

RESOLUTION NUMBER 22-126  
**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  
**\$6,163,697.71**

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***CURRENT FUND***

|                          |                |
|--------------------------|----------------|
| Salaries & Wages         | \$573,895.68   |
| Other Expenses           | \$3,993,262.91 |
| Health Benefits          | \$127,285.81   |
| 2022 Pers Annual Payment | \$377,805.00   |
| 2022 Pfrs Annual Payment | \$996,685.00   |

***CAPITAL FUND***

|                 |             |
|-----------------|-------------|
| General Capital | \$71,579.96 |
|-----------------|-------------|

***TRUST FUND***

|                     |             |
|---------------------|-------------|
| Miscellaneous Trust | \$23,008.15 |
| Animal Trust        | \$175.20    |
| COAH                | \$0.00      |

**\$6,163,697.71**

***GRAND TOTAL ALL FUNDS***

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 May 24, 2022.

\_\_\_\_\_  
 Laura J. Lyons, RMC  
 Administrator/Borough Clerk

RESOLUTION 22-127  
BOROUGH OF ORADELL  
BERGEN COUNTY, NJ

Offered by

Seconded by

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

WHEREAS, the property located at 660 Orchard Street, Block 716 Lot 20, was purchased by Jay and Valerie Wechsler on March 4, 2022;

WHEREAS, Mr. Wechsler filed for a property tax exemption as a disabled veteran on March 9, 2022 and said exemption was granted by the Oradell Tax Assessor on that date;

WHEREAS, the Wechslers have shown proof that they made a payment for property taxes at their closing for the dates of March 7 through March 31, 2022;

WHEREAS, taxes are exempt on this property from March 9, 2022;

THEREFORE, a check shall be issued to Jay Wechsler at the above address in the amount of \$806.53;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Oradell, that a check be drawn on the Borough of Oradell Claims Account as described above;

BE IT FURTHER RESOLVED that the proper Borough Officials are authorized to sign said checks and 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 a Regular meeting  
of the Mayor and Council of the Borough of Oradell  
held on May 24, 2022

(SEAL)  
ATTEST:

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

RESOLUTION 22-128  
BOROUGH OF ORADELL  
BERGEN COUNTY, NJ

Offered by

Seconded by

---

| Member     | Aye | No | Abstain | Absent |
|------------|-----|----|---------|--------|
| MAYOR DIXO |     |    |         |        |
| SCHOENBERG |     |    |         |        |
| TASHJIAN   |     |    |         |        |
| CARREVALE  |     |    |         |        |
| JANNICELLI |     |    |         |        |
| YU         |     |    |         |        |
| KERN       |     |    |         |        |

WHEREAS, the property located at 660 Orchard Street, Block 716 Lot 20, was purchased by Jay and Valerie Wechsler on March 4, 2022;

WHEREAS, Mr. Wechsler filed for a property tax exemption as a disabled veteran on March 9, 2022 and said exemption was granted by the Oradell Tax Assessor on that date;

WHEREAS, Corelogic made a payment for the second quarter of 2022 and have requested their payment be refunded;

THEREFORE, a check shall be issued to Corelogic Refunds Department, 3001 Hackberry Road, Irving, TX 75063 in the amount of \$3,456.55;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Oradell, that a check be drawn on the Borough of Oradell Claims Account as described above;

BE IT FURTHER RESOLVED that the proper Borough Officials are authorized to sign said checks and 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 a Regular meeting  
of the Mayor and Council of the Borough of Oradell  
held on May 24, 2022

(SEAL)  
ATTEST:

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

BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-129

Offered by

Seconded by

| Member     | Aye | No | Abstain | Absent |
|------------|-----|----|---------|--------|
| MAYOR DIDO |     |    |         |        |
| SCHOENBERG |     |    |         |        |
| TASHJIAN   |     |    |         |        |
| CARNEVALE  |     |    |         |        |
| JANNICELLI |     |    |         |        |
| YU         |     |    |         |        |
| KERN       |     |    |         |        |

