

The Public Meeting of the Mount Olive Township Council was called to order at 7:58pm 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; Sue Sharpe, Township Attorney; Robert Greenbaum, Mayor; Andrew Tatarenko, Business Administrator; and Claudia Quinn, Assistant Business Administrator

President Nicastro: Mr. Aaron, would you please move for approval of the January 3, 2023, Reorganization Minutes?

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

- 1. January 3, 2023 Reorganization Meeting
- Mr. Aaron:** Thank you, Mr. President. I make a motion to approve the January 3, 2023, Reorganization Meeting Minutes.
- Mr. Mania:** Second.
- Mrs. Labow:** Second.
- President Nicastro:** Any discussion? Roll Call, please.
- ROLL CALL:** Passed unanimously

CORRESPONDENCE

LETTERS FROM RESIDENTS/ORGANIZATIONS/OTHER TOWNS

- 1. Email received January 9, 2023, from NOFA NJ regarding NOFA NJ Weekly Email: January 9, 2023.
- 2. Email received January 10, 2023, from Raritan Headwaters regarding Stories in Land Preservation - January 17th.
- 3. Email received January 11, 2023, from NOFA NJ regarding NOFA NJ Wellness Initiative: Affordable Healthcare for NJ Farms.
- 4. Email received January 12, 2023, from Statewide Hispanic Chamber of Commerce of NJ regarding Get Updates: Weekly Community Calendar.
- 5. Email received January 17, 2023, from Statewide Hispanic Chamber of Commerce of NJ regarding Opening doors for Veterans at NO COST!
- 6. Email received January 17, 2023, from NOFA NJ regarding Explore Farm Management & Crop Success at the NOFA NJ Winter Conference!
- 7. Email received January 17, 2023, from NOFA NJ regarding NOFA NJ Weekly Email: January 16, 2023.

8. Email received January 17, 2023, from Statewide Hispanic Chamber of Commerce of NJ regarding Opportunities inside! Any question? Let us know!
9. Email received January 19, 2023, from Statewide Hispanic Chamber of Commerce of NJ regarding Get Updates: Weekly Community Calendar.
10. Email received January 20, 2023, from Statewide Hispanic Chamber of Commerce of NJ regarding ChamberNews - January 20, 2023.

RESOLUTIONS/ORDINANCES OTHER TOWNS – NONE

LEAGUE OF MUNICIPALITIES

11. Email received January 10, 2023, from NJLM regarding Governor Murphy Delivers State of the State Address.
12. Email received January 13, 2023, from NJLM regarding State of the State Address, Firefighters Grant, Flood Training.

STATE AGENCIES/LOI/HIGHLANDS

13. Email received January 10, 2023, from NJDEP regarding NJDEP Weekly Update.
14. Email received January 10, 2023, from NJDCA regarding Murphy Administration Announces Opening of Wait List for Statewide Section 8 Housing Choice Voucher.
15. Email received January 18, 2023, from NJDEP regarding NJDEP Weekly Update.
16. Letter received January 19, 2023, from Morgan Devlin, Senior Staff Scientist, Langan, regarding Application for Freshwater Wetlands General Permit No. 6 Application 2000 International Drive Warehouse Development, Block 202, Lot 1, Township of Mount Olive, Morris County, New Jersey Langan Project No.: 100980202.

MSA/MUA – NONE

MORRIS COUNTY

17. Email received January 9, 2023, from Morris County regarding Morris County Government Reorganizes for 2023.
18. Email received January 13, 2023, from Morris County regarding It's Just a Drill!!!
19. Email received January 17, 2023, from Morris County regarding Morris County Honors Dr. Martin Luther King.

UTILITIES

20. Email received January 19, 2023, from New Jersey American Water regarding New Jersey American Water Company, Inc. Filing for Approval of Proposed Cost Recovery of Lead Service Line Replacement Plan BPU Docket No. WR22010017.

President Nicastro: We have 20 pieces of Correspondence. Does anyone have any questions on those? Seeing none. I open the hearing to the public on Ordinance #1-2023,

ORDINANCES FOR PUBLIC HEARING:

Ord.#1-2023 Ordinance Amending Section 3(j)(ii) And Section 3(o)(i) of Bond Ordinance #7-2022 of the Township of Mount Olive, in the County of Morris, New Jersey, Finally Adopted March 9, 2022, in Order to Include Additional Projects.

President Nicastro: Mr. Ferrante.

Mr. Ferrante: Sure, I move for adoption and final passage, Ordinance #1-2023.

Mr. Roman: Second.

Mrs. Labow: Second.

