

BYRAM TOWNSHIP COUNCIL MEETING - JUNE 4, 2018
EXECUTIVE SESSION – 6:30 P.M.
REGULAR SESSION – 7:30 P.M.

CALL MEETING TO ORDER

Mayor Rubenstein called the meeting to order at 6:30 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

Councilman Gray, here; Councilwoman Kash, absent; Councilman Olson, here; Councilman Roseff, here; Mayor Rubenstein here. Also present was Township Manager Joe Sabatini, Tom Collins and Municipal Clerk Doris Flynn.

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 Communication
 - General
 - Stag Pond Road
 - Solicitation Restrictions for the Township of Byram, New Jersey
- b. Contract Negotiations
 - PSA - Auditor

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

Motion by Councilman Olson second by Councilman Roseff to go into closed session and adopt the above resolution.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd				x	
Yes	x		x	x	x
No					
Abstain					
Absent		x			

Certification: I certify that the Byram Township Council adopted the above resolution on June 4, 2018.
 Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION - Motion by Councilman Olson second by Councilman Gray to return to open session at 7:40 pm. All members were in favor. Motion Carried.

CALL COUNCIL MEETING BACK TO ORDER

FLAG SALUTE AND MOMENT OF SILENCE

APPROVAL OF AGENDA – Motion by Councilman Olson, second by Councilman Gray to approve the agenda with the addition of adding a motion to authorize Tom Collins to write a letter to the attorney for Aptive Environmental, LLC and pulling Resolution No. 123-2018 and 124-2018 from consent to allow for discussion. All members were in favor. Motion carried.

JUNE DOBSON SCHOLARSHIP PRESENTATION BY THE BYRAM TOWNSHIP HISTORICAL SOCIETY – Frank Gonzales presented a check to Trevor Quasis from the Historical Society. Trevor will be attending Monmouth University and majoring in history. He plans on going to Law school.

PRESENTATION OF 2017 AUDIT

CFO Ashleigh Frueholz and Township Auditor Ray Sarinelli, Sr. were present. Ray explained the audit process required in New Jersey. Nisivoccia spent a little over 200 hours doing the audit and produced an audit book. Ray reviewed the relevant data including current fund balances, reserves, etc. The tax collection percentage is the highest Ray has seen in years. We used \$100,000 more in surplus for the budget this year since we had a sufficient amount in it. Ray went over the trust accounts and the reserves in each of them. The sewer utility is operating as expected. We had approximately \$300,000 go through our state grant funds. Byram’s financial position is solid—Byram is a conservative community. Alex asked about the tax collection increase and if it was something that Ray has been seeing in other communities. Ray said that it follows the economy and he has seen this trend in other municipalities. Harvey asked Ray to explain a few points made in the Independent Auditor’s Report. Harvey commented on the calculation of unused sick and vacation accumulated pay and stated that this is something that affects the budget. Ray stated that Byram has reserved \$763,000, which will prevent us from having to borrow money for payouts to employees.

Harvey asked Ray if he could graph our health insurance obligation over several years. These figures are now required and they are obtained from the NJHIF. Ray stated that he could provide a graph.

Scott Olson – segregation of duties – how many employees would we need in order to have segregation. Ray stated that Byram would need 2-3 people at a minimum.

David Gray asked if we are being too conservative on the reserve for tax appeals, and questioned whether we could lower the reserve amount to reduce a future increase to the tax payers. Ray explained that there have been some municipalities that have run into problems with funding tax appeals. Dave suggested talking to our Tax Assessor about our appeals. Joe stated that by having this reserve, we do not have to budget for tax appeals. We have some pending tax appeals that are 4-5 years old.

- Resolution No. 125-2018 – Governing Body Certification of the Annual Audit – Motion by Councilman Gray, second by Councilman Olson to adopt this resolution. Mayor opened to the public. No comments were made.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion	x				
2nd			x		
Yes	x		x	x	x
No					
Abstain					
Absent		x			

- Resolution No. 126-2018 – Corrective Action Plan for 2017 Audit – Motion by Councilman Olson, second by Councilman Gray to adopt this resolution. David asked why we have to do this resolution if we are going to act on the corrective action. Ashleigh responded that it is a statutory requirement.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd	x				
Yes	x		x	x	x
No					
Abstain					
Absent		x			

COUNCIL REPORTS

Township Manager Joe Sabatini

- Summer Recreation Programs are now open. You can register on line or in the office
- 5/30 – Attended an Open House with the Chief of Police and Lieutenant at the Sussex County 911 center.
- Congratulated Township resident Frank Cutrone, who was just commissioned as a second lieutenant in the US Army. He will be heading to the Army’s Fort Lee Base in Virginia. When he completes the training, he will be stationed in upstate New York.