**A RESOLUTION URGING THE NEW JERSEY LEGISLATURE TO  
AMEND THE BUDGET CAP LAW TO APPROPRIATE FUNDS FOR  
INCREASING INSURANCE COSTS**

**WHEREAS**, pursuant to N.J.S.A. 40A:4-45, et al, a municipality is required to limit any increase in its levy to 2.0% and any increase in appropriations to 2 1/2% or the cost-of-living adjustment, whatever is less, over the prior year's final appropriations subject to certain exceptions; and

**WHEREAS**, all local public entities, including participating municipalities in the Municipal Excess Liability Joint Insurance Fund (MEL), has incurred an estimated \$50 million in COVID related worker's compensation claims and it is anticipated that these costs will continue to increase as a result of long-term COVID cases; and

**WHEREAS**, a 2021 New Jersey Department of Labor decision regarding worker's compensation funding has generated increased costs to the members of the MEL by over 10% in order to cover claims that were previously funded by the State pension system; and

**WHEREAS**, a recent amendment to the sexual molestation statute of limitations will increase total liability costs for members of the MEL system by an estimated amount of 6% in 2023; and

**WHEREAS**, the frequency of weather-related catastrophic claims and corresponding impacts are anticipated to increase property insurance costs by over 10% per year; and

**WHEREAS**, cyber liability events throughout the country have resulted in twice the amount of premium costs in 2022 and such costs are expected to accelerate at a pace far greater than the rate of inflation; and

**WHEREAS**, these increasing costs, regulations, policy decisions and environmental impacts are occurring when many other items and costs in municipal budgets are also increasing at an inflationary rate; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Oradell that N.J.S.A. 40A:4-45 be amended to provide that appropriations in the first three years after the effective date of (this amendment) for liability insurance, worker's compensation

insurance, cyber insurance, and property insurance be exempt from the Appropriation CAP and the Levy CAP.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be sent to the New Jersey Legislative representative for the members of the Oradell Mayor & Council.

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Dianne Camelo Didio, Mayor

Passed on roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022.

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

RESOLUTION NUMBER 22-130  
BOROUGH OF ORADELL  
BERGEN COUNTY, NJ

Offered by

Seconded by

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

RESOLUTION – REFUND OF OVERPAYMENT

WHEREAS, the property located at 701 Neill Court, Block 806 Lot 44, has an overpayment for their excess sewer charge in the amount of \$147.44;

WHEREAS, the property owners made the payments which created this credit;

THEREFORE, a check shall be issued to Mr. & Mrs. Nichols in the amount of \$147.44;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Oradell, that a check be drawn on the Borough of Oradell Claims Account as described above;

BE IT FURTHER RESOLVED that the proper Borough Officials are authorized to sign said checks and 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 a Regular meeting  
of the Mayor and Council of the Borough of Oradell  
held on May 24, 2022

ATTEST:

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

**RESOLUTION 22-  
BOROUGH OF ORADELL  
BERGEN COUNTY**

**WHEREAS**, the tax rate for the Borough of Oradell has not yet been certified by the Bergen County Board of Taxation and in order to have the tax bills mailed in a timely manner estimated tax bills need to be issued;

**WHEREAS**, the Borough of Oradell Tax Collector and Chief Financial Officer have computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Oradell, in the County of Bergen, and State of New Jersey on this 24th day of May, 2022 as follows:

1. The Borough of Oradell Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2022 taxes. The Tax Collector shall proceed upon approval from the Director and take such actions as are permitted and required by P.L. 1993, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2022 is hereby set at \$48,698,048.07 and the estimated tax rate set at \$2.696.
3. In accordance with law the third installment of 2022 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after the date the estimated tax bills are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

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DIANNE CAMELO DIDIO, MAYOR



Passed on a roll call vote at the  
the Regular Meeting of the Mayor  
and Council of the Borough of Oradell  
held on Tuesday, May 24, 2022.

