



MINUTES OF:  
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REORGANIZATION MEETING  
JANUARY 7, 2025  
6PM  
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**R 2025-02 Annual Appointments:**

Borough Attorney	One Year Term	Robert H. Oostdyk, Jr.
Borough Engineer	One Year Term	Thomas Boorady of Darmofalski Engineering
Borough Auditor	One Year Term	Valerie Dolan of Nisivoccia LLP
Municipal Tax Search Officer	One Year Term	Cora Ashley
Assessment Search Officer	One Year Term	Brandi Smith-Greco
Police Matron	One Year Term	Leslie Usinowicz
Emergency Management Council	One Year Term	Christopher Finelli, Joe Costello, Brandi Smith-Greco, Peter Tabbot, Rebecca Hammonds, Matthew Guildler, Brian Pumo, Joe Scapparo, Kyle Finelli, Ed Vath, Sal Ciccone, Britni Orcutt, Bloomingdale Code Official
Blood Bank	One Year Term	Butler Fire Department
Veterans Service Officer	One Year Term	VFW Post 8096
Representatives to Joint Insurance Fund	One Year Term	Matthew Guildler and Melissa Berger
Representatives to Public Power Association and NJ Public Power Authority	One Year Term	James Lampmann
Alternate Representative to Public Power Association and NJ Public Power Authority	One Year Term	Jeff Ricker
Dial-A-Ride Representative	One Year Term	Brandi Greco
Senior Citizen Advisory Committee	One Year Term	Bill Landon, Donna Meizinger, JoAnn Rehfuss, Isabelle Rimmer, Barbara Tavano, Pat Wojtecki, Jeannette Shahenkari, Nancy Solomon, Frank Blatterman, 1 Vacancy.

**PEQUANNOCK RIVER BASIN REGIONAL SEWER AUTHORITY**  
Five Year Term- James Lampmann (2/1/2024-1/31/2029)

Public Agency Compliance Officer      One Year Term      Matthew Guildler

*Motion to approve R 2025-02 Appointments by Piccirillo, Second by Verdonik and all in favor.*

**R 2025-03 Appointment of Governing Body Liaisons, Representatives and Standing Committees**

Senior Citizen Advisory Committee	Mayor Ryan Martinez
Board of Education	Councilman Jose Guzman
Community Development Revenue Sharing Committee	Matthew Guildler, Melissa Berger and Planning Board Chairperson TBD
Clean Communities	Councilman Alex Calvi
Board of Health	Councilman Jose Guzman
Morris Tomorrow	Councilman Robert Meier
Museum Committee	Councilman Robert Meier
Recreation Committee	Council President Raymond Verdonik
Morris County League of Municipalities	Councilwoman Britni Orcutt

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#### STANDING COMMITTEES OF THE COUNCIL

##### FINANCIAL, ORDINANCE & RECREATION COMMITTEE

Council President Verdonik, Chairman  
 Councilman Calvi, Vice Chairman  
 Councilman Piccirillo, Member

##### PUBLIC SAFETY COMMITTEE

Councilman Piccirillo, Chairman  
 Councilwoman Orcutt, Vice Chairman  
 Councilman Meier, Member

##### ELECTRIC LIGHT & PUBLIC LIGHTING COMMITTEE

Councilman Meier, Chairman  
 Councilman Piccirillo, Vice Chairman  
 Councilwoman Orcutt, Member

##### WATER AND WASTEWATER COMMITTEE

Councilwoman Orcutt Chairman  
 Councilman Guzman, Vice Chairman  
 Council President Verdonik, Member

##### HEALTH, SANITATION AND COMMUNITY DEVELOPMENT COMMITTEE

Councilman Guzman, Chairman  
 Councilman Meier, Vice Chairman  
 Councilman Piccirillo, Member

##### ROADS AND BUILDINGS/GROUNDS COMMITTEE

Councilman Calvi, Chairman  
 Council President Verdonik, Vice Chairman  
 Councilman Guzman, Member

***Motion to approve R 2025-03 Appointments by Calvi, Second by Piccirillo and all in favor.***

Any appointed officials in attendance were invited to step forward to receive the Oath of Office. None did

#### **R 2025-04 MAYORAL APPOINTMENTS**

##### PLANNING BOARD

Alternate I - Jason Hammaker  
 Class IV Unexpired Terms - Duane Reger and James Hough  
 Class II Member , One Year – Chris Finelli

##### COUNCIL APPOINTED PLANNING BOARD

Class III Member, One Year Term – Marc Piccirillo

##### AMERICANS WITH DISABILITIES ACT COMPLIANCE COMMITTEE

Three Year Term	Suzanne Finelli
Two Year Term	Rebecca Hammonds
One year term	Liza Waer

##### RECREATION COMMITTEE

Five Year Term	Robert Krill and Ashley Natale
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- R 2025-10 RESOLVED THAT THE GOVERNING BODY MAY FIX THE RATE OF INTEREST TO BE CHARGED FOR NON-PAYMENT OF TAXES, ASSESSMENTS OR MUNICIPAL UTILITY CHARGES ON OR BEFORE THE DATE THEY WOULD BECOME DELINQUENT, AND MAY PROVIDE THAT WITHIN THE TENTH CALENDAR DAY FOLLOWING THE DATE UPON WHICH THE SAME BECAME PAYABLE, THE RATE SO FIXED SHALL NOT EXCEED 18% PER ANNUM ON ANY AMOUNT IN EXCESS OF \$1,500 TO BE CALCULATED FROM THE DATE THE TAX WAS PAYABLE, UNTIL THE DATE OF THE ACTUAL PAYMENT. THE INTEREST TO BE CHARGED A DELINQUENT TAXPAYER FOR NON-PAYMENT OF REAL PROPERTY TAXES SHALL BE AN ADDITIONAL PENALTY OF 6% IF THE AMOUNT OF DELINQUENCY IS IN EXCESS OF \$10,000 AT THE END OF A CALENDAR YEAR  
 Moved: Orcutt Second: Piccirillo  
 All in favor
- R 2025-11 RESOLVED THAT THERE IS HEREBY IMPOSED A SERVICE CHARGE OF \$27.00 PER CHECK OR OTHER WRITTEN INSTRUMENT WHICH SHALL BE ADDED TO ANY ACCOUNT OWING TO THE BOROUGH IF PAYMENT TENDERED ON THE ACCOUNT WAS BY A CHECK OR OTHER WRITTEN INSTRUMENT WHICH WAS RETURNED TO THE BOROUGH FOR INSUFFICIENT FUNDS. THE SERVICE CHARGE AUTHORIZED BY THIS RESOLUTION SHALL BE COLLECTED IN THE SAME MANNER PRESCRIBED BY LAW FOR THE COLLECTION OF THE ACCOUNT FOR WHICH THE CHECK OR OTHER WRITTEN INSTRUMENT WAS TENDERED.  
 Moved: Verdonik Second: Piccirillo  
 All in favor
- R 2025-12 RESOLVED, THAT THE TAX COLLECTOR IS PERMITTED TO PROCESS CANCELLATIONS OF PROPERTY TAX REFUNDS OR DELINQUENCIES OF LESS THAN \$10.00 WITHOUT FURTHER ACTION OF THE GOVERNING BODY IN ACCORDANCE WITH CHAPTER 82, PUBLIC LAW OF 1987, KNOWN AS N.J.S.A. 40A:5-017.1.  
 Moved: Orcutt Second: Verdonik  
 All in favor
- R 2025-13 RESOLVED, THAT THE SALARIES OF THE BOROUGH EMPLOYEES AND PAID OFFICIALS OF THE BOROUGH BE PAID EVERY TWO WEEKS FOR THE YEAR 2025 AND THAT THE CHIEF FINANCIAL OFFICER BE AUTHORIZED TO SIGN PAYROLLS ON BEHALF OF THE MAYOR AND COUNCIL AND BE AUTHORIZED TO ISSUE THE NECESSARY CHECKS.  
 Moved: Verdonik Second: Piccirillo  
 All in favor
- R 2025-14 RESOLVED THAT THE REGULAR MEETINGS OF THE COUNCIL BE HELD ON: January 21, February 18, March 18, April 15, May 20, June 17, July 15, August 19, September 16, October 21, November 3\*, and December 16, 2025. BE IT FURTHER RESOLVED, THAT THE FOLLOWING ORDER OF BUSINESS SHALL BE ALLOWED AT THE MEETINGS: 1. ROLL CALL; 2. APPROVAL OF MINUTES; 3. GREETING OF PUBLIC AND INVITATION FOR DISCUSSION; 4. REPORTS OF COMMITTEES AND DEPARTMENT HEADS; 5. APPROVAL OF VOUCHERS AND PAYROLLS; 6. PRESENTATION OF CORRESPONDENCE, PETITIONS; 7. PUBLIC HEARINGS; 8. ORDINANCES FOR INTRODUCTION; 9. ORDINANCES FOR ADOPTION; 10. RESOLUTIONS; 11. NEW/UNFINISHED BUSINESS; 12. INVITATION FOR DISCUSSION FROM PUBLIC; 13. ADJOURNMENT  
 Moved: Orcutt Second: Verdonik  
 All in favor

