

BYRAM TOWNSHIP COUNCIL MEETING - MARCH 15, 2011

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

Mayor Oscovitch, here; Councilwoman Raffay, here; Councilman Rafferty, absent; Councilman Thompson, here; Councilman Olson, 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 at 7:00 p.m. and adopt the below resolution.

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:

- Contract Negotiations – Stanhope Sewer Allocation/Court
- Attorney Client Privilege Communication – Fire Department

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 March 15, 2011.

Doris Flynn, Municipal Clerk

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

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

CALL REGULAR SESSION COUNCIL MEETING TO ORDER – Mayor Oscovitch called the meeting to order at 7:30 p.m.

FLAG SALUTE AND MOMENT OF SILENT REFLECTION

APPROVAL OF AGENDA –Motion by Councilman Olson, seconded by Councilwoman Raffay to approve the agenda with the addition of revising the executive session to include contract negotiations on a shared court. All members were in favor. Motion carried.

TOWNSHIP REPORTS
Township Manager

Budget Plan:

- The Township's 2011 budget was introduced and approved at a special meeting of the Byram Township Mayor and Council on Tuesday, March 8.
 - The public hearing on the budget is scheduled for the April 5 meeting.
- GARBAGE ROUTE CHANGES TAKING EFFECT APRIL 5, 2011:**
- This change is taking place to better accommodate all residential garbage pickup by having a curbside pickup one day per week town-wide.
 - Also, this will also eliminate disruptions due to holiday schedule changes.
 - ALL RESIDENTIAL GARBAGE WILL NOW BE PICKED UP EVERY TUESDAY.
 - There is NO CHANGE TO THE RECYCLING SCHEDULE
 - This announcement has been posted to the Website and the hauler is sending a postcard mailing and advertising in papers.

Energy Efficiency and Conservation Block Grant:

- The Township has received notification that we have received an estimated amount of \$32,565 under the 2011 Energy Efficiency and Conservation Block Grant Rebate Program to install new energy efficient garage doors for the DPW Facility.

Township Announcements:

- TOWNSHIP CALENDAR:

The Township 2011 calendar and 2010 annual report has been posted to the Township. Copies are available in the office upon request.

- DOG LICENSING:

1. Dog licensing renewals have been sent. Licenses must be renewed by April 30.
2. A \$5.00 per month late fee will be assessed starting May 1.
3. Volunteers are needed for the April 2 (Saturday) Township sponsored free rabies clinic from 9:00 AM to 12:00 Noon.

Councilman Scott Olson

- The next EC meeting is on March 24th at 7:30 p.m. at Town Hall.
- The Green Team will meet on March 22nd and continuing to meet on the 4th Tuesday of each month at Town Hall.

- March 8th the EPA declared the Mansfield Trail Dump Site a superfund site.

Councilman Thompson

- Reminded the public to change batteries in your smoke detectors. Brian stated that CO2 detectors are only good for 5-7 years. It is important to replace these.

Councilwoman Raffay **Planning Board**

- At the last planning board meeting, an application for a CVS on the Barone's property was deemed complete. The first hearing for that application is on April 21.
- A new parking lot layout was approved for the Lakeland Bank because of the Rt 206 improvements at that intersection.
- Discussed the Soil Importation ordinance. The board decided to have a subcommittee work on some of the obstacles to create a draft ordinance before recommending the ordinance to the council
- The board discussed the Jones Lane preliminary designs prepared by the township engineer. Chairman Shivas was appreciative that the board had the opportunity to review the plan in the early stages and he hopes this happens more often.
- The next planning board meeting is on March 17 at 8pm.

Waterloo Village

- Looking for volunteers for the Waterloo Music Festival on May 14 and 15. Volunteers needed!

Sussex Co League of Municipalities

- Marie attended the SCLM last Wednesday along with Joe and our police chief. They discussed the possibility of the county offering a 911 system for towns that would like to join. It appears there are many hurdles and uncertainties in the proposal of a county system and many of the police chiefs and mayors expressed questions and concerns about cost savings and logistics.

Mayor Jim Oscovitch

- Joe Sabatini and the Mayor attended the Governor's town hall meeting in Hopatcong.
- Thanked Amy Stewart for coming to the Mayor's Book Club reading with the 1st grade The Mayor informed the public that this the program is sponsored by the League of Municipalities. The 1st graders have to read 1000 books from March to May and if they reach this goal, the League of Municipalities will give the school \$1000 for their library.

PUBLIC PARTICIPATION I - Motion by Councilwoman Raffay, second by Councilman Olson, to open to public. All members were in favor. Motion Carried.

Township Council Meeting Minutes

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March 15, 2011

No comments were made.

Councilman Olson made a motion, seconded by Councilwoman Raffay, to close to the public. All members were in favor. Motion carried.

APPROVAL OF MINUTES

March 1, 2011 Regular Meeting Minutes – Motion by Councilman Olson, second to Councilwoman Raffay to approve the minutes.