President Nicastro: I have a second. Does anyone from the public wish to be heard on this Ordinance? Seeing none. Closed to the public. Any Council? Seeing none. Roll Call, please.

ROLL CALL: **Passed unanimously**

President Nicastro: Ordinance #1-2023 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. I open the hearing to the public on Ordinance #2-2023,

Ord.#2-2023 Ordinance Amending Bond Ordinance#3-2021 of the Township of Mount Olive, in the County of Morris, New Jersey, Finally Adopted March 9, 2021, in Order to Amend the Amounts of the Grants from the County of Morris and the Historic Trust Fund.

President Nicastro: Mrs. Labow.

Mrs. Labow: Thank you, Mr. President. I move for adoption and final passage of Ordinance #2-2023.

Mr. Roman: Second.

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

ROLL CALL: **Passed unanimously**

President Nicastro: Ordinance #2-2023 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. I open the hearing to the public on Ordinance #3-2023,

Ord.#3-2023 An Ordinance of the Township of Mount Olive, County of Morris, State of New Jersey, Authorizing the Acquisition of Real Property at 97 Sand Shore Road (Block 2700, Lot 51) in the Township of Mount Olive From Sand Shore Rd LLC.

President Nicastro: Mr. Mania.

Mr. Mania: Thank you, Mr. President. I move for adoption and final passage of Ordinance #3-2023.

Mrs. Labow: Second.

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

ROLL CALL: **Passed unanimously**

President Nicastro: Ordinance #3-2023 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. Ordinance for first reading with a second reading on February 7, 2023, is Ordinance #4-2023,

ORDINANCE FOR FIRST READING: (2nd reading February 7, 2023)

Ord.#4-2023 An Ordinance Amending Ordinance #31-2022 of the Township of Mount Olive Entitled Salaries of Certain Non-Union Personnel.

President Nicastro: Mr. Stewart.

Mr. Stewart: Thank you, Mr. President. I move that Ordinance #4-2023 be introduced by title and passed on first reading and that a meeting be held on February 7, 2023, at 7:00pm 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: Any discussion? Roll Call, please.

ROLL CALL: Passed unanimously

President Nicastro: Does anyone wish . . . We have 40 Consent Resolutions. Does anyone wish to move . . . Mrs. Labow.

Mrs. Labow: Resolution number one.

President Nicastro: You wish to move . . .

Mrs. Labow: I want to have that . . .

President Nicastro: . . . to Non-Consent. Okay.

Mrs. Labow: Yes, to Non-Consent.

President Nicastro: So, Mr. . . . anyone else? Seeing none. Mr. Roman, would you move Consent Resolutions two through forty, please?

CONSENT RESOLUTIONS AGENDA:

- 2. A Resolution of the Township of Mount Olive, County of Morris, State of New Jersey, authorizing execution of a shared services agreement between the Township of Mount Olive and the Township of Washington for the provision of entry-level driver training minimum federal curricula requirements
- 3. A Resolution of the Township of Mount Olive, County of Morris, State of New Jersey, authorizing execution of a shared services agreement between the Township of Mount Olive and the Township of Rockaway for the provision of entry-level driver training minimum federal curricula requirements
- 4. A Resolution of the Township of Mount Olive, County of Morris, State of New Jersey, authorizing execution of a shared services agreement between the Township of Mount Olive and the Township of Roxbury for the provision of entry-level driver training minimum federal curricula requirements
- 5. Resolution of the Township Council of the Township of Mount Olive authorizing a grant agreement with the State of New Jersey Department of Community Affairs for the American Rescue Plan Firefighter 2022 Grant
- 6. A Resolution of the Township of Mount Olive, County of Morris, State of New Jersey, authorizing the contract for sale of real estate at 97 Sand Shore Road (Block 2700, Lot 51) in the Township of Mount Olive from Sand Shore Road, LLC
- 7. Resolution of the Township Council of the Township of Mount Olive authorizing the use of Open Space funds for boundary surveying at 97 Sand Shore Road, Budd Lake, New Jersey
- 8. Resolution of the Township Council of the Township of Mount Olive authorizing the use of Open Space Funds for title work at 97 Sand Shore Road, Budd Lake, New Jersey
- 9. Resolution of the Township Council of the Township of Mount Olive authorizing the use of competitive contracting for 3rd party billing services for emergency response action recovery
- 10. Resolution of the Township Council of the Township of Mount Olive authorizing purchases with Verizon as a proprietary vendor for 2023
- 11. Resolution of the Township Council of the Township of Mount Olive authorizing purchases with Cablevision/Lightpath as a proprietary vendor for 2023
- 12. 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 (Edmunds & Associates)

