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REORGANIZATION MEETING  
JANUARY 3, 2012  
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The Council Meeting was opened by Mayor Robert W. 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. This was followed by the Pledge of Allegiance and a Moment of Reflection.

#### OATH OF OFFICE

Councilman Sean McNear  
Councilman Raymond Verdonik

The Oath of Office was administered to Sean McNear.

The Oath of Office was administered to Raymond Verdonik with his son and daughter participating in the ceremony by holding the Bible.

#### ROLL CALL

PRESENT: Mayor Robert W. Alviene, Councilman Edwin Vath, Councilman Robert Fox, Councilman Stephen Regis, Councilman Raymond Verdonik, Councilman Robert Meier and Councilman McNear.

#### ELECTION OF COUNCIL PRESIDENT

Councilman Fox nominated Councilman Vath, second by Councilman Meier  
Voted Aye: Vath, Fox, Regis, Verdonik, Meier and McNear

#### APPOINTMENTS

Borough Attorney	One year	Martin F. Murphy
Borough Engineer	One year	Paul Darmofalski
Borough Auditor	One year	David Evans & Raymond Nisivoccia
Tax Search Officer	One year	Cora Wright
Prosecutor	One year	Edward Azar
Alt. Prosecutor	One year	Nicholas Galante
Public Defender	One year	Joseph A. Affinito
Deputy Court Adm.	One year	Shelly Gallagher & Karen Black
Violations Clerk	One year	Mary O'Keefe and Pamela Krattiger
Assessment Search Officer	One year	Mary O'Keefe
Police Matron	One year	Leslie Usinowicz, Linda Daly, Joyce Opperlee
Fire Marshal	One year	Richard L. Dean, Harry Radell, Cliff Guenter, Ed Dwyer, Alan Courtney, Bob Farro, Bob Meier, Jim Soules, Douglas Shorter, Roger Struble. Alternates: Tom Lozier, Mike Huha
Blood Bank	One year	Butler Fire Dept.
Veterans Service	One year	VFW Post 8096
Library Board	Five years	Marie Pra
Sr. Citizen Advisory	One year	Marge Cooper, Nancy Haggerty, Jackie Bausch, Cathy Nemis, Jim Soules, Charlotte Soules, Lois Radell, Harry Radell, Joe Popivchak, Dorothy Popivchak, Eva Close
Dial-A-Ride	One year	Carol Ashley

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Museum Committee	Three years	Alan Bird, Helen Ebers, Russell H. Hannah, Fred Locke and Jim Sloan
Butler Alliance Commission PAC Officer	Three years	Linda Daly, Coleen Pascale James Lampmann
Butler Fire Department Chief	Two years	James Neill
Class III Planning Board	One year	Robert Fox

Moved: Vath  
All in favor.  
Mayor Alviene's Appointments to Planning Board  
Four Year Term Jim Brown  
Two Year Term Michael Hauck  
Class II Member – One year term – Chris Finelli

Second: Regis

#### ALL APPOINTED OFFICIALS RECEIVED THE OATH OF OFFICE

Representatives to Joint Insurance Fund – One year term –  
James Lampmann and James Kozimor  
Representative to Public Power Association – One year term –  
James Lampmann  
Alternate Representative to Public Power Association – One year term –  
James Kozimor  
Liaison Member to Sr. Advisory Committee –  
Joe Heywang  
Liaison Member to Board of Education –  
Council President Vath  
Liaison Member to Community Development Revenue Sharing Committee –  
Mayor Alviene  
Liaison Member to Clean Communities –  
Councilman McNear  
Liaison to Board of Health –  
Council President Vath  
Representative to Morris Tomorrow –  
Councilman Meier  
Liaison to Museum Committee –  
Councilman Verdonik  
Representative to Morris County League of Municipalities –  
Mayor Alviene

