

**The Public Meeting of the Mount Olive Township Council was called to order at 7:19pm 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, Mrs. Labow, Mr. Mania, Mr. Roman, Mr. Stewart, and Mr. Nicastro

**Absent:** Mr. Ferrante

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

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS - NONE**

**CORRESPONDENCE**

**LETTERS FROM RESIDENTS/ORGANIZATIONS/OTHER TOWNS**

1. Email received February 3, 2023, from Statewide Hispanic Chamber of Commerce of NJ regarding Congratulations to a proud member, Andres Acebo, President of NJCU!
2. Email received February 6, 2023, from NOFA regarding NOFA NJ Weekly Email: February 6, 2023
3. Email received February 7, 2023, from Statewide Hispanic Chamber of Commerce regarding Get your small business ready for the future!
4. Email received February 8, 2023, from NOFA regarding Exploring the Small Farm Dream 2023.
5. Email received February 11, 2023, from Statewide Hispanic Chamber of Commerce of NJ regarding Manufacturing Career Opportunity - First we Meet People. Then we Pave the Way.
6. Email received February 13, 2023, from NOFA regarding NOFA NJ Weekly Email: February 13, 2023.

**STATE AGENCIES/LOI/HIGHLANDS**

7. Email received February 7, 2023, from DEP Local Government Assistance regarding NJDEP Weekly Update.
8. Email received February 9, 2023, from NJDEP regarding PI#012131 - Laidlaw Transit Inc - Remedial Action Permit (704 Bartley Chester Road).
9. Email received February 10, 2023, from DCA regarding 2022 Senior Freeze (PTR) Application Mailing.
10. Email received February 14, 2023, from NJDEP regarding NJDEP Weekly Update.
11. Letter received February 17, 2023, from NJDEP regarding On-Scene Coordinator (OSC) Residential Discharge Authorization for 54 Sand Shore Rd (3307/1)

**RESOLUTIONS/ORDINANCES OTHER TOWNS – NONE**

**LEAGUE OF MUNICIPALITIES**

12. Email received February 6, 2023, from New Jersey League of Municipalities regarding League Survey on LIHWAP, NJDES Stakeholder Meeting on Permit Fees.

**MSA/MUA – NONE**

**MORRIS COUNTY**

- 13. Email received January 25, 2023, from County of Morris regarding January Proclaimed Human Trafficking Prevention Month by Morris County Commissioners.
- 14. Email received February 8, 2023, from County of Morris regarding Morris County Honors Morristown Police Sgt. Beverly Downey
- 15. Email received February 10, 2023, from County of Morris regarding This Week in Morris County.
- 16. Email received February 14, 2023, from County of Morris regarding Morris County Celebrates Success of Small Business Grant Program at Valentine's Day Anniversary Event.
- 17. Received February 14, 2023, Final Equalization Table for the County of Morris for the Year 2022.
- 18. Email received February 16, 2023, from County of Morris regarding Public Comment Invited on Accreditation Assessment of Morris County Emergency Communications Center.
- 19. Email received February 17, 2023, from County of Morris regarding This Week in Morris County.

**UTILITIES**

- 20. Email received February 6, 2023, from New Jersey American Water regarding Notice of Public Hearing Re Approval to Change the Levels of its Purchased Water Adjustment Clause and Purchase Wastewater Treatment Clause.

**UTILITIES - NONE**

There was no discussion on Correspondence.

**President Nicastro:** I open the hearing to the public on Ordinance #5-2023,

**ORDINANCES FOR PUBLIC HEARING:**

**Ord.#5-2023** An Ordinance Amending Ordinance #31-2022 of the Township of Mount Olive Entitled Salaries of Certain Non-Union Personnel.

**President Nicastro:** Mr. Roman.

**Mr. Roman:** Thank you, Mr. President. I move for adoption and final passage, Ordinance #5-2023.

**Mr. Mania:** Second.

**President Nicastro:** Anyone from the public wish to be heard at this time on Ordinance #5-2023? Seeing none. Closed to the public. Can we have a Roll Call, please?

**ROLL CALL:           Passed unanimously**

**President Nicastro:** Ordinance #5-2023 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 #6-2023 entitled,

**Ord.#6-2023** An Ordinance of the Township of Mount Olive Amending Ordinance #32-22 Which Established Salaries for the Mayor, Council, Department Heads and Other Exempt Employees.

**President Nicastro:** Mrs. Labow.

**Mrs. Labow:** Thank you, Mr. President. I move for adoption and final passage of Ordinance #6-2023.

**Mr. Mania:** Second.

**President Nicastro:** Anyone from the public wish to be heard on Ordinance #6-2023? Seeing none. Closed to the public. Anyone from Council have anything else on the Ordinance? Seeing none. Roll Call, please.