Mayor Rubenstein

- May 17 a tragic bus and dump truck accident happened on Route 80 in Mt. Olive. Our local police and Emergency Squad were one of the first emergency services on the scene.
- May 21 – Special Council meeting to form the Building Subcommittee meeting
- May 31 – First Workshop for Building Subcommittee – 13 public members, 2 Council members and a Planning Board member and the Township Manager
- Attended a ceremony that celebrated Byram Intermediate School being named one of the “Schools to Watch” Only 9 schools have been given this designation in the past 10 years. This is a great accomplishment for Byram.
- Spoke to 4th graders on government. They had great questions.
- Attended the Memorial Service and Parade – it was a time to remember the people who gave their lives for our freedom.
- On May 16 Robert Perry passed away. He was Mayor in Byram in 1968, and helped to create the Byram Police Department.

- Tragic fire on Rosemary Lane. The family lost everything. The Police Department has put out a notice looking for donations for the family.
- 6/8 – 6/15 – JCP&L will be making inspections on the transmission lines – checking by helicopter

Councilman Gray

- Thanked the Police Department and Lakeland Emergency Squad for responding to the bus accident and helping out the victims. David commented that the recent change in the law that has tightened background checks for school related personnel will hopefully help prevent a tragedy like this in the future.
- Attend an Eagle Scout Ceremony for Vincent Molinari, which was a great event and David was proud to attend.
- Attended the Memorial Day Service and Parade – The Mayor and Judge Bowe gave great speeches and the Fire Department did a fantastic job with the parade

Councilman Roseff

- Commented on the Municipal Building Subcommittee and stated that there are a lot of great participants with great ideas. He is looking forward to working with the committee.
- Attended Tree Farm Day at Stag Lake on June 1.

Councilman Olson

- EC met on 5/24 – Trails clean up.
- Scott thanked Steve Tesori for making the Memorial site in front of the School House look beautiful for Memorial Day.
- 5/30 – Presentation of the history of Lake Mohawk, part of which is located in Byram Township at the Historical Society meeting.
- 6/11 – Open Space committee meeting
- 6/12 – CAG meeting 7 p.m.

PUBLIC PARTICIPATION I

Motion by Councilman Olson, second by Councilman Gray to open to the public. All members in favor. Motion carried.

Dawn Edwards, 3 Springbrook Street, asked about the drainage improvements and stated that they want to see some action being done.

Yvonne Reeves, 80 River Road, stated that she found deeds on the vacant lots that she spoke about at the last meeting and stated that they are owned by the Township. She gave copies of the deeds to the Mayor.

Joan Sodano, 1 Springbrook Street, stated that the water problem has gotten increasingly worse year after year. It is a serious problem.

Dave Gray – thanked the residents for coming to the meeting and assured them that we were working on addressing the problem.

Susy Von Lengerke, Stage Lake, would like to know what is being discussed about the maintenance of Stag Pond Road. She asked why the road is not being maintained. Alex stated that the Township had a discussion with a few members of Stag Pond Corp. regarding the maintenance. There was an engineering report and map provided by Cory Stoner with regards to ownership of the road. Suzy stated that the Township is responsible for maintaining the road. Alex stated that the Council needs to look further into this and will be addressing it at a future meeting.

Dawn Edwards, 3 Springbrook Street, stated she has been reporting this problem for a long time and her emails date back to August 2017 with communication to Donna Fett.

Skip Danielson, 18 Hunter Lane, asked for support of Bill 1597. Since the last meeting of the Council, they have won another judgment for Tammy.

Ted L'Estrange, Cuddebackville, NY, spoke to the Council and requested that we pass a resolution condemning China's State-sanctioned harvesting organs from Falun Gong practitioners for profit.

Motion by Councilman Gray, second by Councilman Olson to close to the public. All members in favor.

APPROVAL OF MINUTES

- May 15, 2018 – Regular and Closed Session Minutes – Motion by Councilman Olson, second by Councilman Gray, to adopt the minutes as presented.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd	x				
Yes	x		x	x	x
No					
Abstain					
Absent		x			

- May 21, 2018 –Special Regular Session Minutes – Motion by Councilman Olson, second by Councilman Roseff, to adopt the minutes as presented.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
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 Gray, second by Councilman Olson, to approve the consent agenda.

