

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING
AGENDA
APRIL 24, 2023
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MEETING CALLED TO ORDER: P.M.
MEETING ADJOURNED: P.M.

CALL MEETING TO ORDER: FLAG SALUTE

ROLL CALL OF ATTENDANCE:

Council Member	Present	Absent
MERIGHI		
ALVAREZ		
ADAMS		
BARSUGLIA		
ANDALORO		
FABRIZIO		

ALSO IN ATTENDANCE:

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 and The Daily Journal on November 18, 2022 as well as having been posted on the municipal bulletin board and website at www.buenaboro.org

MAYOR’S REPORT: FIRST ORDER OF BUSINESS.

PUBLIC COMMENT PROVIDES AN OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO INFORM THE MAYOR AND GOVERNING BODY ABOUT THEIR VIEWS. THE MAYOR AND GOVERNING BODY PRESCRIBES TO COUNCIL'S BY-LAWS AND THE NEW JERSEY STATUTES ON OPEN PUBLIC MEETINGS WHEN ENGAGING DURING PUBLIC COMMENT. AS SUCH, EACH INDIVIDUAL SHALL HAVE A 5 MINUTE LIMIT TO COMMENT; AN INDIVIDUAL CANNOT YIELD TIME TO ANOTHER INDIVIDUAL; AN INDIVIDUAL MAY ONLY APPROACH THE PODIUM ONCE DURING PUBLIC COMMENT FOR ANY ONE TOPIC; VULGAR OR OFFENSIVE LANGUAGE IS PROHIBITED AND MAYOR AND COUNCIL WILL NOT ENGAGE IN DIALOGUE WITH THE PUBLIC DURING THIS TIME. THE GOVERNING BODY MAINTAINS MODEL COURTESY AND RESPECT AND REQUIRES MEMBERS OF THE PUBLIC TO DO THE SAME.

PUBLIC PORTION OF THE MEETING:

MOTION TO OPEN THE PUBLIC PORTION OF THE MEETING:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

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Anyone wishing to address Mayor and Council please step forward and state your name for the record.

MOTION TO CLOSE PUBLIC PORTION:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

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RESOLUTION 85-23 A RESOLUTION OF BUENA BOROUGH AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY FOR THE PARTICIPATION IN A COUNTY-WIDE LEAD-BASED PAINT INSPECTION FOR RENTED DWELLING UNITS PROGRAM

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

WHEREAS, the Borough Council of Buena Borough desires to engage the services of the Atlantic County Improvement Authority to perform various services for the municipality; and

WHEREAS, the Atlantic County Improvement Authority is qualified by training and experience to administer the required services in the manner and on the terms and conditions set forth in the attached contract.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Buena Borough that the Atlantic County Improvement Authority is hereby appointed to be the administrators for the participation in a county-wide lead-based paint inspection for rented dwelling units’ program, and

BE IT FURTHER RESOLVED that the Mayor and Acting Borough Clerk are hereby authorized to enter into and execute the Shared Services Agreement authorizing the Atlantic County Improvement Authority the Administrator of county-wide lead-based paint inspection for rented dwelling units’ program, and the Agreement shall be filed and open to the public at the office of the Acting Borough Clerk immediately after the adoption of this Resolution.

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RESOLUTION 86-23 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, SUPPORTING OUR FIRST RESPONDERS ACT

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

WHEREAS , our country’s Emergency Medical Services (EMS) system is facing a crisis that jeopardizes the health and safety of every man, woman, and child. The additional burdens placed on EMS systems and personnel during the pandemic exposed years of underfunding that is now creating a breaking point – at a time when 9-1-1 calls have increased in most jurisdictions; and

WHEREAS , across the country, EMS response can vary depending on where you live. It consists of a diverse group of 400,000 healthcare practitioners, including hospital-based paramedics, Emergency Medical Technicians (EMTs), and dual role firefighter/EMTs across 21,000 locations. According to the Bureau of Labor Statistics, fatality rates among paramedics and EMTs were highest across all healthcare workers at approximately 14 deaths per 100,000 workers during the height of the COVID pandemic Together, the pressures of the pandemic and ongoing opioid and mental health epidemics, combined with low pay and/or poor benefits, have contributed to an overall 30% turnover rate of full and part-time EMTs and paramedics across the country; and

WHEREAS , these staffing shortages, combined with skyrocketing costs to pure equipment and fuel, are forcing EMS agencies to make difficult decisions including whether to reduce or even cease operations. As more agencies shut down, remaining agencies are required to cover larger areas, leaving families without immediate assistance in their greatest moment of need when timing can mean life or death; and

WHEREAS , today, only 13 states classify EMS as an essential service. Because of this designation, local governments are not required to provide emergency medical services. Unlike firefighting and police, EMS agencies do not have wide access to federal and state funding.

