

**TOWNSHIP OF BYRAM
COUNCIL REORGANIZATION MEETING
MINUTES -- JANUARY 6, 2015
EXECUTIVE SESSION 7:00 P.M.
REGULAR SESSION 7:30 P.M.**

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

OPEN PUBLIC MEETINGS 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

ROLL CALL OF THE TOWNSHIP COUNCIL – Councilwoman Raffay, here; Councilman Gray, here; Councilman Olson, here; Councilwoman Kash, here; Mayor Oscovitch, here. Also present was Township Manager Joe Sabatini, Attorney Tom Collins and Municipal Clerk Doris Flynn.

RESOLUTION FOR EXECUTIVE SESSION – Motion by Councilman Gray, second by Councilman Olson, 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.

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 Information/Anticipated Litigation
 - General
 - PSE&G
 - Partridge Run
- b. Personnel – OEM position

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 January 6, 2015.

Doris Flynn, Municipal Clerk

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

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Kash to return to open session at 7:30 p.m. All members were in favor. Motion Carried.

FLAG SALUTE

INVOCATION AND MOMENT OF SILENCE by Pastor Lynn Zaremba from Stanhope United Methodist Church

NOMINATION AND SELECTION OF DEPUTY MAYOR - Motion by Councilwoman Raffay, second by Councilwoman Kash to nominate David Gray as Deputy Mayor.

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

SWEARING IN OF BYRAM TOWNSHIP FIRE DEPARTMENT OFFICERS by Mayor James Oscovitch. Several officers could not be present and will be sworn in separately.

- Chuck Putz – Chief**
- Mike Pellek – Captain**
- Larry Putz – President**
- Jack Gallagher – Lieutenant**
- Greg Matthews - Lieutenant**
- Joe Sedivy – Treasurer**

SPECIAL RECOGNITION – JOHN PAPPALARDO – The Mayor presented John with a plaque, which stated, “In Recognition of Your Dedication and Outstanding Service to the Recreation Committee and Byram Township for over Forty Years. With Great Appreciation from the Mayor and Council of Byram Township.” The Mayor summarized the many accomplishments that John Pappalardo was a part of for Byram Township. The Mayor recalled the many teams that John coached and stated that John was the Mayor’s mentor. John and his wife Pat have lived in Byram most of their married life and raised their two sons here. John stated that he helped put together the Byram Township 175th Anniversary, which he felt was the start of working together with a great group of people, who really cared about Byram. John thanked Recreation Director Janet Meisner for making his life easier. He was part of the hiring committee 12 years ago, and felt Janet has done a great job. John also thanked his wife Pat and stated that he could not have done what he did without her tremendous support.

COUNCIL APPOINTMENTS FOR 2015

TOWNSHIP ATTORNEY – Councilwoman Raffay made a motion, seconded by Councilman David Gray, to appoint Thomas F. Collins, Jr. of Vogel, Chait, Collins and Schneider.

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

SPECIAL COUNSEL FOR LABOR & NEGOTIATIONS – Councilman Gray made a motion, seconded by Councilwoman Kash, to appoint Tom Ryan of Laddey, Clark & Ryan.

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

BOND COUNSEL - Motion by Councilman Gray, seconded by Councilwoman Kash to appoint Robert H. Beinfield from Hawkins Delafield & Wood LLP.

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

TOWNSHIP ENGINEER – Councilwoman Raffay made a motion, seconded by Councilman Gray, to appoint Cory Stoner of Harold Pellow & Associates.

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

TOWNSHIP SEWER ENGINEER - Councilwoman Raffay made a motion, seconded by Councilwoman Kash, to appoint Steve Donati of CP Engineers, LLP.

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

TOWNSHIP AUDITOR - Councilwoman Kash made a motion, seconded by Councilwoman Raffay, to appoint Ray Saranelli of Nisivoccia, LLP.

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

TOWNSHIP PLANNER - Councilwoman Kash made a motion, seconded by Councilwoman Raffay, to appoint Paul Gleitz of L&G Planning.

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

PLANNING BOARD

Councilman Gray made a motion, seconded by Councilwoman Kash, to appoint Michael Walsh and Robert Chozick as a Class IV member for a four (4) year term, Frank Gonzalez as Alternate 1 member for a two (2) year term, and Marie Raffay as a Class II member for a one (1) year term.

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

RECREATION COMMITTEE

Councilwoman Kash made a motion, seconded by Councilwoman Raffay to reappoint William Schilling, Giovanni DiMeo, and Robert Erlemann to a three (3) year term.

