

BYRAM TOWNSHIP COUNCIL MEETING - SEPTEMBER 3, 2019
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

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting advertised in accordance with the OPMA law and posted on the bulletin board in the Municipal Building. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

ROLL CALL

Councilman Gray, here; Councilwoman Kash, here; Councilman Olson, here; Councilman Roseff, here; Mayor Rubenstein, here. Also present was Township Manager Joe Sabatini, Township Attorney 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. Personnel - Chief Peter Zabita
- Employee Handbook
- b. Attorney Client Privilege Communication
- Municipal Building Lease Option
- c. Shared Services
- d. Attorney Client Privilege Communication - Joan Drive

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

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

Certification: I certify that the Byram Township Council adopted the above resolution on September 3, 2019.
Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION – 7:30 p.m.

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

MANAGER AND COUNCIL REPORTS

Manager’s Report:

Byram Fest is scheduled for Friday, September 27, starting at 5 p.m. at COJ. There will be family activities, food truck vendors, rides and fireworks

Mayor Rubenstein - no report

Harvey Roseff - no report

Councilman Olson – Planning Board meets on September 5 to hear the Tomahawk Lake application.

- Byram Historical Society meets on September 10 with a presentation about the Morris Canal and Waterloo Village

Councilwoman Kash- no report

Councilman Gray - no report

Public Participation 1 - Motion by Councilman Olson, second by Councilman Gray to open to the public. No comments were made. Motion by Councilman Gray, second by Councilman Olson to close to the public.

APPROVAL OF MINUTES

- August 13, 2019 –Regular & Closed Session Minutes – Motion by Councilman Gray, second by Councilman Olson, 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	x
No					
Abstain					
Absent					

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. Harvey Roseff requested that several resolutions be removed from the consent agenda to allow for discussion. Motion by Councilman Olson, second by Councilman Gray to approve the consent agenda.

- A. Approval of Raffle & 50/50 License for Sussex County Police Athletic League – Panther Lake Campground 8/31/19
- B. Resolution No. 167-2019 – Authorizing the Public Display of Fireworks at Byram Fest, September 27, 2019, or Approval to Release January 2019 – June 2019 Closed Session Minutes
- C. Resolution No. 182-2019 – Resolution Accepting Hazard Mitigation Grant – Little Paint Way
- D. Resolution No. 183-2019 – A Resolution of the Township Council of the Township of Byram Authorizing the Sale of Surplus Personal Property No Longer Needed for Public Use on an Online Auction Website
- E. Resolution No. 184-2019 – Resolution Authorizing 100% Disabled Veteran Exempt Status to Owner of Block 400, Lot 111 Starting June 27, 2019 and the Cancellation of Taxes for the First Half of 2020
- F. Resolution No. 185-2019 – Resolution Authorizing Participation in an Electronic Tax Sale
- G. Resolution No. 186-2019 – Resolution Authorizing Electronic Tax Sale Notice Fees
- H. Resolution No. 187-2019 – Resolution of the Governing Body of the Township of Byram Regarding the Rejection of Bids for Proposed Improvements to Whitehall Hill Road
- I. Resolution No. 188-2019 – Release of Performance Bond to First Hartford Realty Corp. for Property known as Byram CVS – Block 34 Lot 14

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

- Resolution No. 189-2019 – Supporting Exploration of a Shared Services Agreement with Andover Township for Police Services

Mayor Rubenstein explained the procedure to the public this evening, stating that there will be a motion and a second and conversation among the Council and then it will be opened up to the public. Anyone who wishes to speak should come forward and announce their name and address. Each person will be allowed 3 minutes to comment.

Motion made by Councilman Olson, second by Councilman Roseff to introduce the resolution.

Councilman Gray appreciates the discussion the Mayor has had with Andover Township. This has not been about disbanding the Byram police force. David commented that Officer Lisa will be heading up the LEED program, police officers are doing paperwork in the schools to be a presence, and everyone respects what Byram police give to the Township. The will of the Council is to get information, which could determine if there are benefits of a shared service. We are aware who is doing the studies. David Gray stated that he would not vote to do anything to take away Byram’s police force. He said that the primary purpose of a council person’s job is to wisely spend money and make decisions; but there is more to numbers, and there are the people behind the numbers. We are not voting on whether or not to have a police department today, but that may be the decision of future council people. It is a resolution to have a study done, collect information and present findings to the Council. He stated that if there was a vote that he was involved in to disband or disturb the Police Department, his vote would be no.

