

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Saturday, December 30, 2023 12:59 PM
To: Minotola Fire; Minotola Fire
Cc: Brad@vinelandproduce.com; Chief@eastvinelandfirecompany.com; Maryann Coraluzzo; Nelsen, Donald [DCA]; Rick Tonetta; Tramontana Luigi; Weiss, Timothy [DCA]; [REDACTED]
[REDACTED]@gmail.com; Joseph Baruffi [REDACTED]
Subject: Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code

Great! See you then!

Thank you

Douglas E. Adams
Council President
Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980

Borough of Buena
616 Central Ave
Minotola NJ 08341
<http://www.BuenaBoro.org/>

From: Minotola Fire <minotola112chief@gmail.com>
Sent: Saturday, December 30, 2023 12:54:44 PM
To: Douglas Adams <douglas.adams@buenaboro.org>; Minotola Fire <minotola112president@gmail.com>
Cc: Brad@VinelandProduce.com <Brad@vinelandproduce.com>; Chief@EastVinelandFireCompany.com <Chief@eastvinelandfirecompany.com>; Maryann Coraluzzo <administrator@buenaboro.org>; Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Tramontana Luigi <ltramontana@vinelandcity.org>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; [REDACTED]
[REDACTED]; Joseph Baruffi <joseph.baruffi@gmail.com>
Subject: ***EXTERNAL*** Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Yes that will work

Get [Outlook for iOS](#)

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Saturday, December 30, 2023 12:49:39 PM
To: Minotola Fire <minotola112chief@gmail.com>; Minotola Fire <minotola112president@gmail.com>
Cc: Brad@VinelandProduce.com <Brad@vinelandproduce.com>; Chief@EastVinelandFireCompany.com

<Chief@eastvinelandfirecompany.com>; Maryann Coraluzzo <administrator@buenaboro.org>; Nelsen, Donald [DCA] <donald.nelsen@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Tramontana Luigi <ltramontana@vinelandcity.org>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; [REDACTED]

[REDACTED] <joseph.baruffi@gmail.com>

Subject: Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code

Great

Thank you

I can meet you there at 1:30?today?

Thank you

Douglas E. Adams
Council President
Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980

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616 Central Ave
Minotola NJ 08341
<http://www.BuenaBoro.org/>

From: Minotola Fire <minotola112chief@gmail.com>

Sent: Saturday, December 30, 2023 12:39:44 PM

To: Minotola Fire <minotola112president@gmail.com>; Douglas Adams <douglas.adams@buenaboro.org>

Cc: Brad@VinelandProduce.com <Brad@vinelandproduce.com>; Chief@EastVinelandFireCompany.com <Chief@eastvinelandfirecompany.com>; Maryann Coraluzzo <administrator@buenaboro.org>; Nelsen, Donald [DCA] <donald.nelsen@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Tramontana Luigi <ltramontana@vinelandcity.org>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; [REDACTED]

[REDACTED] <joseph.baruffi@gmail.com>

Subject: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code

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Good afternoon Doug

I can meet you down at the firehouse and unlock the Knox box so you can take possession of the key. Also, you will need the alarm box keys for 114 Buena Gardens. I just asked, and after you take possession of the key that you replied with an email stating date and time you took possession. Please let me know when you're available.

Thanks

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From: Minotola Fire <minotola112president@gmail.com>

Sent: Saturday, December 30, 2023 12:12:04 PM

To: Douglas Adams <douglas.adams@buenaboro.org>

Cc: Brad@VinelandProduce.com <Brad@vinelandproduce.com>; Chief@EastVinelandFireCompany.com <Chief@eastvinelandfirecompany.com>; Joseph Kaspar <minotola112chief@gmail.com>; Maryann Coraluzzo <administrator@buenaboro.org>; Nelsen, Donald [DCA] <donald.nelsen@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Tramontana Luigi <ltramontana@vinelandcity.org>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; [REDACTED] <[REDACTED]@gmail.com>; Joseph Baruffi <[REDACTED]@gmail.com>

Subject: Re: ***EXTERNAL*** Re: Knox Box Code

Good afternoon Doug.

Email received and I understand the concern with this and the need to get access taken care of.

As discussed yesterday, the Knox Boxes are 'personally assigned' codes to members and once the code is entered for that member it logs that member as having the key until it is returned.

In an effort to not comprise or provide a members 'personal code', Chief Kaspar is working on this issue and hopefully a solution will be available.

