

**BYRAM TOWNSHIP COUNCIL MEETING - DECEMBER 4, 2018**

**EXECUTIVE SESSION – 6:00 P.M.**

**REGULAR SESSION – 7:30 P.M.**

**CALL MEETING TO ORDER**

Mayor Rubenstein called the meeting to order at 6:17 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, excused absence; Councilman Roseff, here; Mayor Rubenstein, here. Also present was Township Manager Joe Sabatini, 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. Contract Negotiations
  - Architects
  - Labor Negotiations – PBA/DPW
- b. Attorney Client Privilege Communication
  - General
  - Fire Department Funding
  - Stag Pond
  - Committee Appointments

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 Gray 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
No					
Abstain					
Absent		x	x		

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

**CALL COUNCIL MEETING BACK TO ORDER** – 7:35 p.m.

The Mayor announced that the Council needed to return to Executive Session to discuss the architect interviews.

**RESOLUTION**

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- c. Contract Negotiations - Architects

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**BYRAM TOWNSHIP COUNCIL**

Motion by Councilman Gray 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
No					
Abstain					
Absent		x	x		

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

**CALL COUNCIL MEETING BACK TO ORDER** – 7:55 p.m.

**FLAG SALUTE AND MOMENT OF SILENCE**

**APPROVAL OF AGENDA** – Motion by Councilman Gray, second by Councilwoman Kash to approve the agenda with the addition of Resolution 238-2018. All members were in favor. Motion carried.

**COUNCIL REPORTS**

Township Manager

- Curbside leaf pickup starts Monday, December 10.
- Attended roundtable discussion led by Senators Oroho and Sweeney. The topic was the Path to Progress report

Mayor Rubenstein

- Michael Stabile, Sr. age 70, passed away on Thursday, November 22. He and his family are owners of Wild West City and he lived in Byram since 1973. He will be missed.
- Attended the NJ Shared service symposium at Drew University on Tuesday, November 27.
- Attended the Roundtable discussion with Joe Sabatini. There was representation from all municipalities in Sussex County – very good discussion
- Attended the November 28th Recreation Committee meeting – more discussion will take place later in the meeting.

David Gray stated that he is looking forward to seeing the Byram holiday lights, which will be up by the end of the week. David also touched on the high costs of health insurance and how we need to work on lowering the costs in 2019.

Harvey Roseff – Reported info on video recording and broadcasting the council meetings. Harvey talked to SECTV again. He should be receiving a contract soon which we can mark up. SECTV would come to the meeting, provide all equipment, broadcast it and provide us with a DVD. There could be some conflicts with special meetings which they may not always be able to accommodate. We could install our own camera for the meetings they can't record or just not have those meetings recorded.

#### PUBLIC PARTICIPATION I

Motion by Councilman Gray, second by Councilman Roseff to open to the public. All members in favor. Motion carried. Richard Schneider, asked if there was a fee for SECTV doing recordings. No fee. Luann Byrne, Richmond Road, it could be intimidating to people to be recorded. Luann questioned the air conditioning unit for the Roseville Schoolhouse. Alex explained that the funding will come from the Open Space Trust Fund.

Scott Yappen, 5 Catherine Terrace, commented on sports fields. He asked if the Council is talking about having a turf field, which he feels Byram needs. He suggested sharing the use of the field with Lenape Valley.

Jeanne Rubenstein, 3 Partridge Road, read the following:

*Kijana Brescic passed away this past week on Thursday, November 29<sup>th</sup> after courageously fighting a long illness with cancer. She was a long time resident of Byram who is survived by her husband Ejub Brescic and 4 children: 2 whom are still in "the nest" Ajla (7<sup>th</sup> grade – Byram Intermediate) and Ado (16 years old and at Lenape HS) and 2 grown children who live out of state with their families and their children. Kijana was so proud the day she became a grandma and would often show them off with pictures and videos on her phone every time she could.*

