

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING MINUTES
NOVEMBER 24, 2008**

The regular meeting of Mayor and Council of the Borough of Buena was held Monday, November 24, 2008, commencing at 7:00 p.m. at the Borough Hall with Mayor Baruffi presiding. Mayor Baruffi led the flag salute and announced that this meeting was being held in compliance with the Open Public Meetings Act and notices of this meeting have been provided to the Press of Atlantic City, the Daily Journal and the Atlantic County Record as well as having been posted on the bulletin board at Borough Hall.

PRESENT: Councilpersons Andaloro, Baker, Santagata, Martinelli, Cugini, and Zappariello, Robert De Santo Solicitor and Maryann Coraluzzo, Borough Clerk

ABSENT: all present

MAYOR'S REPORT:

PROCLAMATION RETIRING PRINCIPAL KEN SOBOLOSKI

PRESENTATION: BOROUGH OF BUENA CONSTRUCTION CODE REPORTS

John Brunini, Construction Code Official, reported on the financial status of the Construction Office. A detailed cash flow report was disseminated. The report noted a \$53,000.00 surplus over the last three years. Mr. Brunini reminded everyone that this surplus may not be used to offset taxation.

ORDINANCE NO. 561 INTRODUCED AND PASSED ON FIRST READING:

AN ORDINANCE AMENDING ORDINANCE NO. 311 ESTABLISHING A LOCAL ENFORCING AGENCY OF THE UNIFORM CONSTRUCTION CODE FOR THE BOROUGH OF BUENA. m/Baker s/Martinelli

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

RESOLUTION 99-08

A RESOLUTION AUTHORIZING AND DIRECTING THE COUNCIL OF THE BOROUGH OF BUENA TO POST AND FILE A SCHEDULE OF ALL MEETINGS OF THE COUNCIL AS REQUIRED BY THE OPEN PUBLIC MEETINGS ACT OF 1975; AND DESIGNATING CERTAIN NEWSPAPERS TO RECEIVE SAID NOTICES AS REQUIRED UNDER THE OPEN PUBLIC MEETINGS ACT FOR THE YEAR 2009.
m/Baker s/Andaloro

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

RESOLUTION 100-08

RESOLUTION TO CANCEL GENERAL CAPITAL APPROPRIATION BALANCES m/Baker s/Zappariello

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

RESOLUTION 101-08 RESOLUTION TO CANCEL UNEXPENDED GRANT BALANCES
m/Baker s/Zappariello

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

RESOLUTION 102-08 RESOLUTION TO CANCEL GREEN COMMUNITIES PROGRAM GRANT
m/Baker s/Santagata

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

RESOLUTION 103-08 A RESOLUTION ESTABLISHING AND IMPLEMENTING A FAIR AND OPEN
PROCESS FOR THE SELECTION OF VARIOUS PROFESSIONAL SERVICE
AGREEMENTS. m/Santagata s/Baker

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	Martinelli	n/a
Baker			
Santagata			
Cugini			
Zappariello			

RESOLUTION 104-08 A RESOLUTION APPOINTING PATRICK W. NEWTON, JR. TO THE
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2008.

m/Zappariello s/Baker

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

RESOLUTION 105-08 A RESOLUTION AUTHORIZING THE EXCLUSION OF THE PUBLIC FROM

A MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BUENA
TO BE HELD NOVEMBER 24, 2008.

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

MAYOR'S UPDATE:

Mayor Baruffi reported the Borough will receive \$152,000.00 from New Jersey Department of Transportation for reconstruction of Delaware Avenue.

Mayor Baruffi received a letter from County Executive Levinson that concurred with the need for the installation of a Four Way Stop at the intersection of Brewster and Weymouth Roads. Upon approval from the state, the installation of the signs will be completed.

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ENGINEER'S REPORT:

New Bathrooms & Bleachers at Bruno Mellini Park

The project close out is in process. The project is in the maintenance period until March 2009.

Mazzoni Property

We have received \$85,622 in additional NJDEP grant funds to complete the groundwater investigation and it is in process. We have contacted Alan Miller at NJDCA to request reconsideration of redevelopment status for the Mazzoni property.

Central Avenue Sidewalk and Lighting Improvements

The project is in the maintenance period until December, 2008.

Reconstruction of Muccio, Ott & Martinelli Drives

Arawak Paving Co. has substantially completed the project. The work is in good condition with the exception of one area of settlement near the southern intersection of Muccio Dr. and Martinelli Ave. Arawak is now working on Summer Road and should complete the repair for this project or the Borough will not refund the retainage.

Reconstruction of Laurel Street - 2007 State Aid

Asphalt Paving Co. of Malaga has completed the reconstruction of Laurel Street from the Blvd. to Summer Ave. Project close out is in process.

Reconstruction of Franklin Street - 2008 State Aid

Council has awarded this contract to Arawak paving and the work is underway.