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R 2025-15 CONSENT AGENDA AWARDING PROFESSIONAL SERVICES CONTRACTS

- 2025-15.1 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH AUDITOR, NISIVOCCIA, LLP
- 2025-15.2 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH ENGINEER, DARMOFALSKI ENGINEERING ASSOCIATES, INC.
- 2025-15.3 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH ATTORNEY, MURPHY McKEON, PC
- 2025-15.4 RESOLUTION PROVIDING FOR AN AGREEMENT WITH BOND COUNSEL, HAWKINS, DELAFIELD & WOOD, LLP
- 2025-15.5 RESOLUTION PROVIDING FOR AN AGREEMENT WITH DMC ASSOC.
- 2025-15.6 RESOLUTION PROVIDING FOR AN AGREEMENT WITH ANDERSON & DENZLER
- 2025-15.7 RESOLUTION PROVIDING FOR AN AGREEMENT WITH SPECIAL LABOR COUNSEL DORSEY AND SEMRAU
- 2025-15.8 RESOLUTION AUTHORIZING AN AGREEMENT WITH PHOENIX ADVISORS, LLC FOR MUNICIPAL BOND RELATED ISSUES
- 2025-15.9 RESOLUTION PROVIDING FOR AN AGREEMENT WITH ASPLUNDH ENGINEERING SERVICES CO., LLC
- 2025-15.10 RESOLUTION AUTHORIZING A CONTRACT WITH AMERICAN ELECTRICAL TESTING

***Motion to approve Consent Agenda 2025-15 by Verdonik, Second by Orcutt and all in favor***

Mayor Martinez interjected to acknowledge and welcome Surrogate Heather Darling who just arrived.

- R 2025-16 TEMPORARY BUDGET FOR 2025  
 Moved: Verdonik Second: Piccirillo  
 Voted Aye: Calvi, Guzman, Orcutt, Piccirillo, Verdonik  
 Voted Nay: None  
 Absent: Meier
- R 2025-17 RESOLUTION AUTHORIZING THE EXECUTION OF MASTER POWER PURCHASE AND SALE AGREEMENTS AND CONFIRMATION TRANSACTIONS THEREUNDER WITH VARIOUS SUPPLIERS  
 Moved: Piccirillo Second: Orcutt  
 All in favor
- R 2025-18 RESOLUTION AFFIRMING THE BOROUGH OF BUTLER'S OPPOSITION TO DISCRIMINATION  
 Moved: Piccirillo Second: Verdonik  
 All in favor

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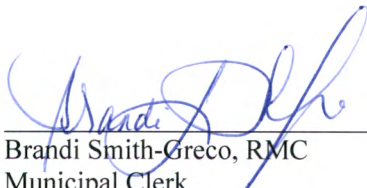
R 2025-19 RESOLUTION CERTIFYING THAT THE BOROUGH OF BUTLER IS IN COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964  
Moved: Piccirillo Second: Verdonik  
All in favor

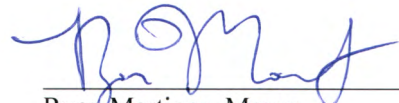
OPEN PUBLIC DISCUSSION

Mayor Martinez opened the meeting to the public for discussion.  
Seeing no one come forward the public portion of the meeting was closed.  
Moved: Orcutt Second: Verdonik  
All in favor.

Motion to adjourn the reorganization meeting of 2025.  
Moved: Verdonik Second: Orcutt  
All in favor.

Adjournment: 6:24 p.m.

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC  
Municipal Clerk  
Adopted: March 4, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025 -01**

**RESOLUTION AUTHORIZING THE APPOINTMENT OF CHRIS FINELLI  
AS DEPARTMENT CHIEF OF THE BUTLER FIRE DEPARTMENT**

**WHEREAS**, Revised General Ordinance 21-3 provides, in subsection E, that each Chief of the Board of Chiefs will serve a term of two years at each rank; and

**WHEREAS**, Chris Finelli served a two year term and stayed on as Chief of the Department for additional continuous one-year terms; and

**WHEREAS**, under the progression contained in Section 21-3, the Deputy Chief would have become the Department Chief beginning on January 1, 2025; and

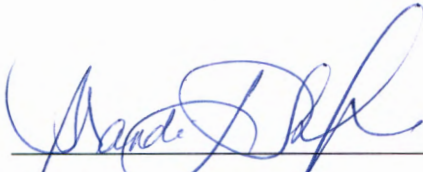
**WHEREAS**, Section 21-3 provides the qualifications for a Chief in the Butler Fire Department; and

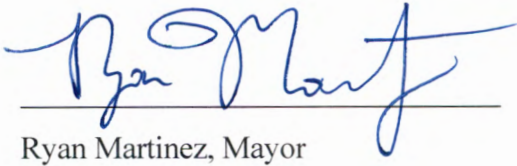
**WHEREAS**, there are two current officers in the Butler Fire Department who meet the qualifications for Chief, however, only one is willing to serve as Department Chief, Chris Finelli; and

**WHEREAS**, it is therefore necessary to deviate from the progression for Department Chief and to appoint the only willing member of the Board of Chiefs as Chief of the Department.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Butler, in the County of Morris and State of New Jersey, that Chris Finelli is hereby appointed Chief of the Butler Fire Department for an additional term of one year and that upon expiration of his term the order of progression contained in Chapter 21-3 shall be restored.

Adopted: January 7, 2025

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC

  
\_\_\_\_\_  
Ryan Martinez, Mayor



**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-02**

**RESOLUTION OF ANNUAL APPOINTMENTS**

BE IT RESOLVED, that the following Annual Appointments are hereby approved:

**BOROUGH ATTORNEY**

One Year Term – Robert H. Oostdyk, Jr.

**BOROUGH ENGINEER**

One Year Term – Thomas Boorady of Darmofalski Engineering

**BOROUGH AUDITOR**

One Year Term –Valerie Dolan of Nisivoccia LLP

**MUNICIPAL TAX SEARCH OFFICER**

One Year Term – Cora Ashley

**ASSESSMENT SEARCH OFFICER**

One Year Term – Brandi Smith-Greco

**POLICE MATRON**

One Year Term – Leslie Usinowicz

**EMERGENCY MANAGEMENT COUNCIL**

One Year Term – Christopher Finelli, Joe Costello, Brandi Smith-Greco, Peter Tabbot, Rebecca Hammonds, Matthew Guilder, Brian Pumo, Joe Scapparo, Kyle Finelli, Ed Vath, Sal Ciccone, Britni Orcutt, Bloomingdale Code Official

**BLOOD BANK**

One Year Term – Butler Fire Department

**VETERANS SERVICE OFFICER**

One Year Term – VFW Post 8096

**REPRESENTATIVES TO THE JOINT INSURANCE FUND**

One Year Term – Matthew Guilder and Melissa Berger

**REPRESENTATIVES TO PUBLIC POWER ASSOCIATION and NEW JERSEY PUBLIC POWER AUTHORITY**

One Year Term – James Lampmann

**ALTERNATIVE REPRESENTATIVE TO PUBLIC POWER ASSOCIATION and NEW JERSEY PUBLIC POWER AUTHORITY**

One Year Term – Jeff Ricker

**DIAL-A-RIDE REPRESENTATIVE**

One Year Term - Brandi Greco

**SENIOR CITIZEN ADVISORY COMMITTEE**

One Year Term – Bill Landon, Donna Meizinger, JoAnn Rehfuss, Isabelle Rimmer, Barbara Tavano, Pat Wojtecki, Jeannette Shahenkari, Nancy Solomon, Frank Blatterman, 1 Vacancy.

