The Public Meeting of the Mount Olive Township Council was called to order at 8:11 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-Drakes-town 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. Stewart, Mr. Roman and Mr. Nicastro

Absent: Mr. Mania

Also Present: Michelle Masser, Township Clerk; Sue Sharpe, Township Attorney; Robert Greenbaum, Mayor; Andrew Tatarenko, Business Administrator; Claudia Tomasello, Assistant Business Administrator and Sherry Kolody, CFO

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

January 30, 2018 WS (Absent: J. Mania)
February 13, 2018 WS & PM (Absent: J. Ferrante & J. Mania)

President Nicastro: Mr. Amianda, would you approve the Minutes from the previous meetings, January 30, 2018 Workshop and February 13, 2018, Workshop and Public Meeting?

Mr. Amianda: Yes, Mr. President. I make a motion for approval of Minutes of previous meetings on January 30, 2018, Work Session and February 13, 2018, Work Session and Public Meeting.

Mrs. Labow: Second.

President Nicastro: Any discussion? Roll Call please.

Roll Call: Passed with the exception Mr. Ferrante abstained on February 13, 2018 Work Shop and Public Meeting

CORRESPONDENCE

LETTERS FROM RESIDENTS/ORGANIZATIONS/ OTHER TOWNS

1. Email received February 13, 2018, from Sustainable Raritan River regarding NEWS from the Sustainable Raritan River Initiative.

2. Email received February 15, 2018, from NOFA-NJ regarding NOFA-NJ Events: Farm, Tour, ESFD and more!

3. Email received February 17, 2018, from NOFA-NJ regarding Explore Your Small Farm Dream.

4. Email received February 19, 2018, from Raritan Headwaters Association regarding Reminder: RHA Member Meeting this Thursday.

5. Email received February 22, 2018, from NOFA-NJ regarding Beginning Farmer & Gardener Course!

6. Email received February 22, 2018, from County of Morris regarding This Week in Morris County: FEMA Maps. Car Burglaries.

RESOLUTIONS / ORDINANCES OTHER TOWNS

7. Ordinance received February 15, 2018, from Washington Township regarding Ordinance #RO-03-18; an Ordinance of the Township of Washington, County of Morris and State of New Jersey to Amend Chapter 217, Zoning of the Code of Township of Washington amending rear yard setbacks in the R-1/R-2 zone in the schedule of Area, Yard and Building Requirements Pursuant to Section 217-29.
STATE AGENCIES

8. Email received February 9, 2018, from New Jersey Department of Environmental Protection regarding NJDEP Weekly Update.

9. Email received February 13, 2018, from FEMA regarding FEMA Region II Individual and Community Preparedness Bulletin.

10. Email received February 14, 2018, from New Jersey Department of Environmental Protection regarding Ground Water Remedial Action Permit Modification Document for PI# 004784 - PMG# 9517.

11. Email received February 16, 2018, from FEMA regarding How to Display the American Flag.

MSA/MUA

12. Email received February 23, 2018, from MSA regarding MSA January 25, 2018 Approved Meeting Minutes.

MORRIS COUNTY

13. Preliminary Equalization Table received February 12, 2018, from the County of Morris for the Year 2018.

14. Email received February 16, 2018, from County of Morris regarding MNPB Minutes.

15. Email received February 18, 2018, from County of Morris regarding Morris County’s Sixth Annual Public Safety Youth Academy.

16. Email received February 20, 2018, from Morris County Economic Development Corporation regarding Join MCEDC for exclusive tour of new AVE corporate living in Florham Park.

UTILITIES

17. Letter received February 12, 2018, from JCP&L regarding Notice of Public Hearing for JCP&L proposed increase in the Company’s Rider RAC – Remediation Adjustment Clause to recover costs incurred for environmental remediation of manufactured gas plant sites.

18. Email received February 13, 2018, from JCP&L regarding JCP&L Assistance Programs Available for JCP&L Customers.


President Nicastro: I open the hearing…let me see where we are…

Miss Masser: Correspondence.

