The Public Meeting of the Mount Olive Township Council was called to order at 8:22 pm by Council President Nicastro.

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

Miss Masser: According to the Open Public Meetings Act, adequate notice of this meeting has been given to the Daily Record. Notice has been posted in the Municipal Building, 204 Flanders-Drakestown Road, Mount Olive Township, New Jersey and notices were sent to those requesting the same.

ROLL CALL

Present: Mr. Amianda, Mr. Ferrante, Mrs. Labow, Mr. Mania, Mr. Stewart, Mr. Roman and Mr. Nicastro

Absent: None

Also Present: Michelle Masser, Township Clerk; Fred Semrau, Township Attorney; Robert Greenbaum, Mayor (left at 8:31 pm); and Laura Harris, Business Administrator

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

October 18, 2016 WS & PM (Absent: C. Labow)

President Nicastro: Mr. Amianda, would you approve the Minutes from October 18, 2016 for the Workshop and Public Meeting please? Motion for the Minutes for the Public…

Mr. Amianda: I make a motion for approval of the Minutes of the previous meetings on October 18, 2016, Work Session and Public Meeting.

Mr. Mania: Second.

President Nicastro: Any discussion? Roll Call please.

Roll Call: Passed with the exception of Mrs. Labow abstained

CORRESPONDENCE

LETTERS FROM RESIDENTS/ORGANIZATIONS/ OTHER TOWNS

1. Email received October 18, 2016, from Sustainable Raritan River regarding NEWS from the Sustainable Raritan River Initiative--October 2016.

2. Email received October 19, 2016, from ANJEC regarding Drought Conditions Worsen.

3. Email received October 20, 2016, from Downtown New Jersey regarding Opportunity To Comment on Proposed Rule Change Affecting Downtown Districts.

4. Email received October 21, 2016, from ANJEC regarding Free Water Quality Workshop.

5. Notice received October 24, 2016, from Byram Township Planning Board regarding Public Hearing on the Amendment to the Master Plan, Fair Share Housing Plan Element of the Township of Byram, Sussex County.

6. Email received October 24, 2016, from ANJEC regarding Drought Conditions Worsen.

7. Email received October 24, 2016, from Sustainable Jersey regarding Let’s Do Lunch.

8. Email received October 25, 2016, from Raritan Headwaters regarding November News.

9. Email received October 27, 2016, from TransOptions regarding Go Smart! with TransOptions October 2016.
RESOLUTIONS / ORDINANCES OTHER TOWNS


12. Email received October 19, 2016, from Borough of Butler regarding Resolution No. 2016-104, Resolution of the Borough Council of the Borough of Butler Supporting all Municipalities in Morris County to take immediate steps to Ban the Sale of Dogs and Cats from Large Scale Commercial Breeding Facilities.

STATE AGENCIES

13. Email received October 19, 2016, from New Jersey Department of Environmental Protection regarding Discover DEP Podcast: Drought.

14. Local Finance Notice received October 19, 2016, from Department of Community Affairs regarding Calendar Year 2017 Municipal and County Budget Cap Information.

15. Letter received October 20, 2016, from CH2M Hill regarding Columbia Gas Transmission, LLC System wide Maintenance Project Application for Statewide General Permit 1, Flood Hazard Area Individual Permit, and Waterfront Development Individual Permit State of New Jersey.

16. Email received October 21, 2016, from FEMA regarding Individual and Community Preparedness Bulletin.

17. Email received October 21, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release – NJDEP Commissioner Martin Designates a Drought Warning for 14 Counties.

18. Email received October 21, 2016, from FEMA regarding FEMA Region II Fire Safety Tip #3.

19. Letter received October 24, 2016, from New Jersey Department of Environmental Protection regarding No Further Action Letter for Flanders Valley Golf Course, 81 Pleasant Hill Road, Mount Olive, Block 5900 Lot 2.


21. Email received October 24, 2016, from New Jersey Department of Environmental Protection regarding Discover DEP Podcast: Emergency Response.

22. Email received October 26, 2016, from FEMA regarding FEMA Region II Individual and Community Preparedness Bulletin.

23. Email received October 27, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release – Christie Administration Announces Grant Program to Reduce Diesel Emissions.

