

BYRAM TOWNSHIP COUNCIL MEETING - JULY 5, 2016

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, absent; 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
 - Fair Share Housing Plan Update
 - No Net Loss Grant
 - Online Auction
 - Sewer - Simeone
- b. Personnel –
 - Staffing
 - Employee Handbook Policy

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 July 5, 2016.
Doris Flynn, Municipal Clerk

Motion by Councilman Olson, second by Councilwoman Kash 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			

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Raffay, to return to open session. 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 Raffay, to approve the agenda. All members were in favor. Motion carried.

TOWNSHIP MANAGER/COUNCIL REPORTS

Township Manager – Our next meeting will be July 19. In August, we are having only one Council meeting, which will take place on August 16, 2016. Joe also reported that the entrance to Brookwood Park and the trail has been cleaned up. The DPW will be putting mulch down on the trail later in the week.

Councilman Olson – Attended the Sussex County Open Space meeting with Joe Sabatini. The plan is complete and available for viewing and comments. New Jersey Future Kick-off Meeting will be on July 6 and 1:30 p.m. at town hall. On July 14 at 7:30 the Economic Development Steering Committee will meet to go over the first steps outlined in the Sustainable Economic Development Plan matrix.

Councilwoman Raffay - Planning Board meeting is July 7th at 8 p.m.

Councilwoman Kash – Attended the Recreation meeting and Byram Day meeting. Byram Day is coming together and the group will meet again on July 13.

Mayor Oscovitch – No report

PUBLIC PARTICIPATION I

George Shivas, 361 Amity Road, asked about the status of 367 Amity Road. Joe stated that the zoning officer is continuing to work with the property owner on meeting specific milestones weekly. There has been significant progress made, and we expect it to continue. If it does not, summons will be issued and it will end up in court. If that happens though, progress will stop.

Tony Gilbert, 369 Amity Road, asked about the progress of removing the equipment. Joe Sabatini reviewed the progress that has been made, and stated that he and the Zoning Officer have been spending an enormous amount of time on this issue and keeping on top of it. Tony did acknowledge and appreciated the time and trouble that the Township has been devoting to this problem.

James Micelli, 15 Sandra Lane, complimented the Township on their website but stated that the website was down this evening and asked if we knew why. Joe Sabatini stated that he was not aware of any problems, but he would reach out to our IT provider, Navitend.

APPROVAL OF MINUTES

- June 21, 2016 – Regular 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		
No					
Abstain				x	x
Absent		x			

- June 21, 2016 - Executive Meeting Minutes –Motion by Councilwoman Raffay, second by Councilman Olson to adopt the minutes as presented.

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion	x				
2nd			x		
Yes	x		x		
No					
Abstain				x	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 Councilwoman Raffay, second by Councilman Olson to approve the consent agenda.

- Resolution No. 121-2016 – Resolution Authorizing Assignment of Tax Sale Certificate #2015-009
- Resolution No. 122-2016 – Resolution Authorizing Participation in the Electronic Tax Sale Program
- Resolution No. 123-2016 – Resolution Authorizing a Refund for Duplicate Payment 2nd Quarter 2016
- Resolution No. 124-2016 – Resolution Authorizing Taxes be Refunded for 1st Half 2015
- Resolution No. 125-2016 – Resolution Authorizing the Renewal of Liquor License to Venture Two LLC Valid from 7/1/16 through 6/30/17
- Resolution No. 126– 2016 – Authorization for the Purchase and Installation of an Emergency Generator Replacement at Pump Station 5 of the Townships Sanitary Sewer System

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

APPROVAL OF JULY 5, 2016 BILL LIST

Motion by Councilwoman Raffay, second by Councilman Olson 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			

ORDINANCES – 2nd Reading/Public Hearing

Ordinance 22-2016 - Be it resolved that ordinance entitled “Amended Ordinance for Administration & Hourly Positions Salary and Wages for the years 2013-2016” be read by title on second reading and a hearing held there thereon.

Motion by Councilman Olson, second by Councilwoman Raffay to adopt the ordinance. Councilman Olson, Second by Councilwoman Raffay to open to the public for comments. No comments were made. Close to the public.

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

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

Ordinance 23-2016 – Be it resolved that ordinance entitled “An Ordinance of The Township of Byram, County of Sussex, State of New Jersey Establishing a New Chapter 185 to be Entitled “Abandoned Properties” of the Code of the Township of Byram and Requiring Registration of Abandoned Properties and Properties Pending Foreclosure” 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. Councilman Olson, Second by Councilwoman Raffay to opened to the public for comments. No comments were made. Close to the public.

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

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

ORDINANCES – Introduction / 1st Reading

Be it resolved that ordinance entitled “Bond Ordinance Providing for the Construction of a New Municipal Building in and by the Township of Byram, In the County of Sussex, New Jersey, Appropriating \$11,000,000 Therefor and Authorizing the Issuance of \$10,450,000 Bonds or Notes of the Township for Financing such Appropriation” be read by title on first reading.

Motions by Councilman Olson, second by Councilwoman Raffay to introduce the ordinance on first reading.

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

Be it resolved that said ordinance shall be further considered for final passage at the meeting of the Township Council of the Township of Byram on Tuesday, July 19, 2016 at 7:30 p.m. at the Byram Municipal 10 Mansfield Drive, at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

PUBLIC PARTICIPATION II

Merwyn Lee, 45 Winding Way, asked what the average assessed value of a home is in Byram. Harvey Roseff from the audience said it was \$250,000. Merwyn went over some numbers he put together and stated that he was very upset about the amount of the money the Council wanted to spend on constructing a new municipal building.

Joann Smith, 57 Lake Drive, asked how many full time employees work in the municipal building. She commented that our services are being reduced, and questioned the need for a municipal building of the proposed size. Joe stated that there were several full time administrative employees located in the municipal building along with a police department that has 14 full-time employees. The administrative departments have more part-time employees than full-time. He also referred Joann to the website that has all the information about the existing building and proposed building and many supporting documents. Joann asked when would Tamarack Park open. Joe stated that it was possible it could be this fall, but more likely that it would be spring of 2017.

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

RESOLUTION

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Doris Flynn, Municipal Clerk

Motion by Councilman Olson, second by Councilwoman Kash 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			

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Raffay, 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 9:01 p.m. Motion carried.

Doris Flynn, Municipal Clerk

James Oscovitch, Mayor