

**TOWNSHIP OF BYRAM**  
**COUNCIL AGENDA, TUESDAY, AUGUST 12, 2014**  
**EXECUTIVE SESSION – 7:00 P.M.**  
**REGULAR SESSION – 7:30 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. RESOLUTION FOR EXECUTIVE SESSION**

- a. Attorney Client Privilege Information
  - General
- b. Personnel – Tax Collector position
- c. Contract Negotiations
  - Shared Services

**5. RETURN TO OPEN SESSION**

**6. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION**

**7. APPROVAL OF AGENDA**

**8. REPORTS**

- Township Manager
- Mayor and Council Members
- Township Attorney

**9. 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.**

**10. APPROVAL OF MINUTES**

- July 15, 2014 Regular Meeting Minutes
- July 15, 2014 Closed Session Minutes
- July 18, 2014 Special Meeting Minutes

**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. 111-2014 – Custodian of Funds/Signatories
- B. Resolution No. 112-2014 – Resolution to Award Stainless Steel Dump Body - \$60,000
- C. Resolution No. 113-2014 – Chapter 159 - \$11,420.00
- D. Resolution No. 114-2014 - - Resolution Authorizing 100% Disabled Veteran Exempt Status to Owner of Block 254, Lot 8 and Cancellation of 4<sup>th</sup> Quarter Taxes for 2014 and Refund of Taxes Paid From March 1, 2014 to Present
- E. Resolution No. 115-2014 – Resolution of the Township of Byram Awarding a Bid to Provide Jet Vac Stormwater Cleaning Services not to exceed \$6,750.00
- F. Resolution No. 116-2014 – Resolution of Award to Dosch-King Co., Inc. for Improvements to Various Roads not to exceed \$97,200.00
- G. Resolution No. 117-2014 – Resolution of Award to Edge Property Maintenance for Replacement of DPW Garage Floor Replacement not to exceed \$99,990.00
- H. Resolution No. 118-2014 – Resolution Authorizing the Execution of Documents Associated With Accepting a 2014 Highlands Council Planning Assistance Grant for a Stormwater System Inventory/Mapping Pilot Program
- I. Resolution No. 119-2014 – Resolution Authorizing the Execution of the Mansfield Trail Dump Superfund Site Consent for Access to Property Agreement
- J. Raffles
  - 50/50 Raffle License Application – Byram Historical Society – Byram Day
  - 50/50 Raffle License Application – Byram Historical Society for FOWW at Waterloo Village on October 9, 2014

**12. APPROVAL OF AUGUST 12, 2014 BILL LIST**

**13. DISCUSSION ITEM – Proposed Sign Ordinance Status**

**14. PUBLIC PARTICIPATION II**

**15. EXECUTIVE SESSION – Session II (if necessary)**

**16. ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY**

**17. ADJOURNMENT**

**TOWNSHIP OF BYRAM  
RESOLUTION NO. 111 – 2014**

**RESOLUTION AUTHORIZING AND AMENDING THE DESIGNATION  
OF CUSTODIAN OF FUNDS/SIGNATORIES**

BE IT RESOLVED that effective August 18, 2014 all disbursements shall be made by check and that of the three (3) signatories listed below checks shall include the Mayor, Finance Office and Township Manager as follows:

Authorized Officers

James Oscovitch, Mayor  
and  
Joseph W. Sabatini, Township Manager  
Ashleigh Frueholz, Finance Officer

\*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 Municipal Clerk.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	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 August 12, 2014.

\_\_\_\_\_  
Doris Flynn  
Township Clerk

**TOWNSHIP OF BYRAM  
RESOLUTION NO. 112 – 2014**

**RESOLUTION TO AWARD THE 2015 STAINLESS STEEL DUMP BODY**

**WHEREAS**, the Township of Byram opened bids for the 2015 Stainless Steel Dump Body on July 9, 2014 at 10:30 a.m.; and

**WHEREAS**, only one bid was received from the following contractor:

TS LTD, 1685 Route 46 West, Ledgewood, NJ 07852 - \$60,000.00

**WHEREAS**, the lowest responsible bidder is TS LTD in the amount of \$60,000.00; and

**WHEREAS**, Qualified Purchasing Agent Sean P. Canning reviewed and recommended the award to Hoover Trucks in the amount of \$60,000.00.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Township Council, County of Sussex, State of New Jersey to award the bid to TS LTD in the amount of \$60,000.00. Certification of funds has been provided. The Mayor, Township Manager and Clerk are hereby authorized to sign any document associated with this award.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	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 August 12, 2014.

