

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING MINUTES
February 12, 2018**

MEETING CALLED TO ORDER: 6:32 P.M.
MEETING ADJOURNED: 8:01 P.M.

The regular meeting of Mayor and Council of the Borough of Buena was held Monday, February 12, 2018 commencing at 6:30 p.m. at the Borough Hall with Mayor Zappariello presiding. Mayor Zappariello 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, via email, to the Press of Atlantic City, the Daily Journal and the Atlantic County Record on November 16, 2017, as well as having been posted on the bulletin board at Borough Hall.

PRESENT: Councilpersons Marolda, Walker, Baker, Mancuso, Alvarez and McAvaddy, Richard Tonetta, Solicitor and Jill McCrea, Administrator, Brianna Pace, Deputy Clerk

ROLL CALL OF ATTENDANCE:

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

MAYOR'S REPORT: Continue Workshop Agenda Items

4. Solicitor Tonetta explained the continued certificates of occupancy and how it could be beneficial. Councilman Mancuso doesn't agree on getting in the middle of the transaction.

5. Administrator McCrea reported that we will be receiving about \$85,000 soon from 2017 CDBG Funding. The money could be used for rehabbing homes or demolishing buildings. She said one thing many have mentioned using the money for is the Old Bakery on Wheat Road.

Bill Nimohay gave some history and said he will look into it.

6. Council President Baker said she received a request for a 4 way stop at Central Avenue and Forest Grove Road. Bob Smith advised it is a county road and Council would have to pass a resolution for them to look into it.

Bill Nimohay reported there are warning signs up. He said there is an obstructed view from trees and suggested to have the county cut them back.

7. Solicitor Tonetta gave an update on the property maintenance code. Discussion continued with Council.

PUBLIC PORTION OF MEETING:

Ernie Merighi of 503 West Flower Street advised of his issues next door that is being rehabbed. Councilman McAvaddy will look into it.

Pam Grenier of 348 Wheat Road had some concerns regarding the property maintenance code.

Brian Fatcher of Kimberly Lane had concerns about the Route 40 flooding. Bill Nimohay responded that he is in the process of contacting the County.

Joanne Rosemont of East Pacific Avenue asked if Council was aware that the BB&T Bank in town is closing. Mayor Zappariello responded he is aware and working on trying to find something.

Dave Armanini of Summer Road has an issue with the cemetery across the street regarding dirt and flooding. Bill Nimohay responded that they were supposed to be putting drainage in but he will contact them for an update.

Amanda Perry of 206 Willow Street has an issue with flooding in her yard. She asked when Mr. Carpino is putting drainage in because her flooding is work since he has done work. Council asked Bob Smith to look into it.

Pam Grenier and Ernie Merighi both agreed and had comments regarding the flooding as well.

ORDINANCE NO. 662 NEED MOTION TO INTRODUCE AND PASS ON FIRST READING:

**AN ORDINANCE AMENDING ORDINANCE NO. 609,
CHAPTER 181, OF THE CODE OF THE
BOROUGH OF BUENA, AS AMENDED ENTITLED
"PROPERTY MAINTENANCE"
M _____ S _____ TABLED**

WHEREAS, the Borough of Buena finds it necessary to regulate and govern the conditions and maintenance of all property, buildings and structures within the Borough by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use and further to provide for the condemnation and demolition of buildings and structures unfit for human occupancy and use as well as providing for the issuance of permits and collection of fees therefore;

WHEREAS, the Borough has adopted Ordinance 609, as amended, adopting the International Property Maintenance Code, 2012 Edition which has been updated in 2018.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Buena that Ordinance 609 Chapter 181, Sections 181-1.1, 181-1.2 and 181-1.3 of the Code of the Borough of Buena be repealed in its entirety and replaced as follows:

181-1.1 Adoption of Property Maintenance Code

That a certain document, three copies of which are on file in the office of the Clerk of the Borough of Buena, being marked and designated as the INTERNATIONAL PROPERTY MAINTENANCE CODE, 2018 Edition, as published by the INTERNATIONAL CODE COUNCIL, be and is hereby adopted as the PROPERTY MAINTENANCE CODE of the Borough of Buena in the State of New Jersey County of Atlantic, for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation

and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said PROPERTY MAINTENANCE CODE on file in the Office of the Clerk of the Borough of Buena are hereby referred to, adopted, and made a part hereof, as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 181-1.2.

