

**TOWNSHIP OF BYRAM
COUNCIL AGENDA, TUESDAY, DECEMBER 15, 2015
EXECUTIVE SESSION – 7:00 P.M.
REGULAR SESSION– 7:30 P.M.**

1. CALL MEETING TO ORDER

2. OPEN PUBLIC MEETING STATEMENT

Adequate notice of this meeting has been made in accordance with the Open Public Meetings Act, NJSA 10:4-6 by forwarding the annual notice to the New Jersey Herald posting the agenda on the bulletin board located in the Council Meeting Room and the Township website and by filing same with the Township Clerk.

3. ROLL CALL

4. RESOLUTION FOR EXECUTIVE SESSION

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

5. RETURN TO OPEN SESSION

6. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION

7. APPROVAL OF AGENDA

8. PUBLIC PARTICIPATION I – Meeting open to the public for comments on matters not on the agenda or items on the agenda for which no public discussion is provided.

9. APPROVAL OF NEW FIRE DEPARTMENT MEMBERS – Michael O'Brien and John McConnell

10. REPORTS

- Township Manager
- Mayor and Council Members
- Township Attorney

11. APPROVAL OF MINUTES

- December 1, 2015 Regular Meeting Minutes
- December 1, 2015 Closed Session Minutes

12. ORDINANCE – 2nd Reading/Public Hearing

- **ORDINANCE NO. 19-2015 – AN ORDINANCE OF THE TOWNSHIP OF BYRAM TO ACCEPT THE DEDICATION OF CATALINA DRIVE AS A PUBLIC STREET**

13. 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.

- A. 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
- B. Resolution No. 187-2015 – Resolution for Removal of Deer Carcass from Byram Township Municipal Roadways
- C. Resolution No. 188-2015 – Resolution Adopting a Purchasing Manual, Version 3, for Byram Township
- D. Resolution No. 189-2015 – Rescind Resolution No. 180-2015 – Resolution Renewing a Plenary Retail Consumption License Issued to WGB Properties, L.L.C.
- E. Resolution No. 190-2015 – Resolution Authorizing FKA Architects to Perform a Building Investigation
- F. 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
- G. Resolution No. 192-2015 – 2015 Tax Refund – Blk. 132, Lot 4
- H. Resolution No. 193-2015 – 2015 Tax Refund – Blk. 116, Lot 21
- I. Resolution No. 194-2015 – 2015 Tax Refund – Blk. 25, Lot 274
- J. Resolution No. 195-2015 – Resolution Accepting the Stonehedge Manor Subdivision Maintenance Guarantee for Public Improvements and Release of Performance Bond
- K. 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)
- L. Resolution No. 197-2015 - Authorization to Purchase Asphalt under the Sussex County Cooperative Pricing System for Budget Year 2015

14. APPROVAL OF DECEMBER 15, 2015 BILL LIST

15. DISCUSSION

- Solicitor's Permit
- Committee Membership and Responsibilities

16. PUBLIC PARTICIPATION II

17. EXECUTIVE SESSION – Session II (if necessary)

18. ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY

19. ADJOURNMENT

TOWNSHIP OF BYRAM
RESOLUTION NO. 186 - 2015

**ANNUAL NOTICE OF THE CALENDAR DATES OF THE SCHEDULED 2016
REORGANIZATION MEETING AND REGULAR MEETINGS OF THE BYRAM
TOWNSHIP COUNCIL FROM 01/01/2016 UNTIL 12/31/2016**

WHEREAS, The Legislature of the State of New Jersey has passed into law Chapter 231, P.L. 1975m the Open Public Meetings Act; and

WHEREAS, Section 13 of the above-mentioned law requires a posting of regularly scheduled meeting dates for the benefit of the public.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram, County of Sussex and State of New Jersey, that said Council shall meet as follows during calendar year 01/01/2016-12/31/2016:

REGULAR MEETINGS

January	5-Reorganization	19
February	2	16
March	1	15
April	5	19
May	2*	17
June	6*	21
July	5	19
August	16*	
September	6	20
October	4	18
November	1	14*
December	6	20

(* Denotes a different day than the usual meeting day)

All of the above meetings shall begin with an executive session at 7:00 p.m. and the regular session will begin at 7:30 p.m., unless otherwise noted. Action may be taken. All meetings shall be held in the Municipal Building, 10 Mansfield Drive, Byram Township, NJ.