(SEAL)

ATTEST:

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Laura J. Lyons, RMC  
Borough Administrator/Clerk

| 2022 ESTIMATED TAX RATE |   |          |                    |               |   |                    |                                |       |  |
|-------------------------|---|----------|--------------------|---------------|---|--------------------|--------------------------------|-------|--|
| BOROUGH OF ORADELL      |   |          |                    |               |   |                    |                                |       |  |
|                         | 95% RANGE   | RATE     | 2021 RATE          | 105% RANGE    | RATE  | 2022 BUDGET AMOUNT | 2022 EST RATE                  |       |  |
| MUNICIPAL               | 12,985,888.15   | 0.755    | 13,616,198.05      | 14,297,007.95 | 0.835   | 13,927,637.44      | ACTUAL                         | 0.771 |  |
| LIBRARY                 | 573,278.73  | 0.033    | 603,451.29         | 633,623.85    | 0.037   | 630,725.85         | ACTUAL                         | 0.035 |  |
| SCHOOL LOCAL            | 12,178,083.25   | 0.711    | 12,819,035.00      | 13,459,986.75 | 0.785   | 13,096,611.00      | ACTUAL                         | 0.725 |  |
| SCHOOL REGIONAL         | 15,602,418.10   | 0.910    | 16,423,598.00      | 17,244,777.90 | 1.006   | 16,345,528.00      | ACTUAL                         | 0.905 |  |
| COUNTY                  | 4,042,936.21  | 0.237    | 4,255,722.33       | 4,468,508.45  | 0.261   | 4,498,698.11       | ESTIMATED                      | 0.249 |  |
| COUNTY OPEN SPACE       | 167,802.18  | 0.010    | 176,633.87         | 185,465.56    | 0.012   | 188,847.67         | ESTIMATED                      | 0.011 |  |
| TOTAL                   | 45,499,906.61   | 2.656    | 47,894,638.54      | 50,289,370.47 | 2.936   | 48,698,048.07      |                                | 2.696 |  |
| NET VALUATION 2022      | 1,806,706,071.00  |          |                    |               |   |                    |                                |       |  |
| AVERAGE HOME            |   | TAX RATE | ANNUAL TAXES       |               |   |                    |                                |       |  |
| 2020                    | 561,154.00  | 2.763    | 15,504.69          | ACTUAL        |   |                    |                                |       |  |
| 2021                    | 567,313.00  | 2.796    | 15,862.07          | ACTUAL        |   |                    |                                |       |  |
| 2022                    | 597,871.00  | 2.696    | 16,113.60          | ESTIMATED     |   |                    |                                |       |  |
| CERTIFIED BY:           |  |          | KATIE W. CHEN, CFO |               |  |                    | STEFANIE STOKES, TAX COLLECTOR |       |  |



BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-132

Offered by

Seconded by

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

**Opposing A1294S2103 And Its Impact On Flood-Prone Properties**

**WHEREAS**, A1294/S2103 seeks to circumvent local zoning regulations by permitting the conversion of certain office parks and retail shopping centers into mixed-use developments as a matter of right “without being constrained by outdated zoning ordinances”; and

**WHEREAS**, local land use law takes into consideration the municipality’s topography, economy, demography, environment – in short, the need of the community for which why are crafted; and

**WHEREAS**, legislating local zoning on a state level blatantly disregards the needs of the constituency on the local level; and

**WHEREAS**, A1294/S2103 as currently written applies to all subject office parks and shopping centers indiscriminately throughout the state, including those in flood zones;

**WHEREAS**, the Ste of New Jersey is experiencing worsening climate change impacts in the forms of more frequent, and more intense rain events resulting on ever more costly, sever repetitive losses, which well-established trajectory causes FEMA to periodically enlarge the flood maps to reflect the rising threat to person and property; and

**WHEREAS**, the NJDEP continues to grapple with flood mitigation throughout the state expending taxpayers funds for projects such as the removal of residential uses in flood zones via the Blue Acres acquisition program; and

