

RESOLUTION NUMBER 21-72
BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

WHEREAS, the claims and accounts listed below having been checked by the Chief Financial Officer and found correct, therefore

BE IT RESOLVED, that the Mayor and Council hereby authorize the payment of these claims, and that warrants be drawn therefor when funds are available in the aggregate amount of

\$3,386,298.79

CURRENT FUND

Salaries & Wages	\$590,328.13
Other Expenses	\$2,627,948.18
Health Benefits	\$123,292.56

CAPITAL FUND

General Capital	\$41,335.92
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TRUST FUND

Miscellaneous Trust	\$3,191.00
Animal Trust	\$203.00

<i>GRAND TOTAL ALL FUNDS</i>	<u>\$3,386,298.79</u>
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AUTHORIZED:

APPROVED:

Miriam Yu, Finance Chair

Dianne Camelo Didio, Mayor

The foregoing resolution was, on motion duly made and seconded, adopted by roll call vote at Regular Meeting of the Mayor and Council held on March 23, 2021.

Laura J. Lyons, RMC
Administrator/Borough Clerk

**RESOLUTION 21-73
BOROUGH OF ORADELL
BERGEN COUNTY**

WHEREAS, the Borough of Oradell imposes a sanitary sewer fee pursuant to ordinance 214-3 and;

WHEREAS, the intent of the ordinance is to impose charges only on those property owners who are contributing more than 250,000 gallons to the Borough's sewers' flow and;

WHEREAS, NJ Transit has produced documentation to the satisfaction of the Tax Collector to remove them from the billing system; and

WHEREAS, NJ Transit issues payment directly to the BCUA from readings provided from a separate meter located on their property.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oradell that the charges for excess sewer usage for the year 2020 (billed in 2021) are hereby vacated and NJ Transit is exempt from invoicing from the Borough.

BE IT FURTHER RESOLVED, that NJ Transit shall produce supporting documentation on an annual basis to the Tax Collector.

DIANNE CARMELO DIDIO, MAYOR

Passed on a roll call vote at a meeting of the Mayor and Council of the Borough of Oradell held on March 23, 2021.

(SEAL)

ATTEST:

LAURA J. LYONS, CPM, RMC
BOROUGH CLERK

RESOLUTION 21-74
BOROUGH OF ORADELL
BERGEN COUNTY

WHEREAS, NJSA 40a:4-59 permits transfers among Budget Appropriations during the first three (3) months of the calendar year;

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized to make the following transfers among the 2020 budget reserve appropriations:

<u>ACCOUNT</u>	<u>APPROPRIATION</u>	<u>TO</u>	<u>FROM</u>
0-01-20-110-010	MAYOR AND COUNCIL S&W		\$12,000
0-01-20-120-020	MUNICIPAL CLERK O/E		\$10,000
0-01-20-130-010	FINANCE S&W		\$8,000
0-01-20-150-020	TAX ASSESSMENT O/E		\$7,000
0-01-21-180-020	PLANNING BOARD O/E		\$5,000
0-01-21-185-020	ZONING BOARD O/E		\$5,000
0-01-23-220-020	EMPLOYEE GROUP INSURANCE O/E		\$10,000
0-01-25-240-010	POLICE S&W		\$10,000
0-01-25-240-020	POLICE O/E		\$20,000
0-01-25-241-010	POLICE CLASS I S&W		\$7,000
0-01-25-266-010	UNIFORM FIRE SAFETY S&W		\$10,000
0-01-26-290-010	STREETS & ROADS S&W		\$20,000
0-01-26-290-020	STREETS & ROADS O&E		\$10,000
0-01-26-301-020	SEWER O&E		\$10,000
0-01-28-370-010	RECREATION S&W		\$8,000
0-01-28-375-010	PARKS & PLAYGROUNDS S&W		\$5,000
0-01-30-420-020	CELEBRATION OF EVENTS O/E		\$8,000
0-01-31-435-075	STREET LIGHTING O/E		\$5,000
0-01-31-447-239	FUEL PURCHASES O/E		\$5,000
0-01-36-472-021	SOCIAL SECURITY S&W		\$5,000
0-01-30-426-020	RESERVE FOR TAX APPEALS O/E	\$180,000	
	TOTAL	\$180,000	\$180,000

BE IT FURTHER RESOLVED that a copy of this resolution be furnished to the proper Borough Officials for their records.

