

**TOWNSHIP OF BYRAM
COUNCIL AGENDA, TUESDAY, JULY 7, 2015
EXECUTIVE SESSION – 7:00 P.M.
REGULAR SESSION– 7:30 P.M.**

1. **CALL MEETING TO ORDER**
2. **OPEN PUBLIC MEETING STATEMENT**

Adequate notice of this meeting has been made in accordance with the Open Public Meetings Act, NJSA 10:4-6 by forwarding the annual notice to the New Jersey Herald posting the agenda on the bulletin board located in the Council Meeting Room and the Township website and by filing same with the Township Clerk.
3. **ROLL CALL**
4. **RESOLUTION FOR EXECUTIVE SESSION**
 - a. Contract Negotiations
 - PBA
 - Netcong Construction Agreement
 - b. Attorney Client Privileged Communication and Contract Negotiations
 - Byram Homeowners Association Water Company
 - c. Personnel
 - Emergency Management Council
 - PBA grievance
 - d. Attorney Client Privileged Communication
 - General
 - PSE&G
 - Route 206 Improvements
5. **RETURN TO OPEN SESSION**
6. **PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION**
7. **APPROVAL OF AGENDA**
8. **PRESENTATION**
 - New Jersey Conservation – Eileen Swan
 - Zodiac Boat – Fire Chief Chuck Putz
9. **PUBLIC PARTICIPATION I – Meeting open to the public for comments on matters not on the agenda or items on the agenda for which no public discussion is provided.**
10. **REPORTS**
 - Township Manager
 - Mayor and Council Members
 - Township Attorney
11. **APPROVAL OF MINUTES**
 - June 16, 2015 Regular Meeting Minutes
 - June 16, 2015 Closed Session Minutes
12. **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.
 - A. Resolution No. 96-2015 – Resolution for Deer Hunting on Municipally-Owned Property for the 2015-15 Hunting Season
 - B. Resolution No. 97-2015 – Resolution Authorizing Renewal of Liquor License to Byram Beverage Inc. 7/1/15-6/30/16
 - C. Resolution No. 98-2015 – Resolution Authorizing Renewal of Liquor License to Tomahawk Lake Inc. 7/1/15-6/30/16
 - D. Resolution No. 99-2015 – Resolution Authorizing Renewal of Liquor License to Lockwood Tavern Liquor License LLC 7/1/15-6/30/16
 - E. Resolution No. 100-2015 – Resolution Authorizing the Execution of a PSA with FKA Architects
 - F. Resolution No. 101-2015 - Resolution Authorizing the Acceptance of a 2015 Statewide Insurance Fund Grant for Security Cameras
 - G. Resolution No. 102-2015 – Resolution Authorizing the Submittal of a 2015 Bonus Recycling Grant
 - H. Resolution No. 103-2015 – Resolution Authorizing the Purchase of One (1) 2015 Ford Police Interceptor Sedan AWD Vehicle with Optional Equipment for the Township of Byram Police Department
 - I. Resolution No. 104-2015 – Resolution Authorizing Renewal of Liquor License to the Pink Elephant of Cranberry Lake, Trading as Golden Nugget Saloon
 - J. Resolution No. 105-2015 - Resolution Authorizing Renewal of Liquor License to Zipload Inc., Trading as Salt
 - K. Resolution No. 106-2015 - Resolution Authorizing Renewal of Liquor License to CBK Restaurant LLC, Trading as The Trout and the Troll
 - L. Resolution No. 107-2015 - Resolution Authorizing Renewal of Liquor License to Route 206 LLC Trading as Stonewood Tavern
 - M. Resolution No. 108-2015 - Resolution Authorizing Renewal of Liquor License to Venture Two LLC
 - N. Resolution No. 109-2015 – Resolution of Byram to Authorize and Direct the Tax Collector to Sell Municipal Liens in Accordance with New Jersey Law
 - O. Resolution No. 110-2015 – Resolution Authorizing Award of a Non-Fair and Open Contract for Architectural Services for the Municipal Building Assessment and Municipal Complex Masterplan
13. **APPROVAL OF JULY 7, 2015 BILL LIST**
14. **ORDINANCE NO. 11-2015 – Introduction/1st Reading**

An Ordinance Authorizing the Attached Agreement Between the Township of Byram and Aqua New Jersey, Inc. Granting the Franchise to Serve and Municipal Consent and Permission to Construct, Operate and Maintain Water Facilities in the Township Rights of Way in the Byram Homeowners Association Water Co., Inc. Franchise Area Attached as Exhibit A and consenting to the Assignment to and Assumption by Aqua New Jersey, Inc.