**WHEREAS**, A1294/S2103 not only disregards the wisdom of local zoning law that guides the cohesive development of property to benefit the health and safety of residents while preserving the environment, it would squarely places some of the State’s moist valuable residents directly in harm’s way should an office park or shopping center being redeveloped under this law be located in a flood plain, by requiring at least 20% of residential units constructed be reserved for low, moderate, or very low income housing; and

**WHEREAS**, no matter how well-intended, State legislation that preempts local land use jurisdiction will result in unintended consequences;

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Oradell hereby opposes A1294/S2103 in its entirety; and

**BE IT FURTHER RESOLVED** that should the Legislature still see fit to proceed with A1294/S2103, then in the interest of public safety, environmental protection, and common sense, properties located in or bordering documented flood zones be exempt from this local zoning override; and

**BE IT FURTHER RESOLVED** that land use on any such flood-compromised properties continue to be governed by local land use ordinances and subject to the normal local zoning and planning oversight afforded by the MLUL; and

**BE IT FURTHER RESOLVED** that the Clerk is hereby directed to forward a copy of this resolution to the bill sponsors; District 38 Legislators; Governor Murphy; the Bergen County Commissioners; and all municipalities in the County of Bergen.

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Dianne Camelo Didio, Mayor

Passed on roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022.

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

BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-133

Offered by

Seconded by

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

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief, since, just as municipalities collect property taxes for the benefit of school districts, counties and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, the diversion of dedicated energy tax receipts to the State's General Fund further jeopardizes this critical property tax relief funding in future years; and

WHEREAS, by reducing Consolidated Municipal Property Tax Relief Act ( CMPTRA ), which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenues that should have been returned to provide property tax relief; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use of these resource, which were always intended to fund local programs and services; and

WHEREAS, Senator Singleton and Senate President Scutari have introduced legislation ( S-330) that will restore, over a five-year period, Energy Tax Receipts to municipalities;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oradell urges the legislature to swiftly pass this legislation and Governor Murphy to sign the legislation prior to the passage of FY2023 State budget; and

BE IT FUTHER RESOLVED, that a copy of this resolution be forwarded to District 38 legislators, Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy and the League of Municipalities.

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DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022.

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

BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-134

Offered by

Seconded by

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

Resolution Supporting Assembly Bill A3669, with revisions, to provide for a three-month reduction or suspension of tax on highway fuels based on average retail price of unleaded regular gasoline

WHEREAS, Assembly Bill 3669 would provide for a three-month reduction or suspension of tax on highway fuels based on average retail price of unleaded regular gasoline; and

WHEREAS, "Highway fuel" means gasoline, blended fuel that contains gasoline or is intended for use as gasoline, liquefied petroleum gas, and diesel fuel, blended fuel that contains diesel or is intended for use as diesel fuel, kerosene, other than aviation grade kerosene; and

WHEREAS, the bill provides for temporary reduction or suspension of the State tax on highway fuels based on the average retail price of unleaded regular gasoline during the three-month period of June 2022 through August 2022; and

WHEREAS, fuel taxes, as with all energy taxes, adversely affect working class residents who can least afford it; and

WHEREAS, as suspension of the fuel tax will also aid in keeping the supply chain flowing and costs for goods in check; and

WHEREAS, strong revenue collections in State Fiscal Year 2021 – 2022 that exceeded expectations, along with Federal infrastructure and COVID funding received by the State of New Jersey should offset the loss of these funds in the State budget.

NOW THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Oradell, in the County of Bergen, hereby support A3369 and urge the Legislature to amend the bill to continue longer if necessary.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to forward a copy of this resolution to the bill sponsors, District 38 Legislators; Governor Murphy, the Bergen County Commissioners, and all municipalities in the County of Bergen.

DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022.