**PEQUANNOCK RIVER BASIN REGIONAL SEWER AUTHORITY**

Five Year Term- James Lampmann (2/1/2024-1/31/2029)

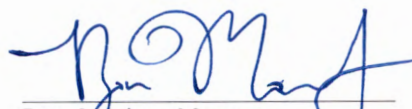
**PUBLIC AGENCY COMPLIANCE OFFICER\***

One Year Term – Matthew Guilder

Approved: January 7, 2025

Attest:

  
Brandi L. Smith-Greco, RMC

  
Ryan Martinez, Mayor

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-03**

**RESOLUTION OF ANNUAL APPOINTMENTS**

BE IT RESOLVED, that the following Appointments of Governing Body Liaisons, Representatives and Standing Committees are hereby approved:

SENIOR CITIZEN ADVISORY COMMITTEE	Councilwoman Britni Orcutt
BOARD OF EDUCATION	Councilman Jose Guzman
COMMUNITY DEVELOPMENT REVENUE SHARING COMMITTEE	Matthew Guilder, Melissa Berger and Vacant
CLEAN COMMUNITIES	Councilman Alex Calvi
BOARD OF HEALTH	Councilman Jose Guzman
MORRIS TOMORROW	Councilman Robert Meier
MUSEUM COMMITTEE	Councilman Robert Meier
RECREATION COMMITTEE	Council President Raymond Verdonik
MORRIS COUNTY League of Municipalities	Councilwoman Britni Orcutt

**STANDING COMMITTEES OF THE COUNCIL**

**FINANCIAL, ORDINANCE & RECREATION COMMITTEE**

Councilman Verdonik, Chairman  
Councilman Calvi, Vice Chairman  
Councilman Piccirillo, Member

**PUBLIC SAFETY COMMITTEE**

Councilman Piccirillo, Chairman  
Councilman Orcutt, Vice Chairman  
Councilman Meier, Member

**ELECTRIC LIGHT & PUBLIC LIGHTING COMMITTEE**

Councilman Meier, Chairman  
Councilman Piccirillo, Vice Chairman  
Councilwoman Orcutt, Member

**WATER AND WASTEWATER COMMITTEE**

Councilman Orcutt, Chairman  
Councilwoman Guzman, Vice Chairman  
Councilman Verdonik, Member

**HEALTH, SANITATION AND COMMUNITY DEVELOPMENT COMMITTEE**

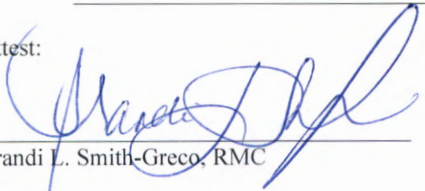
Councilwoman Guzman, Chairman  
Councilman Meier, Vice Chairman  
Councilman Piccirillo, Member

**ROADS AND BUILDINGS/GROUNDS COMMITTEE**

Councilman Calvi, Chairman  
Councilman Verdonik, Vice Chairman  
Councilman Guzman, Member

Approved: January 7, 2025

Attest:

  
Erandi L. Smith-Greco, RMC

  
Ryan Martinez, Mayor

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-04**

**RESOLUTION OF MAYORAL APPOINTMENTS**

BE IT RESOLVED, that the following Mayoral Appointments are hereby approved:

**PLANNING BOARD**

Alternate I - Jason Hammaker  
Class IV Unexpired Terms - Duane Reger and James Hough  
Class II Member , One Year – Chris Finelli

**COUNCIL APPOINTED PLANNING BOARD**

CLASS III Member, One Year Term – Marc Piccirillo

**AMERICANS WITH DISABILITIES ACT COMPLIANCE COMMITTEE –**

Three Year Term – Suzanne Finelli  
Two Year Term – Rebecca Hammonds  
One year term – Liza Waer

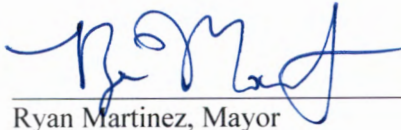
**RECREATION COMMITTEE**

Five Year Term – Robert Krill and Ashley Natale

**MUSEUM COMMITTEE**

Three Year Term - Lisa Tomaselli, Cynthia Sokoloff, Sally Ann Sayle,  
and One Vacancy

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

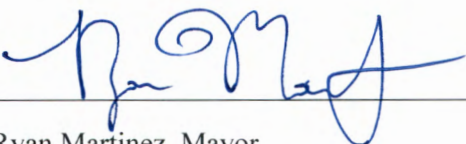
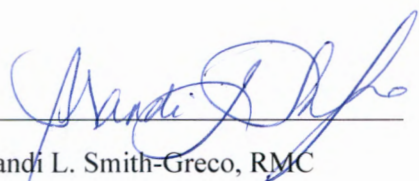
  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

**BOROUGH OF BUTLER**  
**RESOLUTION NO. 2025-05**

**Designating Official Newspapers**

BE IT RESOLVED that the official newspapers for the Borough of Butler are The Suburban Trends, The Herald News, The Star Ledger, The Daily Record and The Bergen Record.

Attest:

  
\_\_\_\_\_  
Ryan Martinez, Mayor  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

Dated: January 7, 2025

**BOROUGH OF BUTLER  
RESOLUTION 2025-06**

**ESTABLISHING A CASH MANAGEMENT PLAN AND NAMING OFFICIAL CASH DEPOSITORIES**

**WHEREAS**, N.J.S.A. 40A: 5-14 mandates that a Governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

**WHEREAS**, N.J.S.A. 40A: 5-15.1 amended by Chapter 148, P.L. 1997 established new requirements for the investment of public funds and adoption of a cash management plan for counties, municipalities and authorities; and

**WHEREAS**, the Mayor and Council of the Borough of Butler, County of Morris wish to comply with the above statutes;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Butler, County of Morris adopts the following cash management plan, including the official depositories for the Borough of Butler, County of Morris for the period January 1, 2025 through December 31, 2025.

**CASH MANAGEMENT PLAN OF THE  
BOROUGH OF BUTLER,  
COUNTY OF MORRIS**

**I. STATEMENT OF PURPOSE**

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A: 5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Borough of Butler, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to ensure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to ensure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

**II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN**

- A. The plan is intended to cover all deposits and/or all investments of the funds of the Borough of Butler including but not limited to:

Current Fund  
 Claims Account  
 Utility Collector Account  
 Payroll Agency Account  
 Net Payroll Account  
 Electric Operating Accounts  
 Electric Capital Accounts  
 Electric Meter Deposit and Disbursement Accounts  
 Water Operating Accounts  
 Water Capital Accounts  
 Water Meter Deposit and Disbursement Accounts  
 Developers' Escrow Trust Funds  
 General Capital Accounts  
 Other Trust Accounts  
 Public Assistance Account  
 Animal Control Account  
 ZEC Holding Account

**III. DESIGNATION OF OFFICIALS AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN**

The Chief Financial Officer (the "Designated Official") is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Borough of Butler are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgement kept on file with such officials.

The Chief Financial Officer is further authorized to make interfund transfers between the Township Funds as may be necessary from time to time. The Chief Financial Officer is authorized to make such transfers and/or any and all payments by wire transfer as necessary.

**IV. DESIGNATION OF DEPOSITORIES**

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

PNC Bank  
 Provident Bank  
 Money Market Investment Accounts and/or Certificates of Deposit  
     NJ Cash Management Fund  
     PNC Bank  
     Provident Bank

**V. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.**

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official(s) of the Borough of Butler referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official (s) referred to in Section III above.