13. 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 (Kyocera Document Solutions via Wells Fargo)
14. 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 (Imperial Copy Products)
15. 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 (Voiance Language Services, LLC)
16. Resolution of the Township Council of the Township of Mount Olive authorizing the use of ESCNJ Cooperative Pricing Council Contract for 2023 (Foley)
17. Resolution of the Township Council of the Township of Mount Olive authorizing the use of ESCNJ Cooperative Pricing Council Contract for 2023 (Natural Green Lawn Care)
18. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a fair and open professional service agreement for RFP #04-2022 Impound and Veterinary Services to Animal Health Center (January 1, 2023 - December 31, 2023)
19. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a fair and open professional service agreement for RFP #05-2022 Legal Counsel to the Township of Mount Olive Local Ethics Board to Jonathan F. Cohen, Esq. of Plosia Cohen (January 1, 2023 - December 31, 2023)
20. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Municipal Court Public Defender to Anthony M. Arbore, Esq. of Arbore, Velez, LLC (January 1, 2023 - December 31, 2023)
21. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Township Appraiser to Barry Krauser, LLC (January 1, 2023 - December 31, 2023)
22. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Planning Board Special Counsel to the Buzak Law Group (January 1, 2023 - December 31, 2023)
23. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Health Education Services to Christie Jaime (January 1, 2023 - December 31, 2023)
24. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Labor Attorney to Cleary, Giacobbe, Alfieri, Jacobs (January 1, 2023 - December 31, 2023)
25. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Architecture & Historic Preservation Services and Grant Writing Services to Connolly & Hickey Historical Architects (January 1, 2023 - December 31, 2023)
26. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Township Attorney to Dorsey & Semrau (January 1, 2023 - December 31, 2023)
27. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Environmental Consulting Services to Habitat by Design (January 1, 2023 - December 31, 2023)
28. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Affordable Housing Compliance Services to Housing Partnership (January 1, 2023 - December 31, 2023)

- 29. Resolution of the Township Council of the Township of Mount Olive approving a non-fair and open professional services agreement for Municipal Prosecutor to Mason Thompson, LLC (January 1, 2023 - December 31, 2023)
- 30. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Legal Services/Special Prosecution to Mason Thompson (January 1, 2023 - December 31, 2023)
- 31. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Bond Counsel Services to McManimon, Scotland & Bauman (January 1, 2023 - December 31, 2023)
- 32. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Special Litigation Counsel to Methfessel & Werbel (January 1, 2023 - December 31, 2023)
- 33. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Planning Board Attorney to Murphy McKeon, P.C. (January 1, 2023 - December 31, 2023)
- 34. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Appraisal Services to Newmark Valuation & Advisory (January 1, 2023 - December 31, 2023)
- 35. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Realty Appraisal Services to Realty Data Systems, LLC (January 1, 2023 - December 31, 2023)
- 36. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Property and Casualty Risk Management Services to Skyland Risks Management, Inc. (January 1, 2023 - December 31, 2023)
- 37. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement for Township Engineer to Michael G. Vreeland of Van Cleef Engineering Associates (January 1, 2023 - December 31, 2023)
- 38. Resolution of the Township Council of the Township of Mount Olive authorizing the award of a non-fair and open professional service agreement to Michael G. Vreeland of Van Cleef Engineering Associates as the Board Engineer for the Planning Board (January 1, 2023 - December 31, 2023)
- 39. Resolution of the Township Council of the Township of Mount Olive approving a non-fair and open professional services agreement for Township Auditor to Gary Higgins of PKF O'Connor Davies, LLP (January 1, 2023 - December 31, 2023)
- 40. Resolution of the Township of Mount Olive, in the County of Morris and State of New Jersey, granting a six-month temporary conditional quarry license to Saxton Falls Sand & Gravel on certain conditions of compliance

Mr. Roman: I’d like to move for approval, Consent Resolutions two through forty.

Mr. Mania: Second.

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

ROLL CALL: **Passed unanimously**

President Nicastro: Mrs. Labow, would you move Non-Consent Resolution number one, please?

RESOLUTIONS NON-CONSENT

- 1. Resolution of the Township of Mount Olive, in the County of Morris, State of New Jersey, commending and thanking Lisa Brett for her service and dedication to the Township of Mount Olive

Mrs. Labow: Yes, I’d like to move Resolution of the Township of Mount Olive, in the County of Morris, State of New Jersey, commending and thanking Lisa Brett for her service and dedication to the Township of Mount Olive.

Mr. Stewart: Second.

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

ROLL CALL: **Passed unanimously**

President Nicastro: Mr. Aaron, would you please move the Bill List?

