

**The Public Meeting of the Mount Olive Township Council was called to order at 7:04 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. Amianda, Mr. Ferrante (7:06 pm), Mr. Mania, Mr. Stewart, Mr. Roman and Mr. Nicastro

**Absent:** Mrs. Labow

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

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

**September 6, 2016 WS & PM**

**President Nicastro:** We have 31 pieces of Correspondence. Does anyone have anything on those? Seeing none. Let me see where I left...31 pieces there. The next item on the Agenda for first reading...

**Mr. Roman:** Forgive me...

**President Nicastro:** Yes.

**Mr. Roman:** ...point of order. Are we approving the Minutes?

**President Nicastro:** I'm sorry. I did pass that, thank you. Mr. Amianda, would you approve the Minutes for September 6, 2016 for the Workshop and Public Session? Thank you, Mr. Roman.

**Mr. Amianda:** Mr. President, I make a motion to approve the Minutes of the previous meetings on September 6, 2016, Work Session and Public Meeting.

**Mr. Mania:** Second.

**President Nicastro:** Discussion? Roll Call please.

**Roll Call:** Passed unanimously

**CORRESPONDENCE**

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

1. Letter received September 2, 2016, from Pinilis Halpern, LLP regarding the matter of the Petition of Mount Olive Villages Sewer Company, Inc. for Approval of an Increase in Rates for Service, BPU Docket No. WR16050391 // OAL Docket No. PUC 07413-2016N.
2. Letter received September 2, 2016, from Pinilis Halpern, LLP regarding the matter of the Petition of Mount Olive Villages Water Company, Inc. for Approval of an Increase in Rates for Service, BPU Docket No. WR16050390 // OAL Docket No. PUC 07416-2016N.
3. Email received September 7, 2016, from Jim McGreevey regarding Summer 2016 Employment and Treatment Report (New Jersey Reentry Corporation).
4. Email received September 9, 2016, from Raritan Headwaters regarding Calling all Volunteers: Old Fashioned Country Fair.
5. Email received September 13, 2016, from Sustainable Jersey regarding September Sustainability Hero Announced.

6. Email received September 13, 2016, from Raritan Headwaters regarding This Thursday: “Morning Call with Bill Kibler” Kicks off.
7. Email received September 13, 2016, from Jersey Conservative regarding AFP support illegals taking Americans’ jobs.
8. Email received September 14, 2016, from ANJEC regarding Environmental Congress, Friday, September 30.

**RESOLUTIONS / ORDINANCES OTHER TOWNS**

9. Email received September 7, 2016, from Town of Boonton regarding Resolution 16-189, Resolution of the Mayor and Board of Alderman of the Town of Boonton Joining the Morris County Board of Chosen Freeholders Banning the Sale of Dogs and Cats from Large-Scale Commercial Breeding Facilities.
10. Email received September 8, 2016, from Town of Boonton regarding Resolution 16-182, Resolution Supporting the Morris County Fire Mutual Aid Plan in the Town of Boonton, County of Morris, State of New Jersey.
11. Email received September 8, 2016, from Township of Denville regarding R-16-215, Resolution Supporting the Morris County Fire Mutual Aid Plan in the Township of Denville, County of Morris, State of New Jersey.
12. Email received September 8, 2016, from the Township of East Hanover regarding Resolution No. 127-2016, A Resolution of the Township Council of the Township of East Hanover, County of Morris, to Ban the Sale of Dogs and Cats from Large Scale Commercial Breeding Facilities (“Puppy Mills” and “Kitten Mills”).
13. Letter received September 15, 2016, from Township of Roxbury regarding Resolution No. 2016-274, A Resolution of the Township Council of the Township of Roxbury Endorsing and Supporting the Passage of Assembly, No. 3686, Designated as “Ralph and Davis’s Law”.

**STATE AGENCIES**

14. Email received September 2, 2016, from New Jersey Department of Environmental Protection regarding DEP Press Release.
15. Email received September 2, 2016, from New Jersey Department of Environmental Protection regarding Discover DEP Podcast: New Jersey WILD Outdoor Expo.
16. Email received September 6, 2016, from FEMA regarding Preparedness Month WEEK II; ZIKA; Webinars; Electrical Outage Info, Training Opportunities and So Much More.
17. Email received September 6, 2016, from FEMA regarding FEMA Region II September Preparedness Month Tip #2.
18. Letter received September 6, 2016, from PT Consultants, Inc. regarding Response Action Outcome, Mount Olive Center Associates, 95 Route 46, Mt. Olive, Block 4100 Lot 80 (portions of Lot 83 and 84).
19. Email received September 7, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release – NJ WILD Expo This Weekend.
20. Email received September 7, 2016, from FEMA regarding FEMA Bulletin Week of September 5, 2016.
21. Email received September 7, 2016, from FEMA regarding FEMA Region II Hurricane Tip #8.
22. Email received September 8, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release – 19<sup>th</sup> Annual Beach Plum Festival.
23. Email received September 9, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Press Release – IBSP to Have Lifeguarded Beaches on Weekends Thru September.
24. Email received September 12, 2016, from FEMA regarding Region II September Preparedness Month Tip #3.

25. Email received September 12, 2016, from New Jersey Department of Environmental Protection regarding NJDEP Weekly Podcast – Nature Drive Electric Week.

