

**BOROUGH OF BUENA  
REGULAR COUNCIL MEETING  
AGENDA  
OCTOBER 11, 2016**

**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				
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.

**ORDINANCE NO. 643 NEED MOTION TO INDRODUCE AND PASS OF FIRST READING:**

**AN ORDINANCE ESTABLISHING A SERVICE CHARGE FOR A CHECK FOR OTHER WRITTEN INSTRUMENT RETURNED FOR INSUFFICIENT FUNDS**

**M \_\_\_\_\_ S \_\_\_\_\_**

**WHEREAS**, PL 1990, Chapter 105 of the Laws of the State of New Jersey authorizes a municipality to provide, by ordinance, for the imposition of a service charge to be added to any account owing to a municipality, if payment tendered on account was by check or other written instrument, which was returned for insufficient funds;

**NOW, THEREFORE, BE IT ORDAINED** BY THE COUNCIL OF THE BOROUGH OF BUENA, in the County of Atlantic and State of New Jersey, herewith imposes a service charge if payment tendered by check or any other written instrument which was returned for insufficient funds. The service charge is herewith established in the amount of \$25.00 per check, or other written instrument.

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MAROLDA				
WALKER				
BAKER				
MANCUSO				
MCAVADDY				

**RESOLUTION 108-18 A RESOLUTION APPOINTING \_\_\_\_\_ TO THE POSITION OF COUNCILMAN OF BUENA BOROUGH TO FILL THE UNEXPIRED TERM OF ROBERT JAMES UNTIL DECEMBER 31, 2017**  
**M \_\_\_\_\_ S \_\_\_\_\_**

**WHEREAS**, On September 26, 2016 Councilman Robert James tendered his resignation from the position of Councilman of the Borough of Buena effective September 27, 2016, which term commenced January 1, 2015, and was to expire on December 31, 2017; and

**WHEREAS**, Councilman James resignation was received on September 26, 2016 and the Council of the Borough of Buena accepted the tendered resignation on September 26, 2016; and

**WHEREAS**, as a result of the resignation, a vacancy existed on the Borough Council; and

**WHEREAS**, on October 11, 2016 Borough Council received a list of three names provided by the Buena Republican Club from which Council shall nominate an individual to fill the unexpired term of Councilman James, at which time the seat will be filled until the expiration of the term of the vacancy on December 31, 2017; and

**WHEREAS**, Borough Council opened the nomination for consideration and having received one nomination, to wit, \_\_\_\_\_ and thereafter receiving no further nominations, the nominations were duly closed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Buena that \_\_\_\_\_ shall, upon taking the oath of office, immediately fill the vacant seat of Council for the Borough of Buena commencing October 11, 2016 until December 31, 2017, at which time the seat shall be filled by an election in accordance with the laws of the State of New Jersey.

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**RESOLUTION 106-16     A RESOLUTION AUTHORIZING AN IN REM FORECLOSURE**  
**M \_\_\_\_\_ S \_\_\_\_\_**

**WHEREAS**, the Borough of Buena holds a Tax Certificate more specifically set forth on the annexed Tax Foreclosure List; and

**WHEREAS**, the Borough of Buena Council has determined that said Tax Certificate shall be foreclosed by summary proceedings in rem; and

**NOW THEREFORE BE IT RESOLVED** by the Council of the Borough of Buena that the Tax Sale Certificate, as shown below, now held by the Borough of Buena be foreclosed by summary process in REM as described in NJSA 54:5-104.29, et.seq, as amended, and pursuant to the rules of Civil Practice of the Superior Court of New Jersey.

Schedule No.	Description of Lands	Tax Sale Certificate No.	Date of Tax Sale	Vo, Receipt and Instrument No.	Amount Set Forth in the Tax Sale Certificate	Subsequent Liens, Interest and Costs	Amount Required to Redeem	Name on Last Duplicate
1	Block 145, Lot 1 701 South Central Avenue	15-00027	1/7/2016	Vol- 14046 Recpt- 1226613 Inst- 2016019724	\$90,185.34	22330.50	112515.84	Compass Rose Financial Services, LLC

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**RESOLUTION 107-16      A RESOLUTION OPPOSING THE EXPANSION OF CASINO  
GAMBLING IN TWO ADDITIONAL COUNTIES IN THE STATE OF  
NEW JERSEY  
M \_\_\_\_\_ S \_\_\_\_\_**

Whereas, Public Question No. 1 proposes a State constitutional amendment to permit casino gambling in two additional counties in this State; and, Whereas, the voters will consider Public Question No. 1 on the November 8, 2016; and,

Whereas, a history of studies conclude expanding gaming outside of Atlantic City would not increase revenues for the State and, in fact, lead to a net loss of jobs, small businesses, and revenue to the State. Those studies include:

- The American Gaming Association found the rate of those who gambled in casinos at least once per year has remained relatively constant for decades.
- The Pennsylvania Legislative Budget and Finance Committee confirms that as each new casino opens, it only serves locals as a greater share of its patronage.
- Stockton University concluded one casino alone in North Jersey would draw from 41.8% of Atlantic City's existing customer base. This was confirmed by a Deutsche Bank study which said a North Jersey casino will draw from a 40 miles radius, cutting deep into Monmouth County which is critical to Atlantic City's market.
- While Deutsche Bank estimates two North Jersey casinos will generate \$500 million in gaming revenue, Stockton University estimates Atlantic City casinos will lose \$500 million in gaming revenue.
- The Greater Atlantic City Chamber estimates there would be 14,500 job losses and the closure of two to four Atlantic City casinos if casino expansion were approved.
- The Morowitz Study concludes there will be a loss of up to 30,000 jobs, as loss of up to \$1.4 billion in gaming revenue, and the closure of three to five additional casinos, creating a significant increase in regional unemployment and housing foreclosures.

Whereas, the legislative sponsor of Public Question No. 1 testified before the Assembly Judiciary Committee that there were no independent studies



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**RESOLUTION 110-16      A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AUTHORIZING AND DIRECTING THE RETURN OF FUNDS RECEIVED BY THE BOROUGH OF BUENA TO THE BUENA BOROUGH MUNICIPAL UTILITIES AUTHORITY**  
**M \_\_\_\_\_ S \_\_\_\_\_**

WHEREAS, on August 25, 2016, the Borough of Buena received the sum of \$56,000.00 from the Buena Borough Municipal Utilities Authority (BBMUA) for public assistance towards the budgetary needs of the Borough; and

WHEREAS, after careful consideration, the Council of the Borough of Buena has determined that the assistance offer provided was unnecessary and that the funds would best be used by the BBMUA for their ratepayers and potential expansion of their sewer area.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Buena that the funds received by the Borough be returned to the Buena Borough Municipal Utilities Authority.

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**RESOLUTION 111-16      A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, APPOINTING COUNCILMAN GREGORY MCAVADDY TO THE POSITION OF ASSISTANT DIRECTOR OF PUBLIC SAFETY IN ACCORDANCE WITH CHAPTER 45 SECTION 45-4 OF THE CODE OF THE BOROUGH OF BUENA**  
**M \_\_\_\_\_ S \_\_\_\_\_**

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MCAVADDY				

**ENGINEER' S REPORT:**

**FY2015 NJDOT Municipal Aid Project - Reconstruction of Plymouth Street**

We are awaiting approval of the permits for the culvert replacement from the NJDEP and The Pinelands Commission. We are also awaiting a response from the NJDOT regarding a permit for the project.

Please note that the project cannot be advertised for public bid until the Governor lifts Executive Order No. 210, which effectively closed down all construction related activity with respect to currently active NJDOT Transportation Trust Fund - Local Aid projects as of July 8, 2016 at 11:59 pm.

**FY2016 NJDOT Municipal Aid Project - Reconstruction of Forest Grove Road**

Our office submitted an engineering services proposal for this project dated August 30, 2016.

**ADMINISTRATORS' S REPORT:**

**SOLICITOR' S REPORT:**

**COMMITTEE REPORTS:**

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

RECREATION.....CHAIRMAN MATTHEW WALKER  
ROSALIE M. BAKER, JEFFREY MAROLDA

FINANCE.....CHAIRWOMAN ROSALIE M. BAKER  
, MATTHEW WALKER

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

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

BLDGS/GROUNDS/IMPROVEMENTS..... CHAIRMAN GREG MCAVADDY  
JOSEPH MANCUSO, MATTHEW WALKER

**PUBLIC PORTION OF MEETING:**

**Anyone wishing to address Mayor and Council only, please step forward and give your name and address for the record.**

**CLERK' S REPORT:**

**Minutes of the regular meeting of September 26, 2016. If no corrections or additions, entertain a motion to approve M \_\_\_\_\_ S \_\_\_\_\_**

	AYE:	NAY:	ABSTAIN:	ABSENT:
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MCAVADDY				

**CORRESPONDENCE:**

- Best Practices Worksheet**

**Need motion to file correspondence M \_\_\_\_\_ S \_\_\_\_\_**

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**UNFINISHED BUSINESS:**

**NEW BUSINESS:**

**BILLS PAID AS LISTED: M \_\_\_\_\_ S \_\_\_\_\_**

	AYE:	NAY:	ABSTAIN:	ABSENT:
MAROLDA				
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**NEXT MEETING: October 24, 2016**

**MEETING ADJOURNED: M \_\_\_\_\_ S \_\_\_\_\_**

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MAROLDA				
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