

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING
AGENDA
JANUARY 23, 2017**

**MEETING CALLED TO ORDER: P.M.
MEETING ADJOURNED: P.M.**

CALL MEETING TO ORDER: Flag Salute

ROLL CALL OF ATTENDANCE:

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

SUNSHINE LAW: This meeting is 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.

MAYOR'S REPORT: First order of business.

PUBLIC PORTION OF THE MEETING:
Anyone wishing to address Mayor and Council only, please step forward and give your name and address for the record.

PRESENTATION: 2016 HOLIDAY HOUSE DECORATING CONTEST WINNERS

ORDINANCE NO. 644: MOTION TO OPEN THE PUBLIC HEARING ON:

AN ORDINANCE AMENDING ORDINANCE 635 THE SALARIES AND WAGES RANGES OF MUNICIPAL OFFICIALS AND EMPLOYEES OF THE BOROUGH OF BUENA FOR THE YEAR 2017

BE IT ORDAINED by the Council of the Borough of Buena, in the County of Atlantic and State of New Jersey, that the following salary and wage ranges are hereby established for municipal officials and employees in the Borough of Buena,

Mayor	\$ 8,112.00 - \$ 8,773.00
Councilpersons	\$ 4,161.00 - \$ 4,501.00
Administrator	\$20,000.00 - \$30,900.00
Borough Clerk/Tax Collector Part Time	\$50,000.00 - \$87,550.00
Borough Clerk – Full Time	\$38,000.00 - \$56,650.00
Tax Collector – Full Time	\$38,000.00 - \$56,650.00
Deputy Municipal Clerk/Clerk 1 Full Time	\$27,000.00 - \$39,140.00
Chief Financial Officer	\$38,000.00 - \$56,650.00

Acting Chief Municipal Financial Officer	\$28,000.00 - \$39,140.00
Tax Assessor	\$ 7,902.00 - \$ 8,547.00
Assessing/Search Clerk	\$20,395.00 - \$22,058.00
Land Use/Construction Code/Fire Secretary	\$32,000.00 - \$39,140.00
Zoning Officer	\$ 4,500.00 - \$ 7,210.00
Enforcement Officer	\$ 6,500.00 - \$ 9,270.00
Construction Code Official	\$ 1,800.00 - \$ 3,090.00
Building Sub-Code Official	\$ 9,000.00 - \$11,330.00
Plumbing Sub-Code Official	\$ 6,500.00 - \$ 9,270.00
Electrical Sub-Code Official	\$ 6,500.00 - \$ 9,270.00
Fire Sub-Code Official	\$ 3,200.00 - \$ 4,635.00
Fire Official	\$ 4,000.00 - \$ 6,180.00
Occupancy Inspector	\$ 3,000.00 - \$ 4,120.00
Road Supervisor	\$50,000.00 - \$72,100.00
EMS Supervisor	\$40,000.00 - \$66,950.00
Director Public Safety - Full Time	\$40,000.00 - \$52,950.00
Director Public Safety – Part Time	\$20,000.00 - \$27,038.00
Director Emergency Management	\$ 492.00 - \$ 541.00
Police Records Clerk	\$33,109.00 - \$35,808.00
Clerk 1- Full Time	\$25,000.00 - \$27,810.00
Clerk 2 - Full Time	\$30,000.00 - \$38,213.00
Clerk 3 - Full Time	\$40,000.00 - \$51,243.00
Clerk 1- Part Time	\$ 12.50 - \$ 16.00
Confidential Assistant – Part Time	\$ 15.00 - \$ 20.00
Land Use Board Chairman	\$ 30.00 - \$ 33.00
Land Use Board Members	\$ 25.00 - \$ 28.00
Senior Part-Time EMS	\$ 14.57 - \$ 17.00
EMS – Part Time	\$ 12.48 - \$ 15.00
Police Officer – Part Time	\$ 14.84 - \$ 17.00
Special Law Enforcement Officer	\$ 14.26 - \$ 16.00
Acting Fire Official	\$ 25.00 - \$ 35.00
Crossing Guard – Part Time	\$ 8.84 - \$ 11.00
Streets & Roads Laborer 1	\$ 16.00 - \$ 28.00

Laborer Recreation \$ 10.50 - \$ 14.00
 Part-Time Road Laborers-Skilled \$ 10.00 - \$ 15.00
 Part-Time Road Laborers-Unskilled \$ 9.00 - \$ 14.00

M _____ **S** _____

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

DISCUSSION:

NEED MOTION TO CLOSE THE PUBLIC HEARING:

M _____ **S** _____

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

ORDINANCE NO. 644 ADOPTED:

M _____ **S** _____

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

RESOLUTION 18-17: A RESOLUTION OF THE BOROUGH OF BUENA AUTHORIZING A CONTINUING DISCLOSURE AGENT SERVICES AND INDEPENDENT REGISTRED MUNICIPAL ADVISOR OF RECORD WITH PHOENIX ADVISORS, LLC.
M _____ **S** _____

