

**TOWNSHIP OF BYRAM
REORGANIZATION AGENDA
JULY 5, 2011 – 7:00 P.M**

1. OPENING OF MEETING	
2. OPEN PUBLIC MEETING STATEMENT Adequate notice of this meeting has been made in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 by forwarding the notice to the New Jersey Herald and posting the agenda on the bulletin board located in the Council Meeting Room and the Township website.	
3. ROLL CALL OF THE TOWNSHIP COUNCIL	
4. SPECIAL PRESENTATION – Gold Award – Angelica Sabatini	
5. NOMINATION AND SELECTION OF DEPUTY MAYOR	
6. COUNCIL APPOINTMENTS FOR 2011	6 month term
TOWNSHIP ATTORNEY – Tom Collins	6 month term
SPECIAL COUNSEL FOR LABOR & NEGOTIATIONS – Thomas Ryan	6 month term
TOWNSHIP BOND COUNSEL – Hawkins, Delafield & Wood	6 month term
MUNICIPAL PROSECUTOR – Anthony Arbore	6 month term
MUNICIPAL PUBLIC DEFENDER – Daniel Colfax	6 month term
TOWNSHIP ENGINEER – Cory Stoner	6 month term
TOWNSHIP SEWER OPERATOR – Wastewater Management	6 month term
TOWNSHIP SEWER ENGINEER – Cerenzio & Panaro	6 month term
TOWNSHIP PLANNER – Heyer, Gruel & Associates	6 month term
PLANNING BOARD	
Class IV Wayne Valentine	6 month temp. appt.
Class III – Council Representative	6 month temp. appt.
Alternate II – Lisa Shimamoto	6 month temp. appt.
BOARD OF HEALTH	
Ruth Rhodes	6 month temp. appt.
New appointments	6 month temp. appt.
RECREATION COMMITTEE	
William Schilling	6 month temp. appt.
John Pappalardo	6 month temp. appt.
OPEN SPACE COMMITTEE	
Public Member – Raymond Bonker	6 month temp. appt.
Environmental Commission –Daven Baez	6 month temp. appt.
YOUTH GUIDANCE COMMITTEE	
James Kelly	6 month temp. appt.
Sharon Tarczynski	6 month temp. appt.
7. NAMING OF THE COUNCIL LIAISONS	
Recreation Committee	
Environmental Commission	
Board of Health	
Youth Guidance	
8. MAYORAL APPOINTMENTS	
ENVIRONMENTAL COMMISSION	

3 year term (2) – Michele Rehse and Adam Rosenberg	6 month temp. appt.
David Gray(Chairman) to fill Jennifer Kreuzsch’s seat exp. 6/30/13	6 month temp. appt.
Alternate #1 –2 year term – Jennifer Kreuzsch	6 month temp. appt.
ARC COMMITTEE	
Andrew McElroy, Margaret McGarrity, Lisa Shimamoto, Vincent Gallo, Chris Goffredo, Christina Honthy, Eric Serrilli	6 month temp. appt.
9. TOWNSHIP MANAGER'S APPOINTMENTS	
Tax Search Officer	Tax Collector Theresa Vervael
Assessment Search Officer	Township Clerk Doris Flynn
Land Subdivision Search Officer	Planning Board Secretary Cheryl White
10. TOWNSHIP MANAGER AND COUNCIL REPORTS	
11. PUBLIC PARTICIPATION I - Meeting open to public for comments on matters not on the agenda or items on the agenda for which no public discussion is provided	
12. APPROVAL OF MINUTES a. Regular Minutes of 6/21/11 b. Closed Session Minutes of 6/21/11	
13. BILL LIST for July 5, 2011	
14.CONSENT AGENDA - All 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.	
Res. No. 81 -2011 - Custodian of Funds, Court	
Res. No. 82 -2011 - Signatories	
Res. No. 83 -2011 - Official Newspapers	
Res. No. 84 -2011 - Police Matron	
Res. No. 85 -2011 – Annual Notice of Scheduled Regular Meetings for the Byram Township Council from July 1, 2011 through December 31, 2011	
Res. No. 86 -2011 – Appointment of Stuart Klepesch Special Council for Foreclosures	
Res. No. 87 –2011 – Chapter 159 – Click It or Ticket - \$4,0000	
Res. No. 88 – 2011 – Tax Sale Cert. Redemption- #2009-11 - \$18,629.57 & \$4,600.00	
Res. No. 89 – 2011 – Tax Sale Cert. Redemption - #2010-032 - \$437.68	
15. Public Participation II	
16. Executive Session Attorney Client Privilege Info. – Civic Center	
17. Return to Public Session	
18. Any Other Business the Council Deems Necessary	
19. Adjournment	