*Kijana is one of the strongest, most caring women I've ever met. She was extremely involved in all of her children's lives and was always seeking how to be a better mom even though we all knew she was the one giving the better advice. She was often found at any one of the various sports her younger children played on the sidelines cheering everyone on the team. She was the one to go to if you wanted to know any league stats or local sports facts. She always knew when tryouts were, what color the kids were supposed to wear, where the game was, what time it was and who was going to be there. She was always around if someone needed help and she knew all the kids!*

*Professionally, she proudly drove kids in our district and others as well to and from school for years as a Byram bus driver. She knew everyone who came on her bus on her multiple routes. If someone was missing she would not pull out until she knew their status. She also worked a second job as a limo driver as well. She never complained, she never made it about herself, she was quiet but got her point across. She lived life and loved life to the fullest and she courageously fought so hard to be here as long as she could. It is so sad to see someone taken so young, she will be missed by all that had the privilege of colliding into her path in this life.*

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

#### APPROVAL OF MINUTES

- November 8, 2018 – Regular & Closed Session Minutes – Motion by Councilman Gray, 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
No					
Abstain					
Absent		x	x		

• November 19, 2018 Open & Closed Session Meeting Minutes

	Councilman Gray	Councilwoman Kash	Councilman Olson	Councilman Roseff	Mayor Rubenstein
Motion	x				
2nd				x	
Yes	x			x	x
No					
Abstain					
Absent		x	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 Roseff to approve the consent agenda.

- Resolution No. 226-2018 – A Resolution Authorizing a Donation to the Byram Historical Society to Purchase and Install a Heating and Air Conditioning System in the Roseville Schoolhouse Museum – Not to Exceed \$5,000
- Resolution No. 227-2018 – Authorization to Execute Change Order No. 1 – Township of Byram for Proposed Parking Lot Line Striping at Tamarack Park – Net Decrease of \$118.28
- Resolution No. 228-2018 – Resolution of the Township of Byram, County of Sussex, State of New Jersey “Amending Resolution No. 219-2019 – Authorizing Taxes be Remitted (Cancelled) for 2018”
- Resolution No. 229-2018 – Chapter 159 – Click It Or Ticket 2018 Seat Belt Mobilization - \$5,250.32
- Resolution No. 230-2018 – Authorization for the Purchase of one (1) 2019 Ford Super Duty F-350 SRW (X3B) XL 4WD SuperCab 6.75’ Box and Optional Equipment for the Township of Byram Department of Public Works – Not to Exceed \$33,834.07
- Resolution No. 231-2018 – Resolution of the Township of Byram, County of Sussex, State of New Jersey “Authorizing a Refund of an Erroneous 4<sup>th</sup> Quarter 2018 Tax Payment” – Block 337 Lot 42.01
- Resolution No. 232-2018 – Resolution Authorizing Navitend to Upgrade the Township Server to Include the Police Department and Police Department Workstations to be Added to the Local Area Network – Not to Exceed \$6,260.40
- Resolution No. 233-2018 – Resolution Authorizing Navitend to Upgrade Byram Township Hypervisor, Setup DC and Network for the Byram Police Department – No to Exceed \$2,148.44
- Resolution No. 234-2018 – Resolution Authorizing Navitend to Install Windows 7 EOL for Both the Township Administration and the Police Department – Not to Exceed \$7,421.88
- Resolution No. 235-2018 – Resolution Authorizing Navitend to Provide Offsite Backup – Not to Exceed \$125.00
- Resolution No. 236-2018 – Resolution Authorizing Navitend to Provide Migration from G3 to E3 – Not to Exceed \$2,780.00
- Resolution No. 237-2018 – Authorization to Purchase the BEAST Evidence Management System, Hardware, Supplies and Training for Budget Year 2018 – Not to Exceed \$8942.72

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

**RESOLUTION NO. 238-2018 – APPOINTMENT OF TOWNSHIP ARCHITECT AND AWARD OF PROFESSIONAL SERVICE CONTRACT** – Alex summarized this resolution which is the appointment of the Nader Group to do a Scope of Work not to exceed \$16,000 with regarding to the future of the municipal building. Motion by Councilman Roseff, second by Councilman Gray to adopt this resolution.