President Nicastro: …yes…..oh, Correspondence. I knew I started to quick. We have 19 pieces of Correspondence. Anyone have anything on those?

Mr. Roman: No.

President Nicastro: Seeing none. I open the hearing to the public on Ordinance #5-2018,

ORDINANCES FOR PUBLIC HEARING

Ord. #5-2018 Bond Ordinance Providing for Various Capital Improvements in and by the Township of Mount Olive, in the County of Morris, New Jersey, Appropriating $4,256,532 Therefor and Authorizing the issuance of $4,000,576 Bonds or Notes of the Township to Finance Part of the Cost Thereof.

President Nicastro: Mr. Ferrante.
Mr. Ferrante: Sure, I move for adoption and final passage, Ordinance #5-2018.

Mrs. Labow: Second.

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

Roll Call: Passed unanimously

President Nicastro: Ordinance #5-2018 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 #6-2018,

Ord. #6-2018 Bond Ordinance Providing for Various Improvements to the Water Utility in and by the Township of Mount Olive, in the County of Morris, New Jersey, Appropriating $680,000 Therefor and Authorizing the Issuance of $646,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof.

President Nicastro: Mrs. Labow.

Mrs. Labow: Thank you Mr. President. I move for adoption and final passage of Ordinance #6-2018.

Mr. Stewart: Second.

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

Roll Call: Passed unanimously

President Nicastro: Ordinance #6-2018 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 #7-2018,


President Nicastro: Mr. Stewart.

Mr. Stewart: Thank you Mr. President. I move that…for adoption and final passage, Ordinance 7-2018.

Mr. Roman: Second.

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

Roll Call: Passed unanimously

President Nicastro: Ordinance #7-2018 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. Next item on the Agenda is for first reading, Ordinance #9-2018,

ORDINANCES FOR FIRST READING – 2nd reading March 13, 2018


President Nicastro: Mr. Roman.
Mr. Roman: I move that Ordinance #9-2018 be introduced by title and passed on first reading and that a meeting be held on March 13, 2018 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, poke…post and make available…

Mr. Stewart: Poach.

Mr. Roman: …said Ordinance in accordance with the requirements of the law.

Mrs. Labow: Second.

Mr. Stewart: Second.

President Nicastro: Anyone from the public wish to be heard?

Mrs. Labow: Poke.


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.

1. Resolution Supporting the Replacement of the Culvert Structure Under Route 206.


3. Resolution Authorizing Refund of a Returned Check Service Fee.

4. Resolution of the Township Council of the Township of Mount Olive Authorizing Change order No. 1 to the Contract With Reivax Contracting Corp. For NJDEP Water Line Contract ICU-RWI-16.

5. A Resolution of the Township of Mount Olive, County of Morris, State of New Jersey, Authorizing the Award of a Professional Services Agreement Without Competitive Bidding to Weston Solutions, Inc., For Environmental Cleanup Services in Connection With the Property Located at 20-23 Stonewald Court Drive, Budd Lake, Mount Olive Township, New Jersey. (Block 3203, Lots 21 and 28)


8. Resolution of the Township Council of the Township of Mount Olive Approving an Emergency Purchase Not to Exceed $75,000.00 for Budd Lake Sewer System Pump Station #1.

9. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (King and Petracca, LLC)

10. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreements Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (Lerch, Vinci & Higgins, LLP)
11. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreements Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (Robert D. Correale, Esq. of Brady & Correale, LLP)

12. 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. (Harrington Construction Co. Inc.)

13. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (Samantha Bunsa)

14. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (Habitat by Design, LLC)

15. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (Cleary Giacobbe Alfieri Jacobs LLC)


17. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (Anthony Arbore)

18. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (Connolly & Hickey Historical Architects, LLC)

19. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (McManimon, Scotland & Bauman, LLC)

20. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreement Under the Non-Fair and Open Contracts in Accordance With the Pay-to-Play Law for the Year 2018. (The Buzak law Group, LLC)

21. Resolution of the Township Council of the Township of Mount Olive Authorizing the use of Open Space Funds For a Professional Services Agreement with Louis Berger in Connection with the Engineering Services for Phase I Environmental Site Assessment at 204-1 Waterloo Valley Road, Block 403, Lot 3.