- Approval of Raffle – 50/50 – The Nicholas Wihlborg Foundation – June 22, 2018
- Approval of County of Sussex 2018 Financial Assistance of \$2,800 to Lakeland Emergency Squad
- Reaffirmation of Fire Department Member – John T. Dimino
- Resolution No. 111-2018 – Resolution Authorizing the Refund of Redemption Monies to Outside Lien Holder – Block 56, Lot 39 – 2 Dogwood Lane
- Resolution No. 112-2018 – Authorization to Purchase Car & Interview Camera System for the Township of Byram Police Department – Not to Exceed \$39,895.00
- Resolution No. 113-2018 - 2018 Capital Budget Amendment Resolution
- Resolution No. 114- 2018 – Resolution Authorizing the Renewal of Liquor License to Byram Beverage Inc. Valid from 7/1/18 through 6/30/19
- Resolution No. 115-2018 – Resolution Authorizing the Renewal of Liquor License to Tomahawk Lake, Inc., Trading as Tomahawk Lake, Valid from 7/1/2018 through 6/30/2019
- Resolution No. 116-2018 – Resolution Renewing a Plenary Retail Consumption License Issued to Andover Wine and Liquors Inc. Trading as Liquor Factory & Lounge Valid from 7/1/2018 through 6/30/2019
- Resolution No. 117-2018 – Resolution Authorizing the Renewal of Liquor License to the Pink Elephant of Cranberry Lake, Trading as Golden Nugget Saloon, Valid from 7/1/18 through 6/30/19
- Resolution No. 118-2018 – Grant Agreement Between Byram Township and The State of New Jersey by and for the Department of Environmental Protection – Volunteer Fire Assistance Grant - \$3,171.60
- Resolution No. 119-2018 – Resolution Authorizing the Renewal of Liquor License to Zipload, Inc., Trading as Salt, Valid from 7/1/2018 through 6/30/2019
- Resolution No. 120-2018 – Resolution Authorizing the Renewal of Liquor License to CBK Restaurant LLC, Trading as Orchard Beer Garden, Valid from 7/1/2018 through 6/30/2019
- Resolution No. 121-2018 – Resolution Authorizing the Refund of Redemption Monies to Outside Lien Holder – 73 Lee Hill Road, Block 336 Lot 3.02 QFARM
- Resolution No. 122-2018 – Resolution to Award the Bid for Proposed Cape Sealing of Various Streets in the Lake Lackawanna Area – Not to Exceed \$265,620.00

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion	x				
2nd			x		
Yes	x		x	x	x
No					
Abstain					
Absent		x			

Resolution No. 123-2018 – Resolution to Authorize Harold E. Pellow & Associates, Inc. Provide an Engineering Review of the Byram School Property for Municipal Services Parking – Not to Exceed \$1,500.00 — Motion by Councilman Olson, second by Councilman Gray to consider this resolution for adoption. Alex explained that at the subcommittee meeting last week, the committee wanted to investigate the open space section of the Byram Intermediate School for municipal services. Scott Olson stated that he heard the school has other uses for this space. Mayor Rubenstein had a conversation with Andrew McElroy who said that the Board of Education would be willing to participate in a meeting. Scott Olson also stated that he would like a discussion in the future before something is placed on the consent agenda that resulted in a requested action by the building subcommittee. Alex agreed and will follow that suggestion in the future. Motion Councilman Olson, second by Councilman Gray to table this resolution until a meeting has taken place with the school and a report has been given to the Council.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd	x				
Yes	x		x	x	x
No					
Abstain					
Absent		x			

Resolution No. 124-2018 – Resolution to Authorize Harold E. Pellow & Associates, Inc. to Conduct a Foundation Review of Existing Municipal Building – Not to Exceed \$10,000.00 – Motion by Councilman Olson, second by Councilman Roseff to consider this resolution for adoption. The Mayor asked Joe late last week to get a proposal from Cory Stoner to do this work. The engineer put together the proposal quickly, which would include subcontracting out to a structural engineer. Scott Olson asked why are we only looking at the foundation under the trailers and not the other end of the building. Alex stated that we have comprehensive architectural plans of the Finance portion of the building but we don't have anything on the trailer portion. Harvey felt that we were premature in having the foundation looked at. He feels the committee should have more time to gather information, share ideas and work together and discuss ways to move forward.