#### STANDING COMMITTEES OF THE COUNCIL

##### FINANCIAL, ORDINANCE & RECREATION COMMITTEE

Council President Vath, Chairperson  
Councilman Regis, Vice Chairperson  
Councilman Fox, Member

##### PUBLIC SAFETY COMMITTEE

Councilman Regis, Chairperson  
Councilman Fox, Vice Chairperson  
Councilman Verdonik, Member

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ELECTRIC LIGHT & PUBLIC LIGHTING COMMITTEE

Councilman Meier, Chairperson  
Councilman McNear, Vice Chairperson  
Councilman Regis, Member

WATER AND WASTEWATER COMMITTEE

Councilman Verdonik, Chairman  
Councilman Meier, Chairman  
Councilman McNear, Member

HEALTH, SANITATION AND COMMUNITY DEVELOPMENT  
COMMITTEE

Councilman McNear, Chairperson  
Councilman Vath, Vice Chairperson  
Councilman Meier, Member

ROADS AND BUILDINGS/GROUNDS COMMITTEE

Councilman Fox, Chairman  
Councilman Verdonik, Vice Chairman  
Council President Vath, Member

Moved: Regis  
All in favor.

Second: Vath

RESOLVED THAT THE OFFICIAL NEWSPAPERS FOR THE BOROUGH BE THE SUBURBAN TRENDS, HERALD AND NEWS, STAR LEDGER, THE TODAY NEWSPAPER, DAILY RECORD, BERGEN RECORD.

Moved: Fox  
All in favor.

Second: Regis

RESOLVED THAT THE MAYOR AND COUNCIL OF THE BOROUGH OF BUTLER HEREBY DESIGNATE THE FOLLOWING BANKING INSTITUTIONS AS DEPOSITORIES FOR MONEY BELONGING TO THE BOROUGH OF BUTLER FOR THE YEAR 2012: PNC BANK, LAKELAND STATE BANK, BANK OF AMERICA, N.J. CASH MANAGEMENT, VALLEY NATIONAL BANK

Moved: Fox  
All in favor.

Second: Regis

RESOLVED THAT THE FOLLOWING OFFICIALS SHALL BE AUTHORIZED TO SIGN THE DISBURSEMENT CHECKS FOR THE VARIOUS ACCOUNTS: THE ADMINISTRATOR, THE FINANCE CHAIRMAN AND THE CHIEF FINANCIAL OFFICER. ALL ACCOUNTS REQUIRE TWO SIGNAATURES, WITH THE EXCEPTION OF THE PAYROLL ACCOUNT WHICH REQUIRES ONLY THE CHIEF FINANCIAL OFFICERS SIGNATURE, THE HOSPITALIZATION ACCOUNT WHICH REQUIRES ONLY THE CHIEF FINANCIAL OFFICERS SIGNATURE, AND THE COURT ADMINISTRATORS ACCOUNT WHICH REQUIRES THE COURT ADMINISTRATORS SIGNATURE.

Moved: Vath  
All in favor.

Second: Regis

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RESOLVED THAT THE FOLLOWING SURETY BONDS BE SECURED AND THE BOROUGH PAY ALL CHARGES FOR THE BONDS REQUIRED BY BOROUGH OFFICIALS: Tax Collector/Utility Supervisor \$406,000; Clerk Typist/Tax Collectors Office \$110,000; Magistrate \$18,000; Court Administrator \$100,000; Chief Financial Officer \$90,000; Public Employees Blanket \$25,000 per occurrence (excluding Tax Collector/Utility Supervisor, Magistrate, Court Administrator and Chief Financial Officer).

Moved: Fox  
All in favor.

Second: Regis

RESOLVED THAT THE COLLECTOR OF TAXES FOR THE BOROUGH OF BUTLER IS HEREBY AUTHORIZED TO CONDUCT THE ANNUAL SALE OF DELINQUENT TAXES AND OTHER MUNICIPAL CHARGES DUE ON A GIVEN PROPERTY COVERING ANY NUMBER OF QUARTERS AND PERMITS A MAXIMUM FEE OF \$25 FOR MAKING OF NOTICE OF TAX SALE FOR EACH OF TWO WEEKS PRECEDING THE DATE OF THE TAX SALE.