23. A Resolution of the Township of Mount Olive, County of Morris, State of New Jersey, Authorizing Release of the Surety Bond and Cash Bond Posted in Connection with Development of the Property Designated as Block 4100, Lots 80, 83, and 84. (Mountain Ridge Estates, LLC)

President Nicastro: We have 23 Resolutions. Does anyone wish to move any to Non-Consent? Seeing none. Where…who is doing that one? I forgot where we’re at.

Miss Masser: John Ferrante.

President Nicastro: John…Mr. Ferrante, would you move Resolutions one through twenty-three?

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

Mrs. Labow: Second.

Roll Call: Passed unanimously

MOTIONS

1. Bill List.

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

Mrs. Labow: Yes, thank you Mr. President. I move the Bill List for approval.

Mr. Stewart: Second.


Roll Call: Passed unanimously

ADMINISTRATIVE REPORTS

President Nicastro: Administrative Report. Mayor, Andrew, Claudia.

Mayor Greenbaum: I’ll start. Saturday, March 3, 2018 at Jersey Girl Brewery, an event run for the 200 Club to meet our First Responders, from 1:00 pm to 5:00 pm. The Robotics program at the High School will be having their district event on Saturday, March 10, 2018. Opening ceremonies will begin at 10:30am. On a happy note, join me in wishing Anthony Spera, who is a sophomore at Mount Olive High School, the best of luck at the States this weekend in Atlantic City for wrestling.

Mrs. Labow: Very nice.

President Nicastro: That’s right.

Mrs. Labow: Nice.

President Nicastro: Thank you. Andrew.

Mr. Tatarenko: I just want to comment. We were informed that we were awarded the Transportation Trust Fund Grant to repave a section of ITC North.

Mrs. Labow: Yes.

Mr. Tatarenko: I think it was about $292,000.00…

President Nicastro: Nice.

Mr. Tatarenko: …with the Grant award. The Engineer will be preparing a proposal for, for design specifications and we should be doing that in the fall.

President Nicastro: That’s very good news. Thank you.

Mrs. Labow: Excellent. Excellent.

Mr. Tatarenko: That was our second time applying for that section.

President Nicastro: Very good job. At least we got that. That’s a big number.

Mayor Greenbaum: I think third actually.

Mr. Tatarenko: Third.

Mayor Greenbaum: Third.
Mr. Tatarenko: Third.

President Nicastro: Very good.

Mrs. Labow: Third.

Mayor Greenbaum: Third time.

Mrs. Labow: It desperately needs it.

President Nicastro: Thank you. Any Old Business from anyone? Any New Business? Any Legal Matters?

OLD BUSINESS – none

NEW BUSINESS – none

LEGAL MATTERS - none

Ms. Sharpe: Nothing tonight. Thank you.

COUNCIL REPORTS

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

Board of Education Liaison Report
Senior Citizen Liaison - none

Mr. Amianda: Yes. The Board of Education held its regular meeting on Monday, February 26, 2018 at the Administrative Building at 6:30 pm. The Board took action on the following items: approved personnel items, approved monthly expenditures and reports, approved HIB report, approved the Board Secretary’s report for the month of January 2018. The Board discussed and approved school safety and security reports. The Board thanked the Mayor and the Council for approval of extra funding of extra armed Police Officers in each school building. The Board approved policy number 7441, Electronic Surveillance in school buildings and school grounds. The Board also approved business and administrative action items. The Board approved…discussed and approved the 2018-2019 School Calendar. Senior Citizen Report, there is none. Seniors will meet on March 6, 2018 at 11:30 am.