WHEREAS, the Securities and Exchange Commission ("SEC") implemented its Municipalities Continuing Disclosure Cooperation Initiative (the "MCDC Initiative") on March 10, 2014 to address alleged widespread violations of federal securities laws by municipal and local authority issuers (the "Issuers"), and underwriters of an Issuer's securities, in connection with certain representations about timely continuing disclosures in bond offering documents;

WHEREAS, the MCDC Initiative aims to correct past failures to timely post information required by the Municipal Securities Rulemaking Board ("MSRB"), which Issuers agree to post through the execution of a secondary market disclosure undertaking, on the Electronic Municipal Market Access system ("EMMA");

WHEREAS, under the MCDC Initiative, the SEC will recommend favorable settlement terms to Issuers if they self-report to the SEC possible violations involving materially inaccurate statements relating to prior compliance with the continuing disclosure obligations specified in Rule 15c2-12 under the Securities Exchange Act of 1934; and

WHEREAS, the Borough of Buena, a municipal corporation of the State of New Jersey (the "Borough") desires to determine if its participation in the MCDC Initiative is necessary and advisable; now therefore,

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BUENA as follows:

Section 1. The Borough hereby authorizes the Chief Financial Officer to engage the services of Phoenix Advisors, LLC to conduct an audit of the Borough's continuing disclosure obligations and filings as related to the MCDC Initiative (the "Disclosure Audit").

Section 2. The Borough hereby authorizes and directs the Chief Financial Officer to participate in the MCDC Initiative if, after reviewing the findings of the Disclosure Audit and consulting with the Borough's Bond Counsel, the Chief Financial Officer determines that it is advisable for the Borough to participate in the MCDC

Section 3. The Borough hereby authorizes payment to Phoenix Advisors in the amount of \$950.00 for up to three outstanding issues, plus \$100.00 for each additional outstanding issue, if any, for which filings are required.

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

RESOLUTION 19-17 A RESOLUTION AUTHORIZING THE BOROUGH OF BUENA TO ENTER INTO A CONTRACT WITH FALASCA MECHANICAL, INC FOR MECHANICAL AND PLUMBING REPAIR AND MAINTENANCE FOR THE YEAR 2017 AND 2018.
M S

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF BUENA that a contract is hereby awarded to Falasca Mechanical, Inc. for the furnishing of mechanical and plumbing repair and maintenance services in the Borough of Buena

BE IF FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute an agreement with Falasca Mechanical, Inc. for the purpose of furnishing mechanical and plumbing repair and maintenance services.

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

RESOLUTION 20-17 A RESOLUTION AUTHORIZING THE BOROUGH OF BUENA TO ENTER INTO A CONTRACT WITH SCALFO ELECTRIC, INC FOR ELECTRICAL REPAIR AND MAINTENANCE FOR THE YEAR 2017 AND 2018.
M _____ S _____

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF BUENA that a contract is hereby awarded to Scalfo Electric, Inc. for the furnishing of electrical repair and maintenance services in the Borough of Buena

BE IF FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute an agreement with Scalfo Electric, Inc. for the purpose of furnishing electrical repair and maintenance services.

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

RESOLUTION 21-17 A RESOLUTION AUTHORIZING THE ENGINEER TO APPLY FOR FOUR GRANTS UNDER THE FY2017 NJDOT TRUST FUND MUNICIPAL AID PROGRAM, "STATE AID" APPLICATIONS.
M _____ S _____

WHEREAS, the NJDOT recently notified all Municipalities of the upcoming FY2017 New Jersey Department of Transportation Trust Fund (State Aid) program and application deadline; and

WHEREAS, the Council of the Borough of Buena desires to apply for funds for Forest Grove Road in addition to making safety improvements to their bikepath along South Boulevard where it crosses Route 40 if permissible.

NOW THEREFORE BE IT RESOLVED that Remington, Vernick and Walberg Engineers are hereby authorized to apply for grants under the FY2017 NJDOT Trust Fund Municipal Aid Program, "State Aid" Applications at a cost not to exceed \$1,900.00 for one application and \$950.00 for each additional application approved by the governing body.

BE IF FURTHER RESOLVED that this award is contingent upon a

Certification of Availability of Funds from the Chief Financial Officer.

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

RESOLUTION 22-17 A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REFUND AN OVERPAYMENT FOR BLOCK 163, LOT 9 IN THE AMOUNT OF \$1,059.80.

M _____ S _____

WHEREAS, there exists a tax overpayment; and

WHEREAS, it has been determined by the tax collector that the overpayment should be refunded.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena, in the County of Atlantic, State of New Jersey that the overpayment be refunded as indicated.