Councilman Olson agreed with comments made by David Gray and reiterated that it is a study only. Scott stated that no one on the Council wants to disband the Police Department. He credited the Byram Police officers and Lakeland Emergency Squad for saving his life during a medical emergency at his home, due to their quick response time. He feels it is his duty as a Council person to look at the interest of all residents so he will take a

look at the study. Scott stated that he will not make a decision based on cheap governance and feels that good government costs money and it should be continued. He would not make a decision that would harm any of the residents of our town.

Mayor Rubenstein stated that this resolution was a product of meetings with Andover Township Mayor and Council. The Mayor stated that we have a great relationship with Andover Township as it relates to our municipal court, and we have additional shared services with other towns, and this is an expansion upon that. He is not looking to change the response time or citizen's expectations of what the Police Department currently provides us. He is very concerned about what happens to employees and will make sure they are not thrown aside.

Scott Olson stated that he would never throw employees to the street. The employees are like family, and he will make sure that we continue to treat our employees properly.

Mayor Rubenstein stated that that this resolution is allowing the State agency to come in and look around and gather information, and this has nothing to do with changing police services or disbanding a Police Department. Andover Township will consider this same resolution on Thursday night. Alex was told this would take 2-3 months to complete. The State will come back with a report and present it at a public meeting, and he encourages people to attend.

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

Paul Conklin, 9 Tote Road, stated that he was glad to see so many people here supporting the town. He stated that the Council has forgotten that everyone in this town is family. If he has to pay more money to keep our police officers in our town, he will. Paul stated that this is a bad idea.

Patrick Colligan, NJ State PBA, stated that these officers have been here for a very long time, and they had to find out about this on Facebook. He feels it is a disgrace. Rick Richardella will be doing the study. He is a retired chief. Patrick stated that Rick has never done a study that he didn't recommend consolidation, and it will happen here. The response time would be 29 minutes from one side of Andover to the Byram side. He told the Council that they need to end this resolution.

Daniel Dewald, current employee for 20 years, and one of Byram's PBA representatives, told the Council that they will receive a cut and paste report from the DCA. There is already a predetermined motion with this resolution. Andover answers to the Andover Township Council. The DCA will not provide a fair and impartial report. Dan provided the numbers of what it actually costs the residents of by each day for the average assessed home, which as \$1.79/day.

Thomas Koundry, 115 South Shore Road, stated that he has children and grandchildren that live in town. He went from paying \$7,000 in Long Valley to \$1,200 here. One of the highest priorities of the local government body is making sure the Township is safe. If this comes to fortition, we will always be 2nd and Andover will be first. We don't want to receive a reactive response to emergency calls. He stated that this is a bad idea that needs to end tonight. The Council is considering a resolution tonight, and they should vote no.

Earl Riley, 5 Louis Drive, stated that a Council person does try to save the Township money, but it should not be at the expense of our Police Department. He stated that the DCA is not an impartial body.

Mahir Kaylani, a state delegate for PBA Local 138 and a Newton police officer, stated that it is unfortunate that this has to entertained tonight. Police shared services jeopardizes the residents of this town. Andover Twp is 28 square miles and Byram is 24 square miles. In 2009, Stillwater disbanded their police department with no tax relief to the taxpayers. He reported on the CPR awards that were given out in May to a few of our police officers. They saved lives because of the quick response time.

Andy Boden, 5 Sand Hill Road and is a member of Sussex County Sherriff's department, reported that he just went through this with Sussex County. He was told no one would lose their job and the jail would not close. That wasn't true because the jail is now closed. He urged the Township to vote no and not go forward.

Art Bowles, 59 Brookwood Road, stated that people here are against having this study done, and he asked the Council to make a motion to vote no on the resolution.

Skip Danielson, 18 Hunter Lane, stated that he heard from the State back in 1970 that they were here to help. They provided Skip with a report that was worthless. He stated that you can google a DCA shared service study by Rick Richardella for the consolidation of Lake Como in Monmouth County. Skip stated that you will see references to the city of Camden, which proves the reports are done by cut and paste. This resolution has already caused low moral, but the support shown tonight is good for Byram's officers. He asked Byram to reconsider the motion.