**MSA/MUA**

26. Letter received September 14, 2016, from Musconetcong Sewerage Authority regarding Musconetcong Sewerage Authority Receives Environmental Stewardship Award.

**MORRIS COUNTY**

27. Email received September 8, 2016, from County of Morris regarding 9/11 at 15. Roxbury. Netcong. Haz Waste. Guitars, too!
28. Publication received September 12, 2016, from Morris County Board of Taxation regarding Abstract of Ratables Morris County 2016.
29. Email received September 15, 2016, from County of Morris regarding Ash Trees. Hunting. Sheriff. Lk Hopat. Ben Fold, too!

**UTILITIES**

30. Email received September 3, 2016, from Jersey Central Power & Light regarding JCP&L Generator Safety Tips.
31. Email received September 4, 2016, from Jersey Central Power & Light regarding JCP&L Storm Updates.

**President Nicaastro:** Let the record show Mr. Ferrante is in attendance. Next item on the Agenda is for first reading is Ordinance #20-2016,

**ORDINANCES FOR PUBLIC HEARING**

**Ord.#20-2016** An Ordinance of the Township...this was the...I'm sorry...

**Miss Masser:** Public hearing.

**President Nicaastro:** Yes public hearing. This is the second reading, right...

**Miss Masser:** Yes.

**President Nicaastro:** The Ordinance was...this is...I'm sorry...before I just do...that way, right...open the hearing to the public on Ordinance #20-2016,

**Ord.#20-2016** An Ordinance of the Township of Mount Olive Amending Chapter 106, "Alcoholic Beverages," of the Township Code to Eliminate and Repeal the Distance Restriction Relating to Liquor Licenses.

**President Nicaastro:** Someone make a motion? Do we have a motion?

**Mr. Stewart:** To remove it?

**President Nicaastro:** No, just a motion to...then we'll discuss that.

**Mr. Roman:** I make a motion to approve Ordinance #20-2016.

**President Nicaastro:** Do we have a second?

**Mr. Mania:** Second.

**President Nicaastro:** Discussion. I was going to bring up the reason as well. Just so you know there was a discussion that came up. Someone notified us that...I didn't realize personally and a lot of us...some of us did...I wasn't aware that there's two different types of licenses, one for retail and one for consumption.

**Mayor Greenbaum:** There's actually several kinds of...

**President Nicaastro:** Right, but the ones with the distance regulation on them I believe had to do with the consumption and the retail, from what I was told anyway.

**Mayor Greenbaum:** Yes.

**President Nicaastro:** The social ones are...

**Miss Masser:** Club licenses and social permits don't apply.

**Mayor Greenbaum:** They are...okay...

**President Nicaastro:** I'm...I was going to make a recommendation that we re-do this Ordinance, that we take a vote on it, but it would be my recommendation that we introduce an Ordinance that just limits the restriction to retail and takes it out of the consumption, so consumption doesn't have a restriction, but retail does.

**Mayor Greenbaum:** Why change it?

**President Nicaastro:** Because there...I mean...after discussion of knowing about the two I think it was a big difference between the retail end of it and the consumption part.

**Miss Masser:** Distribution.

**Mayor Greenbaum:** What type...

**President Nicaastro:** Distribution, I'm sorry.

**Mayor Greenbaum:** I'd have to say that I'm not in favor of the change for the following reasons. Let's assume that a supermarket wants to come in and buy a retail license rather than consumption...

**President Nicaastro:** Correct.

**Mayor Greenbaum:** ...and they're within close proximity to another retail establishment that is in the liquor business itself. Why do we care?

**President Nicaastro:** Well to me it's a little more competition, worse competition, worse for the retailers. Like...you know...when you're talking about consumption its restaurants in my opinion...

**Mayor Greenbaum:** Yes.

**President Nicaastro:** ...its only my opinion. The restaurants in all to me, you can have as many restaurants in a row, it's a little different.

**Mayor Greenbaum:** I think the bottom line is that we as a Governing Body need to...we need to maximize the value of the liquor licenses in Town whether its consumption or retail and from a Republican perspective, a free-market perspective, I don't have a problem with someone coming in with a liquor license and ultimately a distribution license coming in, establishing a cheaper price. The market itself will fix where the distribution outlets will be based upon price. For instance you currently you have two distributions that...liquor licenses that are within relatively close proximity down in Flanders. You have the Wine Rack and you have Buy Rite Liquors. I don't know that necessarily you need to distinguish between the types of liquor licenses and I would urge the Council to move forward with the Ordinance as currently written and just let free-market deal with where the distribution outlets are going to be ultimately.

**President Nicaastro:** Mr. Roman.

**Mr. Roman:** When this...when it was first approached about the differences between the two...you know...I initially had the...the initial reaction that...oh yes...probably it's not a good idea to have two liquor stores right next to each other, but the more I think about it, if liquor store A...you know...wants to compete against liquor store B and he just moved in right next door, who am I. If they both think that they can operate within less than 1,200 feet, who...who am I. The number of liquor licenses are not controlled by us, the only control that we have as far as distance and I can't see of any reason why I would say if you want to make a business decision and compete right next door to somebody else then that's your call.

