



Phone: (201) 337-8111  
Website: [www.oakland-nj.org](http://www.oakland-nj.org)

# BOROUGH OF OAKLAND

## Borough Council Meeting

### FINAL AGENDA

Municipal Court/Council Chambers  
10 Lawlor Drive  
Oakland, N.J. 07436

**MAYOR:**  
Linda H. Schwager

**BOROUGH COUNCIL:**  
Steven Saliani, *President*  
Eric Kulmala  
John McCann  
Pat Pignatelli  
Kevin Slasinski  
Russell Talamini

**October 11, 2023 – 7:00 p.m.**

<b>EXECUTIVE SESSION</b>	<b>NO SESSION</b>
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- NONE

<b>CALL TO ORDER</b>	<b><i>Mayor Linda H. Schwager Presiding</i></b>
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- Statement of Compliance with Open Public Meetings Act:

This Meeting is being held in accordance with the Open Public Meetings Law, duly announced, advertised, and posted in the Municipal Building. The meeting will adjourn no later than 10:00 p.m. unless a majority of the Councilmembers that are present vote to extend the time.

- Pledge of Allegiance to the Flag & Moment of Silence

<b>ROLL CALL</b>
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Roll Call: Mayor Linda H. Schwager, Councilmembers Kulmala, McCann, Pignatelli, Saliani, Slasinski, Talamini

<b>MAYOR'S REPORT</b>	<b><i>Mayor Linda H. Schwager</i></b>
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<b>ENGINEER'S REPORT</b>	<b><i>Borough Engineer</i></b>
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<b>OPEN PUBLIC COMMENT</b>	<b><i>General Public</i></b>
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***Open public comment for members of the public not to exceed 3 minutes per person. Session not to exceed 30 minutes.***

<b>APPROVAL OF MINUTES</b>	<b><i>Borough Council</i></b>
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- September 27, 2023
- September 27, 2023 Executive Session

<b>SPECIAL ANNOUNCEMENTS/APPOINTMENTS/RAFFLES/REQUESTS</b>	<b><i>Borough Council</i></b>
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- 3 & 4<sup>th</sup> Grade Girls Softball Champions- Certificates of Achievement
- Approve Social Affairs Permit for Oakland Elks Lodge # 2167
- Approve Social Affairs Permit for American Legion #369
- Authorize Raffle License RL#1465 PTO Valley Middle School December 2, 2023 @ 71 Oak Street Oakland, NJ
- Authorize Raffle License RL#1466 PTO Valley Middle School December 2, 2023 @ 71 Oak Street Oakland, NJ
- Appointment to the Public Events Committee

**RESOLUTIONS** **Borough Council**

*All Resolutions listed shall be acted upon by a single motion unless a member of the Governing Body requests specific items be pulled from the Consent Agenda for separate action.*

- 23-290:** Cancel Grant Balances
- 23-291:** Authorize Request for Qualifications
- 23-292:** Authorize Lien on 29 River Road
- 23-293:** Authorize Lien on 81 Lakeview Terrace
- 23-294:** Accrued Time Payout- Michael Carelli
- 23-295:** Authorize Execution of Municipal Alliance Grant Agreement
- 23-296** Appoint Acting Borough Clerk
- 23-297** Authorize Purchase of Rock Salt through the 2023 NJ Cooperative Purchasing Alliance Pricing System
- 23-298** Amend Housing Rehabilitation Contract- Community Grant Planning and Housing
- 23-299** Resolution Authorizing Contract with Boswell Engineering for Major Modification Water Allocation Permit 5199
- 23-300** Authorize Refund of Water Payment for Patrick Beggan for Overpayment of Water in Quarters 2 and 3 for 21 Cedar Street
- 23-301:** Chapter 159 – CDBG Jerome Ave Sewer Improvements
- 23-302:** Chapter 159 –Senior Center Improvements
- 23-303:** Authorize Separation Agreement
- 23-304:** Resolution Condemning Hamas and in Support of Israel
- 23-305:** Resolution Authorizing Adoption of Interlocal Sewerage Agreement

**ORDINANCES:**

**Final Adoption:**

- 23-Bond-929:** Bond Ordinance to Amend Sections 4, 7, 8, 10, and 11 of the Bond Ordinance (No. 23-903 Entitled, “Bond Ordinance to Authorize the Making of Various Public Improvements In, By and For the Water Utility of the Borough of Oakland, to Appropriate the Sum of \$3,600,000.00 to Pay for the Cost Thereof, 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”, Adopted on April 12, 2023

