

MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
1

The Council Meeting of the Butler Mayor and Council was opened by Mayor Martinez 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. He welcomed those present to the meeting. This was followed by the Pledge to the Flag and a moment of reflection.

The Moment of Reflection is for Michael Schiumo a Butler resident.

ROLL CALL

Present: Mayor Ryan Martinez, Councilman Alexander Calvi, Councilman Robert Fox, Councilman Robert Meier, Councilman Marc Piccirillo, Councilman Stephen Regis and Council President Raymond Verdonik

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

Also present this evening were Christian Barranco (candidate for State Assembly) New Jersey Assemblymen Jay Webber and John Catalano who represents the 10th legislative district. Presentation of a Certificate of Commendation was given to Matteo Brown along with a resolution of the General Assembly recognizing Matteo's achievement of Vice President of the National Junior Honor Society, along with Butler Student Council President was read and presented by Assemblyman Webber. Mayor Martinez presented Matteo with a certificate of commendation on behalf of the Borough of Butler.

APPROVAL OF MINUTES:

March 16 and April 20, 2021 Council Regular Meeting and April 6 and May 4, 2021 Council Workshop Meeting and Executive Session of May 4, 2021

Moved: Verdonik

Second: Regis

Voted Aye: Calvi (abstain April 6, 2021), Fox (abstain May 4, 2021), Meier (abstain March 16, April 6 and April 20, 2021), Piccirillo, Regis and Verdonik

Voted Nay: None

MEETING OF PUBLIC AND INVITATION FOR DISCUSSION

Mayor Martinez opened this portion of the meeting to the public for discussion.

Bob Norman, 31 Cascade Way has some questions regarding the approval of the Cannabis ordinances this evening. He noted that almost every nearby community said no to the Cannabis sales, he understands that the Borough will be gaining revenue from the business. Councilman Fox noted that those municipalities might change direction and allow it down the line. Mayor Martinez noted that the State of New Jersey would be issuing an additional forty licenses then originally noted. Mr. Norman wanted to know the status of the water connection with Bloomingdale. Mr. Lampmann explained that the system is operational; however, the Borough of Bloomingdale is awaiting final Department of Environmental Protection approval for some outstanding items that are required. Who would be responsible for repairs to the system in Bloomingdale, Mr. Lampmann explained that they have their own water staff; it is a bulk water

sale only. The water billing is currently and will continue to be done by the Borough of Butler as a shared service.

Frank Blatterman, 46 Maple Lake Road he asked if there is any progress or thoughts on the zip code problem and duplicate house numbers. Mayor Martinez noted that when Mr. Blatterman was here earlier in the year he should go to the Post Master to speak with them on this problem. Mr. Blatterman was under the impression that the Borough was going to speak with the United States Postal Service. Additionally, Mr. Blatterman wanted to know if there were any thoughts about placing electric vehicle charging stations on Main Street. He feels they may attract more people to the Borough. There will possibly be federal and state funding for these stations. He provided the Mayor, Council and Administrator with information on the various types of electric vehicle charging stations. He suggests this as a source of outside revenue. Mr. Lampmann explained that there could be no charge to the user if the State pays for the charging station. Mr. Lampmann explained that in other communities some of the residents would park their vehicles in those spots and charge their vehicles, taking up spots that normally would change over during the day. Mr. Blatterman feels that a resolution would need to be adopted limiting the electric vehicle charging time, be it one or two hours depending on the restaurant. The second resolution could announce penalties for parking too long and for regular combustion engines parking in those spots. Mayor Martinez asked if Mr. Blatterman had a particular spot, he was recommending. Councilman Calvi asked if the Borough could charge the person charging their car the cost of the electricity. Mr. Lampmann noted that if the location is grant funded, then you could not charge for any aspect of the charging station. Mr. Lampmann reiterated that you could not apply any fees even for electric use.

Seeing no one else come forward to speak, Councilman Fox closed this public portion of the meeting.

Moved: Fox
All in favor.

Second: Verdonik

REPORTS OF COMMITTEES AND DEPARTMENT HEADS:

Council President Verdonik finances are trending very well for the year so far; COVID-19 expenses are being handled even with the loss of revenue because of the pandemic. Stonybrook is up and running and people are there most days weather permitting. The Economic Development Committee has their second concert in the park on Friday, July 23, 2021; the last one will be August 27, 2021. The Bed race will be held on October 17, 2021.

Councilman Fox regarding Roads the Department of Public Works (DPW) is performing routine maintenance and street sweeping continues as needed. Work has begun on the Western Avenue improvements that include curbing, drainage and resurfacing, projection completion time is two months. DPW continues pothole repairs and storm drain and inlet repairs.