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

OPEN SPACE COMMITTEE

Councilwoman Raffay made a motion, seconded by Councilwoman Kash, to reappoint Raymond Bonker and John Morytko to the Open Space Committee.

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

BOARD OF HEALTH – Councilwoman Kash, seconded by Councilwoman Raffay, to appoint Anthony Ansaldi and William Koelhoffer to a 4 year term.

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

YOUTH GUIDANCE COMMITTEE – Councilman Olson made a motion, seconded by Councilwoman Raffay to reappoint Nisha Kash to this Committee.

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

ECONOMIC DEVELOPMENT ADVISORY COMMITTEE – Motion by Councilman Gray, second by Councilwoman Raffay to reappoint Frederick Norton, Nancy Eisenberg and Eric Serrilli to a three (3) year term.

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

911 COORDINATOR – Motion by Councilman Olson, second by Councilwoman Kash to appoint Chief Raymond Rafferty to a one year term. All members were in favor. Motion carried.

SUSSEX COUNTY SOLID WASTE ADVISORY COUNCIL (SWAC) - Motion by Councilman Olson, second by Councilwoman Kash to appoint William Koelhoffer to a one year term. All members were in favor. Motion carried.

COUNCIL LIAISONS:

Recreation Committee	Mayor Oscovitch
Environmental Commission	Councilman Gray
Board of Health	Councilman Gray
Board of Education	
Lenape Valley	Councilwoman Raffay
Byram	Councilwoman Kash
EDAC	Councilman Olson

MAYORAL APPOINTMENTS

- ENVIRONMENTAL COMMISSION** –The Mayor reappointed Cathy Varian and Michelle Rehse to a three (3) year term.
- ARC COMMITTEE** – Mayor Oscovitch reappointed the following members to a one-year term:
 - John Morytko – Planning Board Member
 - Lisa Shimamoto – Planning Board Member
 - Susan Mirz – Public Member
 - Vincent Gallo – Public Member
 - Andrea Proctor – Public Member
 - Margaret McGarrity – Township Employee
 - Eric Serrilli – Public Member
 - Mayor Oscovitch appointed Carol Barry – Public Member – as a new member.

TOWNSHIP MANAGER'S APPOINTMENT

- Land Subdivision Search Officer – Planning Board Secretary Cheryl White

MAYOR’S ADDRESS – THE YEAR END REVIEW – Mayor Jim Oscovitch thanked everyone for coming out to our reorganization meeting. The Mayor gave the following speech:

Happy New Year!!!! I can't believe it is 2015. It seems like yesterday we were all worried about Y2K. It appears we all survived and are no worse off.

Typically at our annual re-organization meeting we talk about the year past, our accomplishments, failures, future goals etc..... Tonight I would like to handle things a bit different. First, I would like to recognize some folks who came out tonight: Senator Steve Oroho, Freeholder George Graham, and Board of Ed member Andrew McElroy. Your support of Byram Township does not go unnoticed and is very much appreciated.

Byram Township is a very unique and special place. It is divided up around lake communities and small neighborhoods. People pretty much stay and socialize within those areas. However the uniqueness comes from how our residents help each other. There are so many examples of this--PTA, Byram Education Association, BOE, HOBB Engler, the Salt Shakers Trail Running Club; the list goes on and on!!! This uniqueness is even more evident when we are faced with adversity. I have witnessed so many acts of kindness from our residents over the years. It truly has been an honor to represent the residents of Byram over the last 18 years and the last 5 plus years as Mayor. I'm sure I speak for the entire town council as well. Because of these acts of kindness, the council and I will be establishing procedures to honor such accomplishments. It's our residents that give our community our identity. Thank you for all you do!!!

Speaking of Thank You, it never really seems we say it enough, so here is my attempt. And as always, when thanking people someone will inadvertently be forgotten, so I apologize in advance. Byram would not be functional without these people: (The Mayor named every full-time and part-time employee of Byram Township.)

As you can see on the agenda this evening, we are swearing in the new officers for the Byram Township Fire Department for 2015. Thanks go out to all of you for volunteering your time to make Byram a safer place.

Thanks also to the Lakeland Emergency Squad. In 2014 they answered all but two of the 1,207 calls they received. That's equates to a 99.83% response rate. I'd consider that a very successful year. As life happens, so does death. Byram had its share of loss this year as well: Cathy Mulligan, Will McConnell, Fire Fighter Rich Chote, Byram Centurion Margaret Sedivy and past Senior Citizen of the Year, Don Jennings. These people touched our lives and will not be forgotten. God bless you all.

