

The Public Meeting of the Mount Olive Township Council was called to order at 7:06pm by President Nicastro.

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

President Nicastro: In accordance with the Open Public Meetings Act, adequate notice of this meeting has been provided by sending timely notice to the Daily Record and the Mount Olive Chronicle and posting notice on the bulletin board of the Municipal Building, 204 Flanders Drakestown Road, Budd Lake, N.J. Additional notice has been posted on the Township website and Facebook page and on the outside front door of the Municipal Building and sent to those individuals requesting same.

ROLL CALL

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

Absent: Mr. Aaron

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

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

- 1. June 27, 2023 PM (Workshop Canceled) (Absent: J. Ferrante)

Mr. Ferrante makes a motion to approve the June 27, 2023, PM Minutes and **Mrs. Labow** seconds.

ROLL CALL: Passed with the exception of Mr. Ferrante, who abstained on the June 27, 2023, PM Minutes

CORRESPONDENCE

LETTERS FROM RESIDENTS/ORGANIZATIONS/OTHER TOWNS

- 1. Email received June 26, 2023, from NOFA NJ regarding NOFA NJ Weekly Email: June 26, 2023.
- 2. Email received June 26, 2023, from NOFA NJ regarding Large Farm & Food Equipment Auction in Hopewell, NJ.
- 3. Email received June 29, 2023, from the Statewide Hispanic Chamber of Commerce of NJ regarding Keep up-to-date with our Weekly Community Calendar!
- 4. Email received July 5, 2023, from NOFA NJ regarding NOFA NJ Weekly Email: July 3, 2023.

RESOLUTIONS/ORDINANCES OTHER TOWNS

- 5. Letter received June 27, 2023, from Chester Township regarding Notice of Pending Ordinance: 2023-10. An Ordinance to Amend Chapter 113, Land Use, Part 3, Soil Removal and Land Disturbances, Article 19 Developments, Section 113-135 "Runoff"; Part 3 Soil Removal and Land Disturbances, Article 20, Site Grading Plans, Section 113-136, "Detailed Site Grading Plans"; Part 4, Subdivision of Land, Article 30, Design Standards for Subdivisions, Section 113-204, "Stormwater Detention"; and Part 8, Stormwater Control, Article 57, Design and Performance Standards, Section 113-387 "Scope and Purpose"

LEAGUE OF MUNICIPALITIES

- 6. Email received June 26, 2023, from NJLM regarding ETR Deadline; OPRA Reform Package; ROW Preemption Advances.
- 7. Email received June 26, 2023, from NJLM regarding Conference Connections.
- 8. Email received June 29, 2023, from NJLM regarding ETR Funding Doubled in FY2024 Budget.

9. Email received June 30, 2023, from NJLM regarding \$150M ETR Funding; Broadband Allocations; National Flood Insurance.

STATE AGENCIES/LOI/HIGHLANDS

10. Email received June 26, 2023, from DEP Local Government Assistance regarding NJDEP Weekly Update.
11. Letter received June 27, 2023, from Edward Sullivan, LSRP, ELS Environmental, LLC, regarding Response Action Outcome - Remedial Action Type: Limited Restricted Use with Permit Requirements. Scope of Remediation: Entire Site. Case Name: Laidlaw Transit Inc. Address: 704 Bartley Chester Road. Municipality: Flanders/Mt. Olive Township. County: Morris. Block: 6800 Lot: 14. Preferred ID: 012131. Communication Center #88-11-21-0100 UST Closure #C93-1734. Well Permit #25338285, 2535429, 2536562, E201900F461, 2500064168, E201712243, E201712245, E201900462.
12. Email received July 5, 2023, from NJDEP regarding NJDEP Weekly update.
13. Email received July 6, 2023, from NJDCA regarding FY 2023 LEAP Grant Awards.

MSA/MUA – None

MORRIS COUNTY

14. Email received June 26, 2023, from Morris County regarding This Week in Morris County: June 23, 2023.
15. Email received June 29, 2023, from Morris County regarding Morris County Launches an Interactive Look Inside the American Revolution.
16. Email received June 30, 2023, from Morris County regarding Morris County Reviews 23 Historic Sites for Preservation Funding.
17. Email received June 30, 2023, from Morris County regarding UPDATE - FIXED LINKS Morris County Reviews 23 Historic Sites for Preservation Funding.
18. Email received June 30, 2023, from Morris County regarding "Gettysburg: 160th Anniversary" Tribute Launched by Morris County.
19. Email received June 30, 2023, from Morris County regarding This Week in Morris County: Happy 247th, America!
20. Email received July 5, 2023, from Morris County regarding Schooley's Mountain Road Bridge Fully Closed Starting July 10.