The other keys referenced (alarm panel, elevator, etc) are hung in the chauffeur compartment of the apparatus (I believe 1126 and 1122).

I hope this helps and you can understand the risk of liability or unwanted exposure if a member does not wish to provide their personal code as they are not even shared amongst ourselves.

Steve

On Sat, Dec 30, 2023 at 11:42 Douglas Adams <douglas.adams@buenaboro.org> wrote:

Mr Nelsen

Thank you for your prompt response.

As a professional I thought you may be able to guide them on this safety issue.

We certainly would not want you to get involved in local issues.

Thanks Again,

Douglas E. Adams

Council President / Director of Public Safety

Douglas.Adams@BuenaBoro.org

856.982.2980



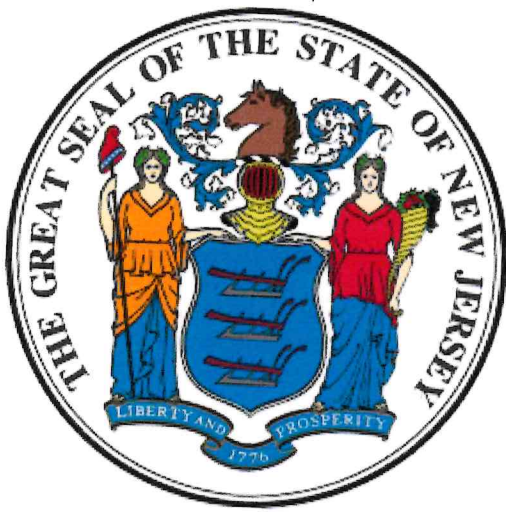
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[616 Central Ave](#)

[Minotola NJ 08341](#)

<http://www.BuenaBoro.org/>





From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Sent: Saturday, December 30, 2023 11:26 AM
To: Douglas Adams <douglas.adams@buenaboro.org>
Cc: Steve Laporta <minotola112president@gmail.com>; Joseph Kaspar <minotola112chief@gmail.com>; Chief@EastVinelandFireCompany.com <Chief@EastVinelandFireCompany.com>; Brad@VinelandProduce.com <Brad@VinelandProduce.com>; Joseph Baruffi <[REDACTED]>; Maryann Coraluzzo <[REDACTED]>; administrator@buenaboro.org; Rick Tonetta <solicitor@buenaboro.org>; [Tramontana Luigi <Tramontana@vinelandcity.org>](mailto:Tramontana@vinelandcity.org)
Subject: ***EXTERNAL*** Re: Knox Box Code

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning. We (OFDP) have nothing to do with Knox boxes. That is a local issue. I would suggest you Contact your fire official regarding Knox boxes. Happy Saturday.

Donald Nelsen
Shore Region Fire Coordinator
NJ Div of Fire Safety OFDP
609-477-9346
Donald.Nelsen@dca.nj.gov

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Saturday, December 30, 2023 11:21:15 AM
To: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Cc: Steve Laporta <minotola112president@gmail.com>; Joseph Kaspar <minotola112chief@gmail.com>; Chief@EastVinelandFireCompany.com <Chief@EastVinelandFireCompany.com>; Brad@VinelandProduce.com <Brad@VinelandProduce.com>; Joseph Baruffi <[REDACTED]>; Maryann Coraluzzo <[REDACTED]>; administrator@buenaboro.org; Rick Tonetta <solicitor@buenaboro.org>; [Tramontana Luigi <Tramontana@vinelandcity.org>](mailto:Tramontana@vinelandcity.org)
Subject: [EXTERNAL] Fwd: Knox Box Code

Good Morning Mr Nelsen

We are requesting your assistance with a definite safety issue and hope that you can help. As you know Buena Boro is being covered under your office's Emergency Response Plan until we find a fire company. Our neighboring towns are responsive and doing a great job.

Yesterday there was a smoke alarm call at Buena Gardens in Minotola. East Vineland FC was toned out and responded promptly. The call came in the morning before any employees were on location. EV Asst Chief had no keys to enter building or reset alarm. Luckily it was just toast smoking. The Manger of the high rise contacted me immediately with grave concern. I immediately searched and found all of the keys needed and will provide them to our responding fire companies.

