

TOWNSHIP OF BYRAM
COUNCIL AGENDA, TUESDAY, SEPTEMBER 1, 2015
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 Privileged Communication
 - General
 - b. Personnel – Vehicle Use Policy
 - c. Contract Negotiations
 - Change in recycling services
5. **RETURN TO OPEN SESSION**
6. **PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION**
7. **APPROVAL OF AGENDA**
8. **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.
9. **REPORTS**
 - Township Manager
 - Mayor and Council Members
 - Township Attorney
10. **APPROVAL OF MINUTES**
 - August 11, 2015 Regular Meeting Minutes
 - August 11, 2015 Closed Session 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. 126-2015 – Resolution Confirming the Redemption of TTL # 2014-008
 - B. Resolution No. 127-2015 – Resolution Confirming the Redemption of TTL # 2014-017
 - C. Resolution No. 128-2015 – Resolution Authorizing Award of Professional Services Contract with Darren Raymond, SCGRE
 - D. Resolution No. 129-2015 – Resolution Authorizing Final Acceptance of Design and Repair of Salt Dome Building
 - E. Resolution No. 130-2015 – Resolution Authorizing the Adoption of the Community Forestry Plan for January 2015 – December 2019
 - F. Resolution No. 131-2015 – 2015 Capital Budget Amendment Resolution
 - G. Resolution No. 132-2015 – Resolution Authorizing the Execution of the Highlands Plan Conformance Supplemental Amended Grant Agreement
 - H. Resolution No. 133-2015 – Resolution Accepting Hazard Mitigation Grant
 - I. Resolution No. 134-2015 – Resolution Authorizing Final Acceptance of the Shingling of the Salt Dome Building
 - J. Resolution No. 135-2015 – Resolution Approving Change of Recycling Services and to Exercise Options for Years 4 and 5 as Set Forth in the Bid Specifications and Contract Documents
 - K. Resolution No. 136-2015 – Resolution Authorizing and Appointing Assessment Commissioners Pursuant to N.J.S.A. 40:56-22 for the Making, Enforcement and Collection of the Special Assessment Relating to the Forest Lakes Dam Rehabilitation
12. **APPROVAL OF SEPTEMBER 1, 2015 BILL LIST**
13. **ORDINANCES – Introduction/1st Reading**
 - **BOND ORDINANCE PROVIDING FOR THE REMOVAL OF AN AMBULANCE BY THE TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$150,000 AND AUTHORIZING THE ISSUANCE OF \$142,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION**
 - **ORDINANCE TO AUTHORIZE A CAPITAL EXPENDITURE FOR THE ACQUISITION OF A STANDBY GENERATOR TO PROVIDE FUNDING IN THE AMOUNT NOT TO EXCEED \$11,000.00**
14. **ORDINANCES – 2nd Reading/Public Hearing**
 - **ORDINANCE 12 – 2015 - ORDINANCE AMENDING ADMINISTRATION AND HOURLY POSITIONS SALARY AND WAGES FOR THE YEARS 2013-2016**
 - **ORDINANCE 13 – 2015 - ORDINANCE AMENDING CHAPTER 3 “ADMINISTRATOR OF GOVERNMENT” OF THE BYRAM TOWNSHIP CODE TO AUTHORIZE AND ESTABLISH THE OFFICE OF DEPUTY MANAGER BY ADDING A NEW SECTION 3-10.1 ENTITLED “DEPUTY MANAGER” TO THE CODE**
15. **DISCUSSION – JCPL/Montville - Proposed Montville-Whippany 230kV Transmission Project**
16. **PUBLIC PARTICIPATION II**
17. **EXECUTIVE SESSION – Session II (if necessary)**
18. **ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY**
19. **ADJOURNMENT**

**TOWNSHIP OF BYRAM
RESOLUTION NO. 126 – 2015**

Resolution Confirming the Redemption of TTL # 2014-008

WHEREAS, at the Municipal Tax Sale held on November 18, 2014 and lien was placed on Block 237 Lot 519 also known as 8 Carpenter Road, for 2013 delinquent real estate taxes; and