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to the New Jersey Herald and shall be posted on the bulletin board in the Byram Township Municipal Building.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

DORIS J. FLYNN, RMC

**TOWNSHIP OF BYRAM
RESOLUTION NO. 187 – 2015**

**RESOLUTION FOR REMOVAL OF DEER CARCASS FROM BYRAM
TOWNSHIP MUNICIPAL ROADWAYS**

WHEREAS, the Township of Byram, along with all Counties and all other Municipalities, are responsible for removing the deer carcasses from our roadways; and

WHEREAS, Space Farms Zoo has offered to provide us this service at a fee of \$31.00 per deer and will pick up deer on the roadway within 24 hours after notification.

NOW THEREFORE BE IT RESOLVED by the Council of the Township of Byram, County of Sussex, State of New Jersey that the Township Manager be authorized to sign the agreement between the Township and Space Farms Zoo for the removal of deer carcass from the roadways in the Township of Byram.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Olson	Councilwoman Rafferty	Councilman Rafferty	Councilman Thompson	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 6, 2011.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 188 - 2015**

**RESOLUTION ADOPTING A PURCHASING MANUAL, VERSION 3, FOR
BYRAM TOWNSHIP**

WHEREAS, the purchase of goods or services within the Municipal Offices of Byram Township needs to be consistent to ensure a credible system of spending.

WHEREAS, the Byram Township Council has determined that there is a need for purchasing policies and procedures to ensure that employees conduct purchasing in a uniform and universal method to ensure that funds are properly distributed in accordance with all applicable laws.

NOW, THEREBY BE IT RESOLVED by the Township Council of Byram that the Purchasing Manual, Version 3, attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that all employees will conduct purchasing within the content found in the aforementioned manual. The practices and policies of the Purchasing Manual are to prevail in all cases of purchasing within the township unless in direct contradiction with any and all local, county, state, or federal laws.

BE IT FURTHER RESOLVED that the Department Heads, Manager and the Purchasing Officer are responsible for these policies and procedures and are responsible for the implementation of these policies and procedures.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 189 – 2015**

**RESOLUTION TO RESCIND RESOLUTION NO. 180 – 2015 RENEWING A
PLENARY RETAIL CONSUMPTION LICENSE TO WGB PROPERTIES, L.L.C.**

Whereas, Licensee WGB Properties, L.L.C. attempted to file for renewal of their liquor license through the new On-Line Posse system on July 13, 2015; and

Whereas, the licensee experienced technical difficulties and payment was never received; and

Whereas, the Division of Alcoholic Beverages Control has requested that we rescind Resolution No. 180-2015 until the Director of the Division of ABC receives an affidavit as to the circumstances surrounding the technical difficulties and approves WGB Properties' request to refile the application;

Now, therefore, be it resolved, that the Mayor and Council of the Township of Byram hereby rescind Resolution No. 180-2015 renewing a plenary retail consumption license to WGB Properties, LLC, and wait for approval from the Director of the Division of ABC to authorize the issuance of the license.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

DORIS J. FLYNN, RMC

**TOWNSHIP OF BYRAM
RESOLUTION NO. 190 - 2015**

**RESOLUTION AUTHORIZING FKA ARCHITECTS TO PERFORM A BUILDING
INVESTIGATION**

WHEREAS, the Township of Byram would like to inspect the existing Lakeland Bank building on the corner of Lackawanna Drive and Route 206, to see if administrative offices could fit within the existing building; and

WHEREAS, FKA Architects submitted a proposal dated December 10, 2015, outlining the services to be provided for an amount not to exceed \$2,400; and

WHEREAS, the Chief Financial Officer of the Township of Byram has certified that funds are available to support this contractual services agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Byram, County of Sussex and State of New Jersey that it hereby authorizes the Mayor, Township Manager and Clerk to authorize FKA Architects to perform a building investigation as outlined in the December 10, 2015 proposal.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris Flynn, Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 191 - 2015**

