

The Public Meeting of the Mount Olive Township Council was called to order at 7:35pm 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. Aaron, Mr. Ferrante, Mrs. Labow, Mr. Mania, Mr. Roman, Mr. Stewart, and Mr. Nicastro

Absent: None

Also Present: Michelle Masser, Township Clerk; Jon Testa, Township Attorney; Rob Greenbaum, Mayor; Andrew Tatarenko, Business Administrator; Claudia Quinn, Assistant Business Administrator; and Sherry Kolody, CFO

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

- 1. April 4, 2023 WS & PM (Absent: C. Labow)
- 2. January 28, 2023 Budget Conference Meeting

Mr. Aaron makes a motion to approve the April 4, 2023, WS & PM and the January 28, 2023, Budget Conference Meeting Minutes and **Mr. Roman** seconds.

ROLL CALL: Passed with the exception of Mrs. Labow, who abstains on the April 4, 2023, WS & PM Minutes

CORRESPONDENCE

LETTERS FROM RESIDENTS/ORGANIZATIONS/OTHER TOWNS

- 1. Email received April 3, 2023, from NOFA NJ regarding NOFA NJ Weekly Email: April 3, 2023.
- 2. Email received April 11, 2023, from Whippany River Watershed Action Committee regarding AC Meeting Reminder - Tomorrow 4/12.
- 3. Email received April 11, 2023, from the Statewide Hispanic Chamber of Commerce of NJ regarding Last call! Experience Success with LETS - the Ultimate Entrepreneurship Training!
- 4. Email received April 12, 2023, from the Statewide Hispanic Chamber of Commerce of NJ regarding We're thrilled to announce the SHCCNJ signature events lineup! Limited tickets are available!

RESOLUTIONS/ORDINANCES OTHER TOWNS

- 5. Letter received April 11, 2023, from Chester Township regarding Notice of Pending Ordinance: 2023 - 14. An Ordinance to Amend Chapter 113 "Land Use", Article 35, "Supplementary Regulations", C. "Design Standards for Antennas, Equipment, and/or Towers", of the Code of the Township of Chester, Morris County, New Jersey.

LEAGUE OF MUNICIPALITIES

- 6. Email received April 3, 2023, from NJLM regarding 20 & Out on Gov Desk; New Opioid Settlement; Budget Hearings.
- 7. Email received April 3, 2023, from NJLM regarding Resolution to Become a RevolutionNJ Community, NAIOP NJ's April 4 Program.

- 8. Email received April 10, 2023, from NJLM Weekly Round-Up regarding Gov Signs Bills; Budget Hearings; & Upcoming Events.
- 9. Email received April 13, 2023, from NJLM regarding NJ Local Government Week Starts on Sunday!

STATE AGENCIES/LOI/HIGHLANDS

- 10. Email received April 3, 2023, from NJDEP regarding NJDEP Weekly Update.
- 11. Email received April 5, 2023, from NJDEP regarding LU eSubmission Received 1427-22-0009.2 Flanders-Netcong Road Erosion Control LUP230001.
- 12. Letter received April 6, 2023, from Van Cleef Engineering Associates, LLC regarding Flanders-Netcong Rd (CR 613) Erosion Control, Mount Olive Township, Morris County, NJ VCEA Project No.: NJ-M-MO120.
- 13. Email received April 10, 2023, from Robert Field, Director of Intergovernmental Affairs, Office of Governor Phil Murphy, regarding Support for Liquor License Reform.

MSA/MUA – None

MORRIS COUNTY

- 14. Email received April 3, 2023, from Morris County regarding This Week in Morris County.
- 15. Email received April 5, 2023, from Morris County regarding Hope One Celebrates 6th Anniversary.
- 16. Email received April 10, 2023, from Morris County regarding This Week in Morris County.

UTILITIES

- 17. Email received April 6, 2023, from New Jersey American Water regarding New Jersey American Water's NEWS DROP.

There was no discussion on Correspondence.

ORDINANCES FOR PUBLIC HEARING: - NONE

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

President Nicastro: Next item on the Agenda is Ord. #10-2023,

Ord.#10-2023 Ordinance Appropriating \$35,780 from the Reserve for Road Resurfacing for Road Resurfacing and Improvements in and by the Township of Mount Olive, in the County of Morris, New Jersey.

President Nicastro: Mr. Ferrante.

Mr. Ferrante: Sure, I move that Ordinance #10-2023 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 May 2, 2023, at 7 pm 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: Thank you, any discussion? Roll Call, please.

