

The Public Meeting of the Mount Olive Township Council was called to order at 8:09 p.m. by Council President Nicasastro.

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

Miss Masser: According to the Open Public Meetings Act, adequate notice of this meeting has been given to the Daily Record. Notice has been posted in the Municipal Building, 204 Flanders-Drakestown Road, Mount Olive Township, New Jersey and notices were sent to those requesting the same.

ROLL CALL

Present: Mr. Amianda, Mr. Mania, Mr. Perkins, Mr. Roman, Mr. Ferrante and Mr. Nicasastro

Absent: Mrs. Labow

Also Present: Michelle Masser, Deputy Township Clerk; Jeff Pasek, Township Attorney; Sherry Kolody, CFO and Robert Greenbaum, Mayor

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

April 28, 2015 WS & PM (all present)

President Nicasastro: Mr. Amianda, would you approve the April 28, 2015 Workshop and Public Meeting Minutes?

Mr. Amianda: Yes, Mr. President. I make a motion to approve of Minutes of the previous Work Session and the Public Meeting of April 28, 2015.

Mr. Perkins: Second.

President Nicasastro: Roll Call, please.

Roll Call: **Passed unanimously**

CORRESPONDENCE

LETTERS FROM RESIDENTS/ORGANIZATIONS/ OTHER TOWNS

1. Email received May 1, 2015, from Downtown New Jersey regarding Downtown New Jersey – Annual Conference. PDF Correspondence
2. Email received April 30, 2015, from Rutgers regarding Call for Award Nominations. PDF Correspondence
3. Email received May 1, 2015, from TransOptions regarding The Bike to Work Challenge Starts Today! PDF Correspondence
4. Email received May 5, 2015, from Downtown New Jersey regarding Downtown New Jersey – Annual Conference. PDF Correspondence
5. Email received May 5, 2015, from National League of Cities regarding 4 Reasons to come to Orlando. PDF Correspondence
6. Email received May 5, 2015 from Raritan Headwaters Association regarding It’s not too late to join us. PDF Correspondence
7. Email received May 7, 2015 from TransOptions regarding this information is being shared on behalf of the NJ Teen Safe Driving Coalition. PDF Correspondence
8. Email received May 7, 2015, from Downtown New Jersey regarding Downtown New Jersey – Annual Conference. PDF Correspondence

9. Letter received May 8, 2015, from Township of Chester regarding Legal Notice, Planning Board will conduct a public hearing for the adoption of an Amendment to the Master Plan to include the Housing Element and Fair Share Plan. PDF Correspondence

LEAGUE OF MUNICIPALITIES

10. Letter received April 28, 2015, from New Jersey State League of Municipalities regarding Legislative Bulletin March 2015. PDF Correspondence

STATE AGENCIES

11. Email received April 24, 2015, from Musconetcong Sewerage Authority regarding MSA Approved Meeting Minutes – March 26, 2015. PDF Correspondence
12. Email received April 27, 2015, from State of New Jersey Department of Environmental Protection regarding Air Quality Awareness Week. PDF Correspondence
13. Email received April 28, 2015, from State of New Jersey Department of Environmental Protection regarding NJDEP Press Release – Black Bears. PDF Correspondence
14. Letter received April 30, 2015, from State of New Jersey Department of Environmental Protection regarding One 550-gallon #2 Heating Oil Underground Storage Tank System (6 Karen Place, Block 1000, Lot 35). PDF Correspondence
15. Email received April 30, 2015, from State of New Jersey Department of Environmental Protection regarding NJDEP Press Release – Wildfire Prevention Tips. PDF Correspondence
16. Email received May 6, 2015, from State of New Jersey Department of Environmental Protection regarding NJDEP Press Advisory – LBI Post Sandy Construction Project. PDF Correspondence

UTILITIES

17. Email received May 1, 2015, from First Energy regarding JCP&L Topic of the Month – Posting Signs on Poles. PDF Correspondence.

President Nicastro: We have 17 pieces of Correspondence. Anyone have any questions or concerns on Correspondence? Seeing none. Ordinance #14-2015,

ORDINANCES FOR PUBLIC HEARING

Ord.#14-2015 An Ordinance of the Township of Mount Olive, in the County of Morris, State of New Jersey, Amending Chapter 249, “Vehicles for Hire.” PDF Ord (**Continue to May 26, 2015 public meeting**)

President Nicastro: We are going to continue to May 26, 2015. Mr. Mania would you...