None at this time

**VI. AUTHORIZED INVESTMENTS**

Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of the school districts of which the Local Unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L.1977, ch. 281 (C.52: 18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
  - (a) The underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
  - (b) The custody of collateral is transferred to a third party;
  - (c) The maturity of the agreement is not more than 30 days;
  - (d) The underlying securities are purchased through a public depository

as defined in section 1 of P.L. 1970, c.236 (C.17: 19-41); and

- (e) A master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms “governmental money market mutual fund” and “local government investment pool” shall have the following definitions:

Government Money Market Mutual Fund

An investment company or investment trust:

- (a) Which is registered with the Securities and Exchange Commission under the “Investment Company Act of 1940,” 15 USC sec. 80a-1 et seq., and operated in accordance with 17 CFR sec. 270.2a-7.
- (b) The portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) Which has:
  - (1) Attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
  - (2) Retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the “Investment Advisors Act of 1940,” 15 U.S.C. sec 80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool

An investment pool:

- (a) Which is managed in accordance with 17 C.F.R. sec 270.2a-7;
- (b) Which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) Which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) Which is in compliance with rules adopted pursuant to the “Administrative Procedure Act,” P.L. 1968, c.410 (c.52: 14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investment;



- (e) Which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected at the time of interest rate adjustment, to have a market value that approximates their par value, or net asset value; and
- (f) Which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management fund, or through the use of a National or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C49: 3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in the U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government Securities.

**VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGEMENT OF RECEIPT OF PLAN.**

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Borough of Butler, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Borough of Butler to assure that there is no unauthorized use of the funds or the Permitted Investments that involve Securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the Borough of Butler or by a third party custodian prior to or upon the release of the Borough of Butler's funds.

To assure that all parties with whom the Borough of Butler deals either by way of Deposits or Permitted Investments are aware of the authority and the limits sets forth in the Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s)

**VIII. REPORTING REQUIREMENTS**

On a quarterly basis during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the Finance Committee of the Borough of Butler a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- A. The name of any institution holding funds of the Township of Bridgewater as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.

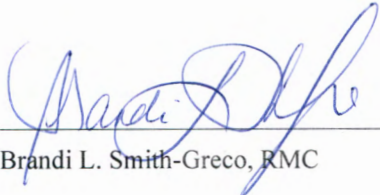
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the Finance Committee of the Borough of Butler.

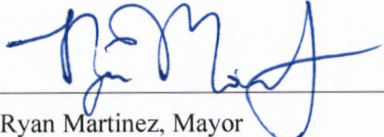
**IX. TERM OF THE PLAN**

This plan shall be effective January 1, 2025 through December 31, 2025. The Plan may be amended from time to time as necessary.

To the extent that any amendment is adopted by the Mayor and Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

Adopted: January 7, 2025

  
Brandi L. Smith-Greco, RMC

  
Ryan Martinez, Mayor

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-07**

**RESOLUTION DESIGNATING CHECK SIGNATORY**

BE IT RESOLVED THAT THE FOLLOWING OFFICIALS SHALL BE AUTHORIZED TO SIGN DISBURSEMENT CHECKS FOR THE VARIOUS ACCOUNTS:

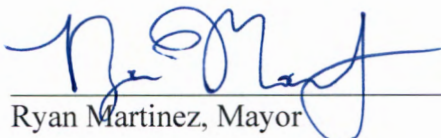
THE ADMINISTRATOR, Matthew Guilder;

THE FINANCE CHAIRMAN, Raymond Verdonik;


THE CHIEF FINANCIAL OFFICER, (James Kozimor through January 31, 2025; Melissa Berger 2/1/25-12/31/25).

ALL ACCOUNTS REQUIRE TWO SIGNATURES, WITH THE EXCEPTION OF THE PAYROLL ACCOUNT WHICH REQUIRES ONLY THE CHIEF FINANCIAL OFFICERS SIGNATURE.

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

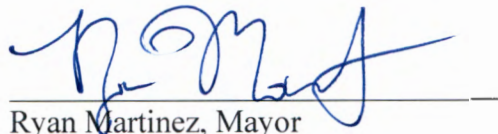
  
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Brandi L. Smith-Greco, RMC

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-08**

**RESOLUTION SECURING SURETY BONDS**

BE IT RESOLVED THAT THE FOLLOWING SURETY BONDS BE SECURED AND THE BOROUGH PAY ALL CHARGES FOR THE BONDS REQUIRED BY BOROUGH OFFICIALS: Tax Collector/Utility Supervisor \$517,000; Clerk Typist/Tax Collectors Office \$110,000; Chief Financial Officer \$450,000; Public Employees Blanket \$25,000 per occurrence (excluding Tax Collector/Utility Supervisor and Chief Financial Officer).

Approved: January 7, 2025



Ryan Martinez, Mayor

Attest:

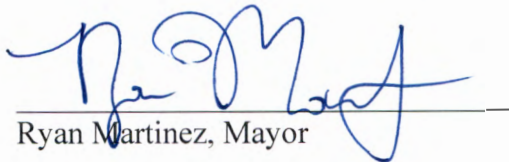


Brandi L. Smith-Greco, RMC

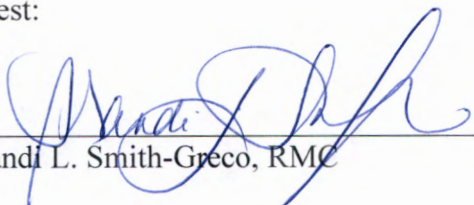
**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-09**

BE IT RESOLVED THAT THE COLLECTOR OF TAXES FOR THE BOROUGH OF BUTLER IS HEREBY AUTHORIZED TO CONDUCT THE ANNUAL SALE OF DELINQUENT TAXES AND OTHER MUNICIPAL CHARGES DUE ON A GIVEN PROPERTY COVERING ANY NUMBER OF QUARTERS AND PERMITS A MAXIMUM FEE OF \$25 FOR MAKING OF NOTICE OF TAX SALE FOR EACH OF TWO WEEKS PRECEDING THE DATE OF THE TAX SALE.

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

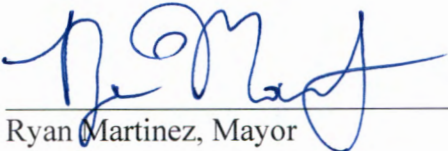
  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-10**

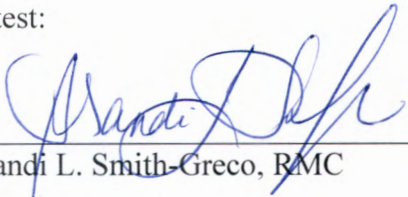
**RESOLUTION ESTABLISHING INTEREST RATE FOR NON PAYMENT OF TAXES,  
ASSESSMENTS or UTILITY CHARGES**

BE IT RESOLVED THAT THE GOVERNING BODY MAY FIX THE RATE OF INTEREST TO BE CHARGED FOR NON-PAYMENT OF TAXES, ASSESSMENTS OR MUNICIPAL UTILITY CHARGES ON OR BEFORE THE DATE THEY WOULD BECOME DELINQUENT, AND MAY PROVIDE THAT WITHIN THE TENTH CALENDAR DAY FOLLOWING THE DATE UPON WHICH THE SAME BECAME PAYABLE, THE RATE SO FIXED SHALL NOT EXCEED 18% PER ANNUM ON ANY AMOUNT IN EXCESS OF \$1,500 TO BE CALCULATED FROM THE DATE THE TAX WAS PAYABLE, UNTIL THE DATE OF THE ACTUAL PAYMENT. THE INTEREST TO BE CHARGED A DELINQUENT TAXPAYER FOR NON-PAYMENT OF REAL PROPERTY TAXES SHALL BE AN ADDITIONAL PENALTY OF 6% IF THE AMOUNT OF DELINQUENCY IS IN EXCESS OF \$10,000 AT THE END OF A CALENDAR YEAR

