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WORKSHOP MEETING
DECEMBER 3, 2019
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 Meier, Councilman Regis, Councilman Travers and Council President Verdonik

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

Absent: Councilman Calvi

Motion to excuse the absence of Councilman Calvi

Moved: Fox

Second: Travers

All in favor.

Discussion

Rick Malanga, Malanga’s Towing

Mr. Malanga is present this evening to ask that the Mayor and Council amend the towing ordinance to follow the State of New Jersey guidelines, he also asked that the basic fee for towing services for a car be increased to \$150.00 which is the standard in the area. He explained that there have been several lawsuits and if the Borough follows the State of New Jersey Guidelines there is less of a chance of lawsuits, these lawsuits can be quite expensive for the Towing companies. Insurance costs have risen and are continuing to rise every year. Council President Verdonik asked that the Clerk prepare a spreadsheet to highlight the changes. Mayor Alviene polled the Borough Council regarding changes to the ordinance the consensus was in favor, however, a spreadsheet of the suggested changes would be prepared and distributed to the Mayor and Council.

Resolution No. 2019-108 Resolution Authorizing the Borough of Butler to Hire a New Regular Police Officer

Motion: Fox

Second: Verdonik

Voted Aye: Fox, Meier, Regis Travers, and Verdonik

Voted Nay: None

Absent: Calvi

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Resolution No. 2019-109 Resolution Authorizing a Labor Contract with the Butler Police Department for the Period January 1, 2020 through December 31, 2022

Council President Verdonik noted the changes in the Labor Contract noting that this was a carefully negotiated contract, with neither side getting all their requests.

Motion: Fox

Second: Verdonik

Voted Aye: Fox, Meier, Regis Travers, and Verdonik

Voted Nay: None

Absent: Calvi

Discussion – 2020 Appointments

The consensus is if there are no problems with the 2020 Appointments, regarding two Museum members they have said they do not want to be reappointed, however, they have not submitted any resignations in writing. There is a change to a member of the Emergency Management Council John Baumann is no longer a member. Updates will be made prior to the Reorganization meeting.

OPEN PUBLIC DISCUSSION

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

Paul Bastante, 10 Walnut Lane wanted to introduce himself to the Mayor and Council, his company Silk City Films is producing a historical documentary on Butler. He would like to speak with the Mayor and Council regarding the Borough form of government used in Butler. Mr. Bastante handed out business cards for those present. Councilman Travers wanted to thank Mr. Bastante for the wonderful coverage that he provided for the recently held bed races.

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

Moved: Fox

Second: Regis

All in favor.

Resolution No. 2019-109A Closed Session – Tax Appeal – Murdzoski and Contract Negotiations – Blue Collar

Motion: Fox

Second: Travers

Voted Aye: Fox, Meier, Regis Travers, and Verdonik

Voted Nay: None

Absent: Calvi

Motion to return to Open Session:

Motion: Verdonik

Second: Travers

Voted Aye: Fox, Meier, Regis Travers, and Verdonik

Voted Nay: None

Absent: Calvi

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Motion to accept the settlement of the Tax Appeal for Murdzoski, 142 Kakeout Road.

Moved:

Moved: Fox

Second: Regis

Voted Aye; Fox, Meier, Regis, Travers and Verdonik

Voted Nay: None

Absent: Calvi

Mr. Lampmann noted that Community Development Block Grant applications are due prior to the first meeting in January so he needs to submit the application by January 3, 2020. He detailed that the eligible areas have changed; he also noted that as a result the area covered is slightly larger. He noted some of the various projects that could be submitted, one of the projects was an emergency interconnect with Riverdale, which would be advantageous to both municipalities. Councilman Fox noted that we should stay with the infrastructure projects, as they seem to be the most successful.

Motion to adjourn

Moved: Fox

Second: Regis

All in favor.

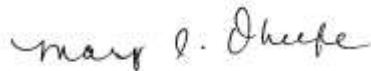
ADJOURNMENT: 7:49 p.m.

Adopted: December 17, 2019



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe, RMC
Municipal Clerk

Dated: December 17, 2019

**BOROUGH OF BUTLER
RESOLUTION NO. 2019-108 A**

**AUTHORIZING THE BOROUGH OF BUTLER TO HIRE
A NEW REGULAR POLICE OFFICER**

WHEREAS, due to the retirement of a police officer, and in order to maintain the health, safety and welfare of the public at large, the Butler Borough Council has determined that it is necessary to hire a rank and file police officer for the Borough; and

WHEREAS, Section 40-3 of the "Revised General Ordinances of the Borough of Butler," governs the procedure relating to application for, and appointment to, the position of police officer within the Borough; and

WHEREAS, after careful consideration the following individual Michael J. Buonforte is hereby appointed to the position of Police Officer for the Borough of Butler; and

WHEREAS, the County of Morris Public Safety Training Academy starts in January 2020, and it is the intention of the Borough that the appointee Michael J. Buonforte shall be enrolled in said Academy to commence with courses of instruction immediately; and

WHEREAS, the employment of appointee Michael J. Buonforte shall be conditioned upon his passing all applicable Borough requirements and be effective January 2, 2020; and

WHEREAS, the Butler Borough Council believes that the hiring of the new police officer as referenced above is in the best interests of the health, safety and welfare of the Borough's residents.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Butler, in the County of Morris and State of New Jersey, as follows:

1. That the individual referenced above is hereby appointed to serve as a full-time regular police officer for the Borough of Butler, contingent upon the conditions set forth in this Resolution.
2. That the employment of the new officer shall be conditioned upon passing all applicable Borough requirements.
3. That the salary associated with this new hire shall be set in accordance with the agreement in place on his appointment date of January 2, 2020.
4. That all other terms and conditions of employment relating to the new hire shall be as set forth in the existing Agreement between the Borough of Butler and the Butler Police Association.

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5. That all appropriate Borough officials are hereby authorized and directed to take all appropriate actions in furtherance of the intentions set forth in this Resolution.
6. That a certified copy of this Resolution shall be provided to each of the following:
 - a. Appointee Michael J. Buonforte;
 - b. Police Chief Ciro Chimento;
 - c. James Kozimor Chief Financial Officer

Adopted: December 3, 2019



Robert W. Alviene, Mayor

Attest:


Mary O'Keefe, Borough Clerk

Dated: December 3, 2019

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BOROUGH OF BUTLER
RESOLUTION R 2019-109

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BUTLER
APPROVING AN AGREEMENT WITH THE BUTLER POLICE ASSOCIATION
FOR THE YEARS 2020 THROUGH 2022

WHEREAS, the Butler Police Association is a recognized representative of the Butler Police employed by the Borough of Butler; and

WHEREAS, the Butler Police Association and Borough of Butler have come to an agreement on the terms and conditions of a three (3) year contract covering calendar years 2020 through 2022.

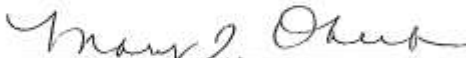
NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Butler, that the Mayor and Borough Clerk are authorized to execute 2020 through 2022 Butler Police Association Contract a copy of which is on file in the office of the Borough Clerk.

Adopted: December 3, 2019



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe, RMC
Borough Clerk

Dated: December 3, 2019

R 2019-109-A
MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Borough Council of the Borough of Butler on the 3rd day of December 2019, 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: Fox

Second: Verdonik