

**The Public Meeting of the Mount Olive Township Council was called to order at 7:40 pm by Council President Nicastro.**

**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. Ferrante, Mrs. Labow, Mr. Mania, Mr. Stewart, Mr. Roman and Mr. Nicastro

**Absent:** Mr. Amianda

**Also Present:** Michelle Masser, Township Clerk; Sue Sharpe, Township Attorney; Laura Harris, Business Administrator and Sherry Kolody, CFO

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

**July 26, 2016 WS & PM (absent: D. Amianda, J. Ferrante, and C. Labow)**

**President Nicastro:** Mr. Ferrante, would you...approval for Minutes from the previous meeting for July 26, 2016 Workshop and Public Meeting?

**Mr. Ferrante:** Sure, I make a motion to approve the July 26, 2016 Workshop and Public Meeting Minutes.

**Mrs. Labow:** Second.

**President Nicastro:** Any discussion? Roll Call please.

**Roll Call:** **Passed with the exception of Mr. Ferrante and Mrs. Labow abstained**

**CORRESPONDENCE**

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

1. Email received July 25, 2016, from Raritan Headwaters regarding Old Fashioned Country Fair Set for October 9.
2. Email received July 29, 2016, from TransOptions regarding Go Smart! with TransOptions – July 2016.
3. Notice received August 3, 2016, from United States Postal Service regarding “GROW YOUR BUSINESS DAY”.
4. Email received August 3, 2016, from Sustainable Jersey regarding Registration Now Open for the Sustainable Jersey Annual Luncheon.
5. Email received August 4, 2016, from Raritan Headwaters regarding “Morning Call with Bill Kibler” Kicks off Sept 15.

**RESOLUTIONS / ORDINANCES OTHER TOWNS**

6. Email received July 22, 2016, from The Borough of Bloomingdale regarding Resolution No. 2016-7.7 Resolution of the Borough of Bloomingdale, County of Passaic, State of New Jersey Supporting Senate Bill S2440 that exempts Construction, Expansion or Renovation of Building or Structure owned and used by Municipality or Volunteer Fire Department from “Highlands Water Protection and Planning Act”.
7. Letter received August 1, 2016, from Mount Olive Township School District regarding Mount Olive Board of Education Resolution providing for a Special School District Election to be held on September 27, 2016 for Consideration of a Bond Proposal and an Additional Spending Proposal by the Legally Qualified Voters of the School District.

**STATE AGENCIES**

8. Email received July 22, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release – Recognition Program Launched for Employers Who Install Electric Vehicle Charging Station.
9. Email received July 23, 2016, from FEMA regarding Staying Safe Where the Earth Shakes – The Great ShakeOut Earthquake Drill.
10. Email received July 25, 2016, from New Jersey Department of Environmental Protection regarding Discover DEP Podcast: Clinging Jellyfish.
11. Email received July 25, 2016, from FEMA regarding FEMA Region II Hurricane Preparedness Tip of the Week #2 – Basic Preparedness Tips.
12. Email received July 25, 2016, from New Jersey Department of Environmental Protection regarding DEP Press Release: Liberty State Park Commemorates 100<sup>th</sup> Anniversary of Sabotage Attack that Rocked Region and America.
13. Email received July 26, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release: Drought Watch Issued for Most of Northern New Jersey. PDF Correspondence
14. Email received July 29, 2016, from New Jersey Department of Environmental Protection regarding Discover DEP Podcast: Piping Plover.
15. Email received July 29, 2016, from FEMA regarding Updated NFIP Reform Fact Sheet July 29, 2016.
16. Email received July 29, 2016, from FEMA regarding FEMA Region II Hurricane Tip #3.
17. Email received August 1, 2016, from FEMA regarding Cyber Info, ZIKA Updates and Webinars Galore.
18. Email received August 1, 2016, from FEMA regarding CONTINUITY OF OPERATIONS WEBINAR: Using COOP as a Foundation for All-Hazards Response Planning – August 3, 2016.
19. Email received August 1, 2016, from FEMA regarding Response to Questions from the 6 JULY 2016 “Continuity Active Shooter (AS) Office Emergency Plan Webinar”. PDF Correspondence
20. Email received August 2, 2016, from Department of Community Affairs regarding Guidance on Health Benefit Payment Waivers.
21. Email received August 2, 2016, from FEMA regarding FEMA Bulletin Week of August 1, 2016.
22. Email received August 4, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release: AmeriCorps Watershed Ambassadors wanted for 2017.
23. Email received August 4, 2016, from FEMA regarding FEMA Region II Hurricane Tip #4.
24. Email received August 4, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release: Christie Administration’s Blue Acres Buyout Program Surpasses 500 Property Acquisitions in Flood-Prone Areas Across New Jersey.

