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WORKSHOP MEETING
MARCH 5, 2013
7:00 P.M.
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The Workshop Meeting of the Borough of Butler Mayor and Council was opened by Mayor Alviene who indicated that the meeting was being held in compliance with the Open Public Meetings Act having been duly advertised and posted in Borough Hall.

ROLL CALL

PRESENT: Mayor Robert W. Alviene, Councilman Fox, Councilman McNear, Councilman Meier, Councilman Verdonik and Council President Vath

ABSENT: Councilman Regis

ALSO PRESENT: J. Lampmann, Borough Administrator, J. Kozimor, Chief Financial Officer, R. Oostdyk, Borough Attorney and M. O'Keefe, Borough Clerk

Motion to excuse Councilman Regis absence.

Moved: Meier
All in favor.

Second: Vath

R 2013-23 BID AWARD – ELECTRIC DISTRIBUTION SUPPLIES AND TOOLS

Moved: Meier

Second: Vath

Mr. Lampmann noted for the record that the bids contained minor deficiencies, but may still be awarded tonight.

Voted Aye: Fox, McNear, Meier, Verdonik and Vath

Voted Nay: None

Absent: Regis

R 2013-23 approved.

R 2013-24 BID AWARD – REFURBISHED TRANSFORMERS

Moved: Meier

Second: Vath

Mr. Lampmann noted for the record that the bids contained minor deficiencies, but may still be awarded tonight.

Voted Aye: Fox, McNear, Meier, Verdonik and Vath

Voted Nay: None

Absent: Regis

R 2013-24 approved.

DISCUSSION:

BUTLER DAY

Shelli Taggart and Robert Soules of the Recreation Commission provided a schedule and updated report on the event, noting the cancellation of the early events. The vendor fair would open for business at 3:00 p.m., with setup beginning at 1:00 p.m., currently 19 vendors have signed up, pending Council, and Board of Education approval. Mr. Soules noted he had a meeting with Fire Official Westdyk and Mr. Lampmann regarding buffer zones for the fireworks, the location chosen is acceptable for the fireworks. Mayor Alviene expressed concerns regarding insurance for the event; Mr. Lampmann noted that the fireworks vendor has all the appropriate insurance and the event is considered a Borough event. He also noted that all food vendors who cook on premises using propane would require inspection by the Fire Official on the day of the event, additionally; permits from the Board of Health would be required. Councilman Meier had questions regarding electrical hookup and costs associated with usage, whose

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responsibility electrical usage costs incurred and what would be the location of the electrical hookups. Mr. Lampmann noted that the Borough would require a plan detailing vendors requiring electrical access as supply might not be as great as the need. Ms. Taggart explained that she requested the vendors to provide their own power sources however if they are unable to do this the application could be denied. She did note many of the vendors might only be handing out informational pamphlets. Carnival games would be free to all who wish to play, no games of chance will be run by the Recreation Commission. Councilman Verdonik asked about the locations of the vendors, noting that the streets located near the school would remain open, also who is providing security for the event, and how will disorderly persons be handled. Councilman Verdonik and Mr. Lampmann noted that the Butler Police would need to be on site, and the Fire Chief should be involved, as he has access to the fire police. Councilman Fox has concerns about parking; Ms. Taggart noted that she had approached Saint Anthony's and Butler Methodist Church regarding use of their parking lots in exchange for booths at the event. Councilman Verdonik asked if the Board of Education had already approved field usage, noting that it is his understanding that Memorial Field will not be used; however, what is the status on the other fields. He is happy that the events have been scaled down, as this reduces the amount of problems that may occur. Ms. Taggart explained that it is her hope that the Board of Education approves the use of the fields this evening. Regarding trash the vendors would be required to submit a \$200.00 deposit for any clean up or additional costs, the deposit is if all the terms and conditions are met.

Mayor Alviene did an informal poll of the Council and all were in favor of the event, Council President Vath noted that this event was a long time coming.

2013 BUDGET Mr. Kozimor noted that all budget meetings have been held, he provided the Mayor and Council a preliminary budget, requesting that any questions regarding this be directed to either Mr. Lampmann or himself. The Budget will be ready for introduction at the March 19, 2013 Council meeting. The Mayor and Council wanted to thank the Department heads and both Mr. Lampmann and Mr. Kozimor for their hard work to bring this budget in under the 2% CAP while not cutting any services.

RESOLUTION FROM THE TOWNSHIP OF HANOVER REGARDING A-1196 WHICH WOULD PLACE THE BURDEN OF PROOF ON GOVERNMENT EMPLOYERS TO ESTABLISH THAT AN INJURY OR ILLNESS WAS NOT WORK RELATED

Resolution will be prepared for passage at the March 19, 2013 Council Meeting.

REAPPOINTMENT – Cynthia Sokoloff – Butler Museum Committee (3 Year Term ending 12/31/15)

Danielle Perry – Recreation Commission (5 year Term ending 12/31/17)

All appointments approved no discussion.

