

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING MINUTES
SEPTEMBER 28, 2009**

The regular meeting of Mayor and Council of the Borough of Buena was held Monday, September 28, 2009, 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, Santagata, Zappariello, Cugini, and DeStefano, Robert De Santo Solicitor and Maryann Coraluzzo, Borough Clerk

ABSENT: Councilwoman Baker

MAYOR'S REPORT:

ORDINANCE NO. 567 PUBLIC HEARING OPENED:

AN ORDINANCE ESTABLISHING REVISED FEES AND ESCROWS FOR LAND USE AND DEVELOPMENT APPLICATIONS.
m/Santagata s/Zappariello RCVU

DISCUSSION: none

PUBLIC HEARING CLOSED:
m/Zappariello s/Andaloro RCVU

ORDINANCE 567 ADOPTED:
m/Zappariello s/Cugini

Ayes:	Nays:	Abstain:	Absent:
Andaloro	n/a	n/a	Baker
Santagata			
Zappariello			
Cugini			
DeStefano			

BRSD UPDATE:

Representatives of the Buena Regional School District were present to update Mayor and Council on the status of the new middle school construction. Superintendent Whitaker reported that we are still on schedule for occupancy after the winter break. Mr. Whitaker also informed the governing body that cleaning supplies have been replaced with antibacterial supplies to prevent the spread of the H1N1 flu and other illnesses.

MAYOR'S REPORT:

Mayor Baruffi met with representatives from Thackery Crane (former FiberTech property) to discuss the future of the building. Mayor Baruffi gave an update on the repairs needed on Central Avenue in front of Minotola Estates. The developer has 45 days to perform the necessary repairs. If not complied with, Atlantic County will take the necessary action to ensure compliance.

Ed Walberg, Engineer, is working to address drainage issues on Central Avenue.

Mayor Baruffi asked Mr. Walberg to follow up on flooding issues on Buena Vista Avenue.

ENGINEER'S REPORT:

Mazzoni Property

Our office is currently corresponding with the NJDEP on the next phase funding for groundwater investigation for the site and the required demolition plan for the existing structure. The NJDEP case manager has suggested documenting in our reports that the building demolition would benefit in the overall remediation of the site.

Reconstruction of Delaware Street (Re-Advertised) - 2009 State Aid

Council has awarded this contract to SMB Paving LLC and the contracts are being executed. A pre-construction meeting is set for 9/24/09.

Borough of Buena Bike Path, Phase III

Council has awarded this contract to Site Contractors, Inc. and the contracts are being executed. A pre-construction meeting is set for 9/24/09.

Atlantic County Improvement Authority CDBG Funding

Our office met with the Atlantic County Improvement Authority regarding the CDBG funding policy for the Borough. Due to restrictions with their policies, the \$30,222 FY2008 grant cannot be used for the recent Franklin Street reconstruction as it was intended. However, that funding can be used for a future project.

The FY2009 grant application was revised from Delaware Avenue to Flower Street to correspond with recent NJDOT FY2010 Municipal Aid grant applications.

FY2010 NJDOT State Aid Applications

FY2010 NJDOT State Aid applications were submitted on June 12, 2009.

Additional Items

- Atlantic County Planning and Development has provided the applicant with a 45-day window to complete the paving required on Central Avenue. Our office was told by the applicant that paving would begin in October and we have requested a detailed schedule outlining the reconstruction.
- Sherwood Forest Homes has substantially completed site improvements. Final site grading and restoration is being completed as the six proposed homes are constructed.
- 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.
- A redevelopment agreement for Block 145, Lot 8.04 of the Commerce Center Redevelopment Area is currently underway.
- An application for the NJDOT FY2010 Transportation Enhancement A.R.R.A. Program was submitted for Lighting on the N-S Boulevard Bike Path from Central Avenue to Harding Highway and installing curb/sidewalk on the north side of South Blvd between Nixon St. & Buena Vista Ave on May 13, 2009. A letter was received from the NJDOT dated September 2, 2009 indicating that the Borough was not awarded funds for this project.
- A request has been sent to Atlantic City Electric to investigate malfunctioning decorative lights on Central Avenue from Wheat Road to Park Drive in accordance with their agreement. The contact for AC Electric Engineering Department has been notified regarding a discrepancy in pole numbers on Central Avenue. An emergency work order was initiated for the slumping light pole on the corner of Wheat Road and Central Avenue.

