

BYRAM TOWNSHIP COUNCIL MEETING - DECEMBER 19, 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, late (7:05 p.m.); 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
 - Hopatcong Shooting Range
- b. Personnel – Staffing
- c. Contract Negotiations – PBA, DPW and Clerical Labor Negotiations

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

Certification: I certify that the Byram Township Council adopted the above resolution on December 19, 2017.
Doris Flynn, Municipal Clerk

RETURN TO OPEN SESSION - Motion by Councilman Olson second by Councilwoman Kash to return to open session at 7:30 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.

TOWNSHIP MANAGER/COUNCIL REPORTS

Manager's Report – Township Reorganization meeting will take place on January 2, 2018 at 7:30 p.m.

Councilwoman Raffay – Planning Board meeting on Thursday at 8 p.m. Marie wished everyone a Merry Christmas, Happy New Year, and Happy Hanukah

Councilman Olson – Open Space met on December 11 and discussed status of the open space acquisition of Johnson parcel.

- Attended retirement dinner for Janet Meisner on December 13 at Stonewood Tavern. It was a nice celebration for Janet for her many years of service to Byram Recreation.
- Waterloo Village has its annual first day hike at noon at January. There will be both a 2 and 4 mile hike.

PUBLIC PARTICIPATION I

Motion by Councilman Gray second by Councilwoman Raffay to open to the public. All members in favor. Motion carried.

Skip Danielson, 18 Hunter Lane, stated that he was a proud father of an Eagle Scout and proud to be among the Scouts tonight. He asked the Council again to pass a resolution in support of the families whose loved ones gave their lives. He asked Mr. Olson for an apology for his social media comments. Mr. Olson stated that he answered him last meeting regarding this.

Kevin Danielson, 16 Rolling Rapids Court, Hackettstown, asked again for the Council to pass the resolution regarding the workman's compensation laws.

Judy Danielson, 18 Hunter Lane, expressed her disappointment that the Council has not passed the resolution that they have been asking for.

Russell Raffay, 2 Lake Drive, thanked the Mayor for all the service that he has done for Byram Township, the Council and Scouts. He also thanked his wife Marie for her dedication to Byram Township.

Donna Griff, 71 Brookwood Road, thanked Jim and Marie for all they have given up and done for Byram Township. She said that both of them will be missed tremendously.

Earl Riley, 5 Louis Drive, stated that he had the privilege of sitting next to Jim for 5 years on the Council and has worked with Marie on other committees. He commended them both for their dedication to Byram Township.

Tammy Quaisis, 39 Lockwood Avenue, expressed her and her family's gratitude for their contributions and dedication to the Council and Scouts. Marie and Jim led by example and she is very proud of them.

Jackie Espinoza, JCP&L Manager, thanked Jim and Marie for being so welcoming to her throughout the years. She will miss them.

Joe Baron, 56 Brookwood Road, said he was proud to be associated with Troup 276. He thanked Jim and Marie for their contributions over the years.

Boy Scout Ricky Proctor thanked Mayor Oscovitch and Marie Raffay for their contributions to Byram and to Scouts.

Brendan Raffay, 2 Lake Drive, thanked Mayor Oscovitch and his mother for their service to Byram Township. He gave flowers to his mother.

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

APPROVAL OF MINUTES

- December 5, 2017 – Regular Minutes – Motion by Councilman Gray, 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					

- December 5, 2017 - Executive Meeting Minutes –Motion by Councilman Gray 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 Councilwoman Kash to approve the consent agenda.

- A. Resolution No. 205-2017 – Annual Notice of the Calendar Dates of the Scheduled 2018 Reorganization Meeting and Regular Meetings of the Byram Township Council From 01/01/2018 Until 01/02/2019
- B. Resolution No. 206-2017 – Resolution Approving the Execution of a Shared Service Agreement between Byram Township and Sparta Township for Fire Prevention Services from January 1, 2018 through December 31, 2020
- C. Resolution No. 207-2017 – Resolution to Award the Services to Remove Deer carcass from Byram Township Municipal Roadways to Space Farms
- D. Resolution No. 208-2017 – Authorization to Execute Change Order No. 1 Township of Byram for Proposed Improvements to Amity Road – Phase II – Line Striping – Net Increase of \$312.20
- E. Resolution No. 209-2017 – Authorization for the Purchase of One (1) 2018 Ford F-350 Item #11: Full-Size Pick Up Truck, Regular Cab, One (1) Ton, Super Duty, 4-Wheel Drive and Optional

Equipment for the Daily Operations of the Township of Byram Sewer Utility – Not to Exceed \$28,624.25

- F. Resolution No. 210-2017 – Authorize Refund of Redemption Monies to Outside Lien Holder – Block 300 Lot 2345
- G. Resolution No. 211-2017- Authorize Refund of Redemption Monies to Outside Lien Holder – Block 300 Lot 2345
- H. Resolution No. 212-2017 – Canceling Outstanding Checks
- I. Resolution No. 213-2017 – Resolution Authorizing Navitend to Install WIFI throughout the Byram Township Municipal Building – Not to Exceed \$1,796.73
- J. Resolution No. 214-2017 – Authorize the Purchase and Installation of 4g Modems and Windows based Tablets in Three Vehicles for the Byram Township Fire Department – Not to Exceed \$5,595.66
- K. Resolution No. 215-2017 – Resolution Authorizing MSI Services, Inc. to Provide Computer Support Services to the Township of Byram – Not to Exceed \$26,264.20
- L. Resolution No. 216-2017 - Resolution Authorizing 100% Disabled Veteran Exempt Status to Owner of Block 342.01 Lot 15 for the Tax Year 2017 and Cancellation of Taxes for the First Half of 2018

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

December 19, 2017 Bill List

Motion by Councilman Gray, second by Councilwoman Kash 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 Recuse 18683	x	x
No					
Abstain					
Absent					

ORDINANCE – 2nd Reading/Public Hearing

- **ORDINANCE 20-2017** - BE IT RESOLVED that Ordinance “**ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BYRAM AUTHORIZING THE ACQUISITION OF THE REAL PROPERTY KNOWN AND DESIGNATED ON THE TOWNSHIP OF BYRAM TAX MAP AS BLOCK 337.01, LOTS 82 AND 85**” be read by title on second reading and a hearing held there thereon.