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

March 1, 2011 Executive Session Minutes - Motion by Councilman Olson, second to Councilwoman Raffay to approve the minutes.

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

March 8, 2011 Special Meeting Minutes – Motion by Councilwoman Raffay, second to Councilman Olson to approve the minutes.

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

RESOLUTION NO. 36-2011 – Quarry Renewal License – 2011 Motion by Councilwoman Raffay, second by Councilman Thompson, to adopt this resolution.

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

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 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 Raffay, to approve the consent agenda.

- A. Resolution No. 34-2011 – Resolution Waiving the 60 Day Notification Period Stated in the Addendum to the Agreement Between the Township of Byram and Blue Diamond Disposal, Inc. for Change in Route
- B. Resolution No. 35-2011 – Cancellation of Checks totaling \$1,436.04
- C. Resolution No. 37-2011 – Tax Sale Certificate Redemption - #2010-035
- D. Resolution No. 38-2011 – ANJEC Grant Application for Trails Map
- E. Resolution No. 39-2011 – Resolution in Support of a Community Overnight camping Event Scheduled for May 20, 2011 at the Tamarack Park
- F. Approval of 50/50 Raffle License – Sussex County Crime Stoppers – May 6, 2011 at Adam Todd
- G. Proclamation – National Poison Prevention Week – March 20-March 26

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

BILL LIST OF MARCH 15, 2011 - Motion by Councilman Olson second by Councilwoman Raffay to approve the bills. Councilman Thompson recused from 7331 and 7493.

COUNCIL MEMBER	COUNCIL						
	Councilman Olson	Councilman Raffay	Councilman Olson	Councilman Raffay	Councilman Thompson	Councilman Raffay	Mayor Oscovitch
Motion		X					
2nd			X				
Yes		X			X		X
No							
Abstain							
Absent				X			

Ordinance 3-2011 – 2nd Reading and Public Hearing

BE IT RESOLVED that Ordinance entitled “**Ordinance Directing that the Clerk of the County of Sussex Submit a Binding Referendum to the Voters of the Township of Byram at the Next General Election**” be read by title on second reading and a hearing held thereon. Motion by Councilman Olson, second by Councilwoman Raffay for second reading and to open the public hearing. All members were in favor. Motion carried.

Joe Sabatini summarized the purpose of this ordinance.

Motion by Councilman Olson, second by Councilman Thompson to close to the public. All members were in favor.

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

BE IT RESOLVED, that said Ordinance is passed on final reading and that a Notice of Final Passage of said Ordinance be published in the official designated newspaper according to law.

ITEMS FOR DISCUSSION

Scott Olson asked for an update on the Highlands Plan Conformance process. Joe Sabatini stated that there will be a public hearing at the planning board with regard to the ERI and it is on the agenda for adoption. The Wastewater Management Plan is still under review. There is a hold up on a few of the items the Highlands Council has asked us to do. Joe Sabatini reviewed the Tasks set forth in the Grant Agreement and the status.

Tom Collins stated that the Reexamination of the Master Plan should be done every 6 years. The Clerk will check with the Planning Board on the status of this.

PUBLIC PARTICIPATION II

Motion by Councilman Olson, second by Councilwoman Raffay to open to the public for discussion. All members were in favor. Motion carried.

Donna Griff, 71 Brookwood Road, thanked Scott Olson and the rest of the Council for getting their neighborhood put on the superfund site. She feels it is a positive thing to be placed on this list and is looking forward to the clean up. Scott Olson stated that Congressman Frelingheysen’s office is involved now, which will also help.

Motion by Councilwoman Raffay, second by Councilman Olson to close to the public. All members were in favor. Motion Carried.

RESOLUTION FOR EXECUTIVE SESSION – Motion by Councilman Olson, second by Councilwoman Raffay, to go into executive session at 8:05 p.m. and adopt the below resolution.

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.

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BYRAM TOWNSHIP COUNCIL

Certification: I certify that the Byram Township Council adopted the above resolution on March 15, 2011.

Doris Flynn, Municipal Clerk

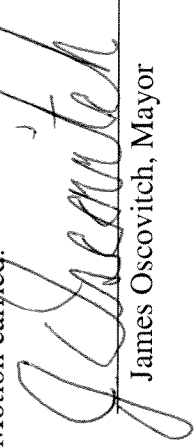
COUNCIL MEMBER	Councilman Olson	Councilwoman Raffay	Councilman Rafferty	Councilman Thompson	Mayor Oscovitch
Motion	X				
2nd		X			
Yes	X	X		X	X
No					
Abstain					
Absent			X		

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Raffay to return to open session at 9:00 p.m. Councilman Thompson left the executive session meeting prior to the discussion of the Fire Department Grant. All members were in favor. Motion Carried.

ADJOURN

On the motion by Councilman Olson, second by Councilwoman Raffay, and with all members in favor, the meeting was adjourned at 9:00 p.m. Motion carried.


Doris Flynn, RMC


James Oscovitch, Mayor