WHEREAS, this lien which is known as Tax Sale Certificate #2014-008, which was "struck off" to the Township of Byram with an 18% redemption fee; and

WHEREAS, Wiley, Malehorn, Sirota & Raynes attorney for the new owner has effected a redemption of certificate #2014-008 in the amount of \$7,618.67 on August 10, 2015;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram that this Governing Body acknowledges and confirms the redemption of tax sale certificate #2014-008; and

BE IT FURTHER RESOLVED, that the Certified Tax Collector is authorized to process all the necessary documents to redeem said lien, to bring the account current and cancel the certificate from record with the Sussex County Clerk's Office.

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

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Township Council of the Township of Byram at a regular meeting of said Governing Body conducted on Tuesday, September 1, 2015.

Doris J. Flynn, Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 127 – 2015**

Resolution Confirming the Redemption of TTL # 2014-017

WHEREAS, at the Municipal Tax Sale held on November 18, 2014 and lien was placed on Block 315 Lot 2144.02 also known as 385 Springbrook Trail, for 2013 delinquent real estate taxes; and

WHEREAS, this lien which is known as Tax Sale Certificate #2014-017, which was "struck off" to the Township of Byram with an 18% redemption fee; and

WHEREAS, Title on Demand of NJ, Inc., the firm for the new owner has effected a redemption of certificate #2014-017 in the amount of \$523.31 on July 30, 2015;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram that this Governing Body acknowledges and confirms the redemption of tax sale certificate #2014-017; and

BE IT FURTHER RESOLVED, that the Certified Tax Collector is authorized to process all the necessary documents to redeem said lien, to bring the account current and cancel the certificate from record with the Sussex County Clerks Office.

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

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Township Council of the Township of Byram at a regular meeting of said Governing Body conducted on Tuesday, September 1, 2015.

Doris J. Flynn, Clerk

TOWNSHIP OF BYRAM

RESOLUTION NO. 128 - 2015

**RESOLUTION AUTHORIZING AWARD OF
PROFESSIONAL SERVICES CONTRACT WITH
DARREN RAYMOND, SCGREA**

WHEREAS, the Township of Byram, pursuant to N.J.S.A. 40:55D-71b. has determined it necessary to employ a real estate appraiser for the Township of Byram; and

WHEREAS, the Mayor and Council intend by this resolution to award to Darren Raymond, SCGREA, a professional services contract for the period September 1, 2015 to September 1, 2016 in accordance with the services outlined in the attached Professional Services Agreement and proposal with the rate of \$125.00 per hour and as set forth in the agreement; and

WHEREAS, such award of contract shall be made as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Darren Raymond, SCGREA has completed and submitted a Business Entity Disclosure Certification that he has not made and will not make any reportable contributions to any political candidate or candidate committee and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for "Professional Services," without competitive bids and the contract itself, must be available for public inspection.

NOW THEREFORE BE IT RESOLVED, by the Township of Byram, County of Sussex and State of New Jersey that it hereby authorizes the Mayor, Township Manager and Clerk to enter into a contract with Darren Raymond, SCGREA as described hereinabove; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification be placed on file with this resolution; and

BE IT FURTHER RESOLVED that this Contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because these services are rendered or performed by a person authorized by law to practice a recognized profession; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the official Township Newspaper.

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 Tuesday, September 1, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 129 - 2015**

**FINAL ACCEPTANCE OF DESIGN AND REPAIR OF SALT DOME
BUILDING**

WHEREAS, on August 21, 2014, by adoption of Resolution No. 129-2014 the Byram Township Council, County of Sussex, State of New Jersey, awarded a contract to Dome Corporation of America in the amount of \$35,910.00 for design and repair of salt dome building; and

WHEREAS, in the Township Engineer's memo dated August 19, 2015, he recommended that said project be accepted.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor & Council of the Township of Byram, County of Sussex, State of New Jersey, that it hereby concurs with the Township Engineer's recommendation and accepts the design and repair of salt dome building as complete and authorizes securing a two-year maintenance bond.

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 September 1, 2015.

