

**TOWNSHIP OF BYRAM
COUNCIL AGENDA
TUESDAY, MAY 1, 2012 – 7:00 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. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION**
- 5. APPROVAL OF AGENDA**
- 6. REPORTS**
 - Township Manager
 - Mayor and Council Members
 - Township Attorney
- 7. 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.
- 8. APPROVAL OF MINUTES**
 - April 17, 2012 Regular Meeting Minutes
 - April 17, 2012 Executive Session Minutes
- 9. ORDINANCES**– Introduction and First Reading
 - **BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE SANITARY SEWERAGE SYSTEM OF THE TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$158,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$158,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION**
 - **BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$370,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$120,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION**
- 10. RESOLUTION NO. 76-2012** – Resolution Authorizing Harold Pellow & Associates to prepare Engineering Specifications Regarding the Jones Lane Parcel – not to exceed \$50,000.00
- 11. 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. 70-2012 –Person-to-Person/Place-to-Place Liquor License Transfer to Down to the Bone Barbeque & Company LLC
 - B. Resolution No. 71-2012 – Resolution Supporting the Click it or Ticket Mobilization of May 21 – June 3, 2012
 - C. Resolution No. 72-2012 – Resolution Authorizing In Rem Foreclosure of the Tax Sale Certificate No. 2011-28 and No. 2010-029
 - D. Resolution No. 73-2012 – Resolution Awarding a Contract to A Better Fence Inc. to Provide Fencing Work at Brookwood Park
 - E. Resolution No. 74-2012– Resolution of Approval for the Hobb Engler Little League to Operate a Power Lawn Mower for the Purpose of Dragging the Baseball Fields located at CO Johnson Park
 - F. Resolution No. 75-2012 – Resolution Authorizing the Department of Public Works to Complete Improvements to the Heat and Air Conditioning System in the Township Pound to Support BARKS using the Animal Trust
 - G. Approval of 50/50 and Merchandise Raffle License – N.J. Forestry Association – June 3, 2012
- 12. APPROVAL OF MAY 1, 2012 BILL LIST**
- 13. MAYORAL APPOINTMENT** – Architectural Review Committee Member
- 14. DISCUSSION ITEMS**
 - Possible Sale of the Homestead by the County of Sussex
- 15. PUBLIC PARTICIPATION II**
- 16. RESOLUTION FOR EXECUTIVE SESSION**
 - **Attorney Client Privilege Information** - Sussex County Board of Health/NJDEP violations
 - **Contract Negotiations** – Health Benefits Update by Frank Covelli
 - **Anticipated/Pending Litigation** – Roseff et. al. vs. Byram Township et. al.
- 17. RETURN TO OPEN SESSION**
- 18. ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY**
- 19. ADJOURNMENT**

**TOWNSHIP OF BYRAM
ORDINANCE NO. 5-2012**

**BOND ORDINANCE PROVIDING FOR THE
IMPROVEMENT OF VARIOUS ROADS IN AND BY THE
TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX,
NEW JERSEY, APPROPRIATING \$370,000 THEREFOR
AND AUTHORIZING THE ISSUANCE OF \$120,000 BONDS
OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH
APPROPRIATION.**

**BE IT ORDAINED BY THE MAYOR AND TOWNSHIP COUNCIL OF
THE TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY (not less
than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Township of Byram, in the County of Sussex, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$370,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$50,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and including also the sum of \$200,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement or purpose.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$370,000 appropriation not provided for by application hereunder of said down payment and grant, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$120,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable

notes of the Township in a principal amount not exceeding \$120,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the reconstruction and resurfacing of various roads in and by the Township, including without limitation, Roseville Road and Lynn Drive, to provide roadway pavements at least equal in useful life or durability to a roadway pavement of Class B construction (as such term is used or referred to in section 40A:2-22 of said Local Bond Law), including the reconstruction of culverts and headwalls and all curbing, drainage facilities, landscaping, reclamation, milling, structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$120,000.

(c) The estimated cost of said purpose is \$370,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$50,000 down payment for said purpose and the said \$200,000 grant from the New Jersey Department of Transportation.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or

make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$120,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$55,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. The funds from time to time received by the Township on account of the grant referred to in Section 1 of this bond ordinance shall be used for financing the improvement or purpose described in Section 3 of this bond ordinance by application thereof either to direct payment of the costs of said improvement or purpose, or to payment or reduction of the authorization of the obligations of the Township authorized by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct

payment of such costs shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this bond ordinance.