24. Email received October 28, 2016, from FEMA regarding Fire Safety Tip.

MSA/MUA

25. Email received October 28, 2016, from Musconetcong Sewerage Authority regarding MSA September 22 & October 13, 2016 Meeting Minutes.
MORRIS COUNTY

26. Email received October 20, 2016, from County of Morris regarding Major Road Closures and Detours in Morris County.

27. Email received October 24, 2016, from Morris County Planning Board regarding MCPB Minutes.


UTILITIES

29. Letter received October 21, 2016, from JCP&L regarding Notice of Proposed Rate Increases and other Adjustments with Respect to JCP&L’s Tariff Rates and Charges for Electric Service, and with Respect to other Proposed Tariff Charges and Revisions and Notice of Public Hearings Thereon.

30. Email received October 24, 2016, from New Jersey American Water regarding New Jersey American Water Reminds Customers to Conserve While Drought Warning is in Effect.

President Nicastro: We have 30 pieces of Correspondence. Does anyone have any questions on those? If not, I open the hearing to the public on Ordinance #23-2016,

ORDINANCES FOR PUBLIC HEARING

Ord.#23-2016 An Ordinance of the Township Council of the Township of Mount Olive to Amend Chapter 550, “Land Use” to Rezone Certain Lands From the LI-Light Industrial Zone District to the General Industrial Zone District and to Rezone a Single Parcel From the FTZ-4 Zone to the GI-General Industrial Zone in Accordance with the Amendment to the Land Use Element of the Township Master Plan Adopted by the Mount Olive Planning Board on December 17, 2015.

President Nicastro: Mr. Ferrante.

Mr. Ferrante: Sure, I move for adoption and final passage Ordinance #23-2016.

Mrs. Labow: Second.

President Nicastro: Does anyone from the public wish to be heard? Seeing none. Closed to the public. Any discussion? Roll Call please.

Roll Call: Passed unanimously

President Nicastro: Ordinance #23-2016 is passed on second reading and I hereby direct the Clerk to forward a copy of the same to the Mayor and publish the notice of adoption as required by law. I open the hearing to the public on Ordinance #25-2016,


President Nicastro: Mrs. Labow.

Mrs. Labow: Thank you Mr. President. I move that for adoption…I move for adoption and final passage of Ordinance #25-2016.

President Nicastro: Anyone from the public wish to be heard? Seeing none. Closed to the public. Do we…we have a second on that?

Mr. Roman: Second.

President Nicastro: Any discussion? Roll Call please.

Roll Call: Passed unanimously
President Nicastro: Ordinance #…where was I…Ordinance #25-2016 is passed on second reading and I hereby direct the Clerk to forward a copy of the same to the Mayor and publish the notice of adoption as required by law. We have four Ordinances with a second reading for November 22, 2016. The next item on the Agenda for first reading is Ordinance #26-2016,

ORDINANCES FOR FIRST READING – 2nd reading November 22, 2016

Ord.#26-2016 Ordinance Reappropriating $80,000 Proceeds of Obligations not Needed for Their Original Purpose of a Roll Off Conversion Kit in Order to Provide Instead for the Acquisition of a Roll Off Truck in and by the Township of Mount Olive, in the County of Morris.

President Nicastro: Mr. Mania.

Mr. Mania: Thank you Mr. President. I move that Ordinance #26-2016 be introduced by title and passed on first reading and that a meeting will be held on November 22, 2016 at 7:00 pm at the Municipal Building, 204 Flanders-Drakestown Road, Budd Lake, New Jersey for a public hearing, consideration of second reading, and passage of said Ordinance and that the Clerk be directed to publish, post and make available said Ordinance in accordance with the requirements of the law.

Mrs. Labow: Second.

President Nicastro: Any Council discussion? Anyone from the public wish to be heard? Seeing none. Closed to the public. Roll Call please.