What I do not have and need is the access codes to unlock the knox boxes in the fire trucks. These boxes contain the keys to several Senior Citizen Complexes and Local Businesses. Yesterday and today I made this request to the President and Chief of Minotola Fire Co. I explained the same and said its urgent. I still have not heard from them. I need to provide these keys to our entrusted neighboring fire companies so they can do their job. I am sure I don't have to explain to you how important and urgent this matter is. The lack of response from Minotola FC puts them in a very liable situation. The safety of our residents are in jeopardy.

Please discuss this with their Chief and/or President and advise them that they need to provide us access to the knox boxes immediately in order to provide the best safest emergency response.

I am hoping you can help.

Thank you

Douglas E. Adams
Council President
Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980

[Borough of Buena](#)
[616 Central Ave](#)
[Minotola NJ 08341](#)
<http://www.BuenaBoro.org/>

From: Douglas Adams
Sent: Saturday, December 30, 2023 8:14:03 AM
To: Steve Laporta <minotola112president@gmail.com>; Joseph Kaspar <minotola112chief@gmail.com>
Cc: Joseph Baruffi <[REDACTED]>; Admin <clerk@buenaboro.org>; Rick Tonetta <solicitor@buenaboro.org>
Subject: Knox Box Code

President & Chief

There was a smoke alarm at Buena Gardens yesterday before the staff was in. The responding Fire Co had no access to the alarm box, the entry door, the elevator or the Knox box.

I was contacted by the manager and advised of this problem.
I found all the keys and want to make a copy available for our responding fire company.
I don't have access to the two Knox boxes in the trucks to get the Knox box keys for the several senior centers and businesses for the fire company.
I will need a code or a master magnet key for the truck Knox boxes
This is immediately important. Please answer today so I can coordinate with Fire Company so they will have access should an emergency occur.

Thank you

Douglas E. Adams
Council President
Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980

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Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Sunday, December 31, 2023 12:31 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code
Attachments: details.txt; Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code (42.6 KB)

Delivery has failed to these recipients or groups:

Chief@EastVinelandFireCompany.com (Chief@eastvinelandfirecompany.com)

Your message wasn't delivered. Despite repeated attempts to deliver your message, the recipient's email system refused to accept a connection from your email system.

Contact the recipient by some other means (by phone, for example) and ask them to tell their email admin that it appears that their email system is refusing connections from your email server. Give them the error details shown below. It's likely that the recipient's email admin is the only one who can fix this problem.

For Email Admins

No connection could be made because the target computer actively refused it. This usually results from trying to connect to a service that is inactive on the remote host - that is, one with no server application running. For more information and tips to fix this issue see this article:
<https://go.microsoft.com/fwlink/?LinkId=389361>

Diagnostic information for administrators:

Generating server: DS0PR09MB11204.namprd09.prod.outlook.com
Receiving server: DS0PR09MB11204.namprd09.prod.outlook.com

Chief@eastvinelandfirecompany.com

12/31/2023 5:31:09 PM - Server at DS0PR09MB11204.namprd09.prod.outlook.com returned '550 5.4.316 Message expired, connection refused(Socket error code 10061)'

12/31/2023 5:25:01 PM - Server at eastvinelandfirecompany.com (199.34.228.77) returned '450 4.4.316 Connection refused [Message=Socket error code 10061] [LastAttemptedServerName=eastvinelandfirecompany.com] [LastAttemptedIP=199.34.228.77:25] [SmtpSecurity=-2;-2] [BLOGCC02FT011.eop-gcc02.prod.protection.outlook.com 2023-12-31T17:25:14.948Z 08DC0A12CF04A2E6](Socket error code 10061)'

Original message headers:

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by DS0PR09MB11204.namprd09.prod.outlook.com (2603:10b6:8:177::13) with
Microsoft SMTP Server (version=TLS1_2,

