

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING MINUTES
JANUARY 24, 2011**

The regular meeting of Mayor and Council of the Borough of Buena was held Monday, January 24, 2011 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. 576 PUBLIC HEARING OPENED:

AN ORDINANCE REGULATING VEHICLE TOWING AND STORAGE SERVICES PROVIDED TO THE BOROUGH OF BUENA; ESTABLISHING LICENSING AND ENFORCEMENT PROCEDURES, AND ESTABLISHING PENALTIES FOR THE VIOLATION HEREOF.
m/Cugini s/Andaloro RCVU

DISCUSSION:

Draft copies of the ordinance have been provided to the various towing companies in the Borough.

PUBLIC HEARING CLOSED:
m/Cugini s/Andaloro RCVU

ORDINANCE NO. 576 ADOPTED:
m/Andaloro s/Cugini

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

ORDINANCE NO. 577 INTRODUCED AND PASSED ON FIRST READING:

AN ORDINANCE COVERING AND REGULATING TAXICABS, PROVIDING LICENSING REQUIREMENTS AND ESTABLISHING PENALTIES FOR VIOLATIONS HERETO
m/Cugini s/DeStefano

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

RESOLUTION 18-11 A RESOLUTION AUTHORIZING THE BOROUGH OF BUENA TO ENTER INTO A NUTRITION SITE LEASE WITH THE COUNTY OF ATLANTIC, NEW JERSEY, TO LEASE TO THE COUNTY OF ATLANTIC PREMISES KNOWN AS THE BUENA SENIOR HALL TO BE USED SOLELY BY THE ATLANTIC COUNTY NUTRITION PROJECT AND PERMITTING THE LESSEE TO PROVIDE OTHER PROGRAMS SPECIFIED UNDER THE "OLDER AMERICANS ACT" FOR A TERM OF ONE YEAR.
m/Andaloro s/Santagata

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

RESOLUTION 19-11 A RESOLUTION OF THE BOROUGH OF BUENA AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY FOR THE ADMINISTRATION OF THE FY 2010 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG)
m/Santagata s/Andaloro

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

RESOLUTION 20-11 A RESOLUTION APPROVING AN ALCOHOLIC BEVERAGE LICENSE FOR THE 2010-2011 TERM
m/Zappariello s/DeStefano

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

RESOLUTION 21-11 A RESOLUTION APPOINTING SAMUEL MARTINELLI AS SERGEANT OF POLICE.
m/Cugini s/Santagata

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

Emergency Medical Supervisor, Rhonda Ciruolo, was present to update Council on the status of calls/transportations during the month of January. Ms. Ciruolo also stated that the average response time has been four minutes.

Mayor Baruffi disseminated two articles from the League of Municipalities Magazine regarding the need for paid EMS and budget concerns in New Jersey.

ENGINEER'S REPORT:

Mazzoni Property

The NJDEP case manager has suggested documenting in our reports that the building demolition would benefit in the overall remediation of the site. We have also verified that the NJDEP has no objection to demolishing the building. Insufficient funds are available to hire a contractor to demolish this building. The borough is considering alternate means to demolish the building. We are preparing a proposal for the work plan to be funded by the existing grant. Upon completion of the work plan review, we can apply for funding.

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

The final Change Order has been submitted to the NJDOT. All final paperwork has been sent to the state to close-out the project

Borough of Buena Bike Path, Phase III

The contractor has completed the remaining items on the punch list. We are preparing close-out documentation for the NJDOT and Atlantic County.

FY2010 NJDOT State Aid Applications

The Borough has received a FY2010 NJDOT Municipal Aid grant for the Reconstruction of Forest Grove Road in the amount of \$190,000. We have submitted the bid results to the NJDOT. The NJDOT has confirmed the bid award we have submitted the initial payment voucher to the CMFO for signatures. We held a preconstruction meeting on January 4th for this project. Due to the onset of the winter weather, we do not expect this project to begin until the spring.

Mayor Baruffi gave a status report on the flooding on Forest Grove Road.

Atlantic County Improvement Authority CDBG Funding

We have submitted the resolution and signed contract to the ACIA for the transfer of funds from Flower Street to Forrest Grove Road. The ACIA has approved the transfer of the funds to Forrest Grove Road. The amounts of these funds are 30,222.00 and 30,501.00 respectively. The plans will be submitted to the NJDOT for approval this week. We can advertise for bids within 15 days after this submittal and with authorization by council to solicit bids.

In addition, the Borough has \$31,610 in FY 2007 funds for the construction of bleachers, a community activity sign and storage shed at the recreation fields. We discussed the Borough's plans for these items and the ACIA is satisfied with the projects. We understand the Borough has ordered the shed from DeptCor under their state contract. ACIA must be notified of the delivery date so they may inspect the shed upon delivery. The bleachers have been delivered and will be assembled by the Road Department. We are still working with the contractors to refine the scope of work for the monument sign in front of the Municipal building.

Borough of Buena Bike Path, Phase IV

The borough was awarded \$150,000 by the NJDOT - FY 2010 Bikeway and Pedestrian Facilities Program. We are in the process of preparing plans for this project.

