

**BYRAM TOWNSHIP COUNCIL MEETING - DECEMBER 18, 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, late (6:35 p.m.); 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. Attorney Client Privilege Communication
  - General
  - Amended LES Agreement
  - Fire Department Donation Request
  - Stag Pond
- b. Personnel – Shared Services/Municipal Consolidation
- c. Contract Negotiations
  - PBA Negotiations
  - Lightpath/Cablevision

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 18, 2018.  
Doris Flynn, Municipal Clerk

**CALL COUNCIL MEETING BACK TO ORDER** – Mayor Rubenstein called the meeting back to order at 7:41 p.m.

**FLAG SALUTE AND MOMENT OF SILENCE**

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

**COUNCIL REPORTS**

**Township Manager**

- Next Township meeting is Wednesday, January 2, 2019, which is our reorganization meeting.
- There will be no garbage pick up on Tuesday, December 25 or Tuesday, January 1. The pick up day will be the following day in both weeks.
- Reported that the Highlands will fully fund the open space proposal that we submitted to update our Open Space and Recreation Plan as well as preparing a Trails Master Plan.

**Mayor Rubenstein**

- Performed another wedding this past weekend. It was the Mayor’s fourth wedding
- Attended a Planning Board meeting on December 6—there was no new business
- November 12 – met with the new architectural firm and toured the municipal building and open space area of the Intermediate School. The Nader Group will be diligently working on the options and will provide an update at the January 7<sup>th</sup> Building Subcommittee meeting.
- December 14 - Accompanied the engineer when he did the inspection on the quarry, in preparation for the Tilcon quarry renewal license.
- December 18 - Attended a breakfast hosted by Mikie Sherrill. The Mayor suggested writing a letter to our new Congresswoman to let her know the status on the Mansfield contamination site.

**David Gray**

- Santa visited Byram Township at Waterloo Village, which was a wonderful event. It was also great to see Santa on the Fire Truck going through town. He thanked the Fire Department.

**Harvey Roseff**

- Participated in the municipal building meeting with the new architect. The next building meeting is January 9.
- Harvey suggested getting Mikey Sherril to look at FCC funding. We were told Byram was right at the edge of being entitled to funding.

**PUBLIC PARTICIPATION I**

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

**APPROVAL OF MINUTES**

- December 4, 2018 – Regular & Closed Session Minutes – Motion by Councilman Gray, second by Councilwoman Kash, to adopt the minutes as presented.

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

- Resolution No. 239- 2018 – Annual Notice of the Calendar Dates of the Scheduled 2019 Reorganization Meeting and Regular Meetings of the Byram Township Council From 01/01/2019 Until 12/31/2019
- Resolution No. 240-2018 – Final Acceptance of Proposed Cape Sealing of Various Streets
- Resolution No. 241-2018 – Resolution Authorizing the Refund of Redemption Monies to Outside Lien Holder – Block 304 Lot 2229 – 12 Glenside Trail South
- Resolution No. 242-2018 – Final Acceptance of Proposed Resurfacing of various Streets (Tartan Court, Elizabeth Lane & Braemer Court; Proposed Paving at Byram Township DPW Garage; & Proposed Resurfacing of Mansfield Drive and Line Striping
- Resolution No. 243-2018 – Final Acceptance of Proposed Parking Lot at Tamarack Park
- Resolution No. 244-2018 – Final Acceptance of Well Pump, Piping & Accessories at Tamarack Park
- Resolution No. 245-2018 – Final Acceptance of Proposed Improvement to Carpenter Road
- Resolution No. 246-2018 – Confirming the Redemption of TTL #2018-014 – Block 360 Lot 8 – 360 Rt. 206
- Resolution No. 247-2018 – Resolution of the Township of Byram, County of Sussex, State of New Jersey “Authorizing a Refund for Duplicate Payment 4<sup>th</sup> Quarter 2018” – Block 36 Lot 52 – 14 Newton Ave.
- Resolution No. 248-2018 – Resolution Authorizing Navitend to Install Windows 10 for Both the Township Administration and the Police Department – Not to Exceed \$6,679.69
- Resolution No. 249-2018 – 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 \$5,592.92
- Resolution No. 250-2018 – Resolution Authorizing Navitend to Upgrade Byram Township Hypervisor, Setup DC and Network for the Byram Police Department – Not to Exceed \$1,652.34
- Resolution No. 251-2018 – Resolution Authorizing Navitend to Setup a New Computer for the Municipal Clerk – Not to Exceed \$375.00
- Resolution No. 252-2018 – Resolution Authorizing 100% Disabled Veteran Exempt Status to Owner of Block 304, Lot 2218 for a Portion of Tax Year 2018; Beginning November 15, 2018, Cancellation of Preliminary 2019 Taxes and Refund of Taxes Paid from November 15, 2018 to March 31, 2019
- Resolution No. 253-2018 – Resolution Authorizing Byram Township to Enter into a Three-Year Contract with Everbridge / Nixle for a Municipal Mass Notification System – Not to Exceed \$5,100 in the First Year

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

**DECEMBER 18, 2019 BILL LIST**

Motion by Councilwoman Kash, second by Councilman Gray to approve the bill list as presented. David Gray asked what significance the asterisk had on several of the names on the list.