Section 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 8. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

INTRODUCED: May 1, 2012

ADOPTED: June 6, 2012

BYRAM TOWNSHIP

JAMES OSCOVITCH, MAYOR

ATTESTED:

DORIS FLYNN, TOWNSHIP CLERK

**(TO BE PUBLISHED AFTER INTRODUCTION AND POSTED AT LEAST
SEVEN DAYS PRIOR TO THE PUBLIC HEARING)**

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Byram, in the County of Sussex, New Jersey, on May 1, 2012. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building in said Township on June 6, 2012 at 7:00 o'clock P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours at the Clerk's office in said Municipal Building for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	Bond ordinance providing for the improvement of various roads in and by the Township of Byram, in the County of Sussex, New Jersey, appropriating \$370,000 therefor and authorizing the issuance of \$120,000 bonds or notes of the Township for financing such appropriation.
Purpose(s):	Reconstruction and resurfacing of various roads in and by the Township, including without limitation, Roseville Road and Lynn Drive, including the reconstruction of culverts and headwalls and all curbing, drainage facilities, landscaping, reclamation, milling, structures, equipment, site work, work and materials necessary therefor or incidental thereto.
Appropriation:	\$370,000
Bonds/Notes Authorized:	\$120,000
Grants (if any) Appropriated:	\$200,000
Section 20 Costs:	\$55,000
Useful Life:	10 years

/s/ Doris Flynn
Township Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
ORDINANCE NO. 6 - 2012**

**BOND ORDINANCE PROVIDING FOR THE
IMPROVEMENT OF THE SANITARY SEWERAGE
SYSTEM OF THE TOWNSHIP OF BYRAM, IN THE
COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING
\$158,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$158,000 BONDS OR NOTES OF THE
TOWNSHIP FOR FINANCING SUCH APPROPRIATION.**

BE IT ORDAINED BY THE MAYOR AND TOWNSHIP COUNCIL OF

THE TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Township of Byram, in the County of Sussex, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$158,000, said sum being inclusive of all appropriations heretofore made therefor.

Section 2. For the financing of said improvement or purpose and to meet the said \$158,000 appropriation, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$158,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$158,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the improvement of the sanitary sewerage system in and of the Township, including the rehabilitation and upgrade of Pump Stations #1 and

#2, together with all site work, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$158,000.

(c) The estimated cost of said purpose is \$158,000.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that, while the net debt of the Township determined as provided in said Local Bond Law is not increased by this bond ordinance, the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance

by \$158,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in paragraph (h) of section 40A:2-7 of said Local Bond Law, and the said obligations authorized by this bond ordinance are to be issued for a purpose which is self-liquidating within the meaning and limitations of section 40A:2-45 of said Local Bond Law and are deductible, pursuant to paragraph (c) of section 40A:2-44 of said Local Bond Law, from the gross debt of the Township.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the

governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and, unless paid from revenues of the sanitary sewerage system of the Township, the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

INTRODUCED: May 1, 2012

ADOPTED: June 6, 2012

BYRAM TOWNSHIP

JAMES OSCOVITCH, MAYOR

ATTESTED:

DORIS FLYNN, TOWNSHIP CLERK

**(TO BE PUBLISHED AFTER INTRODUCTION AND POSTED AT LEAST
SEVEN DAYS PRIOR TO THE PUBLIC HEARING)**

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of The Township of Byram, in the County of Sussex, New Jersey, on May 1, 2012. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building in said Township on June 6, 2012 at 7:00 o'clock P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours at the Clerk's office in said Municipal Building for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	Bond ordinance providing for the improvement of the sanitary sewerage system of The Township of Byram, in the County of Sussex, New Jersey, appropriating \$158,000 therefor and authorizing the issuance of \$158,000 bonds or notes of the Township for financing such appropriation.
Purpose(s):	Improvement of the sanitary sewerage system in and of the Township, including the rehabilitation and upgrade of Pump Stations #1 and #2, together with all site work, equipment, work and materials necessary therefor or incidental thereto.
Appropriation:	\$158,000
Bonds/Notes Authorized:	\$158,000
Grants (if any) Appropriated:	\$0
Section 20 Costs:	\$25,000
Useful Life:	40 years

Doris Flynn, Township Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**TOWNSHIP OF BYRAM
RESOLUTION NO. 70 – 2012**

**PERSON-TO-PERSON/PLACE –TO-PLACE TRANSFER
DOWN TO THE BONE BARBEQUE & COMPANY LLC**

WHEREAS, an application has been filed for a Person-to-Person and Place to Place Transfer of a Plenary Retail Consumption License Number 1904-33-003-008, heretofore issued to Down to the Bone Barbeque & Company LLC for premises located at 172 Lackawanna Drive, Byram, New Jersey; and

WHEREAS, the submitted applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statues, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the application has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Byram does hereby approve, effective May 1, 2012, the transfer of the aforesaid Plenary Retail Consumption License to Down to the Bone Barbeque & Company LLC and does hereby direct the Township Clerk/A.B.C. Board Secretary to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to Down to the Bone Barbeque & Company LLC, effective May 1, 2012”.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Luaces	Councilwoman Raffa	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 May 1, 2012.