Rich Kuncken, 43 Waterloo Road, stated that he would be against any change to our Byram Township Police Department structure. He asked why we didn't consider the study before we spent years planning a new municipal building which included a facility for the police. Approving this study would hurt moral. We may not be able to attract new officers. He feels there is no need to do a study when there is no need for a change to our police department. He would like to see something done about the taxes in our town but not through share services.

John Hulse, 55 year resident of Byram, stated he was lucky enough to complete his career here. He is asking the Council to deal with this like a family and realize that doing this study is wrong. He values every police officer that has worked for Byram. He asked the Council to think of the police as their family and do what is right and say no to this resolution.

Joe Indano, resident of Flanders, has been in law enforcement for 17 years, and now works for the Borough of South Plainfield. His office hires lateral transfers – moral isn't the best. He can't recall that we have ever had anyone leave the Byram Police force. He knows that we have the best group of police officers, and he would be proud to be an officer in Byram. He asked on behalf of Byram's residents, not to do this.

Erica Koundry, 115 South Shore Road, stated that it is disgraceful that the Township is considering this resolution. She moved here because it is a safe place, with great schools. She sees police officers when she drops her grandchildren off at school, which is a comforting. Erica stated that the police department is not broken, and it doesn't need to be fixed.

Joan Sodano, 1 Spring Brook Trail, talked about how there would be a longer response time to her neighborhood for an emergency dispatched from Andover Township Police Department. She urged the Council not to go forward with the resolution.

Donna Conklin, 9 Tote Road, stated that she has lived in the Township all her life, and she could not be more comfortable with our police department. She stated that there is no reason to have this study and recommended that the Council vote no on this resolution.

Matt Kronyak, 14 Adair Street, stated that we should stop this process right now.

Michael Richards, Newton police chief, stated that we have a great police chief in Pete Zabita. We already have shared services because they are all working together with the prosecutor's office and adjoining towns. He suggested that the Council come to the police association meeting for Sussex County, and he can put together a committee to review the Township's concerns.

Tom Peterson, 81 River Road, stated that his family moved here in 1971, and he expressed his concerns against this resolution.

Mike Gilbert, 33 Richmond road, stated that he realizes that the Council has to make tough decisions. He does not agree with this resolution and urged the Council to vote no.

Paul Conklin, 9 Tote Road, has been a fireman for 40 years, and asked for a show of hands who are against this resolution. Paul asked the Council to make their vote tonight to stop this study. Paul said they will fight the Council if they go through with this tonight.

Joe Van Dunk, 37 Richmond Road, feels safe with the Byram Township Police Department.

Geri Lewandowski, 10 Amity Road, has lived here since 1968, stated that this is the biggest disappointment in this town that she has ever experienced. She is adamantly against this resolution.

Dominic Angeline, 94 Birch Pkwy, thanked all the police officers here tonight for their service. He feels taking away the Byram Police Department is devaluing our town. He thinks it is crazy that the Council is considering this.

Scott Yappen, 5 Catherine Terrace, thanked the police officers and the chief of police for their service. He stated that he trusts the Council and doesn't feel they would get rid of the police department. He thinks studies are good and brings forward information. He feels it is an opportunity to get information from an outside source that could be useful.

Joe VanFleet, 2 Bank Street, stated that his family has been here for 80 years. He feels this is absurd. He thinks we should be doing studies on how to bring business into the Township, not a study for shared services for the police department.

Mrs. VanFleet, 2 Bank Street, stated that this is the smallest town she has ever lived in. She used to be afraid of the police in the Midwest. She loves the fact that we have police officers here that care about the residents of Byram. We do not need a change—Byram is good the way it is.

Todd Sodano, Byram Township Police Officer, has lived 46 years in this town, and his father and brother also live here. Todd prides himself working with his fellow police officers. They all pride themselves being Byram Township police officers and go over and above. He is totally against this resolution and hopes the Council thinks about this and votes no.

Rob Schelhammer, police officer of Byram, stated that in 2001 he was hired by Stanhope and promoted to sergeant in 2004. In 2008, he wanted to come to Byram because they have a great bunch of officers. He took a \$30,000 pay cut to come to Byram because he loves Byram and the officers that work here. He went to school with Lieutenant Burke and Chief Zabita.