\_\_\_\_\_  
Doris Flynn, RMC  
Township Clerk

**TOWNSHIP OF BYRAM**  
**RESOLUTION NO. 113 - 2014**  
**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

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 2014 in the sum of .....\$11,420.00 which is now available as a revenue from:

Miscellaneous Revenues – Section F  
 Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:  
 Public and Private Revenues Offset with Appropriations:  
 Municipal Alliance Program

BE IT FURTHER RESOLVED that the like sum of .....\$11,420.00 be and the same is hereby appropriated under the caption of:  
 General Appropriations:

(a) Operations Excluded from CAPS  
 Public and Private Programs Offset by Revenues:  
 Municipal Alliance Program

BE IT FURTHER RESOLVED that the Township Clerk forward one copy of this resolution along with the Acting CFO Certification to the Director of the Division of Local Government Services.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2 <sup>nd</sup>					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on August 12, 2014

\_\_\_\_\_  
 Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM  
RESOLUTION NO. 114 – 2014**

**RESOLUTION AUTHORIZING 100% DISABLED VETERAN EXEMPT STATUS  
TO OWNER OF BLOCK 254, LOT 8 AND CANCELLATION OF TAXES FROM  
MARCH 1, 2014 TO DECEMBER 31, 2014 AND REFUND OF TAXES PAID  
FROM MARCH 1, 2014 TO PRESENT**

WHEREAS, Donald A. Zamora, lawful owner of Block 358.02, Lot 4, has been deemed 100% disabled by the Veteran’s Administration; and

WHEREAS, Donald A. Zamora has applied to the Tax Assessor for a 100% Disabled Veteran exemption in accordance with 54:4-3:30, which will be granted for the year 2015; and

WHEREAS, the Tax Assessor has recommended that this exemption be retroactive to the date his disability as declared by the Veteran’s Administration which is March 1, 2014, and that the Tax Collector make the necessary adjustment for the year 2014; and

WHEREAS, the Tax Collector has determined that the property taxes are paid through third quarter 2014.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram, Sussex County, New Jersey, that the property be classified as exempt effective March 1, 2014, and that the Tax Collector be authorized to cancel the amounts from March 1, 2014 through December 31, 2014 and to refund the amount paid from March 1, 2014 to present.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	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 August 12, 2014.

\_\_\_\_\_  
Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM  
RESOLUTION NO. 115 – 2014**

**RESOLUTION OF THE TOWNSHIP OF BYRAM AWARDING  
A BID TO PROVIDE JET VAC STORMWATER CLEANING SERVICES**

**WHEREAS**, the Township solicited proposals for Jet Vac Stormwater Cleaning Services; and

**WHEREAS**, the scope of work shall include Jet Vac Cleaning Services to clean stormwater pipes and catch basins as directed by the Byram Township Road Department Supervisor; and

**WHEREAS**, the contractor shall provide a jet vac truck with two (2) operators, and all equipment, tools, and all else necessary to attain a cleaning production rate of 15-25 catch basins each day; and

**WHEREAS**, the Township of Byram opened bids for the proposed Jet Vac Stormwater Cleaning Services on July 25, 2014 at 11:00 a.m.; and

**WHEREAS**, three (3) bids were received from:

1. Residuals Management Services, LLC/Earth Care – per day rate \$1,350.00
2. Stormwater Compliance Solutions, LLC – per day rate of \$1,575.00
3. Russell Reid Waste Hauling & Disposal Service Co., Inc. – per day rate of \$2,850.00

**WHEREAS**, the Township is permitted to use Clean Communities funds for stormwater management activities including catch basin cleanout and street sweepings, but no more than twenty-five (25) of the annual funding can be used to offset these costs; and

**WHEREAS**, the Township plans to use a portion of the Clean Community funds not to exceed \$3,500 with the balance of the funds to be covered by the Streets and Roads operating budget; and

**WHEREAS**, the Township plans to authorize five (5) days of services; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Council of the Township of Byram, in the County of Sussex to award the bid for jet vac stormwater cleaning services to Residuals Management Services, LLC/Earth Care in an amount not to exceed \$6,750.

**BYRAM TOWNSHIP MAYOR AND COUNCIL**

COUNCIL MEMBER	Councilman Gray	Councilwoman Rafferty	Councilman Olson	Councilwoman Kash	Mayor Osewicz
By:					
2nd					
Yes					
No					
Abstain					
Absent					

Adopted this 12th day of August, 2014 and certified as a true copy of an original.

\_\_\_\_\_  
Doris J. Flynn, Township Clerk

**TOWNSHIP OF BYRAM  
RESOLUTION NO. 116 – 2014**

**RESOLUTION TO AWARD THE BID FOR PROPOSED IMPROVEMENTS  
TO VARIOUS ROADS TO DOSCH-KING CO., INC.**

**WHEREAS**, the Township of Byram opened bids for the improvements to various roads on August 8, 2014 at 10:00 a.m.; and

**WHEREAS**, only one bid was received from the following contractor:

Dosch-King Co., Inc. -- \$97,200.00

**WHEREAS**, the lowest responsible bidder is Dosch-King Co., Inc. in the amount of \$97,200.00; and

**WHEREAS**, Township Engineer Cory Stoner reviewed and recommended the award to Dosch-King Co., Inc. in the amount of \$97,200.00.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Township Council, County of Sussex, State of New Jersey to award the bid to Dosch-King Co., Inc. in the amount of \$97,200.00. Certification of funds has been provided. The Mayor, Township Manager and Clerk are hereby authorized to sign any document associated with this award.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	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 August 8, 2014.