Councilman Regis the Butler Fire Department has responded to 113 alarms, 3 department drills are being conducted monthly, along with one department and one officers meeting. On June 27, the Butler Fire Department conducted a five-hour vehicle extraction drill and cleared an activated fire alarm at a residence on Second Street; they were then dispatched to a structure fire

on Arch Street. The Butler Police Department reports there were 23 motor vehicle accidents, 3 driving under the influence 106 summonses were issued and the officers made 3 arrests for a variety of criminal offenses.

Councilman Calvi reporting on the Water Department customer service mark out requests and routine maintenance have been completed as needed. Quarterly meter readings were completed in a timely manner. Emergency repairs were made on July 4 to water service on South Gifford Street and a water main break on Pearl Place, a water main break on Bellevue Avenue near the Public Works garage was repaired quickly on July 6. In the Sewer department, routine maintenance and inspections were completed as needed in a timely manner.

Councilman Meier the Electric Utility has enough stock and is ready for any challenges that may occur during the summer months. Equipment and materials are taking longer to obtain as the lead-time in some instances has quadrupled and no vendors are able to hold their 2021 bid prices. Delivery of the bucket truck scheduled for March has been pushed back to mid-August. In Kinnelon repairs, equipment replacement, new connections and upgrades are complete. In Butler, a compromised pole was replaced at 9 Carey Avenue, a voltage complaint was addressed. Upgrades, repairs were completed in Butler. Poles were replaced in Bloomingdale where needed along with the installation of a new pole for a service upgrade. Tree trimming above a primary line, along with a voltage complaint were taken care of. Riverdale and West Milford were quiet for the month; all meters were read and recorded for the month. Delinquent commercial accounts, customer complaints, and outage calls were handled in a timely fashion.

Councilman Piccirillo the Borough of Butler Board of Health food inspections have resumed, one establishment received a satisfactory rating another establishment received a conditional rating. Various health department inspections occurred and it was found that there were expired licenses, they were informed that they need to renew immediately. Communicable disease one non-case, one still pending of Hepatitis B, one chronic case 1 pending Hepatitis. COVID -19 cases are 832 no new deaths have been reported since March or April.

Tax Collectors Report – June 2021 – \$458,720.89

Power & Light/Water & Sewer Dept. – June 2021 – \$1,602,880.72

APPROVAL OF VOUCHERS AND PAYROLLS

R 2021-63 Authorization for Payment of Bills and Vouchers

Moved: Verdonik

Second: Fox

Voted Aye: Calvi, Fox, Meier, Piccirillo, Regis and Verdonik

Voted Nay: None

PRESENTATION OF CORRESPONDENCE, PETITIONS

Correspondence from the Butler Police Association and the Butler Blue Collar Workman's Association Regarding the America Rescue Plan Act

The correspondence was received no action will be taken on this.

MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
4

Request from Lieutenant Moeller to purchase his Service weapons upon his retirement. The Mayor and Council approved his purchase of his service weapons.

ORDINANCE(S) FOR ADOPTION – PUBLIC HEARING

2021-15 Establishing Chapter 68 “Cannabis” of the Revised General Ordinances of the Borough of Butler

Introduced: June 15, 2021

Advertised: June 20, 2021

Mayor Martinez opened the meeting to the public on this ordinance only.

Seeing no one come forward Councilman Fox closed the public portion, he noted that the building type is not mentioned in the ordinance, and the consensus of the Borough Council was that perhaps it should be in a standalone building. The change to the ordinance will be made later.

Motion by: Fox

Second: Verdonik

Voted Aye: Calvi, Fox, Meier, Piccirillo, Regis and Verdonik

Voted Nay: None

2021-16 Amending and Supplementing Chapter 143 Land Use of the Revised General Ordinances of the Borough of Butler for the Regulation of Cannabis Uses and Establishments

Introduced: June 15, 2021

Advertised: June 20, 2021

Mayor Martinez opened the meeting to the public on this ordinance only.

Seeing no one come forward Councilman Fox closed the public portion.

Motion by: Fox

Second: Meier

Voted Aye: Calvi, Fox, Meier, Piccirillo, Regis and Verdonik

Voted Nay: None

2021-17 An Ordinance Amending and Supplementing Chapter 210 “Taxation” of the Revised General Ordinances of the Borough of Butler to Include a New Article Concerning Cannabis Sales Taxation

Introduced: June 15, 2021

Advertised: June 20, 2021

Mayor Martinez opened the meeting to the public on this ordinance only.

Seeing no one come forward Councilman Fox closed the public portion.