Intersection of Martinelli Avenue and Muccio Drive

The contractor that will be performing the work on Forrest Grove Road is also the contractor that performed the work on this project. We have discussed the problems at this intersection with the contractor and he will be performing the corrective work while he is working on Forrest Grove Road.

SOLICITOR'S REPORT:

Solicitor DeSanto received the executed severance agreement from the Government Worker's Union. A copy will be forwarded to the Clerk for proper filing.

COMMITTEE REPORTS:

RECYCLING: (COUNCILWOMAN ANDALORO)

Councilwoman Andaloro gave an update on the recycling figures and hopes to get a message to the residents that this service is not free. Councilwoman Andaloro also extended her thanks to Bill Nimohay for his part in applying for the tonnage grant. A new state law was passed banning electronic equipment with trash pickup. A collection date will be determined for electronics drop off.

FINANCE: (COUNCILWOMAN BAKER)

Although Councilwoman Baker was not present, Mayor Baruffi reported that the budgets requests have been received in the finance office and preliminary numbers are being formulated.

STREETS/ROADS: (COUNCILMAN SANTAGATA)

RESOLUTION 22-11 A RESOLUTION AUTHORIZING THE EXCLUSION OF THE PUBLIC
FROM A MEETING OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF BUENA TO BE HELD JANUARY 24, 2011.
m/Santagata s/Cugini

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

Council President Santagata thanked the police department for their assistance in keeping the roadways clear during the snow storm. The second FEMA payment from 2010 was received and thanks were extended to Emergency Management Coordinator Gazarra and Road Supervisor Nimohay for their assistance in obtaining this funding.

Council President Santagata provided those in attendance with the road department's itinerary.

Attendance was encouraged at the JIF Kickoff Breakfast in February.

RECREATION: (COUNCILMAN ZAPPARIELLO)

Councilman Zappariello reported that Buena Day will be held again this year. A report was given on Buena Baseball registration dates.

Notre Dame Regional School will be holding a 70/80s dance in March.

PUBLIC SAFETY/STREET LIGHTS: (COUNCILMAN CUGINI)

Chief Sherma stated that Lieutenant Petrillo is out on disability and is unsure of his exact return date. In addition, Patrolman Bonilla is on transitional duty due to a work related fall. The Chief also extended his thanks to John Capehart and Dennis Steudle for their assistance at the EMS building.

BLDGS/GROUNDS/IMPROVEMENTS: (COUNCILMAN DESTEFANO)

Councilman DeStefano reported that rental registrations are coming in. Enforcement Official Vassallo is citing residents with junk cars in their yards. Councilwoman Andaloro stated that there are chickens and goats on Nixon Street.

PUBLIC PORTION OF THE MEETING:

Paul Yacovelli was present to inquire as to the status of his previous proposal to provide energy services. Mr. Yacovelli stated that the borough will realize an approximate \$50,000.00 per year savings. Councilman Zappariello was concerned with any employees of the Borough of Buena, or their relatives being in Mr. Yacovelli's up or down line as Viridian is a Multilevel Marketing program. Mr. Yacovelli stated that no one is in his up or his down line but himself. He further stated that it will take six weeks from signing to realize the benefits of switching however, termination is immediate if we are unhappy with the service.

m/Santagata s/Andaloro approving a contract, acceptable to the solicitor and showing no employee involvement, with Viridian, on a month to month basis.

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

CLERK'S REPORT:

Mayor Baruffi asked Council to take action on all of the following minutes in a single act.

m/Cugini s/Zappariello

Minutes of the special meeting of November 29, 2010.
Destefano abstained

Minutes of the executive session of November 29, 2010.
Destefano abstained

Minutes of the special meeting of December 6, 2010.

Minutes of the executive session of December 6, 2010.

Minutes of the regular meeting of December 13, 2010.
Councilwoman Andaloro abstained

Minutes of the executive session of December 13, 2010.
Councilwoman Andaloro abstained

Minutes of the special meeting of December 20, 2010.

Minutes of the reorganization meeting of January 3, 2011. Roll Call Vote was unanimous on all others.

CORRESPONDENCE:

1. Queen of Angel's Parish re; request for Raffle License No. RA331 was approved m/Zappariello s/Andaloro RCVU
2. County Executive Levinson requesting attendance at the Urban County Committee meeting to be held on February 3, 2011. Councilpersons Baker and Santagata will attend.
3. Carla Giovinazzi's Letter of Resignation from the Housing Authority effective January 7, 2011. Tabled
4. J.I.F. and M.E.L. 2010 dividend in the amount of \$20,445.00 to be received:
____in the form of a check
__xx__as a credit against our 2011 assessment
____applied to the fund's Aggregate Excess Loss Contingency Fund (This choice requires a resolution)
____any combination of the three.
5. Wesley Firkin requesting an waiver of interest in the amount of \$3,268.00 that was calculated on the erroneous assessment was approved m/DeStefano s/Andaloro RCVU

Need motion to file correspondence m/DeStefano s/Andaloro RCVU

UNFINISHED BUSINESS: none

NEW BUSINESS: none

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

NEXT MEETING: February 14, 2011

MEETING ADJOURNED: m/Cugini s/Andaloro RCVU