Roll Call: Passed unanimously

President Nicastro: Next item on the Agenda for first reading is Ordinance #27-2016,

Ord.#27-2016 An Ordinance of the Township Council of the Township of Mount Olive Amending Ordinance #26-2015 Which Established Salaries for the Mayor, Council, Department Heads, Supervisory Personnel and Employees of the Township Clerk’s Office.

President Nicastro: Mr. Stewart.

Mr. Stewart: Thank you Mr. President. I move that Ordinance #27-2016 be introduced by title and passed on the first reading and that a meeting will be held on November 22, 2016 at 7:00 pm at the Municipal Building, 204 Flanders-Drakestown Road, Budd Lake, New Jersey for a public hearing, consideration of second reading, and passage of said Ordinance…

Mr. Mania: Second. I’m sorry.

Mr. Stewart: Quick, aren’t you… and that the Clerk be directed to publish, post and make available said Ordinance in accordance with the requirements of the law.

Mrs. Labow: Second.

President Nicastro: He beat her out. Any Council discussion?

Mr. Stewart: You got trumped.

President Nicastro: Anyone from the public wish to be heard? Seeing none. Roll Call please.

Roll Call: Passed unanimously

President Nicastro: Next item on the Agenda for first reading is Ordinance #28-2016,


President Nicastro: Mr. Roman.

Mr. Roman: I move that Ordinance #28-2016 be introduced by title and passed on first reading and that a meeting be held on November 22, 2016 at 7:00 pm at the Municipal Building, 204 Flanders-Drakestown Road,
Budd Lake, New Jersey for a public hearing, consideration of second reading, and passage of said Ordinance and that the Clerk be directed to publish, post and make available said Ordinance in accordance with the requirements of the law.

Mr. Mania: Second.

President Nicastro: Thank you. Any Council discussion?

Mrs. Labow: I was yawning.

President Nicastro: Seeing none. Any public...anyone from the public wish to be heard? Seeing none. Closed to the public. Roll Call please.

Roll Call: Passed unanimously

President Nicastro: Next item on the Agenda for first reading is Ordinance #29-2016,

Ord. 29-2016 An Ordinance of the Township Council of the Township of Mount Olive Establishing Recreation Fees for Various Township-Sponsored Recreational Activities.

President Nicastro: Mr. Amianda.

Mr. Amianda: I move that Ordinance #29-2016 be introduced by title and passed on first reading and that a meeting will be held on November 22, 2016 at 7:00 pm at the Municipal Building, 204 Flanders-Drakestown Road, Budd Lake, New Jersey for a public hearing, consideration of second reading, and passage of said Ordinance and that the Clerk be directed to publish, post and make available said Ordinance in accordance with the requirements of the law.

President Nicastro: Thank you.

Mr. Mania: Second.


Roll Call: Passed unanimously

CONSENT RESOLUTIONS AGENDA:

Resolutions on the Consent Agenda List are considered to be routine and non-controversial by the Township Council and will be approved by one motion (one vote). There will be no separate discussion or debate on each of these resolutions except for the possibility of brief clarifying statements that may be offered. If one or more Council member requests, any individual resolution on the Consent Agenda may be removed from the Consent Agenda List and acted on separately.

3. Resolution of the Township Council of the Township of Mount Olive Authorizing the Cancellation of a Grant Balance (Drive Sober or Get Pulled Over).
4. Resolution of the Township Council of the Township of Mount Olive Approving a Vendor Service Contract on a “Non-Fair and Open” Basis Pursuant to the “Pay-to-Play” Law (PTS Data Center Services). – Revised
5. Resolution of the Township Council of the Township of Mount Olive Approving a Vendor Service Contract on a “Fair and Open” Basis Pursuant to the “Pay-to-Play” Law (Crown Equipment Corp. dba Crown Lift Trucks)– Revised


8. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of a Purchasing Contract (Cifelli and Son General Contracting, Inc. & Grafco Inc.) Revised


11. Resolution of the Township Council of the Township of Mount Olive Accepting the Bid for the Sale of Certain Municipal Land and Property from the Township Auction of October 11, 2016 (Block 5401 Lot 2.01, 8 Main Street)

12. Resolution of the Township Council of the Township of Mount Olive Authorizing the Sale of Certain Lands and Properties which are no longer needed for Public Use by the Township (Block 301 Lot 4, 3100 Continental Drive)

13. Resolution of the Township Council of the Township of Mount Olive Authorizing a One Year Extension on the Award of a Contract for Tree Removal, Trimming and Stump Grinding Service to Peterson & Sons Tree Service, Inc.