MOTIONS

- 1. Bill List

Mr. Aaron: I make a motion to move the Bill List.

Mrs. Labow: Second.

Mr. Mania: Second.

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

ROLL CALL: **Passed unanimously**

President Nicastro: Do we have a motion to appoint Courtney Fulton to the Recreation Advisory Committee? Unexpired 3-year term will expire in 12/31/2024. Mr. Roman.

- 2. Council Appointments
Recreation Advisory Committee
Courtney Fulton, (RAC) unexpired 3-year term expires 12/31/2024

Mr. Roman: I make a motion that we approve the appointment of Courtney Fulton to the Recreation Advisory Committee. Motion number two.

Mr. Mania: Second.

President Nicastro: Any discussion?

Mrs. Labow: You beat me.

President Nicastro: Roll Call, please.

ROLL CALL: **Passed unanimously**

President Nicastro: Congratulations Courtney.

Mrs. Labow: Congratulations, Courtney. Thank you.

President Nicastro: Administrative Reports. Mayor. Andrew.

ADMINISTRATIVE REPORTS

Mayor Greenbaum: Yes, I’ll start. Very briefly. I’ve asked Andrew to actually place an ad in the . . . what is it? In the League of Municipalities board or . . .

Mr. Tatarenko: Job listing.

Mayor Greenbaum: . . . the job listing to replace Lisa’s position now that she’s no longer with the Township. So, we will be looking to hire someone in that position. Moving forward, I’ve asked Andrew to do a first review

of any of the resumes that come in and to call any possible candidates and then I’m going to meet with whoever Andrew thinks is worthy of further discussion . . . discussion about the position. Secondly, on a sadder note, we are going to need to replace the Judge in Town, unfortunately and I’ve had many different phone calls from individuals who are interested in the job. I have a very short list. Everyone on my list is currently a municipal court judge and in the general vicinity of Mount Olive Township currently, in terms of their current court assignments and so, save one, . . .

Mrs. Labow: Did he retire, Rob?

Mayor Greenbaum: He is going to be retiring.

Mrs. Labow: I didn’t know.

Mayor Greenbaum: And so, that will be an Advice and Consent Appointment once I decide who I think is appropriate for the position.

Mr. Tatarenko: Thank you, Mayor. I do have a handful of items. In last year’s Budget, we put in for a new street sweeper. I’m happy to announce that, that finally got delivered last week. So, our employees will be . . .

Mrs. Labow: Yay.

Mr. Tatarenko: . . . trained. And I know something that we discussed was to have a more formalized street sweeping schedule, so now that I know we have two street sweepers that work, we can put something together that’s, you know, more reliable and to let the residents know. So, I’ll be working on that once that sweeper is out on the street. We also filed with the DEP for a preapplication meeting on the Valley Brook Park Project. Our environmental consultant was working on a report to figure out all the constraints. So, we’ll be meeting with them in the near future to see if our plan is feasible. If you drove through the parking lot today, you saw that the EV charging station project is also under construction. One of the stations has already been installed at Flanders Park. I saw two go in at Turkey Brook today. They’ll be doing Town Hall and then moving on to the Library. So, that should be done by the end of February. We’re also moving forward with Phase II of the Clover Hill Tree and Sidewalk Project. We had some leftover funds. We’ve already identified 39 new trees that need to come down. So, we’ll be moving forward on that phase. In the past, we’ve also had discussions about a Covid-19 After Action Report. The Health Department informed me that there are grants available and consultants who do that report for the municipalities. So, we’re looking into that option to finally have some type of a report that we could work off of moving forward and I know Councilman Roman, you had thanked me for doing the CDL agreements, but the credit goes to the DPW. They’re the ones who had an employee train to become a trainer. They put a program in place and I just sold it, so . . . that’s all that I have.

President Nicastro: Thank you, Andrew. Does anyone have any Old Business? Seeing none. Do we have any New Business? Seeing none. Any Legal Matters?