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

BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-135

Offered by

Seconded by

| Member      | Aye | No | Abstain | Absent |
|-------------|-----|----|---------|--------|
| MAYOR DIDIO |     |    |         |        |
| SCHOENBERG  |     |    |         |        |
| TASHJIAN    |     |    |         |        |
| CARNEVALE   |     |    |         |        |
| JANNICELLI  |     |    |         |        |
| YU          |     |    |         |        |
| KERI        |     |    |         |        |

**Resolution in Support of Bail Reform Measures Under Consideration by the New Jersey Legislature  
And In Support of Additional Reforms**

**WHEREAS**, the Mayor & Council of the Borough of Oradell, County of Bergen and State of New Jersey has a strong interest in protecting the safety of its residents, employees and others who may live, work or travel through our borders; and

**WHEREAS**, crime and criminal activity is a state-wide issue affects all municipalities in the State of New Jersey, including the Borough of Oradell; and

**WHEREAS**, the arrest and apprehension of criminal defendants serves the public interest by preventing repeat incidents of criminal activity; and

**WHEREAS**, an individual charged with the commission of a crime is entitled to the presumption of innocence; and

**WHEREAS**, in 2014, the State of New Jersey enacted P.L. 2014, c.31, also known as the "Criminal Justice Reform Law", which, among other things, revised New Jersey's cash bail system, authorizing the expansion of instances where an individual charged with a crime may be released from pretrial custody pending further proceedings; and

**WHEREAS**, an unintended consequence of the Criminal Justice Reform Law has been the release pending trial of individuals charged with serious crimes and those individuals being accused of the commission of additional serious crimes to person or property while so released; and

**WHEREAS**, the commission of new serious crimes by persons released pending further proceedings under the Criminal Justice Reform Law constitutes a matter of public safety to all residents of the State of New Jersey; and

**WHEREAS**, the New Jersey Assembly is currently considering a Bill A2426, which would amend the Criminal Justice Reform Law to include a rebuttable presumption of pretrial detention to individuals charged with a firearm related crime; and

**WHEREAS**, the New Jersey Assembly Law and Public Safety Committee has endorsed A2426;

\_\_\_\_\_  
DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022.

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

BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-136

Offered by

Seconded by

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

**WHEREAS**, the New Jersey Open Public Records Act (OPRA), N.J.S.A. 47:1A-1 et seq., enacted in 2002, has been in effect long enough to review the impact on Municipalities; and

**WHEREAS**, it is the position of the Borough of Oradell, that OPRA can and must be improved upon to make it less onerous on municipalities and protect the safety and welfare of the public; and

**WHEREAS**, municipal staff and budgets are increasingly utilized to accommodate the requestors and commercial entities who bombard municipalities with public records requests to the extent that in some instances, additional personnel are hired primarily to handle such requests; and

**WHEREAS**, municipalities are already required by state law to post and provide certain information and documentation on their municipal websites, including but not limited to, annual budgets, annual financial statements, annual audits, public meeting notices and meeting minutes; and

**WHEREAS**, under existing law, OPRA fees are woefully inadequate for the amount of time and effort needed to search for documents; it takes valuable time away from staff — not only in the Clerk's office — but also among other departments that may be involved in the same request; and

**WHEREAS**, OPRA has become broadly construed in favor of access and the requestor and, a requestor who prevails in any proceeding in appealing a denial of access is permitted to collect exorbitant attorney's fees; conversely, however, the resources and guidance available to record custodians and municipal counsel tasked with responding to such requests has narrowed drastically in the ever-changing OPRA arena, muddied by subsequent, voluminous and often-conflicting court decisions that contradict the original intent of the law and will continue to do so in the absence of necessary legislative reform; and

**WHEREAS**, OPRA law allows outside businesses, and activist groups to utilize municipal time and services for marketing leads or private commercial gain, and for litigants to use OPRA as a method of discovery; and

**WHEREAS**, a clear distinction needs to be made between individual and commercial and discovery requests; and

**WHEREAS**, serious concerns about breaches or misuse of personal information exist along with the potential for OPRA to be exploited and abused by requestors, as a threat, harassment, or retaliatory measure to bury local governments in hundreds of requests, not necessarily

because the requested records are of any particular interest, but merely because they can and have been emboldened by the courts to do so, to the significant detriment of all other municipal business; and

**WHEREAS**, most importantly, OPRA must be reformed to enable municipalities, their respective record custodians and legal counsels to protect the safety and welfare of the general public;