15. Resolution of the Township Council of the Township of Mount Olive Approving the FOP and FOP Superiors Contracts Between the Township and FOP Lodge #122 for 2017 – 2019. (Revised)


20. A Resolution of the Township of Mount Olive, in the County of Morris and State of New Jersey, Authorizing $380,000 to be Deposited with the New Jersey Trust Fund Unit to Take the Property Located at 20-23 Stonewald Court Drive and Designated as Block 3203, Lots 21 & 28 on the official Tax Map of the Township of Mount Olive.

21. Resolution of the Township Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, Honoring Ernesto Buonincontri for more than Forty Years of Service, Commitment, and Dedication to the Township of Mount Olive.

22. A Resolution of the Township of Mount Olive, in the County of Morris and State of New Jersey, Authorizing a One-Year Extension of the Existing Developers Agreement with Toll Brothers in Relation to Morris Chase.
President Nicastro: We have 22 Consent Resolutions. Does anyone wish to move any to Non-Consent? Mr. Roman.

Mr. Roman: I wish to move number 21 to Non-Consent.

President Nicastro: Twenty-one. Got it. Anyone else? Seeing none. Mr. Ferrante, would you move Consent Resolutions one through twenty and twenty-two?

Mr. Ferrante: Sure, I make a motion to move Consent Resolutions one through twenty and number twenty-two.

Mrs. Labow: Second.

President Nicastro: Any discussion? Roll Call please.

Roll Call: Passed unanimously

President Nicastro: Mr. Roman, would you move Resolution number 21?

RESOLUTIONS NON-CONSENT

Mr. Roman: I wish to move Non-Consent Resolution 21.

Mr. Stewart: Second.

President Nicastro: Any discussion? Yes Mr. Roman.

Mr. Roman: The reason I brought…pulled this one out to the Non-Consent list is because I want…I think it’s important that we highlight the…not only Ernesto, as I call him Ernie, his accomplishments, but his whole family. It’s a testament to the…the kind of residents and business people that we have in Mount Olive Township that not only do they provide a service, but they go above and beyond everyday without asking for recognition and it is important that we highlight individuals like Ernie whenever we can.

Mr. Mania: I thought it was a good point Mr. Roman…

President Nicastro: Thank you.

Mrs. Labow: Excellent.

Mr. Mania: …that’s why I brought it to the Council.

President Nicastro: Thank you Mr. Roman. Do we have a second?

Mr. Stewart: Second.

President Nicastro: Any discussion? Anyone from the public? None. Roll Call please.

Roll Call: Passed unanimously

MOTIONS

1. Bill List.

President Nicastro: Mrs. Labow, would you move the Bill List please?

Mrs. Labow: Thank you Mr. President. I move the Bill List.

Mr. Mania: Second.

Mr. Ferrante: Second.

President Nicastro: Any discussion? Roll Call please.

Roll Call: Passed with the exception of President Nicastro abstained on check #73018
Supreme Court, but again now Fair Share has come back and approached the Township to see if there’s any... there’s still pretty much a backlog because of some of the matters and issues that are pending before the Fair Share litigation and the housing matter which all Towns essentially in Morris County are involved with, their position is before we spend any more time. We want to let you know what that is. Finally, with respect to Trenton what their dollars are with respect to the lien. We’re going to push that issue a little bit to see what Laura has reported to you that we went down to Trenton regarding the landfill and we’re waiting to hear from not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s subject to your review after those bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and hopefully we’ll have a qualified bidder and you’ll consider then to award that. Remember it’s not green acres funding so whatever you collect you keep, which is nice. With respect to the DEP, I know that bids come in and...
President Nicastro: Thank you. Mr. Mania.

Mr. Mania: Fred, is there any reason why the County didn’t join in the motion?