181-1.2 **Additions, Insertions and Changes**

The following sections of the INTERNATIONAL PROPERTY MAINTENANCE CODE, 2018 Edition, are hereby amended and revised in the following respects:

Section 101.1 Insert: Borough of Buena

Section 103.5 Insert: \$50.00 (Fifty) Dollars to \$1,000.00 (One Thousand) Dollars or as outlined in all Borough Ordinances and Regulations.

Section 112.4 Insert: Less than \$250.00 (Two Hundred and Fifty) Dollars or more than \$1,000.00 (One Thousand) Dollars.

Section 302.3 Add the following: No person shall obstruct the free unlawful passage of pedestrians and vehicles on public sidewalks, and upon public rights of way in the Borough by placing thereon any structures, posts, poles, goods, wares, merchandise or other articles of trade or sale, nor shall any person obstruct such public sidewalks or rights-of-way in any other manner whatsoever. The owner, occupant or tenant of premises abutting on any street in the Borough shall at all times keep the public sidewalk and the area between the public sidewalk and curb or paved roadway that directly affronts on such premises, free from all weeds, limbs, and branches of trees or shrubs, holes, pits, loose stones, rubbish, paper, debris and other objects, and shall otherwise keep the area described in this section, free from obstructions of all sorts. All trees or shrubs planted on private property that stand along public sidewalks and public streets, the branches of which extend over any part of a public sidewalk or a public street, shall be trimmed by the owner, occupant or tenant of the premises that directly affronts upon that part of the sidewalk or street along which the trees or shrubs stand. Such owner, occupant or tenant shall keep the branches and limbs of such trees or shrubs trimmed and cut so that no limb or branch shall overhang the public sidewalk or a public street at a height less than 8 feet above ground level.

This section shall not apply to the following:

A. where such obstruction is caused by the loading or unloading of goods, wares, furniture, or merchandise to and from vehicles

in such a manner as to cause a minimum of obstruction which is necessary and unavoidable.

B. to receptacles for solid waste and/or recyclables, and any other material lawfully placed for collection pursuant to the regulations regarding the collection of the same.

C. to posts, stanchions or other support upon which mailboxes are placed in accordance with United States Post Office regulations, and provided that the post, stanchions or support does not exceed 4 feet in height above ground level and 12 inches in width.

Any owner, occupant or tenant, building superintendent, rental agent, or person in charge of premises abutting or bordering upon any public street in the Borough shall remove all snow, slush and ice from the abutting sidewalks of such streets, or in the case of ice which may be so frozen as to make removal impractical, shall cause the same to be thoroughly covered with sand or salt, within twenty-four hours of daylight after the same shall fall or be formed thereon. Removal of any snow, slush or ice should be conducted along the full paved width of the sidewalk and in a manner that ensures the orderly flow and safety of pedestrian traffic on such sidewalk. Removal of any slush, snow or ice shall be conducted in a manner that clears a full paved sidewalk or a minimum of 42 inches wide, including removal of snow, slush and ice from all curb cuts, intersections, crosswalks, handicap ramps and sidewalk locations.