Dan Troupo, 1 Birch Road, resident for 33 years, served at the County jail for past 16 years. He sees a patrol car go by his house at 2 a.m. – which gives him peace of mind for his family, which will not happen if we do a shared service with Andover Township. He commended our officers for their dedication to Byram.

Todd D'Francisco, does not feel it is a good move for the Township. He stated that his Dad owes his life to 2 Byram Police officers for their quick response in providing CPR which saved his life.

Todd Rudloff, Whitehall Road, stated that in 2015 he took office as Fire Chief along with Pete being Police Chief, and they both set out to do more for this community. He has worked with our police officers continuously. He has seen our officers in action, and they are tremendous. Todd said the Council will be sacrificing response times, and stated that what Byram has now is incredible. On behalf of the Fire Department, he thanked the officers and the chief for all their service and hopes the Council makes the right decision to vote no on this resolution.

Dan Kern, Stanhope resident, used to be an Andover police officer, but he said that we have the best police officers. He confirmed that response times would be much slower for Andover Township officers.

Bob Tierney, 274 Lackawanna Drive, wanted everyone to know the value added service that everyone gets. There are officers that do things outside the scope of a policer's duty--they hold people's hands when they are dying, and he doesn't know why we are even considering this tonight. He is not willing to give up this police department and would move out of town if that happened. The Council members will have to vote tonight. He hopes they will think about this and make the right decision.

Mary O'Brien, 50 Ash Street, has lived in Byram her entire life, and four of her siblings live in the town as well as her mother. She can't believe that the Council would do something like this. More people will come out against this when the word gets out--right now it was only promoted by FaceBook.

Joe Sabatini, Byram Township Manager, stated that he needed to say a few things tonight. He agrees with many of the comments made tonight. As Manager, he takes direction from the majority of the Council, but he is not a voting member. He didn't like the way the resolution was presented. The Council should ask more questions and call upon the professionals of the department and discuss any concerns they have and work with them to make improvements. The majority of the employees who work at Byram, live in Byram. It is important that we look at the totality of the situation and look at what the goals and objectives are. Joe stated that he hopes the Council does the right thing with this resolution.

Tom Dellicker, 15 year officer of Byram Township, stated that he has been a resident his whole life. He stated that when he was a kid hanging out at the Cranberry Bridge, the police would show up at the end of the night to let them know it was time to go home. When they did this, they would actually hang out for a short time and talk

with them, asking them how things were going, how their day was, etc. It led him to join the Byram Fire Department at age 18. He wanted the Council to think about how long the response time would be from Andover to Byram along Route 206 at 5 p.m. Tom told Joe he had a lot of respect for him for speaking up tonight and urged the Council to let the people here tonight be the voice.

Councilman Olson stated that he was shocked to hear what Joe said and respected him for speaking up. He feels what the Township has done is shameful, and we have not handled this properly. He can admit a mistake has been made. Scott make a motion to table the resolution until further conversation has taken place. There were comments from the audience not to table it but to get rid of the resolution.

There was no second to Councilman Olson's motion. Motion died.

Kate Joyelyn, 28 Ash Street, had an emergency at her house and Byram, Netcong and Stanhope responded. She was thankful for the police officers. Everyone makes mistakes, and she hopes that the Council realizes the mistake they have made by introducing this resolution and stated that the Council should strike it down.

Anneliese Tartell, North Shore Road, lived in Byram all her life. She knows all the present police officers by first name. Byram Police Department is very important to Byram. Anneliese stated that if we go forward this, this will destroy Byram. She told the Council about an emergency situation at her business and because of quick action of Officer Dellicker and the Lakeland Emergency Squad, a baby girl received the necessary emergency care. She stated that if we are all about saving tax dollars, we should be looking at the school budget.

Carlos Luaces, 7 Johnson Blvd., stated that when he was on the Council he didn't agree with Joe and Scott on many things but on this topic he does. He encouraged the Council to listen to the people and vote no.

Rich Kuncken, 43 Waterloo Road, stated when you have an empty room at a town meeting it is a sign that you are doing a good job. If you have a full room, it is because you are making a mistake.