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

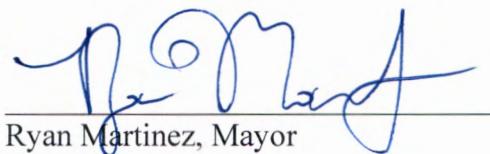
  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-11**

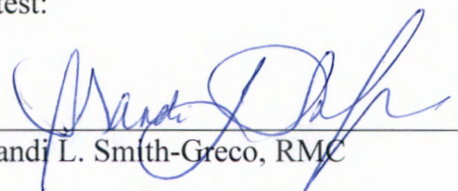
**RETURNED CHECK FEE**

BE IT RESOLVED THAT THERE IS HEREBY IMPOSED A SERVICE CHARGE OF \$27.00 PER CHECK OR OTHER WRITTEN INSTRUMENT WHICH SHALL BE ADDED TO ANY ACCOUNT OWING TO THE BOROUGH IF PAYMENT TENDERED ON THE ACCOUNT WAS BY A CHECK OR OTHER WRITTEN INSTRUMENT WHICH WAS RETURNED TO THE BOROUGH FOR INSUFFICIENT FUNDS. THE SERVICE CHARGE AUTHORIZED BY THIS RESOLUTION SHALL BE COLLECTED IN THE SAME MANNER PRESCRIBED BY LAW FOR THE COLLECTION OF THE ACCOUNT FOR WHICH THE CHECK OR OTHER WRITTEN INSTRUMENT WAS TENDERED

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

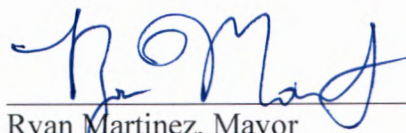
  
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Brandi L. Smith-Greco, RMC

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-12**

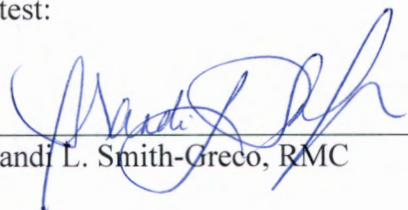
**TAX COLLECTOR CANCELLATIONS**

BE IT RESOLVED THAT THE TAX COLLECTOR IS PERMITTED TO PROCESS CANCELLATIONS OF PROPERTY TAX REFUNDS OR DELINQUENCIES OF LESS THAN \$10.00 WITHOUT FURTHER ACTION OF THE GOVERNING BODY IN ACCORDANCE WITH CHAPTER 82, PUBLIC LAW OF 1987, KNOWN AS N.J.S.A. 40A:5-017.1.

Approved: January 7, 2025

  
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Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

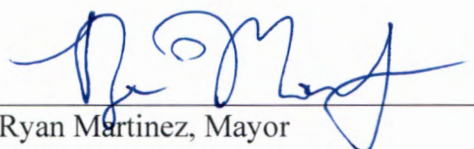


**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-13**

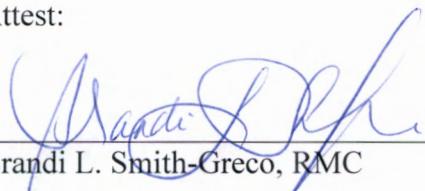
**PAYROLL SCHEDULE**

BE IT RESOLVED THAT THE SALARIES OF THE BOROUGH EMPLOYEES AND PAID OFFICIALS OF THE BOROUGH BE PAID EVERY TWO WEEKS FOR THE YEAR 2025 AND THAT THE CHIEF FINANCIAL OFFICER BE AUTHORIZED TO SIGN PAYROLLS ON BEHALF OF THE MAYOR AND COUNCIL AND BE AUTHORIZED TO ISSUE THE NECESSARY CHECKS.

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

*All correction Reso 2025-32*

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-14**

REGULAR COUNCIL MEETING SCHEDULE

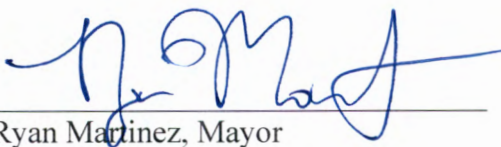
BE IT RESOLVED THAT THE REGULAR MEETINGS OF THE COUNCIL BE HELD ON:

January 21  
February 18  
March 18  
April 15  
May 20  
June 17  
July 15  
August 19  
September 16  
October 21  
November 3\*  
December 16, 2025

BE IT FURTHER RESOLVED, THAT THE FOLLOWING ORDER OF BUSINESS SHALL BE ALLOWED AT THE MEETINGS:

1. ROLL CALL;
2. APPROVAL OF MINUTES;
3. GREETING OF PUBLIC AND INVITATION FOR DISCUSSION;
4. REPORTS OF COMMITTEES AND DEPARTMENT HEADS;
5. APPROVAL OF VOUCHERS AND PAYROLLS;
6. PRESENTATION OF CORRESPONDENCE, PETITIONS;
7. PUBLIC HEARINGS;
8. ORDINANCES FOR INTRODUCTION;
9. ORDINANCES FOR ADOPTION;
10. RESOLUTIONS;
11. NEW/UNFINISHED BUSINESS;
12. INVITATION FOR DISCUSSION FROM PUBLIC;
13. ADJOURNMENT

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-15**

RESOLUTION AUTHORIZING PASSAGE OF A CONSENT AGENDA

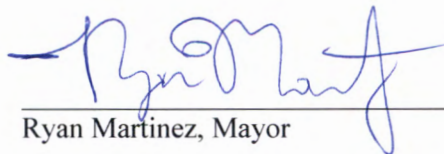
WHEREAS, the Borough Council of the Borough of Butler has reviewed Consent Agenda 2025-15 consisting of various proposed Resolutions for Professional Services Contracts; and

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 Resolutions on Consent Agenda 2025-15 are hereby approved:

- R 2025-15.1 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH AUDITOR, NISIVOCIA, LLP
- R 2025-15.2 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH ENGINEER, DARMOFALSKI ENGINEERING ASSOCIATES, INC.
- R 2025-15.3 RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH ATTORNEY, MURPHY McKEON, PC
- R 2025-15.4 RESOLUTION PROVIDING FOR AN AGREEMENT WITH BOND COUNSEL, HAWKINS, DELAFIELD & WOOD, LLP
- R 2025-15.5 RESOLUTION PROVIDING FOR AN AGREEMENT WITH DMC ASSOC.
- R 2025-15.6 RESOLUTION PROVIDING FOR AN AGREEMENT WITH ANDERSON & DENZLER
- R 2025-15.7 RESOLUTION PROVIDING FOR AN AGREEMENT WITH SPECIAL LABOR COUNSEL DORSEY AND SEMRAU
- R 2025-15.8 RESOLUTION AUTHORIZING AN AGREEMENT WITH PHOENIX ADVISORS, LLC FOR MUNICIPAL BOND RELATED ISSUES
- R 2025-15.9 RESOLUTION PROVIDING FOR AN AGREEMENT WITH ASPLUNDH ENGINEERING SERVICES CO., LLC
- R 2025-15.10 RESOLUTION AUTHORIZING A CONTRACT WITH AMERICAN ELECTRICAL TESTING

Approved: January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi L. Smith-Greco, BMC

**BOROUGH OF BUTLER  
RESOLUTION R 2025-15.1  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH THE BOROUGH AUDITOR**

**WHEREAS**, the Borough of Butler has a need to acquire auditing services as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

**WHEREAS**, the term of this contract is one year; and

**WHEREAS**, the Treasurer has certified that funds are available for this purpose and the funds will be encumbered by a purchase order on an as needed basis in accordance with N.J.A.C. 5:30-5.4; and

**WHEREAS**, Nisivoccia & Company, has submitted a proposal dated December 1, 2024 indicating that they will provide the auditing services as follows:

Classification	Rate
Partner (Discounted Rate)	\$195
Manager	165
Supervisor	165
Senior Accountant	155
Staff Accountant	135

**WHEREAS**, Nisivoccia and Company has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the auditor from making any reportable contributions through the term of the contract; and

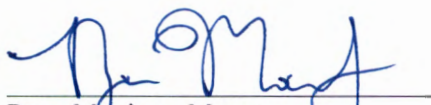
**WHEREAS**, the Chief Financial Officer of the Borough of Butler has certified that funds are available for these services.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Nisivoccia and Co, as described herein; and

