

**BYRAM TOWNSHIP COUNCIL MEETING - DECEMBER 15, 2015**

**CALL MEETING TO ORDER**

Mayor Jim Oscovitch called the meeting to order at 7:00 p.m.

**OPEN PUBLIC MEETING STATEMENT**

Adequate notice of this meeting has been made in accordance with the Open Public Meetings Act, NJSA 10:4-6.

**ROLL CALL**

Councilwoman Raffay, here; Councilman Gray, here; Councilman Olson, here; Councilwoman Kash, here; Mayor Oscovitch, here. Township Manager Joe Sabatini, Attorney Tom Collins and Municipal Clerk Doris Flynn were also present.

**RESOLUTION FOR EXECUTIVE SESSION** – Motion by Councilman Olson, second by Councilwoman Raffay, to go into executive session and adopt the below resolution.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2nd	x				
Yes	x	x	x	x	x
No					
Abstain					
Absent					

**RESOLUTION**

WHEREAS, the Open Public Meetings Act, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Byram, that the public shall be excluded from discussion of the following matters:

- a. Attorney Client Privileged Communication
  - General
  - LLIC
  - Sidewalks
  - Lakeland Emergency Squad
  - Fire Department
- b. Personnel
  - COP
  - Staffing Changes
  - Committee Appointments
- c. Contract Negotiations – PBA

BE IT FURTHER RESOLVED that Minutes will be kept on file in the Municipal Clerk’s office, and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes shall be made public.

**BYRAM TOWNSHIP COUNCIL**

Certification: I certify that the Byram Township Council adopted the above resolution on December 15, 2015.

Doris Flynn, Municipal Clerk

**RETURN TO OPEN SESSION** - Motion by Councilman Olson, second by Councilwoman Raffay to return to open session at 7:30 p.m. All members were in favor. Motion Carried.

**CALL REGULAR COUNCIL MEETING TO ORDER**

**FLAG SALUTE AND MOMENT OF SILENCE**

**APPROVAL OF AGENDA** – Motion by Councilman Olson, second by Councilwoman Kash, to approve the agenda as presented. All members were in favor. Motion carried.

**PUBLIC PARTIPATION I** –Motion by Councilwoman Raffay, second by Councilwoman Kash to open to the public. All members were in favor. Motion carried. No comments were made. Motion by Councilman Gray, second by Councilwoman Raffay to close to the public. All members were in favor. Motion carried.

**Ordinance 19-2015**

Be it Resolved that Ordinance entitled, “**Ordinance of the Township of Byram to Accept the Dedication of Catalina Drive as a Public Street**” be read by title on second reading and a hearing held thereon. Motion by Councilman Olson, second by Councilwoman Kash. The Mayor asked for any comments pertaining to this ordinance. No comments were made. Motion by Councilman Gray, second by Councilwoman Kash to close to the public. All in favor.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2nd				x	
Yes	x	x	x	x	x
No					
Abstain					
Absent					

Be it Resolved that said Ordinance is passed on final reading and that a notice of final passage be published in the official designated newspaper according to the law.

**TOWNSHIP REPORTS**

**Township Manager**

- The Reorganization meeting is January 5 at 7:30 p.m.
- The next recycling day is Friday, December 18, and then January 2 instead of January 1. Marie asked to send out an email blast about recycling pick up being done on January 2.
- Joe will be attending the County Open Space meeting on Thursday night.

**Councilman Gray** – David stated that the holiday lights look great. He also reported that he has been speaking to several of the investors who are involved with the development of the Shop Rite and the mixed use development that will be built in Sparta. There has been a lot going on in Sparta, and he thought it would be great if we could apply some of the knowledge from Sparta to Byram. Dave will continue to get input regarding this development, and report to the Council with further information.

**Councilwoman Raffay** – The next planning board meeting is December 17. Lights look great on Route 206 – Marie thanked the DPW and the police.

**Councilwoman Kash** – December 6<sup>th</sup> Christmas lighting at Cranberry Lake Fire House was a great success.

**Councilman Olson**

- Economic Steering Committee meeting on December 10. A lot of data was presented.
- Open Space meeting on December 14. Discussed Lubbers Run greenway.
- Will be attending the Sussex County Open Space meeting on Thursday at the County with the Manager.

**Mayor James Oscovitch** – The Mayor stated that it was a very well-written article in the NJHerald regarding Route 206.

Jim Oscovitch reported that Daniel Forlenza passed away unexpectedly from a massive heart attack. The Mayor said that he was very involved in the community for many, many years--Boy Scouts, Byram Day, sports, etc.--a wonderful man who loved his family.

**Attorney Tom Collins** provided an update regarding COAH and the extension for immunity granted to Byram until April. Tom stated that the Planning Board worked very hard on the draft plan of the Housing Element. On January 15, Tom has to report to the court on the number that Byram will have to use.