Section 302.4 Insert: Eight inches

Section 304.14 Insert: From May 1st to October 1st

Section 602.3 Insert: From October 1st to May 1st

Section 602.4 Insert: From October 1st to May 1st

Section 181-1.3 Repealer. Ordinance No. 609, Chapter 181 as amended of the Borough of Buena entitled "PROPERTY MAINTENANCE" and all other Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 181-1.4 Saving Clause. That if any section, sub-section, sentence, clause or phrase of this Ordinance is for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Borough Council of the Borough of Buena hereby declares that it would have passed this law, and each section, sub-section, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, sub-sections, sentences, clauses and phrases be declared unconstitutional. Further, nothing in this Ordinance or in the PROPERTY MAINTENANCE CODE, hereby adopted shall be construed to affect any

suit or proceeding pending in any Court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing under any act or Ordinance hereby repealed as cited in Section 181-1.3 of this Ordinance nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

BE IT FURTHER ORDAINED that the Clerk of Borough of Buena is hereby Ordered and Directed to cause this Ordinance to be published in accordance with the laws of the State of New Jersey.

BET IT FURTHER ORDAINED that this Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect on and after the date of its final passage and adoption according to law.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | | | | |
| WALKER | | | | |
| BAKER | | | | |
| MANCUSO | | | | |
| ALVAREZ | | | | |
| MCAVADDY | | | | |

ORDINANCE NO. 663 NEED MOTION TO INTRODUCE AND PASS ON FIRST READING:

**AN ORDINANCE AMENDING ORDINANCE NO. 542 ESTABLISHING THE LAND USE BOARD OF THE BOROUGH OF BUENA TO CONSOLIDATE THE FUNCTIONS OF THE PLANNING BOARD AND ZONING BOARD AND ESTABLISHING THE PROCESS FOR THE APPOINTMENT OF ITS MEMBERS, STAFF AND PROFESSIONALS FOR ITS PROPER OPERATION
m/Baker s/Walker**

WHEREAS, on December 11, 2006, the Borough Council adopted Ordinance 542 an Ordinance combining the Zoning Board and Planning Board into one single Land Use Board so as to save costs incurred for support staff and professionals for two boards as well as providing for more expeditious resolutions to development applications as permitted in accordance with N.J.S.A. 40:55D-25(c) (1); and

WHEREAS, Ordinance 542 specifies at Section 4 B. that Borough Council "may employ or contract for and fix compensation of an attorney, an engineer and such experts and staff as it may deem necessary for the proper operation of the Land Use Board.. the appointment of all staff members, including that of the attorney for the Land Use Board shall be made by the Mayor with consent of Council effective January 1 of each year for a one year term or until the qualification and appointment of a successor."; and

WHEREAS, N.J.S.A. 40:55D-25 c.(1) states "In a municipality having a population of 15,000 or less, a nine member planning board, if so provided by Ordinance, shall exercise, to the same extent and subject to the same restrictions, all of the powers of a board of adjustment.." and N.J.S.A.

40:55D-24 as to the Planning Board and N.J.S.A. 40:55D-70 as to the Zoning Board specifies each Board shall have the authority and duty to "elect a chair, vice chair from their members as well as employ or contract for, and fix the compensation of legal counsel, other than the Municipal Attorney, and experts and other staff and services as it may deem necessary, not exceeding...the amount appropriated by the governing body for its use." And therefore the appropriate appointing authority for the Land Use Board to employ and compensate its legal counsel, experts, including its Engineer and other staff and services is the Land Use Board; and

WHEREAS, the Council of the Borough of Buena intends upon correcting the error in Ordinance No. 542 so as to comply with State Statute.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Buena that Ordinance 542, Section 4 B be deleted in its entirety and replaced as follows:

Section 4 B. The Land Use Board may employ or contract for and fix compensation of an attorney, other than the Borough Attorney, an engineer and such experts and staff and services as it may deem necessary, not exceeding, exclusive of gifts or grants, the amount appropriated by the Borough Council for its use. The Governing Body shall make provision in its budget and appropriate funds for the expenses of the land Use Board as it may deem necessary for the proper operation of the Land Use Board.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, are and the same are hereby repealed.

