

BOROUGH OF BUENA
 REGULAR COUNCIL MEETING
 AGENDA
 MARCH 23, 2020
 PAGE 1

MEETING CALLED TO ORDER: P.M.

MEETING ADJOURNED: P.M.

CALL MEETING TO ORDER: FLAG SALUTE

ROLL CALL OF ATTENDANCE:

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
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 13, 2019, 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. 685 ORDINANCE AMENDING CHAPTER 115 FEES, ARTICLE II FEES FOR EMERGENCY SERVICES
M _____ S _____

WHEREAS, the Borough of Buena, County of Atlantic, State of New Jersey needs to update its Schedule of Fees for Emergency Services in order to adequately charge for the services of the Emergency Management Services; and

WHEREAS, the Schedule of Fees was last updated in 2015; and

WHEREAS, the Schedule of Fees must reflect appropriate increases in service costs; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Buena, County of Atlantic and State of New Jersey that Chapter 115 Fees, Article II Fees for Emergency Services is amended as follows:

§115-2. Emergency medical services provided is amended as follows:

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The Borough of Buena provides emergency medical services through the Division of Emergency Medical Services, to citizens and visitors of the Borough of Buena on a 24 hour basis throughout the year to the extent that such resources are available.

§115-5. Billings to insurance companies and/or persons served emergency medical services is amended as follows:

The Borough of Buena shall contract with a third-party billing agent for the collection of payment for services rendered by the Division of EMS. Said bill shall be issued to the insurance company for the person served, if any, or directly to the person served if insurance coverage is not available. Fees to be charged for the EMS services shall be as follows:

- A. Ambulance transportation: \$950.00
- B. Basic Life Support mileage: \$18.00 per loaded mile.
- C. Oxygen administration. \$75.00.
- D. Automatic external defibrillator. (AED) pads: \$75.00.
- E. Cervical collars: \$25.00
- F. Treatment but Transport Refusal: \$150.00
- G. Naloxone (Narcan) administration: \$75.00.
- H. Epinephrine administration: \$140.00
- I. Glucose administration: \$5.00.
- J. Aspirin administration: \$5.00.
- K. Continuous Positive Airway Pressure (CPAP) administration: \$75.00.
- L. Albuterol administration: \$10.00

§115-6. Payment for emergency medical services is amended as follows:

Persons receiving a bill for the EMS services shall make payment to the Borough of Buena third-party billing agent within 30 days; or provide proof that they have submitted a claim to their insurance carrier for payment within 30 days of receipt of a bill. These provisions shall be subject to the following:

- A. Persons receiving the EMS service who have health insurance to cover ambulance and emergency medical services are expected to cooperate with the Borough of Buena's third-party billing agent to secure full payment for services rendered.
- B. In the event the health insurance company of a taxpayer or domiciled resident does not pay the bill in full, the Borough of Buena will accept such partial payment to the extent of the insured's policy limits, including deductible and co-insurance requirements, as payment in full.
- C. Due to the time requirements for the preparation and processing of insurance claims, interest shall not be charged on Borough of Buena's billings.
- D. After providing emergency medical services, the Borough of Buena shall transmit all pertinent billing information to the Borough of Buena's third-party billing agent for collection as set forth in Subsection E below. The third-party billing agent shall be responsible for receipt of payment and proper record keeping of its collections as provided in its contract with the Borough of Buena. Payments received by third-party billing agent shall, thereafter, be transmitted electronically to a designated account of the Borough of Buena to be administered by the Borough Chief Financial Officer (CFO). In addition, the third-party billing agent shall transmit monthly, a Deposit Report to the Chairperson of the Safety Committee for review and approval and a copy of the Deposit Report to the Borough CFO and the EMS Chief. The third-

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party billing agent shall prepare a reconciliation report for monthly review by the EMS Chief. The EMS Chief shall monitor the operations of the third-party billing agent, including billing activities and receipt of funds.