**MSA/MUA**

25. Email received July 29, 2016, from Musconetcong Sewerage Authority regarding MSA June 23, 2016 Approved Minutes.

**MORRIS COUNTY**

26. Email received July 22, 2016, from Morris County Planning Board regarding MCPB Minutes.
27. Notice received July 26, 2016, from the Morris County Board of Taxation regarding Explanation of Computed Tax Rates for Mount Olive Township.

- 28. Email received July 28, 2016, from County of Morris regarding Morris View. Drought? CCM Heroes. Stargazing, too!
- 29. Email received August 1, 2016, from County of Morris regarding CORRECTION: National Night Out on August 2.
- 30. Email received August 4, 2016, from County of Morris regarding Safe Pets. History. County Fairs. Young Frankie, too!
- 31. Chronicle received August 5, 2016, from Morris County Clerk regarding Volume 3, Issue 2; Summer 2016.

**UTILITIES**

- 32. Letter received August 3, 2016, from JCP&L regarding In the Matter of the Proposed Transfer of Transmission Assets and Lease of Real Property Assets to Mid-Atlantic Interstate Transmission (“MAIT”), LLC; BPU Docket No. EM15060733.
- 33. Notice of Public Hearings received August 4, 2016, from Elizabethtown Gas regarding In the Matter of the 2016/2017 Annual Compliance Filings for a Change in the Statewide Electric and Gas Permanent Universal Service Fund Program Factors within the Electric and Gas Societal Benefits Charge Rates; BPU Docket No. ER16060536.
- 34. Notice of Public Hearings received August 4, 2016, from Elizabethtown Gas regarding the Proposed Rates.
- 35. Letter received August 4, 2016, from Saul Ewing, LLP regarding In the Matter of the Joint Application of Aqua New Jersey, Inc. and Oakwood Village Sewerage Associates, LLC for Approval of the Acquisition of the Assets of a Public Utility and Other Related Approvals; BPU Docket No. WR1608.

**ORDINANCES FOR PUBLIC HEARING**

**President Nicastro:** We have 35 pieces of Correspondence. Does anyone have anything on the Correspondence? Seeing none. Then I open the hearing to the public on Ordinance #16-2016,

**Ord.#16-2016** An Ordinance of the Township of Mount Olive, in the County of Morris, State of New Jersey, to Amend the Township Code Chapter 224. “Hazardous Materials”

**President Nicastro:** Mr. Mania.

**Mr. Mania:** Thank you Mr. President. I move for adoption and final passage of Ordinance #16-2016.

**Mrs. Labow:** Second.

**President Nicastro:** Does anyone from the public wish to be heard? Seeing none. Closed to the public. Any discussion from Council? Seeing none. Roll Call please.

**Roll Call:** **Passed unanimously**

**ORDINANCES FOR FIRST READING – 2<sup>nd</sup> reading August 23, 2016**

**President Nicastro:** I got it. Sorry about that. The next item on the Agenda is Ordinance #17-2016 with a second reading on August 23, 2016,

**Ord.#17-2016** An Ordinance of the Township Council of the Township of Mount Olive, in the County of Morris, State of New Jersey, to Amend the Township Code Chapter 318. “Sewers and Water”, Article VIII. “Sewers”, Section 318-53. “Use Restrictions; Prohibited Discharges” to Add a New Subsection L.

**President Nicastro:** Mr. Mania.

**Mr. Mania:** Thank you Mr. President. I move that Ordinance #17-2016 be introduced by title and passed on first reading and that a meeting be held on August 23, 2016 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. Roman:** Second.

**President Nicastro:** Any discussion?

**Miss Masser:** With this...

**President Nicastro:** What's that?

**Miss Masser:** I'm sorry. With this, I know you talked about amending.

**Mrs. Labow:** Yes I was going to say...

**President Nicastro:** I was going to say with the revision.

**Mrs. Labow:** Do we have to amend that?

**Miss Masser:** As an amendment...with the amendment.

**President Nicastro:** Correct.

**Mrs. Labow:** As amended.

**Mr. Mania:** As amended.

**President Nicastro:** As amended.

**Mr. Roman:** Yes. That was the amendment on the...new construction.

**Mr. Stewart:** Right.

**President Nicastro:** Correct. Changing it to permitted, right. Correct.

**Mr. Roman:** Yes, eliminating new construction...

**President Nicastro:** Permitted...

**Mr. Roman:** ...and using the word not permitted.

**President Nicastro:** Not permitted.

**Mr. Ferrante:** Correct.

**Miss Masser:** We'll have a revised Ordinance from the Attorneys office for the next meeting.

**President Nicastro:** Anyone from the public on that? Seeing none. Any Council discussion? Roll Call please.

**Roll Call:** **Passed unanimously**

**President Nicastro:** Next item on the...yes...next item on the Agenda is Ordinance #18-2016,

**Ord.#18-2016** An Ordinance of the Township of Mount Olive Amending Ordinance #26-2015 Which Established Salaries for the Mayor, Council, Department Heads, Supervisory Personnel and Employees of the Township Clerk's Office. *Added 8/8/2016*

**President Nicastro:** Mr. Stewart.

**Mr. Stewart:** I don't even see that one. I'd like to move...it's the first reading, right...I'd like to move the Ordinance to be introduced by title and passed on first reading and that a meeting be held...