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

**DECEMBER 4, 2019 BILL LIST**

Motion by Councilman Gray, second by Councilman Roseff 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
No					
Abstain					
Absent		x	x		

**ITEMS FOR DISCUSSION**

- A. Municipal Building – There will be a meeting on December 5 at 7 p.m. The Nader Group will be in attendance.
- B. Annual Notice – The Council will review the dates and this will be on the next agenda.
- C. Path to Progress – There is an executive summary in this document. This is a well thought out plan that addresses a lot of items in the State that explains why it so expensive to live here. Residents could start a letter writing campaign to support this. David read it and thought it was good and bold. David supports a resolution. Harvey felt the same way. Alex will finalize the resolution.
- D. Resolution to Reign in Pension and Health Care Costs – Harvey states that this feeds into the Path to Process. He supports doing two resolutions. David talked about the high cost of a family health insurance plan in Byram. We should look at moving to the State Health Benefits Plan. If we do this, the employees will still have premier plans but there will be a cost savings to the Township as well as the employees.
- E. Police Vehicles – David asked if the Council would be interested in moving the purchasing of police vehicles to the capital plan vs. the annual budget. Joe stated that police cars are not considered a capital item because their life span is under 5 years. David suggested that we need to formulate a policy on how to budget for police cars. He would like that discussion to be with the capital committee. Harvey stated that he thinks there should be a policy on fleet management. He does not think police cars should be replaced at 80,000 miles. Harvey doesn't agree that we now have to purchase SUV's. He doesn't feel Newark or Jersey City will be purchasing SUV's. They are more expensive than sedans. Joe stated that you have to factor the model of the cars into the policy. The police department reuses equipment and the equipment differs model to model. Ford doesn't make the Interceptor

anymore. General Motors makes the Impala, but it is known as a throw away car. Dodge makes the Charger, but there isn't very good feedback on these from several other police departments. It was decided that an ad hoc committee be formed to look into police vehicles. David and Harvey will work together with Joe on this.

**PUBLIC PARTICIPATION II**

Motion by Councilman Gray, second by Councilman Roseff to open to the public. All members in favor. Motion carried. No comments were made.

David Schneider, River Road, commented that State Troopers use a variety of vehicles which include Chargers. He agreed with Harvey that we should be looking at other options instead of the Ford SUV. He asked if the municipal bldg. committee has zeroed in on the options. Alex stated that we will now be doing that with the assistance of the architect that we just hired.

Luann Byrne, Richmond Road, asked about the Click it or Ticket Resolution. Joe explained that it is a resolution accepting the receipt of the grant money for the Click It or Ticket Grant. There was discussion about this program and the hourly cost that is paid to the officers.

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

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2nd				x	
Yes	x			x	x
No					
Abstain					
Absent		x	x		

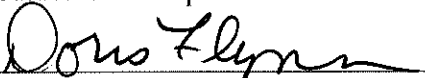
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Doris Flynn, Municipal Clerk

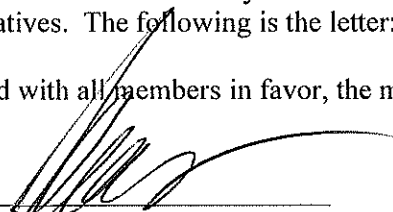
**RETURN TO PUBLIC SESSION**

Motion by Councilman Roseff, second by Councilman Gray to authorize and direct the Mayor to send the letter as directed to Attorney Mark Ruderman to forward to the PBA representatives. The following is the letter:

**ADJOURN**

On the motion of Councilman Gray, second by Councilman Roseff and with all members in favor, the meeting was adjourned at 10:55 p.m. Motion carried.

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

  
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Alexander Rubenstein, Mayor