Moved: Vath  
All in favor.

Second: Regis

RESOLVED THAT THE GOVERNING BODY MAY FIX THE RATE OF INTEREST TO BE CHARGED FOR NON-PAYMENT OF TAXES ON OR BEFORE THE DATE THEY WOULD BECOME DELINQUENT, AND MAY PROVIDE THAT WITHIN THE TENTH CALENDAR DAY FOLLOWING THE DATE UPON WHICH THE SAME BECAME PAYABLE, THE RATE SO FIXED SHALL NOT EXCEED 18% PER ANNUM ON ANY AMOUNT IN EXCESS OF \$1,500 TO BE CALCULATED FROM THE DATE THE TAX WAS PAYABLE, UNTIL THE DATE OF THE ACTUAL PAYMENT. THE INTEREST TO BE CHARGED A DELINQUENT TAXPAYER FOR NON-PAYMENT OF REAL PROPERTY TAXES SHALL BE AN ADDITIONAL PENALTY OF 6% IF THE AMOUNT OF DELINQUENCY IS IN EXCESS OF \$10,000 AT THE END OF A CALENDAR YEAR

Moved: Fox  
All in favor.

Second: Vath

RESOLVED THAT THERE IS HEREBY IMPOSED A SERVICE CHARGE OF \$27.00 PER CHECK OR OTHER WRITTEN INSTRUMENT WHICH SHALL BE ADDED TO ANY ACCOUNT OWING TO THE BOROUGH IF PAYMENT TENDERED ON THE ACCOUNT WAS BY A CHECK OR OTHER WRITTEN INSTRUMENT WHICH WAS RETURNED TO THE BOROUGH FOR INSUFFICIENT FUNDS. THE SERVICE CHARGE AUTHORIZED BY THIS RESOLUTION SHALL BE COLLECTED IN THE SAME MANNER PRESCRIBED BY LAW FOR THE COLLECTION OF THE ACCOUNT FOR WHICH THE CHECK OR OTHER WRITTEN INSTRUMENT WAS TENDERED.

Moved: Vath  
All in favor.

Second: Regis

RESOLVED, THAT THE TAX COLLECTOR IS PERMITTED TO PROCESS CANCELLATIONS OF PROPERTY TAX REFUNDS OR DELINQUENCIES OF LESS THAN \$10.00 WITHOUT FURTHER ACTION OF THE GOVERNING BODY IN ACCORDANCE WITH CHAPTER 82, PUBLIC LAW OF 1987, KNOWN AS N.J.S.A. 40A:5-017.1.

Moved: Fox  
All in favor.

Second: Regis

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RESOLVED, THAT THE SALARIES OF THE BOROUGH EMPLOYEES AND PAID OFFICIALS OF THE BOROUGH BE PAID EVERY TWO WEEKS FOR THE YEAR 2012 AND THAT THE CHIEF FINANCIAL OFFICER BE AUTHORIZED TO SIGN PAYROLLS ON BEHALF OF THE MAYOR AND COUNCIL AND HE BE AUTHORIZED TO ISSUE THE NECESSARY CHECKS.

Moved: Vath  
All in favor.

