

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING
AGENDA
JUNE 26, 2017**

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**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, via email, to The Press of Atlantic City, The Daily Journal and The Atlantic County Record on November 17, 2016, 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.

NEED MOTION TO OPEN THE PUBLIC HEARING ON:

**ORDINANCE NO. 650: AN ORDINANCE TO ESTABLISH THE BOROUGH OF BUENA GREEN TEAM AS A PERMANENT ADVISORY COMMITTEE
M _____ S _____**

"Interpretive Statement"

This Ordinance will establish the Borough of Buena Green Team as a permanent advisory committee.

WHEREAS, the Mayor's Committee for a Green Future of the New Jersey League of Municipalities has promulgated and published a municipal certification program and organization called "Sustainable New Jersey" ("Sustainable Jersey"); and

WHEREAS, the purpose of Sustainable Jersey is to enlist municipalities in a concerted and organized state-wide effort to

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improve the environment and promote sustainability; and

WHEREAS, the Mayor and Council of the Borough of Buena initially created the Green Team pursuant to Resolution No. 52-14; and

WHEREAS, the Mayor and Council of the Borough of Buena now wishes to establish the Green Team as a permanent advisory committee of the Borough of Buena.

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

1. ESTABLISHMENT

The Borough of Buena Green Team be and is hereby established as an advisory committee for the Mayor and Council of the Borough of Buena

2. PURPOSE

The general purposes for the Green Team shall include but not be limited to:

- a. Managing Buena Borough's participation in the Sustainable Jersey Program.
- b. Encouraging the Borough staff to pursue sustainable practices where possible and implement the Borough Council's environmental goals.
- c. At the recommendation of the Borough Council, work with existing groups within the Borough whose actions effect environmental issues so as to eliminate duplication and assure that important tasks are covered.
- d. Coordinate input for the Borough's website.
- e. Provide suggestions for further research and action to the Borough Council.
- f. At the direction of the Borough Council, provide advice and suggestions to the Borough Land Use Board to assure that environmental issues are considered in their deliberations and actions.
- g. Manage and organize various ad hoc environmental groups within the Borough.
- h. Solicit and evaluate environmental ideas and suggestions from the community.
- i. Promote the causes of sustainability within the Borough.

3. MEMBERSHIP, TERM OF OFFICE

The Mayor and Council of the Borough of Buena shall appoint seven (7) Borough residents to serve as the Green Team who will serve without compensation. The Green Team shall elect from among its members a Chair, Vice Chair and Secretary/Treasurer. Initially, three (3) members shall be appointed to a three (3) year term, two (2) members to a two (2) year term and two (2) members to a one (1) year term. Thereafter, all terms shall be for three (3) years.

The Green Team shall select Borough volunteers to work on Green Team projects. The names of the Green Team volunteers shall periodically be submitted to the Borough of Buena Mayor and Council and the Green Team Committee reports, minutes, etc., shall also be submitted to the Mayor and Council.

4. MEETINGS

The Green Team shall meet monthly.

Additional meetings of the Green Team may be scheduled by the Chair at his/her discretion.

5. SEVERABILITY

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

6. REPEAL OF PRIOR ORDINANCES

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

7. EFFECTIVE DATE

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

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	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. 650 ADOPTED:

M _____ S _____

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

NEED MOTION TO OPEN THE PUBLIC HEARING ON:

ORDINANCE NO. 652: AN ORDINANCE SETTING THE SPEED LIMIT FOR TRAFFIC ON KIMBERLY LANE, BOROUGH OF BUENA AT 20 MILES PER HOUR IN ACCORDANCE WITH N.J.S.A. 39:4-98

M _____ S _____

WHEREAS, several residents of the Borough of Buena have complained of the excessive speed of motorists traveling on Kimberly Lane in the Borough of Buena and unsafe condition it is

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causing, Kimberly Lane being a residential street with on street parking is permitted on both sides of the public street to accommodate its residents, school children walk to school ; and