OLD BUSINESS - none

NEW BUSINESS - none

LEGAL MATTERS

Mrs. Sharpe: Yes, thank you, Council President. As I alluded to previously, I just wanted to update Council on Daniel’s Law, which you may or may not be familiar with. You might recall that a number of years ago, a Federal Judge’s son was very tragically shot and killed by someone who came to the Judge’s home and as a result of that, the New Jersey Legislature and the Governor enacted what’s called Daniel’s Law and what that does is require public entities to redact the home address of active and retired judges, prosecutors, law enforcement officers, and their family members if they live in the same household. And what they have to do is they have to go through an Office of Information Privacy that was established within DCA. They have to formally apply to become what’s called a covered person and once the DCA approves them, they are . . . the application is sent into a sort of a portal that most often the Clerk’s Office, but possibly Department Heads, have to go into. They’re notified who is authorized as a covered person. They have to go into electronic and written records that the Township has and redact that information. Realistically, it’s probably not going to end up affecting a lot of people but it is going to be an enormous amount of work for the Township to make this happen and unfortunately, the State has been less than helpful in communicating with municipalities on the logistics and the practical application. We know what the law is. The law is pretty simple, but DCA really hasn’t done a good job explaining how towns are going to make this happen and there’s, you know, the law has a great . . . there’s a good reason for it but unfortunately, the implementation has been a bit of a struggle as I

think Michelle will attest to. There's all sorts of implications like if a township has a link on its website where people can go in and pay their utility bills, for example, I believe currently you can look somebody up by name and their address will pop up. We have to make sure that can no longer happen. We have to make sure with OPRA that when there are public records requests, that we are not releasing documents that have addresses belonging to those people. Departments like the Construction Department that may have, you know, files of documents related to a particular block and lot, if that person is subject to Daniel's Law, those addresses are all going to have to be wiped out so that someone might walk into the Construction Department and say "I want to see these records." . . . make sure that they're not able to see that information. So, we're working through with the Clerk's office as we come up with things and, you know, unexpected sort of consequences. Figuring out how to do it, providing legal guidance, making sure that the Township is protected as best we can.

Mr. Roman: Wow.

Mrs. Sharpe: Hopefully we'll have more guidance coming from DCA eventually, but it is a, you know, a lot of work. So, I just wanted to give you an update on that.

President Nicastro: Colleen.

Mrs. Labow: Thank you. Sue, for real estate, I have a link that I go to the New Jersey State Tax Record.

Mrs. Sharpe: Mhm.

Mrs. Labow: And you can put in the person's name . . .

Mrs. Sharpe: Right.

Mrs. Labow: . . . and they'll pull up their address or you could put up a street, you know, they live on this street and it'll tell you. So, there . . . and also for Morris County I have that as well. You know, we all do if, you know . . .

Mrs. Sharpe: Right.

Mrs. Labow: Anybody can log in. So, are they going to go through and change all of those as well?

Mrs. Sharpe: Yeah, the County and the State's going to have to address what they control. We have to address what we control. We have to make sure there aren't links. You know, there's third party vendors that handle a lot of this, so, we don't quite know what's going to happen with that information but we just have to ensure our responsibility is controlling what we have and there are penalties . . .

Mrs. Labow: Mhm.

Mrs. Sharpe: . . . for, you know, accidentally releasing the information.

Mr. Roman: Wow.

Mrs. Sharpe: So, we have to be very, very careful with that but yeah, I think . . . I think, you know, it wasn't thought through in terms of nobody really thought into the future and all these little pieces.

Mrs. Labow: Yeah, there's a lot of stuff you need to get information on, but the other thing too is I understand with like a judge and all those other people, you want to protect your family but there's a lot of times when there's some really hot and heavy disagreements going on, even here on the local level. What's to prevent somebody from showing up at my house and shooting my, you know, kids. I mean it's . . . I don't know, it just seems . . . I'm waiting for somebody to sue them and say it's discrimination. What about the rest of us? You know.

President Nicastro: Yup.

Mrs. Labow: That's just my thought.

President Nicastro: We'll see.

Mr. Roman: Sue, is it . . . so is it incumbent on the Township to be proactive and find those individuals or a person that qualifies under the Daniel's Law has to reach out to the Township and say, "Hey, by the way, I

live in your Township.”?

Mrs. Sharpe: No, there’s no interaction between covered individuals and the Township. It has to go through DCA and in fact, one thing DCA has made very clear is that if an individual reaches out to say Michelle, and says, “Hey, I’m one of these covered people. I need you to make sure my information is redacted.” They need to be directed back to DCA to go through that official vetting process. So, ultimately, they have to be approved by DCA. Michelle and possibly department heads who are registered, they’re called redactors, will go to their portals, they get a notification, and only then is that person basically redacted.

Mr. Roman: And it sounds like there’s a lot of work involved in doing that. Will there be funds provided by the State in order to do the redaction?

Mrs. Sharpe: Of course not.

Mrs. Labow: No, I was going to say . . .

President Nicastro: Do they ever?

Mrs. Labow: . . . I don’t think so.

Mr. Ferrante: That’s the only question.

Miss Masser: Right now, just to update everybody; I have four people who already registered and before the meeting I had gotten another notification. So, I have to go in. I will go in tomorrow and see what the new notification is and I have 30 days to, as the redactor, attest that I have redacted all the records in Mount Olive Township.

