

BYRAM TOWNSHIP COUNCIL MEETING - DECEMBER 1, 2015

CALL MEETING TO ORDER

Mayor Jim 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, absent; Mayor Oscovitch, here. Township Manager Joe Sabatini, Attorney Tom Collins and Municipal Clerk Doris Flynn were also present.

RESOLUTION FOR EXECUTIVE SESSION – Motion by Councilman Olson, second by Councilwoman Raffay, to go into executive session and adopt the below resolution.

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

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 Privileged Communication
 - General
 - PEG Bandwidth
 - Lakeland Bank Property - 80 Route 206
 - Forest Lakes Special Assessment
- b. Personnel
 - Tax Collector Position
 - Chief of Police Position
- c. Contract Negotiations
 - Healthcare
 - PBA

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 December 1, 2015.

Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Raffay to return to open session at 7:30 p.m. All members were in favor. Motion Carried.

CALL REGULAR COUNCIL MEETING TO ORDER

FLAG SALUTE AND MOMENT OF SILENCE

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

SPECIAL RECOGNITION PRESENTATION – Planning Board Member Wayne Valentine and Board of Health Member Ruth Rhodes

The Mayor presented Ruth with a plaque and stated that she has been the face of the Board of Health for over 18 years. Ruth was always professional, classy and dignified in her actions. Whenever she had the opportunity to come to a council meeting, Ruth was always well prepared. The Board of Health is leaps and bounds from where it was years ago. Ruth said that she still works full time and would like to spend more time with her church. She has enjoyed being on the board and working with Valerie and Cindy. Scott thanked her for her contributions to the Board of Health and stated that she has been on it for as long as he has lived in Byram. Ruth's most memorable moments from being involved with the Board was all the discussion about cats.

The Mayor presented Wayne with a plaque and stated that he is stepping down from the Planning Board after 25 years. Jim remembers spending many years on the Planning Board with him. Wayne has been in Byram since 1977 and very involved in boy scouts through the years. He joined the Planning Board in 1985 and remembers being a big part of the master plan. George Shivas said that Wayne has done an excellent job for the Planning board with his expertise in engineering and they would miss him tremendously. Wayne said that in the early years on the planning board, they would stay until 2 a.m. Byram Plaza was the biggest application that he remembers. Sewer allocation was a big issue also. Scott Olson stated that when he was on the Planning Board, he sat next to Wayne and learned a lot. Marie Raffay said that Wayne's expertise was a valuable asset to the Board. Marie appreciates all of his contributions. Jim wishes Wayne the best in his retirement.

PUBLIC PARTICIPATION I – Motion by Councilman Olson, second by Councilwoman Raffay to open to the public. All members were in favor. Motion carried.

Skip Danielson, 18 Hunter Lane, asked if the date that Ordinance 19-2015 was being carried to was correct because it said December 16. The clerk stated that it was a typo and the correct date is December 15.

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

Ordinance 19-2015 - Ordinance of the Township of Byram to Accept the Dedication of Catalina Drive as a Public Street – Motion by Councilman Olson, second by Councilman Gray, to carry this ordinance to the December 15, 2015 Township Council meeting.

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

TOWNSHIP REPORTS

Township Manager

- The DPW will begin putting up the Holiday lights next week.
- The next leaf pick week is the week of December 14 weather permitting. Leaves must be in biodegradable bags.
- The budget subcommittee will have a workshop in the next few weeks. We received our pension numbers which has increased about \$50,000—a 22% increase.
- Joe attended several sessions at the League of Municipalities Convention and earned 10-1/2 CEU's towards his purchasing license. The two most valuable sessions were the budget session and alternatives to health care insurance plans. We will probably be putting the COLA ordinance on in January.

Councilman Gray – David officiated a wedding at Waterloo Village, and he was able to see James Miller catering in action – they did a fabulous job. David has had some complaints regarding solicitors, and he would like to add this as a discussion item at the next meeting.

Councilwoman Raffay – The next planning board meeting is December 3, which is Wayne's last meeting.