Purpose Statement: The purpose of this Ordinance is to authorize the signing of an Agreement between the Township of Byram and Aqua New Jersey, Inc. approving a Franchise and municipal consent to allow Aqua New Jersey, Inc. to construct, operate and maintain the water facility in the Franchise Area of the Byram Homeowners Association Water Co., Inc.
15. **ORDINANCE NO. 10-2015 – 2nd Reading/Public Hearing**

Amended Ordinance for Administration and Hourly Positions Salary and Wages for the Years 2013-2016
16. **DISCUSSION ITEMS - EDAC – Pilot Program**
17. **PUBLIC PARTICIPATION II**
18. **EXECUTIVE SESSION – Session II (if necessary)**
19. **ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY**
20. **ADJOURNMENT**

**TOWNSHIP OF BYRAM
RESOLUTION NO. 96 - 2015**

**RESOLUTION OF THE GOVERNING BODY
OF THE TOWNSHIP OF BYRAM FOR
DEER HUNTING ON MUNICIPALLY-OWNED
PROPERTY FOR THE 2015-16 HUNTING SEASON**

WHEREAS, the Township of Byram established a Deer Management Program by Ordinance 2-2013 on municipally-owned property, and;

WHEREAS, the Open Space Committee is to recommend municipally-owned property that is appropriate for deer hunting; and

WHEREAS, the Open Space Committee has made its recommendations for the 2015-16 hunting season;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Byram that Arnell (Briar Ridge), Owners Maintenance (Briar Ridge), Beckman-Kostrey (Cranberry Overlook), One Main Street (Glenside Woods) and Tamarack Park, Blk. 360, Lot 42.05 (49.09 acres adjacent to Roseville Road) are permitted to be hunted on for the 2015-16 hunting season provided that the hunter has received a permit from the Township of Byram and the hunter follows all applicable state regulations.

NOW THEREFORE IT BE FURTHER RESOLVED that Arnell (Briar Ridge), Owners Maintenance (Briar Ridge), Beckman-Kostrey (Cranberry Overlook), One Main Street (Glenside Woods) and Tamarack Park, Blk. 360, Lot 42.05 (49.09 acres adjacent to Roseville Road) shall be available for hunting by a maximum of 100 permit holders, every day, including Saturdays and Sundays.

BYRAM TOWNSHIP COUNCIL

CERTIFICATION

I, **DORIS FLYNN**, Township Clerk of the Township of Byram, County of Sussex, and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Byram, County of Sussex, State of New Jersey, at a regular meeting of said Council held on July 7, 2015.

Doris Flynn, Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 97 – 2015**

**RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE TO
BYRAM BEVERAGE INC. VALID FROM 7/1/15 THROUGH 6/30/16**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that the Renewal of a Plenary Retail Distribution License be issued to Byram Beverage Inc., trading as Shop Rite Liquors of Byram, located at 90-70 Route 206, Stanhope New Jersey 07874. The same license being No. 1904-44-012-008. Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 98 – 2015
RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE
TO TOMAHAWK LAKE INC., TRADING AS TOMAHAWK LAKE, VALID
FROM 7/1/2015 THROUGH 6/30/2016**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that the renewal of a Plenary Retail Consumption License No. 1904-33-013-002 be issued to Tomahawk Lake Inc., trading as Tomahawk Lake, located at Tomahawk Trail, Sparta New Jersey 07871, subject to the following conditions:

1) a plan setting forth security, parking and traffic control measures to be submitted to the Byram Township Police Department at least seven days prior to the Independence Day holiday and in response to the Police Department's request as to other holidays or events;

2) Township personnel may be assigned to Tomahawk Lake in furtherance of public order, safety and welfare and at the expense of Tomahawk Lake, at the sole discretion of the Byram Township Police Department;

3) any invoice for services rendered by personnel of Byram Township must be paid within thirty days of receipt;

4) prohibition on service of alcohol immediately upon police/emergency services being summoned due to an alleged breach of the peace, until and unless instructed otherwise by police personnel.

Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 99 – 2015**

**RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE
TO LOCKWOOD TAVERN LIQUOR LICENSE LLC VALID FROM
7/1/2015 THROUGH 6/30/16**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that the renewal of a Plenary Retail Consumption License be issued to Lockwood Tavern Liquor License LLC, located at 77 Route 206, Stanhope New Jersey 07874. The same license being No. 1904-33-006-005. Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 100 - 2015**

**AUTHORIZING APPOINTMENT OF THE TOWNSHIP ARCHITECT AND
AWARD OF PROFESSIONAL SERVICE CONTRACT IN CONNECTION
THEREWITH**

WHEREAS, the Township of Byram, pursuant to N.J.S.A. 40:55D-71b. has determined it necessary to appoint an Architect for the Township Council; and

WHEREAS, the Mayor and Council intend by this resolution to award to FKA Architects a professional services contract through December 31, 2015 at rates outlined in the attached schedule; and

WHEREAS, such award of contract shall be made as a non – fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Mayor and Council of the Township of Byram has determined and certified in writing that the value of the professional services may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for one year; and

WHEREAS, FKA Architects has completed and submitted a Business Entity Disclosure Certification that he will not make any reportable contributions to any political candidate or candidate committee and that the contract will prohibit him from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for “Professional Services,” without competitive bids and the contract itself, must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Byram, County of Sussex and State of New Jersey that it hereby authorizes the Mayor, Township Manager and Clerk to enter into a contract with FKA Architects as described hereinabove; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value Certification be placed on file with this resolution; and

BE IT FURTHER RESOLVED that this Contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because these services are rendered or performed by a person authorized by law to practice a recognized profession; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the official Township Newspaper.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 101 - 2015**

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF A 2015
STATEWIDE INSURANCE FUND GRANT FOR SECURITY CAMERAS**

WHEREAS the Township submitted a grant application on May 14, 2015 to the Statewide Insurance Fund seeking funding equivalent to 10% of the Township's total premiums; and

WHEREAS this funding will help purchase five security cameras plus six signs for the Township's recycling center and gas pumps, to help prevent illegal and after-hours use, at a total cost of \$4,448; and

WHEREAS the Township has been awarded this grant in the amount of \$2,805.33, with the remaining project cost of \$1,642.67 to come from Township budgets;

NOW THEREFORE BE IT RESOLVED by the Council of the Township of Byram, County of Sussex, State of New Jersey that the Township Manager is hereby authorized to execute any and all documents associated with this Statewide Insurance Fund grant.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NJ
RESOLUTION NO. 102 – 2015**

**RESOLUTION AUTHORIZING THE SUBMITTAL OF A 2015 BONUS RECYCLING
GRANT**

WHEREAS the Township of Byram wants to promote recycling in its parks and to improve its overall recycling rate; and

WHEREAS increasing the number of recycling receptacles and pairing them with trash receptacles will promote recycling and help prevent littering in the parks; and

WHEREAS the NJ Department of Environmental Protection is offering 2015 Bonus Recycling Grants, to fund 50% of the cost of projects that improve recycling in public places;

NOW THEREFORE BE IT RESOLVED that the Township Council approves the submission of an application seeking \$22,500 in grant funding, to be matched by \$22,500 in Township funding from Byram's annual Recycling Tonnage Grant, for a project total of \$45,000; and

That with this funding the Township will purchase 74 individual receptacles, 37 to be blue and marked for recycling and 37 to be green and marked for trash, to be permanently installed in pairs in 37 locations in Byram's eight most active recreational facilities, including C.O. Johnson Park, Neil Gylling Memorial Park, Riverside Park, Brookwood Park, Mountain View Park, Tamarack Park at Johnson Lake, Tamarack Park at Jones Lane, Mountain Heights Park.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 103 - 2015**

**Authorize the Purchase of One (1) 2015 Ford Police Interceptor Sedan AWD Vehicle with
Optional Equipment for the Township of Byram Police Department**

WHEREAS, the Morris County Cooperative Pricing Council (MCCPC) publicly bid Contract #15-A: Police Pursuit Vehicles (2015 Models); and

WHEREAS, Item 1 of the contract is for a 2015 Model or Newer, Ford Police Interceptor or Equivalent, Full Size, 4 Door Sedan, New, Unused, 6 Cylinder, All Wheel Drive; and

