The Public Meeting of the Mount Olive Township Council was called to order at 8:15 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. Ferrante, Mrs. Labow, Mr. Mania, Mr. Stewart, Mr. Roman and Mr. Nicastro

Absent: Mr. Amianda

Also Present: Michelle Masser, Township Clerk; Sue Sharpe, Township Attorney; Bob Casey, Interim Business Administrator; Claudia Tomasello, Assistant Business Administrator and Robert Greenbaum, Mayor

APPROVAL OF MINUTES OF PREVIOUS MEETINGS


President Nicastro: We have…Mr. Ferrante, would you approve the Minutes from the previous meeting, July 25, 2017, Workshop and Public Meeting and Closed Session please?

Mr. Ferrante: Sure. I make a motion to approve the previous meeting Minutes of July 25, 2017, Workshop, Public Meeting and Closed Session.

Mrs. Labow: Second.

President Nicastro: Any discussion? Roll Call please.

Roll Call: Passed with the exception of Mr. Stewart abstained

CORRESPONDENCE

LETTERS FROM RESIDENTS/ORGANIZATIONS/ OTHER TOWNS

1. Email received August 8, 2017, from Downtown New Jersey regarding Register for Downtown New Jersey’s 2017 Conference!

2. Email received August 11, 2017, from CLEAResult regarding New Jersey’s Clean Energy Program.

3. Email received August 14, 2017, from Sustainable Jersey regarding Help Your Local Businesses Be More Sustainable.

4. Email received August 15, 2017, from Downtown New Jersey regarding Downtown New Jersey Excellence Awards -- Two Weeks Left!

5. Email received August 16, 2017, from NOFA-NJ regarding Upcoming Events from NOFA-NJ.

LEAGUE OF MUNICIPALITIES

6. Legislative Bulletin received August 16, 2017, from the New Jersey State League of Municipalities regarding The Following Bills were Enacted as the Public Laws of 2017.

STATE AGENCIES

7. Email received August 9, 2017, from FEMA regarding FEMA Region II Individual and Community Preparedness Bulletin.
8. Notice received August 9, 2017, from United States of America Federal Energy Regulatory Commission regarding Notice of Preliminary Permit Hearing – Merchant Hydro Developers, LLC.

9. Email received August 11, 2017, from New Jersey Department of Environmental Protection regarding NJDEP: Weekly Update.

10. Local Finance Notice received August 14, 2017, from New Jersey Department of Community Affairs regarding Dedication of Revenue: Fees for Uniform Construction Code Enforcement.

11. Email received August 14, 2017, from FEMA regarding FEMA IGA Advisory: Hazard Mitigation Assistance Grant Application Period Now Open.


MORRIS COUNTY

13. Email received August 10, 2017, from County of Morris regarding This Week in Morris County: Top Scouts. Sheriff for a Day.

14. Email received August 17, 2017, from County of Morris regarding This Week in Morris County: Denville Dog Abuse. 5-Star Morris View.

President Nicastro: We have 14 pieces of Correspondence. Anyone wish…anything on the Correspondence? Seeing none. I open…next item on the Agenda for first reading is Ordinance #19-2017;

ORDINANCES FOR PUBLIC HEARING - None

ORDINANCES FOR FIRST READING – 2nd reading September 5, 2017

Ord.#19-2017 An Ordinance of the Township of Mount Olive Amending Ordinance #27-16 Which Established Salaries for the Mayor, Council Department Heads, Supervisory Personnel and Employees of the Clerk’s Office

President Nicastro: Mrs. Labow.

Mrs. Labow: Thank you Mr. President. I move that Ordinance #19-2017 be introduced by title and passed on first reading and that a meeting be held on September 5, 2017 at 7:00 pm at the Municipal Building, 204 Flanders-Draakestown 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. Roman: Second.

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

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 of the Township Council of the Township of Mount Olive Authorizing the Cancellation of Taxes on Block 7702, Lot 16.01 0-2 Open Space.