- E. The third-party billing agent shall be responsible for the initial billing and at least two follow-up billings. Costs associated with the third-party reimbursement requests shall be based solely on a percent of reimbursement collections as provided in its contract with the Borough of Buena. After at least three attempts to collect said claim, any delinquent accounts will be reviewed with the Borough of Buena and those accounts approved by the Borough of Buena will be sent to a third-party collection agency by the billing company. Collection fees will be paid by the Borough of Buena. The billing company will track and report all payments received by the collections service and will be paid its percentage of the net proceeds from collections. The Borough of Buena reserves the right to determine that a bill is uncollectible and should be written off.

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

DISCUSSION:

NEED MOTION TO CLOSE THE PUBLIC HEARING:

M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

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ORDINANCE NO. 685 ADOPTED:

M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

NEED MOTION TO OPEN THE PUBLIC HEARING ON:

ORDNANCE NO. 686 CALENDAR YEAR 2020
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)
M _____ S _____

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Buena in the County of Atlantic finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$25,712.97 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Buena, in the County of Atlantic, a majority of the full authorized membership of this governing body

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affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Buena shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$89,995.40, and that the CY 2020 municipal budget for the Borough of Buena be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

DISCUSSION:

NEED MOTION TO CLOSE THE PUBLIC HEARING:

M _____ **S** _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

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NEED MOTION TO CLOSE THE PUBLIC HEARING:

M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

ORDINANCE NO. 688 ADOPTED:

M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

RESOLUTION 45-20 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.

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2. **PART TIME EMS** \$ 18.00

Adam Akers
 Catherine Durham
 Kiara Estrada
 Jessica Farside
 Devon Hausmann
 Jamie Hausmann
 Brian Hendricks
 Francis Hernandez

Miguel Hernandez
 Michael Koh
 Morgan Koh
 Malinda Mangaro
 David Massey
 Alyssa Purkins
 Jillian Scarpa
 Laura Sibert

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

RESOLUTION 48-20 A RESOLUTION FIXING SALARIES FOR EMPLOYEES OF THE BOROUGH OF BUENA FOR THE YEAR 2020

M _____ S _____

WHEREAS, pursuant to a Salary Ordinance enacted prior to this Resolution, money was appropriated for the salaries and wages of municipal employees for the year 2020, retroactive to January 1, 2020; and

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF BUENA AS FOLLOWS;

A. That the following Borough employees shall receive the salary hereinafter set forth or as otherwise stated:

1. **David Zappariello, Mayor** \$ 8,442.97
2. **COUNCIL** \$ 4,329.73

Jorge Alvarez **Joseph Mancuso**
Rosalie Baker **Gregory McAvaddy**
Joseph D'Alessandro III **Matthew Walker Sr.**
3. **Maryann Coraluzzo, Clerk/Tax Collector** \$84,441.64
4. **Pamela Johnston, Clerk 1** \$22,888.80

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5.	Pamela Johnston , Clerk 1	\$ 100.00 * per meeting (not to exceed \$1,200 per year)
6.	Cynthia LoGuidice , Chief Financial Officer/QPA	\$55,127.85
7.	Lisa Perella , Tax Assessor	\$10,200.00
8.	Valerie Jones , Clerk 2	\$39,015.00
9.	Valerie Jones , Tax Assessor Assistant	\$ 2,601.00
10.	Valerie Jones , Land Use Secretary	\$ 100.00 per meeting
11.	Edward Castellari Jr , Land Use Chair	\$ 30.00 per meeting attended
12.	<u>LAND USE MEMBERS</u>	\$ 25.00 per meeting attended
	David Zappariello	
	Matthew Walker, Sr	
	Douglas Brunini	
	Ronald Francis	
	Katrina D'Alessandro	
	William Nimohay	
	Keith Bernhardt	
	Aldo Palmieri	
	Anthony Zorzi	
13.	John Keenan , Zoning Officer	\$ 6,002.19
14.	Pamela Johnston , Enforcement Officer	\$ 7,762.47
15.	Pamela Johnston , Occupancy Inspector	\$ 3,200.56
16.	Patrick Newton , Construction Code Official	\$ 1,836.00
17.	Patrick Newton , Building Code Official	\$ 9,180.00
18.	Patrick Newton , Plumbing Sub Code Official	\$ 8,323.20
19.	Patrick Newton , Fire Sub Code Official	\$ 4,161.60
20.	Joseph Rizzuto , Electrical Sub Code Official	\$ 6,729.45