Doris J. Flynn, Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 71 – 2012**

**RESOLUTION SUPPORTING THE CLICK IT OR TICKET
MOBILIZATION OF MAY 21 – JUNE 3, 2012**

WHEREAS, there were 633 motor vehicle fatalities in New Jersey in 2011; and

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a safety belt; and

WHEREAS, use of the safety belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

WHEREAS, the State of New Jersey will participate in the nationwide **Click It or Ticket** safety belt mobilization from May 21 – June 3, 2012 in an effort to raise awareness and increase safety belt usage through a combination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the safety belt usage rate in the State from the current level of 94.51% to 100%; and

WHEREAS, a further increase in safety belt usage in New Jersey will save lives on our roadways.

THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Byram declares its support of the **Click It or Ticket** safety belt mobilization both locally and nationally from May 21 – June 3, 2012 and pledges to increase awareness of the mobilization and the benefits of safety belt use.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on May 1, 2012.

Doris J. Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 72 - 2012**

**AUTHORIZING IN REM FORECLOSURE OF THE TAX SALE
CERTIFICATES SHOWN ON THE ATTACHED TAX FORECLOSURE LIST**

WHEREAS, pursuant to the provisions of N.J.S.A. 54:5-104.29 et seq., the Tax Collector has certified to the Township Council for the Byram Township in the County of Sussex, a municipality of the State of New Jersey, is the holder of certain Tax Sale Certificates covering the lands and premises situated in the Byram Township for the amounts, including subsequent liens as shown on the Tax Foreclosure List, Schedule 1 and 2 hereto annexed and made a part hereof.

*NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND MEMBERS OF
THE TOWNSHIP COUNCIL OF BYRAM TOWNSHIP:*

1. That it is hereby determined to foreclose, *In Rem*, those tax sale certificates appearing on the attached Tax Foreclosure List for open space purposes.
2. That the tax collector or its designee is hereby authorized and directed to foreclose the tax sale certificates appearing on the attached tax foreclosure list by summary proceedings as provided by statute.
3. That the township clerk shall certify a true and accurate copy of this resolution to be made a part of such action instituted for the purpose of foreclosing the aforesaid tax sale certificates.
4. That the costs associated with these foreclosures be funded through the Open Space Fund.
5. This resolution shall take effect immediately.

BYRAM TOWNSHIP COUNCIL

Certification


I, DORIS J. FLYNN, Township Clerk, of the Byram Township, hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council for Byram Township, at a duly convened meeting held on May 1, 2012.

Doris J. Flynn, RMC
Township Clerk

Township of Byram
In Rem Foreclosure List

Schedule Number	Certificate Number	Name of owner as it appears on last Tax Duplicate	Description of land as it appears on Tax Duplicate and Certificate of Sale	Block	Lot	Date of Tax Sale	Amount of Tax Sale	Amount of liens accruing subsequent to Tax Sale	Amount to Redeem (to 5/1/12)	Date of Recording	Book & Page or instrument number in County Clerks Office
1	2011-28	Duva, Bruno N.	336	15.09	10/12/2011	\$ 10,776.81	\$ 14,693.05	\$ 28,795.40	10/18/2011	B8920; P476	
2	2010-029	Duva, Bruno N.	336	15.10	12/1/2010	\$ 1,409.11	\$ 23,326.55	\$ 29,166.31	1/21/2011	B8834; P414	

This Foreclosure is certified to be a True Copy made on the 1st day of May 2012.
by Theresa A. Vervaeet, Tax Collector

Signed: 
Theresa A. Vervaeet, CTC, Tax Collector, Township of Byram

**TOWNSHIP OF BYRAM
RESOLUTION NO. 73 -2012**

**RESOLUTION AWARDING A CONTRACT TO A-BETTER FENCE INC.
TO PROVIDE FENCING WORK AT BROOKWOOD PARK**

WHEREAS the Township of Byram has obtained a Recreational Trails Grant for improvements at Brookwood Park on Brookwood Road (Block 40 Lot 19); and