WHEREAS, the MCCPC awarded a contract for the period November 1, 2014 – October 31, 2015; and

WHEREAS, Beyer Ford is an approved vendor under the contract; and

WHEREAS, Byram Township is a member of the MCCPC and has access to contracts for public purchasing without competitive bidding; and

WHEREAS, the total bid price for each vehicle including all applicable delivery charges is \$23,916.00; and

WHEREAS, there are available options covered under the MCCPC Contract #15-A; and

- MNStar Installer Series Wiring Harness – Item #1F - \$440.00
- MNStar Power Distribution Panel w/Master Cut-Off Switch – Item #1F - \$290.00
- Skid Plate – Item #1D - \$300.75

WHEREAS, there are other options not covered under a competitive bidding contract but are under the Township's quote threshold; and

- Roof Wiring \$290.00
- Front Headlamp/Housing Drilled \$125.00
- (4) Remappable Steering Wheel Switches \$150.00
- Ford Reinforcement Push Bumper Brackets \$98.75
- Odyssey Battery \$395.00
- Charge Guard \$225.00
- Delete Front and Rear Factory Lighting Packages (\$425.00)

WHEREAS, the source of funding for purchase of the vehicle with optional equipment are the funds available under the Police Department Operating Budget; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Byram does hereby authorize the execution of the necessary purchase order in the total amount not to exceed \$25,805.50 to obtain one (1) 2015 Ford Police Interceptor Sedan AWD Vehicle with Optional Equipment; and

BE IT FURTHER RESOLVED, that upon receipt, inspection and approval of voucher therefore by the Township of Byram, payment, pursuant to said purchase order, is hereby authorized with the same to be charged against funds established in the appropriate account for said purpose.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 104 – 2015**

**RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE
TO THE PINK ELEPHANT OF CRANBERRY LAKE, TRADING AS
GOLDEN NUGGET SALOON, VALID FROM 7/1/15 THROUGH 6/30/16**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that the renewal of a Plenary Retail Consumption License be issued to The Pink Elephant of Cranberry Lake, trading as Golden Nugget Saloon, located at 50 Lackawanna Drive, Stanhope New Jersey 07874. The same license being No.1904-33-008-001. Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

TOWNSHIP OF BYRAM

RESOLUTION NO. 105 – 2015

**RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE
TO ZIPLOAD, INC., TRADING AS SALT, VALID FROM 7/1/2015
THROUGH 6/30/2016**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that a renewal of a Plenary Retail Consumption License be issued to Zipload, Inc., trading as SALT, located at 109 Route 206, Stanhope New Jersey 07874. The same license being No. 1904-33-011-002. Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

TOWNSHIP OF BYRAM

RESOLUTION NO. 106 – 2015

**RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE
TO CBK RESTAURANT LLC, TRADING AS THE TROUT AND THE
TROLL, VALID FROM 7/1/2015 THROUGH 6/30/2016**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that a renewal of a Plenary Retail Consumption License be issued to CBK Restaurant LLC, trading as The Trout and the Troll, located at 172 Lackawanna Drive, Stanhope, New Jersey 07874. The same license being No. 1904-33-003-010. Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 107 – 2015**

**RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE TO 239
ROUTE 206 LLC TRADING AS STONEWOOD TAVERN VALID FROM 7/1/2015
THROUGH 6/30/16**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that the renewal of a Plenary Retail Consumption License be issued to 239 Route 206 LLC trading as Stonewood Tavern located at 239 Route 206S, Stanhope New Jersey 07874. The same license being No. 1904-33-005-009. Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 108 – 2015**

**RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSE
TO VENTURE TWO LLC. VALID FROM 7/1/2015 THROUGH 6/30/16**

BE IT RESOLVED by the Mayor and Township Council, Township of Byram, Sussex County New Jersey, that the renewal of a Plenary Retail Consumption License be issued to Venture Two LLC, located at 11 Route 206, Stanhope New Jersey 07874. The same license being No. 1904-33-009-004. Said license shall be valid from July 1, 2015 through June 30, 2016.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 109 – 2015**