Mrs. Labow: Oh, wow.

Mrs. Sharpe: And I think the plan is to have, you know, other people, maybe department heads, designated as redactors. They’ll be in charge of redacting their own records but then everybody will . . . it will all come back to Michelle, so you have sort of a central point of contact overseeing everything and we all know when . . .

Miss Masser: Like OPRA.

Mrs. Sharpe: We know what a great job Michelle does and how organized she is and, you know, I feel very confident, it being under her control.

Mrs. Labow: I just . . . I have another question though.

President Nicastro: What’s that?

Mrs. Labow: I have a question about that. So, say if somebody who qualified is . . . you know, you have to put in for that and redact everything. So, let’s say they did a project and there was a bunch of things in construction and so, you have to go in and redact all their information, so we don’t ever actually have the information to go back to at any point?

Miss Masser: No.

Mrs. Sharpe: You’d have to like tag . . . you’d redact the information, but you’d maybe tag the file physically to say this is the address for your own . . .

Mrs. Labow: For our . . .

Mrs. Sharpe: Because you have to be able to function.

Mrs. Labow: Right, you have to be able . . .

Mrs. Sharpe: Yes.

Mrs. Labow: . . . to clear that stuff. Like if somebody . . .

Mrs. Sharpe: Right. Yeah.

Miss Masser: Internally, they're going to . . .

President Nicastro: Know.

Miss Masser: . . . know, you know, it needs to be fine-tuned. It's just like OPRA. When OPRA . . .

Mrs. Labow: Right.

Miss Masser: . . . came, there was a lot of questions. There was a lot of things. How is this going to affect the election process? Looking up the people.

Mrs. Labow: Right.

Miss Masser: You know, municipal records, deeds . . .

Mrs. Labow: Mhm.

Miss Masser: . . . things of that nature, so, it's going to have to be fine-tuned. It's going to take . . .

Mrs. Labow: Right.

Miss Masser: . . . some time but they're kind of just like throwing this at the Township's lap saying, "This is what you have to do now."

Mrs. Labow: Mhm.

Miss Masser: Like Sue said, there is no guidance.

Mrs. Labow: Right. Yeah.

Miss Masser: We were on a webinar, you know, on the webinar there wasn't really that much guidance. Go read Daniel's Law is what they told us and . . .

President Nicastro: Figure it out.

Miss Masser: . . . and talk to your attorney.

Mrs. Sharpe: Talk to your attorney.

President Nicastro: Yeah . . .

Mr. Stewart: Wow.

Miss Masser: You know, that's kind of like what we always get.

Mrs. Labow: Yeah, because I'm thinking like in terms of real estate. We always recommend that our clients get OPRA requests and find out any work . . .

President Nicastro: Right.

Mrs. Labow: . . . that's been done on a house and . . .

President Nicastro: You still can do that.

Mrs. Labow: . . . the mortgage company wants to know . . . oh, it has a new roof . . .

Mrs. Sharpe: For the . . . yeah.

President Nicastro: You're still going to do it; you just won't know the name.

Miss Masser: We're now going to cross reference . . .

Mrs. Labow: Yeah.

Miss Masser: . . . now, when an OPRA comes in, I have to cross reference and make sure that, that particular person is not on my thing.

President Nicastro: That's got to be confusing for real estate.

Miss Masser: An example would be, I had an OPRA request for tax liens. Pages and pages. Well, I went in and I went through . . . normally, I would send it out to the person, the requestor, but now I have to stop and I have to . . . after I redact, it has to be off of that. Now I have to go through and make sure that in that list she gave me, that there were no addresses on there pertaining to the person who registered, and as my list grows, you know . . .

Mrs. Sharpe: It's a whole other layer.

Mrs. Labow: Yeah.

Mr. Stewart: Wow.

Miss Masser: So, we're going to have to fine-tune how we're going to that.

President Nicastro: I'm sure.

Mrs. Labow: We're going to have to hire another person for your office.

President Nicastro: No.

Miss Masser: I already need one of those.

Mrs. Labow: I know. You already need that. Well, this will secure it.

Mrs. Sharpe: That's why when, you know, another issue is people give their names and addresses and those are in the Minutes.

President Nicastro: Yeah.

Mrs. Sharpe: Now, we don't know in the past who might have come spoken. We may need to send letters to people who are on this list and say, "Hey, have you spoken at a public meeting?", so we can go back in those Minutes but, we suggested that going forward, when Joe says, you know, "Please state your name and address.", we need to say, "Unless you are a covered person . . . you're registered as a covered person."