Second: Meier

RESOLVED THAT THE REGULAR MEETINGS OF THE COUNCIL BE HELD ON: January 17, February 21, March 20, April 16 (Monday), May 15, June 19, July 17, August 21, September 18, October 16, November 5 (Monday) and December 18, 2012. BE IT FURTHER RESOLVED, THAT THE FOLLOWING ORDER OF BUSINESS SHALL BE ALLOWED AT THE MEETINGS: 1. ROLL CALL; 2. APPROVAL OF MINUTES; 3. GREETING OF PUBLIC AND INVITATION FOR DISCUSSION; 4. REPORTS OF COMMITTEES AND DEPARTMENT HEADS; 5. APPROVAL OF VOUCHERS AND PAYROLLS; 6. PRESENTATION OF CORRESPONDENCE, PETITIONS; 7. PUBLIC HEARINGS; 8. ORDINANCES FOR INTRODUCTION; 9. ORDINANCES FOR ADOPTION; 10. RESOLUTIONS; 11. UNFINISHED BUSINESS; 12. INVITATION FOR DISCUSSION FROM PUBLIC; 13. ADJOURNMENT

Moved: Fox  
All in favor.

Second: Regis

R 2012-1 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE  
BOROUGH AUDITOR

Moved: Vath  
All in favor.

Second: Fox

R 2012-2 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE  
BOROUGH ENGINEER

Moved: Verdonik  
All in favor.

Second: Regis

R 2012-3 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE  
BOROUGH ATTORNEY

Moved: Meier  
All in favor.

Second: Regis

R 2012-4 RESOLUTION PROVIDING FOR AN AGREEMENT WITH BOND  
COUNSEL

Moved: Vath  
All in favor.

Second: Regis

R 2012-5 RESOLUTION PROVIDING FOR AN AGREEMENT WITH LABOR  
COUNSEL

Moved: Vath  
All in favor.

Second: Regis

R 2012-6 RESOLUTION PROVIDING FOR AN AGREEMENT WITH DMC

Moved: Meier  
All in favor.

Second: McNear

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R 2012-7 RESOLUTION PROVIDING FOR AN AGREEMENT WITH BETTS &  
HOLT

Moved: Fox  
All in favor.

Second: Regis

R 2012-8 RESOLUTION PROVIDING FOR AN AGREEMENT WITH  
ANDERSON & DENZLER

Moved: Fox  
All in favor.

Second: Regis

R 2012-9 TEMPORARY BUDGET FOR 2012

Moved: Vath  
All in favor.

Second: Fox

R 2012-10 RESOLUTION APPOINTING BOROUGH FIRE OFFICIAL

Moved: Fox  
All in favor.

Second: Regis

#### OPEN PUBLIC DISCUSSION

Mayor Alviene noted that he was very happy with the individuals were appointed this evening, most of whom were reappointments who have provided exemplary service to the community and will continue to do so in the future. .

Seeing no one come forward the public portion of the meeting was closed.

Moved: Fox  
All in favor.

Second: McNear

Motion to adjourn the reorganization meeting.

Moved: Fox  
All in favor.

Second: Regis

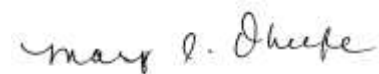
Adjournment: 6:25 p.m.

Adopted: February 21, 2012



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Robert W. Alviene, Mayor



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Mary A. O'Keefe, RMC  
Municipal Clerk

Dated: 2/21/2012

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**BOROUGH OF BUTLER  
RESOLUTION R 2012-1  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH THE BOROUGH AUDITOR**

**WHEREAS**, the Borough of Butler has a need to acquire auditing services as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

**WHEREAS**, the term of this contract is one year; and

**WHEREAS**, the Treasurer has certified that funds are available for this purpose and the funds will be encumbered by a purchase order on an as needed basis in accordance with N.J.A.C. 5:30-5.4; and

**WHEREAS**, Nisivoccia & Company, has submitted a proposal dated December 8, 2011 indicating that they will provide the auditing services as follows:

Classification	Rate
Partner (Discounted Rate)	\$120
Manager	110
Supervisor	100
Senior Accountant	90
Staff Accountant	70

**WHEREAS**, Nisivoccia and Company has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the auditor from making any reportable contributions through the term of the contract; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Nisivoccia and Co, as described herein; and

