

BYRAM TOWNSHIP COUNCIL MEETING - MAY 5, 2015

CALL MEETING TO ORDER

Mayor James 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 Kash, 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. Pending Litigation
 - Hopkins v. Byram Township, et al.
- b. Attorney Client Privileged Communication
 - General
 - VESP
 - PSE&G
- c. Shared Services - BARKS
- d. Personnel
 - Employee Handbook
 - Staffing
- e. Contract Negotiations
 - Architect

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 May 5, 2015.

Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION - Motion by Councilwoman Raffay, second by Councilwoman Kash 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 move up the approval and swearing in of the new Fire Department member to 7a and approve the agenda. All members were in favor. Motion carried.

PUBLIC PARTICIPATION I – Motion by Councilman Olson, second by Councilwoman Kash to open to the public. All members were in favor. Motion carried. No comments were made.

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

TOWNSHIP REPORTS

Manager’s Report:

NJDOT – Municipal Aid Grant:

- We received official notice in a letter dated April 20 from the NJ DOT advising that the Township did not receive aid under the NJDOT Fiscal Year 2015 Municipal Aid Program.
- The Township submitted a grant application for Amity Road.
- The letter informs 630 applications requesting more than \$253 million of the \$78.75 million available were submitted.
- This is the second year in a row we have not receive NJDOT Municipal Aid.

Brush and Leaf Dump:

- Leaf Dump Opening April 22
- Brush Dump will be open April 25 – May 16.
- Tire Recycling in June

Councilman Gray – The Board of Health meets next on May 26. The Environmental Commission met on April 23. David Gray noted that an important function of the EC is to document the inventory of natural resources. In case of a natural disaster, the inventory helps to get FEMA funding.

Councilman Olson

- Attended annual FOWV meeting – it was a great event – thanks to the FOWV and Andrea Proctor for all her hard work.
- Attended the capital subcommittee meeting with Joe and David, discussing payment of road improvements and radios
- Attended Sussex County Day on May 3 – it was a great event. Feels it could be good for businesses next year, and the date is scheduled for May 1, 2016
- The EDAC will meet on May 14

Councilwoman Raffay

Attended the FOWV annual meeting in the Mule Barn at Waterloo Village. The barn is a great meeting room and the money that FOWV raised went towards putting on a new roof.

Attended the vernal pool walk at Waterloo Village on May 4th.

Attended the Lenape Valley Regional Budget meeting last week. Lenape is increasing their budget by 1%, which was lower than last year.

The next Planning Board meeting is May 7th at 8 p.m.

Mayor Oscovitch – The Mayor spent the weekend at Westpoint for a Scouting event with the Raffay’s.

The Mayor will be attending the May 14th Town Hall meeting at Sussex Tech.

APPROVAL OF MINUTES

- April 21, 2015 - Regular Meeting Minutes – Motion by Councilman Olson second by Councilwoman Raffay 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					

- April 21, 2015 - Executive Meeting Minutes –Motion by Councilwoman Kash 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					

- March 9, 2015 - Executive Meeting Minutes –Motion by Councilman Olson 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
No					
Abstain		x			
Absent					

APPROVAL OF NEW FIRE DEPARTMENT MEMBER -

Andrew Tesori was sworn in by Mayor Oscovitch, who also spoke very highly of Andrew and stated that he knew he would do a good job for the Fire Department.

RECREATION COMMITTEE – Motion by Councilman Gray, second by Councilwoman Kash to Accept Robert Erlemann’s resignation. All members were in favor. Motion carried. Mayor Oscovitch, along with the Council, expressed their thanks and appreciation to Mr. Erlemann for his years of volunteering.

Motion by Councilwoman Kash, second by Councilman Olson to appoint Allyson Botto to a full Member seat, with a term that expires 12/31/17. All members were in favor. Motion carried.

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. 73–2015 – 2015 Camp Lenape Summer Camp Program
- Resolution No. 74-2015 – Resolution Authorizing Refund of Redemption Monies to Outside Lien Holder on Block 275/Lot 735
- Resolution No. 75-2015 – Resolution Authorizing Refund of Redemption Monies to Outside Lien Holder on Block 295/Lot 9
- Resolution No. 76-2015 – Resolution Authorizing Acceptance of Amended Highlands Plan Conformance Grant Agreement
- Tricky Tray Raffle – Friends of Randolph Animal Pound – October 15, 2015 11 a.m. – 3 p.m.

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

PROCLAMATION

- **Peace Officers Day** - The Mayor read the Proclamation aloud. Motion by Councilman Olson, second by Councilwoman Kash to authorize the Mayor to sign it. All members in favor. Motion carried.
- **Municipal Clerks Week** – The Mayor read the Proclamation aloud. Motion by Councilman Olson, second by Councilwoman Raffay to authorize the Mayor to sign it. The Council presented Doris with a plant.

APPROVAL OF MAY 5, 2015 BILL LIST

Motion by Councilman Gray second by Councilwoman Raffay, to approve the bill list.

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

ORDINANCE – Introduction/First Reading

Be it Resolved that Ordinance entitled, “**An Ordinance to Amend Section A287-8 Sewer System Fees of the Byram Township Code Regarding Sewer User Charges and Maintenance Fees**” be read by title on first reading. Motion by Councilman Olson, second by Councilman Gray.

Purpose Statement: An Ordinance to amend Section A287-8 sewer system fees of the Byram Township Code lowering the Per Equivalent Dwelling Unit (EDU) commencing January 1, 2015 to \$288.50 per quarter.

Be it Resolved that said Ordinance shall be further considered for final passage at the meeting of the Township Council of the Township of Byram on May 19 at 7:30 p.m. at the Municipal Building, 10 Mansfield Drive, Byram Township, at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

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

PUBLIC PARTICIPATION II

Motion by Councilman Gray, second by Councilman Olson to open to the public for discussion. All members were in favor. Motion carried. No comments were made.

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

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

RESOLUTION

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BYRAM TOWNSHIP COUNCIL

Certification: I certify that the Byram Township Council adopted the above resolution on May 5, 2015.

Doris Flynn, Municipal Clerk

	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 Kash to return to open session at 9:58 p.m. All members were in favor. Motion Carried.

ADJOURN

On the motion of Councilman Olson, second by Councilwoman Raffay, and with all members in favor, the meeting was adjourned at 9:58 p.m. Motion carried.

Doris Flynn, Municipal Clerk

James Oscovitch, Mayor