**WORK SESSION**

**NEW BUSINESS**

**OLD BUSINESS**

**BOROUGH COUNCIL COMMITTEE/LIAISON REPORTS** **Borough Council**

<b>OPEN PUBLIC COMMENT</b>	<i>General Public</i>
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*Open public comment for members of the public not to exceed 3 minutes per person. Session not to exceed 30 minutes.*

<b>BILLS TO BE PAID</b>	<i>Borough Council</i>
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<b>ADJOURNMENT</b>
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The next Borough Council Meeting will be held on Wednesday October 25, 2023 at 7:00 p.m. at the Borough of Oakland Municipal Court/Council Chambers, 10 Lawlor Drive, Oakland, N.J. 07436



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-305

**TITLE:**

**RESOLUTION AUTHORIZING ADOPTION OF INTERLOCAL SEWERAGE AGREEMENT**

**WHEREAS**, the Borough of Oakland (the "Borough") is required to adopt an Interlocal Sewerage Agreement to support the Ridings at Ramapo development with the Borough of Franklin Lakes; and

**WHEREAS**, a copy of said agreement is attached as Exhibit A; and

**WHEREAS**, the Borough desires to authorize the Mayor to execute said agreement

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Oakland, County of Bergen, State of New Jersey that interlocal sewerage agreement between the Borough of Oakland, K. Hovnanian at Oakland, LLC and the Borough of Franklin Lakes be executed by the Mayor in accordance with the provisions of law.

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately in accordance with law.

### RECORD OF COUNCIL VOTE:

Motion - by Councilman: \_\_\_\_\_ Second - by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-291

### TITLE:

### **RESOLUTION AUTHORIZING THE ISSUANCE OF REQUESTS FOR QUALIFICATIONS FOR PROFESSIONAL SERVICES TO THE BOROUGH OF OAKLAND FOR LEGAL, FINANCIAL, ENGINEERING, AND RISK MANAGEMENT SERVICES**

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**WHEREAS**, as of January 1, 2006, N.J.S.A. 19:44A-20.1 et seq., commonly known as the “State Pay to Play” law, enacted by the New Jersey State Legislature became effective; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A-20.1 et seq., a municipality may not award contracts with a value in excess of \$17,500.00 to a business entity which has made reportable contributions in excess of \$200.00, in the aggregate, to any candidate’s committee of any person serving in an elective public office of the said municipality when such contract was awarded, unless said business entity is awarded a contract under a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

**WHEREAS**, a “fair and open process” constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the “RFQ”) with ten (10) calendar days’ notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly open and announce the qualifications when awarded; and

**WHEREAS**, it has become necessary for the Borough of Oakland (hereinafter the “Borough”) to engage legal, financial and engineering professionals and the Borough desires to appoint such professionals for 2024 by a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Oakland, County of Bergen and State of New Jersey that Requests for Qualifications for professional services for the following professional services for the Borough and its agencies are hereby authorized:

1. Borough Attorney
2. Labor Attorney
3. Borough Auditor
4. Bond Counsel
5. Borough Engineer
6. Borough Prosecutor
7. Alternate Borough Prosecutor
8. Public Defender
9. Alternate Public Defender
10. Planning Board Attorney
11. Board of Adjustment Attorney
12. Borough Risk Manager
13. Borough Planner
14. Water and Sewer Engineer
15. Planning Board Engineer

- 16. Planning Board Planner
- 17. Board of Adjustment Engineer
- 18. Board of Adjustment Planner
- 19. Floodplain Manager

**BE IT FURTHER RESOLVED**, that all of the Requests for Qualifications for the professional services as set forth hereinabove shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq. and all such RFQs shall be evaluated on the basis of the most advantageous RFQ, all factors considered, including, but not limited to: (1) experience and reputation in the profession; (2) knowledge of the subject matter to be addressed under contract; (3) availability to accommodate any required meetings of the Borough or Borough Agency; (4) and any other factors if demonstrated to be in the best interest of the Borough or Borough Agency.

**RECORD OF COUNCIL VOTE:**

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



**Resolution No: 23-292**

**TITLE:**

**AUTHORIZE LIEN ON 29 RIVER ROAD**

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**WHEREAS**, the Borough of Oakland Property Maintenance Officer has advised that the property located at 29 River Road and identified as Block 1806 Lot 4 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 \$1,684.86 in order to clean up the property at 29 River Road; 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 September 25, 2023 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 Borough 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 29 River Road the sum of \$1,684.86 being the amount due pursuant to the report dated September 25, 2023.

