

BYRAM TOWNSHIP COUNCIL MEETING - JUNE 6, 2016

CALL MEETING TO ORDER

Mayor 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, late (7:01 p.m.); Deputy Mayor 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

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 Privilege Communication – General
 - LES Billing
 - Byram Plaza – Sewer Issues
 - Kleinfelder
 - Sussex County League of Municipalities Invoice
 - Honorarium Policy
- b. Personnel
 - Staffing
 - Lisa Valente

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 June 6, 2016.
Doris Flynn, Municipal Clerk

Motion by Councilman Gray, second by Councilman Olson to go into closed session and adopt the above resolution.

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

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Raffay, to return to open session. All members were in favor. Motion Carried.

CALL COUNCIL MEETING BACK TO ORDER

FLAG SALUTE AND MOMENT OF SILENCE

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

TOWNSHIP MANAGER/COUNCIL REPORTS

Township Manager

- Sussex County Day was postponed to September 18 due to inclement weather.
- Byram Township lost an exceptional employee last week. Joe asked to keep Cathy Nitto’s family in our thoughts and prayers.

Councilman Olson

- Thanked Rich Bowe and the VFW for a very nice memorial service.
- Historical society meeting is scheduled for June - They will discuss whether the committee will take on rehabbing a building at Waterloo Village.

- OS meeting is scheduled for June 13 at 7:30 p.m.
- CAG meeting scheduled for June has been cancelled because they do not have any new information.

Councilwoman Nisha Kash

- Miss Byram and Royalty Court was held on May 26 at Tamaracks County Villa Bed and Breakfast. Judges included a member of the Recreation Committee, a former Miss Byram, and a member from the Byram Community. The following people were selected to represent Byram Township at several Township events and compete in August at the NJ State Fair with contestants from towns across Sussex County.

Miss Byram Marissa Quaglia, Junior Miss Byram Delaina PredmoreYoung, Miss Byram Katarina DraceYoung, Mr. Byram Gabriel Shamy, Little Miss Byram Ashlynn Tobin, Little Mr. Byram Joseph Luaces

- The upcoming Recreation Committee meeting is on June 15 at 7:30 p.m.

David Gray

- Attended Mrs. Anita Brady’s ceremony where she was honored as Senior of the Year. Fantastic luncheon and it was well attended. Several seniors mentioned that they were very happy with the Byram senior bus.
- Attended LEAD program – It was a great event and the powerful, positive relationship between the students and the police was wonderful to see

Councilwoman Raffay

- The next Planning Board meeting is on June 17 at 8 p.m.
- Marie thanked the VFW, Rich Bowe and the Fire Department for the service and the parade for Memorial Day.

James Oscovitch – The Mayor enjoyed the memorial service and was happy to say that we had one of our officers play the bag pipes this year – Officer Mendelson.

Public Participation I – Motion by Councilman Olson, second by Councilwoman Kash to open to the public. Motion carried.

Jessie Wolosky, resident of Sparta, asked about the abandoned property ordinance. We explained that this ordinance was pulled off the agenda, and we plan on introducing it at the next meeting. This ordinance will mandate property registration for abandoned homes.

Jessie Wolosky commented on the Tax Assessor’s high salary. He went into lengthy commentary about the number of hours that our Tax Assessor works in Byram, as well as 3 other towns. He suggested that the township should look for a shared service to save money.

Luann Byrne, 34 Richmond Road, asked about the Morris County Cooperative Agreement. Joe Sabatini explained the benefits of using a co-op, but also stated that we watch the pricing and sometimes we go out to bid.

Skip Danielson, 18 Hunters Lane, stated that it is the anniversary of D day, where we lost 3000 of our troops. He also stated that Byram’s first full-time Township Manager, Bud Demolier, passed away.

Motion by Councilman Olson, second by Councilwoman Kash to close to the public. Motion carried.

COUNCIL APPOINTMENTS. Motion by Councilman Olson, second by Councilwoman Kash to make the following appointments:

- Youth Guidance Council – Katherine Winkelman
- Planning Board – John Morytko- Class IV – 4 year term
- Recreation Committee – Len Bicher – Alternate II

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

PROCLAMATION – Byram Township Police Department – L.E.A.D (“Law Enforcement Against Drugs”) Motion by Councilman Gray second by Councilwoman Kash to adopt this Proclamation. All members were in favor. Motion carried.

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

APPROVAL OF MINUTES

- May 17, 2016 – Regular Minutes - Motion by Councilman Gray, second by Councilman Olson, 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	x
No					
Abstain					
Absent					

- May 17, 2016 - Executive Meeting Minutes –Motion by Councilwoman Raffay, second by Councilwoman Kash 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	x
No					
Abstain					
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 Olson, second by Councilwoman Kash to approve the consent agenda.

