

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING MINUTES
DECEMBER 17, 2012**

The regular meeting of Mayor and Council of the Borough of Buena was held Monday, December 17, 2012 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 Marolda, Baker, Santagata, Zappariello, Cugini, and DeStefano, Richard Tonetta, Solicitor, Paul Trivellini Administrator and Maryann Coraluzzo, Borough Clerk

ABSENT: All Present

MAYOR'S REPORT:

RESOLUTION 136-12 A RESOLUTION OF THE BOROUGH OF BUENA CONFIRMING AND RATIFYING JEFFREY C. MAROLDA m/Cugini s/DeStefano

Aye:	Nay:	Absent:	Abstain:
Baker	n/a	n/a	n/a
Santagata			
Zappariello			
Cugini			
DeStefano			

PRESENTATION: UPDATE OF STORMWATER MANAGEMENT AND JIF BY BILL NIMOHAY

ORDINANCE NO. 598 PUBLIC HEARING OPENED:

AN ORDINANCE AMENDING ORDINANCE NO. 446 AND CHAPTER 82-9 OF THE CODE OF THE BOROUGH OF BUENA BY INCREASING REGISTRATION FEES AND INSPECTION FEES FOR OCCUPANCY PERMITS.
m/Baker s/Cugini RCVU

DISCUSSION: none

NEED MOTION TO CLOSE THE PUBLIC HEARING:
m/Cugini s/Baker RCVU

ORDINANCE NO. 598 ADOPTED:
m/Baker s/Cugini

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

ORDINANCE NO. 599 PUBLIC HEARING OPENED:

AN ORDINANCE AMENDING ORDINANCE NO. 469 AND CHAPTER 163-7 OF THE CODE OF THE BOROUGH OF BUENA BY AMENDING PENALTIES OF THE REMOVAL OR ABATEMENT OF CERTAIN NUISANCES IN THE BOROUGH OF BUENA, AND PRESCRIBING PENALTIES FOR VIOLATIONS OF THIS ORDINANCE.
m/Cugini s/Baker RCVU

DISCUSSION: none

PUBLIC HEARING CLOSED:
m/Baker s/Cugini RCVU

ORDINANCE NO. 599 ADOPTED:
m/Baker s/Cugini

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

ORDINANCE NO. 600 PUBLIC HEARING OPENED:

AN ORDINANCE AMENDING ORDINANCE NO. 548 AND CHAPTER 1-15 OF THE CODE OF THE BOROUGH OF BUENA BY AMENDING VIOLATIONS AND PENALTIES OF GENERAL PROVISIONS.
m/Baker s/Cugini RCVU

DISCUSSION: none

PUBLIC HEARING CLOSED:
m/Cugini s/Baker RCVU

ORDINANCE NO. 600 ADOPTED:
m/Baker s/Zappariello

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

ORDINANCE NO. 601 PUBLIC HEARING OPENED:

AN ORDINANCE AMENDING ORDINANCE NO. 522 AND CHAPTER 99-4 OF THE CODE OF THE BOROUGH OF BUENA BY AMENDING LICENSE AND REGISTRATION FEES FOR DOGS AND OTHER ANIMALS.
m/Baker s/Cugini RCVU

DISCUSSION: none

PUBLIC HEARING CLOSED:
m/Baker s/Cugini RCVU

ORDINANCE NO. 601 ADOPTED:
m/Baker s/Cugini

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

ORDINANCE NO. 602 PUBLIC HEARING OPENED:

AN ORDINANCE AMENDING ORDINANCE NO. 2004-516 AN
ORDINANCE OF THE BOROUGH OF BUENA ESTABLISHING LOCAL
PROCEDURE AND FEES TO COMPLY WITH THE NEW JERSEY OPEN
PUBLIC RECORDS ACT.
m/Baker s/Cugini RCVU

DISCUSSION: none

PUBLIC HEARING CLOSED:
m/Baker s/Zappariello RCVU

ORDINANCE NO. 602 ADOPTED:
m/Baker s/Zappariello

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

RESOLUTION 126-12 A RESOLUTION FIXING SALARIES FOR THE EMPLOYEES OF THE
BOROUGH OF BUENA FOR THE YEAR 2012.
m/Baker s/DeStefano

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

RESOLUTION 127-12 A RESOLUTION AUTHORIZING THE BOROUGH OF BUENA TO ENTER
INTO A CONTRACT WITH A RISK MANAGEMENT CONSULTANT AS
REQUIRED BY THE BY-LAWS OF THE ATLANTIC COUNTY
MUNICIPAL JOINT INSURANCE FUND
m/Santagata s/Cugini