ROLL CALL: Passed unanimously

President Nicastro: I open the hearing . . . I’m sorry. Next item on the Agenda is Ordinance #11-2023,

Ord.#11-2023 An Ordinance of the Township of Mount Olive, County of Morris, State of New Jersey, Amending Chapter 550, Land Use, of the Township Code to Establish Regulations for the Installation of Electric Vehicle Supply/Service Equipment (EVSE) and Make-Ready Parking Spaces.

President Nicastro: Mrs. Labow.

Mrs. Labow: Thank you, Mr. President. I move that Ordinance #11-2023 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 May 2, 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.

Mr. Mania: Second.

President Nicastro: Any discussion? Mr. Roman.

Mr. Roman: Andrew, forgive me, I forgot to ask this in the Workshop Meeting regarding Ordinance #11-2023. Is it correct in my understanding of this Ordinance that we will not be required to build any charging station spaces, right? There is no governing requiring us to have spaces, just how to regulate them.

Mr. Tatarenko: Correct. However, there was, and Jon can correct me if I’m wrong, but there was already legislation passed that any new developments are EV ready.

Mr. Testa: That’s correct. Yes.

Mr. Tatarenko: But this has nothing to do with that whole . . .

Mr. Testa: This is establishing some zoning regulations . . .

Mr. Roman: But this is not related to that law that requires parking spaces . . . I mean EV charging spaces.

Mr. Testa: From what I’m . . . correct me if I’m wrong, that’s correct, right?

Mr. Tatarenko: Correct.

Mr. Testa: This is not. Yes.

Mr. Roman: Thank you.

Mr. Testa: This established the zoning for it.

Mr. Roman: Thank you.

Mr. Testa: Standards for it.

President Nicastro: Anything else? Seeing none. Roll Call, please.

ROLL CALL: **Passed unanimously**

President Nicastro: Next item on the Agenda is Ordinance #12-2023,

Ord.#12-2023 An Ordinance of the Township of Mount Olive, County of Morris, State of New Jersey, Amending Chapter 46, Length of Service Awards Program, Section 46-6, Points of the Township Code to Amend Attachment 3, Flanders Fire and Rescue Squad Company No. 1, LOSAP Point System.

President Nicastro: Mr. Mania.

Mr. Mania: Thank you, Mr. President. I move that Ordinance #12-2023 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 May 2, 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: Thank you. Any discussion? Roll Call, please.

ROLL CALL: **Passed unanimously**

CONSENT RESOLUTIONS AGENDA:

1. Resolution of the Township Council of the Township of Mount Olive recognizing National Public Safety Telecommunicators Week, April 9th - April 15th, and encouraging all citizens to support our Communications Officers
2. Resolution of the Township Council of the Township of Mount Olive authorizing the extension of the hours of use of lighting at Turkey Brook Park and Russ Nagle Field during the Mt. Olive Baseball & Softball Associations 2023 Memorial Day Tournament and Cal Ripken State Tournament
3. Resolution of the Township Council of the Township of Mount Olive authorizing Andrew Tatarenko, Business Administrator, to execute a TWA Application for ITC East Continental Crossing Sewer Connection
4. Resolution of the Township Council of the Township of Mount Olive authorizing a cancellation of grant receivable balances
5. Resolution of the Township Council of the Township of Mount Olive amending the Capital Budget (Road Improvements/Resurfacing)
6. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a contract for the purchase of equipment and spare parts off the North Jersey Wastewater Cooperative Pricing System (Pumping Systems, Inc.)
7. Resolution of the Township Council of the Township of Mount Olive authorizing the use of North Jersey Wastewater Cooperative Pricing System for 2023 (Reiner Pump Systems)
8. Resolution of the Township Council of the Township of Mount Olive awarding contract, on an as needed basis, for emergency demolition services to Harrington Construction Co., Inc.
9. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a one-year contract extension for Bid #05-2021 Landscaping Services (JS Morgen Building & Design, LLC DBA Garden State Lawns)
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 (Samantha Bunsu)
REVISED - Changing account number
11. Resolution of the Township of Mount Olive authorizing the award of a non-fair and open professional services agreement with Matt Krauser of Newmark Valuation & Advisory for Real Estate Appraisal Services in connection with 50 Drakestown Road (Block 8300 Lot 16)
12. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a professional service agreement for Health Screening Services to LabQ (May 1, 2023 - December 31, 2023)
13. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a professional services agreement for Health Education Services to Christie Jaime (January 1, 2023 - December 31, 2023) REVISED - Changing account number
14. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a professional services agreement for Board Attorney to the Board of Health to Peter J. King, LLC (January 1, 2023 - December 31, 2023) REVISED - Certifying full contract amount
15. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a 36-month service agreement for six (6) AED units off Omnia Partners National Coop (Cintas Corp. No.2 dba Cintas First Aid and Safety)

