BOROUGH OF BUENA
REGULAR COUNCIL MEETING
MINUTES
NOVEMBER 25, 2019
PAGE 1

MEETING CALLED TO ORDER: 7:00 P.M.
MEETING ADJOURNED: 9:01 P.M.

ROLL CALL OF ATTENDANCE:

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

SUNSHINE LAW:
THE REGULAR MEETING OF MAYOR AND COUNCIL OF THE BOROUGH OF BUENA WAS HELD MONDAY, NOVEMBER 25, 2019 COMMENCING AT 7:00 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 DECEMBER 19, 2018, 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:
BRIAN FATCHER OF KIMBERLY LANE ASKED FOR AN UPDATE ON THE PROGRESS OF THE DRAINAGE PIT ON ROUTE 40. ROAD SUPERVISOR NIMOHAY RESPONDED THAT ENGINEER SMITH IS CURRENTLY WORKING WITH COUNTY AND STATE OFFICIALS TO BRING THIS PROJECT TO FRUITION.

PAUL ANNELLO OF 105 FORSYTHE STREET QUESTIONED THE LACK OF PROGRESS BEING MADE AT LIBERTY VILLAGE. MAYOR ZAPPARIELLO INFORMED MR. ANNELLO THAT THE PROPERTY OWNER IS CURRENTLY WORKING WITH ATLANTIC CITY ELECTRIC.

BILL COLTRI OF FOREST GROVE ROAD ASKED IF ANY PROGRESS WAS MADE ON HIS COMPLAINT OF MULTIPLE FAMILIES LIVING IN A SINGLE-FAMILY HOME, AND, BREAKING AND ENTERING ON FOREST GROVE ROAD. CHIEF ZIMMER WILL FOLLOW UP WITH THE OCCUPANCY INSPECTOR.

RESOLUTION 115-19 RESOLUTION TO ENTER INTO EXECUTIVE SESSION
M/BAKER S/MANCUSO

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-6, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Borough of Buena has determined that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Buena, County of Atlantic, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.

2. The general nature of the subject matter to be discussed is as follows:

   Personnel issues.

3. The minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion, pursuant to N.J.S.A. 10:4-7 and 4-14

4. After discussion, the Mayor and Borough Council will come back into Regular Session and may take formal action.

5. This Resolution shall take effect immediately.

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

Mayor Zappariello adjourned the meeting to enter into executive session to discuss personnel matters involving the road department supervisor and emergency medical services chief at 7:15 p.m. and called the meeting back to order at 8:42 p.m.

M/BAKER S/ALVAREZ to return to public session:

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

INTRODUCED AND PASSED ON FIRST READING:

ORDINANCE NO. 683 **ORDINANCE VACATING A PORTION OF FLOWER STREET IN THE BOROUGH OF BUENA, ATLANTIC COUNTY, STATE OF NEW JERSEY.**
M/BAKER S/WALKER

WHEREAS, there exists in the Borough of Buena, a roadway known as Flower Street which is a "paper street" never having been paved or maintained; and

WHEREAS, there has been a request to have the Borough vacate a portion of Flower Street pursuant to Resolution 2008-10 paragraph #11 adopted by the Borough of Buena Land Use Board on March 25, 2008, said portion being more particularly described in accordance with the description set forth in Schedule A, annexed hereto; and

WHEREAS, the matter has been referred to the Borough Engineer who has recommended that the Borough proceed with the vacation since the portion of the roadway is not needed by the Borough; and

WHEREAS, the Mayor and Borough Council does hereby determine that the aforementioned portion of the roadway as set forth in the description attached hereto as Schedule A is no longer needed for public purposes; and

WHEREAS, N.J.S.A. 40: 67-19 authorizes the municipality to release and extinguish the public's rights arising from a dedication of a street; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Borough Council of the Borough of Buena, Atlantic County, State of New Jersey, as follows:

SECTION A

1. The rights of the public and the Borough of Buena in and to the portion of Flower Street as described in the attached Schedule A is hereby extinguished and vacated.

2. At least (7) days prior to the time fixed for the consideration of this ordinance for final passage, a copy thereof, together with a notice of the introduction thereof and the time and place when and where the Ordinance will be further considered for final passage, shall be given by the Borough Clerk to the owners of all real property as shown on the current tax map, whose property adjoins Flower Street whose land may be affected by this Ordinance. This is notice required by N.J.S.A. 40:67-19 and N.J.S.A. 40:49-6.

3. At least (10) days prior to the time fixed for the consideration of this Ordinance for final passage a copy of this Ordinance ,together with its notice of its introduction and the time and place when and where the ordinance will be further considered for final passage, shall be published at least once in a newspaper published and circulated in the Borough. This is also the notice required by N.J.S.A. 40:49-6 and N.J.S.A. 40:67-19.

4. The Borough Clerk shall, within sixty (60) days of the effective date of this Ordinance, file a copy of this Ordinance certified by and under the seal of the municipality, to be a true copy thereof, together with proof of publication thereof, in the office of the Clerk of the Borough of Buena in accordance with the provisions of N.J.S.A. 40: 67-21.

SECTION B

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

SECTION C

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION D

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

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

RESOLUTION 116-19 GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE. M/BAKER S/MANCUSO

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; and

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 Drug 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 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 2021 in the amount of:

DEDR	$23,860.00
Cash Match	$ 5,965.00
In Kind	$17,895.00

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

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

RESOLUTION 117-19 **A RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF BUENA AND THE BOROUGH OF BUENA MUNICIPAL UTILITIES AUTHORITY FOR BUILDING MAINTENANCE.**
M/BAKER S/ALVAREZ

WHEREAS, pursuant to the Interlocal Services Act (N.J.S.A 40A:65-1 et. seq.) the Borough of Buena and the Borough of Buena Municipal Utilities Authority desire to enter into an interlocal services agreement pursuant to the terms and conditions set forth on Exhibit A attached hereto and by this reference made a part hereof (the "Agreement").

