

BYRAM TOWNSHIP COUNCIL MEETING - JUNE 2, 2014

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, here; Councilman Gray, here; Councilman Olson, here; Councilwoman Kash, absent; Mayor Oscovitch, here. Township Manager Joe Sabatini, Attorney Tom Collins and Municipal Clerk Doris Flynn were also present.

RESOLUTION FOR EXECUTIVE SESSION – Motion by Councilwoman Raffay, second by Councilman Olson, to go into executive session 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:

- a. Attorney Client Privilege Information
 - General
- b. Contract Negotiations
 - Health Benefits

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 2, 2014.

Doris Flynn, Municipal Clerk

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	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 7:33 p.m. All members were in favor. Motion Carried.

FLAG SALUTE AND MOMENT OF SILENCE

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

TOWNSHIP REPORTS

Manager’s Report

- Received a letter from the NJDOT dated May 15, 2014, advising Byram Township that we did not receive the municipal aid grant for road improvements to Amity Road. There were 653 applications requesting more than \$255 million, and they only had \$78.75 million to give out. They advised us to apply again next year.

Councilman Olson

- On May 23, Scott attended the celebration of Francesco Farm in Andover Borough.
- Rich Bowe put on a great Memorial Service on Memorial Day at 10 a.m. in front of the Roseville School House.

- On May 30, Scott attended the final strategic planning mission session at Waterloo Village. There is a strategic plan ready to be rolled out to the public with regard to short and long term goals. The caterer has moved in and have an office on site. A representative from Jeffrey Miller will be attending the EDAC business owners meeting on June 23.
- Open Space will meet in June 9th at 7:30 p.m.

Councilwoman Raffay

- Marie Raffay reported on the all-day Sussex County Growth Plan workshop at Sussex County Community College last month
- Attended the Memorial Service and the Parade – wonderful service and a great parade, thanks to Rich Bowe and the Fire Department.
- There will be a planning board meeting on June 5 at 8 p.m.

David Gray

- Attended the Environmental Commission meeting on May 22. A representative from Conserve Wildlife Foundation gave a fascinating presentation. There was a unanimous motion to recommend John Boyer to be the Chairperson for the Environmental Commission.

James Oscovitch

- Appointed John Boyer as Chairman to the Environmental Commission.
- Attended the Memorial Service and the Parade. Thanked Rich Bowe and the Fire Department for a great job.
- Attended “Every 15 Minutes” at Lenape Valley High School. It was a very powerful program. It was put on the Byram, Stanhope, and Netcong Police Departments, along with the Emergency Squads and Fire Departments. It was a reenactment of a drunk driving scene.

PUBLIC PARTICIPATION I –Motion by Councilman Olson, second by Councilwoman Raffay 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.

APPROVAL OF MINUTES

- May 20, 2014 Regular Meeting Minutes –Motion by Councilman Olson second by Councilman Gray to adopt the minutes as presented.

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

- May 20, 2014 Executive Meeting Minutes –Motion by Councilman Olson second by Councilman Gray to adopt the minutes as presented.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion			x		
2nd		x			
Yes		x	x		x
No					
Abstain	x				
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 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 Councilman Gray, to approve the consent agenda.

- Resolution No. 81-2014 – Resolution Supporting the Click it or Ticket Mobilization of May 21 – June 1, 2014
- Renewal of the 2014/2015 Liquor Licenses
 - Resolution No. 82-2014 – Lockwood Tavern Restaurant
 - Resolution No. 83-2014 – WGB Properties, L.L.C. trading as Byram Motel
 - Resolution No. 84-2014 – The Pink Elephant of Cranberry lake, trading as Golden Nugget Saloon
 - Resolution No. 85-2014 –Zipload Inc., trading as SALT
 - Resolution No. 86-2014 – June M. Wallace, trading as Tomahawk Lake
 - Resolution No. 87-2014 – Byram Beverage Inc.

- Resolution No. 88-2014 – BBG Restaurant, L.L.C., trading as Frankie’s Lakeside Tavern
- Resolution No. 89-2014 – Chapter 159 - \$4,000
- Resolution No. 90-2014 – Resolution Authorizing the Cancellation of Capital Fund Reserves
- Resolution No. 91-2014 – Award of Bid to Contractors under the Morris County cooperative Pricing Council for Proposed Improvements to Tamarack Road Phase II –Tilcon-\$119,401.00 and Denville Line Painting-\$3,754.50

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

APPROVAL OF JUNE 2, 2014 BILL LIST

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

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

ORDINANCES – INTRODUCTION

BE IT RESOLVED that Ordinance entitled "Ordinance to Amend the Appendix A; Fee Schedule, to the Code of Byram Township" be read by title on first reading.

Purpose Statement: The purpose of this Ordinance is to amend the Fee Schedule to update changes in various fees with regard to OPRA, animal control, finance, highland exemption determination and waiver of site plan approval.

Motion by Councilman Gray, second by Councilwoman Raffay to introduce the ordinance.

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

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 June 16, 2014 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.

ORDINANCE – SECOND READING/PUBLIC HEARING

BE IT RESOLVED that Ordinance 5-2014 entitled “An Ordinance to Amend the Ordinance for Administration & Hourly Positions Salary and Wages for the Years 2014-2016” be read by title on second reading and a hearing held thereon. Motion by Councilman Olson, second by Councilman Gray.

Purpose Statement: To amend the existing salary ordinance to compensate an existing Township employee for taking on the role of Sanitary System Sewer Operator and to add several part-time seasonal recreation positions.

Motion by Councilman Olson, second by Councilwoman Raffay to open to the public. All members were in favor. Motion Carried. No comments were made. Motion by Councilman Olson, second by Councilwoman Raffay to close to the public. All members were in favor. Motion Carried.

The Clerk called for the vote.

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

DISCUSSION ITEM – Demolition of Jones Lane house – This house was acquired in an acquisition of Tamarack Park. We are getting close to putting the improvements to the park out for public bid. The Open Space Committee voted in favor to recommend that the Council use Open Space funds to demolish the dwelling. The Township can get 50% back through Green Acres and our OS consultant will assist us with the process. The net cost should be approximately \$10,000. Our engineer suggested replacing the footprint with gravel area to preserve the Highlands exemption so that the area can be utilized in the future in some way.

Motion by Councilman Olson, second by Councilwoman Raffay to move forward with the demolition for the Jones Lanes structure funded through Open Space.

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

Mayor Oscovitch appointed John Boyer as the Chairman of the Environmental Commission.

PUBLIC PARTICIPATION II

Motion by Councilman Olson, second by Councilman Gray 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 Raffay to close to the public. 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 8:10 p.m. Motion carried.

Doris Flynn, Municipal Clerk

James Oscovitch, Mayor