- 16. Resolution of the Township Council of the Township of Mount Olive awarding a "Non-Fair and Open" vendor service contract pursuant to the 'Pay-to-Play' Law (M&B Septic Service dba Noah's Ark Port-A-Jon) REVISED - Certifying full contract amount)
- 17. 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 (Spatial Data Logic)
- 18. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a one-year contract extension (year 3/final) for RFP #01-2020 Preventative Maintenance and Support for Radio Networks and Purchase of Non-Contract Equipment and Repairs (Spectrum Communications) REVISED - Certifying full contract amount)
- 19. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a contract to Riverview Paving, Inc. for Bid #04-2023 Resurfacing of Parking Lots at Turkey Brook Park
- 20. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a contract for RFP #01-2022 Architectural Design Services for the Expansion of the Senior Center (The Musial Group) REVISED - Increasing contract amount
- 21. 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 (\$15,000 for Stormwater Assistance Grant - Mapping)
- 22. 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 (\$64,000 for a Local Recreation Improvement Grant)

Mr. Roman moves Resolution number 23 to Non-Consent.

Mr. Stewart moves for adoption of Consent Resolutions one through twenty-two and Mrs. Labow seconds. There was no discussion.

ROLL CALL: Passed with the exception of Mr. Roman, who abstained from Resolution #12

RESOLUTIONS NON-CONSENT

- 23. Resolution of the Council of Mount Olive Township Authorizing the Application for the 2023 Connect and Protect: Law Enforcement Behavioral Health Response Program Grant. –
Added 4/1 7/2023

Mr. Roman moves for approval of Non-Consent Resolution number twenty-three and Mr. Ferrante seconds. There was no discussion from the public. Mr. Roman explains he'll be voting against Resolution #23 due to not having enough information to confidently approve it. Mr. Aaron asks when the deadline to file is. Mr. Tatarenko informs him it's May 1, 2023, and reminds the Council they always have the option to turn the grant down if it's awarded. Mr. Aaron asks to confirm they're not committing to any expense to the taxpayers for this. Mr. Tatarenko confirms they're not.

ROLL CALL: Passed with the exception of Mr. Roman

MOTIONS

- 1. Bill List

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

ROLL CALL: Passed unanimously

ADMINISTRATIVE REPORTS

Mayor Greenbaum discusses the passing of Municipal Court Judge Brian Levine, George Ottavinia, who was a staple at Mount Olive High School for many years, and Frank Wilpert, Sr. who served as the Township's Health Officer and Director of the Health Department for many years. He then discusses Mount Olive Baseball

and Softball Association’s opening day on Friday, April 21, 2023. There’s a parade and ceremony at 6:00pm at Turkey Brook. The free tree seedlings will be available at Turkey Brook Barn on Saturday, April 22, 2023, from 10am to 12pm. The Hidden Treasures townwide garage and vendor sale at the soccer parking lot in Turkey Brook Park from 10am to 2pm.

Mr. Tatarenko discusses the preconstruction meeting with the DOT and Wawa that was specific to the sitework being done within the State right-of-way. They anticipate starting within the next three weeks and completing within six weeks. He then gives kudos to resident Danielle Woelki for reaching out to the Township regarding holding an Autism Search Seminar. It will take place at the Senior Center at 9am on May 6th. He then discusses the referendum the Board of Education is planning to have in either December or January. Their goal is for December 12, 2023, pending State approval. They also added to the scope of the project based on community feedback which includes improvements in athletics and special needs. There was no update as to the cost increase. There will also be a drop off in their debt services in their 2023-2024 budget due to their 1997 bond referendum that’s being paid off. They also hired a communications firm to help educate the public on the referendum.

Mayor Greenbaum adds he had a conference call with the Governor’s office concerning the plan to add additional liquor licenses beyond the cap. He explains the five-year phase-in plan and the role of the Township. He also discusses the impact it would have on current liquor license holders which includes a tax credit. He reiterates that the Township would be in control of whether or not they want to add additional liquor licenses. **Mrs. Labow** asks about the financial process. **Mayor Greenbaum** explains the revenue would come to the Township. **Miss Masser** explains her understanding is the current pocket license holders will only be allowed to have them for so much longer before the State takes them. **Mayor Greenbaum** doesn’t recall how the issue was resolved. He feels that may not be the case.

