

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING MINUTES
FEBRUARY 22, 2016**

MEETING CALLED TO ORDER: 6:30 P.M.

MEETING ADJOURNED: 7:04 P.M.

The regular meeting of Mayor and Council of the Borough of Buena was held Monday, 2016 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 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, Walker, Baker, and Mancuso, McAvaddy, Richard Tonetta, Solicitor and Dr. Paul Trivellini, Maryann Coraluzzo, Borough Clerk

ABSENT: Councilman James

MAYOR'S REPORT:

MOMENT OF SILENCE: A moment of silence was held for John Woodcock, father of Deputy Clerk Knott who passed away.

PRESENTATION: **LANDISVILLE AND MINOTOLA FIRE COMPANY UPDATES**
Chiefs Coraluzzo and Ewan provided those present with an update on their respective departments. Information included membership, training, budgeting and new equipment purchases.

PERSONNEL:

RESOLUTION 34-16 A RESOLUTION APPOINTING LISA PERELLA AS TAX ASSESSOR FOR THE BOROUGH OF BUENA EFFECTIVE FEBRUARY 22, 2016.
m/Baker s/Mancuso

WHEREAS, pursuant to N.J.S.A 40A:9-146, the tenured Tax Assessor, Dennis DeKlerk submitted a letter of resignation effective February 2, 2016; and

WHEREAS, the Tax Assessor term is for a period beginning July 1st and ending on June 30; and

WHEREAS, the Council of the Borough of Buena has determined that it is in the best interest of the Borough to appoint Lisa Perella to the part-time position of Tax Assessor the fill the vacancy; and

WHEREAS, Lisa Perella has the qualifications for said position and holds a current tax assessor certification issued by the New Jersey Department of Community Affairs; and

WHEREAS, the Council of the Borough of Buena has determined that reasonable and appropriate funds are available in the Budget of the Borough for said purposes.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Buena as follows:

1. Dr. Paul Trivellini, as the designated appointing authority of the Borough of Buena may employ and hire Lisa Perella as the part-time Tax Assessor to commence effective February 22, 2016.
2. Said individual shall complete the current term of the Tax Assessor period ending June 30, 2016.
3. Said individual will then be appointed for a term of four years starting July 1, 2016 and ending June 30, 2020.

4. Said Individual shall be compensated at a salary of \$7,902.00 for calendar year 2016.
5. Said individual is subject to a criminal background check including fingerprinting through the New Jersey State Bureau of Identification.
6. Said individual shall not be governed by the terms and conditions of the Collective Bargaining Agreement between the Borough and its Collective Bargaining.

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA	X			
WALKER	X			
BAKER	X			
JAMES				x
MANCUSO	X			
MCAVADDY	X			

**RESOLUTION 35-16 A RESOLUTION DESIGNATING A CONTACT PERSON FOR THE
EMPLOYMENT PRACTICES LIABILITY ATTORNEY
CONSULTATION SERVICE.
m/Baker s/Marolda**

ATLANTIC COUNTY JOINT INSURANCE FUND

WHEREAS, the Governing Body of the Borough of Buena hereinafter referred to as "MUNICIPALITY" is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "FUND"; and

WHEREAS, the FUND has adopted a policy authorizing the Employment Practices Liability Attorney Consultation; and

WHEREAS, the FUND has budgeted an annual allowance per member for EPL consulting services; and

WHEREAS, the FUND requires the MUNICIPALITY to designate specific managerial or supervisory individuals who will have telephone access to the EPL Hotline.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Buena appoint Mayor David Zappariello as its Contact Person.

BE IT FURTHER RESOLVED that the Governing Body does hereby appoint Fund Commissioner Joseph Santagata as additional contact person.

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA	X			
WALKER	X			
BAKER	X			
JAMES				x
MANCUSO	X			
MCAVADDY	X			

ADMINISTRATORS' S REPORT: no report

SOLICITOR'S REPORT:

**RESOLUTION 36-15 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, DETERMINING THAT THE DEVELOPER FOR BLOCK 114 LOT 5.03 BUENA BOROUGH HAS FAILED TO PERFORM IN ACCORDANCE WITH ITS MAINTENANCE GUARANTEE AND DEMAND PAYMENT UNDER THE TERMS OF AN IRREVOCABLE LETTER OF CREDIT #20005650039 BY SUSQUEHANNA BANK
m/Baker s/McAvaddy**

WHEREAS, on or about September 5, 2008, Susquehanna Bank, now Branch Banking and Trust Company (BB&T Bank), has issued a Letter of Credit No. 20005650039, in the original amount of \$76,212.00, now \$30,345.48 issued for the benefit of the Borough of Buena Planning Board as Beneficiaries, at the request of Sherwood Forrest Homes, LLC, the Developer, to assure the proper completion of the necessary corrective action to repair defects in functioning, materials or quality of work in required site improvements as detailed in the Sherwood Forrest Development Block 114, Lot 5.03; and

WHEREAS, on December 15, 2015 the Municipal Engineer, Edward J. Walberg from the firm of Remington, Vernick and Walberg advised that the developer, Sherwood Forrest Homes, LLC has failed to repair defects as specified in correspondence from Edward J. Walberg, attached hereto and made a part hereof; and

WHEREAS, on or about January 19, 2016, the municipal engineer, Robert Smith from the firm of Remington, Vernick and Walberg, notified the developer personally of the defective condition and was assured that the defects would be repaired and to date they have not, as certified by Robert Smith and the cost of completion of the repairs is \$3,000.00; and

WHEREAS, on or about December 10, 2015, BB&T Bank has advised the Buena Borough Planning Board that they do not intend upon renewing the Letter of Credit and the developer has not furnished another letter of credit or security.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that the Letter of Credit issued by Susquehanna Bank, now Branch Banking and Trust Company, No. 20005650039 shall be drawn upon to the extent allowed by law.