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

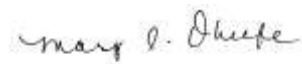
**BE IT FURTHER RESOLVED** a notice of this action shall be printed once in the legal newspaper of the Borough of Butler

Approved: January 3, 2012



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe  
Borough Clerk  
Dated: January 3, 2012

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BOROUGH OF BUTLER  
RESOLUTION R2012-2  
RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH ENGINEER

WHEREAS, the Borough of Butler has a need to acquire engineering services as a professional service without obtaining competitive bids or quotations pursuant to the provisions of NJSA 19:44A-20.5 and

WHEREAS, the Treasurer has certified that funds are available for this purpose and the funds will be encumbered by purchase order on an as needed basis in accordance with NJAC 5:30-5.4; and

WHEREAS, the term of this contract is one year; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, Darmofalski Engineering Associates, Inc. has submitted a proposal dated December 1, 2011 indicating they will provide the engineering services as follows:

Professional Engineer	\$115/hr
Engineer Technician	68/hr
Design/Drafting	68/hr
Field Inspector	68/hr
Secretarial	40/hr
Outside Contractor	Cost + 15% Adm Fee

WHEREAS, Darmofalski Engineering Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the engineer from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Darmofalski Engineering Associates, Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

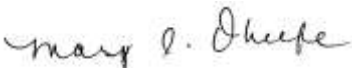
BE IT FURTHER RESOLVED a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved: January 3, 2012



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe  
Borough Clerk  
Dated: January 3, 2012



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BOROUGH OF BUTLER  
RESOLUTION R2012-3

RESOLUTION PROVIDING FOR  
AN AGREEMENT WITH THE BOROUGH ATTORNEY

WHEREAS, the Borough of Butler has a need to acquire legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44-A-20.5 or 20.5 as appropriate; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Martin F. Murphy has submitted a proposal dated December 23, 2011 indicating they will provide the legal services for an annual retainer of \$38,000 and matters of litigation at a rate of \$145 per hour; and

WHEREAS, Martin F. Murphy has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the attorney from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Finance Officer has certified that funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Martin F. Murphy as described herein; and

BE IT FURTHER RESOLVED that the Business and Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that this Resolution shall take effect upon publication in the Suburban Trends.

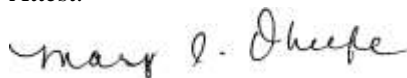
Approved: January 3, 2012



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Robert W. Alviene, Mayor

Attest:



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Mary A. O'Keefe  
Borough Clerk

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BOROUGH OF BUTLER  
RESOLUTION R2012-4  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH BOND COUNSEL

WHEREAS, the Borough of Butler has a need to acquire specialized legal services in connection with the authorization and the issuance of bonds or notes of the Borough of Butler in the County of Morris, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 44A-20.5; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,400; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Robert Beinfeld, Esq. has submitted a proposal dated December 29, 2011 indicating they will provide the legal services for as attached; and

WHEREAS, Robert Beinfeld, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit Robert Beinfeld, Hawkins Delafield & Woods from making any reportable contributions through the term of the contract; and

WHEREAS, the CMFO has certified that funds are available for this purpose; and  
NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Hawkins, Delafield and Woods as described herein; and

BE IT FURTHER RESOLVED that the Business and Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

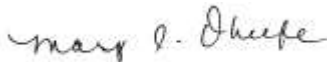
Approved: January 3, 2012



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Robert W. Alviene, Mayor

Attest:



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Mary A. O'Keefe  
Borough Clerk

Dated: January 3, 2012

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BOROUGH OF BUTLER  
RESOLUTION R2012-5

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR  
PROFESSIONAL SERVICES (LEGAL SERVICES)

WHEREAS, the Borough of Butler has a need to obtain Special Labor Counsel services and has determined to award this contract as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough of Butler has determined and certified in writing that the value of the service may exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Fredric M. Knapp, Esq. has submitted a proposal dated December 29, 2011 indicating that he will provide the special labor counsel services at a rate of \$150.00 per hour; and

