

**TOWNSHIP OF BYRAM
TOWNSHIP COUNCIL MEETING
JUNE 6, 2022
EXECUTIVE SESSION – 6:30 P.M.
REGULAR SESSION - 7:30 P.M.**

CALL MEETING TO ORDER – Mayor Rubenstein called the meeting to order.

OPEN PUBLIC MEETING STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Law. Both adequate and electronic notice of the meeting has been provided, specifying the time, place. In addition, a copy of this notice is available to the public and is on file in the office of the Municipal Clerk, posted on the main door, the bulletin board of the Municipal Building, on the Township website at: https://www.byramtwp.org/index.php/town_hall/township_council, and has been forwarded to those persons requesting notice.

ROLL CALL OF THE TOWNSHIP COUNCIL – Councilman Bonker here; Councilwoman Franco, here; Councilman Gallagher, here; Councilman Roseff, here; Mayor Rubenstein here. Also present was Township Manager Joseph Sabatini, Attorney Tom Collins and Municipal Clerk Cynthia Church

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

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.

- a. Attorney Client Privilege Communication
 - General
 - Engineer Interview – CO Johnson Park Improvements
 - Ekhehar – Zoning/Land use Matter
 - Fire Department Evaluation
- b. Contract Negotiations
 - Solid Waste Recycling Contract

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:

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 June 6, 2022.

Cynthia Church, Municipal Clerk

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion	x				
2nd		x			
Yes	x	x	x	x	x
No					
Abstain					
Absent					

RETURN TO OPEN SESSION - Motion by Councilman Bonker, second by Councilwoman Franco to return to open session at 7:32 p.m. All members were in favor. Motion Carried.

FLAG SALUTE

APPROVAL OF AGENDA – Motion by Councilwoman Franco, second by Councilman Gallagher

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion		x			
2nd			x		
Yes	x	x	x	x	x
No					
Abstain					
Absent					

APPOINTMENT OF NEW POLICE OFFICER – Joseph T. Mason
Mayor Rubenstein sworn in Joseph T. Mason with his wife Emily holding the bible.

RESOLUTION NO. 129-2022 – Resolution of the Byram Township Council in Support of Proposed Scope of Work for the Byram Township Lake and Watershed Management Program

Fred Lubnow with Princeton Hydro described the scope of work along with and goals of the project and the ability to get funding. The pool of money should be available by next year. The Highlands Council will cover the cost of the plans. Each lake identified (10) will have monitoring events along with data and sample collections. Once the plan is in place it will make it easier to get the funding. Mr. Sabatini said that the scope of work needs to be sent to the Highlands Council for funding to be released. Mr. Sabatini said that he contacted all 10 lakes identified and that they were all interested. The first task will be the collection of current and historical data. Councilman Bonker asked Mr. Lubnow to give a description on the impact of HABs. The plan will allow lakes to be proactive to avoid HABs. Councilman Roseff asked Mr. Lubnow how in depth do they get into these plans. Mr. Lubnow said that they will identify the projects and will give a range of cost of annual maintenance. Princeton Hydro will do the grant applications, consulting, monitoring, and engineering and the construction will go through a bidding process.

Jeff Vincent from Forest Lakes asked a couple questions directly related to Forest Lakes to clarify the process of obtaining funding.

John Byrne – from Lake Lackawanna asked if the scope includes structural studies. Mr. Lubnow said they can, if it can be tied into lake quality.

Scott Yappen asked where cyanotoxins come from.

John Garrity from Cranberry Lake asked if the plan will include the effects that the geese have on lakes. Mr. Lubnow said that goose management could be one of the recommendations.

Councilman Roseff would like salt and bacteria to be added to the scope of work. Mr. Lubnow said that can be added.

Motion by Councilman Gallagher, Second by Councilwoman Franco to approve Resolution No. 129-2022

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion	x				
2 nd		x			
Yes	x	x	x	x	x
No					
Abstain					
Absent					

TOWNSHIP MANAGER, MAYOR, AND COUNCIL REPORTS

Township Manager – There will be a special meeting of the Mayor and Council with the Municipal Building Sub Committee for the building project scheduled for June 28th at 7pm. Information has been posted to the website for public review. The Summer newsletter has been posted to the township website. Upcoming Events: Ms. Byram, Saturday June 11th; Triathlon June 18th; Night for Byram Residents at the Sussex County Miners Game on July 9th. At the next Township Council meeting there will be a presentation of the 2021 Audit. Tomorrow, June 7th is the Primary Election. Thanked Ricky Proctor for his service to the township, he has been an intern with the Township since June 2020, and the manager wished him well in his new job as the Assistant Administrator in Netcong Borough.