**APPROVING THE APPLICATION FOR A \$2,500 GRANT FROM A CALL TO ACTION
EVERYBODY WALK! COLLABORATIVE MICRO-GRANTS TO ESTABLISH FUNDS TO
SUPPORT WALKING/ROLLING PROGRAMS FOR CHILDREN, ADULTS AND
FAMILIES**

WHEREAS, a growing literature continues to document the multiple benefits of walking for individuals and the advantages of developing walkable places for communities, and the strength of this evidence and the promise of these benefits have propelled walking to the top of the list of public health strategies that can prevent disease and improve population health, as indicated in the recent Surgeon General's Call to Action on Walking and Walkability. Likewise, the conditions that support safe, routine walking also reduce injuries and deaths from avoidable automobile crashes while helping to create vibrant downtowns; and

WHEREAS, after decades of engineering dominated by the needs of the automobile, most communities do not lend themselves to safe, convenient, accessible and routine walking. Reversing past designs and creating the conditions for safe, inclusive and routine walking is complex, requires collaboration across a variety of sectors, organizations, governmental departments and takes time. Byram Township has the opportunity to join numerous communities and thousands of individuals who are raising the public's awareness about the benefits of walking and pushing targeted strategies to create more safe walkable and rideable places; and

WHEREAS Byram Township has a number of walking, hiking and riding trails available to its residents; and

WHEREAS Byram Township is committed to improving the health and wellness of its residents; and

WHEREAS America Walks and the Every Body Walk! Collaborative is providing up to \$2500 in micro-grants designed to assist local walking and riding advocates to build on the momentum of the newly released Surgeon General's Call to Action.

NOW, THEREFORE, BE IT RESOLVED that the Byram Township Council approves the submission of an application to the A Call to Action: Every Body Walk! Collaborative Micro Grants for a \$2,500 grant to promote and/or establish the following including but not limited to: a before and/or after-school walking/rolling program; walking, hiking and rolling programs for adults and families; community education through media and organized events; encourage and promote walking/rolling rather than riding in an automobile and establish incentives and rewards for those that use active transportation.

The grant would fund 100% of the costs for personnel, supplies, marketing and advertising and other costs associated with the program.

The grant does not require an in-kind match or a percentage of Township funds.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris J. Flynn, RMC

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

**TOWNSHIP OF BYRAM
RESOLUTION NO. 192 – 2015
2015 TAX REFUND**

WHEREAS, property taxes for the 4th quarter 2014 were paid on block 132 lot 4 also known as 5 Lakeview Trail and owned by Delia M. Christgau by both the refinancing agent and Corelogic, and

WHEREAS, by receipt and posting of said payments to the tax system; these postings has created an overpayment for the tax year 2014, and

WHEREAS, the payment received on November 7, 2014 from Corelogic the third party tax payer for Citimortgage, Inc. which is the mortgage company paying the 4th quarter 2014 on behalf of Delia M. Christgau owner of said property has caused this overpayment, and

WHEREAS, as a result it has been determined that Delia M. Christgau is entitled to a refund in the amount of \$2,513.73, therefore, satisfying the overpayment on this property for the tax year 2014.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram that this Governing Body acknowledges that Delia M. Christgau is entitled to a refund in the amount of \$2,513.73, and

BE IT FURTHER RESOLVED that the Treasurer is hereby authorized to process a refund to Delia M. Christgau, 5 Lakeview Trail, Andover, NJ 07821 for the overpayment on said property.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris J. Flynn, RMC

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

**TOWNSHIP OF BYRAM
RESOLUTION NO. 193 – 2015
2015 TAX REFUND**

WHEREAS, property taxes for the 4th quarter 2014 were paid on block 116 lot 21 also known as 4 Side Hill Trail and owned by Doris Williams by both the refinancing agent and Corelogic, and

WHEREAS, by receipt and posting of said payments to the tax system; these postings has created an overpayment for the tax year 2014, and

WHEREAS, the payment received on November 3, 2014 from Corelogic the third party tax payer for Citimortgage, Inc. which is the mortgage company paying the 4th quarter 2014 on behalf of Doris Williams owner of said property has caused this overpayment, and

WHEREAS, as a result it has been determined that Doris Williams is entitled to a refund in the amount of \$1,781.04, therefore, satisfying the overpayment on this property for the tax year 2014.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram that this Governing Body acknowledges that Doris Williams is entitled to a refund in the amount of \$1,781.04, and