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

RESOLUTION 23-18 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AUTHORIZING THE EXCLUSION OF THE PUBLIC FROM A MEETING BETWEEN THE MAYOR, BOROUGH COUNCIL, BOROUGH CLERK AND STAFF, BUSINESS ADMINISTRATOR AND STAFF, BOROUGH SOLICITOR AND STAFF CONCERNING MATTERS REGARDING A PERSONNEL MATTER INVOLVING THE TERMS AND CONDITIONS OF EMPLOYMENT OF THE DEPUTY MUNICIPAL CLERK/CLERK 1 AND AUTHORIZING THE DISCLOSURE OF MINUTES OF SAID MEETING AS PROVIDED HEREIN
m/Baker s/Walker

WHEREAS, N.J.S.A. 10:4-12, Open Public Meetings Act, permits the exclusion of the public from a meeting of a public body where the subject matter of that meeting involves a personnel matter; and

WHEREAS, the Borough Council desires to meet with the Mayor, Borough Clerk and staff, Business Administrator and staff, Borough Solicitor and staff and staff concerning the terms and conditions of employment of the deputy municipal clerk/clerk 1.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that:

1. The public shall be excluded from a meeting of the Council of the Borough of Buena, on February 12, 2018 in the Council Chambers immediately following or during the regular session of Borough Council.
2. The general nature of the subject matter of the closed meeting shall pertain to a personnel matter involving the terms and conditions the employment of the deputy municipal clerk/clerk 1, as set forth hereinabove.
3. Disclosure of the minutes of the closed meeting authorized above between the Borough Council, the Mayor, Borough Clerk and staff, Business Administrator and staff, Borough Solicitor and staff shall be made following a final decision and determination of said matter excepting information which must remain private.
4. It is anticipated that the minutes of the deliberation conducted in closed session may be disclosed to the public within 30 days, however, any personal confidential information may not be released.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

**RESOLUTION 24-18 A RESOLUTION AWARDING A CONTRACT FOR ASPHALT COMPLIANCE TESTING FOR THE RESURFACING OF PLYMOUTH ROAD TO CRAIG TESTING LABORATORIES, INC.
m/Baker s/Walker**

WHEREAS, the Borough Engineer has solicited proposals for asphalt compliance testing for the resurfacing of Plymouth Road; and

WHEREAS, the lowest responsible proposal received was submitted by Craig Testing Laboratories, Inc., in the amount of \$1,395.00.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Buena that a contract for asphalt compliance testing for the resurfacing of Plymouth Road be and the same is hereby awarded to Craig Testing Laboratories, Inc., in an amount not to exceed of \$1,395.00, contingent upon a Certificate of Availability of Funds from the Chief Financial Officer.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

**RESOLUTION 25-18 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AWARDING A PROFESSIONAL SERVICES CONTRACT FOR AN ENGINEER'S LIST AND DESCRIPTION OF WORK TO BE COMPLETED FOR MADISON ESTATES BOND NO. S11300 AND S11301- LAUREN COURT.
m/Baker s/Mancuso**

WHEREAS, the Borough of Buena maintains Bond S11300 and S11301 for Lauren Court in the Landisville section of the Borough; and

WHEREAS, the surety company has requested a list and description of work to be completed to rectify the project defects; and

WHEREAS, the Borough Engineer has agreed to complete an Engineer's list and description of work for an amount not to exceed \$3,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that the Borough of Buena award a professional services contract to Remington, Vernick and Walberg Engineers for the work related to an engineer's list and description of work to be completed for Madison Estates Bond No. S11300 and S11301- Lauren Court, in an amount not to exceed \$3,500.00 and contingent upon a Certificate of Availability of Funds from the Chief Financial Officer.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

**RESOLUTION 26-18 RESOLUTION TO CLOSE THE POLICE TRUST CHECKING (FORFEITURE) AND ISSUE FUNDS TO THE FRANKLIN TOWNSHIP POLICE FORFEITURE ACCOUNT
M _____ S _____ TABLED**