Motion by: Fox

Second: Regis

Voted Aye: Calvi, Fox, Meier, Piccirillo, Regis and Verdonik

Voted Nay: None

ORDINANCE(S) FOR INTRODUCTION

2021-18 An Ordinance Authorizing the Borough of Butler to Acquire a Non-Exclusive Easement and Right of Way for Access over Certain Real Property Located within the Borough in Order to Provide the Borough's Municipal Facilities at One Ace Road with Pedestrian and Vehicular Ingress, Egress and Regress to and from Ace Road and Witteck Street

Public Hearing: August 17, 2021

Motion by: Fox

Second: Regis

Voted Aye: Calvi, Fox, Meier, Piccirillo, Regis and Verdonik

Voted Nay: None

RESOLUTION(S):

The Clerk noted that all items listed with an asterisk (*) are considered to be routine and non-controversial by the Borough Council and will be approved by one motion.

2021-64 Resolution Authorizing Passage of a Special Consent Agenda

Motion by: Fox

Second: Verdonik

Voted Aye: Calvi, Fox, Meier, Piccirillo, Regis and Verdonik

Voted Nay: None

- * 2021-65 Resolution Authorizing Refunds, Overpayments or Cancellations in the Tax Office
- * 2021-66 Resolution Authorizing Refunds, Overpayments or Cancellations in the Electric Department
- * 2021-67 Resolution Authorizing Refunds, Overpayments or Cancellations in the Water/Sewer Department
- * 2021- 68 Resolution Authorizing the Execution of an Interconnection Agreement with Jersey Central Power and Light Company
- * 2021-69 Resolution Certifying Review of the 2020 Audit
- * 2021-70 Resolution Approving Participation with the State of New Jersey Body Worn Camera Grant Program Administered by the Department of Law and Public Safety, Office of the Attorney General
- * 2021-71 Resolution Authorizing the Issuance of Not Exceeding \$6,854,750 Bond Anticipation Notes of the Borough of Butler in the County of Morris
- * 2021-72 Resolution Extending the Due Date of Property Tax Bills for the Third Quarter

NEW/UNFINISHED BUSINESS

Butler Fire Department Donation of 1955 Fire Truck

The Mayor and Council accepted the donation pending the execution of an agreement detailing the care and maintenance of the vehicle.

Maryanne Hanisch Membership in the Butler Museum

Mayor Martinez is tabling membership at this time.

MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
6

INVITATION FOR DISCUSSION FROM THE PUBLIC:

Mayor Martinez opened the meeting to the Public:

Seeing no one come forward to speak a motion was made to close this public portion.

Moved: Fox

Second: Regis

All in favor.

Motion to adjourn the meeting:

Moved: Fox

Second: Verdonik

All in favor.

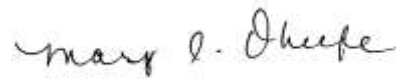
Adjournment: 7:42 p.m.

Adopted: September 21, 2021



Ryan Martinez, Mayor

Attest:



Mary A. O'Keefe, Municipal Clerk

Dated: September 21, 2021

ORDINANCE 2021-18

**BOROUGH OF BUTLER
COUNTY OF MORRIS
STATE OF NEW JERSEY**

**AN ORDINANCE AUTHORIZING THE BOROUGH OF BUTLER TO
ACQUIRE A NON-EXCLUSIVE EASEMENT AND RIGHT-OF-WAY
FOR ACCESS OVER CERTAIN REAL PROPERTY LOCATED WITHIN
THE BOROUGH IN ORDER TO PROVIDE THE BOROUGH'S
MUNICIPAL FACILITIES AT ONE ACE ROAD WITH PEDESTRIAN
AND VEHICULAR INGRESS, EGRESS AND REGRESS TO AND FROM
ACE ROAD AND WHITTECK STREET**

WHEREAS, the Borough of Butler, a municipal corporation of the State of New Jersey, County of Morris ("Fee Owner") is the fee simple owner of certain real properties located at Lot 10.01, Block 41 ("Leased Property") and Lot 10, Block 41 ("Fee Property") in the Borough of Butler; and

WHEREAS, Fee Owner has leased the Leased Property to Butler Senior Citizens Housing LP, a New Jersey limited partnership ("Leasehold Owner") having an address at 4814 Outlook Drive, Suite 201, Wall Township, New Jersey 07753; and

WHEREAS, Leasehold Owner has improved the Leased Property with an apartment complex for seniors; and

WHEREAS, Fee Owner and its guests and invitees at times access the Municipal facilities on the Fee Property from Ace Road and Whitteck Street by way of private driveways located on the Leased Property; and

WHEREAS, Fee Owner and Leasehold Owner (collectively, the "Parties") have proposed to enter into a formal easement agreement to memorialize the use of such driveways; and

WHEREAS, copies of the individual parcel maps depicting the areas of the above-referenced Leased Property over which the Borough shall acquire the proposed easement are attached to this Ordinance and are made a part hereof (copies are on file in the office of the Borough Clerk); and