UTILITIES – None

There was no discussion on Correspondence.

President Nicastro: I open the hearing to the public on Ordinance #19-2023,

ORDINANCES FOR PUBLIC HEARING:

Ord.#19-2023 An Ordinance of the Township of Mount Olive, County of Morris State of New Jersey, to Revise and Replace Chapter 338, Solid Waste Disposal; Recyclable Materials, of the Township Code.

President Nicastro: Mrs. Labow.

Mrs. Labow: Thank you, Mr. President. I move for adoption and final passage of Ordinance #19-2023.

Mr. Mania: Second.

President Nicastro: Does anyone from the public wish to be heard on this Ordinance? Seeing none. Closed to

the public. Any Council discussion? Roll Call, please.

ROLL CALL: Passed unanimously

President Nicastro: Ordinance #19-2023 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 for first reading is Ordinance #20-2023,

ORDINANCE FOR FIRST READING: (2nd reading July 25, 2023)

Ord.#20-2023 Ordinance Amending Section 3(e)(ii) of Bond Ordinance #7-2022, As Amended by Ordinance #1-2023 and Ordinance #18-2023, of the Township of Mount Olive, In the County of Morris, New Jersey, Finally Adopted April 5, 2022, As Amended January 24, 2023 and June 27, 2023, In Order to Include Additional Projects.

President Nicastro: Mr. Mania.

Mr. Mania: Thank you, Mr. President. I move that Ordinance #20-2023 be introduced by title and passed on first reading, be scheduled for public hearing, second reading, and consideration of final passage at a meeting to be held on July 25, 2023, at 7pm at the Municipal Building, 204 Flanders-Drakestown Road, Budd Lake, New Jersey, and be published, posted, and made available by the Clerk in accordance with law.

Mrs. Labow: Second.

President Nicastro: Any discussion? Roll Call, please.

ROLL CALL: Passed unanimously

CONSENT RESOLUTIONS AGENDA:

1. Resolution of the Township of Mount Olive, in the County of Morris, and State of New Jersey, authorizing an agreement between the Township and Green Brook Family Medicine to participate in the annual Influenza Vaccine Clinic
2. Resolution of the Township Council of the Township of Mount Olive requesting approval from the Director of the Division of Local Government Services for insertion of a specific item of revenue into the 2023 Municipal Budget (\$1,768.19 for NJ Transit Scholarship)
3. Resolution of the Township Council of the Township of Mount Olive authorizing the use of Somerset County Cooperative Pricing System Contract for 2023 (Custom Bandag Inc.)
4. Resolution of the Township Council of the Township of Mount Olive authorizing purchases off New Jersey State Contracts pursuant to N.J.S.A. 40A:11-12 for calendar year 2023 (New Jersey Fire Equipment Co.)
5. Resolution of the Township Council of the Township of Mount Olive authorizing purchases off New Jersey State Contracts pursuant to N.J.S.A. 40A:11-12 for calendar year 2023 (Elite Vehicle Solutions)
6. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a contract for the purchase of cameras off New Jersey State Contract (SF Mobile Vision)
7. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a contract for the purchase of computer equipment off New Jersey State Contract (Elite Vehicle Solutions)
8. Resolution of the Township Council of the Township of Mount Olive notice of intent to award a contract under a National Cooperative Purchasing Agreement for the purchase of three trucks off the Sourcewell Co-op (National Auto Fleet Group)
9. Resolution of the Township Council of the Township of Mount Olive notice of intent to award a contract under a National Cooperative Purchasing Agreement for the purchase of two trucks off the Sourcewell Co-op (National Auto Fleet)