BLOCK	LOT	NAME AND ADDRESS	REFUND
163	9	CORELOGIC TAX SERVICES RECOVERIES DEPARTMENT PO BOX 961230 FORT WORTH, TEXAS 76161-0230	\$1,059.80

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

RESOLUTION 24-17 GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE

M _____ S _____

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough of Buena Council of the Borough of Buena, County of Atlantic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Buena Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough of Buena Council has applied for funding to the

Governor's Council on Alcoholism and Drug Abuse through the County of Atlantic;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Buena, County of Atlantic, State of New Jersey hereby recognizes the following:

1. The Borough of Buena Council does hereby authorize submission of a Strategic plan for the BVT/Buena Borough/Weymouth Twp Municipal Alliance grant for fiscal year 2017 in the amount of:

DEDR	\$26,189.00
Cash Match	\$ 6,547.00
In-Kind	\$19,642.00

2. The Borough of Buena Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

**RESOLUTION 26-17 RESOLUTION TO AMEND TRANSFER APPROPRIATION BALANCES
TRANSFER RESOLUTION #1
M _____ S _____**

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

Street & Roads S/W	\$8,643.87
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TOTAL TRANSFER	<u>\$8,643.87</u>
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TRANSFER TO

Finance O/E	\$ 110.00
Tax Collector O/E	\$ 800.00
EMS O/E	\$ 900.00
Construction Code Facility	\$ 100.00
Construction O/E	\$ 500.00
Street Lighting	\$ 5,200.00
Social Security	\$ 1,033.87

TOTAL TRANSFER	<u>\$8,643.87</u>
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	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA				

WALKER				
BAKER				
MANCUSO				
ALVAREZ				
MCAVADDY				

PERSONNEL:

RESOLUTION 23-17 A RESOLUTION APPOINTING CYNTHIA LOGUIDICE AS ASSISTANT PURCHASING AGENT EFFECTIVE JANUARY 23, 2017.
M _____ S _____

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that Cynthia LoGuidice shall be appointed as Assistant Purchasing Agent, effective January 23, 2017, at no additional compensation.

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

RESOLUTION 25-17 A RESOLUTION APPOINTING WILLIAM NIMOHAY, FUND COMMISSIONER AND VALERIE SANTAGATA-JONES, ALTERNATE FUND COMMISSIONER FOR THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND RETROACTIVE TO JANUARY 1, 2017 AND EXPIRING DECEMBER 31, 2018.
M _____ S _____

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

WHEREAS, the Bylaws of the FUND require that in the manner generally prescribed by law, each member shall appoint one (1) Fund Commissioner and may appoint one (1) Alternate Fund Commissioner to the Fund. Each Fund Commissioner shall be either a member of the local unit's governing body, or one of its employees and that no individual may serve as Fund Commissioner for more than one (1) member; and

WHEREAS, N.J.A.C. 11:15-2.6 states that a Fund Commissioner who is a member of the appointing local unit's governing body, shall hold office for two years or for the remainder of his/her term of office as a member of the local unit's governing body, whichever shall be less; and

WHEREAS, N.J.A.C. 11:15-2.6 states that a Fund Commissioner who is an employee of the appointing member shall hold office at the pleasure of the member and can be removed by the member at any time without cause; and

WHEREAS, The Borough of Buena recommends the appointment of William Nimohay to serve as Fund Commissioner and the appointment of Valerie Santagata-Jones as Alternate Fund Commissioner in accordance with the FUND Bylaws.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Buena that it does hereby appoint William Nimohay as Fund Commissioner and Valerie Santagata-Jones as Alternate Fund Commissioner to the Atlantic County Municipal Joint Insurance Fund, retroactive to January 1, 2017.

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

ADMINISTRATORS' S REPORT:

SOLICITOR'S REPORT:

COMMITTEE REPORTS:

ROADS/RECYCLING..... CHAIRMAN JEFFREY MAROLDA
JOSEPH MANCUSO, GREG MCAVADDY

BLDGS/GROUNDS/IMPROVEMENTS.....CHAIRMAN GREG MCAVADDY,
MATTHEW WALKER, JORGE ALVAREZ

FINANCE.....CHAIRMAN JOSEPH MANCUSO, ROSALIE M.
BAKER, MATTHEW WALKER

ECONOMIC DEVELOPMENT.....CHAIRMAN MATTHEW WALKER
JOSEPH MANCUSO, ROSALIE M. BAKER

RECREATION.....CHAIRWOMAN ROSALIE M. BAKER, JORGE ALVAREZ,
MATTHEW WALKER

PUBLIC SAFETY/STREET LIGHTS.....CHAIRMAN JORGE ALVAREZ, GREG
MCAVADDY, JEFFREY MAROLDA

CLERK'S REPORT:

Minutes of the regular meeting of December 12, 2016. If no corrections or additions, entertain a motion to approve M_____S_____

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

Minutes of the closed meeting of December 12, 2016. If no corrections or additions, entertain a motion to approve M_____S_____

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

Minutes of the Reorganization meeting held on January 3, 2017. If no corrections or additions, entertain a motion to approve M_____S_____

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

CORRESPONDENCE:

1. Our Lady of the Blessed Sacrament requesting Raffle License for May 7, 2017.

M_____S_____

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

2. Ken Culbertson of Good Day for a Run would like use municipal roads for the beginning portion of a race on September 10, 2017 beginning at 9:00 a.m. for approximately one hour, together with police and ems on site.

M_____S_____

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

Need motion to file correspondence M_____S_____

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

UNFINISHED BUSINESS:

NEW BUSINESS:

BILLS PAID AS LISTED: M _____ S _____

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

NEXT MEETING: February 13, 2017

MEETING ADJOURNED: M _____ S _____

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