WHEREAS, pursuant to the New Jersey Local Lands and Building Law, N.J.S.A. 40A:12-1 to -38, a municipality may acquire any real property, capital improvement, personal property, or any interest or estate whatsoever therein, including but not limited to an easement, by purchase, gift, devise, lease, exchange, condemnation, or installment purchase agreement, pursuant to the adoption of an Ordinance;

WHEREAS, the Mayor and Council have determined that it would be in the best interests of the health, safety and welfare of the residents of the Borough, and the general public, to acquire and establish a non-exclusive easement and right-of-way over, upon and across the Leaschold Property in the shaded area shown on Exhibit A attached hereto (the "Easement Area") for purposes of facilitating public ingress, egress and regress to and from the Municipal facilities on the Fee Property from Ace Road and Whitteck Street;

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

Section 1. That, pursuant to N.J.S.A. 40A:12-1 to -38, the Borough is hereby authorized to acquire a non-exclusive easement and right-of-way over, upon and across the above-referenced Leased Property (as depicted by the shaded area on Exhibit A) in order to facilitate public pedestrian and vehicular ingress, egress and regress to and from the Municipal facilities on the Fee Property.

Section 2. That the Borough Attorney is hereby authorized and directed to prepare the necessary deed of easement as described herein.

Section 3. That the Borough Administrator shall be authorized to undertake all steps needed to carry out the intent of this Ordinance.

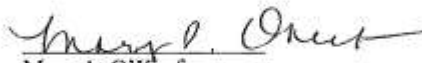
Section 4. That this Ordinance shall become effective immediately upon final passage and publication in accordance with the law.


Section 5. That, in the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable therefrom and shall not be affected.

Introduction: July 20, 2021

Adoption: August 17, 2021

ATTEST:


Mary A. O'Keefe
Municipal Clerk


Ryan Martinez
Mayor

BOROUGH OF BUTLER
RESOLUTION NO. 2021-64

RESOLUTION AUTHORIZING PASSAGE OF A CONSENT AGENDA

WHEREAS, the Borough Council of the Borough of Butler has reviewed the Consent Agenda consisting of various proposed Resolutions and/or Motions; and

WHEREAS, should any of the members of the Council request an item may be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

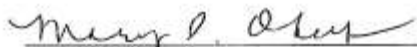
NOW, THEREFORE, BE IT RESOLVED, that the following Resolution(s) and/or Motions on the Consent Agenda are hereby approved:

1. 2021-65 Resolution Authorizing Refunds, Overpayments or Cancellations in the Tax Office
2. 2021-66 Resolution Authorizing Refunds, Overpayments or Cancellations in the Electric Department
3. 2021-67 Resolution Authorizing Refunds, Overpayments or Cancellations in the Water/Sewer Department
4. 2021-68 Resolution Authorizing the Execution of an Interconnection Agreement with Jersey Central Power and Light Company
5. 2021-69 Resolution Certifying Review of the 2020 Audit
6. 2021-70 Resolution Approving Participation with the State of New Jersey Body-Worn Camera Grant Administered by the Department of Law and Public Safety, Office of the Attorney General

Approved: July 20, 2021


Ryan Martinez, Mayor

Attest:


Mary A. O'Keefe, R.M.C.
Borough Clerk

Dated: July 20, 2021

MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
10

**BOROUGH OF BUTLER
RESOLUTION R-2021-65**

**RESOLUTION AUTHORIZING REFUNDS, OVERPAYMENTS OR
CANCELLATIONS IN THE TAX OFFICE**

WHEREAS, there appears on the tax records overpayments or credits as shown below; and

WHEREAS, the adjustments were created by the reasons indicated below, and the Collector of Taxes recommends the refund of such overpayments and cancellation of credit balances as indicated;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Butler that the proper officers be, and they are hereby authorized and directed to issue checks refunding such overpayments as hereafter shown below:

CODE OF REASONS

- | | |
|-----------------------------------|----------------------------------|
| 1. Overpayment-Refund | 5. Cancellation of Debit Balance |
| 2. Vets, SR Citizen Refund/Allow | 6. Cancellation of Certificate |
| 3. Cancellation of Credit Balance | 7. Tax Title Lien Redemption |
| 4. Tax Appeal | 8. Municipal Lien Redemption |

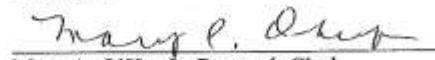
BLK/LOT/SUB	NAME	AMOUNT	YEAR	REASON
15/2	Lsg TL Holdings LLC	\$36,458.73	2019	7


Cora M. Ashley, C.T.C.