Dianne Camelo Didio, Mayor

Passed on roll call vote at the Regular Meeting
of the Mayor and Council of the Borough of Oradell
held on Tuesday, March 23, 2021.

(SEAL)
ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

**RESOLUTION 21-75
BOROUGH OF ORADELL
BERGEN COUNTY**

WHEREAS, the Borough separated employment with Tyler Coss Y Leon on March 17, 2021; and

WHEREAS, according to the Employment Handbook, Mr. Coss Y Leon is entitled to separation payment for unused personal days, vacation days, and comp time; and

WHEREAS, the funds to pay for the separation are to be budgeted in the 2021 Municipal Budget.

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

1. Tyler Coss Y Leon has accrued the following time:

Personal	0.00 days
Vacation	1.08 days
Comp Time	120.04 hours

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Oradell that the separation payment of \$3,313.51 be paid to Mr. Tyler Coss Y Leon.

Dianne Camelo Didio, Mayor

Passed on roll call vote at a Regular Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, March 23, 2021.

(Seal)
ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Administrator/Borough Clerk

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO.: 21-76

WHEREAS, the Mayor and Council of the Borough of Oradell have been advised of the proposed settlement of a tax appeal filed on behalf of **KAMACK REALTY CORP.**, under Tax Court Docket No(s). **005588-2010; 005710-2011; 005952-2012; 006549-2013; 007381-2014; 007664-2015; 002469-2016; 002531-2017; 003246-2018; 004847-2019; and 006337-2020** for the years(s) **2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019 and 2020**; and

WHEREAS, the Mayor and Council have been advised of the merits of the subject tax appeal by legal counsel, the Borough's expert appraiser and the Borough Tax Assessor; and

WHEREAS, the above-mentioned tax appeal is proposed to be settled in accordance with the Stipulation of Settlement attached hereto and made a part hereof; and

WHEREAS, it is in the best interest of the Borough of Oradell to settle the subject tax appeal in accordance with the proposed Stipulation of Settlement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oradell that the said tax appeal be settled and finalized in accordance with the Stipulation of Settlement attached hereto, and with respect to same, that the Mayor or any other appropriate official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds pursuant to N.J.S.A. 40A:4-57 has been certified by the Chief Financial Officer of the Borough.

Dianne Camelo Didio, Mayor

Laura J. Lyons CPM, RMC, RPPO
Borough Administrator / Clerk

Approved:

JAMES ANZEVINO, Tax Assessor

Dated: March 23, 2021

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO.: 21-77

WHEREAS, the Mayor and Council of the Borough of Oradell have been advised of the proposed settlement of a tax appeal filed on behalf of **CRANSTON ASSOCIATES**, under Tax Court Docket No(s). **005591-2010; 005679-2011; 005943-2012; 006546-2013; 007329-2014; 07666-2015; 002467-2016; 002530-2017; 003248-2018; 004844-2019; and 006336-2020** for the years(s) **2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019 and 2020**; and

WHEREAS, the Mayor and Council have been advised of the merits of the subject tax appeal by legal counsel, the Borough's expert appraiser and the Borough Tax Assessor; and

WHEREAS, the above-mentioned tax appeal is proposed to be settled in accordance with the Stipulation of Settlement attached hereto and made a part hereof; and

WHEREAS, it is in the best interest of the Borough of Oradell to settle the subject tax appeal in accordance with the proposed Stipulation of Settlement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oradell that the said tax appeal be settled and finalized in accordance with the Stipulation of Settlement attached hereto, and with respect to same, that the Mayor or any other appropriate official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds pursuant to N.J.S.A. 40A:4-57 has been certified by the Chief Financial Officer of the Borough.