**Mayor Greenbaum:** Who is going to benefit from that, it's going to be the ultimate consumer who's going to benefit...

**Mr. Mania:** Right.

**Mayor Greenbaum:** ...because you're going to have competition and you're going to get cheaper prices in terms of liquor and ultimately it will even out if it doesn't work that way that someone is going to buy a liquor license and move it someplace else in Town where they could establish their free-market liquor sales. I agree with you 100 percent Alex, which I'm happy to say because I'm not often saying that.

**President Nicastro:** Does anyone else have anything else to say on that? Mr. Amianda.

**Mr. Amianda:** Yes Mr. President. I am not for the change. I'm against the change for the following reasons; after reading the Ordinance, I noticed that distance and restriction...you plan to eliminate and repeal distance restriction relating to liquor licenses, which I think is a tool for the Town...is a tool that the Town needs to control liquor licenses in the district. It is a tool and therefore if we get rid of that tool I don't know what the Town would use to...account for the people who are doing business in the district. Number two, to eliminate and repeal the distance restricting...restriction relating to liquor licenses would encourage more people to end alcohol distribution business. According to the law of supply and demand it will drive some distributors out of business. Reason number three why I'm against the change is that we do not wish to see a liquor store on every corner of the street and that is what will happen if you eliminate and repeal the distance restrictions relating to liquor licenses.

**President Nicastro:** Thank you. Anyone else have any comments, questions, concerns? Nothing. I do...you know...what the Mayor brought up and Alex you brought up made me think of something else, I guess it contradicts what I was thinking because we have bagel shops that are next door to each other and we have everything else that's next door to each other and...you know...as much as we say there's ten pizzerias on one block, it's not up to us to decide what belongs where, it's up to the landlords and what they want on their properties, so putting the restriction on it might not be something that would be beneficial to us because we don't restrict any businesses per say that we do.

**Mr. Stewart:** Nor should we.

**President Nicastro:** Nor should we get involved with that and from that stand point it makes sense to keep the Ordinance the way we wrote it and let the free-market be what it is. Mr. Roman.

**Mr. Roman:** Again, if I thought at any point that...any...that this Ordinance would bring about the liquor store on every corner then I would have second thoughts...

**President Nicastro:** Right.

**Mr. Roman:** ...but luckily this...we do...the number of liquor licenses is not controlled by us, it's a limited number, you cannot increase it as some people would have us do. This is merely a tool to get rid of anti-competiveness in my opinion.

**President Nicastro:** Just for the record we can only have five distribution licenses right now to begin with, so it's not like we have...we're going to have any more coming in any way at this point.

**Mr. Mania:** Right.

**President Nicastro:** Alright, so I guess, anyone from the public wish to be heard on that? Seeing none. Closed to the public. Roll Call please.

**Roll Call:** Passed with the exception of Mr. Amianda voted no

**President Nicastro:** Lost my track of where I am...for Mr. Ferrante...would you...

**Mr. Roman:** You have to...

**Miss Masser:** You have to do Roll Call.

**President Nicastro:** Does anyone...I did...

**Mr. Roman:** Yes.

**President Nicasastro:** Council...closed the public hearing. Yes. Mr. Ferrante would you move...

**Mr. Roman:** Forgive me. Point of order, you have to announce that it's...Ordinance has passed it's been moved and seconded and roll call.

**President Nicasastro:** Are we on the first reading or the second reading?

**Miss Masser:** We're on the second reading.

**Mayor Greenbaum:** Second...second reading.

**President Nicasastro:** Yes, I didn't get there yet. I'm waiting for Mr. Ferrante to...I'm sorry I should of said Mr. Ferrante to read the...I went backwards. Moves for final adoption and passage.

**Mr. Ferrante:** I move...I thought we did that already, but...

**Mr. Roman:** Yes, I did...I...

**President Nicasastro:** You did that?

**Mr. Roman:** I'm sorry.

**Mr. Mania:** Yes he did.

**Miss Masser:** Alex motioned and then.

**Mr. Roman:** I did it. Motioned seconded.

**Mr. Mania:** I seconded it. Alex made the motion.

**President Nicasastro:** Alex gave the motion. I'm sorry. I went out of order on that so...

**Mayor Greenbaum:** You have to declare it and send it my way for signature at this point.

**President Nicasastro:** Right. Ordinance #20-2016 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. Thank you. Next item on the Agenda for first reading is Ordinance #22-2016,

**ORDINANCES FOR FIRST READING – 2<sup>nd</sup> reading October 4, 2016**

**Ord.#22-2016** Ordinance Amending Section 3(h), 3(n)(1), 3(n)(2) and 6(b) of Bond Ordinance #5-2016 of the Township of Mount Olive, in the County of Morris, New Jersey, Finally Adopted March 18, 2016 in Order to Amend the Description of the Project, Decrease Certain Appropriation and Authorization Amounts, Increase Certain Appropriation and Authorization Amounts and Amend the Average Useful Life.

**President Nicasastro:** Now Mr. Ferrante.

**Mr. Ferrante:** Sure.

**President Nicasastro:** Since I got you there.

**Mr. Ferrante:** I move that Ordinance #22-2016 be introduced by title and passed on first reading and that a meeting be held on October 4, 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 Nicasastro:** Thank you. Any Council discussion? None. Anyone from the public? Seeing none. Roll Call please.