2. Resolution of the Township Council of the Township of Mount Olive Authorizing the Cancellation of Sewer on Block 3203, Lot 21, 20 Stonewald Court Drive.
3. Resolution of the Township Council of the Township of Mount Olive Authorizing the Cancellation of Sewer on Block 3203, Lot 28, 23 Stonewald Court Drive.

4. Resolution of the Township Council of the Township of Mount Olive Requesting Approval From the Director of Division of Local Government Services for Insertion of a Specific Item of Revenue into the 2017 Municipal Budget ($5,500.00 for Drive Sober or Get Pulled Over - Labor Day Crackdown)

5. Resolution of the Council of Mount Olive Township Commending Gladys Thomson for Her Service to the Mount Olive Township Police Department.

6. 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 (Mt. Olive Hardware / Amish Mike)

7. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of Various Purchasing Contracts for 2017 (ARF Rental Services Inc.)

8. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of Various Purchasing Contracts for 2017 (CDW Government LLC)

9. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of Various Purchasing Contracts for 2017 (Tilcon New York, Inc.)

10. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of Various Purchasing Contracts for 2017 (Data Communications Equipment, CDW-G, D&L Paving Contractors, Inc.)

11. Resolution of the Township Council of the Township of Mount Olive Awarding a Professional Service Agreements to Integra Realty Resources in Connection with the Appraisal of Property.

12. Resolution of the Township of Mount Olive, County of Morris, and State of New Jersey, Approving the Appointment of Andrew Tatarenko as Business Administrator / Qualified Purchasing Agent and Authorizing the Execution of an Employment Agreement.

13. A Resolution of the Township of Mount Olive, in the County of Morris, and State of New Jersey, Authorizing the Execution of a Developer’s Agreement With P.A. Carsillo & Sons, Inc.

President Nicastro: We have 13 Consent Resolutions. Does anyone wish to move any to Non-Consent? We have one Non-Consent Resolution which is the new Resolution that was put on for the Authorizing the Funding of Installation of Sidewalks on Corey Road. Does anyone from the public wish to be heard on any of the Resolutions?

Miss Masser: Let’s do Consent first. We’ll do Non-Consent separately.

President Nicastro: Consent Resolutions, right. Seeing none. Any discussion? We have a motion to accept…Mr. Mania, would you move Consent Resolutions one through thirteen?

Mr. Mania: I move for the approval of Consent Resolutions one through thirteen.

President Nicastro: Any discussion?

Miss Masser: Second?

Mrs. Labow: Second.

President Nicastro: Second. I’m sorry…

Mrs. Labow: I seconded.

President Nicastro: …Mrs. Labow. Any discussion? Roll Call please.

Roll Call: Passed unanimously
President Nicastro: We have one Non-Consent Resolution. Would someone move Resolution number 14, I guess it would be?

RESOLUTIONS NON-CONSENT

14. Resolution of the Township Council of the Township of Mount Olive Authorizing Funding for the Installation of Sidewalks on Corey Road.

Mr. Roman: I move for approval of Non-Consent Resolution number 14.

Mrs. Labow: Second.

Mr. Stewart: Second.

Mr. Mania: Second.

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

Roll Call: Passed unanimously

MOTIONS

1. Bill List.

President Nicastro: Let me see where we are... Bill List.

Miss Masser: Motions. Bill List.

President Nicastro: Yes, the Bill List is next. Mr. Roman, would you move the Bill List please?

Mr. Roman: I move for approval of the Bill List.

Mr. Mania: Second.

Mrs. Labow: Second.

President Nicastro: Any discussion? Roll Call please.

Roll Call: Passed unanimously

ADMINISTRATIVE REPORTS

President Nicastro: Administrative Reports. Anything from the Mayor, Claudia or Bob?

Mr. Casey: Nothing.