**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 29 River Road 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.

**RECORD OF COUNCIL VOTE:**

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Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.





# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



**Resolution No: 23-293**

**TITLE:**

**AUTHORIZE LIEN ON 81 LAKEVIEW TERRACE**

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**WHEREAS**, the Borough of Oakland Property Maintenance Officer has advised that the property located at 81 Lakeview Terrace and identified as Block 2518 Lot 16 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 \$467.34 in order to clean up the property at 81 Lakeview Terrace; 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 September 25, 2023 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 Borough 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 81 Lakeview Terrace the sum of \$467.34 being the amount due pursuant to the report dated September 25, 2023.

**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 81 Lakeview Terrace 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.

**RECORD OF COUNCIL VOTE:**

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

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# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-294

**TITLE:**

**AUTHORIZE ACCRUED TIME PAYOUT FOR MICHAEL CARELLI**

**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 Michael Carelli for sick, vacation, personal and compensatory time accumulated in the amount of \$356.16; 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 Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that the total sum \$356.16 composed of 7hrs of vacation time, 0.00 hours of sick time, and 0.00 hours of personal time, and 0.00 hours compensatory time be paid out to Michael Carelli. Said payment to be paid out of the Accumulated Absence Trust Fund established in 2010 for this purpose.

### RECORD OF COUNCIL VOTE:

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				

**MAYOR (Tie-Break Vote):** Yes  No

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

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# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



**Resolution No: 23-295**

**TITLE:**

**AUTHORIZE EXECUTION OF MUNICIPAL ALLIANCE GRANT AGREEMENT**

**BE IT RESOLVED**, by the Mayor Linda H. Schwager and CFO David Young are hereby authorized to execute the Municipal Alliance Grant Agreement on behalf of the Borough of Oakland.

**RECORD OF COUNCIL VOTE:**

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				

**MAYOR (Tie-Break Vote):** Yes  No

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

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# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-296

**TITLE:**

**APPOINT ACTING BOROUGH CLERK**

**WHEREAS**, a vacancy exists in the position of Municipal Clerk due to resignation; and

**BE IT RESOLVED**, that Deputy Clerk Wendi Seelin be appointed as Acting Municipal Clerk for a one-year appointment effective October 2, 2023 at an annual salary of \$70,000.00, in accordance with the provisions of N.J.S.A. 40A;9-133.

### RECORD OF COUNCIL VOTE:

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

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# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-297

**TITLE:**

**AUTHORIZE PURCHASE OF ROCK SALT THROUGH THE 2023 NEW JERSEY COOPERATIVE PURCHASING ALLIANCE PRICING SYSTEM**

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**WHEREAS**, the Borough of Oakland needs to purchase rock salt; and

**WHEREAS**, the Borough of Oakland is a member of the New Jersey Cooperative Purchasing Alliance (State I.D. #11-BeCCP); and

**WHEREAS**, the New Jersey Cooperative Purchasing Alliance has awarded a contract, Rock Salt, to Atlantic Salt, Inc., and said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40a:11 et seq., Local Public Contracts Law; and

**WHEREAS**, the Borough Administrator and Superintendent of Public Works have recommended that the Borough of Oakland purchase rock salt through the New Jersey Cooperative Purchasing Alliance in an amount not to exceed \$75,000.00; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for these purchases, said funds to be encumbered from account number 3-01-26-306-058 and from appropriation in the 2024 budget, subject to adoption.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Oakland, County of Bergen, State of New Jersey, that the Mayor and Borough Council hereby authorizes the purchase of Rock Salt, in an amount not to exceed \$75,000.00, through the New Jersey Cooperative Purchasing Alliance, contract Rock Salt, awarded to Atlantic Salt, Inc.

**RECORD OF COUNCIL VOTE:**

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Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

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# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-298

**TITLE:**

**AMEND CONTRACT WITH CGPH- OAKLAND BOROUGH HOUSING REHABILITATION CONTRACT**

**WHEREAS**, the Mayor and Borough Council awarded a contract for Affordable Housing Administrative Agent and the Rehabilitation Program Manager for 2023 in the amount of #13,380.00 to Community Grants, Planning and Housing of Cranbury, NJ on February 8, 2023; and

**WHEREAS**, there is a need to amend the contract by an additional \$17,701.40 due to additional work required for the Housing Rehabilitation Program; 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 #T-27-26-286-002;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, that the 2023 Contract for CGPH be increased by \$17,701.40 for a new total of \$31,281.40.