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

**President Nicastro:** Next item on the Agenda for first reading is Ordinance #23-2016,

**Ord.#23-2016** An Ordinance of the Township Council of the Township of Mount Olive to Amend Chapter 550, "Land Use" to Rezone Certain Lands From the LI-Light Industrial Zone District to the General Industrial Zone District and to Rezone a Single Parcel From the FTZ-4 Zone to the GI-General Industrial Zone in Accordance with the Amendment to the Land Use Element of the Township Master Plan Adopted by the Mount Olive Planning Board on December 17, 2015.

**President Nicastro:** Mr. Mania.

**Mr. Mania:** Thank you, Mr. President. I move that Ordinance #23-2016 be introduced by title and passed on first reading and that a meeting be held on October 4, 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. Stewart:** Second.

**President Nicastro:** Council discussion? Anyone from the public wish to be heard? Seeing none. Closed to the public. 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.**

1. Resolution of the Township Council of the Township of Mount Olive Approving a Vendor Service Contract on a "Non-Fair and Open" Basis Pursuant to the "Pay-to-Play" law (Cablevision Lightpath)  
\*Revised
2. Resolution of the Township Council of the Township of Mount Olive Approving an Emergency Purchase for Heaters not to Exceed \$13,000.
3. Resolution of the Township Council of the Township of Mount Olive Approving a Vendor Service Contract on a "Non-Fair and Open" Basis Pursuant to the "Pay-to-Play" Law (Maaco Collision and Repairs)
4. Resolution of the Township Council of the Township of Mount Olive Authorizing a Professional Services Agreement with Van Cleef Engineering Associates in Connection With the Administrative Oversight of the Township Potable Water Systems for 2016-2017.
5. Resolution of the Township Council of the Township of Mount Olive Supporting All Municipalities in Morris County to Take Immediate Steps to Ban the Sale of Dogs and Cats From Large Scale Commercial Breeding Facilities.
6. Resolution of the Township Council of the Township of Mount Olive Adopting the Revised Personnel Policies and Procedures Manual/Handbook as of October 1, 2016.
7. A Resolution of the Township of Mount Olive, in the County of Morris and State of New Jersey, Consenting to the Assignment to Aqua New Jersey, Inc. of the Municipal Consent Now Held by Oakwood Village Sewerage Associates, LLC to Construct, Operate, Manage and Maintain a Sewage Collection, Treatment and Disposal System in a Portion of the Township.

**President Nicastro:** We have seven Resolutions. Does anyone wish to move any to Non-Consent? Seeing none. Mr. Stewart, would you move Resolutions one through seven?

**Mr. Stewart:** Thank you Mr. President. I move that Consent Resolutions one through seven be moved for adoption and final passage.

**Mr. Mania:** Second.

**President Nicaastro:** Anyone from the public wish to be heard? Seeing none. Closed to the public. Anyone from Council have anything? Mr. Roman.

**Mr. Roman:** Yes, on Resolution number five I apologize for not bringing this up in the Work Shop session, but number five is one of those feel good Resolutions and even though I...I abhor large scale breeding operations I think this is again one of those matters that if...if the public wishes to engage in a...from what I understand a still lawful activity, that we should not be in the business of preventing any business as long as they are not violating any current health or any of our other Ordinances in Town and as such I will be voting no on Resolution number five.

**President Nicaastro:** Does anyone have any other comments on that? Seeing none. Roll Call please.

**Roll Call:** Passed with the exception of Mr. Roman voted yes on one through four, no on five and yes on six and seven

#### MOTIONS

1. Bill List.

**President Nicaastro:** Let's see. Mr. Roman, would you move the Bill List please?

**Mr. Roman:** I move for approval the Bill List.

**Mr. Mania:** Second.

**President Nicaastro:** Discussion? Roll Call please.

**Roll Call:** Passed unanimously

#### ADMINISTRATIVE REPORTS

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

**Mayor Greenbaum:** I have been fighting the battle of Park Place through social media. As you all know Park Place for some time had had speed humps on it and during the repaving effort of Park Place the speed humps were removed. I directed DPW not to put the speed humps back on. While the road is obviously a cut through between Hillside Avenue and Main Street, it's of short duration. It also requires a turn at both ends which is significant. My initial perception was that you're not getting anyone with great speed up on that road notwithstanding the fact that Phyllis Shelton who obviously lives on the street and owns a number of different properties, calls me on a biweekly basis indicating that there are speeders on the road and its dangerous, so on and so forth. I put the matter on my Facebook page and I can tell you probably 80 percent to 20 percent, people don't want the speed humps on that road. I did direct DPW at this point to put the speed recognition electronic signs on both ends of the road and I want to see how that ultimately works in terms of slowing down the traffic on the road. I am not a proponent of speed humps. I do understand there need around schools primarily, but otherwise I do not want to see a proliferation of speed humps. I am evaluating the situation on a going forward basis anecdotally to see whether or not I believe that speed humps are appropriate to put back on Park Place. I wanted you all to be aware of the issue, I suggest you all take a look at the comments on my Facebook page, I actually got a call from someone from Jefferson Township urging me to put the speed humps back on. I don't know who put the person up to it, but it was a little bizarre to me and it was a lot of the same comments that I had gotten from Phyllis early on. You know...I would ask that you take a look at the issue going forward as you travel that road or you're in that area to take a look and if you have any kind of comment or observation to let me know.