Motion to move to table by Councilman Olson, second by Councilman Roseff.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd				x	
Yes	x		x	x	x
No					
Abstain					
Absent		x			

JUNE 4, 2018 BILL LIST

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

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd	x				
Yes	x		x	x	x
No					
Abstain					
Absent		x			

ORDINANCE – 1st Reading / Introduction

- BE IT RESOLVED that Ordinance entitled “**AN ORDINANCE AMENDING “CHAPTER 240 – ZONING” OF THE TOWNSHIP OF BYRAM CODE TO UPDATE THE “ZONING MAP OF THE TOWNSHIP OF BYRAM”** be read by title on first reading
Purpose Statement: The purpose of this ordinance is to amend Chapter 240 of the Township of Byram Code in order to effectuate a number of planning objectives and legal requirements. This ordinance amendment effectuates the goals, policies and objectives of the Township’s 2012 Master Plan Re-Examination Report, the 2014 Highlands Master Plan Element and the 2016 Highlands Area Land Use Ordinance and represents implementation of land development regulations affecting all land in the Township. The ordinance amends the Township Zoning Map, to conform to the goals, requirements, and provisions of the Highlands RMP and is consistent with “Smart Planning” consistent with the Byram Township Master Plan, as amended, the Sussex County Strategic Growth Plan, the State Plan and the Highlands Regional Master Plan.

Planner Paul Gleitz was present and provided an overview on the Zoning Map Update. While we were working on the zoning map update, we took this opportunity to update the map to reflect the changes recommended in the last reexamination of the Master Plan. This will update the map to be conforming with the Highlands and eliminates the majority of split zones in the Township. The Highlands Council approved the draft map. The lake bottoms were put in the R-1 zone. This was done because if in the future something happens to the dam and there no longer is a lake, the area would be in 10-acre zoning. Courtesy notices were sent to property owners who have split zones. Harvey stated that he felt very strongly that these notices should have been sent certified. He felt that we took a shortcut. Paul respectfully stated that noticing was not required according to the Land Use Law, and Byram was taking an extra step by sending the courtesy letters. Tom Collins agreed. This process is making the split zones into the least restrictive zones. If this ordinance is introduced tonight, it will go before the Planning Board on June 7 for a consistency review, then it will come back to the Council for adoption.

David asked Paul for an overview on how the Highlands has put restrictions on our zoning in Byram Township. Paul stated that in the preservation area, the Highlands has locked us into what our development was in 2004. One third of the Township is open space, one third is pre-established neighborhoods, and the rest is large lots. The Township zoning was 5-10 acres, and the Highlands thought it should go to 22 and 88 acres. We haven’t had large lot subdivisions since that time. With regards to the Planning Area, it has helped us focus on development in that area and allow us to work with the Highlands. We were the first to have a designated center.

We have been able to get a lot of grant money to do significant planning work. Being 98% in the

preservation area has greatly benefitted us with our housing plan. We were able to reach a settlement agreement with the Fair Share Housing Center, and they granted us a special circumstance resulting in us only have one additional unit.

David asked if Paul attended Highland Councils meetings. Paul hasn't been to them recently. David stated that Sussex County has had a massive economic downturn that is different than other counties. Our County also has a massive increase of foreclosures, which he feels is different than other counties. David pointed out that a difference is that we are in the Highlands. Paul stated that there are 7 counties in the Highlands area and they are all having different impacts. Paul is very proud of the Sustainable Economic Development Plan that was done several years ago in Byram. He feels it was well done and has some great data in it that could help with economic development.

Harvey asked if the Highlands could help with the water problem in West Brookwood. Paul stated that they have water experts and it is possible that they could have some information available that could be of value.

Paul stated that this map will be given to the County and the Highlands once it is adopted.

Motion by Councilman Olson, second by Councilman Gray to introduce this ordinance.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
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 19th 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.

- BE IT RESOLVED that Ordinance entitled “**AN ORDINANCE TO AUTHORIZE A CAPITAL EXPENDITURE FOR DRAINAGE IMPROVEMENTS TO RIVER ROAD & CHESTNUT STREET TO PROVIDE FUNDING IN THE AMOUNT NOT TO EXCEED \$16,000.00**” be read by title on first reading.
Purpose Statement: Drainage Improvements to River Road & Chestnut Street including materials, equipment, site work and engineering costs fully funded by Capital Reserve for Road Resurfacing.

Motion by Councilman Olson, second by Councilman Gray to introduce this ordinance. The work will be done by our DPW Department. Scott Olson stated that he hopes this fixes the problem, and he thanked the residents for being patient.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
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 19th 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.