Councilman Olson

- Attended the meeting at the 24th District with the Mayor, Joe, Senator Oroho and NJDOT representatives. It was good to see the Senator aggressively engaged in the discussion. He told them he was going to hold their feet to the fire. Scott felt it was a productive meeting and he hopes the NJDOT sticks to the plan they laid out in the meeting. The Senator offered to help facilitate acquiring funding for the Lubbers Run Greenway.
- The next Economic Steering Committee meeting is December 10th at 7:30. We will review final numbers and further discuss the survey. There will be a final public workshop meeting in January

Mayor James Oscovitch – The Mayor attended the 24th district meeting today and was very glad to see that fines are being levied against the contractor each day.

APPROVAL OF MINUTES

- November 16, 2015 - Regular Meeting Minutes –Motion by Councilman Olson second by Councilwoman Raffay as amended to adopt the minutes as presented.

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

- November 16, 2015 - 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
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 Councilwoman Raffay, to remove Resolution No. 185-2015 from the consent agenda and approve the remainder of the items.

- Resolution No. 180 – 2015 – Resolution Renewing a Plenary Retail Consumption License Issued to WGB Properties, L.L.C. valid from 7/1/2015 through 6/30/2016
- Resolution No. 181 – 2015 – Final Acceptance of Proposed Bituminous Chip Sealing of Various Road
- Resolution No. 182 – 2015 – Resolution Appointing the Commissioner of the Statewide Insurance fund for Byram Township
- Resolution No. 183 – 2015 – Resolution Appointing Risk Management Consultant
- Resolution No. 184 – 2015 – Resolution Authorizing the Purchase of Rock Salt under the Sussex County Cooperative Pricing System for Budget Year 2015

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

Resolution No. 185 – 2015 – Resolution Establishing a Byram Township Honorarium Policy

The Mayor edited the policy with the suggestions from the November meeting. The Council thought it was a good policy, and Scott said we should put it on the website. Motion by Councilman Olson second by Councilman Gray to adopt the resolution.

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

APPROVAL OF DECEMBER 1, 2015 BILL LIST

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

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

ITEMS FOR DISCUSSION

- Review of draft BYOB ordinance – David Gray prepared the draft and stated that this is intended to allow BYOB at a table service restaurant. The Council discussed it, and they were in favor of moving forward and will introduce the ordinance in January.
- Byram Day 2016 – Joe provided a memo from the Byram Day Committee post meeting. The committee would like to have Byram Day at COJohnson, additional rides, fireworks, early race on Roseville Road, etc. Overtime for DPW and Police for Byram Day was not accounted for. The Council reviewed the requested 2016 budget for Byram Day. The Council briefly discussed the location of Byram Day and thought that the Byram Schools would be a better location reducing the need for all day police overtime. Joe is not going to increase the budget for 2016 for celebration of public events unless directed by the Council. In the past, the budget for this has been \$1000. Byram Day has been self-sustaining in previous years. Scott stated that consideration on who and how solicitations are obtained needs to be looked at and a policy put in place. The process for seeking solicitations must be started very early.
- 2016 Council meeting dates – The Council reviewed the proposed dates for 2016 and no changes were made.
- Scott would like to add a discussion on committee membership to the December 15th meeting. He would like to know the vacancies and the members whose terms are expiring. Scott also suggested looking at the chain of command for the organization of the Byram Day Committee.

Mayor Oscovitch left the meeting at 8:50 p.m. due to illness and Deputy Mayor Gray took over.

PUBLIC PARTICIPATION II – Motion by Councilman Olson, second by Councilwoman Raffay to open to the public. All members in favor. Motion carried.

Skip Danielson, 18 Hunter lane, stated that he has been following the construction at the new athletic fields and he likes the job that was done, and said it looks like it will be a fine asset to the Township.

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

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 Privileged Communication
 - General
 - PEG Bandwidth
 - Lakeland Bank Property - 80 Route 206
 - Forest Lakes Special Assessment
- b. Personnel
 - Tax Collector Position
 - Chief of Police Position
- c. Contract Negotiations
 - Healthcare
 - PBA

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 December 1, 2015.

Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Raffay to return to open session at 10:15 p.m. 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 10:25 p.m. Motion carried.

Doris Flynn, Municipal Clerk

James Oscovitch, Mayor