pignatelli, Talamini.

Mayor Schwager broke the tie and voted yes. The resolution is adopted.

RESOLUTION 18-298 HIRE SEASONAL EMPLOYEE-DPW

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

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

NAME	EFFECTIVE DATE	SALARY
Nikolais Filingeri	September 17, 2018	\$ 12.00/hour

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

FINAL PUBLIC HEARING: ORDINANCE NO. 18-CODE-767-CARRIED

The final adoption of Ordinance 18-Code-767 has been forwarded to the Planning Board for statutory review and must be carried to the September 26th meeting.

FINAL PUBLIC HEARING: ORDINANCE NO. 18-CODE-773

The Clerk was directed to take from the table Ordinance No. 18-Code-773 and read by title for its final hearing.

The Clerk then read by title an Ordinance entitled " AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 3, SECTION 9 OF THE CODE OF THE BOROUGH OF OAKLAND, ENTITLED "HUNTING AND DISCHARGE OF FIREARMS"

OPENED FOR PUBLIC DISCUSSION:

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

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

No comments made.

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, Kulmala, Levy, Pignatelli, Talamini.

On motion of Councilman Biale, seconded by Councilman Levy, 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 Chapter 3, Section 9 Of The Code Of The Borough Of Oakland, Entitled "Hunting And Discharge Of Firearms", 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:

NJDOT MUNICIPAL AID APPLICATION:

Mr. Kunze advised this is the yearly application to the DOT and it is due October 8th. He met with DPW Superintendent Marcucilli and Borough Engineer John Yakimik and they are proposing applying for the sidewalk project going north on Ramapo Valley Road. Mr. Yakimik advised that this project was looked at 8 to 10 years ago so a lot of the leg work is already done. This project would tie together various neighborhoods. The usual grant award is \$ 200,000 to \$225,000. Mayor Schwager commented that notice must be given to residents if a sidewalk is going to be put in front of their house. Mr. Yakimik responded that he is aware of the notice requirement. He explained that these sidewalks exist already in some fashion. This will be a multi-year project because certain sections will require retaining walls. A resolution of endorsement for the application will be listed on the September 26th agenda.

PERSONNEL POLICY MANUAL UPDATE:

Mr. Kunze explained that every two years, the Municipal Excess Liability Joint Insurance Fund requires towns to update the personnel manual and conduct training for personnel with a focus on

supervisory employees. The updates are included in the sections for the Anti-Discrimination Policy and ADA Policy, Communication Media Policy and OPMA Procedure Concerning Personnel Matters. A resolution to adopt this updated policy will be listed on September 26th agenda. Councilman Knapp asked if employees are required to sign off on the manual. Mr. Kunze responded the employees are required to sign off as well as volunteers. Councilman Levy asked if Commission members need to sign off on the manuals. Mr. Kunze explained that the Fire Department members need to. Mr. Chewcaskie advised that volunteers must follow standards of the Borough.

NEW BUSINESS:

Councilman Kulmala was contacted by a resident on Truman Boulevard regarding the vacant houses owned by the Borough. They complained that there are houses with broken windows because the houses are not boarded up. He asked what the timeline is for taking the houses down. Mayor Schwager advised she also spoke to a resident on Roosevelt about the issue. Mr. Kunze responded that he is putting together bid specifications. In the short term, he will ask the DPW to take of what they can. He will have the bid out in the next several weeks. Councilman Kulmala would also like the Health Department to go down there to make sure there are no animals. He also advised there is a tree hanging on a property near Truman Field. He asked when the bids will be out. Mr. Kunze responded by mid-October. There will be a period of two to four weeks for bid review and then the bid can be awarded. Hopefully the houses will come down by the end of the year.

Councilman Kulmala questioned the Stream House. Mr. Kunze advised that our consultant, Margaret Hickey, submitted a report with a cost estimate for removal and rebuild of the Stream House. The price was exorbitant. He advised that he is scheduling a meeting with SHPBO to come onsite to review our options. Councilman Pignatelli has expressed his feelings in the past regarding the Stream House. He can't see spending \$ 1million on the Stream House in order to receive a \$200,000 grant for the Van Allen House. He would rather take down the Stream House and spend the money on the Van Allen House. Mayor Schwager commented that the Governing Body has based all their understanding about the Stream House based on what Margaret Hickey told them and now the number she gives is astronomical. She wants to hear from the State directly what would happen if we take the Stream House down. Councilman Biale commented that we are not asking for a historic rebuild so he doesn't understand where the cost estimate came from. He will meet with SHPBO representatives because they are relenting to give us permission to take down the Stream House. Councilman Kulmala commented that the demolition of the Stream House should be included in the bid for demolition of the Roosevelt houses. Mr. Kunze responded he can do it as an alternate but we still would need SHPBO approval.