Dianne Camelo Didio, Mayor

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator / Clerk

Approved:

JAMES ANZEVINO, Tax Assessor

Dated: March 23, 2021

**BOROUGH OF ORADELL
RESOLUTION 21-78**

**RESOLUTION IN SUPPORT OF AUTHORIZING THE SUBMISSION OF A BERGEN
COUNTY COMMUNITY DEVELOPMENT GRANT**

WHEREAS, a Bergen County Community Development grant of \$1,400 has been proposed by the Borough of Oradell to replace the air filtration system at the Borough Senior Center, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Oradell, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid community development funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Oradell Borough hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Development Program so that implementation of the aforesaid project may be expedited.

Dianne Camelo Didio, Mayor

Passed on a roll call vote at a
meeting of the Mayor & Council
of the Borough of Oradell
held on March 23, 2021

(SEAL)
ATTEST:

Laura Lyons, CPM, RMC, RPPO
Borough Clerk/Administrator

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 21-79

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

WHEREAS, Ordinance #16-03 permits the Borough Administrator to review significant water usage appeals that do not exceed the amount of \$500.00; and

WHEREAS, appeals in excess of \$500.00 have to be approved by the Mayor and Council; and

WHEREAS, the Borough Administrator received an appeal from the following properties for the 2020 significant water usage bills

701 Neill Court	\$329.49
303 Merritt Drive	77.11
745 East Drive	23.03

WHEREAS, upon review of the backup documentation provided by the homeowners, the determination reached is the appeal should be granted; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oradell approve this appeal and direct the Tax Collector to remove this billing.

DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at the Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, March 23, 2021.

(SEAL)
ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 21-80

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

WHEREAS, the Borough of Oradell has vacancies on various committees; and

WHEREAS, the Mayor has received and reviewed information containing the qualifications of certain individuals who are interested in volunteering on these committees; and

WHEREAS, the Mayor is satisfied that the following individuals would benefit to the respective committees:

Economic Development Advisory Committee: Amy Singer

Oradell For All: Marissa Schoenberg- Representative to Riverdell and schools

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the Borough of Oradell, upon the advice and consent of Council, hereby appoint the individuals listed above to various committees for a 1-year term that will expire on December 31, 2021.

DIANNE CAMELO DIDIO, MAYOR

Passed on a roll call vote at a
Regular Meeting of the Mayor and
Council of the Borough of Oradell
held on March 23, 2021.
(SEAL)

ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

**RESOLUTION 21-81
BOROUGH OF ORADELL
BERGEN COUNTY**

WHEREAS, there is a need to migrate the meetings of the Oradell Mayor and Council from in person to a remote platform due to COVID 19 worldwide pandemic; and

WHEREAS, it is the desire of the Oradell Mayor and Council to meet remotely from April 1, 2021-June 30, 2021; and

WHEREAS, in adherence with Local Finance Notice 2020-21 issued September 24, 2020 the Borough must put certain protocols in place to allow for remote meetings; and

WHEREAS, Public Comment protocols shall be: In advance of the remote public meeting, members of the public shall be permitted to submit public comments by electronic mail and in written letter form to the Borough Clerk at llyons@oradell.org and Laura Lyons 355 Kinderkamack Road Oradell NJ 07649 by 3:00 PM on meeting day. Public comments submitted through electronic mail or written letter shall be read aloud from the beginning and addressed during the remote public meeting in a manner audible to all meeting participants and the public listening; and

WHEREAS, Standard of conduct to be followed by members of the public when making comment are as follows: If a member of the public becomes disruptive during a remote public meeting including during any period for public comment the Borough Clerk (member charged with administering the remote meeting) shall mute or keep on mute the disruptive member of the public and warn that continued disruption may result in their being prevented from speaking or removed from the remote public meeting. Disruptive conduct includes sustained inappropriate behaviors such as, but not necessarily limited to, shouting, interruption and use of profanity; and

WHEREAS, a member of the public continuing to act in a disruptive manner after receiving an initial warning may be muted or kept on mute with other members of the public allowed to proceed with their questions or comments. If time permits the disruptive individual shall be allowed to speak after all other members of the public have been given the opportunity to make comment. In the event the individual remains disruptive, the individual may be muted or kept of mute for the remainder of the remote public meeting, or removed altogether from the remote public meeting; and