WHEREAS the improvements include the removal of the current chainlink fence surrounding the section of the park that contains the wellhouse of the East Brookwood Estates Property Owners Association (EBEPOA) and replacing it with new fencing that better protects the wellhouse and has lockable gates; and

WHEREAS the Township issued a Request for Quotes on this work and received quotes from three companies, including A-Better Fence, Essex Fence, and Northeast Fencing; and

WHEREAS the A-Better Fence quote of \$5,275 was the lowest responsible quote, coming in \$2,028 below the Essex Fence quote and \$4,475 below the Northeast Fencing quote; and

WHEREAS the Township has worked with A-Better Fence on other park projects and has found their work to be very satisfactory.

NOW THEREFORE BE IT RESOLVED by the Byram Township Council that a contract be approved with A-Better Fence Co., Inc., of West Milford, NJ, in the amount of \$5,275 for the chainlink fencing work at Brookwood Park; and

That this amount be funded half by the Township, through the RT Grant funding, and half by EBEPOA, as agreed to by EBEPOA during the grant application process and documented in a letter to the Township; and

That the Township and EBEPOA each be responsible for \$2,637.50, with the Township's share held in a Township grant account and EBEPOA's share held in a Township escrow account (Check No. 5320 dated on April 24, 2012), until the chainlink fencing work is deemed complete by the Township.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Luaces	Councilwoman Raffar	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 May 1, 2012.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 74 - 2012**

**RESOLUTION OF APPROVAL FOR THE Hobb ENGLER LITTLE LEAGUE
TO OPERATE A POWER LAWN MOWER FOR THE PURPOSE OF
DRAGGING THE BASEBALL FIELDS LOCATED AT CO JOHNSON PARK**

WHEREAS, the Township of Byram has recently received a request from the Hobb Engler Little League to operate a power lawn mower for the purpose of dragging the baseball fields located at CO Johnson Park with the Township's Approval; and

WHEREAS, Chapter 182 of the Township Code states it shall be unlawful for any person to stop, stand, park or operate any motor vehicle or other form of conveyance, including, but not by way of limitation, minibikes, motorbikes, scooters, motorcycles, snowmobiles, all-terrain vehicles, go carts, tractors and/or riding mowers, within the confines of any public park or open space of the Township of Byram without the express written authorization of the Township Manager and Township Council; and

WHEREAS, the Township's Recreation Committee has reviewed the request from the Hobb Engler Little League and provided recommendation with conditions supporting operation of a power lawn mower for the purpose of dragging the baseball fields located at CO Johnson Park; and

WHEREAS, the Township Council supports giving permission to the volunteers of Hobb Engler Little League to enter onto Township property to operate a power lawn mower for the purpose of dragging the baseball fields located at CO Johnson Park in accordance with the recommendations from the Township's Recreation Committee and coordinating operation of the mower with the Township Manager or his designee; and

WHEREAS, the Township Manager is designating the Township's Recreation Director the responsibility of coordinating and enforcing the operation of the power lawn mower each year in accordance with the Recreation Committee's recommendations.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Byram, County of Sussex and the State of New Jersey does hereby approve Hobb Engler Little League operating a power lawn mower for the purpose of dragging the baseball fields located at CO Johnson Park.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on May 1, 2012.

Doris J. Flynn, Municipal Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 75 – 2012**

**RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC
WORKS TO COMPLETE IMPROVEMENTS TO THE HEAT AND
AIR CONDITIONING SYSTEM IN THE TOWNSHIP POUND TO
SUPPORT B.A.R.K.S. USING THE ANIMAL TRUST**

WHEREAS, it has been determined there is a need to improve the heating and air conditioning system in the Township's pound and continue to support B.A.R.K.S. providing a safe environment for the animals; and

WHEREAS, the Township's Department of Public Works has estimated a cost of \$6,077 to complete the improvements utilizing the Township's Building Maintenance Worker; and

WHEREAS, funds are available for this purpose utilizing the Animal Trust; and

WHEREAS, it has been confirmed with the Township Auditor that improvements to the Township Pound can be covered by funds from the Animal Trust.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council approves the heating and air conditioning system improvements in the Township pound utilizing the Township's Building Maintenance Worker and authorizes using the Animal Trust funds not to exceed \$6,500 to cover the cost of the improvements.

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the Byram Township Council at a meeting held on May 1, 2012 adopted the foregoing resolution.

Doris J. Flynn, Township Clerk