WHEREAS, in accordance with NJSA 39:4- 98 the Council of the Borough of Buena adopted a resolution authorizing the Borough engineer to conduct an engineering and traffic study to determine whether the standard speed for residential neighborhoods should be reduced from 25 miles per hour (mph) on Kimberly Lane due to the residential density, lack of sidewalks, presence of school children, community residences, traffic count, accident and speed sampling data; and

WHEREAS, on June 7, 2017, the Borough engineer, Remington and Vernick, completed a vehicle speed study for Kimberly Lane who, in conjunction with the absence of sidewalks and the presence of a group home at 106 Kimberly Lane, recommended a speed limit reduction from 25 mph to 20 mph along the Kimberly Lane, which said report is attached hereto and made a part hereof; and

WHEREAS, the Council of the Borough of Buena finds it to be in the best interests of its residents.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Buena that the speed limit for Kimberly Lane, Borough of Buena, shall be set at 20 mph subject to final approval by the Commissioner of Transportation of the State of New Jersey and the Public Works Department is directed to post speed limit signs along Kimberly Lane at locations as specified by the Borough engineer and in accordance with MUTCD advising motorists traveling upon Kimberly Lane that the speed limit there on is 20 miles per hour.

BE IT FURTHER ORDAINED that any Ordinance or portion thereof that is inconsistent with the terms of this Ordinance shall be repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed void by a Court of competent jurisdiction, the balance hereof shall remain in full force and affect.

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA				
WALKER				
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DISCUSSION:

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M _____ **S** _____

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MAROLDA				
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BAKER				
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ALVAREZ				
MCAVADDY				

ORDINANCE NO. 652 ADOPTED:

M _____ S _____

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MAROLDA				
WALKER				
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MANCUSO				
ALVAREZ				
MCAVADDY				

**RESOLUTION 86-17 A RESOLUTION APPROVING ALCOHOLIC BEVERAGE
 LICENSES FOR THE 2017-2018 TERM.**

M _____ S _____

WHEREAS, application for renewal of liquor licenses for the 2017-2018 year have been filed with the Borough Clerk; and

WHEREAS, all filing fees have been paid and all applications hereinafter identified are complete.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Buena that the club, distribution and retail consumption licenses be and they are hereby renewed for the 2017-2018 licensing year.

- | | |
|-----------------|---------------------------|
| 0104-33-001-003 | Emmanuel and Victor, LLC. |
| 0104-33-002-007 | Uncle Ricky's LLC. |
| 0104-33-003-001 | De Maria Richard A |
| 0104-31-017-001 | Landisville Social Club |
| 0104-44-014-012 | Pruthvi LLC. |
| 0104-31-004-010 | Ozlem, Inc. |
| 0104-44-009-004 | SJP Liquors |
| 0104-33-010-004 | Martin's Custom Catering |
| 0104-31-015-001 | Buena Vista Post 270 |

BE IT FURTHER RESOLVED that the Municipal Clerk is instructed to issue said licenses.

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ALVAREZ				
MCAVADDY				

RESOLUTION 87-17 A RESOLUTION AUTHORIZING AND DIRECTING THE COUNCIL OF THE BOROUGH OF BUENA TO POST AND FILE A SCHEDULE OF ALL WORK SESSION MEETINGS OF THE COUNCIL AS REQUIRED BY THE OPEN PUBLIC MEETINGS ACT OF 1975; AND DESIGNATING CERTAIN NEWSPAPERS TO RECEIVE SAID NOTICES AS REQUIRED UNDER THE OPEN PUBLIC MEETINGS ACT FOR THE YEAR 2017.

