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WORKSHOP MEETING
SEPTEMBER 3, 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 Calvi, Councilman Fox, Councilman Meier, Councilman Regis, Councilman Travers and Council President Verdonik

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

Discussion

Owen Kruger Eagle Scout Project at Butler Municipal Building Playground

Mr. Kruger contacted Mr. Rodriguez of the Butler Library stating that he had a conflict this evening, it will be carried to the October 1, 2019 Workshop meeting.

Ceremonial Flags – Katie O’Neill, 72 Bartholdi Avenue Ms. O’Neill noted that many municipalities are flying the Pride Flag, she feels that putting the flag shows acceptance. Council President Verdonik explained that he does not want to open the door for “bad elements” to come in to request flying flags that some residents may find offensive. Ms. O’Neill feels that that is a political party issue, both Councilman Regis and Travers objected, as they do not believe that is the opinion of the Council members in the room. Councilman Travers explained that he does not want to open the door for any individual who may spread something that is hateful. Councilman Calvi explained that he does not want to open the door for other groups by party, who could provide the same arguments and the Borough would have no choice but to honor the request. Should the Borough not honor the request this could potentially result in litigation, he feels that the current flags flying will continue being flown, he also feels that we are all people and citizens of the United States. Councilman Fox noted that the discussion is on ceremonial flags, not just the Pride flag. Council President Verdonik noted that Butler is a small, diverse and tightly knit community; he feels that no one should be painted with a broad brush based on party affiliation. He complimented Ms. O’Neill on her flying the Pride flag on her property as it shows Butler as a welcoming town. Council President Verdonik asked Mr. Oostdyk if the Borough flies one flag does this mean they have to fly all flags for which they receive a request. Mr. Oostdyk explained that you would not be able to deny the request based on the like or dislike of the organization or its message. Councilman Regis noted that his concern is that litigation will arise because of a denial to fly a particular flag. Councilman Meier expressed his feeling that the flags currently flying should be the only ones flown. Mr. Lampmann noted that if the State or Federal Government makes a determination regarding what flags may be flown this would set a standard for local governments.

At the request of Mayor Alviene, the Council was polled on flying ceremonial flags:

Voted Aye: None

Voted Nay: Calvi, Fox, Meier, Regis and Verdonik

Abstain: Travers

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Councilmembers expressed that while they are voting no at this time, they would not be averse to revisiting this later, they also asked that Ms. O'Neill request the Pride Proclamation next year.

Discussion – Resignation of Michael Hauck from the Butler Planning Board and Letter of Interest from Robert V. Donza in the Vacancy on the Butler Planning Board

Mayor Alviene noted that Mr. Hauck moved out of Butler, he received a recommendation from Chairman Nargiso regarding Mr. Donza, he is a 20 year resident of Butler. Councilman Fox noted that it is a very interesting Board to serve on; Ms. O'Keefe administered the oath of office.

R 2019-84 Resolution Authorizing an Agreement for Entry into a Cooperative Pricing System Entry with the Education Services Commission of New Jersey

Motion by: Fox Second: Travers
Voted Aye: Calvi, Fox, Meier, Regis, Travers and Verdonik
Voted Nay: None

R 2019-85 Resolution Authorizing the Issuance of Not Exceeding \$7,232,500 Bond Anticipation Notes of the Borough of Butler

Motion by: Verdonik Second: Fox
Voted Aye: Calvi, Fox, Meier, Regis, Travers and Verdonik
Voted Nay: None

OPEN PUBLIC DISCUSSION

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

Bob Norman, 31 Cascade Way wanted to speak on flying of other flags, he feels that those currently flying are okay. Additionally, the condition of Kiel Avenue is worsening daily, he asked that the Morris County Freeholders be contacted regarding the condition if the road cannot be paved then perhaps can they be do some repairs to it. Mayor Alviene invited Mr. Norman to attend the Republican Club meeting on Thursday, September 5, as some of the Morris County Freeholders are attending and he can voice his concerns to them directly.

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

Moved: Fox Second: Verdonik
All in favor.

Motion to adjourn
Moved: Fox Second: Meier
All in favor.

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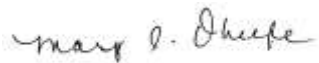
ADJOURNMENT: 7: 33 p.m.

Adopted: October 15, 2019



Robert W. Alviene, Mayor

Attest:



Mary A. O'Keefe, RMC
Municipal Clerk

Dated: October 15, 2019

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RESOLUTION FOR MEMBER PARTICIPATION
IN A COOPERATIVE PRICING SYSTEM

A RESOLUTION AUTHORIZING THE BOROUGH OF BUTLER
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

RESOLUTION NUMBER 2019 - 84

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on September 3, 2019 the governing body of the Borough of Butler, County of Morris, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Butler

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

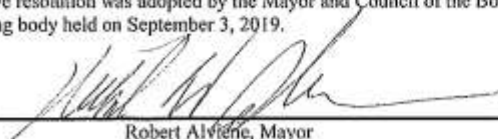
EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

CERTIFICATION

I hereby, certify that the above resolution was adopted by the Mayor and Council of the Borough of Butler at a meeting of said governing body held on September 3, 2019.

BY:



Robert Alviene, Mayor

ATTEST BY:



Mary O'Keefe, Borough Clerk

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**BOROUGH OF BUTLER
R 2019-85**

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 September 3, 2019, at 7:00 o'clock P.M.

PRESENT: *Calvi, Fox, Meier, Regus, Travers & Verdonik*

ABSENT: *None*

* * *

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

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$7,232,500 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 \$295,200 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 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 \$80,000 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 \$171,000 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 \$157,000 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 \$121,800 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 \$432,700 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 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 \$100,000 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 \$438,100 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 acquisition of a new dump truck by the Borough of Butler, in the County of Morris, New Jersey, appropriating \$75,000 therefor and authorizing the issuance of \$75,000 bonds or notes of the Borough for financing such appropriation", finally adopted on May 19, 2015 (#2015-5), bond anticipation notes of the Borough in a principal amount of not exceeding

\$14,000 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 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 \$173,000 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 11. 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 \$116,900 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 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 \$256,200 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 13. 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 \$272,500 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 14. 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 \$52,100 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 \$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 \$372,000 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 16. 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 \$446,500 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 17. 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 \$409,000 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 18. 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 \$485,000 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 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 \$324,000 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 20. 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 \$420,000 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 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 22. 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 \$950,000 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 23. 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 24. 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 25. 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 26. 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 27. 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 28. 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

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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 29. 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 30. This resolution shall take effect immediately.

Upon motion of Verdonik, seconded by Fox, the

foregoing resolution was adopted by the following vote:

AYES: Calvi, Fox, Meier, Regis, Travers & Verdonik

NOES: NONE

Adopted: September 3, 2019


Robert W. Alviene, Mayor

ATTEST:


Mary O'Keefe,
Borough Clerk

Dated: September 3, 2019