ORDINANCE – 2nd Reading / Public Hearing

- **ORDINANCE 11-2018 - ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BYRAM AUTHORIZING THE LEASE FROM THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION DIVISION OF PARKS AND FORESTRY OF THE REAL PROPERTY KNOWN AND DESIGNATED ON THE TOWNSHIP OF BYRAM TAX MAP AS BLOCK 22, LOTS 223, 224, 225.01, 225.02, 226.02**

Motion by Councilman Olson, second by Councilman Gray to consider the ordinance for adoption. Mayor Rubenstein open to the public. No comments were made. Mayor Rubenstein asked the clerk to call the vote.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd	x				
Yes	x		x	x	x
No					
Abstain					
Absent		x			

Be It Resolved that Ordinance 11-2018 is passed on final reading and that a notice of final passage be published in the official designated newspaper according to law.

- **ORDINANCE 12-2018 - AN ORDINANCE AMENDING CHAPTER 48 POLICE DEPARTMENT, ARTICLE II. POLICE MANUAL, SECTION 48-15 UNIFORMS, EQUIPMENT AND APPEARANCE**

Motion by Councilman Gray, second by Councilman Olson to consider the ordinance for adoption. Mayor Rubenstein opened to the public. Mayor Rubenstein asked the clerk to call the vote.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion	x				
2nd			x		
Yes	x			x	x
No					
Abstain					
Absent		x			

Be It Resolved that Ordinance 12-2018 is passed on final reading and that a notice of final passage be published in the official designated newspaper according to law.

ITEMS FOR DISCUSSION

- Assembly Bill 1851 – This addresses sick time accruals by employees. Harvey stated that sick time payouts affect our future budgets. Scott Olson asked if the League has commented on this bill. Harvey stated that there also was a Senate bill on this subject and would like to see Byram pass a resolution in support of one of these bills. The senate bill is less restrictive. Harvey suggested reviewing both bills and take a position in the future. Alex asked all members to read over both bills and be prepared to discuss this further at a future meeting.

- Utility Services – Alex asked the Council if we want to form a strategy on how we want to go about getting upgrades to our utilities. Harvey suggested inviting in the SECTV, Century Link and Verizon to come in and make a presentation on where our system is currently and where they see it going. Alex has had some conversations with Cablevision. Alex would like to find out if legally we can have a second cable company in town. Scott suggested that we talk directly to the BPU. Alex suggested forming a subcommittee to meet with the BPU. Alex and Harvey have volunteered to work together on this issue. Motion by Scott Olson, second by Councilman Gray, to have Joe contact the BPU and make an appointment to meet with the Office of Cablevision and Telecommunications with Alex and Harvey. All members in favor. Motion carried.

- Discuss next steps regarding Ordinance Amending Chapter 240 Zoning of the Township of Byram Code – Membrane Structure – Alex was tasked with speaking to the Planning Board regarding streamlining the variance process for a membrane structure/accessory structure. It was discussed at the meeting, and the Planning Board Attorney was going to do some research. Joe asked that in the future if the Planning Board wanted to authorize the Attorney to do research on something, that there should be a proposal submitted for the scope of services needed. Tom Collins recommends that resolutions be prepared by the Board Attorney. Joe said that we can look at the fee structure and possibly reduce the fee for a zoning permit and application to the planning board for an accessory structure. There will be more discussion at an upcoming Planning Board meeting.

PUBLIC PARTICIPATION II

Motion by Councilman Olson, second by Councilman Gray to open to the public. All members in favor. Motion carried. Skip Danielson, 18 Hunter Lane, complained about the Verizon service where he lives. Skip thanked the Council for passing the Resolution authorizing (the Lakeland resolution).

Jack Moran, East Waterloo Road, stated that we should also think about 5G. He also stated that we should look into electricity contracts. Alex suggested that homeowners should get educated on what energy companies are available to them and see if they can get lower rates.

Motion by Councilman Olson, second by Councilman Gray, to close to the public. All members in favor.

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 Communication
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 - PSA - Auditor

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

Motion by Councilman Olson second by Councilman Roseff to go into closed session and adopt the above resolution.

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd				x	
Yes	x		x	x	x
No					
Abstain					
Absent		x			

Certification: I certify that the Byram Township Council adopted the above resolution on June 4, 2018.
Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION - Motion by Councilman Olson second by Councilman Gray to return to open session at 11:45 pm. All members were in favor. Motion Carried.

OTHER BUSINESS – Motion by Councilman Olson, second by Councilman Gray to authorize Attorney Tom Collins to send a letter to attorney for Aptive Environmental, LLC regarding solicitation.

ADJOURN

On the motion of Councilwoman Olson, second by Councilman Gray and with all members in favor, the meeting was adjourned at 11:47 p.m. Motion carried.

Doris Flynn, Municipal Clerk

Alexander Rubenstein, Mayor