M S

WHEREAS, the Open Public Meetings Act of 1975 requires that a schedule of regular meetings of the Council of the Borough of Buena be annually posted and maintained in one public place reserved for public announcements, and requires that the annual notice be filed and maintained by the Clerk of the Borough of Buena; and

WHEREAS, Section III of the Open Public Meetings Act of 1975 requires certain notices of meetings to be submitted to at least two newspapers, one of which shall be the official newspaper, and the second a newspaper which has the greatest likelihood of informing the citizens of the Borough of Buena; and

WHEREAS, the Open Public Meetings Act of 1975 requires that notice of any meetings of the Borough of Buena not provided for in the annual schedule must be (1) posted in at least one public place reserved for public announcements; (2) mailed, telephoned, telegraphed or hand delivered to at least two newspapers designated by the public body; and (3) filed with the Clerk of the municipality.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF BUENA THAT

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1. The Clerk of the Borough of Buena is hereby authorized and directed to post and maintain posted on the official bulletin board located in the Municipal Building, Borough of Buena, New Jersey, a copy of the attached schedule of work session meetings of the Council of the Borough of Buena for the year 2017 and to file a copy of said notice in the Office of the Borough Clerk.

2. Written notice of the date, time, place and agenda of any special meeting, rescheduling meeting, hearing or any other meeting of the Borough Council not provided for in the attached schedule as required by the Open Public Meeting Act of 1975, shall be posted by the Borough of Buena on the official bulletin board and filed; and maintained in the Office of the Borough Clerk.

3. The Atlantic County Record is hereby designated as the official newspaper of the Borough of Buena and said newspaper, together with the Press and Daily Journal are hereby designated to receive all notices of meetings required under the Open Meetings Act of 1975. The Clerk of the Borough of Buena is hereby authorized and directed to mail the attached schedule to the offices of the Atlantic County Record, the Press and the Daily Journal and to provide notices of all other meetings of the Borough of Buena to said newspapers in accordance with the provisions of the Open Meetings Act.

4. It is the opinion of this body that the Atlantic County Record, the Press and the Daily Journal have the greatest likelihood of informing the public within the jurisdictional area of this body of such meetings.

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA				
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THE WORK SESSION MEETINGS OF THE COUNCIL OF THE BOROUGH OF BUENA SHALL BE HELD ON THE FOLLOWING DATES AT 6:00 P.M AT THE BOROUGH HALL, CENTRAL AVENUE, MINOTOLA, NEW JERSEY.

JULY 10, 2017
 AUGUST 14, 2017
 SEPTEMBER 11, 2017
 OCTOBER 10, 2017*
 NOVEMBER 13, 2017
 DECEMBER 11, 2017

*Tuesday Meeting

**RESOLUTION 88-17 A RESOLUTION EXTENDING THE GRACE PERIOD FOR THE PAYMENT OF REAL PROPERTY TAXES IN THE BOROUGH OF BUENA FOR THE THIRD QUARTER OF 2017.
 M _____ S _____**

WHEREAS, the tax rate for the Borough of Buena has not been certified by the Atlantic County Board of Taxation; and

WHEREAS, the tax bills have not been received by the Tax Collector; and

WHEREAS, the Council of the Borough of Buena, in order to provide adequate notice to property owners of the amount of taxes owed for the third quarter of 2017, believe that the grace period for the payment of taxes should be extended.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Buena that the grace period for the payment of property taxes in the Borough of Buena for the third quarter of 2017 be and the same is hereby extended to twenty-five days after the mailing of the tax bills.

BE IT FURTHER RESOLVED that interest shall only be charged on third quarter property taxes by the Tax Collector for payments received after the twenty-five day grace period.

	AYE:	NAY:	ABSTAIN:	ABSENT:
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**RESOLUTION 89-17 A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL OR
 APPLY OVERPAYMENTS AND UNDERPAYMENTS.
 M _____ S _____**

WHEREAS, there exists a number of tax overpayments and underpayments;
 and

WHEREAS, it has been determined by the tax assessor and collector that
 the overpayments and underpayments should be canceled or applied.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena,
 in the County of Atlantic, State of New Jersey that the attached list be
 canceled or applied.

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

**RESOLUTION 92-17 A RESOLUTION AMENDING RESOLUTIONS 15-17 & 29-17
 ENTITLED OFFICIAL DEPOSITORY/AUTHORIZED SIGNATURES AND
 A RESOLUTION AMENDING RESOLUTION NO. 15-17 ENTITLED
 OFFICIAL DEPOSITORY/AUTHORIZED SIGNATURES**

WHEREAS, N.J.S.A 40A:5-14 mandates that the governing body of a
 municipal corporation shall, by resolution passed by a majority vote of
 the full membership thereof, designate as a depository for its monies, a
 bank or trust company having its business in the State of New Jersey and
 organized under the laws of the United States or this State.