### RECORD OF COUNCIL VOTE:

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				

**MAYOR (Tie-Break Vote):** Yes  No

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



Resolution No: 23-299

**TITLE:**

**AWARD CONTRACT TO BOSWELL ENGINEERING FOR MAJOR MODIFICATION WATER  
ALLOCATION PERMIT 5199**

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**WHEREAS**, there is a need for construction inspection services for the Major Modification Water Allocation Permit 5199; and

**WHEREAS**, Boswell Engineering has submitted a proposal dated September 21, 2023 for services required at a total cost not to exceed cost of \$40,000.00; and

Task # 1:	Preparation of Major Modification Permit	\$ 22,000.00
Task #2:	Meetings	\$ 18,000.00

**WHEREAS**, the Chief Financial Officer has certified funds are available in Account # 3-05-55-502-028 in the amount of \$40,000.00; and

**WHEREAS**, Boswell Engineering has complied with the Borough of Oakland's Pay to Play requirements as outlined in Ordinance 12-CODE-669 adopted on July 11, 2012; and

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



**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Borough Council of the Borough of Oakland, in the County of Bergen, and State of New Jersey, hereby authorize Boswell Engineering to perform the preparation of Major Modification Permit and Meeting services for the major modification water allocation permit 5199 at a cost not to exceed \$40,000.00; and

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

**RECORD OF COUNCIL VOTE:**

Motion - by Councilman: \_\_\_\_\_ Second - by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				

**MAYOR (Tie-Break Vote):** Yes  No

Date of Adoption October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-300

**TITLE:**

### AUTHORIZE REFUND OF WATER PAYMENTS

**WHEREAS**, the Borough of Oakland has received a request (attached) for a refund of water payments in the total amount of \$407.10; and

**WHEREAS**, N.J.S.A. 40A:5-17 requires Governing Body approval for said refund; and

**WHEREAS**, the Chief Financial Officer has verified that the amount is due and that funds are available in account Misc. Revenue Refund WOP-05-55-999-014;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Borough Council of the Borough of Oakland hereby authorize payment in the total amount of \$407.10 to:

<u>NAME</u>	<u>ADDRESS</u>	<u>BLOCK &amp; LOT</u>	<u>AMOUNT</u>
Patrick Beggan	13 Ramapo Valley Road Unit 10	4504-44	407.10

### RECORD OF COUNCIL VOTE:

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				

**MAYOR (Tie-Break Vote):** Yes  No

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-301

**TITLE:**

**CHAPTER 159 – CDBG JEROME AVENUE SEWER IMPROVEMENTS**

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**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Borough of Oakland has received a grant in the amount of \$163,750.00 from the Community Development Block Grant program for the purpose of improvements to the Jerome Avenue Sewer in the Borough, and wishes to amend its 2023 budget to include this amount as a revenue,

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Oakland hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue from:

Miscellaneous Revenues:  
Special Items of General Revenue Anticipated with Prior Written  
Consent of Director of Local Government Services - Public and  
Private Revenues Offset with Appropriations:  
CDBG Jerome Avenue Sewer

**BE IT FURTHER RESOLVED** that a like sum of \$163,750.00 be and the same is hereby appropriated under the caption of:

General Appropriations:  
(A) Operations - Excluded from "CAPS"  
Public and Private Appropriations Offset by Revenues:  
CDBG Jerome Avenue Sewer Improvements  
Other Expenses - \$163,750.00

**BE IT FURTHER RESOLVED** that the Borough Clerk forward an electronic copy of this resolution to the Director of Local Government Services.

**RECORD OF COUNCIL VOTE:**

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Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



**Resolution No: 23-302**

**TITLE:**

**CHAPTER 159 – CDBG SENIOR CENTER IMPROVEMENTS**

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**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Borough of Oakland has received a grant in the amount of \$16,000.00 from the Community Development Block Grant program for the purpose of improvements to the Senior Center in the Borough, and wishes to amend its 2023 budget to include this amount as a revenue,

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Oakland hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue from:

Miscellaneous Revenues:  
Special Items of General Revenue Anticipated with Prior Written  
Consent of Director of Local Government Services - Public and  
Private Revenues Offset with Appropriations:  
CDBG Senior Center Improvement Program

**BE IT FURTHER RESOLVED** that a like sum of \$16,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:  
(A) Operations - Excluded from "CAPS"  
Public and Private Appropriations Offset by Revenues:  
CDBG Senior Center Improvements  
Other Expenses - \$16,000.00

**BE IT FURTHER RESOLVED** that the Borough Clerk forward an electronic copy of this resolution to the Director of Local Government Services.