OLD BUSINESS – none

NEW BUSINESS

Mrs. Labow asks if there is a pickleball court in Town. **Mr. Tatarenko** informs her the tennis courts in Powerline Park on Glendale Road are striped for pickleball and the courts in Turkey Brook are being resurfaced and will be lined for pickleball.

Mr. Roman asks Mr. Tatarenko about an issue with the basketball hoops. **Mayor Greenbaum** states Mr. Quinn will check it.

Mrs. Labow asks about the Town policy regarding when bears rip garbage apart and the garbage isn’t picked up by sanitation. **Mayor Greenbaum** instructs Mrs. Labow to contact Administration so they can get someone out there to get the garbage.

President Nicastro announces there is a rain garden webinar on Wednesday, April 19, 2023, for residents. Some residents will be eligible for \$600.00 rebates if they build rain gardens. The information is available on his page and the Township webpage. **Mrs. Labow** clarifies it’s to prevent rain from going into the Lake. She then discusses the effects of rainwater runoff. **President Nicastro** discusses being informed by Congressman Kean that the Town is one of the finalists for a stormwater grant.

LEGAL MATTERS – none

COUNCIL REPORTS

Board of Education Liaison Report

Mr. Aaron announces the next Board of Education meeting is on Aril 24, 2023.

Environmental Committee
Lake Issues – none
Library Board Liaison

Mr. Ferrante reads the Library Director’s report, since the Library meeting was taking place at the same time as the Council meeting. Circulations were above previous years, small repairs were made in the Director’s Office, and Friends of the Library will have a book sale on May 6, 2023, from 10am to 3pm. He reiterates the tree seedlings will be available 10am to 12pm at the Turkey Brook Barn on Saturday, April 22, 2023. Well water testing kits will be available on May 13, 2023, from 9am to 12pm at the Senior Center.

Open Space Committee Report
Board of Health Report
Senior Citizen Liaison

Mrs. Labow discusses hard trailblazing and asks what’s going on with the Tarn (Pond View). **Mr. Tatarenko** explains they’re still improving the outside and cleaning up the property. There will be a meeting with a structural engineer to look inside the building to see what needs to be done from an architectural standpoint. **Mrs. Labow** adds that Open Space wants to connect trails in that area as well. She then discusses the Senior Citizen Easter Bonnet Hat Day. It was well attended, and new members have joined. She then asks for the status of the senior bus. **Mr. Tatarenko** explains it was in this year’s Budget. They’re soliciting quotes. He’s hoping to have it by the end of the year. **Mrs. Labow** adds the seniors are excited to be taking a trip and the Board of Health meets Wednesday, April 19, 2023.

Legislative Committee Report - none
Planning Board Report

Mr. Mania reports the Planning Board had a meeting the previous Thursday. It was for Continental Drive Associates, which is the former BASF building. A 557,000 square foot warehouse was approved, along with 27,500 square feet of office space. They’re also going to put up a cell tower the police will be able to use. Their attorney commended Mount Olive’s Planning Board.

Recreation Liaison Report

Mr. Roman discusses Recreation’s meeting which took place the previous Wednesday. He notes that offers were given to five out of twenty-six applicants for splashpad attendants. Orientation will begin on May 2, 2023, with an anticipated opening for Saturday, May 27, 2023, ending September 4, 2023. Flanders Park exercise station should be up and running soon.

Economic Development Committee Report

Mr. Stewart reports the EDC will meet on April 19, 2023, and is putting together a quarterly newsletter for the business community. In addition to helping businesses find lengths for support and grants, there will be a small and large business feature each quarter.

PUBLIC PORTION - none

EXECUTIVE SESSION

- 1. Resolution of the Township Council of the Township of Mount Olive Authorizing the Township Council to Hold Closed Executive Session.

Mr. Aaron makes a motion to go into Executive Session and **Mrs. Labow** seconds.

All are in favor.

Mr. Roman makes a motion to move out of Executive Session and **Mr. Stewart** seconds.

Executive Session began at 8:06pm and concluded at 8:26pm.

COUNCIL COMMENTS

Mr. Aaron points out it’s Local Government Week. He had an opportunity to go on WRNJ and thank the Township employees for their service.

Mr. Ferrante wishes Mr. Mania a happy birthday.

Mrs. Labow also wishes Mr. Mania a happy birthday.

Mr. Mania states “God bless everybody.”

Mr. Stewart wishes Mr. Mania a happy birthday.

Mr. Roman wishes Mr. Mania a happy birthday and good luck with his upcoming procedure.

ADJOURNMENT - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 8:26pm.

Joe Nicastro, Council 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 May 2, 2023.

js _____
Susan Gouveia, Deputy Township Clerk