**RESOLUTION OF THE TOWNSHIP OF BYRAM, COUNTY OF SUSSEX, STATE OF
NEW JERSEY**

**“AUTHORIZE AND DIRECT THE TAX COLLECTOR TO SELL MUNICIPAL
LIENS IN ACCORDANCE WITH NEW JERSEY LAW”**

WHEREAS, The Governing Body of the Township of Byram in the County of Sussex, New Jersey, desires to collect all taxes, assessments and other municipal charges that are now delinquent; and

WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2014 in a manner prescribed by N.J.S.A. 54:5-19 and amended by Chapter 99, Public Laws of 1998, and

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Township of Byram that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with New Jersey Statutes, as described above, and that said sale shall take place in 2015.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I, certify that the forgoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 110 - 2015**

**AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT FOR
ARCHITECTURAL SERVICES FOR THE MUNICIPAL BUILDING ASSESSMENT
AND MUNICIPAL COMPLEX MASTERPLAN**

WHEREAS, the Township of Byram, has a need to acquire the services of FKA Architects as a non-fair and open contract pursuant to the provision of N.J.S.A. 19:44A-20.4 for architectural services for the Municipal Building assessment and Municipal complex master plan located at 10 Mansfield Drive; and

WHEREAS, FKA Architects submitted a proposal dated July 2, 2015, outlining the services to be provided for an amount not to exceed \$14,950; and

WHEREAS, the Chief Financial Officer of the Township of Byram has certified that funds are available to support this contractual services agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Township of Byram, County of Sussex and State of New Jersey that it hereby authorizes the Mayor, Township Manager and Clerk to enter into a contract with FKA Architects as described hereinabove; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the official Township Newspaper.

BYRAM TOWNSHIP COUNCIL

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

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on July 7, 2015.

Doris Flynn, Clerk

**BYRAM TOWNSHIP
SUSSEX COUNTY, NEW JERSEY
ORDINANCE NO. 11 – 2015**

AN ORDINANCE AUTHORIZING THE ATTACHED AGREEMENT BETWEEN THE TOWNSHIP OF BYRAM AND AQUA NEW JERSEY, INC. GRANTING THE FRANCHISE TO SERVE AND MUNICIPAL CONSENT AND PERMISSION TO CONSTRUCT, OPERATE AND MAINTAIN WATER FACILITIES IN THE TOWNSHIP RIGHTS OF WAY IN THE BYRAM HOMEOWNERS ASSOCIATION WATER CO., INC. FRANCHISE AREA ATTACHED AS EXHIBIT A AND CONSENTING TO THE ASSIGNMENT TO AND ASSUMPTION BY AQUA NEW JERSEY, INC.

Purpose Statement: The purpose of this Ordinance is to authorize the signing of an Agreement between the Township of Byram and Aqua New Jersey, Inc. approving a Franchise and municipal consent to allow Aqua New Jersey, Inc. to construct, operate and maintain the water facility in the Franchise Area of the Byram Homeowners Association Water Co., Inc.

WHEREAS, Aqua New Jersey, Inc. has been authorized by the New Jersey Board of Public Utilities to provide public utility potable water supply; and

WHEREAS, Aqua New Jersey, Inc. intends to acquire the Franchise of Byram Homeowners Association Water Co., Inc. and provide water supply in the Franchise Area attached as Exhibit A of the attached agreement, “Agreement between the Township of Byram and Aqua New Jersey, Inc., Granting the Franchise to Serve and Municipal Consent and Permission to Construct, Operate and Maintain Water Facilities in the Township Rights of Way in the Byram Homeowners Association Water Co., Inc. Franchise Area Attached as Exhibit A and Consenting to the Assignment to and Assumption by Aqua New Jersey, Inc.,” (hereafter “Agreement”) which is incorporated herein by reference; and

WHEREAS, Byram Township is empowered to enter into a Franchise Area and a Rights-of-Way Use Agreement pursuant to N.J.S.A. 48:19-1 through 48:19-28; and

WHEREAS, a Rights-of-Way Use Agreement has been prepared and mutually agreed upon by all parties with terms and conditions set forth therein, a copy of which is attached and

made a part of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Council of the Township of Byram, County of Sussex, State of New Jersey, that the Mayor and Municipal Clerk are hereby authorized to execute the attached.

SECTION 1: APPROVAL OF ATTACHED AGREEMENT AS FOLLOWS:

The attached Agreement is hereby approved and the Mayor and Clerk are authorized to sign the Agreement.