\_\_\_\_\_  
Doris Flynn, RMC  
Township Clerk

**TOWNSHIP OF BYRAM  
RESOLUTION NO. 117 – 2014**

**RESOLUTION TO AWARD THE BID FOR BYRAM ROAD DEPARTMENT  
GARAGE FLOOR REPLACEMENT TO EDGE PROPERTY  
MAINTENANCE, INC.**

**WHEREAS**, the Township of Byram opened bids for Byram Road Department garage floor replacement on August 8, 2014 at 10:30 a.m.; and

**WHEREAS**, two bids were received from the following contractors:

Tony’s Concrete Construction Co., Inc - \$83,000.00  
Edge Property Maintenance, Inc. - \$99,990.00

**WHEREAS**, the bid package for Tony’s Concrete Construction Co. Inc. did not include the required Bid Guarantee as required by NJSA 40A:11-21; and

**WHEREAS**, the second low bid package received from Edge Property Maintenance, Inc., did include all the items that were required in the bid package; and

**WHEREAS**, the lowest responsible bidder is Edge Property Maintenance, Inc. in the amount of \$99,990.00; and

**WHEREAS**, Township Engineer Cory Stoner reviewed and recommended the award to Edge Property Maintenance, Inc. in the amount of \$99,990.00.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Township Council, County of Sussex, State of New Jersey to award the bid to Edge Property Maintenance, Inc. in the amount of \$99,990.00. Certification of funds has been provided. The Mayor, Township Manager and Clerk are hereby authorized to sign any document associated with this award.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	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 August 8, 2014.



**TOWNSHIP OF BYRAM  
RESOLUTION NO. 118 - 2014**

**RESOLUTION AUTHORIZING THE EXECUTION OF DOCUMENTS  
ASSOCIATED WITH ACCEPTING A 2014 HIGHLANDS COUNCIL  
PLANNING ASSISTANCE GRANT FOR A STORMWATER SYSTEM  
INVENTORY/MAPPING PILOT PROGRAM**

WHEREAS, the Highlands Regional Master Plan (HRMP) was formally adopted on July 17, 2008; and

WHEREAS, conformity to the HRMP is mandatory in the Preservation Area and voluntary in the Planning Area; and

WHEREAS, the Township of Byram is located approximately 98% in the Preservation Area and 2% in the Planning Area; and

WHEREAS, the Highlands Council provides grants for establishing conformance with the HRMP and also for various pilot programs to assist all Highlands towns in establishing conformance; and

WHEREAS, Byram Township has been selected to participate in a Stormwater System Inventory and Mapping Pilot Program, with a proposed budget of \$6,309; and

WHEREAS, a Highlands Council grant will fund \$5,000 of the cost of this program with the remainder to be funded by the Township;

NOW, THEREFORE, BE IT RESOLVED, the Township of Byram accepts the \$5,000 Highlands Council grant to fund part of the costs of the Stormwater System Inventory and Mapping Pilot Program, with the Township to fund the remainder (an estimated \$1,309).

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Council of the Township of Byram, County of Sussex, State of New Jersey that the Township Manager, Planning Director and Clerk are hereby authorized to execute any and all documents associated with this 2014 Grant through the Highlands Council for the Stormwater System Inventory and Mapping Program.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	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 August 12, 2014.

\_\_\_\_\_  
Doris Flynn, Municipal Clerk

**TOWNSHIP OF BYRAM  
RESOLUTION NO. 119 - 2014**

**RESOLUTION AUTHORIZING THE EXECUTION OF THE MANSFIELD  
TRAIL DUMP SUPERFUND SITE CONSENT FOR ACCESS TO  
PROPERTY AGREEMENT**

WHEREAS, the Township Council and Township Manager have reviewed the Mansfield Trail Dump Superfund Site Consent for Access to Property Agreement, which was prepared to allow access by the Environmental Protection Agency (EPA) to the public rights of way within and along Ross Road, Brookwood Road, Brookwood Drive, and other roadways in the East Brookwood neighborhood for the purpose of installing monitoring wells and collecting groundwater samples;

NOW THEREFORE BE IT RESOLVED by the Council of the Township of Byram, County of Sussex, State of New Jersey that the Mayor, Township Manager and Clerk are hereby authorized to execute the Mansfield Trail Dump Superfund Site Consent for Access to Property Agreement.

**BYRAM TOWNSHIP COUNCIL**

	Councilwoman Raffay	Councilman Gray	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 August 12, 2014.

\_\_\_\_\_  
Doris Flynn, Municipal Clerk