Motion by Councilman Olson, second by Councilwoman Kash to close to the public. All members in favor. Motion carried.

Motion by Councilman Olson, second by Councilman Gray, to rescind the motion to introduce the resolution. Mayor Rubenstein asked if there was any discussion among the Council.

Councilman Gray thanked everyone for coming. He respects that it is not easy to come out and speak. He thanked them for showing respect that the Council has a job to do. David reiterated that by voting yes on rescinding the motion to introduce the resolution, would undo the original motion and no action would be taken on this resolution. The Mayor confirmed that statement was correct.

Councilman Roseff stated Councilman Olson made the original motion to introduce the resolution and questioned why he did that if he was going to rescind his motion. Scott Olson stated that he listened to the public and changed his mind, which he has a right to do.

Mayor Rubenstein stated that he will reluctantly support rescinding the motion on this resolution. He asked for the Council's support to have a detailed conversation with the administration of the police department regarding operational efficiencies and discuss any concerns they may have.

Councilman Roseff stated that a lot of concerns expressed here are based on what they thought the outcome would be. Harvey feels it isn't right to turn their back on the study and stated that we are walking away from good information that could evolve in making a situation better and not worse. Harvey's thought was to establish a study and debate its merits. By not doing this resolution, we have trashed bringing in outside views. He doesn't feel this leads to a better future. There is a tremendous amount of sneakiness that has been expressed, motives that are not pure at the State and local level, and this isn't warranted. Nothing has been gathered or decided.

Councilwoman Kash was grateful to hear the public tonight, and she also felt the Resolution wasn't brought about in the right way. We can admit when we are wrong. As a single mom with a daughter, the police bring security to her life and she is very grateful.

The clerk called the vote.

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

SEPTEMBER 3, 2019 BILL LIST

Motion by Councilman Gray, second by Councilwoman Kash 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	x
No					
Abstain	20654				
Absent					

ORDINANCE – 2nd Reading/Public Hearing

- **Ordinance No. 012-2019** - An Ordinance to Authorize Sale of Non-Conforming Property Not Needed for Public Use to a Contiguous Property Owner
Purpose Statement: The purpose of this ordinance is to authorize the Mayor and Council of the Township of Byram to convey a non-conforming contiguous Township owned property known as Block 363 Lot 12 to adjacent property owner because it is not needed or required for public use.

Motion by Councilman Olson, second by Councilman Gray to consider this ordinance for adoption. Mayor Rubenstein opened to the public. No comments were made. Mayor Rubenstein closed 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	x	x
No					
Abstain					
Absent					

Be It Resolved that Ordinance 12-2019 is passed on final reading and that a notice of final passage be published in the official designated newspaper according to the law.

ORDINANCE INTRODUCTION / 1ST READING

An Ordinance Amending Chapter 211 Stormwater Control of the Township of Byram Code

Purpose Statement: The purpose of this ordinance is to add suggested language for Highlands-specific amendments to the existing municipal Stormwater Control Ordinance.

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

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 September 17 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.

ITEMS FOR DISCUSSION

- A. Municipal Building – David Gray stated that he is still in the process of gathering information about a potential lease with David Romano for space at the Byram Plaza. It continues to be a confidential matter. He is hoping to make a presentation to the Council at the next meeting. As soon as it is ready to be discussed publicly, they will do so.