cipher=TLS_ECDHE_RSA_WITH_AES_256_GCM_SHA384) id 15.20.7135.24; Sun, 31 Dec 2023 15:06:23 +0000
Received: from CO6PR09MB8805.namprd09.prod.outlook.com (2603:10b6:303:c9::22) by DM6PR09MB4728.namprd09.prod.outlook.com (2603:10b6:5:26d::13) with Microsoft SMTP Server (version=TLS1_2, cipher=TLS_ECDHE_RSA_WITH_AES_256_GCM_SHA384) id 15.20.7135.23; Sun, 31 Dec 2023 04:06:01 +0000
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ARC-Authentication-Results: i=1; mx.microsoft.com 1; spf=pass smtp.mailfrom=buenaboro.org; dmarc=pass action=none header.from=buenaboro.org; dkim=pass header.d=buenaboro.org; arc=none
DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=buenaboro.org; s=selector1;
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Received: from SA1PR09MB8335.namprd09.prod.outlook.com (2603:10b6:806:178::15) by CO6PR09MB8805.namprd09.prod.outlook.com (2603:10b6:303:c9::22) with Microsoft SMTP Server (version=TLS1_2, cipher=TLS_ECDHE_RSA_WITH_AES_256_GCM_SHA384) id 15.20.7135.23; Sat, 30 Dec 2023 17:31:02 +0000
Received: from SA1PR09MB8335.namprd09.prod.outlook.com ([fe80::1893:6348:dbcl:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com ([fe80::1893:6348:dbcl:5fbf%3]) with mapi id 15.20.7135.023; Sat, 30 Dec 2023 17:31:01 +0000
From: Douglas Adams <douglas.adams@buenaboro.org>
To: Minotola Fire <minotolal12president@gmail.com>
CC: "Brad@VinelandProduce.com" <Brad@vinelandproduce.com>, "Chief@EastVinelandFireCompany.com" <Chief@eastvinelandfirecompany.com>, Joseph Kaspar <minotolal12chief@gmail.com>, Maryann Coraluzzo <administrator@buenaboro.org>, "Nelsen, Donald [DCA]" <donald.nelsen@dca.nj.gov>, Rick Tonetta <solicitor@buenaboro.org>, Tramontana Luigi <ltramontana@vinelandcity.org>, "Weiss, Timothy [DCA]" <Timothy.Weiss@dca.nj.gov>, "[REDACTED]" <[REDACTED]>, joseph baruffi <joseph.baruffi@gmail.com>
Subject: Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code
Thread-Topic: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code
Thread-Index: AQHa00X1/ue7j6KuB0G8XDWSswqiTA==
Date: Sat, 30 Dec 2023 17:31:01 +0000
Message-ID: <SA1PR09MB8335E164510DBC9A2C773469F09CA@SA1PR09MB8335.namprd09.prod.outlook.com>
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X-MS-Exchange-CrossTenant-originalarrivaltime: 30 Dec 2023 17:31:01.3714
(UTC)
X-MS-Exchange-CrossTenant-fromentityheader: Hosted
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X-MS-Exchange-Transport-CrossTenantHeadersStamped: CO6PR09MB8805
Return-Path: douglas.adams@buenaboro.org
X-OriginatorOrg: buenaboro.org

Reporting-MTA: dns;DS0PR09MB11204.namprd09.prod.outlook.com
Received-From-MTA: dns;DM6PR09MB4728.namprd09.prod.outlook.com
Arrival-Date: Sun, 31 Dec 2023 15:06:23 +0000

Final-Recipient: rfc822;Chief@eastvinelandfirecompany.com
Action: failed

Status: 5.4.316

Diagnostic-Code: smtp;550 5.4.316 Message expired, connection refused
X-Display-Name: Chief@EastVinelandFireCompany.com

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Saturday, December 30, 2023 12:31 PM
To: Minotola Fire
Cc: Brad@vinelandproduce.com; Chief@eastvinelandfirecompany.com; Joseph Kaspar; Maryann Coraluzzo; Nelsen, Donald [DCA]; Rick Tonetta; Tramontana Luigi; Weiss, Timothy [DCA]; [REDACTED] joseph baruffi
Subject: Re: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code

President & Chief

I understand your response but it does not get the mission completed.

For the sake of Public Safety, create a simple release form that we can all sign, saying that you or the Chief relinquish your code to me from this date forward.

I name, title, relinquish my personal knox box code to the Director of Public Safety, for public safety purposes, from this date forward. Any activity with his code from this date forward is no longer my responsibility.

Signed:

Title:

Date:

Signed: *Douglas E Adams*

Title: Director of Public Safety

Date: 12/30/23

Please text me the code you will not be responsible, I will.

Thank you

Douglas E. Adams
Council President
Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980

Borough of Buena
616 Central Ave
Minotola NJ 08341
<http://www.BuenaBoro.org/>

From: Minotola Fire <minotola112president@gmail.com>
Sent: Saturday, December 30, 2023 12:12:04 PM
To: Douglas Adams <douglas.adams@buenaboro.org>
Cc: Brad@VinelandProduce.com <Brad@vinelandproduce.com>; Chief@EastVinelandFireCompany.com <Chief@eastvinelandfirecompany.com>; Joseph Kaspar <minotola112chief@gmail.com>; Maryann Coraluzzo <administrator@buenaboro.org>; Nelsen, Donald [DCA] <donald.nelsen@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Tramontana Luigi <ltramontana@vinelandcity.org>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@gmail.com>; joseph baruffi [REDACTED]
Subject: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Knox Box Code

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon Doug.

