

MINUTES OF:
DATE OF MEETING:
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PAGE NO.

WORKSHOP MEETING
FEBRUARY 4, 2014
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 Alviene, Councilman Fox, Councilman McNear, Councilman Meier, Councilman Regis, Councilman Verdonik and Council President Vath

ALSO PRESENT: J. Lampmann, Borough Administrator, R. Oostdyk, Borough Attorney and M. O’Keefe, Borough Clerk

RESOLUTION(S):

R 2014-23 Resolution Authorizing Signature on a Water Supply Agreement between the Boroughs of Butler and Bloomingdale

Moved: Fox

Second: Meier

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

Voted Nay: None

R 2014-23 approved.

DISCUSSION:

NJDOT Bus Stops

Ms. O’Keefe, explained both correspondence and a telephone call received from Michael Mihalic, Supervisor, Traffic Investigations, NJDOT, stating that the Borough must provide a resolution approving the bus stop locations. After discussion it was determined that no action will be taken at this time regarding.

Placement of a Historic Marker at the Site of the Butternut Tree form the Historic Mead Farm on Kiel Avenue

Russell Hannah, 9 Standish Ln, Kinnelon

Mr. Hannah explained that the tree in question is not as old as the marker states; the tree is a hybrid butternut tree that is a cross between a Japanese Walnut and an American White Walnut tree. Pure butternut trees have a short life expectancy; therefore, this tree cannot be that old. Mr. Hannah had DNA testing done at Perdue University confirming that this is a hybrid tree. He would like the marker adjusted to identify the location as the site of the historic Mead Farm; he cannot apply, as it must be authorized by either the Mayor and Council or the Historic Society, he is here this evening to ask for Butler’s support on this matter. The Mayor and Council requested correspondence with the Kinnelon Historic Society for their opinion on this matter. Additionally, Mayor Alviene would like Mr. Hannah to provide the proof he has to the Mayor and Council.

County of Morris Resolution 35 in Support of Legislation Eliminating Payment for Sick Leave and Resolution 41 Urging that Legislation be Drafted to Extend the Current 2% “Cap” for Police and Paid Fire Contract Disputes

The Mayor and Council discussed both resolutions the Clerk to prepare resolutions in support of both of these bills for the February 18, 2014 meeting.

Museum Committee

Applications were received from Sherry Bednarz-Mosier, Mary Anne Holdsworth and Isabelle Rimmer for appointment to the Butler Museum Committee

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In attendance this evening, are Sherry Bednarz-Mosier and Mary Anne Holdsworth, Ms. Rimmer is unable to attend this evening's meeting. Mayor Alviene noted that we have three applications and two openings; rather than picking one person over the other, he asked if one of the applicants would like to put their application on hold until there is another opening. Ms. Bednarz-Mosier will rescind her application pending an opening in the committee. Mrs. Holdsworth and Ms. Rimmer will stop by to be sworn in by the Clerk.

OPEN PUBLIC DISCUSSION

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

Seeing no one come forward to speak a motion was made to close the public portion of the meeting.

Moved: Verdonik

Second: Fox

All in favor.

Motion to enter into closed session:

Moved: Regis

Second: McNear

All in favor.

Motion to return to open session:

Moved: Vath

Second: Verdonik

All in favor.

Motion to adjourn the meeting:


Moved: Vath

Second: Verdonik

All in favor.

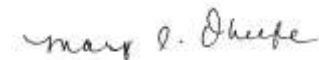
ADJOURNMENT: 7:30 p.m.

Adopted: March 18, 2014



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe, RMC
Municipal Clerk

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**BOROUGH OF BUTLER
RESOLUTION NO. 2014-23**

**WATER SUPPLY AGREEMENT BETWEEN THE BOROUGH OF BLOOMINGDALE AND
THE BOROUGH OF BUTLER**

WHEREAS, the Borough of Bloomingdale requires a water supply and the Borough of Butler has the ability to provide water to the Borough of Bloomingdale, negotiations have taken place between the two Boroughs resulting in the agreement on file in the office of the Borough Clerk; and

WHEREAS, the Borough of Butler hereby agrees to supply water to the Borough of Bloomingdale for an initial continuous term of fifteen years beginning on April 1, 2015 with an automatic renewal for an additional fifteen year term.

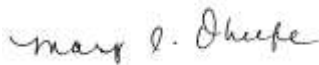
NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the water supply agreement between the Borough of Bloomingdale and the Borough of Butler for the provision of water subject to the terms and conditions of the agreement on file in the office of the Borough Clerk.

Adopted: February 4, 2014



Robert W. Alviene, Mayor

ATTEST:



Mary A. O'Keefe
Borough Clerk

Dated: February 4, 2014

R 2014-23A
MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Borough Council of the Borough of Butler on the 4th day of February 2014, that:

1. Prior to conclusion of the business meeting, the Borough Council shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):

- () B. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
- () B. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- () B. (3) A matter the disclosure of which constitutes an unwarranted invasion of individual privacy.
- () B. (4) A collective bargaining agreement including negotiations.
- () B. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
- () B. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure would impact such protection. Investigation of violations of the law.
- (X) B. (7) Pending or anticipated litigation or contract negotiations other than in Subsection b. (4) herein or matters falling within the attorney-client privilege.
- () B. (8) Personnel matters.
- () B. (9) Deliberations after a public hearing that may result in penalties.

2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Moved: Regis

Second: McNear