THE SUPPORTING OUR FIRST RESPONDERS ACT

To address this crisis, the bipartisan Supporting Our First Responders Act would authorize \$50 million per year for five years to establish a grant program under the Department of Health and Human Services allowing public, private, and non-profit EMS agencies, along with State and local governments to apply for grants to:

- Hire, recruit, and retain trained medical personnel
- Support the well-being of EMS personnel
- Provide reimbursement for required trainings
- Constructing and modifying facilities to improve coverage and response time
- Upgrade and purchase new equipment, medication, and vehicles

WHEREAS , this legislation would also provide \$5 million per year in technical assistance

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to assist EMS agencies with the grant application process. In addition, this legislation requires the Secretary of Health and Human Services to provide Congress with detailed reports on existing challenges and recommendations to problems facing the EMS community including:

- Detailing the disparities and inadequacies in providing federal and private reimbursement for EMS
- Detailing the challenges specific to rural EMS departments and nonaffiliated EMS departments
- Detailing the feasibility of establishing a lead Federal office to implement recommendations to improve advocacy and collect data for EMS personnel

NOW THEREFORE BE IT RESOLVED, the Governing Body of the Borough of Buena asserts this legislation would permanently extend the Emergency Triage, Treatment, and travel (ET3) Model, first developed by the Center for Medicare and Medicaid Services (CMS) as a way to reimburse EMS agencies for their services that don't involve hospital transport. Permanently extending this practice, which was first waived at the beginning of the COVID-19 pandemic, would allow EMS agencies to be reimbursed for Treatment-In-Place (TIP) or alternative transport. CMS has reported that these extensions would save taxpayers more than \$560 million per year

The Supporting our First Responders Act will invest the necessary resources in these heroes so they're able to continue serving our communities; and the Acting Borough Clerk shall share Mayor and Borough Council's expression by forwarding a copy of this Resolution to all members of the United States House of Representatives and United States Senate representing the Borough of Buena.

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RESOLUTION 87-23 A RESOLUTION TO ENDORSE THE SUBMISSION BY THE BOROUGH OF BUENA OF THE 2022 MUNICIPAL RECYCLING TONNAGE GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF RECYCLING AND TO DESIGNATE WILLIAM NIMOHAY TO ENSURE THAT THE SAID APPLICATION IS PROPERLY FILED

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and

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expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgating recycling regulations to implement the Mandatory Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants including, but not limited to, making and keeping accurate verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Council of the Borough of Buena to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that the Borough of Buena hereby endorses the submission of a 2022 Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office and Recycling and designates William Nimohay to ensure that the said application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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**RESOLUTION 88-23 A RESOLUTION AUTHORIZING THE OPENING OF A NEW BANK
ACCOUNT FOR THE BOROUGH FOR BUENA FOR DONATIONS**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

WHEREAS, the Borough of Buena wishes to establish a Donation account for donations made to the EMS Donations and Recreation Accounts through Venmo and PayPal and;

WHEREAS, the Borough Council of the Borough of Buena desires to open a new bank account with Newfield National Bank and;

NOW THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena, the following;

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- 1. That the Chief Financial Officer be, and hereby is, authorized to open a new account with Newfield National Bank, for the purposes stated above.
- 2. That Resolution 15-2023 has a list of employees authorized as signers on account authorized herein.
- 3. That the Chief Financial Officer be, and hereby is, authorized to execute such documents as are necessary to complete the opening of the new account authorized herein and make minimum required deposit not to exceed \$1.000.00

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RESOLUTION 89-23 DEDICATION BY RIDER LEAD HAZARD CONTROL ASSISTANCE FUND

Requesting approval of the director of local government services to establish a dedicated trust by rider for lead hazard control assistance fund to N.J.S.A. 40A: 4-39

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

WHEREAS, permission is required of the Director of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, NJSA40A: 4-39 allows Municipalities to receive amounts for costs incurred for Lead Hazard Control Assistance; and

WHEREAS, N.J.S.A 40A:4-39 provides that the Director of Local Government Services may approve expenditures of monies by dedication by rider.

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

- 1. The Mayor and Council hereby request permission of the Director of Local Government Services to pay expenditures for Lead Hazard Control Assistance pursuant to N.J.S.A. 40-A:4-39
- 2. The Municipal Clerk of Borough of Buena is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

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**RESOLUTION 90-23 A RESOLUTION DETERMINING AND DIRECTING THE FORECLOSSURE
OF TAX SALE CERTIFICATE NO. 19-00013, 19-00043 and 18-
00079 PURSUANT TO N.J.S.A. 54:5-104.29 ET. SEQ.**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

BE IT RESOLVED, by the Borough Council of the Borough of Buena, New Jersey, the governing body of the Borough of Buena, that Tax Sale Certificate No. 19-00013, 19-00043, and 18-00079, as shown on the attached Foreclosure List, which are held by the Borough of Buena be foreclosed by summary proceedings, IN REM, and as described by N.J.S.A. 54:5-104-29 et seq. as amended, and pursuant to the Rules of Civil Procedure of the Superior Court of New Jersey.