**TOWNSHIP OF BYRAM
RESOLUTION NO. 8/ -2011**

**RESOLUTION AUTHORIZING CUSTODIAN OF FUNDS FOR
MUNICIPAL COURT/BAIL ACCOUNT**

BE IT RESOLVED that the Custodian of Funds for the Municipal Court/Bail Account shall be the Honorable Richard A. Bowe, and the Signatories for said account shall be as follows:

Honorable Richard A. Bowe

&

Mary Beth Swanson

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Olson	Councilwoman Raftery	Councilman Raftery	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 July 5, 2011.

Doris Flynn
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 82 – 2011**

**RESOLUTION AUTHORIZING THE DESIGNATION OF BANKING
INSTITUTIONS AND CUSTODIAN OF FUNDS/SIGNATORIES**

BE IT RESOLVED that effective July 1, 2011 the New Jersey Cash Management Fund and any authorized bank located in the County of Sussex, State of New Jersey, may be the depository for funds of the Township of Byram with the preference for banks situated in the territorial limits of Byram Township and that the Custodian of funds shall be the Township Treasurer; and

BE IT FURTHER RESOLVED that all disbursements shall be made by check and that of the three signatories listed below (3) signatories of such checks shall include the Mayor and any two additional authorized officers as follows:

Authorized Officers

James Oscovitch, Mayor
and
Joseph W. Sabatini, Township Manager
Theresa Vervaet, Treasurer, CFO

*Three (3) concurrent signatures shall be required provided that the Mayor's signature may be supplied by an approved facsimile to be affixed by the Chief Financial Officer.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Olson	Councilwoman Raftery	Councilman Raftery	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 July 5, 2011.

Doris Flynn
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 83- 2011**

RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County, New Jersey that the New Jersey Herald and Sunday Herald be designated official newspapers of the Township of Byram beginning July 1, 2011 and ending December 31, 2011, or until a successor is named.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Olson	Councilwoman Rafferty	Councilman Rafferty	Councilman Raftery	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 July 5, 2011.

Doris Flynn
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 84-2011**

APPOINTMENT OF POLICE MATRON

WHEREAS, the Township of Byram has deemed it necessary to temporarily or intermittently augment the services provided regularly by members of the Byram Township Police Department, and

WHEREAS, the Chief of Police of the Township of Byram has ascertained and certified that the following person meets the eligibility and qualifications for appointment as Police Matron.

NOW, THEREFORE BE IT RESOLVED that the foregoing person be appointed as Police Matron.

Christina D. Stopa

This appointment shall be effective July 1, 2011 and shall continue in force in accordance with appropriate local ordinances and statutes, until December 31, 2011.

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 July 5, 2011.

Doris Flynn
Township Clerk

TOWNSHIP OF BYRAM, COUNTY OF SUSSEX, STATE OF NEW JERSEY

RESOLUTION NO. 85 - 2011

**ANNUAL NOTICE OF THE CALENDAR DATES OF THE SCHEDULED
REGULAR MEETINGS OF THE BYRAM TOWNSHIP COUNCIL FROM
07/01/2011 UNTIL 12/31/2011**

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 **07/05/2011-12/31/2011**:

REGULAR MEETINGS

July	5 & 19
August	16
September	6 & 20
October	4 & 18
November	1 & 14*
December	6 & 19*
January	3**

(* Denotes a different day than the usual meeting day)
(**Denotes 2012 Reorganization)

All of the above meetings shall begin at 7:00 p.m. prevailing time. All meetings shall be held in the Municipal Building, 10 Mansfield Drive, unless otherwise noticed.

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

BYRAM TOWNSHIP COUNCIL

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 5, 2011.

