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WORKSHOP MEETING
MARCH 5, 2019
7:00 P.M.
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The Workshop Meeting of the Borough of Butler Mayor and Council was opened by Mayor Alviene who indicated that the meeting was being held in compliance with the Open Public Meetings Act having been duly advertised and posted in Borough Hall.

ROLL CALL

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

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

Motion to excuse the absence of Councilman Calvi.

Moved: Travers

Second: Fox

All in favor.

Discussion

Discussion – Kinnelon Water/Sewer Extension – Walnut Lane Mr. Lampmann explained that this is part of Kinnelon's plan to build an emergency/recreation center. The most cost effective way for Kinnelon to do this would be to extend the water/sewer lines going through Walnut Lane into Kinnelon. The Borough of Butler would only be responsible for the section that is in Butler. The Department of Environmental Protection and Pequannock River Basin Regional Sewerage Authority must approve the Treatment Works Application prior to any work commencing. The original water/sewer agreement with Kinnelon would require amending should the DEP approve this application, additionally, if septic systems in this area in Kinnelon fail, they would be required to hook into the system. Mr. Lampmann will request that laterals be installed to the curb for Butler residents as part of this project; therefore, the road will not need to be dug up should Butler residents wish to utilize those utilities.

Resolution No. 2019-29 Authorizing Approval of and Consent to the Filing of the Treatment Works Application for the Walnut Lane Sanitary Sewer Extension

Moved: Fox

Second: Travers

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

Voted Nay: None

Absent: Calvi

Discussion – 2019 Capital Improvements – Mr. Lampmann explained that the general improvements could be covered without borrowing any money. Regarding electric capital requests, monies need to be borrowed to cover those requests. Water Utility requests are higher this year with the largest expenditure being the AMI system; however, this may be spread out over several years.

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Mr. Kozimor provided a brief synopsis of the 2019 Budget noting that the municipal tax increase will be \$25.90 for the average assessed home (\$253,000). Any questions please contact either Mr. Lampmann or Mr. Kozimor, as the budget is on schedule to be introduced at the March 19, 2019 meeting.

Discussion – Limitation on the Hours of Collection for Waste – Mr. Oostdyk provided the Mayor and Council with a sample ordinance regarding limitation on the pickup hours. Mr. Lampmann explained that we have had a number of complaints from residents regarding waste being picked up at various overnight hours. The purpose of this ordinance is to limit those hours, however, Mr. Oostdyk cautioned that this may create other problems, however this ordinance would make trash pickup hours uniform with the Borough hauler. Notification will be made to all the commercial businesses regarding the limitation on hours of pick up.

2019-2 An Ordinance to Amend and Supplement Chapter 129 (“Garbage, Refuse, and Recyclables”) of the Revised General Ordinances of the Borough of Butler and Regulating the Hours for Collection of Waste

Public Hearing: March 19, 2019

Moved: Fox

Second: Regis

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

Voted Nay: None

Absent: Calvi

Discussion – Power Home Remodeling Peddler Licenses – The Mayor and Council concurred as no one appeared from Power Home Remodeling the applications will not be approved without an appearance detailing what changes have been made to their door-to-door marketing strategy. They may attend a Council Workshop meeting to provide the Mayor and Council with this information; however, prior notification must be given to the Mayor and Council. Formal notice of this decision will be sent along with the returned applications.

OPEN PUBLIC DISCUSSION

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

Bob Norman, 31 Cascade Way had a question regarding ordinance 2019-2 he noted that perhaps the ordinance be amended to owner, occupant or lessee to address all those who may be responsible. Mr. Norman noted that a tractor-trailer made an illegal left turn onto Route 23, and a police officer stopped the vehicle and issued the driver a summons for an illegal left turn.

Motion to amend Ordinance No. 2019-2 to include owner/operator or lessee:

Moved: Meier

Second: Travers

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

Voted Nay: None

Absent: Calvi

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Harry "Tom" Lozier, 64 Gifford Street is present this evening to ask the Mayor and Council for some funding towards the purchase of hearing aids. Mr. Lozier was previously a Borough employee and he feels that his hearing loss is a result of operating heavy equipment for the Borough. Mr. Oostdyk explained that the Borough could not unilaterally provide funding for this expense; our insurer will not cover the costs of hearing aids.

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: Regis

Motion to adjourn

Moved: Fox
All in favor.

Second: Regis

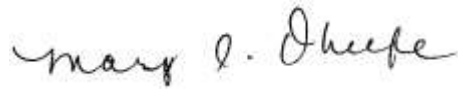
ADJOURNMENT: 7:31 p.m.

Adopted: March 19, 2019



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe, RMC
Municipal Clerk

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**BOROUGH OF BUTLER
RESOLUTION NO. 2019-29**

**RESOLUTION AUTHORIZING APPROVAL OF AND CONSENT TO THE FILING OF THE
TREATMENT WORKS APPLICATION FOR THE WALNUT LANE SANITARY SEWER
EXTENSION**

WHEREAS, pursuant to the regulations adopted by the New Jersey Department of Environmental Protection ("NJDEP"), a Treatment Works Approval Permit for the extension of the Sanitary Sewer must be obtained; and

WHEREAS, the Borough Engineer and the Sewer Department have reviewed the application and plans, together with all other accompanying documents, and have recommended the approval thereof by the Borough; and

WHEREAS, the Borough of Butler desires to endorse the Treatment Works Approval Permit Application and authorize the execution of the appropriate Statements of Consent by the appropriate officials.

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

1. The Borough Administrator is hereby authorized and directed to execute the Treatment Works Approval Permit Application.
2. The Borough Administrator together with all other appropriate officials, employees, and professional staff are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Resolution
3. All construction of the Sanitary Sewer Facilities is subject to inspection and approval by the appropriate entities having jurisdiction thereover.
4. This resolution shall take effect immediately.

Adopted: March 5, 2019


Robert W. Alviene, Mayor


Mary A. O'Keefe, RMC

Dated: March 5, 2019

BOROUGH OF BUTLER

ORDINANCE NO. 2019 – 02

**AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 129 (“GARBAGE, REFUSE, AND
RECYCLABLES”) OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF BUTLER AND
REGULATING THE HOURS FOR COLLECTION OF
WASTE**

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

Section 1. Chapter 129 (Garbage, Refuse, and Recyclables) of the Revised General Ordinances of the Borough of Butler, Section 129-1 (“Limits on Collection”) shall be amended by the inclusion of new Subsection E which shall be entitled “Regulations Concerning Hours for Collection of Waste” which shall read, in its entirety, as follows:

E. Regulations Concerning Hours for Collection of Waste.

(1) Collection services provided by a hauler contracted by the Borough to provide service shall be conducted only within the hours provided for in the bid specifications for solid waste and recyclable material collection services promulgated by the Borough. It shall be a violation of this Chapter for any hauler to engage in collection activities outside of the hours permitted in the specifications.

(2) Privately contracted waste collection services within the Borough shall be conducted only between the hours of 7:00 a.m. and sunset, Monday through Friday. It shall be a violation of this Article for any property owner, owner/operator or lessee to allow collection and/or any hauler to engage in any collection outside of these hours.

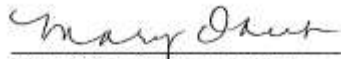
Section 2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

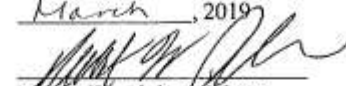
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Section 4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.



Mary O'Keefe, Borough Clerk

Adopted this 5th day of
March, 2019


Robert W. Alviene, Mayor