**WHEREAS**, over the years, court decisions have chipped away at the reasonable expectation of privacy provision of the law, thus allowing the law to be molded and wielded as a tool that severs any sensible balance of transparency, and instead, now perpetuates rampant and dangerous degrees of for-profit data-mining, unsolicited marketing and uncontrolled publications of records on internet search engines specifically designed to circumvent and bypass what few protective measures currently exist under OPRA, and all while allowing the requestor to remain cloaked in **anonymity**, should they choose to exercise that option; and

**WHEREAS**, the pandemic has resulted in a startling and exponential rise in fraud and identity theft, crimes that were already notoriously difficult to investigate, track and prosecute; OPRA, left unchecked and unreformed, continues to add fuel to this already dangerous fire; and

**WHEREAS**, in a most reprehensible instance in the midst of the pandemic, the unthinkable happened when the young son of a U.S. District Court Judge was senselessly killed by an individual who had managed to compile a dossier of personal information about the Judge including a home address, ushering in the passage of Daniel's Law; and

**WHEREAS**, while this law as intentioned provides for necessary strides and long overdue amendments to OPRA, the scope of protection provided is critically deficient, the implementation creates challenges for custodians and municipal officials that remain unaddressed by law, with limited channels for guidance, while the vast remainder of the Open Public Records Act continues to be left recklessly unreformed, potentially leaving any officials not covered under Daniel's Law or even, the general public at-large exposed to the whim of any nefarious OPRA requestor lurking in the shadows of those demanding transparency at any cost;

**WHEREAS**, Assembly Bill No. 4894, introduced January 17, 2019, calling for the creation of a study commission to review OPRA, to-date, has been left negligently stagnant and, to-date the legislative approach to addressing the dangers of OPRA have been fragmented, haphazard and contradictory at best, leading to a dire need for streamlined overhaul and reform, which, at a minimum should include the following:

- Immediate creation of a study commission on OPRA.
- Uniformity under the law: municipalities shall not be subject to any provision under OPRA that the legislature or other state agencies are, by contrast, exempt from.
- Provide a universal platform for clear and concise guidance for records custodians. Such guidance should be in place prior to any laws that impact OPRA going into effect.
- Require that official OPRA Request forms be used in order to be considered valid, including certifications by the requestor of (1) non-conviction of an indictable offense and (2) that information obtained will not be used for profit, solicitation, marketing or commercial gain, or published as part of a separate internet database or search engine.
- Prohibit OPRA requestors from remaining anonymous.
- Require that requestors provide a State of New Jersey address in order to be valid (OPRA should not apply to out-of-state requests).
- Prohibit requests for commercial purposes.
- Exempt email addresses (also serves as a deterrent to spoofing, phishing and other cyber scams and crimes).



- Exempt information maintained for emergency notification purposes.
- Exempt any information related to minor individuals, disabled persons and senior citizens as well as classes of citizens who are vulnerable to exploitation of their information.
- Exempt personal identifying information from Motor Vehicle Accident Reports, including driver's license numbers, dates of birth (DOBs), home addresses, VINs and registration/plate numbers, unless the requestor is a subject of the record, or their designated legal or insurance representative.
- Exempt pet license information to a need-to-know basis only (health department, police department, veterinarian of record, hospital, bite victim) to deter rising pet thefts and potential for targeted thefts of non-large-breed dog owners.
- Reaffirm exemption of unlisted telephone numbers, including personal cell phones.
- Exempt property owner names, CAMA Data and reaffirm the exemption of property record cards.
- Protections afforded under Daniel's Law should be afforded to all government officials, employees, volunteers and members of the general public as the threats from the disclosure of personal information is not unique to those rightfully protected under Daniel's Law.
- Provide a carve out for fee-shifting where a municipality in good faith and without clear guidance through Statute or case law denies a request or redacts information which could reasonably be interpreted as not subject to disclosure.

**NOW, THEREFORE BE IT RESOLVED**, that the Borough of Oradell finds it imperative that the New Jersey Senate and Assembly review and reform the New Jersey Open Public Records Act.