B. The following employees shall be paid at the hourly rate hereinafter set forth or as otherwise stated:

1.	Joseph Aupperle , Streets & Roads, Laborer 2	\$ 19.00
	Leonard Coco , Streets & Roads Laborer 2	\$ 22.36
	Alfred Grasso , Streets & Roads Laborer 2	\$ 19.80
	Michael Corsiglia , Streets & Roads Laborer 2	\$ 20.40
	Thomas Reeves , Streets & Roads, Laborer 1	\$ 16.32
	Terry Crites , Part Time Roads Laborer	\$ 14.45
2.	Diane Bassetti , Part Time, Clerk 1	\$ 15.87
	Fern Brown , Part Time Clerk 1	\$ 15.30
	Fern Brown , Part Time Clerk 1	\$ 100.00 * per meeting (not to exceed \$1,200 per year)

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	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

SOLICITOR'S REPORT:

- EMPLOYEE HANDBOOK UPDATE
- RE-EVALUATION UPDATE

COMMITTEE REPORTS:

- ROADS/RECYCLING**.....**CHAIRMAN, MATTHEW WALKER**
 JORGE ALVAREZ, GREG MCAVADDY
- PUBLIC SAFETY/STREET LIGHTS**.....**CHAIRMAN, JOSEPH D'ALESSANDRO,**
 ROSALIE M. BAKER, JOSEPH MANCUSO
- BLDGS/GROUNDS/IMPROVEMENTS**.....**CHAIRWOMAN, ROSALIE M. BAKER,**
 JOSEPH MANCUSO, GREG MCAVADDY
- RECREATION****CHAIRWOMAN, ROSALIE M. BAKER,**
 JOSEPH D'ALESSANDRO, MATTHEW WALKER
- ECONOMIC DEVELOPMENT**.....**CHAIRMAN, JOSEPH MANCUSO**
 MATTHEW WALKER, JORGE ALVAREZ
- FINANCE**.....**CHAIRMAN, JORGE ALVAREZ,**
 JOSEPH D'ALESSANDRO, MATTHEW WALKER

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MINUTES OF THE REGULAR MEETING OF MARCH 9, 2020. IF NO CORRECTIONS OR ADDITIONS, ENTERTAIN A MOTION TO APPROVE :

M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

CORRESPONDENCE :

1. OUR LADY OF THE BLESSED SACRAMENT REQUESTING RAFFLE LICENSE, NO. RA02-2020 AND RA03-2020 TO BE HELD ON MAY 17, 2020.

M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

2. SPIRIT AND TRUTH MINISTRIES REQUESTING BINGO LICENSE NO. BA02-2020, AND RAFFLE LICENSE NO. RA04-2020 AND RA05-2020 TO BE HELD AT THE OUR LADY OF THE BLESSED SACRAMENT PARISH HALL ON JUNE 5, 2020.

M _____ S _____

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	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

NEED MOTION TO FILE CORRESPONDENCE:

M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
ALVAREZ					
MCAVADDY					

UNFINISHED BUSINESS:

NEW BUSINESS:

BILLS PAID AS LISTED: M _____ S _____

	AYE:	NAY:	ABSTAIN:	ABSENT:	RECUSE
WALKER					
D'ALESSANDRO					
BAKER					
MANCUSO					
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NEXT MEETING: APRIL 13, 2020

MEETING ADJOURNED: M _____ S _____ ALL IN FAVOR? ANY OPPOSED?