WHEREAS, all backup materials, including but not limited to resolutions and ordinances will be posted on the Borough website www.oradell.org no later than 12:00 PM the Monday prior to all regularly scheduled meetings; and

WHEREAS, adequate notice in the context of remote meeting shall include the time, date, location and to the extent known the agenda of the meeting which notice shall accurately state whether formal actions may or may not be taken. A revised annual notice shall be advertised in two official newspapers of the municipality. It shall also state the platform by which the remote public meetings are being held. The Borough of Oradell utilizes "Zoom" and phone in and online access codes are posted on the agenda

for each meeting. The revised notice shall be posted on the main public entrance of Borough Hall and the Borough website; and

WHEREAS, at the beginning of every remote public meeting of the Oradell Mayor and Council, the Borough clerk shall announce publicly for inclusion in the meeting minutes the time, place and manner in which notice was provided.

BE IT RESOLVED, that a copy of this resolution be posted on the municipal website and shall take effect immediately.

Dianne Camelo Didio, Mayor

Passed on roll call vote at the Regular Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, March 23, 2021

(Seal)

ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Administrator/Borough Clerk

RESOLUTION 21-82
BOROUGH OF ORADELL
BERGEN COUNTY

WHEREAS, the Borough of Oradell strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well in the future; and

WHEREAS, the Borough of Oradell is a registered member of the Sustainable Jersey Program and is presently certified at the Silver Level, attaining 370 points for Actions completed under the Sustainable Jersey Program; and

WHEREAS, the Borough of Oradell wishes to establish a "Green Team" subcommittee of the Environmental Committee which will focus attention on the Sustainable Jersey Program and continue to pursue Actions towards the goal of maintaining the Silver Level Certification; and

WHEREAS, the Borough of Oradell wants to continue the process of focusing on "Green" issues through education, municipal planning, community gardens, recycling and other key environmental areas; and

NOW THEREFORE BE IT RESOVLED, by the Mayor and Council of the Borough of Oradell that we do hereby establish a Green Team Subcommittee of the Environmental Committee consisting of members who shall be residents or employees of the Borough of Oradell, appointed by the Environmental Committee.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Borough of Oradell that the Mission, Goals and Objectives for the Green Team are established as follows:

Mission

The Borough of Oradell Green Team Subcommittee will raise awareness to the borough on ways to improve municipal operations with "Green" initiatives, provide environmental educational programs to the community, establish and maintain a community garden program and support economically and environmentally sound "Green" practices and programs together with other environmentally beneficial actions as defined in the Sustainable Jersey program.

Objectives

1. Collaborate with borough employees, service providers, schools and other governmental agencies to pursue Actions under the Sustainable Jersey.
2. Raise awareness in the community about the Sustainable Jersey Program and develop good environmental practices and share successes with the community.
3. Encourage participation of all employees and members of the community to solicit ideas on green initiatives.
4. Develop strategies for sustainable green initiatives with in the borough.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oradell that the following persons are hereby appointed to the Green Team Subcommittee to serve until 12/31/21:

Name	Position	Representative
Sam Tripsas	Co-Chairperson	Oradell Environmental
Margarete Denicola	Co-Chairperson	Oradell Environmental
Thomas Weimer		Oradell Environmental
Dianne Danielle		Oradell Environmental
Larry Bogert		Oradell Environmental
Jon Kern		Liaison Borough of Oradell Council
Laura Lyons		Borough Administrator/Municipal Clerk
Melissa Presta		Deputy Borough Clerk
Dan Nywening		Superintendent of Public Works
Chrissy Kay		Assistant to DPW Superintendent

Dianne C. Didio, Mayor

Passed on roll call vote at the Public Meeting of the
Mayor and Council of the Borough of Oradell held on March 23, 2021

(SEAL)
ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Borough of Oradell on
(DATE)

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 21-83

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
KELLY				
YU				

WHEREAS, worldwide pandemic has occurred involving a novel Coronavirus more commonly known as COVID-19; and