**BE IT FURTHER RESOLVED**, that copies of this resolution are sent to all New Jersey State Legislators, the New Jersey State League of Municipalities, the New Jersey Municipal Clerks' Association, the Bergen County Municipal Clerks' Association, the New Jersey State Association of Chiefs of Police and the Bergen County Police Chiefs' Association.

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DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022.

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

BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-137

Offered by

Seconded by

| Member      | Aye | No | Abstain | Absent |
|-------------|-----|----|---------|--------|
| MAYOR DIDYO |     |    |         |        |
| SCHOENBERG  |     |    |         |        |
| TASHJIAN    |     |    |         |        |
| CARNEVALE   |     |    |         |        |
| JANNICELLI  |     |    |         |        |
| YU          |     |    |         |        |
| KERN        |     |    |         |        |

Resolution condemning the Government of the People's Republic of China's treatment of the Uyghurs and other ethnic minorities in the Xinjiang Uyghur Autonomous Region (XUAR) and calling for an investigation into the abuses and crimes committed in the XUAR.

**WHEREAS**, the Uyghurs are one of several predominantly Muslim Turkic groups living in the Xinjiang Uyghur Autonomous Region (XUAR) in the northwest of the People's Republic of China (PRC); and

**WHEREAS**, following Uyghur demonstrations and unrest in 2009 and clashes with government security personnel and other violent incidents in subsequent years, PRC leaders sought to "stabilize" the XUAR through large-scale arrests and extreme security measures aimed at combatting alleged terrorism, religious extremism, and ethnic separatism; and

**WHEREAS**, in May 2014, the PRC launched its "Strike Hard Against Violent Extremism" campaign, which placed further restrictions on and facilitated additional human rights violations against minorities in the XUAR under the pretext of fighting terrorism; and

**WHEREAS**, in August 2016, Chinese Communist Party (CCP) Politburo member Chen Quanguo, former Tibet Autonomous Region (TAR) Party Secretary, known for overseeing intensifying security operations and human rights abuses in the TAR, was appointed as Party Secretary of the XUAR; and

**WHEREAS**, beginning in 2017, XUAR authorities have sought to forcibly "assimilate" Uyghurs and other Turkic minorities into Chinese society through a policy of cultural erasure known as "Sinicization"; and

**WHEREAS**, since 2018, credible reporting including from the BBC, France24, and the New York Times has shown that the Government of the PRC has built mass internment camps in the XUAR, which it calls "vocational training" centers, and detained Uyghurs and other groups in them and other facilities; and

**WHEREAS**, since 2015, XUAR authorities have arbitrarily detained an estimated 1,500,000 Uyghurs—12.5 percent of the XUAR's official Uyghur population of 12,000,000—and a smaller

number of other ethnic minorities in the “vocational training” centers and other detention and pre-detention facilities; and

**WHEREAS**, in 2017, the XUAR accounted for less than two percent of the PRC’s total population but 21 percent of all arrests in China; and

**WHEREAS**, The Atlantic, Radio Free Asia, and other sources have revealed that detainees are forced to renounce many of their Islamic beliefs and customs and repudiate Uyghur culture, language, and identity; and

**WHEREAS**, investigations by Human Rights Watch and other human rights organizations have documented how detainees are subject to political indoctrination, forced labor, crowded and unsanitary conditions, involuntary biometric data collection, both medical neglect and intrusive medical interventions, food and water deprivation, beatings, sexual violence, and torture; and

**WHEREAS**, research by the Australian Strategic Policy Institute suggests that, since late 2019, many detainees have been placed in higher security facilities and convicted of formal crimes; and

**WHEREAS**, Human Rights Watch has reported that the PRC uses data collection programs, including facial recognition technology, to surveil Uyghurs in the XUAR and to identify individuals whom authorities may detain; and

**WHEREAS**, PRC authorities have placed countless children whose parents are detained or in exile in state-run institutions and boarding schools without the consent of their parents; and

