

**TOWNSHIP OF BYRAM
COUNCIL AGENDA, TUESDAY, DECEMBER 1, 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. Attorney Client Privileged Communication
 - General
 - PEG Bandwidth
 - Lakeland Bank Property - 80 Route 206
 - Forest Lakes Special Assessment
 - b. Personnel
 - Tax Collector Position
 - Chief of Police Position
 - c. Contract Negotiations
 - Healthcare
 - PBA
- 5. RETURN TO OPEN SESSION**
- 6. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION**
- 7. APPROVAL OF AGENDA**
- 8. SPECIAL RECOGNITION PRESENTATION** – Planning Board Member Wayne Valentine and Board of Health Member Ruth Rhodes
- 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. ORDINANCE** – 2nd Reading/Public Hearing – Carried to December 16, 2015
Ordinance 19-2015 - Ordinance of the Township of Byram to Accept the Dedication of Catalina Drive as a Public Street
- 11. REPORTS**
 - Township Manager
 - Mayor and Council Members
 - Township Attorney
- 12. APPROVAL OF MINUTES**
 - November 16, 2015 Regular Meeting Minutes
 - November 16, 2015 Closed Session Minutes
- 13. 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. 180 – 2015 – Resolution Renewing a Plenary Retail Consumption License Issued to WGB Properties, L.L.C. valid from 7/1/2015 through 6/30/2016
 - B. Resolution No. 181 – 2015 – Final Acceptance of Proposed Bituminous Chip Sealing of Various Roads
 - C. Resolution No. 182 – 2015 – Resolution Appointing the Commissioner of the Statewide Insurance fund for Byram Township
 - D. Resolution No. 183 – 2015 – Resolution Appointing Risk Management Consultant
 - E. Resolution No. 184 – 2015 – Resolution Authorizing the Purchase of Rock Salt under the Sussex County Cooperative Pricing System for Budget Year 2015
 - F. Resolution No. 185 – 2015 – Resolution Establishing a Byram Township Honorarium Policy
- 14. APPROVAL OF DECEMBER 1, 2015 BILL LIST**
- 15. DISCUSSION**
 - a. Review of draft BYOB ordinance
 - b. Byram Day 2016
- 16. PUBLIC PARTICIPATION II**
- 17. EXECUTIVE SESSION – Session II (if necessary)**
- 18. ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY**
- 19. ADJOURNMENT**

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 180 – 2015**

**RESOLUTION RENEWING A PLENARY RETAIL CONSUMPTION
LICENSE ISSUED TO WGB PROPERTIES, L.L.C., 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 WGB Properties, L.L.C, located at 24 Route 206, Stanhope New Jersey 07874. The same license being No. 1904-33-007-005. 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 December 1, 2015.

Doris Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 181 - 2015**

**FINAL ACCEPTANCE OF PROPOSED BITUMINOUS CHIP SEALING OF
VARIOUS ROADS**

WHEREAS, on August 11, 2015, by adoption of Resolution No. 121-2015 the Byram Township Council, County of Sussex, State of New Jersey, awarded a contract to Dosch-King Co., Inc. in the amount of \$121,800.00 for the improvements to various roads; and

WHEREAS, on October 6, 2015, by adoption of Resolution No. 151-2015 change order No. 1 was authorized in the amount of \$24,199.60, for an adjusted total contract price of \$145,999.60;

WHEREAS, in the Township Engineer's memo dated November 18, 2015, he recommended that said project be accepted.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor & Council of the Township of Byram, County of Sussex, State of New Jersey, that it hereby concurs with the Township Engineer's recommendation and accepts the bituminous chip sealing of various roads as complete and authorizes securing a maintenance bond.

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 December 1, 2015.

Doris Flynn, Municipal Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 182 – 2015**

**RESOLUTION APPOINTING THE COMMISSIONER OF THE
STATEWIDE INSURANCE FUND FOR BYRAM TOWNSHIP**

WHEREAS, the Township of Byram is a member of the Statewide Insurance Fund (hereinafter the “Fund”), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq; and

WHEREAS, the Bylaws of the Fund require, as a condition of membership in the Fund, that each participating member enact a resolution appointing a commissioner to serve on the Fund’s Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Byram, in the County of Sussex, and State of New Jersey, that Joseph W. Sabatini, Township Manager, is hereby appointed as Commissioner of the Fund for the year 2016, and shall continue in capacity until a new appointment shall be made by the governing body.

BE IT FURTHER RESOLVED that Ashleigh Frueholz is hereby appointed as the Alternate Fund Commissioner for the Local Unit for the year 2016; and

BE, IT FURTHER RESOLVED that the Local Unit’s Fund Commissioner is authorized and directed to execute all such documents as required by the Fund.

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 December 1, 2015.