NOW, THEREFORE, BE IT RESOLVED by the Borough of Buena, that the interlocal services agreement, a copy of which is attached hereto as Exhibit A, is hereby approved.

BE IT FURTHER RESOLVED that the Borough of Buena Mayor and the Borough of Buena Clerk are hereby authorized and directed to execute the Agreement and that the Borough of Buena Clerk is hereby authorized and directed to take any and all action necessary to effectuate and implement the terms and conditions thereof.

BE IT FURTHER RESOLVED that the attached Interlocal Agreement shall remain in full force and effective one (1) year from the date hereof.

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

RESOLUTION 118-19 **A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES ON BLOCK 200, LOT 36 IN THE AMOUNT OF $339.38. M/BAKER S/WALKER**

WHEREAS, Block 200, Lot 36 was erroneously charged twice for an Added Assessment; and

WHEREAS, the tax assessor has requested the erroneous charge be cancelled.

NOW THEREFORE BE IT RESOLVED by Mayor and Council of Buena Borough that the Tax Collector is hereby authorized to cancel the duplicate Added Assessment in the amount of $339.38 on Block 200, Lot 36.

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

SOLICITOR'S REPORT:

Solicitor Costigan presented the list of abandoned properties to representatives of the Atlantic County Improvement Authority during a meeting held on November 15, 2019. The solicitor stated that the Authority will investigate the parcels, and will move forward with the rehabilitation and/or demolition of one or two.

COMMITTEE REPORTS:

ECONOMIC DEVELOPMENT: CHAIRMAN, MATTHEW WALKER
Chairman Walker is scheduling a meeting with representatives of Triad Associates.

ROADS/RECYCLING: CHAIRMAN, JOSEPH D'ALESSANDRO, III
Chairman D'Alessandro is hopeful that the Lauren Court drainage issues will be rectified soon.

The Atlantic County Utilities Authority will pick up recyclables on November 20, 2019.

Chairman D'Alessandro met with Road Supervisor Nimohay to discuss the applicants and subsequent interviews to fill the vacant laborer position in the department.

Lastly, the new generator has been installed at the EMS building.

RECREATION: CHAIRWOMAN, ROSALIE M. BAKER
Council President Baker thanked Katrina D'Alessandro and her volunteers for facilitating and hosting the tribute to our Veterans on November 9, 2019. This celebration was outstanding, well attended and enjoyed by all.

On November 11, 2019, the V.F.W. Post #158 had a final ceremony at the Monument.

Council President Baker attended the Buena Baseball Softball Association meeting on November 14, 2019. D&R Landscaping was hired to upgrade the fields. Registration and Opening Day dates were set.

On November 23, 2019, Minotola Fire Company had a successful Beef BBQ fundraiser. Council President Baker extended her thanks to all who participated, and the community for its support.

Upcoming Events:

December 1, 2019- Historic Friendship Church will celebrate Olde Tyme Christmas at 3:00 p.m. followed by refreshments at the Social Hall.

December 7, 2019- Our Lady of the Blessed Sacrament will host a Designer Bag Bingo at the Parish Center.

December 14, 2019- Buena Recreation Commission will sponsor a Christmas Parade beginning at 7:00 p.m. at Cleary School. Tree lighting by Santa and Mrs. Claus will follow. A visit with Santa will take place at the Louise Basile Community Center with refreshments. Snow date is set for December 21, 2019.

FINANCE: CHAIRMAN, JOSEPH MANCUSO No Report

PUBLIC SAFETY/STREETS LIGHTS: CHAIRMAN, JORGE ALVAREZ
Director of Public Safety Alvarez detailed the Police Performance Report from the previous month.

BLDGS/GROUNDS/IMPROVEMENTS: CHAIRMAN, GREG MCAVADDY No Report

CLERK'S REPORT:

MINUTES OF THE REGULAR MEETING OF NOVEMBER 12, 2019 WERE APPROVED M/BAKER S/WALKER

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

UNFINISHED BUSINESS: None

NEW BUSINESS:

Councilman D'Alessandro reported that our current portable radios are not compatible with Gloucester County communications, creating a dangerous situation for our first responders. The Councilman received a quote to purchase Motorola radios through Gloucester County's cooperative agreement. Council was agreeable since the safety of our personnel, both paid and volunteer, and residents is paramount.

RESOLUTION 119-19 RESOLUTION APPROVING PURCHASE OF PORTABLE RADIOS M/BAKER S/D'ALESSANDRO

WHEREAS, the members of the Safety Committee of the Borough of Buena met to discuss the incompatibility of the portable radios presently being used by the EMS squad with the Gloucester County Communications Center; and

WHEREAS, it is in the best interests of the residents of the Borough of Buena, and for their safety, the Borough of Buena needs to purchase portable radios that are compatible with those used by Gloucester County; and

WHEREAS, the purchase price for the new portable radios will be $21,758.50; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Buena, that the amount of $21,758.50 be approved for the purchase of new portable radios, contingent upon a Certificate of Availability of Funds from the Chief Financial Officer.

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

BILLS PAID AS LISTED: M/BAKER S/ALVAREZ

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

Mayor Zappariello wished everyone a happy and safe holiday.

NEXT MEETING: DECEMBER 9, 2019

MEETING ADJOURNED: M/BAKER S/MANCUSO RCVU

_____

MARYANN CORALUZZO
BOROUGH CLERK