Email received and I understand the concern with this and the need to get access taken care of.

As discussed yesterday, the Knox Boxes are 'personally assigned' codes to members and once the code is entered for that member it logs that member as having the key until it is returned.

In an effort to not comprise or provide a members 'personal code', Chief Kaspar is working on this issue and hopefully a solution will be available.

The other keys referenced (alarm panel, elevator, etc) are hung in the chauffeur compartment of the apparatus (I believe 1126 and 1122).

I hope this helps and you can understand the risk of liability or unwanted exposure if a member does not wish to provide their personal code as they are not even shared amongst ourselves.

Steve

On Sat, Dec 30, 2023 at 11:42 Douglas Adams <douglas.adams@buenaboro.org> wrote:

Mr Nelsen

Thank you for your prompt response.

As a professional I thought you may be able to guide them on this safety issue.

We certainly would not want you to get involved in local issues.

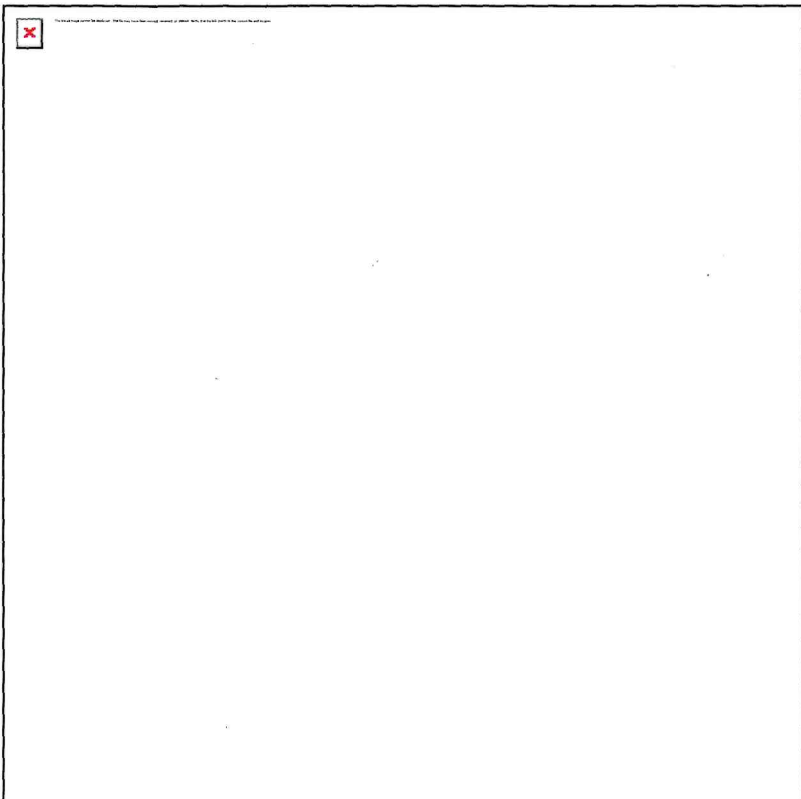
Thanks Again,

Douglas E. Adams

Council President / Director of Public Safety

Douglas.Adams@BuenaBoro.org

856.982.2980



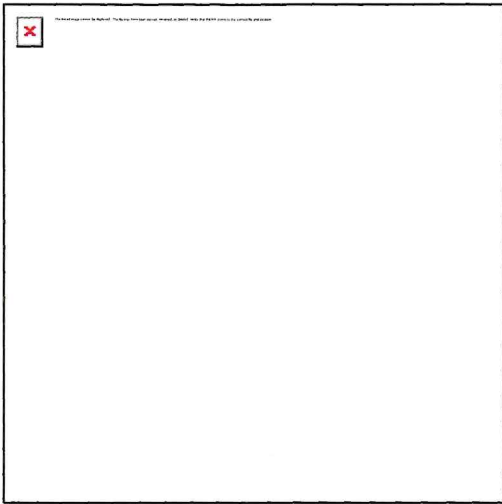
[Borough of Buena](#)