Mayor Rubenstein – Elizabeth Town Gas is out installing on Matthew Drive.

Councilman Bonker –

Memorial Day Service: Participated in the Memorial Day service and parade on Monday May 30th.

Open Space: There will be an Open Space meeting on Monday June 13th at 7p.m. via Zoom. The agenda has not yet been circulated, however, he expects updates on several Open Space related items, including the selection of an engineer/project manager for the combined Dog Park/ CO Johnson upgrades, the Riverside Park upgrade status, next steps for the Tamarack Trail Sussex County Grant project, a report from the forester on potential timber sales and/or timber stand improvements, and status on the Neil Gylling flagpole and tree removal projects, all that will be using Open Space funds.

Eagle Court of Honor: will be attending the Byram Court of Honor for two Boy Scouts receiving their Eagle awards from Troop 276 on Saturday June 18th at 11a.m.

Reported on a Byram resident and former Byram administrator Greg Poff who is leaving his job as the Sussex County administrator to become the Randolph administrator and wishes him success in his new post.

D-Day/Election Day: *On this day in 1944 Democracy escalated the war against both fascism and imperialism with the D-Day invasion. Democracy and Freedom ultimately prevailed, but at a terrible cost. We will never forget. Tomorrow is Election Day. When we vote tomorrow, we must remember the cost of freedom and the sacrifices made in order for us to vote, to participate in this democratic system of ours. Voting is our solemn duty, and I encourage all Byram citizens to exercise their right and their duty tomorrow.*

Councilwoman Franco – Nothing to Report as she was not able to attend the last Planning Board meeting. Will be a poll worker in Andover Township during the Primary Election.

Councilman Gallagher – Last week attended the Byram Township Board of Education meeting and had two awards for both teacher and administrators of the year. Some parents were there questioning bus stops in the town. The next Recreation Committee meeting is scheduled for June 20th.

Councilman Roseff – reported that the Environmental Commission did not meet last week because they did not have enough members to attend the meeting. Mentioned that the Environmental Commission could use more help with obtaining new members. The Historical Society had a 225th committee meeting last week, and they are still working on putting together events for next year. They are having a History Day at Waterloo Village June 2023. The Historical Society is focusing on a Tourism / Marketing grant. The Planning Board had approved a new section to the master plan that includes historical structures.

PUBLIC PARTICIPATION I

Motion by Councilman Bonker, Second by Councilwoman Franco to open to the public.

Scott Yappen – 5 Catherine Terrace - is looking for the Alpaugh estimate date of release for the Municipal Building. Mr. Sabatini said it will not be released until after June 10th.

Luanne Byrne – Richmond Road – Asked the status of the re-opening of the municipal leaf dump.

Motion by Councilman Bonker, Second by Councilwoman Franco to close to the public.

APPROVAL OF MINUTES

- May 17, 2022 Regular & Closed Session Minutes – Motion by Councilwoman Franco, seconded by Councilman Gallagher to approve the minutes.

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion		x			
2 nd			x		
Yes	x	x	x	x	x
No					
Abstain					
Absent					

CONSENT AGENDA – All are considered to be routine by the Members of the Township Council and will be enacted on by one motion. Motion by Councilman Bonker, Second by Councilwoman Franco to approve the consent agenda.