BE IT FURTHER RESOLVED that the Treasurer is hereby authorized to process a refund to Doris Williams, 4 Side Hill Trail, Andover, NJ 07821 for the overpayment on said property.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris J. Flynn, RMC

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

**TOWNSHIP OF BYRAM
RESOLUTION NO. 194 – 2015
2015 TAX REFUND**

WHEREAS, property taxes for the 4th quarter 2014 were paid on block 25 lot 274 also known as 14 Ash Street and owned by Joanne F. Roberts by both Sunrise Title Services, Inc. and Corelogic, and

WHEREAS, by receipt and posting of said payments to the tax system; these postings has created an overpayment for the tax year 2014, and

WHEREAS, the payment received on November 7, 2014 from Corelogic the third party tax payer for Chase which is the mortgage company paying the 4th quarter 2014 on behalf of Joanne F. Roberts owner of said property has caused this overpayment, and

WHEREAS, as a result it has been determined that Joanne F. Roberts is entitled to a refund in the amount of \$2,136.58, therefore, satisfying the overpayment on this property for the tax year 2014.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram that this Governing Body acknowledges that Joanne F. Roberts is entitled to a refund in the amount of \$2,136.58, and

BE IT FURTHER RESOLVED that the Treasurer is hereby authorized to process a refund to Joanne F. Roberts, 404 West Valley View Avenue, Hackettstown, NJ 07840 in the amount of \$2,136.58 for the overpayment on said property.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris J. Flynn, RMC

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

**RESOLUTION NO. 195 - 2015
TOWNSHIP OF BYRAM**

**ACCEPTANCE OF MAINTENANCE GUARANTEE FOR PUBLIC
IMPROVEMENTS TO STONEHEDGE MANOR SUBDIVISION AND RELEASE OF LETTER
OF CREDIT AND PERFORMANCE BOND**

WHEREAS, the Developer has submitted a two (2) year maintenance guarantee in the amount of \$110,936.25 for the public improvements constructed as part of the Stonehedge Manor Subdivision; and

WHEREAS, the Township Attorney and the Township Engineer have both reviewed the two (2) year maintenance bond and found the bond to be acceptable as presented; and

WHEREAS, upon acceptance of the public improvements constructed as part of the Stonehedge Manor Subdivision by the Mayor and Council of the Township of Byram, the Letter of Credit No. 3747002-B in the amount of \$239,622.30 from Kearny Federal Savings and the cash performance bond in the amount of \$27,900.73 can be released; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Byram accept the two (2) maintenance guarantee in the amount of \$110,936.25 for the public improvements constructed as part of the Stonehedge Manor Subdivision; and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Council of the Township of Byram that the performance guarantee in the form of a Letter of Credit, No. 3747002-B, in the amount of \$239,622.30 and the current cash bond in the amount of \$27,900.73 shall be released.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
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)**

WHEREAS, the Township of Byram has the need to purchase supplies and equipment for the daily operations of the Byram Township Volunteer Fire Department; and

WHEREAS, the Township of Byram, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, N.J.S.A. 40A:11-11(5), authorizes two or more contracting units to enter into a cooperative pricing agreement for the purchase of work, materials, and supplies; and

WHEREAS, the Township of Byram has executed various cooperative pricing agreements to participate as a member of the cooperatives with the contracting unit as the lead agency pursuant to N.J.S.A. 40:11-11(5); and

WHEREAS, Firefighter One is a State Contract vendor and member of cooperative pricing councils; and

WHEREAS, N.J.S.A. 40A:9-22.1 et seq. of the New Jersey Statutes is known and may be cited as the "Local Government Ethics Law."; and

WHEREAS, N.J.S.A. 40A:9-22.5(3)(g) references that no local government officer or employee shall use, or allow to be used, his public office or employment, or any information, not generally available to the members of the public, which he receives or acquires in the course of and by any reason of his office or employment, for the purpose of securing financial gain for himself, any member of his immediate family, or any business organization with which he is associated; and

WHEREAS, the Byram Township Volunteer Fire Department is managed as a department of the Township of Byram receiving a budget and is subject to the New Jersey State Public Purchasing Laws and the Local Government Ethics Law; and