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

Environmental Committee – none
Lake Issues – none
Library Board Liaison – none

Mr. Ferrante: Nothing until next month.

Economic Development Committee Report – none
Community Action Panel Report – none

President Nicastro: Mr. Stewart, anything on Economic Development or Community Action Panel?

Mr. Stewart: Nothing on Economic and the Community Action Panel meets Thursday to formalize the plans for the fall.

President Nicastro: Thank you. Mrs. Labow, anything on Open Space, Board of Health or…Board of Health, sorry? Wrong one.

Open Space Committee Report – none
Board of Health Report – none

Mrs. Labow: No, we don’t meet until next month again, but I am going to be the Council Liaison for the Stigma Program.

President Nicastro: That’s right. We’re going to add that on there.
Mrs. Labow: Yes, so we’re going to add that on. I have some ideas on having a grand kickoff kind of a thing. I know a lot of people aren’t aware that we do have a store / gift shop in Town called Presents of Mind, it’s at the Mall at Route 206 and they hire…all their employees are folks with various disabilities. I will be contacting the manager to see if we can have our beginning event there. I’m looking forward to it and getting some people on board and trying to get some awareness going and letting people know it’s okay, you don’t have to single people out.

President Nicastro: That’s a good location.

Mrs. Labow: It is.

President Nicastro: I’ve been there many times.

Mrs. Labow: I like it. I was actually…they asked me, two years ago I think it was, to come over there. They were having a book signing and it was great.

President Nicastro: What do you want…we’re going to add it to the Committee Reports. Was it just a Stigma Committee? How do you want it listed?

Mrs. Labow: I guess.

President Nicastro: Michelle asked.

Mrs. Labow: Well, it’s part with MOMAC.

President Nicastro: It’s all MOMAC, so do we…

Mrs. Labow: Well, it’s part of…

President Nicastro: Part of.

Mrs. Labow: …but it’s not actually so…

Mr. Tatarenko: Separate.

President Nicastro: Separate. Lisa said separate.

Mrs. Labow: I guess Stigma.

President Nicastro: Just the Stigma.

Mrs. Labow: It’s just such a strange word, Stigma.

President Nicastro: We’ll figure it out. We’ll get back to you on that.

Mrs. Labow: Yes.

President Nicastro: We’ll get back to you on that.

Mrs. Labow: Yes.

Miss Masser: I’ll do Stigma Committee for right now, then just let me know…

Mrs. Labow: Yes. Right.

Miss Masser: …if you decide you want to change it before the next meeting.

President Nicastro: Then we could just change it to something you want to call it else.

Mrs. Labow: Because it’s all in the early stages right now.

President Nicastro: Okay, just let her…there we go. Mr., oh you already went. Mr. Roman, anything on Recreation or Pride?
Mr. Roman: You’re just trying to poke me over here.

Mr. Stewart: She brought it up.

Legislative Committee Report – none
Planning Board Report – none
Recreation Liaison Report – none
Pride Committee Report – none

Mr. Roman: I have nothing to report.

President Nicastro: Thank you very much. Does anyone from the public wish to be heard at this time? Yes, you know the routine. Just get up, state your name and address for the record.

Miss Masser: You dropped your paper. Do you need it?

President Nicastro: You dropped your paper.

PUBLIC PORTION

Mr. Oszust: No. I just had a question. Robert Oszust, 307 Kings Arrow Road. I just had a question for the Business Administrator. When you said that Grant, was that including International Drive?

Mr. Tatarenko: Yes.

Mr. Oszust: Oh thank God. I drive on it every day going into…from Budd Lake to…

Mr. Tatarenko: Only a section of it. From Route 46 to Clark Drive.

President Nicastro: It’s on the North side. Not the…

Mr. Tatarenko: The North side.

President Nicastro: …is that the North side I guess?

Mr. Tatarenko: That’s the North side.

Mr. Roman: Yes.

President Nicastro: The other side, not by Wal-Mart.

