

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

WORKSHOP MEETING  
MARCH 4, 2014  
7:00 P.M.  
1

The Workshop Meeting of the Borough of Butler Mayor and Council was opened by Mayor Alviene who indicated that the meeting was being held in compliance with the Open Public Meetings Act having been duly advertised and posted in Borough Hall.

**ROLL CALL**

PRESENT: Mayor Alviene, Councilman Fox, Councilman McNear, Councilman Meier, Councilman Regis, Councilman Verdonik and Council President Vath

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

**RESOLUTION(S):**

**R 2014-32 Appointing a Certifying Officer to PJM Interconnection, L.L.C. and Adopting the Required Risk Management Plan**

Moved: Fox

Second: Vath

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

Voted Nay: None

R 2014-32 approved.

**REQUEST**

**Request from Butler Methodist Church to use Butler Park Ecumenical Cross Walk on Friday, April 18, 2014 and Sunday, April 20, 2014 for Easter Sunrise Service**

Ms. O'Keefe explained that this is a yearly event, should there be hazardous conditions in the park the Borough might withdraw permission. As the event days approach, reevaluation of the situation will be done if necessary for safety reasons.

**DISCUSSION:**

**Memorial Day Parade**

Acting Chief Chimento suggested that perhaps the Memorial Day Parade should begin in Bloomingdale and conclude in Butler, with Butler being the host this year. This alleviates the length of time the railroad is stopped. The Mayor and Council concurred with this change.

**Saint Anthony's Avenue, Right of Way**

Mr. Lampmann explained that Matthew Maher, a resident contacted him regarding ownership of Saint Anthony's Avenue, which is located off Boonton Avenue and appears as a road on the tax maps. An inspection of the area by the Borough surveyor was performed and he concurs with the findings provided by Mr. Maher. Mr. Oostdyk in detailing the procedure for the Borough to take possession of the road starts with determining if the road was ever dedicated, a decision is required as to whether or not the Borough needs this land, or will it be vacated, or accepted. Mr. Lampmann explained that in speaking with Mr. Becker, former DPW Superintendent stated the Borough has not maintained that property during his 34 years of service to the Borough. Mr. Oostdyk noted that it is clear it has not been accepted since the Borough has not maintained this property. The fact that it appears on the maps probably tells us that there has been a dedication of the road; however, just because it appears on a map does not make it a public road. Although in the future, it might become a public road there are a number of factors that require need to be

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

WORKSHOP MEETING  
MARCH 4, 2014  
7:00 P.M.  
2

addressed prior to acceptance by the Borough. The Borough will research this further; Mr. Lampmann will contact Mr. Maher as more information becomes available.

Mr. Lampmann noted that he has been working with the Mayor regarding appointments to the Office of Emergency Management. He has spoken with the following individuals and they have agreed to the serve in the Office of Emergency Management: Acting Lieutenant Scott Ricker has agreed to become Coordinator for the Office of Emergency Management, Brandi Smith-Greco will handle public information; Chief John Ryan will handle Fire Rescue, Acting Chief Chimento will handle the Police portion. Regarding the remaining open positions, he will continue to work with Mayor Alviene to fill the remaining positions; official appointments will be made at a public meeting in the future. Mr. Lampmann explained that as he is working on the Emergency Management Plan, he is finding that you need to have the positions filled; he would like to work in conjunction with the coordinator. Mayor Alviene noted this will provide Acting Lt. Ricker a chance to prove himself and will reflect on his new position; this will also bring the Borough into compliance regarding Emergency Management.

Mr. Lampmann noted that at the March 18, meeting an ordinance will be introduced detailing the new structure of the Police department. Mr. Oostdyk explained that the ordinance must reflect the current structure; amendments to the ordinance are required as changes occur.

Councilman McNear brought up an issue that was discussed at the Board of Health meeting regarding massage parlors. Mr. Oostdyk clarified that the Borough no longer has an ordinance regarding massage parlors it was deleted last year. The enforcing agent would be the Health Officer, as licenses are required for each massage therapist; individuals are not permitted to share a license.

### **OPEN PUBLIC DISCUSSION**

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

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

Moved: Fox  
All in favor.

Second: McNear

Motion to enter into closed session:

Moved: McNear  
All in favor.

Second: Fox

Motion to return to open session:

Moved: Regis  
All in favor.

Second: McNear

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

WORKSHOP MEETING  
MARCH 4, 2014  
7:00 P.M.  
3

Motion to adjourn the meeting:  
Moved: McNear

Second: Fox

All in favor.

ADJOURNMENT: 7:45 p.m.

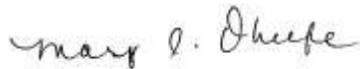
Adopted: March 18, 2014



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Robert W. Alviene, Mayor

Attest:



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Mary A. O'Keefe, RMC  
Municipal Clerk

Dated: March 18, 2014

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

WORKSHOP MEETING  
MARCH 4, 2014  
7:00 P.M.  
4

BOROUGH OF BUTLER  
RESOLUTION NO. 2014-32

RESOLUTION OF THE BOROUGH OF BUTLER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING A CERTIFYING OFFICER TO PJM INTERCONNECTION, L.L.C. AND ADOPTING THE REQUIRED RISK MANAGEMENT PLAN

WHEREAS, the Borough of Butler, as a member of the Public Power Association of New Jersey ("PPANJ"), is a member of PJM Interconnection, L.L.C. ("PJM"); and

WHEREAS, PJM is the regional transmission organization that coordinates the movement of wholesale electricity in all or parts of 13 states and the District of Columbia; and

WHEREAS, as part of the Minimum Participation Criteria established by PJM each participant must annually file an Officer Certification Form; and

WHEREAS, in addition to several items attested to in the form, the Certifying Officer must certify that each participant in PJM markets has in place a risk management policy; and

WHEREAS, the PPANJ has adopted a risk management policy for adoption by each member of the PPANJ that participates in the PJM markets;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Butler that James P. Lampmann is hereby authorized to act as certifying officer for the purpose of submitting the PJM Officer Certification Form and that the attached risk management policy, included and made part hereof, is hereby adopted.

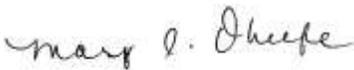
BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the executive director of the PPANJ.

Adopted: March 4, 2014



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Robert W. Alviene, Mayor



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Mary A. O'Keefe, RMC  
Dated: March 4, 2014

R 2014-33  
MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Borough Council of the Borough of Butler on the 4<sup>th</sup> day of March 2014, that:

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

Second: Fox