Mayor Greenbaum: I have. First of all, I don’t know if any of you have seen my Facebook page, this evening I put up an email that I received from Paul Gennaro, who was the homeowner...

Mrs. Labow: Yes.

Mayor Greenbaum: ... who had the carbon monoxide issue who is incredibly thankful to our First Responders. As I sat here tonight and listened to the Chief go off on all of the kudos related to the Apollo Way matter, I thought to myself that time, after time, after time, that I have sat here over the 16 years that I’ve been involved in Mount Olive Government, whether it’d be the Police, the Fire Department or the Ambulance Squads, have just put their own lives in risk to help others. Time, after time and we are very fortunate. If you have a chance and you haven’t seen the email from Mr. Gennaro, you really need to take a look at it because he certainly indicates that without the Police Officers passing by the rest of his family who was unconscious on the front yard to save the other sons that they would no longer be with us. I think it was a very small gesture on the Chief’s part honoring those people because the entire Department, the Fire Department and the Rescue Departments, all deserve to be honored. On a happier note, this Saturday is one of our special days in Town. It starts with Touch-a-Truck and while I didn’t think I was going to be there for the event because I was going to go to the Giants / Jets game which is now at 7:00pm, I thought it was at 4:00pm, I will be at Touch-a-Truck
with my Jeep. It’s very, very well attended and the weather is supposed to be super. After Touch-a-Truck, starting at 4:00pm, obviously is the Food Truck and Fireworks Festival and both times that we’ve sponsored this event we’ve had better than 10,000 people attend. I expect that we’ll probably have greater attendance this year than we did in the past two years. Hopefully I’ll see all of you there.

Mr. Stewart: The weather is supposed to cooperate too.

Mrs. Labow: Yes.

Mayor Greenbaum: The weather is supposed to be great.

Mrs. Labow: Cooler.

Mayor Greenbaum: According to my notes, Town Hall will be hosting a defensive driving course with AAA September 9, 2017, contact Lisa Brett in my office for more information. My office has arranged to participate in the Morris County Clerk’s Office “On the Road Program,” first week in October. We’ll have the County Clerk’s Office here on the second Wednesday of every month starting in October. This program will benefit all of Morris County residents by making it more convenient and providing greater access to the services of the Clerk’s Office. Passports, Veteran’s ID cards are some of the programs they will be offering. With respect to the Food Truck and Fireworks Festival, I’d like to especially thank Petillo Autosport, the Rockefeller Group and the Town of Dover, who came through with some lighting elements for the event. I think this weekend is going to be rather special in Mount Olive and I’m looking forward to it. That’s all that I have.

President Nicastro: Thank you. Anyone else from Administration? Mr. Mania.

Mr. Mania: I just…quick question Mayor, on that carbon monoxide problem, I understand that the Police Officers went in there and saved two of the sons that were downstairs. They took sick because of it because they didn’t have masks and they couldn’t wait for the First Responder…the Rescue Squad to get there. Is there any way we could do something for masks for the Police? Is it a special mask?

Mayor Greenbaum: You know, I’d have to ask the Chief that, but it was one of those situations that I don’t think even a…it was basically pull up, get out of their car and run in and pull people out.

Mrs. Labow: Right.

Mayor Greenbaum: I don’t think they would’ve taken the time to go in and get the mask, even if they had them.

Mr. Casey: Nobody knew at that point in time.

Mayor Greenbaum: They had a pretty good idea that it was carbon monoxide because that’s the way that it came across. If you listen to the…

Mr. Stewart: 911.

Mrs. Labow: 911.

Mayor Greenbaum: …911 calls that are attached to Mr. Gennaro’s email in terms of the series of events, I don’t know that there was…there would’ve been time, I don’t know whether or not they have actual masks, whether or not you need an oxygen tank with the mask. I don’t know…

Mr. Mania: I’m asking, I don’t know.

Mr. Roman: No, you do. You need a tank.