WHEREAS, on March 9, 2020 Governor Murphy issued Executive Order 103 declaring a State of Emergency and a Public Health Emergency in response to the outbreak of the novel Coronavirus within the State of New Jersey; and

WHEREAS, on March 16, 2020 Governor Murphy issued Executive Order 104 enacting several "social distancing" regulations including but not limited to public gatherings to no more than 50 people, closing educational facilities, closing various recreation and entertainment-based business, imposed restrictions on scope of service and hours of operation for other non-essential retail, recreational, restaurants/bars and entertainment business; and

WHEREAS, on March 21, 2020 Governor Murphy issued Executive Order 107 which expanded the social distancing regulations set forth within Executive Order 104m, including but not limited to directing all New Jersey remain in their home or place of residence with specific limited exceptions, prohibited gatherings of any size, closed all non-essential retail businesses and identified essential businesses permitted to continue to operate subject to specific limitations, and reiterated and strengthened social distancing requirements when in public; and

WHEREAS, on March 21, 2020 Governor Murphy issued Executive Order 108 which specifically voided and precluded County and Municipal Governments from imposing or enforcing any restrictions/regulations that in any way would or might conflict with any of the provisions of Executive Order 107 with the exception of regulating online marketplaces for arranging or offering lodging, municipal or county parks and beaches and boardwalks; and

WHEREAS, Executive Order 107 specifically regulations the continued operation of Bars/restaurants and provides, in part, that "All restaurants, cafeterias, dining establishments and food courts, with or without a liquor license, all bars and all other holders of a liquor license with

retail consumption privileges are permitted to operate their normal business hours, but are limited to offering only food delivery and/or take out services in accordance with their existing liquor licenses” and

WHEREAS, on June 3, 2020 Governor Murphy issued Executive Order 150 which allows outdoor dining at food or beverage establishments in New Jersey starting on Monday June 15, 2020 provided that establishments follow a number of COVID-19 health and safety protocols issued by the New Jersey Department of Health including of eight customers per table, requirements of at least 6 feet of distance between parties and a prohibition on smoking in any outdoor areas designated for the consumption of food and/or beverages; and

WHEREAS, Executive Order 150 further notes that Municipal Governments are permitted to use their existing authority to allow food or beverage establishments to expand their footprint to outdoor areas, both within their property and among municipally-governed areas, including but not limited to sidewalks, streets, or parks; and

WHEREAS, in consideration of the above and the great hardship and uncertainty the COVID-19 public health emergency has caused to the business of Oradell, the Governing Body desires to support the economic recovery of local restaurants and business by temporarily modifying certain outdoor dining restrictions so that the restaurants are able to serve customers while satisfying social distancing requirements; and

WHEREAS, the Borough COVID-19 task force have reviewed this topic and sample handouts and found the temporary medication satisfactory; and

WHEREAS, the Governing Body finds it in the best interest of the Borough to temporarily modify certain restrictions.

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

1. Outdoor dining shall be temporarily permitted as an accessory use to all restaurant uses, including food service establishments.
2. Temporary outdoor dining as permitted by this resolution shall not require the filing of a site plan application with the Borough Land Use Boards.
3. A temporary outdoor dining application (applicants can use the existing “outdoor café application) prior to the creation or expansion of any outdoor dining area. A drawing of the proposed outdoor dining area must accompany the application. The drawing shall show the location, size and quantities of all proposed tables and chairs and distances to other table and chairs and distances to other structures. All distance separations shall comply with all Executive Orders issued by the Governor of the State of New Jersey, as well as any other requirement, conditions, and/or limitations in any applicable Executive Directives on Outdoor Dining and those established by the State Division of Alcohol Beverage Control
4. The Borough shall waive the filing fee for a Temporary Outdoor Dining Application and all 2021 fees paid for established outdoor cafes should be reimbursed.
5. The regulations pertaining to outdoor cages shall be temporarily suspended and replaced with the following standards which shall be applicable to temporary outdoor dining:
 - a. The number of seats permitted in the outdoor dining area may not exceed 50% of the total seating capacity previously approved for the eating and/or

drinking establishment.