Mayor Alviene received a request regarding the animal shelter electric bill; the Mayor noted that the lease needs updating, Mr. Lampmann and Mr. Oostdyk will work on updating the lease. It was discussed that in the body of the lease, language could be included that would allow the Borough to assume either a portion or the entire electric bill in exchange for certain services. Additionally, the lease should be auto renewing for a fixed length of time. As a condition of the lease they would need to provide proof of continued non-profit status, in addition they must provide proof of insurance to the Borough Clerk.

Mayor Alviene noted that a letter was sent thanking Mr. Thomas Warden of All State Oil Recovery Co., for his assistance during Hurricane Sandy cleanup efforts.

OPEN PUBLIC DISCUSSION

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Mayor Alviene opened the meeting to the public at this time>

Christine Argenio, 1 Richard Court is here this evening to inform the Mayor and Council that with the installation of the new sidewalks on Myrtle Avenue she is unable to remove the snow from the sidewalks in front of her home. She has broken her snow blower on numerous occasions, trying to remove these “boulders” of snow from her sidewalk. Ms. Argenio feels that these sidewalks have changed her living situation, and has created an additional cost for snow removal, noting that she is not the only homeowner affected by the new sidewalks. Mr. Lampmann explained that when the snowfall is not heavy a smaller truck would be used for plowing, however, in a larger storm the larger truck would be used, when the snow is heavy it is difficult for the person plowing to delineate between the street and the sidewalk. Ms. Argenio asked for reimbursement from the Borough for her sidewalks, as they have created a hardship and an additional expense. The Council understands and sympathizes with Ms. Argenio however; the Council cannot set a precedent by waiving the cost of the sidewalks. Mayor Alviene noted that each affected homeowner throughout the Borough would ask for the same treatment and this would be a fiscal nightmare for the Borough.

Seeing no one else come forward to speak a motion was made to close the public portion of the meeting.
Moved: Fox
Second: Vath

All in favor.

Motion was made to adjourn the meeting:

Moved: Fox

Second: McNear

All in favor.

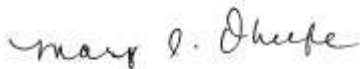
ADJOURNMENT: 8:07 p.m.

Adopted: March 19, 2013



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe, RMC
Municipal Clerk

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BOROUGH OF BUTLER
RESOLUTION NO. R 2013-23

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BUTLER
AWARDING BIDS FOR ELECTRIC SUPPLIES

WHEREAS, the Borough of Butler has allocated funds for the purchase of Electric Supplies; and

WHEREAS, sealed bids were received on February 28, 2013; and

WHEREAS, the treasurer has certified that funds are available for these purchases; and

WHEREAS, the bids have been reviewed by Borough Attorney Robert Oostdyk regarding qualification of bidders and conformity with specifications; and

WHEREAS, it is the recommendation of Craig Struble, Line Superintendent that the following contracts be awarded:

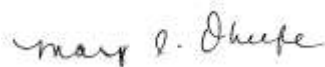
Stuart C. Irby, 4583 Buckley Road, Liverpool, NY 13088 (as attached)
Wesco Distribution, 811 William Lane, Reading, PA 19604 (as attached)
Spectrum Power Products, P.O. Box 118, Bath, PA 18014-0118 (as attached)
Cox Industries, P.O. Box 1124, 860 Cannon Bridge Road, Orangeburg, SC 29118 (as attached)

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Butler that the Mayor and Borough Clerk are hereby authorized to sign all necessary contracts regarding the above purchases.

Adopted: March 5, 2012



Robert W. Alviene, Mayor



Mary A. O'Keefe, RMC

Dated: March 5, 2013

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BOROUGH OF BUTLER
RESOLUTION NO. R 2013-24

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BUTLER
AWARDING A CONTRACT TO T & R ELECTRIC FOR THE PURCHASE OF
REFURBISHED DISTRIBUTION TRANSFORMERS

WHEREAS, the Borough of Butler has allocated funds for the purchase of refurbished distribution transformers; and

WHEREAS, sealed bids were received on February 28, 2013; and

WHEREAS, the treasurer has certified that funds are available for this purpose; and

WHEREAS, the bids have been reviewed by Borough Attorney Robert Oostdyk regarding qualification of bidders and conformity with specifications; and

WHEREAS, it is the recommendation of Craig Struble, Line Superintendent that the following contract be awarded:

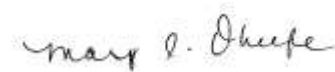
T & R Electric Supply Company, Incorporated
308 SW 3rd Street
PO Box 180
Colman, SD 57017-0180

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Butler that the Mayor and Borough Clerk are hereby authorized to sign all necessary contracts regarding the above purchase.

Adopted: March 5, 2013



Robert W. Alviene, Mayor



Mary A. O'Keefe, RMC

Dated: March 5, 2013