Mr. Mania: I make a motion we continue that to the May 26th meeting.

Mr. Perkins: Second.

President Nicastro: Roll Call, please. Discussion, I’m sorry.

Mr. Roman: Jeff, have we gotten any ruling as to whether this Ordinance would cover those ride sharing services?

Mr. Pasek: I think again, as in the last meeting, I don’t think it would be appropriate to discuss that at this point.

Mr. Roman: Okay.

Mr. Pasek: We are working with the Police Department on the issue.

Mr. Roman: Thank you.

President Nicaastro: Next item on the Agenda...

Mr. Perkins: Roll Call.

President Nicaastro: Roll Call. I'm sorry.

Roll Call: Passed unanimously

ORDINANCES FOR FIRST READING – (second reading May 26, 2015)

President Nicaastro: Next item on the Agenda for first reading is Ordinance #15-2015,

Ord.#15-2015 An Ordinance of the Township of Mount Olive Amending Ordinance #11-2015 Which Established Salaries for the Mayor, Council, Department Heads, Supervisory Personnel and Employees of the Township Clerk’s Office. PDF Ord

President Nicaastro: Mr. Ferrante.

Mr. Ferrante: I move that Ordinance #15-2015 be introduced by title and passed on first reading and that a meeting be held on May 26, 2015 at 7:00 pm 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. Perkins: Second.

President Nicaastro: Any discussion? Seeing none. Roll Call, please.

Roll Call: Passed unanimously

CONSENT RESOLUTIONS AGENDA:

Resolutions on the Consent Agenda List are considered to be routine and non-controversial by the Township Council and will be approved by one motion (one vote). There will be no separate discussion or debate on each of these resolutions except for the possibility of brief clarifying statements that may be offered. If one or more Council member requests, any individual resolution on the Consent Agenda may be removed from the Consent Agenda List and acted on separately.

CONSENT RESOLUTIONS

1. Resolution of the Township Council of the Township of Mount Olive Authorizing the Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with PL 1994 Chp. 72. PDF Res
2. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of a Purchasing Contract (Eagle Point Guns). PDF Res
3. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of a Purchasing Contract (Mobilevision). PDF Res
4. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of a Purchasing Contract (Modern Office Systems, LLC). PDF Res
5. Resolution of the Township Council of the Township of Mount Olive Approving a Vendor Service Contract on a “Fair and Open” Basis Pursuant to the Pay-to-Play Law (Performance Trailers). PDF Res
6. Resolution of the Township Council of the Township of Mount Olive Approving a Vendor Service Contract on a “Fair and Open” Basis Pursuant to the Pay-to-Play Law (USA Bluebook). PDF Res
7. Resolution of the Township Council of the Township of Mount Olive Authorizing the Award of a Contract for Water Testing Services to Garden State Laboratories, Inc. for Two (2) Years. PDF Res

8. Resolution of the Township Council of the Township of Mount Olive Authorizing Participation in Section 1033 Program for Procurement of Federal Surplus Property from the Department of Defense and Delegating Authority for Local Administration of Participation in the Program. PDF Res
9. Resolution of the Township Council of the Township of Mount Olive Authorizing the Township Attorney to File a Declaratory Judgment Action with the Superior Court Seeking Judicial Approval of the Township’s Compliance with its Third Round Affordable Housing Obligation in Accordance with the New Jersey Supreme Court Decision in the Matter of the Adoption of NJAC 5:96 and 5:97 by NJ Council on Affordable Housing. PDF Res
10. Resolution of the Township Council of the Township of Mount Olive Supporting an Application to the New Jersey Department of Transportation for the Adoption of Four (4) Permanent NJ Transit Bus Stops Along US Route 46 within the Township of Mount Olive. PDF Res
11. Resolution of the Township Council of the Township of Mount Olive Authorizing the Termination of Mount Olive Township’s Participation in the State Health Benefits Program for Health Insurance Effective June 30, 2015. PDF Res
12. Resolution of the Township Council of the Township of Mount Olive Authorizing the Mayor to Execute an Indemnity and Trust Agreement with North Jersey Municipal Employee Benefits Fund (HIF). PDF Res
13. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of Contract Previously Awarded for a Single Axle Dump Body for DPW to Robert H. Hoover & Sons, Inc. PDF Res
14. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of ca Contract Previously Awarded for Plow, Dump Body & Sander for DPW to Tony Sanchez, LTD. PDF Res
15. Resolution of the Township Council of the Township of Mount Olive Authorizing the Procurement of Concessions for a Horse Training Facility on Public Properties Block 600 Lots 5 & 6, Formerly Known as Marveland Farms. PDF Res
16. Resolution of the Township Council of the Township of Mount Olive Memorializing Congress to Change Federal Law to Ensure that Veterans’ Organizations are Eligible for CDBG Funding. PDF Res
17. Resolution of the Township Council of the Township of Mount Olive Honoring Frank Wilpert, Sr. for His Years of Services, Commitment and Dedication to the Township of Mount Olive. PDF Res
18. Resolution of the Township Council of the Township of Mount Olive Providing for the Administration of Mount Olive Television (“MOTV”). PDF Res