Doris J. Flynn, RMC
Township Clerk

**TOWNSHIP OF BYRAM
RESOLUTION NO. 183 - 2015**

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

WHEREAS, Township of Byram (hereinafter "Local Unit") has joined the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the "Fund"; and

WHEREAS, the Local Unit has complied with relevant law with regard to the appointment of a Risk management Consultant; and

WHEREAS, the "Fund" has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of "Local Unit", in the County of Sussex and State of New Jersey, as follows:

1. Township of Byram hereby appoints Wayne F. Dietz of Skylands Risk Mgmt., Inc. its local Risk Management Consultant.
2. The Township of Byram and Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2016 in the form attached hereto.

Attest:

Township of Byram

Doris Flynn

James Oscovitch, Mayor

Certification

I, Doris Flynn, Clerk of the Township of Byram, County of Sussex, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on December 1, 2015.

Doris J. Flynn, RMC

Witness my hand and seal of the

_____ of _____

This day of _____, 20____

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 184 – 2015**

Authorization to Purchase Rock Salt under the Sussex County Cooperative Pricing System for Budget Year 2015

WHEREAS, the Township of Byram is a member of the Sussex County Cooperative Pricing System; and

WHEREAS, the Township of Byram has previously authorized the purchase of rock salt not to exceed in aggregate \$160,000.00; and

WHEREAS, the Township of Byram is in need of and desires to purchase additional rock salt above what was previously authorized; and

WHEREAS, the Sussex County Cooperative Pricing System awarded a contract to Morton Salt, Inc. awarded for the period of September 9, 2015 – May 31, 2016 thereby affording the Township of Byram the opportunity of direct purchase of rock salt at \$69.23/ton without competitive bidding:

Morton Salt, Inc.
123 North Wacker Drive
Chicago, IL 60606

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Byram does hereby authorize the execution of the necessary purchase orders not to exceed \$10,000.00 for budget year 2015 to obtain Ice Control materials as specified and priced to the Sussex County Cooperative Pricing System; and

BE IT FURTHER RESOLVED, that upon receipt, inspection and approval of vouchers therefore by the Township of Byram, payment, pursuant to said purchase orders, are hereby authorized with the same to be charged against funds established in the appropriate accounts for said purpose; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the Sussex County Cooperative Pricing System, Chief Financial Officer and the Municipal Clerk.

BYRAM TOWNSHIP COUNCIL						
COUNCIL MEMBER	<i>Councilman Gray</i>	<i>Councilwoman Ruffay</i>	<i>Councilman Olson</i>	<i>Councilwoman Kash</i>	<i>Mayor Oscovitch</i>	
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 December 1, 2015.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 185 - 2015**

WHEREAS, the Byram Township Council has determined that there is a need for an Honorarium Policy to acknowledge volunteers and/or residents of Byram for their contributions; and

NOW, THEREFORE, BE IT RESOLVED by the Byram Township Council that the Byram Township Honorarium Policy attached hereto is hereby adopted.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	<i>Councilman Gray</i>	<i>Councilwoman Rafferty</i>	<i>Councilman Olson</i>	<i>Councilwoman Kash</i>	<i>Mayor Ossovitch</i>
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 December 1, 2015.

Doris Flynn, Township Clerk

BYRAM TOWNSHIP
Sussex County, New Jersey

ORDINANCE NO: 19 - 2015

AN ORDINANCE OF THE TOWNSHIP OF BYRAM
TO ACCEPT THE DEDICATION OF
CATALINA DRIVE AS A PUBLIC STREET

Carried to
12/15/2015

Purpose Statement: The purpose of this Ordinance is to accept the dedication of Catalina Drive as a public street.

WHEREAS, the Township of Byram Planning Board granted final subdivision approval pursuant to a map entitled "Final Plat," dated February 18, 2005 and prepared by Kolody Engineering & Surveying, which was filed in the Office of the Sussex County Clerk as Map No. 1433 on June 20, 2007; and

WHEREAS, by virtue of the filing of said map and subsequent Deeds of Dedication, the road right-of-way of Catalina Drive together with the drainage easements, utility easements, sight triangle easements and conservation easements within the Stonehedge Manor subdivision were dedicated to public use; and

WHEREAS, Township Engineer Cory Stoner, P.E. has certified that the improvements in the relevant subdivision have been satisfactorily constructed and improved in accordance with Township ordinances; and

WHEREAS, the Township Council of the Township of Byram hereby deems it advisable and in the best interests of the Township of Byram to accept the dedication of Catalina Drive in the Township of Byram.

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

SECTION 1. Acceptance. The street described in metes and bounds in the legal description prepared by Kolody Engineering & Surveying and annexed to the Deed for road right-of-way filed in the Office of the Sussex County Clerk, known as Catalina Drive on the Byram Township Tax Map, together with the drainage easements, utility easements, sight triangle easements and conservation easements within the Stonehedge Manor subdivision is hereby accepted as a public street and road in the Township of Byram.

SECTION 2. Severability. If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the Ordinance. Any ordinance or portion thereof that may be inconsistent with the ordinance is hereby repealed to the extent of the inconsistency.

SECTION 3. Effective Date. This Ordinance shall take effect twenty (20) days after final passage, adoption and publication according to law.

INTRODUCED: November 16, 2015

ADOPTED: December 15, 2015

Doris Flynn, Township Clerk

James Oscovitch, Mayor

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