ADOPTED:


Ryan Martinez, Mayor

ATTEST:


Mary A. O'Keefe, Borough Clerk
Date: 7/20/2021

**BOROUGH OF BUTLER
RESOLUTION R2021-66**

**RESOLUTION AUTHORIZING REFUNDS, OVERPAYMENTS OR
CANCELLATIONS IN THE ELECTRIC DEPARTMENT**

WHEREAS, there appears on the utility records overpayments or credits as shown below; and

WHEREAS, the adjustments were created by the reasons indicated below, and the Supervisor of Accounts recommends the refund of such overpayments and cancellation of credit balances as indicated;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Butler that the proper officers be, and they are hereby authorized and directed to issue checks refunding such overpayments as hereafter shown below:

CODE OF REASONS

- | | |
|---|-----------------------------------|
| 1. Overpayment-Refund | 3. Cancellation of Debit Balance |
| 2. Cancellation of Uncollectible Amount | 4. Cancellation of Credit Balance |
| *Lifeline Credit Returned to State | |

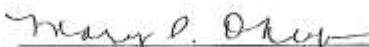
ACCT #	Name	Location	Amount	Year	Reason
109306	Mekeel, William & Eleano	432 Pepperidge Tree Lane,	\$336.76	2021	1
111161	Smoke Rise Bagel	1483 Rte 23 Unit 9, K	\$1,567.28	2021	1
1271	Juba Team Realty LLC	156 Kinnelon Rd, K	\$18.38	2021	1
152293	Conrod, Arlene	84 Monarch Way, K	\$23.17	2021	1


Cora M. Ashley, C.T.C.

ADOPTED:


Ryan Martinez, Mayor

ATTEST:


Mary A. O'Keefe, Borough Clerk
Date: 7/20/2021

MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
12

**BOROUGH OF BUTLER
RESOLUTION R2021-67**

**RESOLUTION AUTHORIZING REFUNDS, OVERPAYMENTS OR
CANCELLATIONS IN THE WATER/SEWER DEPARTMENT**

WHEREAS, there appears on the utility records overpayments or credits as shown below; and

WHEREAS, the adjustments were created by the reasons indicated below, and the Supervisor of Accounts recommends the refund of such overpayments and cancellation of credit balances as indicated;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Butler that the proper officers be, and they are hereby authorized and directed to issue checks refunding such overpayments as hereafter shown below:

CODE OF REASONS

- | | |
|---|-----------------------------------|
| 1. Overpayment-Refund | 3. Cancellation of Debit Balance |
| 2. Cancellation of Uncollectible Amount | 4. Cancellation of Credit Balance |

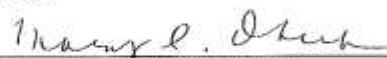
ACCOUNT #	Name	Location	Amount	Year	Reason
103579	Paulo, Laurian	21 Siek Rd	\$300.13	2021	1


Cora M. Ashley, C.T.C.

ADOPTED:


Ryan Martinez, Mayor

ATTEST:


Mary A. O'Keefe, Borough Clerk
Date: 7/20/2021

RESOLUTION NO. 2021-68

**RESOLUTION OF THE BOROUGH OF BUTLER AUTHORIZING THE EXECUTION OF
AN INTERCONNECTION AGREEMENT WITH JERSEY CENTRAL POWER & LIGHT
COMPANY**

WHEREAS, the Borough of Butler previously entered into the Wheeling and Supplemental Power Agreement ("WASP") with Jersey Central Power & Light Company and Pennsylvania Electric Company for the delivery of energy to the Borough of Butler; and

WHEREAS, the WASP dates back to 1993, and the Borough's Special Electric Utility Counsel has negotiated a new agreement; and

WHEREAS, the Borough Administrator has recommended the execution of the Interconnection Agreement for the Wholesale Load (the "IA") as a replacement for the WASP; and

WHEREAS, Borough Council wishes to authorize the execution of the Interconnection Agreement for the Wholesale Load, which shall supersede the WASP as of the effective date of the Interconnection Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Butler as follows:

1. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to Interconnection Agreement for the Wholesale Load with JCP&L and their parent company, First Energy, in accordance with the provisions of this resolution.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to the Letter Agreement regarding termination of the WASP by and among JCP&L, Pennsylvania Electric Company and the Borough of Butler in accordance with the provisions of this resolution.
3. That a certified copy of this resolution shall be provided by the Borough Clerk to JCP&L, and Pennsylvania Electric Company.



Ryan Martinez, Mayor

CERTIFICATION

I, Mary A. O'Keefe, RMC, do hereby certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Borough of Butler at a meeting held on the 20th day of July, 2021.