Doris Flynn, Municipal Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 131 – 2015**

2015 CAPITAL BUDGET AMENDMENT RESOLUTION

WHEREAS, the local capital budget for the year 2015 was adopted on the 7th of April, 2015;
and

WHEREAS, it is desired to amend said adopted capital budget section;

WHEREAS, N.J.A.C. 5:30-4.4B provides that the Capital Budget of a governing body shall be amended to reflect any provisions, changes or inconsistencies with said Capital Budget;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Byram, that the following amendment to the 2015 adopted capital budget be made:

2015 ADOPTED CAPITAL BUDGET

Project Title: Remount Ambulance
Estimated Total Cost: \$140,000.00
Planned Funding Services for Current Year 2015: Capital Improvement Fund - \$7,000.00
Debt Authorized - \$133,000.00

2015 CAPITAL BUDGET AMENDMENT

Project Title: Remount Ambulance
Estimated Total Cost: \$150,000.00
Planned Funding Services for Current Year 2015: Capital Improvement Fund - \$8,000.00
Debt Authorized - \$142,000.00

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 September 1, 2015.

Doris J. Flynn, RMC

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 133 – 2015**

RESOLUTION ACCEPTING HAZARD MITIGATION GRANT

WHEREAS, the Township of Byram submitted a grant application under the Federal Emergency Management Agency (FEMA) Public Assistance and/or Hazard Mitigation programs for presidentially declared major disasters; and

WHEREAS, the Township of Byram is in need of a standby generator for the Radio Communications Tower located at Old Indian Spring Road to supply backup power during and after severe weather events; and

WHEREAS, the Township of Byram has been awarded a Hazard Mitigation Grant in the amount of \$36,000.00 with a Federal share of \$25,000.00 and a non-Federal share of \$11,000.00; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Byram, County of Sussex, State of New Jersey that the Township Manager and Clerk are hereby authorized to execute any and all documents associated with the Hazard Mitigation Grant to purchase the standby generator as set forth in the plans.

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 September 1, 2015.

Doris Flynn, Municipal Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 134 - 2015**

FINAL ACCEPTANCE OF THE SHINGLING OF SALT DOME BUILDING

WHEREAS, on August 21, 2014, by adoption of Resolution No. 130-2014 the Byram Township Council, County of Sussex, State of New Jersey, awarded a contract to Dome Corporation of America in the amount of \$80,970.00 for the shingling of the salt dome building; and

WHEREAS, in the Township Engineer's memo dated August 27, 2015, he recommended that said project be accepted.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor & Council of the Township of Byram, County of Sussex, State of New Jersey, that it hereby concurs with the Township Engineer's recommendation and accepts the shingling of the salt dome building as complete and authorizes securing a two-year maintenance bond.

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 September 1, 2015.

Doris Flynn, Municipal Clerk

TOWNSHIP OF BYRAM
Sussex County, New Jersey
RESOLUTION NO. 135 - 2015

**RESOLUTION APPROVING CHANGE OF RECYCLING SERVICES AND TO
EXERCISE OPTIONS FOR YEARS 4 AND 5 AS SET FORTH IN THE BID
SPECIFICATIONS AND CONTRACT DOCUMENTS**

WHEREAS, in 2012 the Township of Byram sought bids for the collection and disposal of solid waste, recyclables and bulk waste; and

WHEREAS, two (2) bids were received from:

1. Waste Management
2. Blue Diamond Disposal, Inc.; and

WHEREAS, the Township of Byram opened bids on November 16, 2012 at 10:00 a.m.; and

WHEREAS, the bid submitted by Blue Diamond Disposal, Inc. of Succasunna, New Jersey was determined to be the lowest responsible bid for the Payment Alternative B for Solid Waste ID 10, Option A, - Bulk Waste ID-13 and Option 1b- Recycling to be owned by the Township.