***Councilman Marolda asked for this to be tabled because he has an issue with how this was handled and doesn't want to vote. He would like a closed session next meeting regarding personnel and how this came about.**

WHEREAS, the Borough of Buena Police Department has been dissolved, the Atlantic County Prosecutor's office requires the Forfeiture account be turned over to the Franklin Township Police Department's Forfeiture account;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that the Police Trust (Forfeiture) Checking account be closed and the funds (\$352.52) from the account be issued to the Franklin Township Police Forfeiture account with the balance as of February 12, 2018.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | | | | |
| WALKER | | | | |
| BAKER | | | | |
| MANCUSO | | | | |
| ALVAREZ | | | | |
| MCAVADDY | | | | |

**RESOLUTION 27-18 RESOLUTION TO AMEND TRANSFER APPROPRIATION BALANCES
TRANSFER RESOLUTION #2
m/Baker s/Mancuso**

Whereas, N.J.S. 40A:4-58 permitting the transfer to appropriate balances where needed for purposes specified in the budget in an amount in excess of the sum appropriated therefore from an appropriation balance deemed to be in excess of the amount necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED that the following transfers be made in the Borough of Buena Budget:

TRANSFER FROM

Public Buildings & Grounds O/E \$971.93

TOTAL TRANSFER \$971.93

TRANSFER TO

Legal O/E \$709.43
Grant Administrator \$262.50

TOTAL TRANSFER \$971.93

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

**RESOLUTION 28-18 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AUTHORIZING THE EXCLUSION OF THE PUBLIC FROM A MEETING BETWEEN THE MAYOR, BOROUGH COUNCIL, BOROUGH CLERK AND STAFF, BOROUGH SOLICITOR AND STAFF CONCERNING A PERSONNEL AND NEGOTIATION OF AN EMPLOYMENT AGREEMENT REGARDING THE POSITION OF BUSINESS ADMINISTRATOR AND AUTHORIZING THE DISCLOSURE OF MINUTES OF SAID MEETING AS PROVIDED HEREIN
m/Baker s/Mancuso**

WHEREAS, N.J.S.A. 10:4-12, Open Public Meetings Act, permits the exclusion of the public from a meeting of a public body where the subject matter of that meeting involves personnel matters and the negotiation of an employment agreement regarding the business administrator; and

WHEREAS, the Borough Council desires to meet with the Mayor, Borough Clerk and staff, Borough Solicitor and staff, concerning a personnel matter and negotiation of an employment agreement for the business administrator for the Borough of Buena.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that:

1. The public shall be excluded from a meeting of the Council of the Borough of Buena, on February 12, 2018 in the Council Chambers immediately following or during the Regular Session of Borough Council.
2. The general nature of the subject matter of the closed meeting shall pertain to personnel and employment agreement regarding the business administrator for the Borough of Buena.
3. Disclosure of the minutes of the closed meeting authorized above between the Borough Council, the Mayor, Borough Clerk and staff, Borough Solicitor and staff, shall be made following final negotiations and determination of said matter excepting information which must remain private.
4. It is anticipated that the minutes of the deliberation conducted in closed session may be disclosed to the public within 10 days, however, any personal confidential information may not be released.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

RESOLUTION 29-18 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AUTHORIZING THE EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE COUNTY OF GLOUCESTER, STATE OF NEW JERSEY FOR EMERGENCY DISPATCH SERVICES

m/Baker s/Walker

WHEREAS, Gloucester County is a body politic as defined as a local unit in N.J.S.A. 40A:65-1 et seq., with its main office located at Two South Broad Street, Woodbury NJ and operates dispatch facilities for emergency services including police, fire and EMS, which is capable of servicing areas including Buena Borough; and

WHEREAS, Buena Borough has a need for emergency dispatch services for its police, fire and EMS, and is familiar with the County service having utilized the same in prior years; and