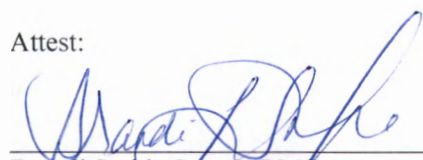
**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

**BE IT FURTHER RESOLVED** a notice of this action shall be printed once in the legal newspaper of the Borough of Butler

Approved:

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC

Dated: January 7, 2025

BOROUGH OF BUTLER  
RESOLUTION R 2025-15.2  
RESOLUTION PROVIDING FOR AN AGREEMENT WITH THE BOROUGH ENGINEER

WHEREAS, the Borough of Butler has a need to acquire engineering services as a professional service without obtaining competitive bids or quotations pursuant to the provisions of NJSA 19:44A-20.5 and

WHEREAS, the Treasurer has certified that funds are available for this purpose and the funds will be encumbered by purchase order on an as needed basis in accordance with NJAC 5:30-5.4; and

WHEREAS, the term of this contract is one year; and

WHEREAS, the Certified Municipal Finance Officer has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, Darmofalski Engineering Associates, Inc. has submitted a proposal dated November 27, 2024 indicating they will provide the engineering services as follows:

Professional Engineer	\$140/hr
Design/Drafting	90/hr
Field Inspector	90/hr
Outside Contractor	Cost plus 15% Adm Fee

WHEREAS, Darmofalski Engineering Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the engineer from making any reportable contributions through the term of the contract; and

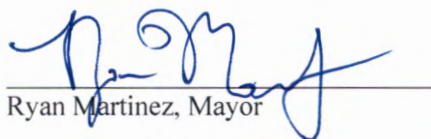
WHEREAS, the Chief Financial Officer of the Borough of Butler has certified that funds are available for these services.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Darmofalski Engineering Associates, Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved:

  
Ryan Martinez, Mayor

Attest:

  
Brandi Smith-Greco, RMC

Dated: January 7, 2025

**BOROUGH OF BUTLER  
RESOLUTION R 2025-15.3**

**RESOLUTION PROVIDING FOR  
AN AGREEMENT WITH THE BOROUGH ATTORNEY**

WHEREAS, the Borough of Butler has a need to acquire legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44-A-20.5 or 20.5 as appropriate; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Robert H. Oostdyk, Jr. has submitted a proposal dated December 5, 2024 indicating they will provide the legal services for an annual retainer of \$50,000 and matters of litigation at a rate of \$150 per hour; and

WHEREAS, Robert H. Oostdyk has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the attorney from making any reportable contributions through the term of the contract; and

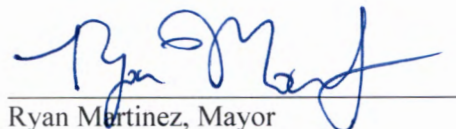
WHEREAS, the Chief Financial Finance Officer has certified that funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Acting Borough Clerk to enter into a contract with Robert H. Oostdyk, Jr. as described herein; and

BE IT FURTHER RESOLVED that the Business and Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that this Resolution shall take effect upon publication in the Suburban Trends.

Approved:

  
Ryan Martinez, Mayor

Attest:

  
Brandi Smith-Greco, RMC

Dated: January 7, 2025

**BOROUGH OF BUTLER  
RESOLUTION R 2025-15.4  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH BOND COUNSEL**

WHEREAS, the Borough of Butler has a need to acquire specialized legal services in connection with the authorization and the issuance of bonds or notes of the Borough of Butler in the County of Morris, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 44A-20.5; and

WHEREAS, the Certified Municipal Finance Officer has determined and certified in writing that the value of the acquisition may exceed \$17,400; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Robert Beinfield, Esq. has submitted a proposal dated November 26, 2024 indicating they will provide the legal services for the terms in the proposal on file in the office of the Borough Clerk; and

WHEREAS, Robert Beinfield, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit Robert Beinfield, Hawkins Delafield & Woods from making any reportable contributions through the term of the contract; and


WHEREAS, the Certified Municipal Finance Officer has certified that funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Borough Clerk to enter into a contract with Hawkins, Delafield and Woods as described herein; and

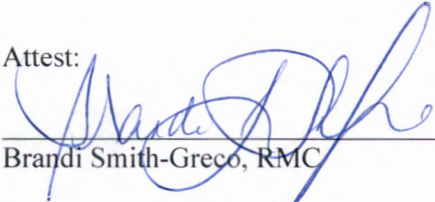
BE IT FURTHER RESOLVED that the Business and Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved: 1/7/25

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC

Dated: January 7, 2025

**BOROUGH OF BUTLER  
RESOLUTION R 2025-15.5**

**RESOLUTION PROVIDING FOR AN AGREEMENT WITH DMC ASSOCIATES, INC.**

WHEREAS, the Borough of Butler has a need to acquire surveying services as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-2.5; and; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Robert Cigol has submitted a proposal dated November 19, 2024, for surveying and tax map services indicating they will provide the surveying service with the following:

Professional Land Surveyor (PLS)	\$125.00 per hour
Senior Survey Analyst	95.00 per hour
Field Crew	185.00 per hour
AutoCAD Tech	85.00 per hour
Planning Board/Board of Adjustment Applications Review	125.00 per hour
GIS Maintenance/Updates	

Professional Services:

- Update the Tax Assessment Map as may be required by actions reflective of Planning Board, Zoning Board and governing body actions.
- Revise and update Zoning Map when required.
- Provide assistance to the Tax Assessor’s office and staff on related questions concerning the tax map.
- Review of each title transfer deed provided by the borough for proper tax lot designation, description and mathematical closure.
- (2) complete sets (24” x 36”) Tax maps for the Borough of Butler
- (2) complete sets (11” x 17”) Tax maps for the Borough of Butler
- (1) CD Rom containing PDF Tax map

Lump sum fee for above professional services \$5,700.00

WHEREAS, Robert Cigol has completed and submitted a Business Entity Disclosure Certification that he has not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit the surveyor; from making any reportable contributions through the term of the contract; and

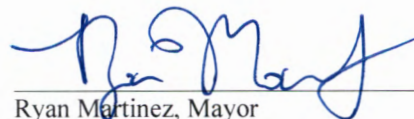
WHEREAS, the CMFO has certified that funds are available for this purpose; and

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Butler authorized the Mayor and Borough Clerk to enter into a contract with DMC Associates, Inc. as described herein; and

BE IT FURTHER RESOLVED, that the Business and Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

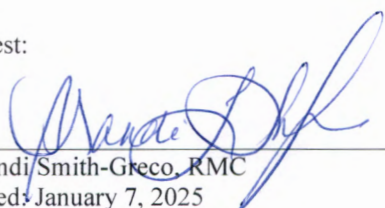
BE IT FURTHER RESOLVED, a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved:



Ryan Martinez, Mayor

Attest:



Brandi Smith-Greco, RMC  
Dated: January 7, 2025



**BOROUGH OF BUTLER  
RESOLUTION R 2025-15.6  
RESOLUTION PROVIDING FOR AN AGREEMENT  
WITH ANDERSON & DENZLER ASSOCIATES, INC.**

WHEREAS, the Borough of Butler has a need to acquire engineering services in the water utility as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the CMFO has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, the Treasurer has certified that funds are available for this purpose and the funds will be encumbered by purchase order on an as needed basis in accordance with N.J.A.C. 5:30-5.4; and

WHEREAS, Anderson & Denzler has submitted a proposal dated November 1, 2024 indicating they will provide the engineering services as follows:

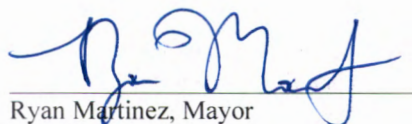
Principal Engineer	\$202.50 per hour
Professional Engineer	190.40 per hour
Engineer	134.60 per hour
Sr. Designer	144.40 per hour
Land Surveyor	154.30 per hour
Design Draftsman	114.70 per hour
Inspector	109.30 per hour
Draftsman	82.40 per hour
2-man field crew	217.30 per hour
3-man field crew	256.00 per hour
Travel costs @ \$0.60 per mile	