**APPROVAL OF MINUTES**

- December 1, 2015 - Regular Meeting Minutes –Motion by Councilman Olson second by Councilwoman Raffay as amended to adopt the minutes as presented.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2nd	x				
Yes	x	x	x		x
No					
Abstain				x	
Absent					

- December 1, 2015 - Executive Meeting Minutes –Motion by Councilman Olson second by Councilman Gray to adopt the minutes as presented.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2nd		x			
Yes	x	x	x		
No					
Abstain				x	x
Absent					

**CONSENT AGENDA:** These items are considered to be routine by the Members of the Township Council and will be enacted on by one motion. There will be no separate discussion of these items unless a citizen or Council member so requests in which event the item may be removed from the general order of business and considered in its normal sequence on the agenda. Motion by Councilman Gray, second by Councilwoman Raffay, to adopt the agenda as presented.

- Resolution No. 186-2015 – Annual Notice of the Calendar Dates of the Schedule 2016 Reorganization meeting and regular meetings of the Byram Township Council from 1/1/2016 until 12/31/2016
- Resolution No. 187-2015 – Resolution for Removal of Deer Carcass from Byram Township Municipal Roadways
- Resolution No. 188-2015 – Resolution Adopting a Purchasing Manual, Version 3, for Byram Township
- Resolution No. 189-2015 – Rescind Resolution No. 180-2015 – Resolution Renewing a Plenary Retail Consumption License Issued to WGB Properties, L.L.C.
- Resolution No. 190-2015 – Resolution Authorizing FKA Architects to Perform a Building Investigation
- Resolution No. 191-2015 – Resolution Approving the Application for a \$2,500 Grant from a Call to Action Everybody Walk! Collaborative Micro-Grant to establish Funds to Support Walking/Rolling Programs for Children, Adults and Families
- Resolution No. 192-2015 – 2015 Tax Refund – Blk. 132, Lot 4
- Resolution No. 193-2015 – 2015 Tax Refund – Blk. 116, Lot 21
- Resolution No. 194-2015 – 2015 Tax Refund – Blk. 25, Lot 274
- Resolution No. 195-2015 – Resolution Accepting the Stonehedge Manor Subdivision Maintenance Guarantee for Public Improvements and Release of Performance Bond
- Resolution No. 196-2015 – Authorization to Purchase Supplies and Equipment for the Byram Township Volunteer Fire Department Under State and Morris County Cooperative Pricing Council (MCCPC)
- Resolution No. 197-2015 - Authorization to Purchase Asphalt under the Sussex County Cooperative Pricing System for Budget Year 2015

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion		x			
2 <sup>nd</sup>	x				
Yes	x	x	x	x	x
No					
Abstain					
Absent					

**APPROVAL OF DECEMBER 15, 2015 BILL LIST**

Motion by Councilman Olson second by Councilwoman Kash to approve the bill list as presented.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2 <sup>nd</sup>				x	
Yes	x	x	x	x	x
No					
Abstain					
Absent					

**ITEMS FOR DISCUSSION**

- Solicitor’s Permit – The Council discussed our present ordinance and fee structure and decided to raise the solicitor fee to \$500/year. They also stated that they would like to amend the peddler section of the ordinance so that there is no restriction on the days that peddlers can be in the Township. The Council would also like to adopt an ordinance to establish a non– solicitor’s list. Doris will draft the ordinance changes and forward to Dave for review.
- Committee Membership and Responsibilities – The Council discussed the liaisons for the different committees. David said that his passion is economic development and he would really like to be on the EDAC. He will talk to Scott off line about it. Tom Collins stated that not more than two Council members could be on the committee.
- Scott said it would be a good idea to invite the EDAC, Planning Board, and Council to come to the Economic Steering Committee meeting on January 14 at 7:30 p.m. to review all the information gathered by the survey and see how we can use that to improve our business district.
- The Council discussed bringing back the Youth Guidance Council. Doris will advertise for members. Nisha Kash will be the Council member on this committee and Pete Zabita said that he or another member from the Byram Police Department would be a member. In addition, a member of the school system is required and 4 additional residents.

**PUBLIC PARTICIPATION II** – Motion by Councilman Olson, second by Councilwoman Raffay to open to the public. All members in favor. Motion carried. No comments were made. Motion by Councilman Gray, second by Councilman Olson to close to the public. All members in favor. Motion carried.

**RESOLUTION**

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BYRAM TOWNSHIP COUNCIL

Certification: I certify that the Byram Township Council adopted the above resolution on December 15, 2015.

Doris Flynn, Municipal Clerk

**RETURN TO OPEN SESSION** - Motion by Councilman Olson, second by Councilwoman Raffay to return to open session at 10:45 p.m. All members were in favor. Motion Carried.

**ADJOURN**

On the motion of Councilman Olson, second by Councilwoman Kash, and with all members in favor, the meeting was adjourned at 10:46 p.m. Motion carried.

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Doris Flynn, Municipal Clerk

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James Oscovitch, Mayor