**ROLL CALL: Passed unanimously**

**President Nicastro:** Ordinance #6-2023 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 #7-2023,

**ORDINANCE FOR FIRST READING: (ORDINANCE 7-2023 - 2nd reading March 7, 2023)  
(ORDINANCE 8-2023 2nd reading March 21, 2023)**

**Ord.#7-2023** Bond Ordinance Providing For Various Capital Improvements in and by the Township of Mount Olive, in the County of Morris, New Jersey, Appropriating \$7,680,043 Therefor and Authorizing the Issuance of \$4,132,990 Bonds or Notes of the Township to Finance Part of the Cost Thereof.

**President Nicastro:** Mr. Mania.

**Mr. Mania:** Thank you, Mr. President. I move that Ordinance #7-2023 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 March 7, 2023, at 7:00pm 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. Roman:** Second.

**President Nicastro:** Thank you. Any other questions from the Council? Comments? Roll Call, please.

**ROLL CALL: Passed unanimously**

**President Nicastro:** Next item on the Agenda for first reading is Ordinance #8-2023,

**Ord.#8-2023** Township of Mount Olive Morris County, New Jersey Calendar Year 2023 Ordinance to Exceed the Municipal Budget Cost of Living Allowance And Establish a Cap Bank.  
(N.J.S.A. 40A-4-45.14)

**President Nicastro:** Mr. Stewart.

**Mr. Stewart:** Thank you, Mr. President. I move that Ordinance #8-2023 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 March 21, 2023, at 7:00pm 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**

**Mrs. Labow** asks why there are two different dates for second reading. **Miss Masser** explains it's because the COLA (Cost of Living Allowance) Ordinance cannot be adopted less than 28 days after introduction of the Budget. **Mrs. Kolody** adds they have to adopt it at the same time they adopt the Budget.

**CONSENT RESOLUTIONS AGENDA:**

1. Resolution of the Township Council of the Township of Mount Olive authorizing the Clerk to produce summarized minutes for Council Meetings
2. Resolution of the Township Council of the Township of Mount Olive designating certain persons as Notary Publics
3. Resolution of the Township Council of the Township of Mount Olive authorizing the sale of surplus property through public auction

4. Resolution of the Township Council of the Township of Mount Olive renewing a facility use agreement between the Township of Mount Olive Baseball/Softball Association and New Jersey JCC Metrowest
5. Resolution of the Township Council of the Township of Mount Olive amending the 2023 temporary budget for the current fund and water utility
6. Resolution of the Township Council of the Township of Mount Olive amending the 2023 temporary capital budget
7. Resolution of the Township Council of the Township of Mount Olive introducing the 2023 budget
8. Resolution of the Township Council of the Township of Mount Olive introducing the 2023 Solid Waste Collection District Budget
9. Resolution of the Township Council of the Township of Mount Olive adopting the list of eligible LOSAP emergency service volunteers for 2022
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 (Kronos)
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 (M2 Associates, Inc.)
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 (Native Fields Landscaping)
13. Resolution of the Township Council of the Township of Mount Olive authorizing the use of competitive contracting for the Fall Food Truck Festival Concession Services
14. Resolution of the Township Council of the Township of Mount Olive authorizing the use of Morris County Cooperative Pricing Council Contract for 2023 (Firefighter One)

**Mr. Roman** moves for approval of Consent Resolutions one through fourteen and **Mrs. Labow** seconds.

Regarding Resolution number one, **Alan Fulton**, Waterloo Road, Budd Lake, asks if there is a guarantee that the Council Meeting recordings will not be modified in the future. **Mr. Testa** informs Mr. Fulton they are not modified. **Mr. Fulton** disagrees. **Miss Masser** reiterates they are not modified and explains the process of requesting the recordings to Mr. Fulton. **Mr. Fulton** maintains the videos have been modified in the past. **Mayor Greenbaum** adds the only time it was modified was when somebody made an inappropriate comment to him, however, it is not taken out of the official record maintained by the Clerk's office. **Mr. Fulton** states the public wouldn't even know it was modified. **Mayor Greenbaum** explains they're not under any obligation to provide video. They do it as a courtesy for the residents. Anyone who is interested in a verbatim copy can come to the Township Clerk's Office to get it. **Mr. Fulton** reiterates nobody would know that what they're viewing could be different. **Mayor Greenbaum** explains there's never a guarantee that the Minutes are 100 percent verbatim unless they come to the Clerk's Office and request a verbatim copy. He reiterates it was an inappropriate comment that was edited on one occasion, nothing more. **Mr. Fulton** asks if it'll be removed from tonight's meeting. **Mayor Greenbaum** hopes not. **Mr. Fulton** and **Mayor Greenbaum** further discuss video footage of the Council Meetings. **Mr. Testa** adds they are not required to take verbatim seconds by law. **Mr. Fulton** agrees with the Council's decision to go to Minutes. **Mr. Aaron** asks what's legally required. **Mr. Testa** explains only Minutes are legally required. A verbatim video is taken and if someone wants that, they can obtain it through the Clerk's Office. **Mayor Greenbaum** explains a verbatim audio recording is required which some people need in case there is litigation.