**WHEREAS**, New York Times reporting revealed that numerous local PRC officials who did not agree with the policies carried out in XUAR have been fired and imprisoned; and

**WHEREAS**, Associated Press reporting documented widespread and systemic efforts by PRC authorities to force Uyghur women to take contraceptives or to subject them to sterilization or abortion, threatening to detain those who do not comply; and

**WHEREAS**, PRC authorities prohibit family members and advocates inside and outside China from having regular communications with relatives and friends imprisoned in the XUAR, such as journalist and entrepreneur Ekpar Asat; and

**WHEREAS**, PRC authorities have imposed pervasive restrictions on the peaceful practice of Islam in the XUAR, to the extent that Human Rights Watch asserts the PRC “has effectively outlawed the practice of Islam”; and

**WHEREAS**, individuals who are not detained in camps have been forced to attend political indoctrination sessions, subjected to movement restrictions, mass surveillance systems, involuntary biometric data collection, and other human rights abuses; and

**WHEREAS**, international media, nongovernmental organizations, scholars, families, and survivors have reported on the systemic nature of many of these abuses; and

**WHEREAS**, on June 26, 2020, a group of 50 independent United Nations experts jointly expressed alarm over China’s deteriorating human rights record, including its repression in Xinjiang, and

called on the international community “to act collectively and decisively to ensure China respects human rights and abides by its international obligations”; and

**WHEREAS**, on October 6, 2020, 39 United Nations member countries issued a public statement condemning human rights violations by PRC authorities and calling on the PRC to allow the United Nations High Commissioner for Human Rights unfettered access to Xinjiang; and

**WHEREAS**, the United States Congress passed the Uyghur Human Rights Policy Act of 2020 (Public Law 116-145); and

**WHEREAS**, the United States Congress passed the Global Magnitsky Human Rights Accountability Act (subtitle F of title XII of Public Law 114-328; 22 U.S.C. 2656 note), which has been used to sanction PRC officials and entities for their activities in the XUAR; and

**WHEREAS**, the United States Government has implemented additional targeted restrictions on trade with Xinjiang and imposed visa and economic sanctions on PRC officials and entities for their activities in the XUAR; and

**WHEREAS**, the United States Government has documented human rights abuses and violations of individual freedoms in the XUAR, including in the 2019 Department of State Report on International Religious Freedom;

**NOW THEREFORE BE IT RESOLVED,**

(1) condemns the atrocities committed by the CCP against Uyghurs and other predominantly Muslim Turkic groups in Xinjiang, including forced labor, sexual violence, the internment of over 1,000,000 individuals, and other horrific abuses;

(2) urges the Governor and the NJ Legislature to speak publicly about the ongoing human rights abuses in the XUAR;

**BE IT FUTHER RESOLVED**, that a copy of this resolution be forwarded to District 38 legislators, Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy and the League of Municipalities.

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DIANNE CAMBLO DIDIO, MAYOR

Passed on roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022.

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

BOROUGH OF ORADELL  
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-138

Offered by

Seconded by

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

WHEREAS, Genn Freda, has submitted an application for junior membership in the Oradell Volunteer Fire Department on May 18, 2022.

WHEREAS, the Nominating and Investigating Committee of the Oradell Volunteer Fire Department discussed this candidate on May 23, 2022 and found that this candidate meets the requirements and is acceptable for recommendation for junior membership.

WHEREAS, the Membership of the Oradell Volunteer Fire Department approved said application for, Glenn Freda as a Junior Member of the Department.

WHEREAS, the Department submitted the request for membership for approval by the governing body on May 24, 2022

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Oradell that the following individuals are accepted and approved as members of the Oradell Volunteer Fire Department:

Glenn V. Freda - Junior Membership

**BE IT FURTHER RESOLVED**, the Borough Clerk is hereby authorized to certify the applications and forward a copy of this resolution to the Fire Department Chief.

\_\_\_\_\_  
DIANNE CAMELO DIDIO, MAYOR

Passed on a roll call vote at the Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, May 24, 2022

(SEAL)

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