**RECORD OF COUNCIL VOTE:**

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Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-303

**TITLE:**

**AUTHORIZE SEPARATION AGREEMENT**

**WHEREAS**, certain matters pertaining to K.P.'s employment with the Borough of Oakland, ("Borough"), are before the Borough; and,

**WHEREAS**, K.P. and United Public Service Employees Union have agreed to resolve such matters via a Settlement Agreement and General Release executed by K.P. and effective September 29, 2023; and,

**WHEREAS**, the Borough Council has reviewed the Settlement Agreement and General Release and accepts and agrees to the terms of same;

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

1. The Borough hereby accepts and agrees to the terms and conditions of the Settlement Agreement and General Release executed by K.P. and effective September 29, 2023;
2. The Borough hereby authorizes the Mayor to execute the Settlement Agreement and General Release executed by K.P. and effective September 29, 2023;
3. That this resolution shall take effect immediately.

**RECORD OF COUNCIL VOTE:**

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				

**MAYOR (Tie-Break Vote):** Yes  No

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



**Resolution No: 23-304**

**TITLE:**

**RESOLUTION CONDEMNING HAMAS AND IN SUPPORT OF ISRAEL**

**WHEREAS**, on October 7, 2023, during the sacred Jewish holiday of Shmini Atzeret, Hamas terrorists launched a coordinated, unprovoked attack on Israel from the Gaza Strip; and

**WHEREAS**, Hamas has fired thousands of rockets toward Israel's major population centers, breached Israel's borders, infiltrated Israeli communities and kidnapped civilians, killed more than 300 Israelis, and wounded hundreds more; and

**WHEREAS**, this is the most significant attack on Israel since the Yom Kippur War, which was launched 50 years and one day to the day ago; and

**WHEREAS**, Israeli Prime Minister Benjamin Netanyahu declared that Israel was at war to defend itself and its citizens and gave the order to commence "Operation Swords of Iron."

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Oakland that the Borough of Oakland unequivocally condemns Hamas for this deplorable and unprovoked attack on Israel.



**BE IT FURTHER RESOLVED** that the Borough of Oakland stands with Israel in its fight against Hamas, prays for those who have lost family members and friends, calls for the swift return of all hostages, and hopes for a lasting resolution

**BE IT FURTHER RESOLVED** that the Borough of Oakland Clerk attests and affixes the seal of the Borough of Oakland to this resolution and that a copy be transmitted to the United States Department of State and the American Jewish Committee (AJC).

**RECORD OF COUNCIL VOTE:**

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## Resolution No: 23-305

**TITLE:**

**RESOLUTION AUTHORIZING ADOPTION OF INTERLOCAL SEWERAGE AGREEMENT**

**WHEREAS**, the Borough of Oakland (the “Borough”) is required to adopt an Interlocal Sewerage Agreement to support the Ridings at Ramapo development with the Borough of Franklin Lakes; and

**WHEREAS**, a copy of said agreement is attached as Exhibit A; and

**WHEREAS**, the Borough desires to authorize the Mayor to execute said agreement

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Oakland, County of Bergen, State of New Jersey that interlocal sewerage agreement between the Borough of Oakland, K. Hovnanian at Oakland, LLC and the Borough of Franklin Lakes be executed by the Mayor in accordance with the provisions of law.

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately in accordance with law.

**RECORD OF COUNCIL VOTE:**

Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk

This resolution, when adopted, must remain in the possession of the Borough Clerk. Certified copies are available.