Councilman Levy was contacted by a resident about a dangerous tree and Mr. Kunze and the DPW got Vanderbeck to remove the tree. He was also contacted by a resident about Allerman Brook. That is still in disrepair and the DOT should be made to fix it.

Councilman Knapp advised that he spoke to the Engineer about the condition of the temporary paving on Ramapo Valley Road where P.S.E. & G. did the work. Borough Engineer Yakimik advised he sent an email to P.S.E. & G. They said they would look at it. Mayor Schwager advised that it is a safety hazard because people are driving over the yellow line into oncoming traffic to avoid the paving.

COUNCIL REPORTS:

Councilman Talamini: He expressed displeasure at the way the Mayor and Councilman Biale were inquiring about his wife's employment at the Board of Education. He thanked everyone

involved in the 9/11 ceremony. Public Events needs members. The Mayor, Councilman Talamini, Councilman Biale and Captain Sanzari will meet with the Board of Education on September 27th.

Councilman Kulmala: There was no Recreation meeting in August and the next meeting will be September 24th at 8 pm. The new safety netting will be ordered. Mike Guadagnino and the DPW did a wonderful job on the 9/11 ceremony. Mayor Schwager complimented the Rec Commission on the work they did for the ceremony. Councilman Kulmala advised that the OCC needs volunteers especially for the tv committee. The Library project is almost done. The grand opening will be held October 13th at 11 am. The new meeting spaces are now being used by civic organizations.

Councilman Biale: The Seniors will have movie day on Wednesday September 19th at 1:30 pm and Bingo on September 20th at 1 pm. The flu shot clinic will be held October 2nd and registration will take place on September 13th and 27th. The next Senior trip will be to the Hunterdon Hills Playhouse. The Bergen County Senior Picnic was postponed to September 18th. The DPW did an outstanding job at Vets Park in preparing for the 9/11 ceremony. Mike Guadagnino and everyone who spoke did an outstanding job. It was a very moving ceremony. There is only one more street light in the 2018 allotment left to install on Pawnee Avenue. The DPW is still flushing valves and hydrants for the Water Accountability Act.

Councilman Pignatelli: Mike Guadagnino did a great job organizing the 9/11 ceremony and the park looked beautiful. The ceremony brings back the sacrifice that first responders went through with 9/11. Councilman Pignatelli attended the Environmental Commission meeting. They talked about the designation of Potash Lake. The Environmental Commission subcommittee would like to meet with the Water & Sewer Committee to discuss water quality. He advised that residents can now recycle wax coated containers such as orange juice cartons. He spoke about an article in The Record last week about a floating slick of water bottles that is twice the size of Texas. He commented that is because people are not recycling. The Board of Health will meet next Tuesday at Borough Hall. Councilman Pignatelli asked if former Councilman Chris Visconti could be recognized at the Library grand opening ceremony. Councilman Kulmala commented that Mr. Visconti will be coming for the event.

Councilman Levy: Ed Clark from Shade Tree was contacted by Poula regarding trees for their project. Councilman Levy commented that the Governing Body has not approved a design for the downtown as far as street lighting, bricks and trees. Councilman Pignatelli commented that we do have a plan and Walgreens followed the plan. Councilman Levy advised that a plan needs to be extended down south to Municipal Plaza and north to Franklin Avenue. The Flood Commission reviewed the report on the Army Corps. flood project. We are going to have to clean up the embankment. The report mentions shoaling and rip rap but the Army Corps should repair that. They will come up in November to review everything with us. Councilman Levy advised that the first meeting was held with DEP regarding the river restoration project. The Borough will have to do studies that weren't done properly last time. The Planning Board meets tomorrow night. The Flood Commission will need two new members at the end of the year.

Councilman Knapp: He complimented the 9/11 ceremony and gave kudos to the DPW. He was there working at the 9/11 site and it was surreal. The Municipal Alliance will meet on September 18th at 9 am. A radio meeting was held. He explained that the Borough is going to be able to use the State infrastructure. New Police radios have been ordered. They are being programmed. We hope to have them up and running by January. Councilman Kulmala advised that this will increase our efficiency.

Councilman Kulmala asked for an update on the Patriots Way Bridge. Mr. Yakimik responded that he is waiting for recommendations by the Engineer who inspected the bridge. Then the plans will be revised and we can go out to bid. Mayor Schwager advised that she has tried to set up meetings with the Ramapo River Reserve Homeowners' Association and no one has contacted her back.

OPENED FOR PUBLIC DISCUSSION:

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

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

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, Kulmala, Levy, Pignatelli, Talamini.

BILLS TO BE PAID:

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

MEETING ADJOURNED:

On motion of Councilman Biale, seconded by Councilman Levy, the meeting be adjourned at 9:05 pm.

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

Lisa M. Duncan, Borough Clerk
September 26, 2018

Mayor Linda H. Schwager

Date Approved