**Mr. Stewart:** By the way Mr. Mayor, the signs are still there too, so...

**Mayor Greenbaum:** The signs...

**Mr. Stewart:** Yes.

**Mayor Greenbaum:** ...that what, there's speed humps?

**Mr. Stewart:** Yes.

**Mayor Greenbaum:** Yes. Okay, maybe that'll work. The signs without the humps...we had the Townwide garage sale this week and we had about 100 participants involved. I will give you more feed back as I hear about it. This Friday, is Stamp Out Hunger at Shoprite, on September 23, 2016, I know some of you have signed up to participate in that. Unfortunately, I'm going to be in Michigan. I'm going to Michigan vs. Penn State, "Go Blue". This Saturday night is Starry Skies which I've always attended, which I found to be an incredibly enjoyable evening. I hope that some of you are able to attend. Tickets are still available, 5:00 pm to 9:00 pm. That's all I have. Do you have anything Laura?

**President Nicastro:** Thank you.

**Miss Harris:** Just briefly, the Seward House, the stabilization project just wrapped up this week. The interior of the house looks amazing with the windows unboarded, it's very bright, it looks like twice the size that it looked before. I actually received a pretty positive response from Rutgers, so it looks like we're going to have some student interns next spring, potentially summer...

**Mr. Stewart:** Nice.

**Miss Harris:** ...in the...they're in the Historic Restoration program...graduate program at Rutgers.

**Mr. Stewart:** That's great news.

**Miss Harris:** Yes, so they're interested. We'll see how many that we can get together and...we have to provide the supervision, but they're going to do all the work.

**Mayor Greenbaum:** Let me follow that up with two additional comments, one related to the Seward House. It's my plan next year to actually take Mark Dombrowski, who is incredibly talented and dedicate him to starting the restoration of the building. I think that we've put a lot of money into maintaining the building so it doesn't fall down and at this point I see that the best bet in terms of actually getting it back into active use, rather than spending money and bringing in an outside entity, in light of the equipment that we have purchased over the years is actually to have a dedicated employee of Mount Olive Township moving forward on that building. We're going to be looking at that next year and that certainly will be a subject of the budget process. The other item I want to bring you up to date on slightly is that we have begun negotiations with the Mount Olive FOP and the Supervisor of the Police Department Union to discuss potential contract issues. As soon as we have some agreement or at least tangential agreement with respect to some of the issues I will certainly educate you as to same during a Closed Session meeting as it would be the subject of contract negotiations. I can tell you that the main issue on the table relates to health benefits and the sunset of Chapter 78 and the effort made by the Township to come up with a fair and reasonable proposal to the FOP that both will benefit the FOP and protect the Township in terms of our expenditures going forward on health benefits. Great effort was put into this by Sherry to come up with the proposal, so kudos to her she did a great job. The initial reaction from the FOP was that they were considering it, they had a lot of questions, but they thought that the initial proposal was worthy of discussion. Again, Sherry has stepped up to the plate and has come forward on behalf of the Township in a solution to a problem which seemed to be not solvable.

**President Nicastro:** Mr. Mania.

**Mr. Mania:** Quick question Mayor. Dombrowski won't be working alone in there, correct?

**Mayor Greenbaum:** He is going to be dedicated to...I'm going to take him out of...my initial thought is to take him out of Buildings and Grounds, still under the supervision of Buildings and Grounds, but he's going to be dedicated to getting that building back into shape. The rest of it has to come into place, it's not like I have a detailed plan in terms of how it's going to happen, but again after having spent several hundred thousands of dollars to get us to where we are now, it's time to figure out a way to get the building back into use. He will not be by himself...

**Mr. Mania:** Good, that's my concern.

**Mayor Greenbaum:** ...but, but...

**Mr. Mania:** Safety.

**Mayor Greenbaum:** Yes, but the effort is yet undefined, but that's my plan is to have a Township employee responsible for moving the restoration forward. I think that we will save a lot of money, he's an incredibly talented guy, he's expressed the fact that he is able to undertake the massive nature of the task. We're going to move forward in that way and I think we're all going to be proud at the end of the day that we have a building that we're going to be able to actually get back into use significantly in terms of the park itself.

**Mr. Mania:** The windows are starting to look nice outside.

**Mayor Greenbaum:** Yes.

**Mr. Mania:** The new windows.

**Mayor Greenbaum:** They are. I'm thinking about moving in.

**Mr. Mania:** You are?

**Mayor Greenbaum:** Yes.

**Mr. Mania:** It's a big house.

**Mayor Greenbaum:** Not quite yet. It's a big house.

**Mr. Mania:** How many square feet is that? Anybody know?

**President Nicastro:** No. A lot.

**Miss Harris:** It's big.

**Mayor Greenbaum:** It's big.

**Mr. Roman:** Between...

**President Nicastro:** Yes. Thank you.

**Mayor Greenbaum:** In fact several members of Council and myself could probably live in there comfortably.

**President Nicastro:** It'd be the frat house.

**Mayor Greenbaum:** Just saying. John, you're good right now...

**Mr. Ferrante:** Thanks.

**President Nicastro:** Thank you. Any Old Business from anyone? Any New Business? Any Legal Matters?

**OLD BUSINESS** - none

**NEW BUSINESS** - none

**LEGAL MATTERS**

**Ms. Sharpe:** Just a couple of updates. One is Cobblestone, which Fred sent you all an update on...

**Mr. Mania:** Right.

**Ms. Sharpe:** ...if you haven't seen it, the hearing was held. He wanted to thank the Administration for all the help they provided and he felt that a good case was put on and hopefully this will get resolved in the right way. The other item, the Mayor may want to chime in, involves a sale of 57 acre area...