President Nicastro: There’s 18 Consent Resolutions. Does anyone from the public wish to be heard? Seeing none. Close to the public. Mr. Roman.

Mr. Roman: I move for approval of Consent Resolutions one through eighteen.

Mr. Mania: Second.

President Nicastro: Any comments? Seeing none. Roll Call, please.

Roll Call: **Passed unanimously**

MOTIONS

1. Bill List. PDF Bill List

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

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

Mr. Amianda: Second.

President Nicastro: Roll Call, please.

Roll Call: Passed with the exception Mr. Nicastro abstained on check #69999

ADMINISTRATIVE REPORTS

Proclamation - Skin Cancer Awareness Month

President Nicastro: Administrative Reports. Mayor, you have a Proclamation.

Mayor Greenbaum: I do and some comments.

From the Office of the Mayor Proclamation - Skin Cancer Awareness Month – May 2015

WHEREAS, skin cancer is the most common form of cancer in the United States, affecting 5 million individuals each year, one in five Americans will develop skin cancer in the course of a lifetime, and one in fifty will develop melanoma, which makes it the most common form of cancer in the United States; and

WHEREAS, the two most common forms of skin cancer are basal cell and squamous cell carcinomas are highly curable, melanoma the third most common form of skin cancer is the deadliest skin cancer and one of the most common cancers for young adults and is on the rise nationwide and worldwide; and

WHEREAS, the overall death rates from all cancers has decreased in the last three years, the incidence of all cancers continues to increase by over 4% with a rise in melanoma of the skin, especially in Morris and Somerset County; and

WHEREAS, rates of sunburn remain high, affecting nearly 37 percent of Americans each year as a result of overexposure to UV rays, indoor tanning is especially dangerous, resulting in an estimated 400,000 cases of skin cancer in the US each year; and

WHEREAS, skin cancer is a serious public health concern, the regional chronic disease coalition of Morris and Somerset County and its partners are promoting skin cancer awareness month, everyone especially young people are encouraged to take advantage of skin cancer prevention and early detection opportunities and activities throughout the counties all year long with a focus on having “safe and fun in the sun” and outdoors without compromising skin health.

NOW THEREFORE, be it proclaimed that I, Robert Greenbaum, Mayor of Mount Olive Township do hereby proclaim the Month of May as Skin Cancer Awareness Month in the Township of Mount Olive.

Signed and Sealed by me this 12th day of May 2015.

President Nicastro: Thank you, Mayor.

Mayor Greenbaum: Onto comments. First, I would be remiss for not thanking the Freeholders and Tom Mastrangelo for taking the time to come out here to Mount Olive to speak to us about our concerns and about the budget for the year. This Saturday, weather permitting is a very, very busy day for Mount Olive Recreation. In the morning is the Fairy and Pirate Festival. At 4:00 pm is the Food Truck Festival and then at night is the Fireworks Festival. Each of the sporting organizations that are in season have been asked to participate in terms of games being played on their fields and I believe that Turkey Brook Park will never look better than it will this Saturday. I expect to see you all there if you are going to be in town. To the extent that the weather is going to play a part in rescheduling of events, you need to make sure that you stay in touch with either the Township’s webpage or my Facebook page or the Recreation Facebook page, which should have continuous updates in terms of rescheduling or other items with respect to the weather and the events of the day.