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

RESOLUTION 128-12 A RESOLUTION AUTHORIZING LAWRENCE PETRILLO TO BE A
SIGNATORY ON BUENA BOROUGH POLICE DEPARTMENT BANK
ACCOUNTS.
m/Cugini s/Baker

Aye: Nay: Absent: Abstain:
Marolda n/a n/a n/a
Baker
Santagata
Zappariello
Cugini
DeStefano

RESOLUTION 129-12 A RESOLUTION TO TRANSFER APPROPRIATION BALANCES.
m/Baker s/Cugini

Aye: Nay: Absent: Abstain:
Marolda n/a n/a n/a
Baker
Santagata
Zappariello
Cugini
DeStefano

RESOLUTION 130-12 A RESOLUTION ACCEPTING THE RETIREMENT OF MARY
MARGARET COOPER FROM THE POSITION OF CLERK/TYPIST IN
THE BOROUGH OF BUENA EFFECTIVE DECEMBER 31, 2012.
m/Cugini s/Baker

Aye: Nay: Absent: Abstain:
Marolda n/a n/a n/a
Baker
Santagata
Zappariello
Cugini
DeStefano

RESOLUTION 131-12 TO CANCEL OUTSTANDING CHECKS
m/Baker s/Zappariello

Aye: Nay: Absent: Abstain:
Marolda n/a n/a n/a
Baker
Santagata
Zappariello
Cugini
DeStefano

RESOLUTION 132-12 RESOLUTION TO CANCEL UNEXPENDED GRANT BALANCES
m/Cugini s/Baker

Aye: Nay: Absent: Abstain:
Marolda n/a n/a n/a
Baker
Santagata
Zappariello
Cugini
DeStefano

RESOLUTION 133-12 RESOLUTION TO CANCEL GENERAL CAPITAL APPROPRIATION
BALANCES
m/Baker s/Zappariello

Aye: Nay: Absent: Abstain:
Marolda n/a n/a n/a
Baker
Santagata
Zappariello
Cugini
DeStefano

RESOLUTION 134-12 RESOLUTION TO CANCEL ACCOUNT PAYABLE BALANCES
m/Baker s/Santagata

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

RESOLUTION 135-12 A RESOLUTION OF THE BOROUGH OF BUENA AUTHORIZING THE
BOROUGH ADMINISTRATOR TO COMPLETE AND EXECUTE THE PRE
APPLICATION AND APPLICATION FOR THE NEW JERSEY
COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY
PROGRAM FUNDING FOR THE ACQUISITION AND DEMOLITION OF
530 FOREST GROVE ROAD.
m/Baker s/Cugini

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

RESOLUTION 137-12 A RESOLUTION OF THE BOROUGH OF BUENA AUTHORIZING THE
BOROUGH CLERK TO ADVERTISE FOR BIDS TO BE RECEIVED BY
THE CLERK'S OFFICE ON DECEMBER 31, 2012, FOR A 2013
FRONT END WHEEL LOADER AND A THREE QUARTER TON PICK-UP
TRUCK.
m/Baker s/Santagata

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

RESOLUTION 138-12 A RESOLUTION ACCEPTING A CHANGE ORDER TO AMEND A
CONTRACT WITH ARAWAK PAVING COMPANY, INC FOR FINAL AS
BUILT QUANTITIES FOR THE CONSTRUCTION OF BIKE PATH
PHASE IV.
m/Cugini s/Baker

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

RESOLUTION 139-12 A RESOLUTION OF THE BOROUGH OF BUENA AUTHORIZING THE
BOROUGH CLERK TO ADVERTISE FOR BIDS TO BE RECEIVED ON
JANUARY 18, 2013, FOR THE 2012 BUENA BOROUGH ROAD
PROJECT.
m/Baker s/Santagata

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

MAYOR'S UPDATE:

Mayor Baruffi gave an update on the Kimberly Road drainage project.

Mayor Baruffi extended his thanks to the Recreation Commission, specifically Councilwoman Baker and Road Supervisor Nimohay for their efforts in making the Christmas parade and party a huge success. The Mayor also congratulated Councilwoman Baker and her husband Richard for being honored by the Buena Historical Society.

A status report was given on Buena EMS.

ENGINEER'S REPORT:

FY2010 NJDOT Municipal Aid Project - Resurfacing of Forest Grove Road

The Borough received a FY2010 NJDOT Municipal Aid grant for the Reconstruction of Forest Grove Road in the amount of \$190,000.00. The construction of the road is complete. The punch list items are essentially complete. We are working on the paperwork to close-out this project and receive final reimbursement from the NJDOT.