WHEREAS, Fredric M. Knapp, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Fredric M. Knapp has not made any reportable contributions to a political or candidate committee in the Borough of Butler for the previous one year, and that the contract will prohibit Fredric M. Knapp from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) required that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

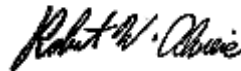
WHEREAS, the Chief Financial Officer has certified that the funds are available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Butler, in the County of Morris and State of New Jersey, that the Borough of Butler authorizes the entry of a contract with Fredric M. Knapp, Esq. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

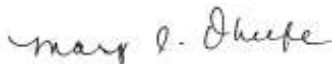
BE IT FURTHER RESOLVED a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved: January 3, 2012



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe  
Borough Clerk  
Dated: January 3, 2012

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BOROUGH OF BUTLER  
RESOLUTION R2012-6  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH DMC ASSOCIATES, INC.

WHEREAS, the Borough of Butler has a need to acquire surveying services as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-2.5; and; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Robert Cigol has submitted a proposal dated December 12, 2011 for surveying and tax map services indicating they will provide the surveying service with the following:

Field Crew	\$160.00 per hour
Professional Land Surveyor (PLS) Survey Analyst	90.00 per hour
Survey Tech/AutoCAD Tech	65.00 per hour
Deed Research	22.00 per hour

Fee for tax map services for year 2012 - \$4000.00 payable in two installments March and September 2012.

WHEREAS, Robert Cigol has completed and submitted a Business Entity Disclosure Certification that he has not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the surveyor; from making any reportable contributions through the term of the contract; and

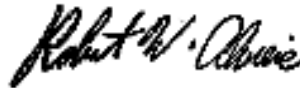
WHEREAS, the CMFO has certified that funds are available for this purpose; and

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Butler authorized the Mayor and Borough Clerk to enter into a contract with DMC Associates, Inc. as described herein; and

BE IT FURTHER RESOLVED, that the Business and Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

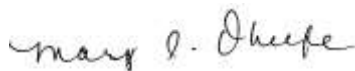
BE IT FURTHER RESOLVED, a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved: January 3, 2012



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe  
Borough Clerk  
Dated: January 3, 2012

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BOROUGH OF BUTLER  
RESOLUTION R2012-7  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH BETTS & HOLT

WHEREAS, the Borough of Butler has a need to acquire legal services in power supply matters and with legal services provided to the Public Power Association as a professional service without obtaining competitive bids or quotations pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, the Treasurer has certified that funds are available for this purpose and the funds will be encumbered by purchase order on an as needed basis in accordance with NJAC 5:30-5.4; and

WHEREAS, Betts & Holt has submitted a proposal dated December 29, 2011 indicating they will provide the services as follows:

Partners	\$300 an hour
Of Counsel	295 an hour
Associates	160 an hour
Legal Assistants	70 an hour

WHEREAS, Betts & Holt has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the attorney from making any reportable contributions through the term of the contract;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Betts & Holt as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

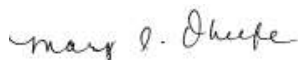
BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved: January 3, 2012



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe  
Borough Clerk  
Dated: January 3, 2012

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REORGANIZATION MEETING  
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BOROUGH OF BUTLER  
RESOLUTION R2012-8  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH ANDERSON & DENZLER ASSOCIATES, INC.