Mayor Greenbaum: You need oxygen.

Mr. Roman: You need a tank. You can’t go in there just…

Mayor Greenbaum: Right.

Mrs. Labow: Yes.
Mayor Greenbaum: You need oxygen.

President Nicastro: Yes, that won’t happen.

Mayor Greenbaum: The levels were so high in the house, it was twice the lethal limit.

Mr. Mania: Yes.

Mayor Greenbaum: I think 800 parts per million is what I’ve heard, it will kill you. It was…when they actually measured which was after there had been some venting, it was at 1,600 parts per million.

Mrs. Labow: After venting is the important thing, but it was still high.

Mayor Greenbaum: I did have the opportunity…

Mr. Mania: That came from a gas heater?

Mayor Greenbaum: It came from a hot water heater.

Mrs. Labow: Hot water heater.

Mayor Greenbaum: I did have the opportunity to visit the Police Officers at the hospital at Dover…Saint Clare’s, Dover. When I got there, they were all in good spirits. I think it was more preventative and to be checked out than they actually had any adverse health effects as a result. I don’t know the…I don’t know how to answer the question and I certainly will speak to the Chief as to whether or not they have such protective equipment and whether or not it would be useful to buy that type of equipment.

Mr. Mania: If we save one life, it’s well worth it.

Mayor Greenbaum: Yes, I understand that, but they’re confronted with so many different types of events that you can’t protect them against every event that they might come across. At some point, you’re going to fill up their car with so much crud it’s going to look like Finnegan’s closet and they’re not going to be able to find it in an event and they’re going…

Mr. Mania: As long as Finnegan can save them, it doesn’t matter.

Mayor Greenbaum: Okay.

Mrs. Labow: They have an air tank in their trunk as it is already.

Mayor Greenbaum: They may have oxygen, I’m not sure that they have….

Mrs. Labow: Yes, the oxygen, but not…

President Nicastro: It’s the reaction too like you said Mayor. First instinct, it’s all instinct. They’re running out…

Mrs. Labow: Yes, you’re not going to…

President Nicastro: …they’re not going back to look for tanks for themselves. That’s the selflessness they do, that’s the thing that they do. They run into the problem. It’s…

Mayor Greenbaum: Thankfully somebody was looking over everyone’s shoulders and everyone came out of it.

Mr. Stewart: Yes.

President Nicastro: That’s amazing.

Mr. Mania: Absolutely.
OLD BUSINESS

President Nicastro: It really is. Thank you. Any Old Business from anyone? Mrs. Labow.

Mrs. Labow: I just…it’s sort of Old Business, I just…I have to voice a complaint I have with the State of New Jersey. We had this…

Mr. Mania: Good luck.

Mrs. Labow: I know…I just have to say it. It annoys me to no end that we have the Highlands Preservation / Highlands Planning thing that they put in, which was supposed to protect the water, okay. Then they turn around and they, their wisdom beyond wisdom, turn around and say that anybody who owns a house that has a cesspool cannot pass title without putting in a septic system because you want to protect the water. Then you have a situation like Old Flanders, where you’re going to fight with the DEP to get permission to put in sewers. Where does that make any sense?

President Nicastro: That’s the State.

Mrs. Labow: It drives me nuts.

President Nicastro: That’s the State.

Mrs. Labow: I just wanted to say that because it just is…and also all the people who have cesspools at their home, they…when they passed this law, they didn’t say who had to put in the new septic, the buyer or the seller, so that’s another situation you have to go back and forth with. It devalued the property by anywhere from $25,000.00 to $50,000.00 and it’s just wrong and that’s my complaint. Thank you for listening.

President Nicastro: Thank you.

Mrs. Labow: Not that it does any good.

President Nicastro: Any other Old Business?

Mayor Greenbaum: Just one other…

President Nicastro: Yes.