WHEREAS, there are members of the Byram Township Volunteer Fire Department, particularly the newly appointed Chief, Todd Rudloff, and Assistant Chief, Mike Pellek, that are employees of Firefighter One; and

WHEREAS, the Byram Township Volunteer Fire Department has been informed that members of the department are to have no responsibilities or input into the decisions regarding procurement for the Byram Township Volunteer Fire Department, and in no way profit from sales conducted between Firefighter One and the Byram Township Volunteer Fire Department; and

WHEREAS, the Chief and Assistant Chief of the Byram Township Volunteer Fire Department will have a direct conflict as they are responsible for managing the budget of the department and the procurement of goods and services; and

WHEREAS, it is recognized the Byram Township Volunteer Fire Department has the need on a timely basis to purchase goods or services utilizing State and pricing cooperative contracts; and

NOW, THEREFORE, BE IT RESOLVED, that the Township of Byram authorizes the Purchasing Agent or the designee of the Purchase Agent to purchase

certain goods or services from Firefighter One that is currently an approved New Jersey State Contract Vendor, pursuant to all conditions of the individual State contracts and provided the additional conditions below are met; and

BE IT FURTHER RESOLVED, that the Township of Byram authorizes the Purchasing Agent or the designee of the Purchase Agent to purchase certain goods or services from Firefighter One that is currently an approved vendor under Pricing Cooperative Council, pursuant to all the conditions of the pricing cooperative contracts and provided the additional conditions below are met; and

BE IT FURTHER RESOLVED, that the following additional conditions must be met; and

1. The goods or services cannot be procured from another approved State Contract vendor.
2. The goods or services cannot be procured from another approved Pricing Cooperative Council vendor.
3. The goods or services with three supporting quotes cannot be procured from a non-State Contract vendor or a non-Cooperative Pricing vendor at a cost that is less than what can be purchased from Firefighter One that are available under State Contract or a Cooperative Pricing contract.

BE IT FURTHER RESOLVED, that the Governing Body of the Township of Byram pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED, that if at any time, any member of the Byram Township Volunteer Fire Department and employee of the Firefighter One have responsibilities or input into the decisions regarding procurement for the Byram Township Volunteer Fire Department for goods and services from Firefighter One, then the Purchasing Agent or the designee of the Purchase Agent will have the final authorization to purchase certain goods or services from Firefighter One;

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the Chief of the Byram Township Volunteer Fire Department, the Byram Township Purchasing Agent, the Byram Township Chief Financial Officer, and the Byram Township Municipal Clerk.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 197 – 2015**

Authorization to Purchase Asphalt under the Sussex County Cooperative Pricing System for Budget Year 2015

WHEREAS, the Township of Byram is a member of the Sussex County Cooperative Pricing System; and

WHEREAS, contracts awarded under a County Cooperative Contract, in excess of the Township's bid threshold may be made by resolution of the Governing body; and

WHEREAS, the Township of Byram is in need of and desires to purchase asphalt; and

WHEREAS, the Sussex County Cooperative Pricing System awarded a contract to Weldon Quarry Co., LLC, awarded for the period of September 9, 2015 – May 31, 2016 thereby affording the Township of Byram the opportunity of direct purchase of asphalt without competitive bidding:

Weldon Quarry Co., LLC
141 Central Avenue
Westfield, NJ 07090-2189

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Byram does hereby authorize the Purchasing Agent to purchase asphalt from the above approved County Contract to obtain asphalt as specified and priced to the Sussex County Cooperative Pricing System; and

BE IT FURTHER RESOLVED, that the governing body of the Township of Byram pursuant to N.J.A.C. 5:30-5.5(b) the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods are ordered or otherwise called for prior to placing the order, and a certification of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED, that the duration of the contract shall be from January 1, 2016 to December 31, 2016.

BYRAM TOWNSHIP COUNCIL						
COUNCIL MEMBER	<i>Councilman Gray</i>	<i>Councilwoman Rafferty</i>	<i>Councilman Olson</i>	<i>Councilwoman Kash</i>	<i>Mayor Oscovitch</i>	
Motion						
2nd						
Yes						
No						
Abstain						
Absent						

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on December 15, 2015.

Doris Flynn, Township Clerk