WHEREAS, N.J.S.A. 40-A:65-1 et seq., authorizes shared service agreements by and between municipalities and counties as a technique to reduce local expenses funded by property taxes; and

WHEREAS, the Council of the Borough of Buena finds that there are substantial cost savings to the Borough tax payers to share dispatch services rather than provide for its own and that the County can provide such services as good as those that have previously been provided for locally; and

WHEREAS, the proposed agreement is for a period of 10 years commencing January 1, 2018 and ending December 31, 2028 at a cost of \$ 136,918.68 for the first year and an annual increase thereafter based upon the Consumer Price Index-Urban Wage Earners (CPI-U) for the Philadelphia Region as published by the United States Department of Labor, with payments to be made quarterly as specified in the agreement; and

WHEREAS, the CMFO of Buena Borough has certified the availability of funds.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that the Mayor and Clerk are authorized to execute an agreement to provide emergency dispatch services for the Borough of Buena for police, fire, EMS and such other emergency dispatch provided by Gloucester County and required by the Borough.

BE IT FURTHER RESOLVED that the Shared Service Agreement shall be in the form substantially similar to the proposed agreement attached hereto, subject to modification by the Borough Solicitor, which shall be incorporated herein by reference.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

RESOLUTION 30-18 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, PROMOTING VALERIE SANTAGATA-JONES TO THE POSITION OF CLERK 3
m/Baker s/Walker

WHEREAS, the Tax Assessment Clerk for the Borough of Buena has recently retired and there is a need to fill the position; and

WHEREAS, Ms. Santagata - Jones is currently employed by the Borough of Buena and has trained and worked with the assessor for many years;

WHEREAS, Valerie Santagata - Jones has completed Property Tax Assessment 1 & 2 courses provided by the Rutgers Center for Government Services; and

WHEREAS, the Mayor and Council of the Borough of Buena, wish keep staffing at minimum to continue with their efforts to stabilized taxes; and

WHEREAS, the Governing Body is desirous of appointing Ms. Santagata - Jones to the Clerk 3 in order to provide the borough with uninterrupted coverage in Office of Assessment for the Borough of Buena.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Buena, County of Atlantic, State of New Jersey, that Valerie Santagata - Jones is hereby appointed to the position of Clerk 3, at the annual rate of \$40,000 as prescribed by the Salary Ordinance for the Borough of Buena, effective January 22, 2018.

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

ADMINISTRATORS' S REPORT: No Report

ENGINEER' S REPORT

Replacement of the Plymouth Street Culverts

We are still awaiting word from The Pinelands Commission to determine if the project can proceed under the County's Memorandum of Agreement with The Commission. The contracts for the culvert replacement have been fully executed and an executed copy was sent to the contractor. A pre-construction meeting took place on January 3, 2018. The contractor intends to begin construction once the weather improves.

FY2015 NJDOT Municipal Aid Project - Resurfacing of Plymouth Street

The contracts for the resurfacing have been fully executed and an executed copy was sent to the contractor. A pre-construction meeting took place on January 3, 2018. The resurfacing component of the project will proceed once the culvert replacement is complete.

Master Plan Re-Examination

A meeting was held on January 9, 2018 to discuss the project. A follow-up meeting is scheduled for February 13, 2018.

Resurfacing of Forest Grove Road

Field survey work is complete. Base maps have been sent to the utility companies for mark-up. Our office is working on the construction plans.

SOLICITOR' S REPORT :

MOTION TO REFER TO THE LAND USE BOARD A REQUEST TO CONSIDER AN AMENDMENT TO THE BUENA BOROUGH LAND USE REGULATIONS SO AS TO LIMIT THE TIME WITHIN WHICH ALL DEVELOPMENT APPLICATION APPROVALS AND ZONING APPROVALS SHALL REMAIN VALID AND TO PROVIDE FINDINGS OF FACT AND RECOMMENDATIONS THEREFOR
m/Baker s/Walker

| | AYE : | NAY : | ABSTAIN : | ABSENT : |
|----------|-------|-------|-----------|----------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | | X | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