**Miss Masser:** Ordinance number?

**Mr. Roman:** Eighteen.

**Mrs. Labow:** 18-2016.

**Mr. Roman:** Yes...you got...

**Mr. Stewart:** Thank you...18-2016 to be introduced by title and passed on first reading and that a meeting be held on...

**Mr. Roman:** August 23, 2016.

**Mr. Stewart:** ...August 23, 2016 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. Mania:** Second.

**President Nicastro:** Anyone from the public wish to be heard? Seeing none. Closed to the public. Any Council 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 Approving an Emergency Purchase Not to Exceed \$10,000 for Trane Supply. (Air Conditioning-Health Department)
2. Resolution of the Township Council of the Township of Mount Olive Relative to Mount Olive Food Truck and Firework Festival on August 27, 2016 (Rain Date August 28<sup>th</sup>)
3. Resolution of the Township Council of the Township of Mount Olive Authorizing the Award of the Contract for N.J. Licensed Electrician Services to Accuracy Electric Inc. for 2015-2017.
4. Resolution of the Township Council of the Township of Mount Olive Approving Inclusion of the Recycling of Vegetative Waste by Kirk Allen Trucking LLC in the Morris County Solid Waste Management Plan.
5. Resolution of the Township Council of the Township of Mount Olive Authorizing the Award of Contract to Envirocon for the Generator for the Water & Sewer Department.
6. Resolution of the Township Council of the Township of Mount Olive Authorizing the Renewal of Membership in the Morris County Municipal Joint Insurance Fund for 2017-2020.
7. Resolution of the Township Council of the Township of Mount Olive Authorizing Laura Harris, Business Administrator to Execute a Utility Engineering and Construction Agreement with the New Jersey Department of Transportation in Connection with the Route 206 Bridge Over Drakes Brook.
8. A Resolution of the Township of Mount Olive, in the County of Morris and State of New Jersey, Authorizing the Execution of the Developer's Agreement with Scannell Properties #274, LLC. **Added 8/8/2016**

**President Nicaastro:** We have eight Resolutions. Does anyone wish to move any to Non-Consent?

**Mr. Roman:** No.

**President Nicaastro:** Seeing none. Does anyone from the public wish to say anything about the Resolutions? Seeing none. Closed to the public. Where was I...Mr. Roman, would you move Resolutions one through eight, please?

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

**Mr. Mania:** Second.

**President Nicaastro:** Any discussion? Roll Call please.

**Roll Call:** **Passed unanimously**

**MOTIONS**

- 1. Bill List.

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

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

**Mrs. Labow:** Second.

**President Nicaastro:** Any discussion? Roll Call please.

**Roll Call:** **Passed with the exception of President Nicaastro abstained on check # 72550**

**ADMINISTRATIVE REPORTS**

**President Nicaastro:** Administrative Reports. Laura, anything?

**Miss Harris:** Couple of things. The Food Truck and Fireworks Festival is Saturday, August 27, 2016. Fireworks start at 9:00 pm, rain date is August 28, 2016. The employee picnic, our first, is Friday, September 9, 2016 from 1:30 pm...or it starts at 1:30 pm, and if you could all RSVP to Lisa. I think it's going to be a nice event and an opportunity for Council to mingle with staff. Hope to see you all there. The 9/11 Memorial Ceremony will be on September 11, 2016 at 8:45 am at Turkey Brook. One other non-event related, Givaudan, if you recall, they were funding the Braille Trail. Unfortunately, we ran into a barrier notice, the DEP, so we're actually not able to continue on with the second phase of the trail. They're actually going to repurpose the money to do improvements in Drakes Brook Park for the lacrosse team. We're working up the cost and...you know...they're going to get like a practice wall.

**Mr. Roman:** A wall...

**Miss Harris:** I'm not very well versed in lacrosse...you know...a score board, concession stand. A number of improvements to the field that I think are much needed. It's going...I think it's going to be a really nice thing for the lacrosse league and for Givaudan and for the Town. We're looking for that to happen, hopefully in the next couple months.