- B. Guardrail at East Brookwood Park – Scott Olson asked for this to be on the agenda after they did a clean up at the East Brookwood Park. Scott asked Joe to look into replacing the guardrail. It would be extremely costly. Joe asked Suez if they objected to the removal of the guardrail and replace it with large planters with shrubs in them. Suez was in agreement. David asked if there would room for parking. Joe stated there wouldn't be room for parking. Jeanie Moran did agree that the guardrail was an eyesore but wanted to make sure that there would be no parking. She asked if there could be no parking signs placed on the planters. Joe will work with the DPW superintendent on the size of the planters, shrubs, and signage to avoid parking in that area as well as keeping ATV's out of the area. Joe will have the plan approved by Suez before it's done to make sure they have sufficient access to the well.
- C. 2020 Municipal Budget Goals & Objectives – Joe compiled the goals and objectives that he received from several of the Council members and provided them to the Council. Joe would like the recommendations reviewed. Alex stated that we will be having 3 new Council members in January. Scott stated that he would like to implement a study/grant for 319 Water Quality Grant for Lake Lackawanna. Alex stated that he was in support of just about all the items on the list. Harvey stated that people are looking for public safety, and roads are a part of that. We need to take care of the roads we are oil and stoning. Harvey asked for taxpayer relief and Alex asked him to expand on that. He talked about returning the cash savings from health care waivers to the taxpayer. David talked about going paperless—both paperless agendas and digitizing documents. There is a big up-front cost, but it saves money in the long run. David stated that he has been a part of the capital budget committee. He suggests that whoever is going to be on that committee next year should encourage Joe to continue investigating different ways to take care of the roads. David agrees with Alex's comments on public events and would like to an increase to this line item.
- D. Renew BPU Relationship – Alex stated that he and Harvey attended the event at Newton High School regarding the need for improvement in internet services in Sussex County. We have learned a lot over the past year on what a business has to do to put cable on the existing poles. It is a lengthy procedure and extremely expensive. Harvey, Alex and Joe met with BPU last year and Alex stated that it may be time to go back down to Trenton to meet with them again. Harvey stated that we are also looking at natural gas. There are two different utilities service areas on either end of Byram but not in Byram. We need to petition the BPU to get natural gas into Byram. Alex stated that we should follow up with Mikey Sherrill who commented last year that she would help in any way she can. Scott Olson stated that he spoke with an employee with Elizabeth Town Gas, and he was told that they will not come into Byram. Alex said that he would like Joe to work on getting a meeting with the BPU.
- E. Warren Heritage Scenic Byway - This will be carried to the next meeting.

PUBLIC PARTICIPATION II

Motion by Councilwoman Kash, second by Councilman Gray, to open to the public

William Barrett, 7 Brookwood Road, lives next to the well. He asked someone to go on record stating that the Township will not allow parking. Tom Collins stated that the only way to enforce no parking is to adopt an ordinance. Alex said that he is aware that parking is a concern. David Gray stated that it was the intention when this trail was made that there would not be any parking along the street in front of the park. David questioned the use of this trail. Bill stated that people do not use it. It was the consensus of the Council that they do not want parking there.

Jeannie Moran, 7 East Waterloo Road, feels that a bus stop in the area of the park would be a safety concern because there is a lot of traffic there. Alex stated that there needs to be discussion with the school regarding bus stops.

Jack Moran, 7 East Waterloo Road, he was on the East Brookwood Homeowners Association when they partnered with the Township for the trail. He is in favor of passing an ordinance for no parking in that area. Jack asked about hydrants, energy aggregation and 2nd egress to East Brookwood. Alex reported that these topics will be discussed at a future meeting--the Council has had many important issues lately that have taken priority.

Scott Yappen, 5 Catherine Drive, stated that he would like to see natural gas brought into Byram. The Council agrees and this will be something the Council will push for.

Don Robbins, 233 Lake Drive, asked about the municipal building. He asked if we are looking at leasing options for both the administration and the police. Alex confirmed that the leasing option would be for police and admin.

Jeannie Moran, 7 East Waterloo Road, stated that she didn't ask for the guardrail to removed, she asked for it to be repaired. She also stated that she felt the Council caved with regards to the resolution for the shared services for the police department. She thought we should have done the study.

Cris Franco, 4 Debbie Drive, asked how long the municipal building subcommittee will have to wait to hear the outcome of the lease option investigation. David hopes to have a report to the Council at the next meeting.

Motion by Councilman Olson, second by Councilwoman Kash to close to the public.

EXECUTIVE SESSION - Motion by Councilman Olson, second by Councilman Gray to go into closed session.

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. Personnel - Chief Peter Zabita
- Employee Handbook
- b. Attorney Client Privilege Communication
- Municipal Building Lease Option
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BYRAM TOWNSHIP COUNCIL

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

Certification: I certify that the Byram Township Council adopted the above resolution on September 3, 2019.
Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION – 11:25 p.m.

ADJOURNMENT – Motion by Councilman Gray, second by Councilman Olson to adjourn at 11:25 p.m. All members in favor. Motion carried.

Doris J. Flynn, Municipal Clerk

Alexander Rubenstein, Mayor