- b. Outdoor dining areas may be located on patios, walkways, plaza and courtyards in a manner that does not impair pedestrian circulation. Outdoor dining areas may also be located at the discretion of the Zoning Officer on public sidewalks and private lawn and parking lots provided pedestrian and vehicular circulation is not impaired and further provided in the case of parking lots that outdoor dining shall not occupy more than 35% of the minimum number of required spaces for the totality of the site's uses.
 - c. Where outdoor dining is proposed within a parking lot, driveway or roadways, bollards or other protective structures approved shall be erected along the perimeter of the outdoor dining area in order to ensure public safety at the discretion of the Borough Engineer.
 - d. All temporary outdoor dining areas must be closed by 9:00 PM and all eating furniture, tables, chairs, umbrellas should be taken in or secured.
 - e. If outdoor dining area is proposed to be utilized after dark, temporary lighting shall be required. However, such lighting shall require an electrical permit unless an adequate existing outlet is to be used.
 - f. Landscaping and landscape planters around and/or within the outdoor dining area shall be permitted and are encouraged but are not required.
 - g. Awnings, umbrellas, canopies are not permitted to be attached to a building. Tents and umbrellas need to be secured to the ground to prevent blowing over and no advertisement can be placed on umbrellas and/or tents.
 - h. Eating and drinking establishments may display one temporary sign per street frontage, each not to exceed to notify the public of an in-house take-out and/or outdoor dining options and any restrictions in place due to the COVID-19 public health emergency. Such temporary signs shall be non-illuminated.
 - i. Establishments are permitted sandwich signs sized 2 x 3 to be approved by the Zoning officer to be displayed in front of their property.
 - j. All outdoor dining areas must adhere to open/close regulations as stated in the Borough Code. The Borough shall have the discretion to enforce measures to mitigate or eliminate nuisances including the revocation of a temporary outdoor dining permit.
 - k. Temporary outdoor dining facilities shall provide access to restrooms for patrons as may be required by the State and Borough Health Department. If a participating establishment does not have public bathrooms, they must have the written consent attached to their application from an establishment within their building for patron.
 - l. The Borough Zoning Officer shall have the discretion to may additional standards for a particular property for Borough Council review and approval to ensure the public health, safety and welfare.
6. In addition to the above, the outdoor dining areas must comply with applicable Executive Orders issued by the Governor of the State of New Jersey as well as any other requirements, conditions, and/or limitations in any applicable Executive Orders, including but not limited to the New Jersey Department of Health Executive Directive on Outdoor Dining. Eating and Drinking establishments shall also continue to follow all rules and regulations of the Health Department and Division of Alcoholic Beverage Control as well as applicable local, state and federal laws.
 7. This resolution shall be effective March 23 2021 and remain in effect until the end of

outdoor Café season, unless this resolution is otherwise amended or vacated by the Borough Council.

8. This resolution does not permit the construction of or alternation to any building or structure. No changes may be made that alter the existing character of any building or structure.
9. Smoking shall be prohibited within 50 feet of all outdoor dining areas.

DIANNE CAMELO DIDIO, MAYOR

Passed on a roll call vote at the
Public Meeting
of the Borough of Oradell
held on March 23, 2021

(SEAL)

ATTEST:

LAURA J. LYONS, CPM, RMC, RPPO
BOROUGH ADMINISTRATOR/MUNICIPAL CLERK

**Resolution 21-84
Borough of Oradell
Bergen County**

**RESOLUTION DECLARING SOLIDARITY WITH THE ASIAN AND ASIAN-AMERICAN
COMMUNITY**

WHEREAS, hate crimes motivated by anti-Asian sentiment have jumped 1,900% in New York City in 2020 and almost 3,000 reports of anti-Asian discrimination between March 19 and December 31, 2020 have been recorded by the Stop AAPI Hate;

WHEREAS, racially-motivated assaults and harassment targeting of Asian and Asian-American seniors have dramatically increased, including the recent attack and subsequent tragic death of 84-year-old Vicha Ratanapakdee in San Francisco on January 28, 2021;

WHEREAS, in response to the xenophobic and inflammatory rhetoric about COVID-19, President Joseph Biden issued an Executive Memorandum on January 26, 2021, during the first week of his administration;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council to:

1. Condemn and denounce racism, xenophobia and intolerance in all forms.
2. Call on public officials in other municipalities and at the state level to condemn and denounce racism, xenophobia and intolerance in all forms and stand with us in solidarity with the Asian and Asian Americans and Pacific Islanders communities.
3. Continues to promote and advocate for equality and equity through all policies approved by the Mayor and Council.
4. Recognize the dedication of Asian and Asian-American frontline medical workers, teachers, police and fire officers and essential workers. They along with their colleagues show up to work every day so that our society can still function. The strain of COVID is particularly heavy for Asian and Asian-American frontline and essential workers because they have been personally attacked for their ethnicity in the midst of providing their essential services to us.
5. Continue to advocate locally and through the New Jersey State League of Municipalities, New Jersey Conference of Mayors and all other appropriate associations for relevant policies that improve health in communities of color.
6. Support local, state, regional, and federal initiatives that advance efforts to dismantle systemic racism.
7. Further work to solidify alliances and partnerships with other organizations that are confronting racism and encourage other local, state, regional and national entities to recognize racism as a public health crisis.
8. Promote and support policies and resources that prioritize the health of all people, such as bystander intervention programs like <https://www.ihollaback.org/bystanderintervention/>.
10. Encourage racial equity training among all community partners, vendors and contractors.

11. Call upon Bergen County Executive Tedesco and the Bergen County Board of Commissioners to declare racism as a public health crisis and to enact equity in all policies in the County of Bergen.
12. Call upon Governor Murphy, State Senate President Sweeney, and State Assembly Speaker Coughlin to also declare racism as a public health crisis and to enact equity in all policies of the state of New Jersey.

Dianne Camelo Didio, Mayor

Passed on a roll call vote at a meeting
Of the Mayor and Council of the
Borough of Oradell held on
March 23, 2021

(SEAL)
ATTEST:

Laura J. Lyons, RCM, CPM, RPPO
Borough Administrator/Municipal Clerk

Resolution 21-85

**Resolution Urging The Legislature
To Amend Senate Bill 3454 (Also Known As
Assembly Bill 5342) To Permit Law
Enforcement Officers To Perform Their Duties
Without Substantial Risk of Civil and Criminal Liability**

WHEREAS, Senate Bill 3454 (also known as Assembly Bill 5342) (collectively “the Legislation”); and

WHEREAS, the Legislation prohibits law enforcement officers from engaging in certain actions when investigating an individual under the age of 21 for possession of marijuana, hashish, cannabis, or alcohol. The legislation criminalizes the conduct of officers who respond to a call for service or are investigating the underage use of marijuana, hashish, cannabis, or alcohol by:

- no longer allowing the odor, possession or consumption of marijuana, hashish, cannabis or alcohol to be used as reasonable articulable suspicion to initiate a stop of an individual under the age of 21, nor does it provide probable cause to search the person’s personal property or vehicle,
- no longer allowing for marijuana, hashish, cannabis or alcoholic beverages, observed in plain sight to constitute probable cause to initiate a search of an individual under the age of 21 or that individual’s personal property or vehicle,
- an individual under the age of 21 shall not be arrested, detained, or otherwise taken into custody except to the extent required to issue a written warning.
- Officers are further prohibited from contacting the minor’s parent or guardian to advise them of the minor’s possession or consumption of marijuana, hashish, cannabis or alcoholic beverages for the minor’s first offense.

WHEREAS, the Legislation will discourage officers from enforcing underage use and possession of marijuana, hashish, cannabis, or alcohol and will specifically expose officers to civil and criminal liability for the deprivation of civil rights, even if the officer did not act with specific intent to deprive a person of his or her civil rights; and

WHEREAS, the Governing Body believes that the Legislation will result in officers avoiding situations where criminal conduct has occurred to limit exposure to civil and criminal liability; and

WHEREAS, the Governing Body is of the opinion that the Legislation creates significant burdens on law enforcement and will obstruct police officers from performing their duties and conducting lawful investigations of individuals under the age of 21, who possess or consume any amount of marijuana, hashish, cannabis, or alcohol in any

public place, including a school, criminalizing law enforcement actions; and

WHEREAS, the Legislation will severely limit the ability of law enforcement agencies to police our community effectively, increase risks to children from illicit drugs and alcohol, and fail to protect society from criminal drug activity and impaired drivers to the detriment of public safety.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that it does hereby indicate its strenuous opposition to the Legislation and urge members of the State Senate and General Assembly to immediately enact amendatory Legislation so as to permit law enforcement personnel to perform their duties in the interest of safety and general welfare without substantial risk of civil and criminal liability.

