

BYRAM TOWNSHIP COUNCIL MEETING - NOVEMBER 6, 2017

EXECUTIVE SESSION – 7:00 P.M.

REGULAR SESSION – 7:30 P.M.

CALL MEETING TO ORDER

Mayor Oscovitch called the meeting to order at 7:00 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

Councilwoman Raffay, here; Councilman Gray, here; Councilman Olson, here; Councilwoman Kash, here; Mayor Oscovitch, here. Township Manager Joe Sabatini, Attorney Tom Collins and Municipal Clerk Doris Flynn were also present.

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
 - SUEZ Water NJ Inc.
- b. Personnel – Staffing
- c. Contract Negotiations
 - Solid Waste
 - Labor Negotiations – Clerical, DPW, PD

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

Certification: I certify that the Byram Township Council adopted the above resolution on November 6, 2017. Doris Flynn, Municipal Clerk

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

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

RETURN TO OPEN SESSION - Motion by Councilman Olson second by Councilwoman Kash 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 Councilwoman Kash to approve the agenda as presented. All members were in favor. Motion carried.

APPOINTMENTS/RESIGNATIONS

Motion by Councilman Olson, second by Councilwoman Kash, to accept resignation of Katharine Varian of the Recreation Committee and send thank you letter.

Motion by Councilman Gray, second by Councilman Olson, to appoint Sheila Pepe as our SWAC representative.

TOWNSHIP MANAGER/COUNCIL REPORTS

Manager's Report

- Polls open tomorrow 6 a.m. and closed at 8 p.m.
- Municipal offices are closed on Election Day and November 10 for observance of Veteran's Day. There will be a Veteran's Day service at 11 a.m. on November 11 here at Town Hall.
- American Legion having a service at 2 p.m. on Saturday, November 11
- Congratulated Lenape Valley Marching Band became State and National Champions this week. We were asked if we would put a Proclamation on the next agenda. There is a parent who is working on this.
- Initial budget message has been posted on the municipal website. We have started the capital budget process for 2018.
- The first leaf pick up is November 13.

Nisha Kash – No report

Councilman Gray

- Halloween was a success and very active this year. Lots of children out and about and Dave noticed a police presence. Sparta has a curfew for Halloween, but he doesn't feel it is necessary in Byram – there were no problems reported. David attended the Waterloo Village Halloween event on Saturday night and it was a great event.
- Dave reported that he attended on October 27 with many other people the dedication of the Goodale Building in Scott Danielson's name. He read the plaque that is on the building and stated that Matt Jones did a great job in MC'ing the event.

Councilwoman Raffay – Spoke about the accomplishment of the Lenape Valley Marching Band. Lenape Valley BOE has a vacancy coming up which would be for only one year. She stated that it was a good way to get involved without a four year commitment. There is in addition to the seat that is on the ballot. Reported on the Committee Head Meeting which was held on October 30, which always is informative.

Councilman Olson – Byram Historical Society will meet at 7 p.m. on November 14 at Town Hall.

Mayor James Oscovitch – Jim mentioned that he officiated the wedding of Daniel Flynn and Erin Dougherty at Waterloo Village this past weekend, who is the son of Doris Flynn. It was a beautiful ceremony. The Mayor also congratulated the Lenape Valley Marching Band on the tremendous win!

PUBLIC PARTICIPATION I

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

Kevin Danielson, Hackettstown, NJ, passed along his father's best wishes on the election tomorrow. He is also passing on his father's request in again asking that the Council adopt a Resolution to support changes in the workman's compensation insurance.

Charles Iulo, 100 North Shore Road, was curious about the solid waste discussion in executive discussion. He reported that he spoke with 2 companies that were interested to bid.

Joe Sabatini provided some information to Charles Iulo. Out of 24 towns in the county, 13 municipalities do not provide garbage pickup. Seven towns received only 1 bid when they last bid. The Manager provided additional information regarding the bidding process over the last 15 years. Charles Iulo stated that he would like to see the Council reject the bids so that we could have an opportunity to get more bids. The Attorney and Manager attempted to explain the bidding process again.

Alex Rubenstein, 3 Partridge Road, asked a few questions about the local public contracts law. Tom Collins answered his questions.