Mary A. O'Keefe, RMC
Borough Clerk, Borough of Butler



76 South Main Street
Akron, Ohio 44308

June __, 2021

Via Email

Mr. Ryan Martinez
Mayor
The Borough of Butler, New Jersey
One Acre Road
Butler, New Jersey 07405

Re: Letter Agreement Regarding Termination of the Wheeling and Supplemental Power Agreement by and among Jersey Central Power & Light Company, Pennsylvania Electric Company and the Borough of Butler (the "WASP")

Dear Mr. Martinez:

Please confirm by your signature below on behalf of the Borough of Butler, New Jersey ("Butler") that Butler agrees with Jersey Central Power & Light Company ("JCP&L"), and the Pennsylvania Electric Company ("Penelec") as follows:

1. JCP&L, Penelec and Butler are parties to the WASP, which is dated July 16, 1993 and was accepted for filing by the Federal Energy Regulatory Commission ("FERC") in Docket No. ER93-876-000 on December 2, 1993.
2. JCP&L, Penelec and Butler have agreed to file at FERC an Interconnection Agreement for Wholesale Load (the "IA") as a replacement for the WASP.
3. JCP&L, Penelec and Butler agree that the WASP shall be deemed superseded by the IA as of the effective date of the IA, and that neither of them shall have any liability to any of the other parties to the WASP.
4. JCP&L and Penelec will prepare and file with FERC a notice of cancellation of the WASP. Upon FERC's issuance of an order accepting the notice of cancellation for filing, the WASP shall be deemed cancelled as set forth in that order.
5. The individual signing below on behalf of a party is authorized to sign this letter agreement on behalf of that party.

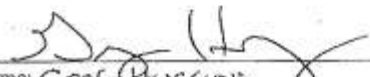
MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
15

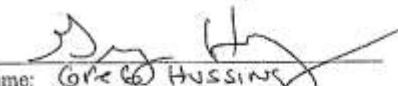
Page 2

Very truly yours,

JERSEY CENTRAL POWER & LIGHT
COMPANY


Name: Greg Hussing
Title: Dir. Fac. & RTO Support

PENNSYLVANIA ELECTRIC COMPANY


Name: Greg Hussing
Title: Dir. Fac. & RTO Support

AGREED TO AND ACCEPTED:

BOROUGH OF BUTLER, NEW JERSEY


Name: Ryan Martinez
Title: Mayor

BOROUGH OF BUTLER
RESOLUTION R 2021-69

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2020 has been filed by a Registered Municipal Accountant with the Butler Borough Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
17

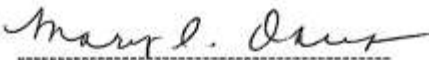
8 1

NOW, THEREFORE BE IT RESOLVED, That the Borough Council of the Borough of Butler, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON JULY 20, 2021.



Ryan Martinez, Mayor



Mary A. O'Keefe, RMC
Borough Clerk

()

()

**BOROUGH OF BUTLER
RESOLUTION R 2021-70**

**STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
OFFICE OF THE ATTORNEY GENERAL**

SFY21 BODY-WORN CAMERA GRANT PROGRAM

**RESOLUTION OF PARTICIPATION
A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY BODY-
WORN CAMERA GRANT PROGRAM ADMINISTERED BY THE DEPARTMENT OF LAW AND
PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL**

WHEREAS, the Borough of Butler wishes to apply for funding of approximately \$32,608 for a total project cost of \$32,608.00 for a project under the Body-Worn Camera Grant Program (21-BWC-076) for the grant period of January 1, 2021 through December 31, 2025; and

WHEREAS, the Mayor and Borough Council has reviewed the accompanying application and has approved said request and authorized the acceptance of the award; and

WHEREAS, the project is a joint effort between the Dept. of Law & Public Safety, Office of the Attorney General and the Borough of Butler for the purpose described in the application;

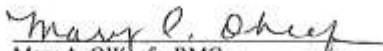
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that

- 1) As a matter of public policy, the Borough of Butler wishes to participate to the fullest extent possible with the Department of Law and Public Safety, Office of the Attorney General and is authorized to accept the funding.
- 2) The Attorney General of New Jersey will receive funds on behalf of the applicant.
- 3) The Department of Law and Public Safety, Office of the Attorney General shall be responsible for the receipt and review of the application for said funds.
- 4) The Department of Law and Public Safety, Office of the Attorney General shall initiate allocations to each applicant as authorized by law.

Adopted: July 20, 2021


Ryan Martinez, Mayor

Attest:


Mary A. O'Keefe, RMC
Municipal Clerk

Dated: July 20, 2021

BOROUGH OF BUTLER

RESOLUTION NO. 2021-71

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Butler, in the County of Morris, New Jersey, held at the Municipal Building, One Ace Road, Butler, New Jersey, on July 20, 2021, at 7:00 o'clock P.M.