Mayor Greenbaum: …statement. I’m under the understanding that the national weather service has issued a severe thunderstorm / tornado watch for this area, for this evening.

Mr. Stewart: Yes.

President Nicastro: Okay.

Mr. Roman: You weren’t referring to Mrs. Labow’s comments, were you?

Mrs. Labow: No. That lady that was here tonight, I would do the same thing she did. It’s a matter of principle.

NEW BUSINESS -- none

LEGAL MATTERS

President Nicastro: Any New Business from anybody? Seeing any…no New Business. Any Legal Matters?

Ms. Sharpe: Yes, thank you Mr. President. Two quick things, first of all as you know, Fred and I appeared before Judge Nergaard Friday at the Affordable Housing Fairness Hearing for the Township. As you know it went very, very well. The Special Master and Judge Nergaard were extremely complimentary of the Township and the hard work that you have done in putting together the Affordable Housing program here. It just…it was great to hear all the compliments and her recognition of how hard the Township has worked, so that went great. Our Compliance Hearing is tentatively scheduled I believe for January 12, 2018 and at that point, we’ll present a revised housing plan and hopefully obtain certification on that and the ten-year protection to the Township. Chuck McGroarty also did an amazing job as a witness, he was just fantastic. At this point, now we’re going to be focusing on 57 acres, that’s sort of the next big project. The rezoning on that will be finished and then we’ll
work on getting those DEP deed restrictions removed…so we could move forward on that. That’s all I have for tonight.

Mrs. Labow: Excellent.

President Nicastro: Thank you very much.

Mrs. Labow: Great job.

COUNCIL REPORTS

Board of Education Liaison Report - none
Senior Citizen Liaison - none

President Nicastro: Making progress there. Council Reports. Mr. Ferrante, anything on Environmental, Lake or Library?

Environmental Committee - none
Lake Issues
Library Board Liaison – none

Mr. Ferrante: Library was cancelled, it’ll be next month. We received the latest survey which, on the lake from yesterday and no recommended treatment again.

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

Economic Development Committee Report - none
TNR Program - none
Open Space Committee Report - none

Mrs. Labow: Nothing.

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

Legislative Committee Report – none
Planning Board Report - none

Mr. Mania: Nothing.

Board of Health Report

President Nicastro: Health Department, I have a report from the Health Officer, Trevor rather. After receiving complaints regarding dog waste left on the beach and the lake, the Health Department inspected but only identified goose feces. Either way because of the potential and…because the beach is considered a Township Park, the Parks Department is installing dog waste bag dispensers similar to the ones at the dog park. Signage will be installed at our new…and our ACO will add this area to regular patrolling. We started an annual door-to-door dog and cat census. Three part…three seasonal part-timers will be going door-to-door probably until sometime in October, we will be including Saturday’s so that we can increase the chances of catching people at home. As arranged through the Court, on Monday, August 28, 2017 we are scheduled to have a conference call with Oakwood representatives and the Prosecutor on the progress of improvements with the garbage problem at the complex. How we proceed will be based on the conclusion of this meeting. Last, while our Senior Transportation bus was being repaired / serviced earlier this month, the Board of Education was very kind in lending us the bus for use for the week. Our bus has been repaired and it’s back on the road.

Mrs. Labow: Joe.

President Nicastro: Yes.

Mrs. Labow: For the garbage can situation at the Old Oakwood.

President Nicastro: Yes.

Mrs. Labow: I did have a resident send me pictures of overflowing garbage cans again this week.

President Nicastro: Yes.

Mrs. Labow: I can forward that to you just…if you want to give that to Trevor.
President Nicastro: They’re on it. I know they have a Court date…they’re going to have to call and there’s…

Mrs. Labow: Yes.

President Nicastro: …we’re discussing it at our Health meeting in September as well.

Mrs. Labow: Yes, they were doing good.

Mr. Mania: Joe and I saw it firsthand. We were up there.

President Nicastro: Yes.