Additional Items

- Lauren Court subdivision base paving is complete.
- Final approval of the Minotola Estates project is being delayed due to NJDEP permit requirements. The developer has received his sanitary sewer approval from NJDEP and his water main extension has been deemed complete and should be approved by NJDEP within 90 days.
- Sherwood Forest Homes has substantially completed site improvements. Final site grading and restoration is pending. The developer is in the process of filing the subdivision with Atlantic County.
- The Commerce Center Redevelopment Plan has been adopted by Council.
- The Route 54 Redevelopment Plan will have to be amended as a condition of Pinelands certification. This will involve a recommendation of the Land Use Board and adoption of the amendments by Ordinance. The Land Use Board will memorialize its recommendation to Council to eliminate the residential age restricted use to allow for Pinelands certification.
- We have completed work on the class B recycling permit for the landfill. We have submitted the permit to NJDEP. NJDEP has requested a modification of the Atlantic County Solid Waste Plan and the County supports our proposal. The NJDEP has now indicated that the Landfill has not been properly closed therefore we cannot conduct recycling activities on the landfill site. We are working with the Borough Solicitor on a solution and a County wide approach is being considered.
- We have received a grant for \$108,000 from the County to extend the bike path through our new Blackwater Pond property. We have also received \$90,000 in NJDOT funding to extend the bike path along North Boulevard north of RT 40.
- The NJDEP has been contacted to review the Borough's Landfill Closure Status in response to the NJDEP April 21, 2008 letter. Meetings with the Pinelands

- and NJDEP representatives were held on June 6 and June 18th. We are continuing to evaluate options to address the landfill closure and recycling activities.
- The Budget Motel redevelopment proposal was approved on 10-27-08 by Council and work is underway.

SOLICITOR'S REPORT: no report

COMMITTEE REPORTS:

RECYCLING: (COUNCILWOMAN ANDALORO)

Councilwoman Andaloro reported that there were no local winners for the local poetry contest. The Design A T-Shirt Contest will be judged next week and the winner will be announced sometime in January.

RECREATION: (COUNCILWOMAN BAKER)

The Recreation Commission received a \$150.00 check from the Park View Gardens Association to be used toward Santa's visit with the children on December 13th. The Recreation Commission will have their December meeting on the 3rd of December. They will decorate Borough Hall.

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Upcoming Events:

Tuesday Dec. 2nd Winter Concerts start. Buddy Galzerano Orchestra will play from 7:00 p.m. to 9:00 p.m. at the Louise Basile Community Center

Wednesday Dec. 10th Buena Historical Society will have their Holiday Dinner 6:00 p.m. at Buena Tavern. They will honor Vi Parker and Nina Lascari

Friday Dec. 12th Atlantic county Township Officials will hold their meeting at Cousin Mario's at 7:00 p.m.

Saturday Dec. 13th Tree lighting and Santa visit with the children will be at 7:00 p.m.

STREETS/ROADS: (COUNCILMAN SANTAGATA)

Council President Santagata reported that leaf collection in the Borough has been completed. The road department itinerary was also discussed.

FINANCE: (COUNCILMAN MARTINELLI) no report

PUBLIC SAFETY/STREET LIGHTS: (COUNCILMAN CUGINI) no report

BLDGS/GROUNDS/IMPROVEMENTS: (COUNCILMAN ZAPPARIELLO)

Councilman Zappariello reported that the Land Use Department is moving forward in updating its fees. Further recommendations will be given at a future meeting.

PUBLIC PORTION OF THE MEETING:

Bill Coltri, Forest Grove Road questioned the well drilling along Central Avenue. Mayor Baruffi explained that the NJDEP will be monitoring wells for many years because of the two superfund designations in the Borough.

CLERK'S REPORT:

Minutes of the regular meeting of November 10, 2008 were approved m/Baker s/Zappariello all in favor except Councilwoman Andaloro and Councilman Cugini who abstained.

CORRESPONDENCE:

1. Queen of Angels Parish re; request for Raffle License No. 310 and Bingo License No. 311. m/Baker s/Andaloro RCVU
2. Kessler Hospital's restructuring meeting on December 1, 2008.
3. Legislative Update

Correspondence filed m/Baker s/Andaloro RCVU

UNFINISHED BUSINESS: none

NEW BUSINESS:

BILLS PAID AS LISTED: m/Baker s/Andaloro RCVU

NEXT MEETING: December 8, 2008

Mayor Baruffi recessed the meeting to retire into executive session.

Mayor Baruffi called the meeting back to order and roll call remained the same.

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m/Santagata s/Cugini to settle a grievance filed by Alfred Grasso of the Road Department, in the amount of \$46.00, prior to mediation.

AYES:	NAYS:	ABSTAIN:	ABSENT:
Andaloro	n/a	n/a	n/a
Baker			
Santagata			
Martinelli			
Cugini			
Zappariello			

MEETING ADJOURNED: m/Cugini s/Martinelli RCVU

MARYANN CORALUZZO, BOROUGH CLERK