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

## ITEMS FOR DISCUSSION

- A. Municipal Building – The Nader Group came out to inspect the existing building. They had a few new ideas. They were focusing on the rehab possibilities. In terms of the space here, there was talk of adding another wing. They will rehab the existing space while creating the new space and moving people around without the expense of relocating employees while construction is going on.
- B. Recreation Committee – Alex is the liaison to this committee and has been attending meetings. The committee felt that they were being abandoned by not having a Recreation Director. Alex will be attending the Recreation Committee meeting on 12/19 and will have the committee focus on a smaller scope in a 2019 plan. David stated that other committees have a secretary who are an employee which helps the group stay organized, prepare professional notes and is the liaison between the committee and administration. He thought this would be helpful to have a staff secretary to this committee. Alex stated he isn't opposed to that but he did state that Nicole is a new member to the Recreation Committee and she is doing a great job with the minutes. She doesn't have the ability to interface with the administration. Notes from the meeting can be sent promptly to Joe and Doris so that action items can be worked on. Joe and Harvey were asked to attend the next meeting, which is at 8 p.m. on 12/19. Alex said that it would be great if they could attend and listen to the group.
- C. Path to Progress/Support State Activities to Rein in Pension and Health Care Costs – David and Harvey would like to go forward with a resolution. Joe questioned the Whereas of the Path to Progress about sick leave payouts in excess of \$100,000. After additional discussion, it was agreed on that Alex will review the two resolutions and have one for the reorg meeting.
- D. ISO Rating – Harvey asked to have this on the agenda. He discussed the ISO report briefly and said he would like us to review the study and see how we can do better. We can evaluate our strengths and weaknesses. He would like to see us get them back and get a higher rating. Harvey stated that some sections of Byram was not considered. A lot has changed since this report was done. Communication has changed and it has been greatly improved since going to the County. Harvey suggested that we set up a subcommittee and see what could be done. Chief Todd Rudloff talked about the ISO rating and answered several questions that Alex asked. Alex asked who pays for the ISO study. It is done by the industry. The question is: How do we lower the ISO rating? Joe suggested calling the company and asking them what we could be doing to improve our rating in Byram. We could start working on items now. After a lengthy discussion, it was decided that Harvey Roseff would call ISO and set up a meeting to discuss Byram's rating. David Gray, Joe Sabatini and Todd Rudloff volunteered to be on the committee with Harvey Roseff to meet with the ISO. Chief Rudloff suggested including the Emergency Management Coordinator in this subcommittee.
- E. Joint Meeting, Planning Board and the Township Council for February 7, 2019 at 7:30 p.m. – Alex will reach out to the USDA and discuss funding prior to the meeting. In prior discussions with the USDA, they said there was a large fund available for economic development. Working on our zoning and master plan effects economic development. Harvey asked Alex to inquire about funding for water also. The Council will have a discussion at the 2<sup>nd</sup> meeting in January to put together an agenda for this meeting.
- F. Appointment of a new EMC for 2019 – Thomas Koundry - Retired deputy police chief from East Orange. He is chief of staff for the Union County Prosecutor's Office and moved to Byram from Long Valley. Joe and Alex met with him and feel he will be a good fit. The mayoral appointment would be made at reorg. He may appoint a Deputy, with the approval of the Mayor.
- G. Bridge C-09 Rehabilitation – The County has asked us to pick the colors for the bridge being repaired this summer on North Shore Road in Cranberry Lake. Cory made recommendations, but the Mayor would like to look into it further. The Council decided to table the discussion and let the Mayor look into it and make the decision.

**OTHER BUSINESS**

Motion by Councilman Roseff, second by Councilwoman Kash to authorize Mayor Rubenstein to sign the letter that was drafted to the PBA.

**PUBLIC PARTICIPATION II**

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

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- a. Contract Negotiations
  - Labor Negotiations – PBA/DPW
- b. Attorney Client Privilege Communication
  - General
  - Fire Department Funding
  - Stag Pond
  - Committee Appointments

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**BYRAM TOWNSHIP COUNCIL**

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	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 18, 2018.  
Doris Flynn, Municipal Clerk

**RETURN TO PUBLIC SESSION**

Motion by Councilman Roseff, second by Councilwoman Kash to authorize and direct the Mayor to send the letter as directed to Attorney Mark Ruderman and the PBA representatives.

**ADJOURN**

On the motion of Councilman Gray, second by Councilman Roseff and with all members in favor, the meeting was adjourned at 10:52 p.m. Motion carried.

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Doris Flynn, Municipal Clerk

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Alexander Rubenstein, Mayor