Wednesday, May 13th, I have the honor of cutting the ribbon for the TREP\$ program at CMS. TREP\$ stands for Young Entrepreneurs and it’s an award winning program that teaches children in grades four through eight, everything they need to know how to start their own business. Again, that’s at CMS at 6:00 pm tomorrow. I encourage you all to attend. Congratulations to Lars Kenneth McCutcheon on his ranking of Eagle Scout this Sunday, May 17th. Saturday, May 23rd, Gold’s Gym is holding a two spin event. Classes are at 9:30 am and 11:15 am to help raise money for the Mount Olive Police FOP Lodge 122, Mount Olive Unity Tour Team. Again, that’s at 9:30 am and 11:15 am. If you need some exercise for the 23rd, it’s a great event and it’s for a worthwhile cause. I also would be remiss if I didn’t recognize that we received a plaque for appreciation from Centenary College for the outstanding efforts of the Budd Lake Fire Department during a fire which occurred on January 7th, 2015 at Centenary College. That’s all that I have. I look forward to seeing everyone either tomorrow night or on Saturday at Turkey Brook. It’s going to be an incredible day.

President Nicastro: Thank you.

Mayor Greenbaum: Also, one other thing, very sorry to hear about the passing of your dog.

Mrs. Kolody: Thanks.

Mayor Greenbaum: I'm sure it was a sad event.

Mr. Roman: It's not a cat.

Mayor Greenbaum: I wish Colleen the best in terms of her recovery of whatever it is she was suffering.

President Nicaastro: Thank you. Any Old Business? Seeing none. Any New Business? Seeing none. Legal Matters.

OLD BUSINESS - None

NEW BUSINESS – None

LEGAL MATTERS

Mr. Pasek: Thank you, Council President. Just two matters tonight. The first is this afternoon Council President Nicaastro had a conversation with Fred from our office about the status of the Shields matter. Without saying too much that could compromise the ongoing negotiation, I would just like to state that we are in negotiation with her and her attorney. We had sent a proposed stipulation of resolution to her attorney about two months ago now, in the beginning of March. It took them about three or four weeks to get a response back to us. We turned around a response in a day or two and since then six weeks have gone by and we finally got a response from her attorney yesterday, which was disappointing to say the least. The response failed to substantially address any of our concerns, which were significant. At this point, we turned a response back around again in a matter of a day or so and the ball is in her court, we're waiting for a response. At this point, I guess the basis of Joe... Council President Nicaastro's conversation with Fred today was we want to at least put the message out there for other volunteers who may be similarly affected or situated in the future, that what's going on in this particular case is not what would happen to them. We have a stipulation on a Resolution that we drafted that will be here at the next meeting with a policy to put in place that for anyone else who'd be similarly situated, there's a procedure, there's a stipulation of resolution that can be used tomorrow in order to allow someone to simultaneously have a worker's compensation claim and also receive VSP benefits from the State. That's the update as far as that matter goes. The second matter for tonight is just an update with regard to Paragon Assisted Living Facility. As you recall a few months ago we negotiated a pilot agreement with the new owner and a settlement of the tax ligation with the previous owner, which was the New Jersey Housing and Mortgage Finance Agency. As part of that settlement with the New Jersey Housing Mortgage Finance Agency, we negotiated a pilot payment for 2014 in the amount of \$86,000.00. That was pending the tax court entering judgment in the matter. I'm happy to report that the tax court has entered judgment and I have in my possession tonight a check in the amount of \$86,000.00 made payable to the Township. I will pass it down to Sherry. That's my update for tonight.

President Nicaastro: Thank you, very much.

Mr. Perkins: Thank you for the retirement gift.

Mrs. Kolody: That's a large gift.

Mr. Perkins: That's a nice one.

President Nicaastro: Council Reports. Mr. Amianda, anything from the Board of Ed?

COUNCIL REPORTS

Board of Education Liaison Report

Mr. Amianda: Yes. On May 11, 2015, 6:30 pm, I attended the Board of Education Work Session Meeting held at the Board Office. The Superintendent of Schools gave reports on computer updates and computer progress in our schools. The Board approved the May 2015 Harassment, Intimidation and Bullying Report as required by state law. The Board also took actions on Personnel, Curriculum and Instruction and Business matters. The meeting ended at about 7:30 pm.