WHEREAS, Option 1b, designated collected recyclable materials shall be collected once each month with the amount and volume of removal of designated recyclables by the contractor from the municipal recycling center is unlimited; and

WHEREAS, the collection day for designated recyclable materials is negotiable; and

WHEREAS, a contract was awarded to Blue Diamond Disposal, Inc. for the collection and disposal of solid waste, recyclables and bulk waste as follows:

1. Payment Alternative B for Solid Waste ID 10:

Year 1 – 3:	\$684,000
Year 4:	\$240,000
Year 5:	\$252,000
Total:	\$1,176,000

2. Option A – Bulk Waste ID 13 collected weekly on same date of ID 13.
Included – No Additional Cost

3. Option 1b – Recyclable Material Ownership – Township – Single Stream - Collected Monthly:

Year 1 – 3:	\$279,000
Year 4:	\$ 93,000
Year 5:	\$ 93,000
Total:	\$465,000

WHEREAS, the Township of Byram hereby desires to amend the collections specification of the original agreement for recycling services pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, N.J.S.A. 40A:11-5(1)(s) authorizes that the Byram Township Council can negotiate and award by Resolution a recycling services contract without public advertising for bids and bidding therefore; and

WHEREAS, the Byram Township Council agrees to the following amendments of the collection specifications of the original agreement for recycling services:

1. The Contractor shall collect designated recyclable materials every other week starting effective November 6, 2015.
2. The removal of designated recyclables by the Contractor from the municipal recycling center will be eliminated.

; and

WHEREAS, the Byram Township Council agrees to exercise the two, one-year options (Years 4 and 5) for both Payment Alternative B for Solid Waste ID 10 and Payment Alternative B for Recyclable Material Ownership – Township – Single Stream; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Byram as follows:

1. The Contractor shall collect designated recyclable materials every other week starting effective November 6, 2015.
2. The removal of designated recyclables by the Contractor from the municipal recycling center will be eliminated.
3. The Byram Township Council agrees to exercise the two, one-year options (Years 4 and 5) for both Payment Alternative B for Solid Waste ID 10 and Payment Alternative B for Recyclable Material Ownership – Township – Single Stream.

4. The award is subject to the availability and appropriation annually of sufficient funds or cancellation of the contract.
5. The commencement date of the changes is November 6, 2015.
6. A Notice of Award and Agreement shall forthwith be forwarded to Blue Diamond Disposal, Inc.
7. The Mayor, Clerk and Township Manager are hereby authorized to execute any and all necessary documents to carry out this award.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	Councilman Gray	Councilwoman Rafferty	Councilman Olson	Councilwoman Kesh	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 September 1, 2015.

Doris Flynn, Township Clerk

TOWNSHIP OF BYRAM

RESOLUTION NO. 136 -2015

RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF BYRAM AUTHORIZING AND APPOINTING ASSESSMENT COMMISSIONERS PURSUANT TO N.J.S.A. 40:56-22 FOR THE MAKING, ENFORCEMENT AND COLLECTION OF THE SPECIAL ASSESSMENT RELATING TO THE FOREST LAKES DAM REHABILITATION

WHEREAS, the Mayor and Township Council of the Township of Byram require the appointment of assessment commissioners ("the Commissioners") pursuant to N.J.S.A. 40:56-22 for the making, enforcement and collection of the special assessment relating to the Forest Lakes Dam Rehabilitation ("the Forest Lakes improvement"); and

WHEREAS, N.J.S.A. 40:56-22 requires that the Mayor and Township Council appoint three (3) discreet freeholders, who are residents of the Township of Byram, and who are not interested in the Forest Lakes improvement as the Commissioners to make the assessments for the benefits of the Forest Lakes improvement; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram, County of Sussex, State of New Jersey, George Shivas, Jr., Caryn Segal and Andrew McElroy, resident freeholders of the Township of Byram, and non-interested parties to the Forest Lakes improvement, are hereby appointed as the Commissioners to make the assessments for the benefits of the Forest Lakes improvement pursuant to N.J.S.A. 40:56-22; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed in the official Township newspaper.

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 Tuesday, September 1, 2015.