- Resolution No. 99-2016 Resolution to Authorize Byram Township to Enter into a Memorandum of Understanding with New Jersey Future to Work Together to Integrate Exemplary Stormwater Management Practices and Advances Green Infrastructure Policies and Practices in Byram Township
- Resolution No. 100-2016 – Resolution Authorizing the 2016 Clean Up and Trail Maintenance of Designated Byram Township Trails
- Approval of County of Sussex 2016 donation of \$2,800 to Lakeland Emergency Squad
- Resolution No. 101-2016 - A Resolution in Support of Senate Bill S-2254 and Assembly Bill A-3821 which Affirms the Legislative Intent of the Fair Housing Act
- Resolution No.102- 2016 – Authorizing Execution of an Agreement with the Morris County Cooperative Pricing Council to Renew Membership therein for the Period of October 1, 2016 through September 30, 2021
- Resolution No. 103-2016 – Resolution Authorizing CP Engineers, LLC to Provide Professional Engineering Services for the Rehabilitation to Sanitary Sewer System – Pump Station No. 3 – Not to exceed \$15,700.00
- Resolution No. 104-2016- Chapter 159 – Accepting the \$1500.00 - ANJEC Grant
- Resolution No. 105-2016 - Chapter 159- Accepting the \$24,503.11 – Clean Communities Grant
- Resolution No. 106-2016 – Resolution Authorizing Member Participation in the Houston-Galveston Area Council Cooperative Purchasing System and Purchase of One(1) Ford F450 4X2 Diesel Type 1 Remount of the 2003 Ford/Horton Ambulance
- Resolution No. 107-2016 – Resolution Authorizing the Renewal of Liquor License to 239 Route 2016 LLC Trading as Stonewood Tavern – Valid from 7/1/16-6/30/17
- Resolution No. 108-2016 – Resolution Authorizing the Renewal of Liquor License to Byram Beverage Inc. – Valid from 7/1/16-6/30/17
- Resolution No. 109-2016 – Resolution Authorizing the Renewal of Liquor License to Tomahawk lake Inc, Trading as Tomahawk Lake – Valid from 7/1/16-6/30/17

- Resolution No. 110-2016 – Resolution Authorizing the Renewal of Liquor License to Lockwood Tavern Liquor License LLC – Valid from 7/1/16-6/30/17
- Resolution No. 111-2016 – Resolution Renewing a Plenary Retail Consumption License Issued to WGB Properties LLC, Trading as Byram Motel – Valid from 7/1/16-6/30/17
- Waiver of Street Opening Bond - Kleinfelder

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

APPROVAL OF JUNE 6, 2016 BILL LIST

Motion by Councilman Gray, second by Councilman Olson to approve the bill list as presented.

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

ORDINANCES – 2nd Reading/Public Hearing

Ordinance 20-2016 - Be it resolved that ordinance entitled “An Ordinance Amending Chapter 240 Zoning of the Township of Byram Code” be read by title on second reading and a hearing held there thereon.

Motion by Councilman Olson, second by Councilwoman Kash to adopt the ordinance. Councilman Olson, Second by Councilwoman Kash to opened to the public for comments. Joe discussed the minor change that has been made for clarity in the definition of Basic Accessories Service a Building or Structure. Councilman Olson made a motion, second by Councilwoman Raffay to close to the public.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2 nd				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 law.

Ordinance 21-2016 - Be it resolved that ordinance entitled “An Ordinance to Authorize a Capital Expenditure for the Acquisition of New Vehicular Equipment for the use by the Department of Public Works of the Township to Provide Funding in the Amount Not to Exceed \$41,000.00.” be read by title on second reading and a hearing held there thereon.

Motion by Councilman Olson, second by Councilwoman Kash to adopt the ordinance. Councilman Olson made a motion, seconded by Councilwoman Kash opened to the public. No comments were made. Councilman Olson made a motion, second by Councilwoman Raffay closed to the public.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2 nd				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 law.

DISCUSSION ITEMS

- Economic Sustainability Development Plan – Scott asked to have this put on the agenda. The plan has been adopted and now the matrix needs to be started. He suggested having the steering committee meet on Thursday to start working on the first steps. The Planning Board is anxious to get this plan moving. Two members of the committee can't make it, but the rest of the committee is available. The Council was in favor of the steering committee meeting on Thursday to starting working on the beginning steps.
- Byram Day 2016 – It has been decided to have Byram Day at Neil Gylling on September 24, and a request was made to the school to use their parking lot for excess parking and to allow the runners to use the perimeter of the school property as part of the annual run. There were two draft letters prepared for donations for Byram Day. The council had a brief discussion and agreed to use the letter that Scott prepared. Scott would like the Byram Day Committee to discuss bringing it back to holding the contest at Byram Day. Scott stated that he has talked with Andrea Proctor that there has been some changes at Waterloo Village and there could be other options for future years.
- Capital Projects Committee – Municipal Facility – All materials are loaded onto the website. We would like to have a special discussion on June 21 regarding the proposed municipal building. Unfortunately, the architect and engineer are not available. Joe would like to give a power point presentation for the public's view. The auditor and finance officer would be here and he could explain the bonding and financing aspect of this. We would like to introduce the bond ordinance in July. The permitting process is approximately 6 months. Scott stated that the reason for starting this now, is limiting how many winters we would have to go through, because of the bad condition of the existing building. The plan is to locate the new building across the parking lot, while continuing to work in this building. We will include the seniors in the design stage because we would like to have community space for seniors, scouts, etc.
- **PUBLIC PARTICIPATION II** – Motion by Councilman Gray, second by Councilwoman Raffay to open to the public. All members in favor.
- Jessie Wolosky made additional comments regarding the assessor's salary and other salaries in the Township.
- Luann Byrne asked if the new building has been approved. David explained that the Township has not approved this. We have been doing all the research and now it is ready to bring before the public.
- Luann Byrne had questions about businesses providing donations for Byram Day and having a booth.

Motion by Councilman Olson, second by Councilwoman Raffay to close to the public. All members 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 8:50 p.m. Motion carried.

Doris Flynn, Municipal Clerk

James Oscovitch, Mayor