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DATE OF MEETING:  
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WORKSHOP MEETING  
SEPTEMBER 5, 2017  
7:00 P.M.  
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The Workshop Meeting of the Borough of Butler Mayor and Council was opened by Mayor Alviene who indicated that the meeting was being held in compliance with the Open Public Meetings Act having been duly advertised and posted in Borough Hall.

**ROLL CALL**

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

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

**Bid Award – R 2017-80 Awarding the Contract for the Morse Avenue Improvements to Vektor Corp. Inc., and Rejecting the Bids originally taken on July 18, 2017**

Mr. Lampmann explained that the bid being awarded this evening is for the base bid, the paving portion of the contract was approximately \$30,000 over what the cost would be to the Borough using the State Contract pricing. Additionally, Mr. Lampmann noted that the contractor would be using two crews to expedite the job; it may be preferable to close one side of the road as part of the construction as this would also help to expedite the job.

Moved: Verdonik

Second: Fox

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

Voted Nay: None

**Discussion – Power Home Remodeling, Charles Hague, Senior Marketing Analyst**

In December 2014, an incident occurred with an employee of Power Home Remodeling and an elderly resident of the Borough. A hearing was held at that time, the decision of the Mayor and Council was to rescind the licensing for the remainder of 2014, and the Mayor and Council would review any future applications. Mr. Hague is present this evening to request the Borough approve canvasser licensing applications and to answer any questions the Mayor and Council may have regarding employee training. Mr. Hague explained that the individual in question is no longer an employee of the company. Improvements were made to training because of this incident, with the emphasis on being respectful to the prospective client and when to disengage, as the person is not interested. Mayor Alviene asked what procedures are in place to stop this from occurring again. The Mayor noted that this was a bad mark on the company and the Governing body is responsible for the safety and quality of life in the Borough. Mayor Alviene asked the Council for their thoughts on this issue, a vote would be taken regarding canvasser licensing in the Borough. A no vote signifies that licenses not be issued; a yes vote signifies approval for licensing.

Motion to approve the issuance of Canvasser licenses to Power Home Remodeling.

Voted Aye: McNear

Voted Nay: Fox, Meier, Regis and Verdonik

Abstain: Calvi

Mr. Hague understands the position of the Mayor and the Council on this matter; it is his hope that the relationship can be repaired. Councilman Fox asked that prior to the next hearing regarding licensing, manuals and a presentation be supplied to the Mayor and Council; Mr. Oostdyk suggested having a supervisory plan in place for dealing with issues such as what occurred and it may alleviate some of the concerns expressed by the Governing body. Mr. Hague can reapply in 2018; he stated that he would return in January 2018.

**Discussion – Request from the Pequannock River Basin Regional Sewerage Authority for Borough Support for the Proposed Sanitary Sewer Alignment**

Mr. Lampmann explained that the Pequannock River Basin Regional Sewerage Authority is looking to address drainage issues that occur because of the current system. The PRBRSA is requesting going through Butler Park; this will be the most cost effective and the least disruptive to traffic. The existing piping must be filled, as it cannot be left unfilled and the Borough could use the existing piping for a water line. Mr. Lampmann inquired as to using the existing piping as a water line for the Borough, if the Borough agrees to accept this in consideration for a permanent easement. The existing pipe would be used as casing for the new waterline and as part of the agreement, they would use a hydraulic cement to solidify the pipe in place. This project would have a cost of approximately \$50,000 to \$60,000 it would be a good deal for the Borough. The PRBRSA is also aware that they may not affect any of the various memorial services that occur in Butler Park. The project will probably not occur until sometime in late 2018 at the earliest.

Mr. Lampmann explained to the Mayor and Council that as part of the Best Practices Score Card the Municipality must review membership in any authorities in which they have been a member for three or more years. One of the questions asked is the authority still in operation and if the membership is still financially sound. The PRBRSA provides a valuable service and is still operational, so we will continue to be a member.

Councilman Regis noted that there is a Plum Tree in Butler Park that is dying and needs to be replaced, he has found a replacement tree and would like to have it installed after the 9/11 ceremony. Council concurred with this decision; he will begin the process of replacing the tree.

**OPEN PUBLIC DISCUSSION**

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

**Sandi Liss, 409 Main Street** Ms. Liss, is here this evening as Chairperson of the Economic Development Committee regarding two members who have not attended meetings or have missed several, she would like to replace them and will let them know in writing, she has a volunteer who would like to join the committee. She will provide proof of notification to the affected individuals and their response if any at the Regular Council meeting of September 19, 2017.

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Seeing no one else 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 adjourn:  
Moved: Fox  
All in favor.

Second: McNear

ADJOURNMENT: 7:42 p.m.

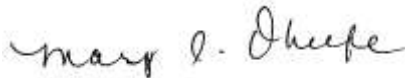
Adopted: September 19, 2017



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Robert W. Alviene, Mayor

Attest:



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Mary A. O'Keefe, RMC  
Municipal Clerk

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BOROUGH OF BUTLER  
RESOLUTION NO. R 2017-80

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BUTLER AWARDING  
CONTRACT FOR MORSE AVENUE IMPROVEMENTS

WHEREAS, the Borough of Butler is in need of road improvements for Morse Avenue; and

WHEREAS, (4) four sealed proposals were previously accepted on July 18, 2017 with the bid amounts ranging from \$855,665.00 to \$937,475.00; these bids were well in excess of the funds allotted for this project; and

WHEREAS, the Bid specifications included a reservation of the right to reject all bids by the Borough of Butler; and

WHEREAS, N.J.S.A. 40A:11-13.2(a) permits the contracting unit to reject all bids where "the lowest bid substantially exceeds the cost estimates for the goods or services" and N.J.S.A. 40A:11-13.2 (b) permits the contracting unit to reject all bids where "the lowest bid substantially exceeds the contracting unit's appropriation for the goods or services;" and

WHEREAS, the project was advertised for a rebid and (4) four sealed proposals were received on August 31, 2017; and

WHEREAS, the Chief Financial Officer has certified that funding in the amount of the maximum dollar value of the pending contract as set forth in this resolution is available for this project; and

WHEREAS, the bids have been reviewed by the Borough Engineer Paul Darmofalski and Borough Attorney Robert Oostdyk regarding qualification of bidders and conformity with specifications; and

NOW, THEREFORE BE IT RESOLVED that all bids received for the Morse Avenue Improvement project on July 18, 2017, with the bid amounts ranging from \$855,665.00 to \$937,475.00, are hereby rejected as being in excess of the funds allotted for this project; and

BE IT FURTHER RESOLVED, that the low bid for the Morse Avenue Improvement Project received upon rebidding on August 31, 2017 from Vektor Corp, Inc. 8 Dante Road, Monroe, New Jersey 08831 for a contract price of \$498,950.00 is hereby accepted.

Adopted: September 5, 2017

  
Robert W. Alviene, Mayor

  
Mary A. O'Keefe, RMC

Dated: September 5, 2017