MOTION TO REFER TO THE LAND USE BOARD A REQUEST TO CONSIDER AN AMENDMENT TO THE BUENA BOROUGH LAND USE REGULATIONS SO AS TO PROVIDE FOR REGULATIONS FOR CONSTRUCTION AND OPERATION OF MOBILE HOME PARKS IN THE BOROUGH OF BUENA AND TO PROVIDE FINDINGS OF FACT AND RECOMMENDATIONS THEREFOR
m/Baker s/Marolda

| | AYE : | NAY : | ABSTAIN : | ABSENT : |
|----------|-------|-------|-----------|----------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | | X | | |
| ALVAREZ | X | | | |
| MCAVADDY | | X | | |

COMMITTEE REPORTS:

ROADS/RECYCLING: (COUNCILMAN MAROLDA) Councilman Marolda provided an update on tasks that have been completed.

He asked why the 1st quarter JIF payments were on the bill list for the fire companies.

Administrator McCrea gave statistics on the trash and recycling bins if the borough were to purchase them. Discussion between council ensued.

Brian Fatcher questioned why there wasn't enough money and stated that we are the only town in 25 miles that doesn't provide them.

ECONOMIC DEVELOPMENT: (COUNCILMAN WALKER) Councilman Walker announced the masterplan meeting is tomorrow and also there will be a meeting soon regarding the future site of Scott Paper.

RECREATION: (COUNCILWOMAN BAKER) On January 29th a successful Meet & Greet was held between Franklin Township Police Department, Chief Zimmer, Police Officers and our Community. Many thanks to all who attended. Thanks also to the Petyan family and Baker family who provided he refreshments.

On Friday February 9th Mayor Zappariello and I attended the Atlantic County Association of Township Officials Meeting. Speaker for the evening was Gregory Broadiva Atlantic County Head of Public Works

Carnevale which was a held yesterday afternoon at the Parish Center was also a successful event.

Upcoming this Thursday at 6pm BBSA will have registration at Borough Hall.

Mayor Zappairello wanted to congratulate Council President Baker for being voted President at the Atlantic County meeting they attended.

FINANCE: (COUNCILMAN MANCUSO) Councilman Mancuso advised on the Annual Debt and Financial Statement, the budget will be at the end of the month and the bond was unaffected.

PUBLIC SAFETY/STREETS LIGHTS: (COUNCILMAN ALVAREZ) Councilman Alvarez asked Chief Rhonda Ciruolo for last months EMS report. She reported January they responded to 101 calls with 17 in Buena Vista Township and 5 in Vineland.

Councilman Alvarez then asked Chief Zimmer for his update on last months police calls. Chief Zimmer gave copies of the report to Council and gave the top statistics.

Councilman Alvarez thanked Chief Zimmer and his team for doing a great job.

BLDGS/GROUNDS/IMPROVEMENTS: (COUNCILMAN MCAVADDY) Councilman McAvaddy reported the occupancy inspector has 285 rentals. The code enforcement officer issued a warning for excess garbage on Oaklyn and uncut grass on Forest Grove.

CLERK'S REPORT:

Minutes of the meeting of January 22, 2018 were approved m/Baker s/Mancuso

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | | | X | |
| MCAVADDY | X | | | |

UNFINISHED BUSINESS: None

NEW BUSINESS: None

BILLS PAID AS LISTED: m/Baker s/Mancuso

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

NEXT MEETING: February 26, 2018

MEETING ADJOURNED: m/Baker s/Mancuso

| | AYE: | NAY: | ABSTAIN: | ABSENT: |
|----------|------|------|----------|---------|
| MAROLDA | X | | | |
| WALKER | X | | | |
| BAKER | X | | | |
| MANCUSO | X | | | |
| ALVAREZ | X | | | |
| MCAVADDY | X | | | |

BRIANNA PACE
DEPUTY CLERK