**ROLL CALL: Passed unanimously**

## MOTIONS

1. Bill List

**Mr. Aaron** makes a motion to move the Bill List and **Mr. Mania** seconds.

**ROLL CALL: Passed unanimously**

**ADMINISTRATIVE REPORTS**

**Mayor Greenbaum** explains they've done interviews of candidates to take the position of Mayor's Assistant/Special Projects Coordinator and will be coming to a decision within the next week.

**Mr. Tatarenko** gives updates on the Seward House and Baptist Church. He also gives an update on the Budd Lake Watershed Restoration Project. He discusses the partnership with the Raritan Headwater Association and the Rutgers Water Resource Group and a free information seminar they'll be conducting on Saturday, March 11, 2023, from 1:00pm to 3:00pm at the Library. He then discusses their first After Action Covid Meeting that took place with their consultant. They should have a full report by the end of June or July. He also gives an update from Morris County on roads to be paved this year which includes Bartley Road from the Route 206 jughandle to where they left off near River Road. That will be done this fall. **Mayor Greenbaum** asks if the County is still moving forward with the Flanders-Netcong Road and Main Street area. **Mr. Tatarenko** confirms they are, even though Wawa is at a standstill.

**OLD BUSINESS – none**

**NEW BUSINESS – none**

**LEGAL MATTERS – none**

**COUNCIL REPORTS**

Board of Education Liaison Report

**Mr. Aaron** gives an overview of the Board of Education meeting that took place on Monday, February 13, 2023. The Board of Education commissioned an expert to review the new housing impact on the school system. The Board also discussed Mr. Roman's request for the report. There was also a discussion regarding the school buses and their cameras. They discussed how much revenue the Town was receiving and that the Board of Education should get some of the proceeds. **Mr. Tatarenko** adds that he watched the videos, and their calculations are inaccurate. He'll be sharing the details with the Board of Education so there's no miscommunication. **Mayor Greenbaum** discusses a meeting he had with the acting superintendent and the main safety officer. He also brings up points about the services the Township provides for the Board of Education. **Mr. Roman** asks Mr. Aaron if they will not provide the demographic report. **Mr. Aaron** believes they were referring to future reports and the Council needing to budget for it. **Mayor Greenbaum** asks if Mr. Aaron is reporting that in the future, the Board of Education wants the Council to pay for part of the demographic study. **Mr. Aaron** confirms. **Mr. Roman** asks Mr. Tatarenko to make a formal request for the report.

Open Space Committee Report

Board of Health Report

Senior Citizen Liaison

**Mrs. Labow** states Open space meets in two weeks and the Board of Health doesn't meet again until April 21, 2023. She gives an overview of what took place at the Senior Meeting which includes a guest speaker from Bentley Commons at Paragon Village, who talked about senior living.

Legislative Committee Report - none

Planning Board Report - none

Recreation Liaison Report - none

Economic Development Committee Report

**Mr. Stewart** gives an overview of the EDC meeting that met the previous week. They had students from the Key Club and the Future Business Leaders Group attend. They also had a guest speaker from a local business. The next meeting is March 15, 2023.

Environmental Committee – none

Lake Issues – none

Library Board Liaison – none

**PUBLIC PORTION – none**

**COUNCIL COMMENTS**

**Mrs. Labow** comments on Mr. Manning who spoke at the Workshop Meeting about the Cobblestone property. She feels the Council wasn't clear about the process of passing the Resolution to be able to hire the hydrogeologist for the project.

**Mr. Stewart** gives a shoutout to Mayor Greenbaum and the local Mayors, along with Senator Oroho for participating in the Breakfast with the Mayors that the Mount Olive Area Chamber hosted.

**Mr. Roman** discusses the alteration of public records and the inability to guarantee they won't be altered in the future, based on an article he read that said various classic children's books are being rewritten in order to not offend.

**ADJOURNMENT** - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 7:46pm.

Joe Nicastro, Council President

I, Michelle Masser, Township Clerk of Mount Olive do hereby certify that the foregoing Minutes are a true and correct copy of the Minutes approved at a legally convened meeting of the Mount Olive Township Council duly held on March 21, 2023.

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Michelle Masser, Township Clerk