**Mayor Greenbaum:** Yes, I can certainly chime in on that.

**Ms. Sharpe:** I know we're putting together a Resolution that we would ask Council to consider at the next meeting putting it up for public auction, but the Mayor, I think could provide more detail on it.

**Mayor Greenbaum:** Absolutely. I've had detailed discussions with Fred and it was our original plan to sell the property to Green Tree Development who is the contract purchaser of BASF. Fred looked at it from a legal perspective and made the determination that the Township is required to actually put it out to bid. The bid documents are going to be drafted by Dorsey and Semrau and put out to bid. It can only work to our benefit at the end of the day. There'll be an upset price which will be consistent with what we had originally intended to sell it at.

**President Nicastro:** Mr. Roman.

**Mr. Roman:** You said there's no guarantee...there's guarantees in place that would prevent it from actually going...you know...auction...being auctioned off for a lesser amount.

**Mayor Greenbaum:** Yes.

**Mr. Roman:** Okay. Thank you.

**Ms. Sharpe:** That's it.

## COUNCIL REPORTS

**President Nicastro:** Thank you. Council Reports. Mr. Amianda, anything from Board of Education or Seniors?

Board of Education Liaison Report

Senior Citizen Liaison - none

**Mr. Amianda:** Yes, I have something. Let me get it together. Board of Education met at 6:30 pm on September 12, 2016 for Work Session at the Administration Building in Flanders, New Jersey. Reports and Discussions; Dr. Larrie Reynolds, Superintendent of Schools gave a report on school openings. Schools opened on September 6, 2016. School opening went well. Mr. Glen Miller, Supervisor of Buildings and Grounds gave a report about the school facilities updates, renovations, summer maintenance and work in progress on the solar project at Sandshore School. Dr. Reynolds praised Mr. Miller for the outstanding work he's doing to keep our schools in good shape. Action Items; the Board passed a Resolution to authorize the donation of School Bus #43 to Budd Lake First Aid and Rescue Squad for training purposes for rescue personnel on the self evacuation of school buses in an emergency. The Board discussed and approved personnel action items, curriculum and instruction items, business action items and Administrative action items. The Board approved a study tour trip to China, sponsored by Rutgers University from October 27, 2016 through November 6, 2016 for the Board President and three other Board Members. Mount Olive Senior Citizen Association Club did not meet.

**President Nicastro:** Thank you.

**Mayor Greenbaum:** Did you say there are members of the Board of Education who are going to China?

**Mr. Amianda:** Yes.

**President Nicastro:** Yes.

**Mayor Greenbaum:** On tax dollars?

**Mr. Roman:** Not Chinatown, right?

**Mr. Amianda:** I just...

**President Nicastro:** China.

**Mr. Stewart:** No they said China.

**President Nicastro:** They're going to China.

**Mr. Stewart:** Wow.

**Mayor Greenbaum:** Is that what you said?

**Mr. Amianda:** I just say what they...

**Mayor Greenbaum:** I hear you. I heard.

**President Nicastro:** They're spending five or six days there.

**Mr. Amianda:** I just say what the Resolution said it was, the trip is being supported by Rutgers University.

**President Nicastro:** Yes, I got invited.

**Mr. Amianda:** It will include the Board President and three other Board Members.

**Mayor Greenbaum:** No kidding.

**Mr. Roman:** Here I get...have a hard time getting reimbursed for gas.

**President Nicastro:** Mr. Ferrante, anything on Environmental or Lake?

Environmental Committee - none

Lake Issues - none

Library Board Liaison - none

**Mr. Ferrante:** Nothing until next month.

**President Nicastro:** Library? Forgot that one.

**Mr. Ferrante:** Same.

Economic Development Committee Report - none

TNR Program - none

**President Nicastro:** Same. Thank you. Mrs. Labow's not here...Mr. Mania, anything on Legislative or Planning?

Legislative Committee Report - none

Planning Board Report

**Mr. Mania:** Planning, the 7-eleven has been carried to December 8, 2016. Both the Board and the Applicant couldn't get together on an earlier date, so it's December 8, 2016.

**President Nicastro:** That's it?

**Mr. Roman:** If they're late anymore, it'll be an eight twelve. Sorry.

Board of Health Report - none

**President Nicastro:** Board of Health has no meeting. Trevor was on vacation so we're meeting in October, the third Wednesday and we'll get an update then. Mr. Roman, anything on Open Space and Recreation?

Open Space Committee Report

Recreation Liaison Report - none

**Mr. Roman:** Open Space, a meeting was held and discussions about requesting from Council items, supplies and tools and materials including a request for a shed. Also, they will be asking the Administration if...if this Council approves budget line item for those materials, tools and a shed...where the Administration would accommodate them in as far as the location somewhere on Township property. In the past many of the things that were allocated specifically for the use of the Open Space Committee have gone missing, for lack of better words, so this is an attempt to not only be able to improve...continue improving and building trails, but also make sure that any materials and tools used by them do not get misplaced. Recreation, I missed the Recreation meeting because it was a holiday in my household, particularly my birthday, so I did not attend. We baked a cake.