BE IT RESOLVED, by the Mayor and Council of the Borough of Buena that
 Newfield National Bank, TD Bank, BB&T, Sun National Bank and Capital Bank
 be and the same are hereby designated the official Depositories of the
 Borough of Buena; and

NOW, THEREFORE, BE IT RESOLVED, that authorized signatures for
 depositories for the year 2017 are as follows:

David Zappariello, Mayor, Rosalie Baker, Council President, Maryann
 Coraluzzo, Cynthia LoGuidice, Brianna Pace, Jill McCrea and Diane Bassetti
 are authorized for the following:

- | | |
|--------------------|---------------------|
| Animal Control | Buena Police Assoc. |
| Current Acct. | Developers Escrow |
| General Capital | Housing Trust |
| 40% Small Cities | Payroll Acct |
| Donations Police | Police Trust |
| Recreation Comm. | Recycling Trust |
| Small Cities Block | Tax Collection |
| Tax Title Lien | Tax Title Lien Prem |
| UFS Penalty | Donations EMS |

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Community Policing

David Zappariello, Mayor, Rosalie Baker, Council President, Maryann Coraluzzo, Cynthia LoGuidice, Brianna Pace, Jill McCrea, Diane Bassetti and Valerie Santagata-Jones are authorized for the following:

UFS Acct Construction Code Occupancy

PERSONNEL:

RESOLUTION 90-17 A RESOLUTION APPOINTING ALFRED RODRIGUEZ JR. TO THE POSITION OF SPECIAL LAW ENFORCEMENT OFFICER II (SLEO II) IN THE BOROUGH OF BUENA.
M _____ S _____

WHEREAS, the Director of Public Safety Director and the Officer in Charge have recommended that Council appoint Alfred Rodriguez, Jr. as a Class II, SLEO in the Borough of Buena Police Department.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Buena that Alfred Rodriguez, Jr. be and he is hereby appointed to the position of Special Law Enforcement Officer (SLEO II) in the Borough of Buena Police Department, effective June 27, 2017.

BE IT FURTHER RESOLVED that the hours shall be determined by the Director of Public Safety and Officer in Charge and shall not exceed 1,508 annually.

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

RESOLUTION 91-17 A RESOLUTION APPOINTING STEPHEN MAY TO THE POSITION OF SPECIAL LAW ENFORCEMENT OFFICER II (SLEO II) IN THE BOROUGH OF BUENA.
M _____ S _____

WHEREAS, the Director of Public Safety Director and the Officer in Charge have recommended that Council appoint Stephen May as a Class II, SLEO in the Borough of Buena Police Department.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Buena that Stephen May be and he is hereby appointed to the position of Special Law Enforcement Officer (SLEO II) in the Borough of Buena Police Department, effective June 27, 2017.

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BE IT FURTHER RESOLVED that the hours shall be determined by the Director of Public Safety and Officer in Charge and shall not exceed 1,508 annually.

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MCAVADDY				

ADMINISTRATORS' S REPORT:

SOLICITOR'S REPORT:

COMMITTEE REPORTS:

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

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

RECREATIONCHAIRWOMAN ROSALIE M. BAKER, JORGE
 ALVAREZ, MATTHEW WALKER

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

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

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

CLERK'S REPORT:

Minutes of the regular meeting of June 12, 2017. If no corrections or additions, entertain a motion to approve M _____ S _____

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

UNFINISHED BUSINESS:

NEW BUSINESS:

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BILLS PAID AS LISTED: M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA				
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ALVAREZ				
MCAVADDY				

**NEXT MEETING: July 10, 2017 6:00 Workshop
July 10, 2017 6:30 Regular Meeting**

MEETING ADJOURNED: M _____ S _____

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