I want to also thank my Township Council. I appreciate all the hard work and effort you all put into this position, even though you all don't agree with me sometimes I want you all to know how much I enjoy working with each one of you. I know that at the end of the day we are all doing what we think is right for the residents of Byram and I applaud you for that. A special thanks to my running mate Marie. We have a great relationship, both at the dais and off. She is my sounding board and my confidant. Marie, thanks again for being you.

Lastly, I need to thank my wife Bonnie and my children Matthew and Abby. I guess I really didn't realize how much time this position took away from our family life. I just want to say how much I love you all and how proud I am to be your husband and your daddy. Thanks!!

Councilwoman Raffay – Announced that the next Planning Board meeting is January 15, 2015. Lenape Valley Board of Ed reorganization meeting was also being held on January 6. A new member was being sworn in.

Councilman Gray – Stated that he is looking forward to working with the Council over the next year. He has learned a lot in the past year and is grateful for the opportunity to serve the people of Byram.

Councilman Olson – EDAC meets on January 8 at 7:30 p.m.

Councilwoman Kash – Youth Guidance Council Dance is January 16. Byram Board of Education meeting is January 7.

Township Manager's Report

1. Joe Sabatini reviewed the 2014 accomplishments, which included:
 - Merging Byram's municipal court with Hampton, Fredon, Andover Borough and Andover Township. It is now called Andover Joint Municipal Court, and it is held at the Andover Township courthouse.
 - Extended two other shared service agreements with Netcong Borough for Construction Offices and Mt. Olive for animal control services.
 - Obtained a Highlands Council grant for an Economic Sustainability Study to help direct the work of Byram's new Economic Development Advisory Committee.
 - Made improvements to C.O. Johnson Park and at the municipal complex, which included beautification of the front entrance, repair and reroofing of the salt dome, and a new cement floor for the DPW garage.
 - Held Byram Day at Waterloo Village for the second year, with 5,500 visitors attending.
 - Hired a new Chief Financial Officer, Ashleigh Frueholz, and restructured the Finance and Tax Office to separate finance/budgeting duties from tax collection, for efficiency.
 - After five years and many delays, the contractor's work on Route 206 was completed.
2. There will be a budget workshop meeting at 6 p.m. on January 20, 2015.
3. At the February 3rd Council meeting, our sign ordinance will be discussed with representatives from the Architectural Review Committee, the Planning Board and the Economic Development Advisory Committee.
4. The budget will be introduced on March 17 and we will plan on adopting the budget on April 21.
5. The DPW is starting to pick up Christmas trees and will continue over the next few weeks.

PUBLIC PARTICIPATION I – Motion by Councilman Olson, second by Councilwoman Kash to open to the public. All members were in favor. Motion Carried.

No comments were made. Motion by Councilwoman Kash second by Councilwoman Raffay to close to the public. All members were in favor. Motion carried.

APPROVAL OF MINUTES

- 12-16-14 Regular Minutes – Motion by Councilwoman Kash, seconded by Councilman Gray to approve the minutes as presented. All members were in favor. Motion Carried.
- 12-16-14 Closed Session Minutes – Motion by Councilman Olson, seconded by Councilwoman Kash to approve the minutes as presented. All members were in favor. Motion Carried.

CONSENT AGENDA - All 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 Kash, second by Councilwoman Raffay to approve the consent agenda as presented.