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

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

Mr. Ferrante: Yes. The lake is doing their spring cleanup this Saturday morning, 9:00 am, you can meet at the Pavilion Parking Lot. The Library is meeting right now, but I do have just a quick report from Lyn. They are looking to be updating their copiers, they do get some revenue from the usage of it, so they're looking to update, they haven't updated them in awhile. They did attend a New Jersey Library Association Conference and they picked up some new tips for children's workshops. Five of the staff participated in active shooter training, which they felt was pretty important for the library and they're going to have more staff members participate in that class, as well. Also, just a shout out to Lars McCutcheon, Eagle Scout, he assisted in working in the library and specifically in the basement and organizing that. Lyn will be there in attendance, as well for his ceremony. That's it.

Senior Citizen Liaison - none
Economic Development Committee - none
TNR Program - none
MOTV - none

President Nicastro: Thank you. Mr. Roman, anything on Open Space and Recreation?

Open Space Committee Report
Recreation Liaison Report

Mr. Roman: Open Space, we met last night. Just a brief outline that report of last weekend there was a trail blazing that went on for the white trail, a lot of cleanup was done. Several volunteers were in attendance, worked for about four hours. Pretty much, right now we're actually looking for new trails to create. One of the suggestions that came up was the possibility of to see if instead of naming our trails white, orange, blue or anything like that is name them after people of importance for Mount Olive or some other significance, just like everybody knows the Columbia Trail. We'll be exploring that issue further. On Recreation, this was pretty much the last meeting, we will not have any meetings in the summer as Recreation will be extremely busy with all the summer events. The Recreation is now tasked with finding new events or new features to add to Turkey Brook Park. One feature that was suggested was kind of like a dirt mound, a series of dirt mounds for kids with bikes to go up and down, something that won't cost much for us to maintain and allows for that passive recreation because I think a lot of times in Recreation here in Mount Olive we kind of gear it towards organized where you set up for this date between this and so many hours, but we'll see what the Administration thinks of that idea and we'll know more about that later on. That's all I have.

Board of Health Report

President Nicastro: Board of Health meeting is next Wednesday. I believe we're meeting the new Health Officer in charge. He'll be there to introduce himself. Mr. Mania, anything on Legislative and Planning?

Legislative Committee Report
Planning Board Report

Mr. Mania: No, except that I was disappointed they didn't come to the meeting that I had asked them to come to, but I think I mentioned that at the previous meeting. Planning Board, I checked today, the Mayor and I cannot attend the Planning Board meetings until June 18th. All the rest of the meetings have D Variances of which we cannot vote on, so we've got the summer off basically. Thank you.

President Nicastro: Thank you. Anyone from the public? Seeing no one. Closed to the public. Council Comments, Mr. Amianda, anything?

PUBLIC PORTION - None

COUNCIL COMMENTS

Mr. Amianda: Yes, I have something to say. On May 1, 2015, the Mayor, Michelle Masser, Ray Perkins, John Mania and I attended a retirement party celebration for Frank Wilpert. A good crowd came, there were over 60 people in attendance. Also, on May 5, 2015, I attended Mount Olive Senior's Club Business Meeting. The seniors have a new President, Mrs. Dorothy Tull was elected as the new Senior's Club President.

President Nicastro: Thank you. Mr. Mania, anything?

Mr. Mania: Are we doing something for Colleen? Are we sending her something?

President Nicastro: For?

Mr. Roman: She had heartburn.

Mr. Perkins: Indigestion.

President Nicastro: Heartburn.

Mr. Roman: She had heartburn. I was going to send her some Tums.

Mr. Mania: Tums. That's great.

President Nicastro: She's doing better, so that's good.

Mr. Mania: Pardon?

President Nicastro: She's doing better at home, so that's good.

Mr. Mania: Are we going to send her anything? Just a thought.

Mr. Perkins: Only if somebody is sick, sick.

President Nicastro: Mr. Perkins.

Mr. Perkins: Said enough.

President Nicastro: Mr. Roman.

Mr. Roman: I have nothing.

President Nicastro: Mr. Ferrante.

Mr. Ferrante: Nothing tonight.

President Nicastro: I have nothing. Motion to adjourn.

ADJOURNMENT - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 8:27 p.m.

Joe Nicastro, Council President

I, Lisa Lashway, 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 26, 2015.

Lisa Lashway, Township Clerk

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