Borough of Buena Bike Path - Phase IV

The Borough was awarded \$150,000.00 by the NJDOT - FY 2010 Bikeway and Pedestrian Facilities Program. The project is complete. Our office prepared and submitted a Final Change Order and Final Payment Certificate for the project for approval by the Borough. Once final payment is made to the contractor, our office will submit for final reimbursement from the NJDOT.

Forest Grove Road / Kimberly Lane Drainage

Funds for the FY 2011 CDBG grant from the Atlantic County Improvement Authority have been earmarked for drainage improvements to Forest Grove Road. The report for the drainage study is complete. A meeting is scheduled for December 18, 2012 with the Borough and the County to discuss the project.

Louis Drive Drainage

We have made application to the ACIA to divert FY2008, 2009 and 2010 funds toward this project. These funds total approximately \$91,223.00. We are currently evaluating alternatives to address the drainage issue. The Borough has also made application to the ACIA for FY2012 funding for the project. We recommend that a meeting be scheduled with the new Administrator, the Mayor and the Roads Committee to discuss the project.

Road Program

Our office is working on the design for the project and propose to advertise for bids in the near future.

Kimberly Lane Storm Drain Pipe

Field survey work for the project is complete. Our office is working on the base mapping and design.

FY2013 NJDOT Municipal Aid Application - Reconstruction of Flower Street

The application has been submitted and the Resolutions have been forwarded to the NJDOT

SOLICITOR'S REPORT: none

ADMINISTRATOR'S REPORT: Administrator Trivellini disseminated his report to Council and provided those present with an overview of actions taken.

COMMITTEE REPORTS:

RECYCLING: (COUNCILMAN MAROLDA) none

FINANCE: (COUNCILWOMAN BAKER)

Councilwoman Baker gave an overview of the financial resolutions presented.

STREETS/ROADS: (COUNCILMAN SANTAGATA)

Councilman Santagata provided the road department's itinerary. In addition, the Councilman encouraged everyone to be aware in light of the recent school shooting.

RECREATION:(COUNCILMAN ZAPPARIELLO)

Councilman Zappariello commended the Recreation Commission for a job well done on the Christmas party.

PUBLIC SAFETY/STREET LIGHTS: (COUNCILMAN CUGINI)

Councilman Cugini congratulated and welcomed Councilman Marolda to the governing body and further stated that he was proud of Councilman Marolda's accomplishments.

BLDGS/GROUNDS/IMPROVEMENTS: (COUNCILMAN DESTEFANO) none

PUBLIC PORTION OF THE MEETING:

Brian Fatcher and Bill Coltri both of Forest Grove Road questioned the demolition of the Zorzi property.

CLERK'S REPORT:

Minutes of the special meeting of July 5, 2012 were approved m/Zappariello s/Baker all in favor except Councilman Marolda who abstained.

Minutes of the special meeting of October 4, 2012 were approved m/Zappariello s/Baker all in favor except Councilman Cugini and Councilman Marolda who abstained.

Minutes of the regular meeting of October 9, 2012 were approved m/Baker s/Zappariello all in favor except Councilman DeStefano and Councilman Marolda who abstained.

Minutes of the special meeting of October 16, 2012 were approved m/Baker s/Santagata all in favor except Councilpersons Zappariello, Baker and Marolda who abstained.

Minutes of the regular meeting of October 22, 2012 were approved m/Zappariello s/Baker all in favor except Councilman Marolda who abstained.

Minutes of the executive session of October 22, 2012 were approved m/Zappariello s/Baker all in favor except Councilman Marolda who abstained.

Minutes of the regular meeting of November 13, 2012 were approved m/Baker s/Zappariello all in favor except Councilpersons Cugini, DeStefano and Marolda who abstained.

Minutes of the regular meeting of November 26, 2012 were approved m/Zappariello s/Baker all in favor except Councilpersons DeStefano and Marolda who abstained.

CORRESPONDENCE:

1. J.I.F. and M.E.L. 2012 dividend in the amount of \$6,888.00 to be received:
____in the form of a check
___x___as a credit against our 2013 assessment
____applied to the fund's Aggregate Excess Loss Contingency Fund
(This ____choice requires a resolution)
____any combination of the three.
m/Santagata s/Baker

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

Correspondence filed m/Cugini s/Baker RCVU

UNFINISHED BUSINESS: none

NEW BUSINESS: none

BILLS PAID AS LISTED: m/Baker s/Santagata

Aye:	Nay:	Absent:	Abstain:
Marolda	n/a	n/a	n/a
Baker			
Santagata			
Zappariello			
Cugini			
DeStefano			

NEXT MEETING: Reorganization - January 2, 2012.

MEETING ADJOURNED: m/Cugini s/Marolda RCVU