Dianne Camelo Didio, Mayor

Passed on a roll call vote at a
Mayor and Council meeting of the
Borough of Oradell held on
March 23, 2021

(SEAL)

ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator
Municipal Clerk

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 21-86

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

WHEREAS, a backlog of Planning Board and Zoning Board of Adjustment minutes that exceeds over two years; and

WHEREAS, the Borough Administrator recommends the below union staff members be compensation as per the UPSEU contract page 13 "E" Minutes as meetings section:

Rosa Bob and Jessica Flanagan at \$234.00 per 4-hour session and any session that exceeds the 4 hours to be paid at \$58.50 per hour.

WHEREAS, this compensation only applies to the backlog minutes.

BE IT RESOLVED, by the Mayor and Council of the Borough of Oradell that Rosa Bob and Jessica Flanagan be compensated for transcription of backlog minutes as per the above schedule.

DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at the Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, March 23, 2021.

(SEAL)

ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

RESOLUTION 21-87
BOROUGH OF ORADELL
BERGEN COUNTY

WHEREAS, the Borough of Oradell (Lessor) is party to a lease of real property dated January 16, 1961 and extended through December 31, 2020 with the Oradell Swim Club, Inc. (Lessee); and

WHEREAS, the Borough of Oradell and the Oradell Swim Club are desirous of amending and renewing the lease for a three-year term as set forth in Exhibit A; and

NOW THEREFORE, BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute a Lease Amendment and Renewal to further to terms of this Resolution.

DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at the Regular Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, March 23, 2021

(SEAL)

ATTEST:

Laura J. Lyons, RMC
Borough Clerk

**BOROUGH OF ORADELL
AND
THE ORADELL SWIM CLUB**

**LEASE AMENDMENT
February 28, 2017**

WHEREAS, the Borough of Oradell (Lessor) is party to a lease of real property dated January 16, 1961, a renewal dated November 16, 1970 and extended through December 31, 2020 with the Oradell Swim Club, Inc. (Lessee); and

WHEREAS, the Oradell Swim Club has requested permission to install two propane barbecue grills; and presently pays real estate taxes to the Borough of Oradell; and

NOW THEREFORE, in consideration of the premises and of ONE DOLLAR (\$1.00) and other valuable consideration, it is agreed that the aforementioned Lease be amended as follows:

1. Paragraph Seventeenth shall hereby be revised as follows:

The Lessee shall not permit the use of loud speaker systems, except for pool regulations or safety, juke boxes, or music machines upon the premises. The Lessee shall not permit the consumption of alcoholic beverages on the premises nor the service and sale of foods except those normally dispensed by vending machines. Lessee shall be permitted to install two propane barbecue grills for member use. In the event of a breach of any of the within conditions, the Lessor shall give written notice of the same to the Lessee, that if any other breach of the conditions set for in paragraph Seventeenth shall occur within the calendar year, the Lessor, at its option, may declare this lease terminated.

2. All the other terms and conditions of the Lease shall continue to remain in full force and effect, except as herein amended.

IN WITNESS WHEREOF, the Lessor has caused this Lease Amendment to be executed by its Mayor and Borough Clerk and the Lessee has caused this Lease Amendment to be executed by its duly authorized officers this ___ day of _____, 2017.

On Behalf of the Borough of Oradell (Lessor)

DIANNE CAMELO DIDIO, MAYOR

LAURA LYONS, BOROUGH CLERK

On Behalf of the Oradell Swim Club (Lessee)

KATY DEVINE, PRESIDENT

, WITNESS