**Mayor Greenbaum:** Which birthday are you referring to? Which one of the four?

**Mr. Roman:** No, one of the three. One of the three.

**Mr. Stewart:** It was a cake.

**Mr. Roman:** It was the cake birthday, yes that was the one.

**President Nicastro:** Thank you, Mr. Roman. Mr. Stewart, anything on MOTV or the Community Action Panel?

MOTV Committee Liaison - none

Community Action Panel Report - none

**Mr. Stewart:** Nothing on TV, and the Community Action Panel meets next week.

**PUBLIC PORTION – none**

**COUNCIL COMMENTS**

**President Nicastro:** Thank you. Anyone from the public wish to be heard? Seeing none. Closed to the public. Mr...any Council Comments? Mr...Mr. Amianda?

**Mr. Amianda:** Yes Mr. President, I have three comments. The first one is summer 2016 in Turkey Brook Park started and ended on a high note. Mount Olive Township residents and visitors enjoyed our beautiful park and the addition of the parks Water Splash. Many thanks for the leadership of Mayor Rob Greenbaum and his staff for working so hard to make the park ready for us to enjoy. Comment number two, School Referendum. School Referendum for Full-Day Kindergarten is around the corner. Please vote on September 27, 2016. Full-Day Kindergarten will be good for our children. I urge you, Council persons and the public to support passage of the Referendum for Full-Day Kindergarten. Comment number three, public safety. There is a need for a traffic light at Oakwood Village Housing Complex exit in Flanders and Route 206 East. Public safety is one of our priorities and the Council should do all they can to get a traffic light installed. Thank you Mr. President. That's the end of my report.

**President Nicastro:** Thank you Mr. Amianda. Mayor.

**Mayor Greenbaum:** Just want to respond to the last comment. First of all, thank you for the nice comments with respect to the Splash Pad, but some time ago after there was a fatal accident we attempted to get a traffic light at Route 206 and Oakwood Village because we believed as you do that it was necessary, however, the State of New Jersey saw it otherwise. Because the proximity to the light at...

**Mr. Stewart:** Flanders-Netcong.

**Mayor Greenbaum:** ...Flanders-Netcong...

**President Nicastro:** Netcong...

**Mayor Greenbaum:** ...they declined. We were fortunate enough to convince them to allow us to put up that flashing turn light that is ultimately there, but it is something that I agree with you, I would love to see a traffic light there. It just doesn't work from the State's perspective and there's not much we can do about it because it's a State highway.

**President Nicastro:** Thank you. Mr. Ferrante?

**Mr. Ferrante:** Nothing.

**President Nicastro:** Mr. Mania?

**Mr. Mania:** Yes. I had spoken to the Mayor at the 9/11 Memorial Service about a flag behind the memorial. I took it upon myself and I think I have an organization that might be willing to put that flag up.

**Mayor Greenbaum:** Talking about the...the car dealership kind of flag, that big, big beautiful American flag?

**Mr. Mania:** Well, this would be a 25-foot pole.

**Mayor Greenbaum:** Yes, I want to go much higher.

**Mr. Mania:** Well...

**Mayor Greenbaum:** I want to go...I want to put a flag...

**Mr. Mania:** In talking with Jim Lynch...

**Mayor Greenbaum:** Yes.

**Mr. Mania:** ...twenty-five feet is the highest he can do without having a crane put it in.

**Mayor Greenbaum:** I...if we're going to do it, John, we should do it right and I am a firm believer and it has always been my intention. Whether it's right behind the memorial or somewhere closer to the middle of the inner loop, I would love to put in a pole and a flag consistent with what the car dealerships have done which is that massive scale. I think it's important and I'm glad that you found somebody, but my preference is to go much bigger than 25-feet. To get the...spend the money, get the crane, put the flagpole in, put the flag on it and be proud of our facility and the fact that...

**Mr. Mania:** Would the Town...if I can get the organization to pay for the flag and the pole...

**Mayor Greenbaum:** Yes.

**Mr. Mania:** Would the Township consider the crane to put it in?

**Mayor Greenbaum:** The Township would consider...actually what I would like you to do is go back to the organization, say we'd like to do something much bigger. Get...if you have the cost on the 25-foot pole and the flag.

**Mr. Mania:** It's fifteen seventy-five.

**Mayor Greenbaum:** Fifteen...\$1,575.00?

**Mr. Mania:** Yes.

**Mayor Greenbaum:** We could take that as a donation towards the total cost of the...what I'm looking to do which is...

**Mr. Mania:** Put it towards that.

**Mayor Greenbaum:** Put it towards that and give them the credit of having donated money towards the thing and actually the Town fund the difference, because I'm talking about something on a much larger scale.

**Mr. Mania:** The flag is only a three by five.

**Mayor Greenbaum:** Yes, no I'm talking about a much larger scale because...

**Mr. Mania:** They have...they also now have a 9/11 flag that we could put underneath the American flag.

**Mayor Greenbaum:** Yes, see a 25-foot flag doesn't really do much different then what football currently has next to their shed. You should go up and take a look and I don't know what the height of it is, but it's...because of the size of the park the...it requires the larger installation otherwise it's going to be dwarfed by. Now, if you're just looking about putting a flag behind the memorial, a 25-foot flag, flagpole and flag would probably be sufficient, but it's not really what I'm looking to do in terms of Township installation of a flagpole and flag in the park. I really want to see something...