Motion by Councilman Olson, second by Councilwoman Kash to adopt this ordinance.

Luann Byrne, Richmond Road, asked why are we buying this property and if it was buildable property. Joe stated that this property is being donated by the Byram Homeowners Association. The lots were part of a subdivision off Lee Hill Road and Amity Road. The properties would ultimately become town property because the Homeowner’s Association was being dissolved.

Virginia Wiiken clarified that it was Forest South and not Forest West. Motion by Councilman Olson, second by Councilwoman Raffay to close to the public. 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					

Be It Resolved that Ordinance 20-2017 is passed on final reading and that a notice of final passage be published in the official designated newspaper according to law.

- ORDINANCE 21-2017 - BE IT RESOLVED that “ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, STATE OF NEW JERSEY, PROVIDING FOR THE MUNICIPAL CONSENT OF THE TOWNSHIP FOR SUEZ WATER NEW JERSEY INC. TO PROVIDE WATER SERVICE TO THE EAST BROOKWOOD ESTATES IN THE TOWNSHIP OF BYRAM AND FOR THE LAYING OF WATER PIPES AND THE INSTALLATION OF OTHER UTILITY FACILITIES AS MAY BE NECESSARY.”** be read by title on second reading and a hearing held thereon.

Motion by Councilman Olson, second by Councilwoman Raffay to adopt this ordinance. Jack Moran, 7 Waterloo Road, commented that the paragraph in Section 2(a), states that Suez will remove, relay or relocate its service pipes, manholes, etc. at their expense. Tom Collins stated that Suez asked for the language, and the attorney stated that it is common. Jack asked about the fire hydrants and if they are used for non-emergent use. Mike Orgera stated that he doesn't use the fire hydrants for paving or the street sweeper. The Fire Chief stated that they do not use the East Brookwood Water Company water. Suez has asked us to adopt the ordinance so that they can proceed with the sale of the water company. Jack asked about the easement for the well. Tom Collins told Jack that he should talk with Suez and East Brookwood Water Association. Motion by Councilman Olson, second by Councilwoman Raffay to close to the public. 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					

Be It Resolved that Ordinance 21-2017 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 Gray, second by Councilwoman Kash to open to the public. All members in favor. Motion carried.

Luann Byrne, 34 Richmond Road, commented that she appreciates Marie Raffay and Mayor Oscovitch for their dedication and what they have done for Byram. She said she loves the attitude that they both have because they respectfully listen to the public.

Todd Rudloff, Byram Fire Chief, passed along a thank you from the Fire Department for the time and efforts that Marie and Jim gave to Byram. Todd stated that it has been a pleasure working with them.

Shiela Hall, 11 Louis Drive, came this evening representing the Salt Shakers Running Club, and expressed the Club's thanks for all the support that Jim and Marie has given to them over the years.

Cindy Church, Deputy Clerk of Byram, expressed her appreciation and thanked Marie and Jim for everything they have done.

Mary Johnson, retired Byram Municipal Clerk, thanked Jim and Marie for their service to the Township, and expressed her gratitude to Jimmy as she worked with him for many years on the Council.

Joe Novack, Peach Tree Street, thanked Jim for everything he has done and also thanked Marie for her Council service.

Matthew Oscovitch thanked his father and Councilwoman Raffay for serving Bryam and stated that they are both wonderful people and have done a great job.

Bonnie Oscovitch stated that it was fitting that Marie and Jim are going out together because they ran together in 2009. Bonnie said they are both wonderful people and thanked them for their contributions to Byram. Bonnie was very happy to get her husband back and she has a long "honey-do" list!

George Albrecht, South Shore Road, thanked Jim and Marie for their service to Byram Township.

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

- **RECOGNITION OF MAYOR JIM OSCOVITCH AND COUNCILWOMAN MARIE RAFFAY**
Mayor Oscovitch spoke about Marie and what she has accomplished and presented a plaque to her. David Gray paid tribute to Marie with a very heart-warming speech. Marie Raffay thanked everyone for the plaque and then spoke for a few minutes acknowledging members of the Council, the Manager, Municipal Clerk, residents of Byram and her family. It was a wonderful speech.

Councilman Olson presented Jim Oscovitch with a Statement from the Congressional Record by Congressman Frelinghuysen along with a personal note and a flag that was flown over the capital. Doris Flynn, Joe Sabatini, and Scott Olson each personally expressed sincere thanks to Jim. Jim spoke for a few moments acknowledging his fellow Council members, Manager, Clerk, and his family with heartfelt words. Councilman Olson presented Jim with a beautiful wall clock, given to him in recognition to his 20+ years of service to the Township.

Refreshments were enjoyed by all.

ADJOURN

On the motion of Councilwoman Olson, second by Councilwoman Raffay and with all members in favor, the meeting was adjourned at 9:30 p.m. Motion carried.

Doris Flynn, Municipal Clerk

James Oscovitch, Mayor