10. Resolution of the Township Council of the Township of Mount Olive approving a non-fair and open vendor service contract pursuant to New Jersey Local Unit Pay-to-Play Law (Dover Brake & Clutch Co.) REVISED 7/10/2023
11. Resolution of the Township Council of the Township of Mount Olive approving a non-fair and open vendor service contract pursuant to New Jersey Local Unit Pay-to-Play Law (Fun 4 All)
12. Resolution of the Township Council of the Township of Mount Olive authorizing the award of contract for RFP #01-2022 Architectural Design Services for the Expansion of the Senior Center (The Musial Group) REVISED - Increasing contract amount
13. Resolution of the Township Council of the Township of Mount Olive authorizing the award of contract to George S. Coyne Chemical Co., Inc. for Bid #04-2022 Furnish and Delivery of Water and Wastewater Treatment Chemicals REVISED - Increasing contract amount
14. Resolution of the Township Council of the Township of Mount Olive rejecting all bids received for Bid #06-2023 Re-Bid Purchase and Delivery of two (2) SUV's: 2022 Model or Newer
15. Resolution of the Township Council of the Township of Mount Olive authorizing the renewal of alcoholic beverage licenses for the 2019-2020, 2020-2021, 2021-2022, 2022-2023 & 2023-2024 licensing periods
16. Resolution of the Township of Mount Olive, in the County of Morris and State of New Jersey, Granting a Temporary Six-Month Conditional Quarry License to Saxton Falls Sand & Gravel on Certain Conditions of Compliance Through December 31, 2023. ADDED 7/11/2023

Mr. Stewart moves for the adoption of Consent Resolutions one through sixteen and **Mrs. Labow** seconds. There was no discussion.

ROLL CALL: Passed unanimously

MOTIONS

1. Bill List

Mr. Roman moves for approval of the Bill List and **Mr. Stewart** seconds. There was no public discussion.

ROLL CALL: Passed unanimously

ADMINISTRATIVE REPORTS

Mayor Greenbaum announces Carnival week begins July 12, 2023, at 6:00pm through Sunday, July 16, 2023. Fireworks are scheduled for Friday, July 14, 2023, at 9:00pm. The fireworks rain date is Saturday, July 15, 2023.

Mr. Tatarenko discusses the road closure for Wawa construction. It's been delayed until July 24, 2023. He also discusses the Pinecrest water system and the delays on the PFOAs from the DEP. He received the permit from the DEP two weeks prior to the Council meeting and they can move forward with the filtration system. They're updating the quote from the equipment company. Once they have that, they can purchase it. The engineer will also provide an updated proposal to do bid specs to find someone to install it. He believes it will still take another six months to a year. **Mr. Roman** asks if the sole reason for the delay in mitigating the issue has been because of the DEP. **Mr. Tatarenko** confirms. The DEP took seven months to review the permit. He also explains they'll be getting a Morris County Historic Preservation Trust Fund Grant to do the barn. They're being awarded the full \$417,928.00 to stabilize the structure.

Mayor Greenbaum adds the tax rate will go down next year which mostly relates to the School Board. **President Nicastro** asks if that has to do with the bond the School Board did. **Mayor Greenbaum** explains it has to do with a number of factors including State Aid and reductions in terms of their bonding.

OLD BUSINESS

Mrs. Labow asks what costs were incurred by having extra staff, including police, at the last Council meeting. **Mr. Tatarenko** hasn't calculated. Certain employees are exempt employees and have to attend, regardless of

how long the meeting goes. Some of the officers were on their regular shift while others were brought in for overtime. **Mr. Roman** asks Mr. Tatarenko if he can calculate what the cost was and inform the Council. **Mayor Greenbaum** adds that whatever it was, was de minimis. He feels using staff time to calculate it is irrelevant because it's a de minimis number, especially since some of the officers were on duty. **Mr. Roman** doesn't want Mrs. Labow's concern to be pushed aside. **Mayor Greenbaum** hopes he answered her concern. **Mrs. Labow** confirms. **Mr. Romans** retracts his request.

NEW BUSINESS – none

LEGAL MATTERS – none

COUNCIL REPORTS

Environmental Committee
Lake Issues - none
Library Board Liaison

Mr. Ferrante was away for the Environmental meeting and Library is meeting at the same time as the Council meeting. He'll have an update at the next Council meeting.

Open Space Committee Report
Board of Health Report
Senior Citizen Liaison

Mrs. Labow reports the Board of Health will not be meeting until September. They discussed vaccinations. The Open Space Committee meeting was held on Monday, July 10, 2023. On Saturday, July 8, 2023, 15 people put new pungens in place on the White Trail. The DPW put signs up stating no motorized vehicles are allowed. On August 19, 2023, there will be a non-profit display near the splashpad. The Open Space Committee and Environmental Committee will be there. **Mayor Greenbaum** applauds the group that worked on the trails. He commends Alan and Courtney Fulton for what they've done for the Town. **Mrs. Labow** discusses suggestions that were made regarding the trails. She also reports the Seniors are having "Christmas in July" and their Senior Prom has been rescheduled to July 21, 2023.