Atlantic County has scheduled the paving of Brewster Road from US Route 40 to Summer Avenue for late September/early October.

SOLICITOR'S REPORT:

With regard to the request to lease Block 122, Lots 10.01 and 10.02, Solicitor DeSanto reported that the property cannot be leased to a private citizen under the guidelines of the grant. Mayor Baruffi stated that an organization is looking into using the property for outdoor soccer fields.

With regard to the lawsuit involving Buena Vista Township and the water tower, Solicitor DeSanto reported that the suit has been formally dismissed. However, the suit between BVT and the MUA is ongoing.

COMMITTEE REPORTS:

RECYCLING: (COUNCILWOMAN ANDALORO)

Brandon Danley, 5th Grade Student at Notre Dame Regional School, will be recognized at a future meeting for his work in the recycling poetry contest.

FINANCE: (COUNCILWOMAN BAKER)

Even though Councilwoman Baker was not present at this meeting, Mayor Baruffi reported on the Budget Account Status Report.

STREETS/ROADS: (COUNCILMAN SANTAGATA)

Council President Santagata provided the road department's itinerary. Training will be held on the H1N1 through Conner Strong. Anyone wishing to attend should contact the Clerk's Office.

BLDGS/GROUNDS/IMPROVEMENTS: (COUNCILMAN ZAPPARIELLO)

Councilman Zappariello gave an update on the rental rates in the Borough. The Councilman introduced Daniel LaMando, BRHS student who has been assisting the Borough in updating our website. An overview of the new site was given.

An update was given on the cameras in the park. Councilman Zappariello stated that the cameras may be obsolete but will follow up with Chief Adams for clarification.

PUBLIC SAFETY/STREET LIGHTS: (COUNCILMAN CUGINI)

Director Cugini reported on a drug bust in Minotola. Officer Molnar will be recognized at a future meeting. Councilman Cugini will follow up with the Clerk's Office.

RECREATION: (COUNCILMAN DESTEFANO)

Upcoming Events for the month of October were discussed.

PUBLIC PORTION OF THE MEETING: There was no one wishing to address Mayor and Council.

CLERK'S REPORT:

Minutes of the regular meeting of September 14, 2009 were approved m/Cugini s/Andaloro RCVU

Minutes of the executive session of September 14, 2009 were approved m/Andaloro s/Zappariello RCVU

CORRESPONDENCE:

ASSESSMENT

**THE FUND MEL DIVIDEND TO
BE RECEIVED
IN THE FORM OF A CHECK
AS A CREDIT AGAINST OUR
APPLIED TO THE FUNDS
AGGREGATE EXCESS LOSS
CONTINGENCY FUND
THIS CHOICE REQUIRES
A RESOLUTION**

ANY COMBINATION OF THE
THREE
WAS TABLED TO A FUTURE
MEETING PENDING THE OPINION OF THE
SOLICITOR

BOROUGH OF BUENA
REGULAR COUNCIL MEETING
SEPTEMBER
PAGE

UNFINISHED BUSINESS
A MEETING WILL BE HELD ON OCTOBER TH TO
DISCUSS DISPATCHING OPTIONS

NEW BUSINESS NONE

BILLS PAID AS LISTED MCGUINE S SANTAGATA
RCU

NEXT MEETING OCTOBER

MEETING ADJOURNED MCGUINE S DE STEFANO
RCU

MARYANN CORALUZZO BOROUGH CLERK