BE IT FURTHER RESOLVED, that all reasonable and necessary costs incurred in connection with the foreclosure of Tax Sale Certificate No. 19-00013, No. 19-00043, and 18-00079 are hereby approved.

BUENA BOROUGH TAX FORECLOSURE LIST
2023 – Supplemental

Sched. No.	Certificate Number	Description of Land on Last Tax Duplicate and Certificate of Sale	Date of Sale	Amt. of Sale	Amount of Tax Leins Accruing Subsequent to Sale and Interest, Penalties, Costs, and Subsequent Taxes Interest and Utilities	Amt. to Redeem as of 04/10/23	Date of Rec. Cert.	Inst. No.
1	19-00043	Kiana Construction LLC 1005B S. Central Ave. Block 193, Lot 3	01/23/20	\$4,781.97	\$25,617.70	\$30,399.67	06/05/20	2020029716
2	19-00013	Brunini Terrace Swim Club 110 Park Avenue Block 132, Lot 15	01/23/20	\$4,001.09	\$27,623.76	\$31,624.85	06/05/20	2020029722
3	18-00079	Harry Thomas 313 Martinelli Ave. Block 200, Lot 20	01/30/19	\$8,154.28	\$44,394.13	\$52,548.47	03/11/19	2019012854

Redemption Calculated to April 10, 2023.

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**RESOLUTION 91-23 A RESOLUTION ACCEPTING THE RESIGNATION OF MATHEW PERRI
AS EMERGENCY MEDICAL TECHNICIAN FROM BUENA EMS.**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Buena that the following resignation be regretfully accepted effective immediately:

Matthew Perri

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**RESOLUTION 92-23 RESOLUTION AUTHORIZING HIRING OF AN EMERGENCY MEDICAL
TECHNICIAN**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

WHEREAS , the Borough of Buena Emergency Medical Services Department operates 24 hours a day, 365 days a year; and

WHEREAS, appropriate staffing is required for the department to operate effectively and efficiently; and

WHEREAS, the Emergency Medical Services Chief of the Borough of Buena requests the authorization from Council to approve the hiring of the following candidate to replace the Emergency Service Technicians who have left the department:

Kelli Holland

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Buena, County of Atlantic, State of New Jersey, hereby approves the hiring of aforementioned candidate as a per-diem Emergency Service Technician based on qualifications with a start date as soon as possible and conditioned upon the successful completion of the hiring phases set forth in the Policy and Procedures of the Borough of Buena.

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COMMITTEE REPORTS:

- PERMITS/INSPECTIONS/TAX OFFICES.....**

CHAIRMAN, DOUGLAS ADAMS,
MARINA BARSUGLIA, ERNEST MERIGHI
- PUBLIC SAFETY/STREET LIGHTS/ANIMAL CONTROL.....**

CHAIRMAN, DOUGLAS ADAMS,
JORGE AVAREZ, ERNEST MERIGHI
- FINANCE.....**

CHAIRMAN, JORGE ALVAREZ,
PATRICIA ANDALORO, DOUGLAS ADAMS
- PUBLIC BLDGS/GROUNDS/IMPROVEMENTS.....**

CHAIRWOMAN PATRICIA ANDALORO,
JOSEPH FABRIZIO, MARINA BARSUGLIA

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RECREATION/SPECIAL EVENTS.....CHAIRWOMAN, MARINA BARSUGLIA,
PATRICIA ANDALORO, JOSEPH FABRIZIO

ROADS/RECYCLING.....CHAIRMAN, JOSEPH FABRIZIO,
JORGE ALVAREZ, ERNEST MERIGHI

ECONOMIC DEVELOPMENT.....CHAIRMAN ERNEST MERIGHI,
JORGE ALVAREZ, MARINA BARSUGLIA

**MINUTES OF THE WORKSHOP MEETING OF APRIL 10, 2023. IF NO CORRECTIONS OR ADDITIONS,
ENTERTAIN A MOTION TO APPROVE:**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

**MINUTES OF THE REGULAR MEETING OF APRIL 10, 2023. IF NO CORRECTIONS OR ADDITIONS,
ENTERTAIN A MOTION TO APPROVE:**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

**MINUTES OF THE SPECIAL MEETING OF APRIL 17, 2023. IF NO CORRECTIONS OR ADDITIONS,
ENTERTAIN A MOTION TO APPROVE:**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

CORRESPONDENCE:

1. Our Lady of Blessed Sacrament request for Application to amend Bingo License# A01-2023 dated April 7, 2023

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NEED MOTION TO FILE CORRESPONDENCE:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

UNFINISHED BUSINESS:

NEW BUSINESS:

BILLS PAID AS LISTED:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
MERIGHI							
ALVAREZ							
ADAMS							
BARSUGLIA							
ANDALORO							
FABRIZIO							

NEXT MEETING:

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