WHEREAS, Anderson & Denzler Associates has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Butler in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

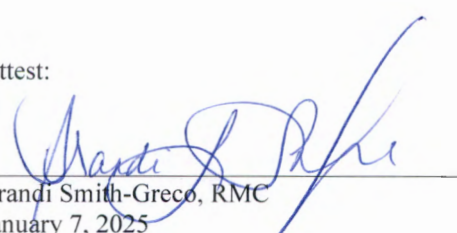
WHEREAS, the Chief Financial Officer of the Borough of Butler has certified that funds are available for these services.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Butler authorizes the Mayor and Acting Borough Clerk to enter into a contract with Anderson & Denzler as described and that the Business Disclosure entity Certification and the Determination of Value be placed on file with this resolution and that a notice of this action shall be printed one in the legal newspaper of the Borough of Butler

Approved:

  
Ryan Martinez, Mayor

Attest:

  
Brandi Smith-Greco, RMC  
January 7, 2025

BOROUGH OF BUTLER  
RESOLUTION R 2025-15.7

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR  
PROFESSIONAL SERVICES (LEGAL SERVICES)

WHEREAS, the Borough of Butler has a need to obtain Special Labor Counsel services and has determined to award this contract as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough of Butler has determined and certified in writing that the value of the service may exceed \$17,500; and

WHEREAS, the term of this contract is one year; and

WHEREAS, Fred Semrau, Esq. of the firm Dorsey and Semrau, LLC has submitted a proposal dated November 25, 2024 indicating that his firm will provide the special labor counsel services at a rate of \$145.00 per hour; and

WHEREAS, Fred Semrau, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Fred Semrau, Esq. has not made any reportable contributions to a political or candidate committee in the Borough of Butler for the previous one year, and that the contract will prohibit Fred Semrau from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) required that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

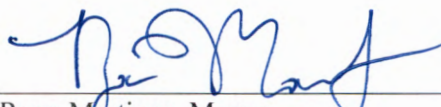
WHEREAS, the Chief Financial Officer of the Borough of Butler has certified that the funds are available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Butler, in the County of Morris and State of New Jersey, that the Borough of Butler authorizes the entry of a contract with Fred Semrau, Esq. of the firm Dorsey and Semrau, LLC as described herein; and


BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED a notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Approved:

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC  
Dated: January 7, 2025

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-15.8**

**AUTHORIZING THE EXECUTION OF AN AGREEMENT  
WITH PHOENIX ADVISORS, LLC**

WHEREAS, the Borough of Butler as part of the process of issuing bonds is required to execute Continuing Disclosure Agreements to provide certain financial and other information and notices within specified timeframes, in a manner prescribed by regulators of the underwriter that purchased said bond issues; and

WHEREAS, it is beneficial for the Borough to retain assistance of experts in the field of municipal bond finance, who have knowledge and experience in these matters, to assist in a compliance survey and in the on-going filing of required information and notices and Phoenix Advisors, LLC provides such services; and

WHEREAS, the Borough Auditor and Chief Financial Officer have reviewed the agreement and recommend that the contract be awarded to Phoenix Advisors, LLC 4 West Park Street, Bordentown, New Jersey 08505; and

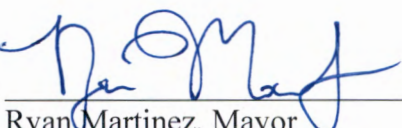
WHEREAS, the Chief Financial Officer of the Borough of Butler has certified to the availability of funds available for this purpose.

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

- (1) The Borough of Butler hereby awards the agreement and authorizes the Chief Financial Officer to execute the agreement with Phoenix Advisors, LLC 625 Farnsworth Avenue, Bordentown, New Jersey 08505
- (2) A copy of the agreement is on file in the office of the Borough Clerk.

Adopted: 1/7/25

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Dated: January 7, 2025

**BOROUGH OF BUTLER**  
**RESOLUTION NO. 2025 – 15.9**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF BUTLER AND ASPLUNDH ELECTRICAL TESTING CO. LLC**

**WHEREAS**, there exists the need for the Borough of Butler to obtain professional engineering and related services for the electric utility; and

**WHEREAS**, Asplundh Electrical Testing Co. LLC has submitted a proposal to provide professional engineering and related services and equipment effective through December 31, 2025 at various rates for a one year term; and

**WHEREAS**, the Borough's Chief Financial Officer has certified that funds are available in an amount not to exceed 35,000.00 ; and

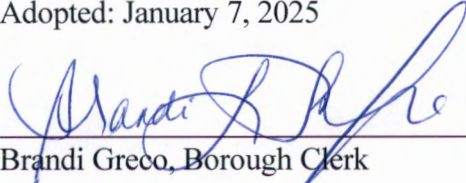
**WHEREAS**, Asplundh Electrical Testing Co. LLC has provided a Business Entity Disclosure Certification which certifies that they have made no reportable contributions to a political candidate in the Borough of Butler in the previous one year and the contract will prohibit them from making any reportable contributions during the term of the contract as the amount of the contract may exceed \$17,500.

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" must be available for public inspection.

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

1. The Borough Administrator and Borough Clerk are hereby authorized and directed to execute an agreement for professional engineering services and related services and equipment in the Borough's electric utility consistent with the proposal attached hereto to Asplundh Electrical Testing Co. LLC.
2. This contract is awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.
3. A notice of this action shall be printed once in the legal newspaper of the Borough of Butler.

Adopted: January 7, 2025

  
\_\_\_\_\_  
Brandi Greco, Borough Clerk

  
\_\_\_\_\_  
Ryan Martínez, Mayor

**CHIEF FINANCIAL OFFICER'S CERTIFICATION OF FUNDS**

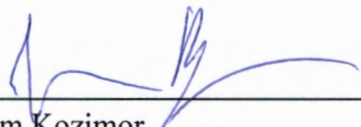
I, Jim Kozimor, Chief Financial Officer of the Borough of Butler, hereby certify that \$35,000 are available in the following appropriation:

Electric Operating    5-09-55-501-550    \$35,000.00

These funds are sufficient to meet the contractual commitment providing for the Electric Utility Engineering and Testing Services, and is awarded to the following vendor:

Asplundh Electrical Testing Co. LLC

I further certify that this commitment together with all previous commitments does not exceed the appropriation balance made available for this purpose.

  
\_\_\_\_\_  
Jim Kozimor  
Chief Financial Officer

1/20/2025  
\_\_\_\_\_  
Date

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-15.10**

**RESOLUTION OF THE BOROUGH OF BUTLER AUTHORIZING AN AGREEMENT  
WITH AMERICAN ELECTRICAL TESTING CO., LLC**

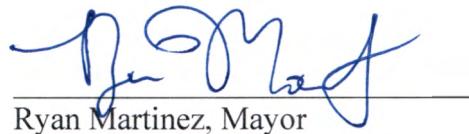
**WHEREAS**, the Borough of Butler owns and operates Butler Power and Light an electric distribution system that services several municipalities; and

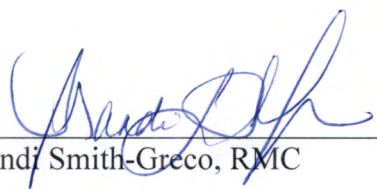
**WHEREAS**, the electric distribution system requires specialized testing and maintenance of the equipment that is used for distribution to several municipalities; and

**WHEREAS**, American Electrical Testing Co., LLC, has the expertise and the equipment that is required to test and perform maintenance on the electric distribution system.

**WHEREAS**, the Chief Financial Officer of the Borough of Butler has certified that funds are available for these services.

**NOW THEREFORE BE IT RESOLVED** that the Borough of Butler hereby enter into an agreement with American Electrical Testing Co., LLC, 25 Forbes Boulevard, Foxboro, MA 02035 for testing and maintenance of the electric distribution system equipment.