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

**OLD BUSINESS** - none  
**NEW BUSINESS** - none

**LEGAL MATTERS**

**Ms. Sharpe:** Yes Mr. President. Three comments, briefly on the M&E Railroad issue. Fred sent a memo up to Council earlier today that you should all have a copy of. I was not going in too much detail. I'll just keep you updated on events as they occur. Regarding Cobblestone, there's a condemnation hearing scheduled for September. Again, we'll keep you updated on that. Lastly, on Affordable Housing, we're negotiating with Fair

Share Housing to come to a resolution in that matter. We will brief you in September on the results of that. That's it.

**COUNCIL REPORTS**

**President Nicastro:** Thank you very much. Council Reports. Mr. Ferrante, anything on Environmental, Lake or Library?

Environmental Committee - none

Lake Issues - none

Library Board Liaison - none

**Mr. Ferrante:** No.

**President Nicastro:** Mrs. Labow, anything on Economic or TNR?

Economic Development Committee Report

TNR Program - none

**Mrs. Labow:** The EDC, we got an email that the negotiations for a grocery store at the old A&P at the top of Hackettstown Mountain have stopped. I guess we're back to square one. Where we were kind of hopeful something was going in soon, looks like...not happening just yet. Anybody knows anyone that wants to open up a grocery store in Mount Olive, in Budd Lake section, we desperately need one. Please come. That's it.

**President Nicastro:** Yes.

**Mr. Mania:** You want to go in business?

**Mrs. Labow:** Yes I would, but...you're going to finance...

**Mr. Stewart:** Garbage disposals will cover it.

**Mrs. Labow:** Yes, there you go.

**Mr. Mania:** Thank you Greg.

**Mr. Ferrante:** Could we have liquor?

**President Nicastro:** Mr. Mania anything on Legislative or Planning?

Board of Education Liaison Report - none

Senior Citizen Liaison - none

Legislative Committee Report - none

Planning Board Report

**Mr. Mania:** Planning...just to let you know, the Planning Board passed one of the applications on Route 206 where there's been a gas station that's been a wreck for many, many moons...

**President Nicastro:** The old Exxon, right?

**Mrs. Labow:** Oh yes.

**Mr. Mania:** ...and its going to be a tire place, an eight bay tire place.

**Mrs. Labow:** On the North bound side?

**Mr. Mania:** They'll be changing oil.

**President Nicastro:** Yes.

**Mr. Mania:** Alex, I'm sorry to tell you this.

**Mr. Roman:** It's on the other side. I'm good.

**Mr. Mania:** Changing oil and things like that.

**President Nicastro:** Tires.

**Mr. Mania:** Eight bay garage.

**Mrs. Labow:** Nice.

**Mr. Mania:** It's going to be nice.

**President Nicastro:** Mavis Tire, I think is the company, right?

**Mr. Mania:** Yes.

**President Nicastro:** I think its Mavis.

**Mr. Mania:** That's an eye sore there.

**President Nicastro:** Yes it is.

**Mrs. Labow:** It's been for how many decades.

Board of Health Report

**President Nicastro:** Health Department, we have no meeting this month. We will be meeting in September, I believe. Yes.

**Mr. Roman:** John, did you have...is there any progress on the application next to Budd Lake Diner?

**Mr. Mania:** It's going to be heard again in September.

**Mrs. Labow:** September 15, 2016.

**Mr. Mania:** It was adjourned to the September meeting.

**Mr. Roman:** Thank you.

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

Open Space Committee Report - none

Recreation Liaison Report - none

**Mr. Roman:** No meetings held.

**President Nicastro:** Mr. Stewart, anything on MOTV?

MOTV Committee Liaison - none

**Mr. Stewart:** No meetings.

**PUBLIC PORTION - none**

**COUNCIL COMMENTS**

**President Nicastro:** Nothing. Anyone from the public wish to be heard? Seeing none. Closed to the public. Any Council Comments? Mr. Ferrante?

**Mr. Ferrante:** Nothing.

**President Nicastro:** Mrs. Labow?

**Mrs. Labow:** Nothing. Thank you.

**President Nicastro:** Mr. Mania?

**Mr. Mania:** No.

**President Nicastro:** Mr. Stewart?

**Mr. Stewart:** No.

**President Nicastro:** Mr. Roman?

**Mr. Roman:** I encourage everybody this Saturday to watch the Olympics at approximately...

**President Nicastro:** Alright.

**Mr. Roman:** ...3:45 am, to see Mount Olive's own, Keturah Orji, as she attempts to go for the gold in Triple Jump.

**Mr. Mania:** Wonderful!

**President Nicastro:** 3:45 am. Thank you for that. Do we have a motion to adjourn?

**ADJOURNMENT** - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 7:51 pm.

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**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 August 23, 2016.

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**Michelle Masser, Township Clerk**

mvm