- A. Resolution No. 1 - 2015 – Resolution Approving Temporary Budget – Current Fund \$2,386,430.
- B. Resolution No. 2 – 2015 – Resolution Approving Temporary Budget–Sewer Utility- \$49,543.29
- C. Resolution No. 3 - 2015 – Resolution Authorizing Annual Appointment of Public Agency Compliance Officer (PACO) Appointment for Township of Byram – Ashleigh Frueholz
- D. Resolution No. 4 - 2015 – Resolution Appointing Tax Assessor and Municipal Attorney to Represent the Township of Byram Before the County Board of Taxation for Calendar Year 2015
- E. Resolution No. 5 - 2015 – Resolution Fixing the Rate of Interest to be Charged on Delinquent Taxes for Calendar Year
- F. Resolution No. 6 – 2015 – Resolution Designating the Official Newspapers – New Jersey Herald and the New Jersey Sunday Herald
- G. Resolution No. 7 - 2015 - Appointment of Police Matron – Tina Stopa
- H. Resolution No. 8 - 2015 – Resolution Authorizing the Execution of Documents Associated with the Custodial Contract with SCARC Inc. for the Byram Township Municipal Building not to Exceed \$4,635
- I. Resolution No. 9 - 2015 – Resolution Adopting the 2015 Cash Management Plan
- J. Resolution No. 10 – 2015 – Resolution Ratifying and Authorizing the Contract for Professional Services to the Land Conservancy of New Jersey
- K. Resolution No. 11 – 2015 – Resolution Appointing the Fund Commissioner and Alternate Fund Commissioner to the North Jersey Municipal Employee Benefits Fund
- L. Resolution No. 12 - 2015 - Resolution Appointing Frank Covelli as Health Benefits Consultant
- M. Resolution No. 13 – 2015 – Resolution Authorizing MSI Services, Inc. to Provide Web Site Hosting/Computer Support Services for \$15,573.00
- N. Resolution No. 14 – 2015 – Final Acceptance of Improvements to Various Roads in Byram Township
- O. Resolution No. 15 – 2015 – Resolution Authorizing Contracts with Certain Approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A. 40A:11-12 and N.J.A.C. 5:34-7-29
- P. Resolution No. 16 – 2015 – Resolution Authorizing a PSA with Scott J. Holzhauer, CTA, SCGREA, for State Tax Appeals
- Q. Resolution No. 17 - 2015 - Resolution Designating Linda A. Roth Tax search Officer for the Township of Byram for 2015
- R. Resolution No. 18 – 2015 – Resolution Authorizing The Chief Financial Officer to Maintain a Petty Cash Fund in the Amount of \$150.00
- S. Resolution No. 19 – 2015 - Resolution Authorizing Appointment of Legal Counsel – Thomas F. Collins, Jr., Esq., of the law firm of Vogel, Chait, Collins & Schneider
- T. Resolution No. 20 – 2015 – Resolution Authorizing Appointment of Labor Counsel – Thomas Ryan of Laddey, Clark & Ryan, LLP
- U. Resolution No. 21 – 2015 – Resolution Authorizing Appointment of Bond Counsel – Robert H. Beinfield, Esq. of the law firm Hawkins, Delafield & Wood
- V. Resolution No. 22 – 2015 – Resolution Authorizing Appointment of Township Engineer – Cory Stoner from Harold Pellow & Associates
- W. Resolution No. 23 - 2015 – Resolution Authorizing Appointment of Sewer Engineer – CP Engineers, LLC
- X. Resolution No. 24 – 2015 – Resolution Authorizing Appointment of Township Auditor – Raymond Sarinelli of Nisivoccia, LLP
- Y. Resolution No. 25 – 2015 – Resolution Authorizing Appointment of Township Planner – Paul Gleitz of L & G Planning, LLC
- Z. Resolution No. 26 – 2015 - Resolution to Cancel Small Balances under \$10.00 on the 2014 Current Tax Levy and Sewer Utility Levy
- AA. Resolution No. 27 – 201 –Resolution Authorizing Taxes be Cancelled for 2014–Blk. 337/Lot 2
- BB. Resolution No. 29 – 2015 – Authorization of Contract with GTBM for Purchase of E-Ticketing Hardware and Software
- CC. Resolution No. 30 – 2015 – Resolution Amending Resolution No. 154-2014 Authorizing the Purchase of KME Custom Pumper Fire Apparatus

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

PROCLAMATION – Radon Action Month – January

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

BILL LIST – January 6, 2015 – Motion by Councilwoman Kash, second by Councilwoman Raffay 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	x
No					
Abstain					
Absent					

ORDINANCE – Introduction

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 first reading. Motion by Councilman Olson, second by Councilwoman Kash to introduce this ordinance.

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

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 January 20 at 7:30 p.m. at the Municipal Building, 10 Mansfield Drive, Byram Township, at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

PUBLIC PARTICIPATION II – Motion by Councilwoman Kash, second by Councilwoman Raffay to open to the public. All members were in favor. Motion Carried. No comments were made. Motion by Councilwoman Kash, second by Councilman Olson to close to the public. All members were in favor. Motion carried.

INTERMISSION – 10 minute break

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

RESOLUTION

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WHEREAS, this public body is of the opinion that such circumstances presently exist.

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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 January 6, 2015.

Doris Flynn, Municipal Clerk

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

RETURN TO OPEN SESSION - Motion by Councilman Olson, second by Councilwoman Kash to return to open session at 10:07 p.m. 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 10:08 p.m. Motion carried.

Doris J. Flynn

James Oscovitch, Mayor