Doris Flynn, RMC
Township Clerk

TOWNSHIP OF BYRAM

ORDINANCE NO. 14 - 2015

BOND ORDINANCE PROVIDING FOR THE REMOUNT OF AN AMBULANCE BY THE TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$150,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$142,000 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 \$150,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$8,000 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.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$150,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$142,000 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 \$142,000 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 remount of an ambulance for use by the ambulance squad of the Township, including all appurtenances, accessories and attachments necessary therefor or incidental thereto, all as shown on and in accordance with the 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 \$142,000.

(c) The estimated cost of said purpose is \$150,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$8,000 down payment for said purpose.

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 five (5) 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 \$142,000, 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 \$7,500 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. 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 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.

ATTEST:

TOWNSHIP OF BYRAM

Doris Flynn, Township Clerk

James Oscovitch, Mayor

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
ORDINANCE NO. 15 - 2015**

**AN ORDINANCE TO AUTHORIZE A CAPITAL EXPENDITURE FOR THE
ACQUISITION OF A STANDBY GENERATOR TO PROVIDE FUNDING IN
THE AMOUNT NOT TO EXCEED \$11,000.00**

Purpose Statement: Acquisition and installation of one (1) permanent diesel fueled generator to supply backup power during and after severe weather events for the Radio Communications Tower located at Old Indian Spring Road.

WHEREAS, the Township of Byram is in need of a standby generator for the Radio Communications Tower located at Old Indian Spring Road to supply backup power during and after severe weather events; and

WHEREAS, the Township of Byram has been awarded a Hazard Mitigation Grant in the amount of \$36,000.00 with a Federal share of \$25,000.00 and a non-Federal share of \$11,000.00; and

WHEREAS, the Township of Byram has money available in the amount of \$11,000 from the Capital Improvement Fund.

NOW, THEREFORE BE IT ORDAINED and enacted by the Council of the Township of Byram, County of Sussex, and State of New Jersey, as follows:

Section 1 – The Manager and Municipal Clerk are authorized to execute the acquisition of the standby generator as set forth in plans. All actions shall be taken in accordance with the Local Public Contracts Law and other applicable regulations.

Section 2 – This ordinance shall be funded as follows:

\$11,000.00 Capital Improvement Fund

Section 3 – This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

BYRAM TOWNSHIP COUNCIL

Introduced: September 1, 2015 Adopted:

TOWNSHIP OF BYRAM

By: _____
James Oscovitch, Mayor

Attest: _____
Doris Flynn, Township Clerk

NOTICE OF INTRODUCTION

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Byram, in the County of Sussex, New Jersey, held on the 1st of September, 2015. Introduced and read by title and passed on the first reading and that said Township Mayor and Council will further consider the Ordinance for second reading and final passage thereof at a meeting to be held on the 15th day of September, 2015 at 7:30 p.m., at the Township of Byram Municipal Building, 10 Mansfield Drive, Stanhope, New Jersey, at which time and place a public hearing will be held thereon by the Township Council and all persons and citizens in interest shall have an opportunity to be heard concerning same. Copies of this ordinance are available at the Clerk's office Monday through Friday from 8:30 a.m. to 4:30 p.m.

**TOWNSHIP OF BYRAM
ORDINANCE NO. 12 - 2015**

**AMENDED ORDINANCE FOR ADMINISTRATION & HOURLY POSITIONS
SALARY AND WAGES
FOR THE YEARS 2013-2016**

BE IT ORDAINED by the Mayor and Township Council, Township of Byram, County of Sussex, State of New Jersey as follows:

SECTION 1: The salary for each elected and appointed official and employee of the Township of Byram who is engaged on an annual salary basis shall be hereby fixed as follows:

<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Mayor and Council Member	3,500	3,500
Municipal Manager	85,000	116,000
Deputy Municipal Manager	10,000	65,000
Executive Assistant	15,000	65,000
Chief of Police	115,000	160,000
Township Clerk/Registrar	50,000	80,000
Deputy Clerk	10,000	51,000
Chief Financial Officer/Municipal Treasurer	55,000	92,000
Assistant Municipal Treasurer	15,000	45,000
Municipal Tax Collector	15,000	70,000
Assistant Municipal Tax Collector	10,000	40,000
Tax Assessor	30,000	60,000
Public Works Superintendent	60,000	103,000
Director of Planning	50,000	75,000
Recreation Director	30,000	72,000
Municipal Court Administrator	30,000	57,000
Judge Municipal Court	15,000	50,000
Construction Code Official	30,000	75,000
Plumbing Inspector	10,000	20,000
Electrical Inspector	10,000	20,000
Fire Inspector	2,000	2,500
Fire Official	2,000	2,500
Zoning Officer	15,000	35,000
Assistant Zoning Officer	2,500	20,000
Deputy Registrar Vital Statistics Stipend	1,000	1,000
Planning Board Secretary Stipend	1,000	1,000
Sanitary Sewer License Operator Stipend	5,500	5,500

SECTION 2: The maximum hourly rate of pay for each appointed hourly employee shall be hereby fixed as follows:

<u>POSITION HOURLY</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Senior Transportation Driver	10.00	19.00
Recycling Aide	8.50	13.00
Animal Attendant	10.00	12.00
Seasonal DPW Workers	10.00	15.00

SECTION 3: The authorized number of positions shall be established by the Annual Budget adopted by the Township Council or as otherwise provided by statute or official action of the Township Council.

SECTION 4: The Manager of the Township of Byram may establish rates of compensation for all employees and may hire any new employee at an hourly or annual rate which does not exceed the maximum salary provided for such office or position without specific authorization of the Township Council.

SECTION 5: Personnel covered by the existing labor contracts or an individual contract with the Township shall be entitled to benefits as per contract, if applicable. Full time annual salaried employees not covered by contracts shall be entitled to the benefits but not including longevity, educational, or overtime payments, which

**BYRAM TOWNSHIP
SUSSEX COUNTY, NEW JERSEY
ORDINANCE NO. 13 – 2015**

AN ORDINANCE AMENDING CHAPTER 3 “ADMINISTRATION OF GOVERNMENT” OF THE BYRAM TOWNSHIP CODE TO AUTHORIZE AND ESTABLISH THE OFFICE OF DEPUTY MANAGER BY ADDING A NEW SECTION 3-10.1 ENTITLED “DEPUTY MANAGER” TO THE CODE

Purpose Statement: It is the purpose of this Ordinance to authorize and establish the position and office of Deputy Manager.

WHEREAS, pursuant to N.J.S.A. 40:69A-94, the governing body of the Township of Byram intends to authorize and establish the position of Deputy Manager as it is deemed to be in the best interest for the efficient administration of the Township’s government;

NOW THEREFORE, BE IT ORDAINED, by the Mayor and Township Council of the Township of Byram as follows:

Section 1. Article III is amended to add the position of Deputy Manager by adding the new section 3-10.1 after Section 3-10 entitled “Manager” as follows:

“§3-10.1 Deputy Manager. The Deputy Manager of the Township shall be appointed by the Manager. The Deputy Manager shall:

- A. Assist the Manager in the performance of his/her duties.
- B. Whenever the office of the Manager shall be vacant or unfilled, or the Manager shall be temporarily absent or unable to serve by reason of temporary disability or otherwise, the Deputy Manager shall have the power to perform the duties of the Manager.”

Section 2. Severability

If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

Section 3. Effective date

This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

ATTEST:

TOWNSHIP OF BYRAM

Doris Flynn, Township Clerk

James Oscovitch, Mayor

INTRODUCED: August 11, 2015

ADOPTED: September 1, 2015

NOTICE OF ADOPTION

NOTICE is hereby given that Ordinance No. 13-2015 was introduced and passed first reading at a meeting of the Township Council of the Township of Byram, held at the Byram Township Municipal Building, Mansfield Drive, Byram Township, New Jersey, on the 11th day of August 2015. The said ordinance was further considered for final adoption at a meeting of the Township Council of The Township of Byram, held at the Byram Municipal Building, 10 Mansfield Drive, Byram Township, New Jersey, on the 1st day of September at 7:30 p.m. at which time all persons were given the opportunity to be heard. It was finally passed and adopted and will be in full force in the Township according to law.