Doris Flynn, Township Clerk

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

RESOLUTION NO. 86 - 2011

A RESOLUTION AUTHORIZING THE EMPLOYMENT AND CONTRACT FOR PROFESSIONAL SERVICES TO STUART B. KLEPESCH, ESQ. TO REPRESENT THE MUNICIPALITY IN FORECLOSURE OF TAX SALE CERTIFICATES PURSUANT TO THE TAX SALE LAW, TITLE 54 AND OTHER RELATED SERVICES ASSOCIATED THEREIN

WHEREAS, the Township of Byram is desirous of instituting a program for the foreclosure of tax sale certificates held by the municipality; and,

WHEREAS, the legal expertise required in foreclosing municipal liens is a prerequisite in the township's policy in instituting an active program in foreclosure of municipal held tax sale certificates; and,

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5, permits a contract for professional services to be awarded without the need for competitive bids and resolution memorializing the engagement of said professional service, which requires the award to be publicly advertised; and,

WHEREAS, Stuart B. Klepesch, Esq. has a working knowledge of the rules and statutes governing the foreclosure of municipal tax sale certificates and has performed said services for municipalities within the State of New Jersey and has agreed to offer to the Township of Belleville legal services to further its program in instituting the foreclosure of municipal held tax sale certificates

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

1. That the Mayor and Municipal Clerk are authorized to enter into and execute the Agreement for Professional Services, attached hereto, with Stuart B. Klepesch, Esq. with offices at 25 Lindsley Drive, Suite 200, Morristown, N.J. 07960 for and in the processing and institution of foreclosure of municipal tax sale certificates.
2. That the aforesaid legal counsel is hereby delegated to handle those matters delegated by the tax collector and/or township attorney in furtherance of the services in the foreclosure of municipal held tax sale certificates.
3. That this Contract is awarded without competitive bid and is a "Professional Service" in accordance with N.J.S.A. 40A:11-5 of the Local Public Contracts Law in recognition of the specialized knowledge and unique service required in foreclosure of municipal held tax sale certificates.
4. Notice of this resolution shall be published in the New Jersey Herald, as required by law, within ten (10) days of its passage as required by law.

BY ORDER OF THE MAYOR AND COUNCIL

ADOPTED: July 5, 2011

Attest:

I hereby certify the within is a true copy of a resolution adopted by the Township Council of the Township of Byram at a duly convened meeting held on July 5, 2011.

Doris J. Flynn
Municipal Clerk

TOWNSHIP OF BYRAM
RESOLUTION NO. 87- 2011
CHAPTER 159

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township of Byram has received \$4,000.00 from the State of New Jersey, Division of Highway Traffic Safety, and wish to amend its 2011 Budget to include this amount as a revenue.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Township of Byram hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$4,000.00 which is now available as a revenue from:

- Miscellaneous Revenues
- Special Items of General Revenue Anticipated with prior consent of the Director of Local Government Services:
- Public and Private Revenues offset with Appropriations:
- Click It or Ticket Grant

BE IT FURTHER RESOLVED that the like sum of \$4,000.00 be and the same is hereby appropriated under the caption of:

- General Appropriations:
- (a) Operations Excluded from CAPS
- Public and Private Programs Off-set by Revenues:
- Click It or Ticket 2011 Grant

BE IT FURTHER RESOLVED, that the Township Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

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 July 5, 2011.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 88 – 2011**

TAX SALE CERTIFICATE REDEMPTION

WHEREAS, the Tax Collector has certified that the following Tax Title Liens have been satisfied:

Lien Holder	Certificate #	Block	Lot	Amount
Lien Times	#2009-011	249	53	\$18,629.57
Lien Times (Premium)	#2009-011	249	53	\$ 4,600.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council, Township of Byram, County of Sussex, New Jersey, that the Tax Collector be authorized to accept said funds to redeem and remove the liens.

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 July 5, 2011.

Doris J. Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 89 – 2011**

TAX SALE CERTIFICATE REDEMPTION

WHEREAS, the Tax Collector has certified that the following Tax Title Lien has been satisfied:

<u>Certificate #</u>	<u>Block</u>	<u>Lot</u>	<u>Total Amount</u>
2010-032	339	1	\$437.68

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council, Township of Byram, County of Sussex, New Jersey, that the Tax Collector be authorized to cancel the Tax Title Lien for the Township of Byram.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Olson	Councilwoman Rafferty	Councilman Rafferty	Councilman Thompson	Mayor Oscovich
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 July 5, 2011.

Doris J. Flynn, RMC
Township Clerk