Mrs. Labow: Yeah.

Mrs. Sharpe: Under Daniel's Law. Put the public on notice.

Mrs. Labow: They have to absolutely be already registered, right?

Mrs. Sharpe: Yes.

Mrs. Labow: They just can't qualify and not . . .

Mrs. Sharpe: Yes.

Mrs. Labow: . . . have registered.

Miss Masser: They have to be registered. I would've already been notified.

Mrs. Sharpe: Yeah.

Miss Masser: As soon as they register, it funnels down. The State, the County, and the local municipality, you know, I only get what's in Mount Olive. So, someone who . . . say one of our officers that works here registers, but he lives in another town; I'm not going to know he registered. Only that town is going to know.

Mr. Roman: When people talk and speak and we ask for name and address, are they allowed to just say "So and so, Budd Lake, New Jersey"? Are they allowed to say that?

Mrs. Sharpe: Well, we looked at that. We really . . . you know, it’s important for towns to know who is speaking.

Mr. Roman: Mhm.

Mrs. Sharpe: And it’s a valid request but, you know, but putting them on notice and saying “Unless you’re Registered.”, then, you know, it’s on them to not provide their address under that.

Mr. Roman: So, does . . . every time a resident comes up to speak, do we have to follow it up name and address unless you’re on Daniel’s Law or is that something that the . . .

Miss Masser: I think during the public portion.

Mrs. Sharpe: Yeah, we’ve recommended that Joe just says that.

President Nicastro: Yeah, we just say “Unless you’re registered.”

Mr. Roman: Okay.

Mrs. Sharpe: If they’re registered and they give their address anyway, that’s really on them.

Mr. Roman: All right. That’s all I have.

President Nicastro: Okay. Thank you, very much. Always challenging. The State is great. All right, Council Reports, Mr. Aaron. Board of Education.

COUNCIL REPORTS

Board of Education Liaison Report

Mr. Aaron: Board of Education held their meeting last night. Their regular meeting. Most of it was related to personnel action items, appointments, addressing turnovers within the Township. There was a large discussion with regards to buses in Town and an outsourcing effort to move some of those overflow jobs that can’t be filled by employees within the Township to go to Washington Township and hire them. So, that was the discussion. Those were the big . . . the big parts of the agenda last night.

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

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

Mr. Ferrante: Nothing till next month.

President Nicastro: Thank you. Mrs. Labow, anything on Open Space, Seniors, or Board of Health?

Open Space Committee Report
Board of Health Report
Senior Citizen Liaison

Mrs. Labow: I gave the Open Space last time and the Senior.

President Nicastro: Yup.

Mrs. Labow: And for the Board of Health, I already spoke about that a little while ago. We had our Reorganization meeting last week. It was very good and we are . . . we were still doing Zoom meetings and Trevor said he thinks that we’re all supposed to go to in person meetings, however, when I was talking to a couple people, we’re going to check and see if we can remain with Zoom because it’s like for instance, our doctor, Dr. Miccio, he’s . . . when we had live meetings, he was like . . . would finally get here like a few minutes before because he had patients and now, he gets done with a patient, goes in his office and he’s with us and . . .

President Nicastro: Did they give any guidance on that yet, Sue?

Mrs. Sharpe: I would defer, of course, to your Board of Health attorney.

Mrs. Labow: He's actually one of the ones that told me he would prefer to stay Zoom . . .

Mrs. Sharpe: Oh, defer to me.

Mrs. Labow: . . . as well, yeah.

Mrs. Sharpe: Yeah.

Mrs. Labow: You know, so, and like our health officer lives quite a distance away, so he kind of like . . .

President Nicastro: Yeah.

Mrs. Labow: . . . has to hang out . . .

Mrs. Sharpe: Right.

Mrs. Labow: . . . here.

Mrs. Sharpe: Well, under the, you know, under the Open Public Meetings Act, it's always allowed participation in meetings by, I think it's called electronic . . .

Mrs. Labow: Electronic.

Mrs. Sharpe: . . . communication or electronic devices, so really, technically, that's always been . . .

President Nicastro: Yeah, it's always been there.

Mrs. Sharpe: . . . permitted. It just, you know, at that point it wasn't anticipated . . .

President Nicastro: Right.

Mrs. Sharpe: . . . you know, Zoom and everything that's . . .

Mrs. Labow: Right.

Mrs. Sharpe: . . . happened since Covid but I think our position has been at this point, it is still permitted. There are certain things you have to think about . . .

Mrs. Labow: Uh huh.