**Mr. Mania:** I'll work on it.

**Mayor Greenbaum:** Okay. Yes I would consider putting it in my budget if the Council would consider funding it as my budget came across.

**Mr. Ferrante:** These are probably ten feet here. Three by five flags, right?

**Mr. Stewart:** Right.

**President Nicastro:** Yes, we need the big one.

**Mr. Stewart:** Yes, if you look at the one like the Mayor just said, the football one looks so tiny even though it's not.

**Mr. Ferrante:** Yes. Right.

**Mayor Greenbaum:** It looks tiny.

**President Nicaastro:** The one...

**Mr. Stewart:** Yes, remember when we were looking at it, it's tiny.

**President Nicaastro:** That one up Route 10, what's it the Buick place, that big one that's...

**Mr. Mania:** Yes, that's gorgeous.

**President Nicaastro:** ...massive.

**Mayor Greenbaum:** That's what I'm looking to do. Right in the center...you know...somewhere near the Splash Pad and Mount Playmore and just...and, but I do want to follow up with something that John brought up which is lighting the Memorial and the flag...

**Mr. Stewart:** Right.

**President Nicaastro:** Yes.

**Mayor Greenbaum:** ...that I think is a requirement if we're going to have a flag that we don't take down.

**President Nicaastro:** Correct.

**Mr. Mania:** Yes, because we have conduit already running to the flag in front of Turkey Brook.

**Mayor Greenbaum:** Yes.

**Mr. Mania:** All you have to do is put wires in.

**Mayor Greenbaum:** I would appreciate if you would follow up on both issues with Jim...

**Mr. Mania:** Sure.

**Mayor Greenbaum:** ...so that when it comes to budget time you can give that information to Sherry so that we can include that information.

**Mr. Mania:** Should I have Jim look up a bigger flag?

**Mayor Greenbaum:** I want something on the scale of what Warnock did down in East Hanover or Salerno has done...

**Mr. Mania:** I'll have Jim see if he can get pricing on that.

**Mayor Greenbaum:** With the crane...with the crane rental let's do it right. It's going to have to be obviously cemented into the ground.

**Mr. Mania:** Absolutely.

**Mayor Greenbaum:** You're talking about an expensive proposition, but one that we will only have to do once. I think it's important. I can tell you...

**Mr. Mania:** I do too. It bothered me that to sit...

**Mayor Greenbaum:** ...I'm terribly troubled by everything that's happening in the NFL in terms of the protest...

**Mr. Stewart:** Yes.

**Mayor Greenbaum:** ...while I believe that everyone has a right to protest, it's not the right time or the right place for it and I am a proud American and I support our flag because it is a symbol of everything that our Country and our Township stands for from my perspective.

**Mr. Mania:** I'll get together with Jim and...

**Mayor Greenbaum:** Yes, tell him...

**Mr. Mania:** Alright.

**Mayor Greenbaum:** ...you tell him exactly what I'm looking for and the contribution from whoever you got it from will...if you can get them to contribute towards the costs...

**Mr. Mania:** All they're asking is that we put some sort of a plaque that they donated towards it.

**Mayor Greenbaum:** I'm...

**Mr. Mania:** I said, "I don't think that's a problem."

**Mayor Greenbaum:** It's not a problem, it's a question of a legal issue that would have to be answered by...by the Dorsey and Semrau Firm that yes we could put a plaque up. I'm sure we can. We do it all the time. With placards and...

**Mr. Mania:** Yes. Thank you.

**President Nicastro:** Thank you. Thank you Mr. Mania. Mr. Stewart, any comments?

**Mr. Stewart:** Just big congratulations to the promotions from the Police Department. Thanks for their work.

**President Nicastro:** Mr. Roman?

**Mr. Roman:** Again I just want to remind, thank you Mr. Amianda, that yes, School Board Election is next Tuesday, fortunately I hold a contrary view. I urge everyone to vote no. What...though I think childhood education is extremely important, going from part time to full time has been shown repeatedly that it has no beneficial effects on children and this will only impact the tax payers for years and years to come. Also, I received a letter today on the resignation of David Koptyra from the Mount Olive Republican Club and I'd like to take this opportunity to thank David for his four years of service and in resurrecting the Mount Olive Republican Club. I look forward to seeing anybody...all of us in attendance tomorrow at the next club meeting. Also, on the heels of what the Mayor...and our discussion with regarding the flag, I too am disturbed by the rash of kneeling and/or turning your backs during the National Anthem and the Pledge of Allegiance. Though I would agree it's their right to protest, it just is a point of someone who was not born here that as Americans show their disrespect for this Country in this manner, there are...this Country has problems like any other Country, City or State, but I challenge anyone to find any other Country that is freer and has more opportunity's to its residents then this United States. Thank you.

**Mr. Stewart:** Hear, hear.

**President Nicastro:** I don't have anything to say. I'll just ditto what Alex said because everything was right on. Thank you. Do we have a motion to adjourn?

**ADJOURNMENT** - Motion made and seconded. All in favor, none opposed, the meeting was adjourned at 7:45 pm.

---

**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 October 4, 2016.

---

**Susan Gouveia, Deputy Township Clerk**

mvm