Mrs. Labow: Oh, really. This week?

President Nicastro: No not this week, but last week.

Mr. Mania: Not this week, but in the past.

Mrs. Labow: This week he sent it to me again and with this heat and you have those garbage cans…you’re just asking for trouble.

President Nicastro: Yes, it’ll be addressed through the Court there and also with the Health Department, they’ll be discussing it in our meeting in September.

Mr. Roman: Bob…if I can interject on that.

President Nicastro: Yes.

Mr. Roman: Bob, is the Health Department now making routine inspections in Overlook to see if they are…to document any?

Mr. Casey: They are. Whether it’s a…also a complaint, but the last time I talked to Trevor at least once a week, they’re going up there and looking…driving around everything and just documenting what’s there waiting for the, as Joe indicated, the Court date.

Mr. Roman: Okay, thank you.

Mr. Casey: I know they’ve also had several meetings with the property owners, with the management firm up there attempting to come up with an alternate methodology for the collection system, which probably would all basically come together at the time of that Court Hearing because that would probably be part of the settlement.

President Nicastro: Thank you. Mr. Roman, anything on Recreation or Pride?

Recreation Liaison Report - none
Pride Committee Report – none

Mr. Roman: Nothing on Recreation. Pride meets tomorrow.

President Nicastro: Mr. Stewart, anything on MOTV or Community?

MOTV Committee Liaison - none
Community Action Panel Report – none

Mr. Stewart: No updates.

PUBLIC PORTION – none

COUNCIL COMMENTS

President Nicastro: Anyone from the public wish to be heard? Seeing none. Closed to the public. Council Comments first. Mr. Ferrante?

Mr. Ferrante: Nothing.

President Nicastro: Mrs. Labow?
Mrs. Labow: Nothing.

President Nicastro: Mr. Mania?

Mr. Mania: Nothing.

President Nicastro: Mr. Stewart?

Mr. Stewart: Compliments on the conversion to the new logo. It looks great when you walk into the building.

Mrs. Labow: Yes.

President Nicastro: There you go. Mr. Roman?

Mr. Roman: Nothing.

President Nicastro: Nothing for me. Do we have a motion to adjourn…

Mr. Mania: So moved.

President Nicastro: …into Executive Session? Mrs. Labow would you take us into Executive Session? First, we have to close.

Mr. Roman: No, we have to go into Executive first.

President Nicastro: Where am I? Yes.

Mrs. Labow: Ready?

Mr. Roman: Go ahead.

President Nicastro: Yes.

Mrs. Labow: Okay.

President Nicastro: Now I got it.

Mrs. Labow: According to section 7 and 8 of the Open Public Meetings Act, I make a motion we move into Executive Session to discuss, what’s…

Mr. Casey: Purchase of property.

Mrs. Labow: The what?

Mr. Roman: Purchase of property.

Mr. Casey: Purchase of property.

Mrs. Labow: …purchase of property noting that the Minutes will be made available upon conclusion of the issue.

Mr. Mania: Second.

ALL IN FAVOR

President Nicastro: We just ask everyone to leave right now, but after the Executive Session, you’re welcomed back after, we’re just going to close when we’re done, but you’re welcome to come back in afterwards. Thank you.

Executive Session began at 8:32 pm and the Public Meeting resumed at 8:45 pm.
President Nicastro: Reopen the Mount Olive Township Council Meeting for August 22, 2017. Do we have a motion to adjourn?

Mrs. Labow: So moved.

Mayor Greenbaum: You have to open the door first.

Mrs. Labow: You have to open the door first.

President Nicastro: Oh, yes, I’m sorry. I got to say it again? No.

Mr. Roman: Let the crowds in.

President Nicastro: We’re okay. Okay. Motion to adjourn?

ADJOURNMENT - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 8:46 pm.

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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 September 5, 2017.

______________________________
Michelle Masser, Township Clerk

mvm