Joyce Bamback informed the Mayor that her son was going to retiring from the Coast Guard after 22 years. She asked if a Proclamation could be written by Jim and adopted while he was still Mayor. Jim coached Joyce's son in wrestling when he was young.

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

APPROVAL OF MINUTES

- October 17, 2017 – Regular Minutes – Motion by Councilman Olson, second by Councilwoman Kash, to adopt the minutes as presented.

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

- October 17, 2017 - Executive Meeting Minutes –Motion by Councilman Olson, second by Councilwoman Raffay, to adopt the minutes as presented.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
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. Motion by Councilman Olson, second by Councilman Gray to approve the consent agenda.

- Resolution No. 166-2017 – Resolution of the Mayor and Council of the Township of Byram Approving the Five (5) Year Fuel Interlocal Service Agreement with the Board of Education of the Byram Township School District
- Resolution No. 167-2017 – Resolution of the Mayor and Council of the Township of Byram Approving the Five (5) Year Fuel Interlocal Service Agreement with the Board of Education of Lenape Valley Regional High School District
- Resolution No. 168-2017 – Resolution Authorizing the Acceptance of a 2017 Statewide Insurance Fund Grant for Security Cameras - \$3,194.00
- Resolution No. 169-2017 – Resolution Authorizing the Continuation of the 2017/2018 Byram Ski Program Headed by Volunteers
- Resolution No. 170-2017 – Chapter 159 – Statewide Insurance Fund – Risk Control Grant \$3,018.31
- Resolution No. 171-2017 – Authorize Refund of Redemption Monies to Outside Lien Holder – Block 149 Lot 179
- Resolution No. 172-2017 – Authorize Refund of Redemption Monies to Outside Lien Holder – Block 216 Lot 2.01
- Resolution No. 173-2017 – Authorize Refund of Redemption Monies to Outside Lien Holder – Block 331 Lot 2
- Resolution No. 174-2017 – Termination of Contract with NORWESCAP – Housing Rehabilitation Program
- Resolution No. 175-2017 – Professional Services Contract – Housing Rehabilitation Program
- Resolution No. 176-2017 – Resolution to Transfer 2017 Budget Appropriations - Current Fund
- Resolution No. 177-2017 – Resolution Authorizing Harold E. Pellow & Associates, Inc. to Provide Title Search and Ownership Review Services on Stag Pond Road – Not to Exceed \$4000.00

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

NOVEMBER 6, 2017 BILL LIST

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

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

ORDINANCE – 2nd Reading / Public Hearing

ORDINANCE 19-2017 - Be it resolved that ordinance “**Ordinance Authorizing The Acquisition And Acceptance of Certain Real Property Known As Block 218.05, Lot 1 in the Township of Byram, County of Sussex and State Of New Jersey Adjacent to the Township Road Known As Roseville Road from the County of Sussex Subject to an Easement Reserved by the County of Sussex to Maintain its Bridge**” be read by title on second reading and a hearing held there thereon.

Motion by Councilman Olson, second by Councilwoman Kash to adopt the ordinance. Motion by Councilman Olson, second by Councilwoman Raffay to open to the public. No comments were made. Motion by Councilman Olson, second by Councilwoman Kash to close to the public.

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

Be It Resolved that Ordinance 19-2017 is passed on final reading and that a notice of final passage be published in the official designated newspaper according to law.

PUBLIC PARTICIPATION II

Motion by Councilman Olson, second by Councilwoman Kash to open to the public. All members in favor. Motion carried. No one from the public spoke. Motion by Councilman Gray, second by Councilwoman Kash to close to the public. All members in favor. Motion carried.

RESOLUTION

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BYRAM TOWNSHIP COUNCIL

Certification: I certify that the Byram Township Council adopted the above resolution on November 6, 2017. Doris Flynn, Municipal Clerk

Motion by Councilman Olson second by Councilwoman Kash to go into closed session and adopt the above resolution at 8:15 pm. All members in favor. Motion carried.

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

Councilwoman Kash left the meeting prior to the start of the second closed session.

RETURN TO OPEN SESSION - Motion by Councilwoman Raffay second by Councilman Olson to return to open session. All members were in favor. Motion Carried.

ADJOURN

On the motion of Councilman Olson, second by Councilwoman Raffay and with all members in favor, the meeting was adjourned at 9:37 p.m. Motion carried.

Doris Flynn, Municipal Clerk

James Oscovitch, Mayor