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



## ORDINANCE NO. 23-BOND-929

**BOND ORDINANCE TO AMEND SECTIONS 4, 7, 8, 10 AND 11 OF THE BOND ORDINANCE (ORD. NO. 23-903) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,600,000 TO PAY THE COST THEREOF, 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," ADOPTED ON APRIL 12, 2023.**

BE IT ORDAINED by the Borough Council of the Borough of Oakland, in the County of Bergen, State of New Jersey, as follows:

Section 1. Section 4 of Ordinance No. 23-903 entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF OAKLAND, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,600,000 TO PAY THE COST THEREOF, 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"

adopted by the Borough Council of the Borough of Oakland, in the County of Bergen, New Jersey (the "Borough") on April 12, 2023 (the "Prior Ordinance") is hereby amended to (A)(i) increase the appropriation and estimated cost in Section 4.A. from \$3,000,000 to \$4,100,000 (an increase of \$1,100,000); and (ii) increase the bonds and notes authorized in Section 4.A. from \$3,000,000 to \$4,100,000 (an increase of \$1,100,000); and (B)(i) increase the aggregate appropriation and estimated cost for Section 4 from \$3,600,000 to \$4,700,000 (an increase of \$1,100,000); and (ii) increase the aggregate amount of bonds and notes authorized in Section 4 from \$3,600,000 to \$4,700,000 (an increase of \$1,100,000); and shall hereafter read as follows:

"Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (3) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

### SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of various water system treatment improvements at Well Nos. 5, 9 and 10.

Appropriation and Estimated Cost	\$4,100,000
Bonds and Notes Authorized	\$4,100,000
Period of Usefulness	20 years

B. Replacement of water mains at various locations.

Appropriation and Estimated Cost	\$ 600,000
Bonds and Notes Authorized	\$ 600,000
Period of Usefulness	40 years

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Aggregate Appropriation and Estimated Cost \$4,700,000  
Aggregate Amount of Bonds and  
Notes Authorized \$4,700,000."

Section 2. Section 7 of the Prior Ordinance is hereby amended to increase the amount of bonds authorized from \$3,600,000 to \$4,700,000 (an increase of \$1,100,000), and shall hereafter read as follows:

"Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$4,700,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted."

Section 3. Section 8 of the Prior Ordinance is hereby amended to increase the amount of bond anticipation notes authorized from \$3,600,000 to \$4,700,000 (an increase of \$1,100,000), and shall hereafter read as follows:

"Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$4,700,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding."

Section 4. Section 10 of the Prior Ordinance is hereby amended to decrease the average period of usefulness of the purposes authorized from 23.33 years to 22.55 years (a decrease of 0.78 years), and shall hereafter read as follows:

"Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 22.55 years computed from the date of said bonds."

Section 5. Section 11 of the Prior Ordinance is hereby amended to increase the amount of gross debt of the Borough shown on the Supplemental Debt Statement filed for the ordinance, as amended, from \$3,600,000 to \$4,700,000 (an increase of \$1,100,000), and shall hereafter read as follows:

"Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that

such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$4,700,000, but said \$4,700,000 shall be deducted from gross debt pursuant to Section 44(c) of the Local Bond Law and that the issuance of the bonds and notes authorized by this ordinance is permitted by an exception to the debt limitations prescribed by the Local Bond Law as provided in Sections 47(a) and 7(h) of the Local Bond Law."

Section 6. The capital budget is hereby amended to conform with the provisions of this amendatory bond ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 7. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Adopted this \_\_\_ day of  
\_\_\_\_\_, 2023.

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk



# BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY



Resolution No: (10-11-2023)

**TITLE:**

**BILLS RESOLUTION**

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**BILLS ALREADY PAID:**

Payroll	\$217,031.26
Payroll Agency	\$109,851.70
Current	\$9,105.50
Water	\$0.00
Grant	\$0.00
Sewer	\$0.00
Trust	\$44.40
Capital	\$802,417.56
<b>TOTAL BILLS ALREADY PAID:</b>	<b><u>\$1,138,406.02</u></b>

**BILLS TO BE PAID:**

Current Fund	\$289062.53
Water Operating	\$54802.02
Sewer	\$104432.63
General Capital	\$378138.69
Water Capital	\$643.25
Grant	\$8380.64
Animal Control	\$0.00
Other Trusts	\$300.00
<b>TOTAL BILLS TO BE PAID:</b>	<b><u>\$835,759.76</u></b>

**RECORD OF COUNCIL VOTE:**

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Motion – by Councilman: \_\_\_\_\_ Second – by Councilman: \_\_\_\_\_

COUNCIL	Yes	No	Absent	Abstain	COUNCIL	Yes	No	Absent	Abstain
Kulmala					Saliani				
McCann					Slasinski				
Pignatelli					Talamini				
<b>MAYOR (Tie-Break Vote):</b> Yes <input type="checkbox"/> No <input type="checkbox"/>									

Date of Adoption: October 11, 2023

\_\_\_\_\_  
Linda H. Schwager, Mayor

\_\_\_\_\_  
Wendi Seelin, Deputy Borough Clerk