[616 Central Ave](#)

[Minotola NJ 08341](#)

<http://www.BuenaBoro.org/>





From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Sent: Saturday, December 30, 2023 11:26 AM
To: Douglas Adams <douglas.adams@buenaboro.org>
Cc: Steve Laporta <minotola112president@gmail.com>; Joseph Kaspar <minotola112chief@gmail.com>; Chief@EastVinelandFireCompany.com <Chief@EastVinelandFireCompany.com>; Brad@VinelandProduce.com <Brad@VinelandProduce.com>; joseph baruffi [REDACTED] Maryann Coraluzzo <administrator@buenaboro.org>; Rick Tonetta <solicitor@buenaboro.org>; Tramontana Luigi <ltramontana@vinelandcity.org>
Subject: ***EXTERNAL*** Re: Knox Box Code

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Good morning. We (OFDP) have nothing to do with knox boxes. That is a local issue. I would suggest you Contact your fire official regarding knox boxes. Happy Saturday.

Donald Nelsen
Shore Region Fire Coordinator
NJ Div of Fire Safety OFDP
609-477-9346
Donald.Nelsen@dca.nj.gov

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Saturday, December 30, 2023 11:21:15 AM
To: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Cc: Steve Laporta <minotola112president@gmail.com>; Joseph Kaspar <minotola112chief@gmail.com>; Chief@EastVinelandFireCompany.com <Chief@EastVinelandFireCompany.com>; Brad@VinelandProduce.com <Brad@VinelandProduce.com>; joseph baruffi <joseph.baruffi@gmail.com>; Maryann Coraluzzo <administrator@buenaboro.org>; Rick Tonetta <solicitor@buenaboro.org>; [REDACTED] Tramontana Luigi <ltramontana@vinelandcity.org>
Subject: [EXTERNAL] Fwd: Knox Box Code

Good Morning Mr Nelsen

We are requesting your assistance with a definite safety issue and hope that you can help. As you know Buena Boro is being covered under your office's Emergency Response Plan until we find a fire company. Our neighboring towns are responsive and doing a great job.

Yesterday there was a smoke alarm call at Buena Gardens in Minotola. East Vineland FC was toned out and responded promptly. The call came in the morning before any employees were on location. EV Asst Chief had no keys to enter building or reset alarm. Luckily it was just toast smoking. The Manger of the high rise contacted me immediately with grave concern. I immediately searched and found all of the keys needed and will provide them to our responding fire companies.

What I do not have and need is the access codes to unlock the knox boxes in the fire trucks. These boxes contain the keys to several Senior Citizen Complexes and Local Businesses. Yesterday and today I made this request to the President and Chief of Minotola Fire Co. I explained the same and said its urgent. I still have not heard from them. I need to provide these keys to our entrusted neighboring fire companies so they can do their job. I am sure I don't have to explain to you how important and urgent this matter is. The lack of response from Minotola FC puts them in a very liable situation. The safety of our residents are in jeopardy.

Please discuss this with their Chief and/or President and advise them that they need to provide us access to the knox boxes immediately in order to provide the best safest emergency response.

I am hoping you can help.

Thank you

Douglas E. Adams
Council President
Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980

[Borough of Buena](#)
[616 Central Ave](#)
[Minotola NJ 08341](#)
<http://www.BuenaBoro.org/>

From: Douglas Adams
Sent: Saturday, December 30, 2023 8:14:03 AM
To: Steve Laporta <minotola112president@gmail.com>; Joseph Kaspar <minotola112chief@gmail.com>
Cc: joseph baruffi <[REDACTED]> Admin <clerk@buenaboro.org>; Rick Tonetta <solicitor@buenaboro.org>
Subject: Knox Box Code

President & Chief

There was a smoke alarm at Buena Gardens yesterday before the staff was in. The responding Fire Co had no access to the alarm box, the entry door, the elevator or the Knox box.

I was contacted by the manager and advised of this problem.
I found all the keys and want to make a copy available for our responding fire company.
I don't have access to the two Knox boxes in the trucks to get the Knox box keys for the several senior centers and businesses for the fire company.
I will need a code or a master magnet key for the truck Knox boxes
This is immediately important. Please answer today so I can coordinate with Fire Company so they will have access should an emergency occur.