Mr. Oszust: Yes…no…all right, on the side that has all of the international building, yes, okay.

President Nicastro: Industrial…correct.

Mr. Stewart: All the manholes.

President Nicastro: By FedEx, down that end.

Mrs. Labow: All the caverns.

President Nicastro: Correct.

Mr. Oszust: Yes.

President Nicastro: Yes.

Mr. Oszust: Thank you. That’s all.

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

Mr. Amianda: Yes Mr. President. On February 21, 2018, I attended Morris County League of Municipalities meeting held at Birchwood Manor in Whippany, New Jersey at 5:15 pm. Mr. Michael Darcy, Director of New Jersey League of Municipalities gave a State of the State Address. Mr. Darcy reviewed the 2015-2016 Legislative Session. Topics for presentation were: PERC decision affirms that contracts that expired on or before are governed by the two percent successor agreements and expects the ruling to be appealed because people…most of the Municipalities are not…don’t agree with the decision not to extend it…not to extend the two percent agreement. Presentation number two was, he asked the League members to engage in the social campaign. Number three, section one, Legislation has been introduced to review the cap two percent, giving the Legislative enactment on extending the two percent on binding interest arbitration awards with the recommendation safeguards Municipal and County leaders are facing higher taxes and cut salaries for the people. The League also discussed bills that are pending in Trenton to provide relief for many new taxpayers. That is the extra. Thank you.

President Nicastro: Thank you. Thank you. Mr. Ferrante?

Mr. Ferrante: Nothing tonight.

President Nicastro: Mrs. Labow?

Mrs. Labow: Yes, I just wanted to say that many, many years ago Budd Lake area was a vacation spot for many people especially coming from New York City. They used to…there was a lot of little stands set all over the place for various things that they would sell goods or whatever. I remember one time reading in one of our Ordinances that you were no longer allowed to set up a stand and tell fortunes. I think that one might still be on the books to tell you the truth because I saw it in the past ten years. They also had an Ordinance on there which is not on the books that you weren’t allowed to change your clothes in your car on Sand Shore Road, but you could go…

President Nicastro: Anywhere else you could, but not on Sand Shore Road. Must have been something going on there.

Mrs. Labow: ...anywhere else you could, so these things come about for, for whatever reasons. I would have to say that probably way back then the Town pretty much, they’ve changed a lot of things because they really didn’t want a lot of transient sales type things going on and they were taking more value in their brick and mortar places and things change. Right now I don’t think it’s the time to change and have a lot of food trucks or and I’m not saying make things hard, but I think when the Ordinance was originally written it took into consideration all the things which we actually learned in the past couple of weeks. One being that you just can’t all of a sudden upset a site plan because you want to put something in that wasn’t meant to be there to begin with. They do a lot of…spend a lot of time on the site plans, making sure that they’ve considered safety. I remember being on the Planning Board, you had to consider how wide the parking space was, if there was enough room and how many handicap spots you had to have and so on and so forth, and if there’s plenty of room for people to back out of the spot. There’s a lot that goes into it. I really am glad that we’re basically keeping this the same. I don’t have a problem with that and the 300 square foot for the area that the person would be using, but I definitely do not want to change 1,000 foot, I don’t want to change 2,000 foot. I think that unless we have a tremendous amount of people coming saying they really want to have a food truck, we’ll have to try…we could look at it and see if there is something that we could do to accommodate it, but we don’t have the need for it or the desire for it, it appears. That’s it.

President Nicastro: Thank you. Mr. Stewart?

Mr. Stewart: Nothing.

President Nicastro: Mr. Roman?

Mr. Roman: Thank you Mrs. Labow for proving my point that sometimes just because something has been on the books for a while, that it not necessarily means that it should stay on the books. Thank you.

President Nicastro: Nothing for me. Do we have a motion to adjourn?
ADJOURNMENT - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 8:29 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 March 27, 2018.

Michelle Masser, Township Clerk

mvm