Mr. Semrau: You know I…to join in a motion…I want to say the County throughout the summer was very supportive of the Township’s position. Their position at the end was…look the cars are gone. We don’t want to basically…

Mr. Mania: Upset the apple cart.

Mr. Semrau: …you know…push it any further. We don’t want to suddenly walk into an issue where we’re in the middle of something we don’t want to be. They waited until the last minute, but I will say the County Counsel also was somewhat instrumental to making sure that we had an arrangement where this would be dismissed. They did communicate a little bit on our behalf back to M&E since we didn’t have the best rapport over the summer with the M&E. That’s a good question. We did call them because if we were going forward we really wanted them to support our motion.

Mr. Mania: Thank you, Fred.

Mr. Semrau: Sure.

COUNCIL REPORTS

President Nicastro: Thank you. Council Reports. Mr. Amianda, anything on Board of Education and Senior?

Board of Education Liaison Report - none
Senior Citizen Liaison - none
Mr. Amianda: No report from Board of Education and no report from Senior Citizen Club.

President Nicastro: Thank you. Mr. Ferrante, anything on Lake, Environmental or Library?

Environmental Committee - none
Lake Issues - none
Library Board Liaison
Mr. Ferrante: Just on the Library. They received some preliminary estimates for additional funding from the State and County. They’re happy about those numbers. A little bit on the smaller end, but it’s better than…

President Nicastro: Better than nothing.

Mr. Ferrante: …no increase.

President Nicastro: Thank you. Mrs. Labow, anything on Economic or TNR?

Economic Development Committee Report - none
TNR Program – none
Mrs. Labow: No.

President Nicastro: Mr. Mania, anything on Legislative or Planning Board?

Legislative Committee Report - none
Planning Board Report - none
Mr. Mania: No.

Board of Health Report - none
President Nicastro: I have nothing on Health. Mr. Roman, anything on Open Space or Recreation?

Open Space Committee Report - none
Recreation Liaison Report
Mr. Roman: Nothing on Open Space and Recreation meets tomorrow.
President Nicastro: Mr. Stewart, anything on MOTV or Community Action?

MOTV Committee Liaison - none
Community Action Panel Report
Mr. Stewart: Yes, Community Action Panel. We had our meeting and that involves all the big companies in the ITC as well as throughout the community which includes Siemens, Givaudan, Robertet. We decided no fourth quarter event. We’re pushing towards our two for next year, one interface with the schools with the Chamber as well as with another one for the general business community. This time looks around cyber type awareness and then the other thing that’s going on is Community Action Panel supporting the Chambers 21st Annual Food Drive which started today for the Mount Olive food kitchen.

PUBLIC PORTION – none

COUNCIL COMMENTS

President Nicastro: Thank you very much. Anyone from the public wish to be heard? Seeing none. Closed to the public. Any Council Comments? Mr. Amianda?

Mr. Amianda: No.

President Nicastro: Mr. Ferrante?

Mr. Ferrante: No.

President Nicastro: Mrs. Labow?

Mrs. Labow: No.

President Nicastro: Mr. Mania?

Mr. Mania: Yes, I just want to take this opportunity to thank Scott VanNess, he had an excavator removed on residential property on First Street that I had been called upon to see if I could do anything and he got it finally moved. The guy was quite reluctant to move it, it took him a period of time, but he got it out.

President Nicastro: Mr. Stewart?

Mr. Stewart: No.

President Nicastro: Mr. Roman?

Mr. Roman: I’d just like to welcome Mrs. Labow back…

Mrs. Labow: Thank you.

Mr. Roman: …from her little bout of illness. It was no doubt in my mind that she would recover because that’s how she is.

Mrs. Labow: You need somebody to be on your back.

President Nicastro: Thank you. I have nothing.

ADJOURNMENT - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 8:42 pm.

Joe Nicastro, Council President
I, Michelle Masser, Township Clerk of Mount Olive do hereby certify that the foregoing Minutes are a true and correct copy of the Minutes approved at a legally convened meeting of the Mount Olive Township Council duly held on November 22, 2016.

Michelle Masser, Township Clerk

mvm