  
\_\_\_\_\_  
Ryan Martinez, Mayor

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC

Adopted: January 7, 2025

**Borough of Butler  
2025 Temporary Budget  
Resolution Number R2025-16**

Whereas, the interest and debt redemption charges for the Fiscal Year 2025 are hereby determined as follows:

<b>Department</b>	<b>Principal</b>	<b>Interest</b>	<b>Total</b>
<b>General Fund</b>	200,000.00	83,465.00	283,465.00
<b>Electric Utility Fund</b>	596,000.00	103,105.00	699,105.00
<b>Water Utility Fund</b>	140,000.00	30,644.00	170,644.00
<b>Total</b>	936,000.00	217,214.00	1,153,214.00

Now, therefore, be it resolved by the Mayor and Council of the Borough of Butler in the County of Morris, New Jersey, that in accordance with the provision of R.S. 50:2-12 of the State of New Jersey, the following appropriation, interest and debt redemption charges for the Fiscal Year 2025 and the same are made as follows.

<b>Department</b>	<b>Principal</b>	<b>Interest</b>	<b>Total</b>
<b>General Fund</b>	200,000.00	83,465.00	283,465.00
<b>Electric Utility Fund</b>	596,000.00	103,105.00	699,105.00
<b>Water Utility Fund</b>	140,000.00	30,644.00	170,644.00
<b>Total</b>	936,000.00	217,214.00	1,153,214.00

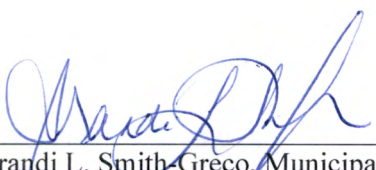
Whereas, Title 40A:4-19 known as the Local Budget Law, provides that where any contracts, commitments or payments are to be made prior to the final adoption of the 2025 budget, temporary appropriations be made for the purposes and amounts required in the manner and time therein provided, and;

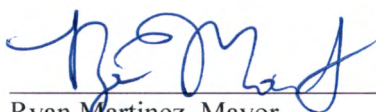
Whereas, the total appropriations in the 2024 budget, less appropriations made for the Capital Improvement Fund, Debt Service, Relief for the Poor (Public Assistance) and Deferred Charges are as follows:

General Fund:	\$13,006,972
Electric Utility Fund:	\$17,408,821
Water Utility Fund:	\$2,236,566

And, Whereas, 25% of the total appropriations in the 2024 budget, less the appropriations made for Capital Improvement Fund, Debt Service, Relief of the Poor (Public Assistance), and Deferred Charges are as follows.

General Fund:	\$3,251,743
Electric Utility Fund:	\$4,352,205
Water Utility Fund:	\$5,59,142

  
\_\_\_\_\_  
Brandi L. Smith-Greco, Municipal Clerk  
Dated: January 2, 2024

  
\_\_\_\_\_  
Ryan Martinez, Mayor

BOROUGH OF BUTLER  
RESOLUTION 2025-17

RESOLUTION AUTHORIZING EXECUTION OF MASTER POWER PURCHASE AND SALE  
AGREEMENTS AND CONFIRMATION TRANSACTIONS THEREUNDER BETWEEN  
THE BOROUGH AND VARIOUS SUPPLIERS

WHEREAS, pursuant to prior Council resolution(s) the Borough entered into Master Power Purchase and Sale Agreements with the following suppliers on the dates indicated:

Exelon Generation Company LLC <sup>1</sup> ,	October 4, 2011
Talen Energy Marketing LLC <sup>2</sup>	October 4, 2011
NextEra Energy Power Marketing, Inc.	October 4, 2011
PSEG Energy Resources & Trade LLC	October 28, 2011
Noble Americas Gas & Power Corp.	October 20, 2011
DTE Energy Trading, Inc.	October 4, 2011
BP Energy Company	February 3, 2015


WHEREAS, the Borough desires to extend to its authorized representatives the duty and obligation to execute Transaction Confirmations that secure specific quantities of energy for delivery to the Borough for specific delivery periods at a fixed price, and

WHEREAS, pursuant to prior Council authorization, and to facilitate the purchase of wholesale electricity, the Borough entered into the Membership Agreement with PJM Interconnection, LLC August 25, 2011;

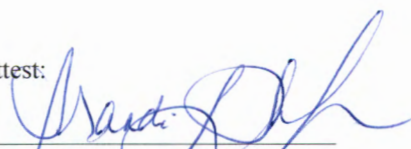
NOW THEREFORE, BE IT RESOLVED by the Council of the Borough of Butler in the County of Morris, State of New Jersey, that the Council affirms the above-described Master Power Purchase and Sale Agreements with Exelon Generation Company, LLC; Talen Energy Marketing LLC; NextEra Energy Power Marketing, Inc.; PSEG Energy Resources & Trade LLC; Noble Americas Gas & Power Corp.; DTE Energy Trading, Inc.; BP Energy Company; the Membership Agreement with PJM Interconnection, LLC and authorizes the continuation of these agreements; and

BE IT FURTHER RESOLVED THAT the Council authorizes the Borough Administrator and Municipal Finance Officer to enter into binding Transaction Confirmations securing specific blocks of energy at specific delivery periods and prices pursuant to the Master Power Purchase and Sale Agreements.

ADOPTED AND APPROVED  
January 7, 2025

  
\_\_\_\_\_  
Ryan Martinez, Mayor

Attest:

  
\_\_\_\_\_  
Brandi Smith-Greco, RMC

<sup>1</sup> An agreement was entered into with Constellation Energy Commodities Group, Inc. as well. However, Exelon Corporation, the parent company of Exelon Generation Company LLC, acquired Constellation Energy Group, the parent company of Constellation Energy Commodities Group, Inc. and assumed all the Constellation obligations.

<sup>2</sup>On June 1, 2015, PPL EnergyPlus LLC changed its name to Talen Energy Marketing LLC.



**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-18**

**RESOLUTION AFFIRMING THE BOROUGH OF BUTLER'S  
OPPOSITION TO DISCRIMINATION**

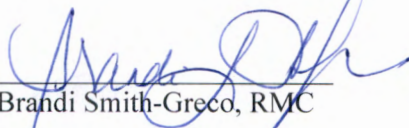
The Borough of Butler supports Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. It is the policy of the Borough of Butler to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex (including pregnancy), national origin, nationality, familial status, marital or domestic partnership status, affectional or sexual orientation, atypical hereditary cellular or blood trait, genetic information, liability for military service, mental or physical disability, perceived disability, AIDS/HIV status and Lawful Income or Source of Lawful Rent Payment (Section 8). The Borough of Butler further objects to discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability as prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. Therefore, the Borough Council of the Borough of Butler hereby approves the following resolution:

BE IT RESOLVED, that within available resources, the Borough of Butler will assist all persons who feel they have been discriminated against under one of the aforementioned categories, to seek equity under federal and state laws by filing a complaint with the New Jersey Division on Civil Rights and the U.S. Department of Housing and Urban Development, as appropriate.

BE IT FURTHER RESOLVED, that the Borough of Butler shall publicize this resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the New Jersey Law Against Discrimination, and any local laws or ordinances.

BE IT FURTHER RESOLVED, that the Borough will at a minimum include, but not be limited to: (1) the publicizing of this resolution, a fair housing public notice and other applicable fair housing information through local media, community contacts and placement on the Municipal website and in other social media; (2) display of posters, flyers, and/or any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

Adopted this 7th day of January 2025.

  
Brandi Smith-Greco, RMC

  
Ryan Martinez, Mayor

Dated: January 7, 2025

**BOROUGH OF BUTLER  
RESOLUTION NO. 2025-19**


**Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964".**

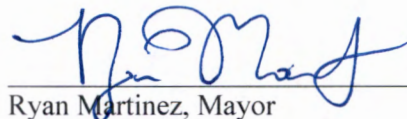
WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. § 2000e et seq., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto;

NOW, THEREFORE, BE IT RESOLVED That the Mayor and Council of the Borough of Butler, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

Adopted this 7<sup>th</sup> day of January, 2025.

  
\_\_\_\_\_  
Brandi L. Smith-Greco, RMC

  
\_\_\_\_\_  
Ryan Martinez, Mayor