PRESENT: *Calvi, Fox, Meier, Piccirillo,
Regis, Verdonik*

ABSENT: *NONE*

* * *

Councilman Fox introduced and moved the adoption of the following resolution and *Council President Verdonik* seconded the motion:

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$6,854,750 BOND ANTICIPATION NOTES OF THE BOROUGH OF BUTLER, IN THE COUNTY OF MORRIS, NEW JERSEY.

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BUTLER, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to a bond ordinance of the Borough of Butler, in the County of Morris (the "Borough"), entitled: "Bond ordinance providing for the improvement of the water supply and distribution system of the Borough of Butler, in the County of Morris, New Jersey, appropriating \$430,000 therefor and authorizing the issuance of \$345,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 18, 2013 (#2013-6), bond anticipation notes of the Borough in a principal amount not exceeding \$286,430 shall be

issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the acquisition of new and additional vehicles for use by the Electric Utility of the Borough of Butler, in the County of Morris, New Jersey, appropriating \$230,000 therefor and authorizing the issuance of \$200,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 18, 2013 (#2013-7), bond anticipation notes of the Borough in a principal amount not exceeding \$20,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of various roads in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$565,000 therefor and authorizing the issuance of \$403,750 bonds or notes of the Borough for financing such appropriation", finally adopted on June 18, 2013 (#2013-8), bond anticipation notes of the Borough in a principal amount of not exceeding \$61,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 4. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for improvements to the electric supply and distribution system by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$250,000 therefor and

authorizing the issuance of \$250,000 bonds or notes of the Borough for financing such appropriation", finally adopted on February 18, 2014 (#2014-1), bond anticipation notes of the Borough in a principal amount not exceeding \$127,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 5. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the acquisition of new vehicles for use by the Electric Utility of the Borough of Butler, in the County of Morris, New Jersey, appropriating \$335,000 therefor and authorizing the issuance of \$240,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 17, 2014 (#2014-5), bond anticipation notes of the Borough in a principal amount not exceeding \$66,300 in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 6. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water supply and distribution system of the Borough of Butler, in the County of Morris, New Jersey, appropriating \$450,000 therefor and authorizing the issuance of \$450,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 17, 2014 (#2014-7), bond anticipation notes of the Borough in a principal amount not exceeding \$421,300 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 7. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the acquisition of a new aerial bucket truck for use by the electric utility of the Borough of Butler, in the County of Morris, New Jersey, appropriating \$200,000 therefor and authorizing the issuance of \$200,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 19, 2015 (#2015-3), bond anticipation notes of the Borough in a principal amount of not exceeding \$60,000 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 8. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of water supply and distribution system in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$450,000 therefor and authorizing the issuance of \$450,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 19, 2015 (#2015-4), bond anticipation notes of the Borough in a principal amount of not exceeding \$426,700 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 9. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of various roads in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$300,000 therefor and authorizing the issuance of \$250,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 16, 2015 (#2015-13), bond anticipation notes of the Borough in a principal amount of not

exceeding \$98,000 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 10. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of water supply and distribution system in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$120,000 therefor and authorizing the issuance of \$120,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 17, 2016 (#2016-11), bond anticipation notes of the Borough in a principal amount of not exceeding \$112,282 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 11. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$300,000, and authorizing the issuance of \$300,000 bonds or notes of the Borough, for various electrical supply and distribution system improvements or purposes authorized to be undertaken by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on May 17, 2016 (#2016-12), bond anticipation notes of the Borough in a principal amount of not exceeding \$216,200 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 12. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of various roads in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$700,000 therefor and authorizing the issuance

of \$495,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 17, 2016 (#2016-13), bond anticipation notes of the Borough in a principal amount of not exceeding \$197,500 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 13. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the construction or reconstruction of sidewalks in and along Gifford Street in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$60,000 therefor, directing a special assessment of the cost thereof, and authorizing the issuance of \$57,100 bonds or notes of the Borough for financing the same", finally adopted on July 5, 2016 (#2016-17), bond anticipation notes of the Borough in a principal amount of not exceeding \$30,000 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 14. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$474,000, and authorizing the issuance of \$372,000 bonds or notes of the Borough, for various electrical supply and distribution system improvements or purposes authorized to be undertaken by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on May 16, 2017 (#2017-9), bond anticipation notes of the Borough in a principal amount of not exceeding \$325,000 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 15. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$477,500, and authorizing the issuance of \$446,500 bonds or notes of the Borough, for various water supply and distribution system improvements or purposes authorized to be undertaken by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on May 16, 2017 (#2017-10), bond anticipation notes of the Borough in a principal amount of not exceeding \$434,408 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 16. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$442,000, and authorizing the issuance of \$409,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Butler, in the county of Morris, New Jersey", finally adopted on May 16, 2017 (#2017-11), bond anticipation notes of the Borough in a principal amount of not exceeding \$322,250 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 17. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$598,500, and authorizing the issuance of \$485,000 bonds or notes of the Borough, for various water supply and distribution system improvements or purposes authorized to be undertaken by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on May 15, 2018 (#2018-11), bond anticipation notes of the Borough in a principal amount of not exceeding \$478,380 shall be issued. for the purpose of temporarily

financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 18. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of various roads in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$834,000 therefor and authorizing the issuance of \$324,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 15, 2018 (#2018-12), bond anticipation notes of the Borough in a principal amount of not exceeding \$289,000 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 19. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$420,000, and authorizing the issuance of \$420,000 bonds or notes of the Borough, for various electrical supply and distribution system improvements or purposes authorized to be undertaken by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on May 15, 2018 (#2018-13), bond anticipation notes of the Borough in a principal amount of not exceeding \$392,500 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 20. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the construction or reconstruction of sidewalks in and along Morse Avenue in and by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on August 15, 2017 (#2017-12), bond anticipation notes of the Borough in a principal amount of not exceeding \$114,000 shall be issued. for the purpose of temporarily financing the

improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 21. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$1,000,000, and authorizing the issuance of \$950,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on October 16, 2018 (#2018-15), bond anticipation notes of the Borough in a principal amount of not exceeding \$875,000 shall be issued, for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 22. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$427,000, and authorizing the issuance of \$285,500 bonds or notes of the Borough, for various electrical supply and distribution system improvements or purposes authorized to be undertaken by the Borough of Butler, in the County of Morris, New Jersey", finally adopted on May 7, 2019 (#2019-09), bond anticipation notes of the Borough in a principal amount of not exceeding \$285,500 shall be issued, for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 23. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$666,200 therefor and authorizing the issuance of \$627,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 7, 2019 (#2019-10), bond anticipation notes of the

Borough in a principal amount of not exceeding \$627,000 shall be issued, for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 24. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the construction or reconstruction of sidewalks in and along various roads in and by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$125,000 therefor, directing a special assessment of the cost thereof, and authorizing the issuance of \$119,000 bonds or notes of the Borough for financing the same", finally adopted on July 16, 2019 (#2019-15), bond anticipation notes of the Borough in a principal amount of not exceeding \$119,000 shall be issued, for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 25. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the acquisition of a bucket truck for the electric utility of the Borough of Butler, in the County of Morris, New Jersey, appropriating \$245,000 therefor and authorizing the issuance of \$245,000 bonds or notes of the Borough for financing such appropriation", finally adopted on June 16, 2020 (#2020-11), bond anticipation notes of the Borough in a principal amount of not exceeding \$245,000 shall be issued, for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 26. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the construction of a new garage for the electric utility of the Borough of

Butler, in the County of Morris, New Jersey, appropriating \$375,000 therefor and authorizing the issuance of \$225,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 18, 2021 (#2021-14), bond anticipation notes of the Borough in a principal amount of not exceeding \$225,000 shall be issued. for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 27. All bond anticipation notes (the "notes") issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 28. Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 29. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2 12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 30. All action heretofore taken by Borough officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

Section 31. This resolution shall take effect immediately.

Upon motion of Foy, seconded by Verdonik, the foregoing resolution was adopted by the following vote:


MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
31

AYES: Calvi, Fox, Meier, Piccirillo, Regis
Vardonik
NOES: NONE

Dated: July 20, 2021


Ryan Martinez, Mayor


Mary A. O'Keefe, R.M.C.
Borough Clerk

MINUTES OF:
DATE OF MEETING:
TIME OF MEETING:
PAGE NO.

COUNCIL MEETING
JULY 20, 2021
7:00 PM
32

**BOROUGH OF BUTLER
RESOLUTION R 2021-72**

**RESOLUTION EXTENDING THE DATE
THIRD QUARTER TAX BILLS ARE DUE**

WHEREAS, the year 2021 tax rate for the Borough of Butler was not released by Morris County until July 15th, 2021; and


WHEREAS, the Borough of Butler had to delay in the sending of their tax bills due to the delay in certification; and

WHEREAS, the tax bills for the Final 2021/Preliminary 2022 will mailed on July 27th, 2021 and;


WHEREAS, the third quarter bill is normally due on August 1st with a 10 day grace period;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council extend the due date including the 10 day grace period for the payment of third quarter 2021 taxes to August 20th, 2021.

Adopted:


Ryan Martinez, Mayor

ATTEST:


Mary A. O'Keefe
Borough Clerk

Dated: July 20, 2021