Legislative Committee Report - none
Planning Board Report

Mr. Mania reports there is an upcoming Planning Board meeting scheduled for Thursday, July 13, 2023.

Recreation Liaison Report

Mr. Roman reports Recreation will not meet again until September.

Economic Development Committee Report

Mr. Stewart reports their midyear review was on June 30, 2023. The next meeting will take place on July 26, 2023.

Board of Education Liaison Report – none

PUBLIC PORTION

Nancy Redisch, 38 Manor House Road, Budd Lake, discusses her mailbox location and the need for it to be moved. She goes over reasons relating to safety and that she and her neighbors have been trying to address this issue for years. **Mayor Greenbaum** explains the Administration has done everything they can. They'll continue to support her in her efforts, but it is outside of the Town's control. He states he'll personally call Tom Kean to make sure Mrs. Redisch's concerns are addressed. **Mrs. Labow** asks if packages are delivered to her door. **Mrs. Redisch** explains they are not and are often lost or damaged, including her neighbor's medications. **President Nicastro** reiterates Mayor Greenbaum's sentiments.

Irene Sergonis, 37 Mount Olive Road, Budd Lake, discusses Library updates such as the Children's Summer Reading Program Kickoff and Friends of the Library Book Sale. She announces a donation drive will be held on July 15, 2023. They need more books. She also gives updates on the Environmental Commission involving a display for plastic reduction. She then asks about the Stigma Free Committee and hopes it will become active

again. **Mrs. Labow** explains they will. **Mrs. Sergonis** asks about the Pride Committee that was established in 2000 to increase pride withing the Township. **Mr. Roman** explains he resurrected the committee years prior, and participation was low. The committee was then disbanded. **Mrs. Sergonis** states it's still in the Code Book. **Miss Masser** explains it hasn't been removed but currently, the Code Book is undergoing an analysis and she can make a note to have that portion removed if the Council would like. **Mr. Tatarenko** agrees it's something that should be updated. **Mrs. Sergonis** asks if Mr. Ferrante has any comments regarding the last Council meeting that he was not at. She also asks if the Council plans to hold anyone accountable for the comments Mr. Roman made regarding the LGBTQ+ community and if Mr. Roman will issue an apology. **Mr. Roman** explains he will not be apologizing and feels accountability can be addressed on election day.

Nick Wesner, 9 Marston Road, Flanders, discusses a Pride Month flag being flown at Turkey Brook Park. **Mayor Greenbaum** goes over a meeting they had about the flag and clarifies the situation. **Mr. Wesner** suggests there be a policy deciding which groups can use a public space. **Mayor Greenbaum** cautions the Council on eliminating groups that can and can't use the park. **Mr. Wesner** explains his concern is that this is divisive, rather than inclusive. **Mrs. Labow** points out that the Township is inclusive with different holidays as well.

Richard Kamin, Downstream Drive, Flanders, commends the Council and the community for the way the last public meeting was handled. He emphasizes the First Amendment.

Arthur Antonucci, 5 Skansen Drive, Hackettstown, asks if Mr. Kamin was referring to the May 27, 2023, meeting. **President Nicastro** responds "no" and that it was June 27, 2023.

EXECUTIVE SESSION

1. Resolution of the Township Council of the Township of Mount Olive authorizing the Township Council to hold Closed Executive Session.

Mr. Ferrante moves Resolution number one for Executive Session and **Mr. Mania** seconds. All in favor.

Mayor Greenbaum recuses himself due to the topic being a subject of interest of a client of his and will leave the meeting.

Mr. Mania makes a motion to move out of Executive Session and **Mrs. Labow** seconds.

Executive Session began at 7:59pm and concluded at 8:19pm.

COUNCIL COMMENTS

Mr. Ferrante explains he reviewed the video of the last Council meeting that he was unable to attend. He was glad so many residents participated. He expresses pride involving what the Council and Administration do to be inclusive to everyone in the community.

Mr. Roman reiterates Mr. Kamin's sentiments regarding the June 27, 2023 meeting.

President Nicastro explains he thinks the matter of Mr. Roman speaking about his position regarding the LGBTQ+ movement was handled properly.

ADJOURNMENT - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 8:21pm.

Alex Roman, Council Vice President

I, Susan Gouveia, Deputy 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 July 25, 2023.

Susan Gouveia, Deputy Township Clerk