WHEREAS, the Borough of Butler has a need to acquire engineering services in the water utility as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, the Treasurer has certified that funds are available for this purpose and the funds will be encumbered by purchase order on an as needed basis in accordance with N.J.A.C. 5:30-5.4; and

WHEREAS, Anderson & Denzler has submitted a proposal dated December 1, 2011 indicating they will provide the engineering services as follows:

Principal Engineer	\$153.00 per hour
Professional Engineer	140.00 per hour
Engineer	99.00 per hour
Sr. Designer	106.50 per hour
Land Surveyor	114.00 per hour
Design Draftsman	84.00 per hour
Inspector	80.00 per hour
Draftsman	60.00 per hour
2-man field crew	162.00 per hour
3-man field crew	188.00 per hour
Travel costs @ \$0.50 per mile	

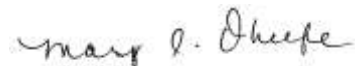
WHEREAS, Anderson & Denzler Associates has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Anderson & Denzler as described and that the Business Disclosure entity Certification and the Determination of Value be placed on file with this resolution and that a notice of this action shall be printed one in the legal newspaper of the Borough of Butler  
Approved:



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe  
Borough Clerk  
Dated: January 3, 2012

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**Borough of Butler  
2012 Temporary Budget  
Resolution Number R2012-9**

Whereas, the interest and debt redemption charges for the Fiscal Year 2012 are hereby determined as follows:

Department	Principal	Interest	Total
<b>General Fund</b>	100,000.00	47,300.00	147,300.00
<b>Electric Utility Fund</b>	385,000.00	149,250.00	534,250.00
<b>Water Utility Fund</b>	0.00	0.00	0.00
Total	485,000.00	196,550.00	681,550.00

Now, therefore, be it resolved by the Mayor and Council of the Borough of Butler in the County of Morris, New Jersey, that in accordance with the provision of R.S. 50:2-12 of the State of New Jersey, the following appropriation, interest and debt redemption charges for the Fiscal Year 2012 and the same are made as follows.

Department	Principal	Interest	Total
<b>General Fund</b>	100,000.00	47,300.00	147,300.00
<b>Electric Utility Fund</b>	385,000.00	149,250.00	534,250.00
<b>Water Utility Fund</b>	0.00	0.00	0.00
Total	485,000.00	196,550.00	681,550.00

Whereas, Title 40A:4-19 known as the Local Budget Law, provides that where any contracts, commitments or payments are to be made prior to the final adoption of the 2012 budget, temporary appropriations be made for the purposes and amounts required in the manner and time therein provided, and;

Whereas, the total appropriations in the 2011 budget, less appropriations made for the Capital Improvement Fund, Debt Service, Relief for the Poor (Public Assistance) and Deferred Charges are as follows:

General Fund:	\$ 9,923,955
Electric Utility Fund:	\$26,448,432
Water Utility Fund:	\$ 1,708,671

And,

Whereas, 25% of the total appropriations in the 2011 budget, less the appropriations made for Capital Improvement Fund, Debt Service, Relief of the Poor (Public Assistance), and Deferred Charges are as follows.

General Fund:	\$2,480,988
Electric Utility Fund:	\$6,612,108
Water Utility Fund:	\$ 427,168

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Now, Therefore, Be it resolved by the Mayor and Council of the Borough of Butler, County of Morris that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his Records.

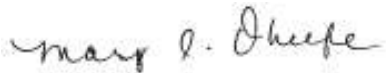
Approved: January 3, 2012



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Robert W. Alviene, Mayor

Attest:



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Mary A. O'Keefe  
Borough Clerk

Dated: January 3, 2012



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BOROUGH OF BUTLER  
RESOLUTION NO. 2012-10

RESOLUTION APPOINTING ROBERT WESTDYK  
AS FIRE OFFICIAL FOR THE BOROUGH OF BUTLER

WHEREAS, the Borough of Butler has a need for a Fire Official and Robert Westdyk has been serving in that position since January 2011; and

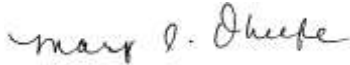
NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Butler that Robert Westdyk be appointed as fire official for the Borough of Butler.

Adopted: January 3, 2012



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Robert W. Alviene, Mayor



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Mary A. O'Keefe, RMC