Mrs. Sharpe: . . . to make sure that it's done correctly but there hasn't been any further guidance. However, there is legislation out there to sort of formally authorize Zoom meetings and remote meetings. I'm not sure where that is at this point . . .

Mrs. Labow: Okay.

Mrs. Sharpe: . . . but I can check on that as well for you.

Mrs. Labow: Okay. Yeah, because like for our meetings, for the most part, they're about 15 minutes.

President Nicastro: I know.

Mrs. Sharpe: Mhm.

Mrs. Labow: You know, it seems like a waste of time and gas. It takes more time . . .

Mrs. Sharpe: Right.

Mrs. Labow: Even for me and I live right in Town, to actually . . . so I wanted to just investigate that because it is . . . I think it's more time efficient and financially.

Mrs. Sharpe: I can take a look at that for you as well.

Mrs. Labow: Thank you.

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

Legislative Committee Report – none
Planning Board Report

Mr. Mania: Planning Board, we had two meetings this month. We had one on the 12th and one on the 19th. We had on the 19th, the Mount Olive Solar Farm and that was the paving of the parking lot and then we had JAS Group. That's the housing in the Trade Zone. We adjourned that from the 12th to the 19th and we approved it.

President Nicastro: Okay.

Mr. Mania: We also got, and I don't know if we're interested, from the attorney for the Planning Board, a code of ethics.

President Nicastro: Okay.

Mr. Mania: Maybe Sue would like to look at this.

Mrs. Sharpe: Sure.

Mr. Roman: Oh, that's a lot, Sue.

President Nicastro: A lot of small print, there.

Mr. Mania: Code of Ethics.

President Nicastro: Anything else, Mr. Mania? That's it. Good. Anything else?

Mr. Mania: That's it.

President Nicastro: You're good. Okay. Mr. Roman, anything on Recreation?

Recreation Liaison Report

Mr. Roman: As this Council can . . . does recall, during the last meeting we were instructed by the Mayor to have an emergency Recreational . . . Recreation Board Meeting regarding the allowing sports . . . exercise program to be run in the Senior Citizen building. Not all Recreation Committee Members were able to participate but we did have testimony provided by John Geiger, Derrick from the Health Department, and we were also able to question Mrs. Hars. The question that was placed by Jill Daggon was "Is the Senior Building an appropriate building for an exercise program?" So, you know, we're kind of narrowed into that questioning instead of whether the benefits of the overall health program and any other ancillary issues. The Recreation Department . . . the Recreation Board decided to not make any recommendation at the time, and we will continue during our next regular meeting in February to have . . . that way we have full participation and discuss the matter further and at that time, I assume we will make a recommendation. That's all I have.

President Nicastro: All right. Thank you. Mr. Stewart, anything on Economic Development?

Economic Development Committee Report
Community Action Panel Report

Mr. Stewart: Yes, we might as well add the EDC to your group because they voted to primarily stay as a remote, although a couple will be so it will be in essence, a hybrid type set up but our last meeting was January 18, 2023, last week, and we had some guests from the high school as well as with the Rotary, and we're going to be doing a couple programs set up with the students to do some student stuff with the EDC and linked up with what Andrew's been directing for integration with also with the Mount Olive Area Chamber and our next meeting's coming up on February 15, 2023 and the Community Action Panel's been put on permanent hold.

President Nicastro: Yup.

Mr. Stewart: The sponsor being Givaudan is not doing it this year.

President Nicastro: Okay. Thank you. Does anyone from the public wish to be heard at this time? Seeing none. Closed to the public. We are not going to go into Executive Session. There’s no need to, so we’re not going to be meeting for an Executive Session on this. Council Comments, Mr. Aaron, anything?

PUBLIC PORTION – none

EXECUTIVE SESSION - Attorney Client Privilege

- 1. Resolution of the Township Council of the Township of Mount Olive Authorizing the Township Council to Hold Closed Executive Session. – REMOVED – No Executive Session took place.

COUNCIL COMMENTS

Mr. Aaron: No, I do not.

President Nicastro: Mr. Ferrante.

Mr. Ferrante: Nothing tonight.

President Nicastro: Mrs. Labow.

Mrs. Labow: Nothing tonight.

President Nicastro: Mr. Mania.

Mr. Mania: Nothing.

President Nicastro: Mr. Stewart.

Mr. Stewart: Nope, just thanking everybody who came out.

President Nicastro: Mr. Roman.

Mr. Roman: And I have nothing.

President Nicastro: And I have nothing. So, do we have a motion to adjourn?

ADJOURNMENT - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 8:28pm.

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 February 7, 2023.

js

Susan Gouveia, Deputy Township Clerk