SECTION 2: SEVERABILITY.

If any provision of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

SECTION 3: EFFECTIVE DATE.

This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

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

INTRODUCED:

ADOPTED:

ATTEST:

TOWNSHIP OF BYRAM

Doris Flynn, Clerk

James Oscovitch, Mayor

**TOWNSHIP OF BYRAM
ORDINANCE NO. 10 - 2015**

**AMENDED ORDINANCE FOR ADMINISTRATION & HOURLY POSITIONS
SALARY AND WAGES
FOR THE YEARS 2013-2016**

BE IT ORDAINED by the Mayor and Township Council, Township of Byram, County of Sussex, State of New Jersey as follows:

SECTION 1: The salary for each elected and appointed official and employee of the Township of Byram who is engaged on an annual salary basis shall be hereby fixed as follows:

<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Mayor and Council Member	3,500	3,500
Municipal Manager	85,000	116,000
Deputy Municipal Manager	10,000	65,000
Executive Assistant	15,000	65,000
Chief of Police	115,000	160,000
Township Clerk/Registrar	50,000	80,000
Chief Financial Officer/Municipal Treasurer	55,000	92,000
Assistant Municipal Treasurer	15,000	45,000
Municipal Tax Collector	15,000	70,000
Assistant Municipal Tax Collector	10,000	40,000
Tax Assessor	30,000	60,000
Public Works Superintendent	60,000	103,000
Director of Planning	50,000	75,000
Recreation Director	30,000	72,000
Municipal Court Administrator	30,000	57,000
Judge Municipal Court	15,000	50,000
Construction Code Official	30,000	75,000
Plumbing Inspector	10,000	20,000
Electrical Inspector	10,000	20,000
Fire Inspector	2,000	2,500
Fire Official	2,000	2,500
Zoning Officer	15,000	35,000
Assistant Zoning Officer	2,500	20,000
Deputy Registrar Vital Statistics Stipend	1,000	1,000
Planning Board Secretary Stipend	1,000	1,000
Sanitary Sewer License Operator Stipend	5,500	5,500

SECTION 2: The maximum hourly rate of pay for each appointed hourly employee shall be hereby fixed as follows:

<u>POSITION HOURLY</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Senior Transportation Driver	10.00	19.00
Recycling Aide	8.50	13.00
Animal Attendant	10.00	12.00
Seasonal DPW Workers	10.00	15.00

SECTION 3: The authorized number of positions shall be established by the Annual Budget adopted by the Township Council or as otherwise provided by statute or official action of the Township Council.

SECTION 4: The Manager of the Township of Byram may establish rates of compensation for all employees and may hire any new employee at an hourly or annual rate which does not exceed the maximum salary provided for such office or position without specific authorization of the Township Council.

SECTION 5: Personnel covered by the existing labor contracts or an individual contract with the Township shall be entitled to benefits as per contract, if applicable. Full time annual salaried employees not covered by contracts shall be entitled to the benefits but not including longevity, educational, or overtime payments, which

are provided to the bargaining unit of their department, or to the clerical bargaining unit if not otherwise covered.

SECTION 6: All existing ordinances or parts of existing ordinances which are inconsistent with the terms of this ordinance are to the extent of such inconsistency repealed.

SECTION 7: This Ordinance shall take effect after publication and passage according to law and shall be effective until revised.

BY ORDER OF THE MAYOR AND COUNCIL OF BYRAM TOWNSHIP

JAMES OSCOVITCH, MAYOR

Attest:

DORIS J. FLYNN
MUNICIPAL CLERK

Introduced: 6/16/2015

Adopted: 7/7/2015

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

NOTICE OF ADOPTION

NOTICE is hereby given that the above-entitled Ordinance was introduced and passed first reading at a meeting of the Township Council of the Township of Byram, held at the Byram Township Municipal Building, Mansfield Drive, Byram Township, New Jersey, on the 16th day of June 2015. The said ordinance was further considered for final adoption at a meeting of the Township Council of The Township of Byram, held at the Byram Municipal Building, 10 Mansfield Drive, Byram Township, New Jersey, on the 7th day of July at 7:30 p.m. at which time all persons were given the opportunity to be heard. It was finally passed and adopted and will be in full force in the Township according to law.