- A. Resolution No. 124-2022 – Form IB – DMHAS Leadership Grant - \$1,956.00
- B. Resolution No. 125-2022 – Resolution Authorizing the Renewal of Liquor License to Byram Beverage Inc. Valid from 7/1/2022 through 6/30/2023
- C. Resolution No. 126-2022 – Resolution Renewing a Plenary Retail Consumption License Issued to Andover Wine and Liquors Inc. Trading as Liquor Factory & Lounge Valid from 07/01/2022 through 06/30/2023
- D. Resolution No. 127-2022 – Resolution Authorizing the Renewal of Liquor License to Tomahawk Lake Inc., Trading as Tomahawk Lake, Valid from 07/01/2022 through 06/30/2023
- E. Resolution No. 128-2022 – Resolution Authorizing the Renewal of Liquor License to the Pink Elephant of Cranberry Lake, Trading as Golden Nugget Saloon, Valid from 07/1/2022 through 06/30/2023
- F. Resolution No. 130-2022 – Confirming the Redemption of TTL #2019-013- Amity Road, Block 348, Lot 2.01
- G. Resolution No. 131-2022 – Authorizing Appointment of Professional Engineering Services for Salt Dome Evaluation and Rehabilitation and Award of Professional Service Contract in Connection Therewith – No to Exceed \$8,100
- H. Resolution No. 132-2022 – Award of Contract Under the Morris County Cooperative Pricing Council for Proposed Improvements to Tamarack Road - Not to Exceed \$289,717.16
- I. Resolution No. 133-2022 – Resolution of the Byram Township Council Authorizing the Installation of a Flagpole at Neil Gylling Park – Not to Exceed \$1,000.00
- J. Resolution No. 134-2022 – Authorizing the Public Display of Fireworks at Byram Fest September 10, 2022 or Subsequent Date in the Event of Postponement
- K. Resolution No. 135-2022 – Authorization for the Purchase of DPW F550 Truck Body for the Daily Operations of the Township of Byram Department of Public Works – Not to exceed \$48,120.56
- L. Resolution No. 136-2022 – Resolution of the Mayor and Council of the Township of Byram Rejecting All Bids for Sewer Pump Station Renovations
- M. Resolution No. 137-2022 - Authorization to Cancel Previously Authorized Purchase of One (1) 2021 Ford F550 Heavy Duty Cab/Chassis, 19,500 LBS. GVWR Minimum with Optional Equipment and Replace with the Purchase of One (1) 2022 Ford F550 19,500 LBS. GVRW Crew Cab & Chassis, DRW, 4WD for the Township of Byram Department of Public Works – Not to Exceed \$57,125.00
- N. Resolution No. 138-2022 – Chapter 159 – 2022 Clean Communities Gran \$21,788.01

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion	x				

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

BILL LIST – June 6, 2022 – Motion by Councilwoman Franco, second by Councilman Gallagher to approve the bill list as presented.

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion		x			
2nd			x		
Yes	x	x	x	x	x
No					
Abstain					
Absent					

ITEMS FOR DISCUSSION

NJ Division of Tourism Cooperative Marketing Grant

Councilman Roseff explained that the Historical Society is looking to obtain a grant to help facilitate events. The Historical Society was not able to provide the matching funds, rather they need a partner of the Historical Society that would be able to provide such funds. It is strictly for marketing. Frank Gonzalez and Scott Yappen explained that funds will be used for website development and Facebook advertisements of attractions and events to attract tourism. They are looking for 25% of what grant amount is approved up to \$6,250.00. The maximum grant amount could be up to \$25,000.00. The Township Council are in support of matching the grant.

Resolution No. 139-2022 – A Resolution Declaring Commitment to Provide Matching Funds for a New Jersey Cooperative Marketing Tourism Grant Applied for by the Byram Township Historical Society

Motion by Councilman Gallagher, Second by Councilwoman Franco to approve Resolution No. 139-2022

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion			x		
2nd		x			
Yes	x	x	x	x	x
No					
Abstain					
Absent					

FUTURE AGENDA ITEMS -

Use of Federal Funds Discussion
 Planning Board Reports

PUBLIC PARTICIPATION II

Motion by Councilman Bonker, Second by Councilwoman Franco to open to the public.

No Comments

Motion by Councilman Bonker, Second by Councilwoman Franco Motion to Close to public.

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Cynthia Church, Municipal Clerk

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion	x				
2nd		x			
Yes	x	x	x	x	x
No					
Abstain					
Absent					

ADJOURNMENT

On the motion of Councilwoman Franco, second by Councilman Bonker, and with all members in favor, the meeting was adjourned at 9:30 p.m. All members were in favor. Motion carried.


Cynthia Church, RMC
Township Clerk


Alexander Rubenstein, Mayor