BE IT FURTHER RESOLVED that all notices shall be issued to Branch Banking and Trust Company.

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA	X			
WALKER	X			
BAKER	X			
JAMES				x
MANCUSO	X			
MCAVADDY	X			

COMMITTEE REPORTS:

RECYCLING: (COUNCILMAN MAROLDA)

Councilman Marolda requested assistance with flooding on Aberdeen Avenue. A committee meeting will be held to discuss this issue and other flood prone roads in the Borough.

RECREATION: (COUNCILMAN WALKER)

Councilman Walker provided upcoming events including the St. Patty's Day Breakfast, Easter Egg Hunt and Walk the Bike Path. The Councilman will provide information on a new program called I Am Woman.

FINANCE: (COUNCILWOMAN BAKER)

Council President Baker reported that the budget is continuing to be worked on and must be introduced by March 18, 2016.

The Council President attended the Shuttle Transportation meeting at the Martin Luther King Center on February 9, 2016. During the month of January there were 274 riders.

PUBLIC SAFETY/STREETS LIGHTS: (COUNCILMAN JAMES) no report

ECONOMIC DEVELOPMENT: (COUNCILMAN MANCUSO) no report

BLDGS/GROUNDS/IMPROVEMENTS: (COUNCILMAN MCAVADDY)

Councilman McAvaddy reported on the ongoing progress in the municipal building. The filing cabinets have been installed in the safe after it was given a thorough cleaning by road department employees.

PUBLIC PORTION OF MEETING:

Richard Marolda of Buena Vista Township commended the members of both fire companies for all they do in the community. Mr. Marolda had concerns with the placement of police vehicles in front of Cleary Middle School and the missing fence near the bike path.

CORRESPONDENCE:

February 17, 2016

Mayor and Council
Buena Borough
616 Central Avenue
Minotola, NJ 08341

RE: 2015 Safety Incentive Program Awards

Dear Mayor and Council:

It is our pleasure to report that the Buena Borough has earned **\$1,900.00** as a result of your employees' outstanding performance in the 2015 ACMJIF Safety Incentive Program. The Safety Incentive Program is intended to foster a safety attitude among the ACM JIF members, change behaviors to create a safer work environment, as well as promote continuing efforts to "Change the Culture". The awards were announced at the Safety Coordinator's and Claims Coordinator's Regional Training held on February 11, 2016, and will be celebrated during our Annual Safety Kickoff Breakfast scheduled for April 14, 2016. The Safety Incentive Program required the execution of the "Safety Contract" and the completion of various reports confirming compliance with JIF safety criteria. These reports were evaluated by the JIF Safety Director to determine your municipality's compliance with these criteria. During 2015, members competed against a set of standards established by the Executive Safety Committee to determine their awards. The JIF members were sorted into five size categories (XS, S, M, L, XL) based upon their annual JIF Assessment. Each member competed against the established standards to determine if they either qualify or not (Pass or Fail) for a Safety Incentive Program Award. Due to your employees' efforts, Buena Borough has qualified (Passed!) for reimbursement of **\$1,900** to be used for recognition of your employees' safety accomplishments.

We would also like to extend our **CONGRATULATIONS** to your Fund Commissioner, Joe Santagata, your Safety Coordinator, William Nimohay, your Claims Coordinator, Maryann Coraluzzo / Gail Knott, and all your employees who played an important role in achieving these results. Their dedication to the principles of the JIF has enabled them to effectively communicate the importance of the safety program and their continuing commitment to the safety of all employees. We ask that this

letter be read at your next Council Meeting to acknowledge these efforts by your employees' and make these accomplishments part of the public record. Guidelines

on how to collect your award has been sent to your Fund Commissioner and Safety Coordinator. You can find additional information about the JIF Safety Program, Policies, and Safety Incentive Program Criteria, as well as the presentation given during the Safety Kickoff Breakfast, on the ACMJIF website, www.acmjif.org.

I once again want to thank you for your involvement and congratulate you and everyone involved in the JIF safety program for making "**Safety First in All We Say and Do**"!

Very truly yours,

ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

Paul J. Miola

Paul J. Miola, CPCU, ARM
Executive Director

cc: Joe Santagata, Fund Commissioner

William Nimohay, Safety Coordinator

Maryann Coraluzzo / Gail Knott, Claims Coordinator

Michael Donato, Risk Management Consultant

File: ACM/2016/Safety Kickoff Tab: 2015 Awards Distribution

Need Motion to File Correspondence: m/Baker s/Mancuso

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA	X			
WALKER	X			
BAKER	X			
JAMES				x
MANCUSO	X			
MCAVADDY	X			

CLERK'S REPORT:

Minutes of the meeting of February 8, 2016 were approved m/Baker s/Walker

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA	X			
WALKER	X			
BAKER	X			
JAMES				x
MANCUSO	X			
MCAVADDY	X			

UNFINISHED BUSINESS: None

NEW BUSINESS:

Mayor Zappariello congratulated Council President Baker who was honored at the Annual Lincoln Dinner in Smithville. Mrs. Baker was honored by our Lieutenant Governor for her outstanding service; past and present.

BILLS PAID AS LISTED: m/Baker s/Marolda

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA	X			
WALKER	X			
BAKER	X			
JAMES				x
MANCUSO	X			
MCAVADDY	X			

NEXT MEETING: March 14, 2016

MEETING ADJOURNED: m/Baker s/Walker RCVU

MARYANN CORALUZZO
BOROUGH CLERK