Thank you

Douglas E. Adams
Council President
Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980

[Borough of Buena](#)
[616 Central Ave](#)
[Minotola NJ 08341](#)
<http://www.BuenaBoro.org/>

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Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Saturday, December 30, 2023 11:26 AM
To: Weiss, Timothy [DCA]
Subject: Knox Box Code

Hi Mr Weiss,
You are being forwarded this email because Mr Nelsen is out of the Office until Jan 2.
Im hoping you can help.
Please advise.
Thank You

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Sent: Saturday, December 30, 2023 11:21 AM
To: Douglas Adams <douglas.adams@buenaboro.org>
Subject: ***EXTERNAL*** Automatic reply: Knox Box Code

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I am out of the office until Tuesday 2 January 2024.

If you need Region Fire Coordinator assistance, please contact OFDP Supervisor Tim Weiss at (609) 947-7526 and Timothy.Weiss@dca.nj.gov or Mercer County Central Dispatch at (877) NJ FIRES {653-4737}.

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advisory, consultative or deliberative material, subject to the requirements established under N.J.S.A. 47:1A-1.1. If you are not the intended recipient of this email, the dissemination, distribution, copying or use of the information it contains is strictly prohibited. If you have received this communication in error, please notify the sender immediately and destroy the email and any attachments."

Borough Clerk

From: Rick Tonetta <solicitor@buenaboro.org>
Sent: Friday, December 8, 2023 3:06 PM
To: David Zappariello; Douglas Adams; Patricia Andalaro; Marina Barsuglia; Jorge Alvarez; Richard Giovinazzi; Joseph Fabrizio
Cc: Sasdelli, Edward [DCA]
Subject: Fire Ordinance

All,

Contrary to what Mr. Nelsen has been spewing, he is totally wrong regarding the authority of the Borough over its buildings and equipment. We insure them and are responsible should someone get injured during their use. As for its authority over the fire company, that also is clear. The Borough has every responsibility to assure the membership meet the minimum requirements set by Fire Safety. They are essentially quasi-employees and entitled to Workers Comp should they be injured. The matter regarding day to day functions, the Borough is not nor would the Ordinance provide any instructions on fighting fires or other fire suppression activities.

I have been in touch with DCA who concurs that Mr. Nelsen is overstepping his bounds. He has no authority to direct Borough Council to have Closed Sessions or to opine that our Ordinance is incorrect. The Ordinance format was created after reviewing Ordinances from other municipalities in NJ including Newfield which is the one created based upon the Appellate Division matter that is the lead case in the law. I am happy Mr. Nelsen is working on his Phd. I am not impressed. It is clear that he has some connection with the members of the MFC.

If anyone has any questions regarding this Ordinance, I am happy to address them before the meeting. Unfortunately, I am not able to attend as I have to be at Fox Chase at 6 pm.

Rick

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 1:52 PM
Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations

Mr. Nelsen,

The documents were received.

Again, on behalf of Mayor & Council, we want to Thank You, your Department and each and every person involved to get our emergent plan ready and in place.

Please be confident that we will work aggressively to make our Short Term and Long Term Plans a success.

Sincerely,

Douglas E. Adams
Council President / Director of Public Safety Douglas.Adams@BuenaBoro.org
856.982.2980

Borough of Buena
616 Central Ave
Minotola NJ 08341
<http://www.BuenaBoro.org/>

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 1:32 PM
To: Minotola Fire
Cc: Joseph Kaspar; richard.richardella@dca.nj.gov; Richard.Mikutsky@dca.nj.gov; Pam Johnston; Richard Giovinazzi; Jorge Alvarez; Marina Barsuglia; Patricia Andalaro; David Zappariello; Maryann Coraluzzo; atlcofirecoordinator@atlanticcountyfireassoc.org; Borough Clerk; Rick Tonetta; Nicole Koch; Jones_Vincent; Nelsen, Donald [DCA]; richard braslow; minotola112deputychief@gmail.com; minotola112vicepresident@gmail.com; Minotola Fire
Subject: Re: ***EXTERNAL*** Re: ***EXTERNAL*** Notice Of Service End

President Laporta,
Tonight at 7:30pm is fine. I will meet you at the Firehouse
Thank You

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Minotola Fire <minotola112president@gmail.com>
Sent: Monday, December 18, 2023 12:57 PM
To: Douglas Adams <douglas.adams@buenaboro.org>
Cc: Joseph Kaspar <minotola112chief@gmail.com>; richard.richardella@dca.nj.gov <richard.richardella@dca.nj.gov>; richard.mikutsky@dca.nj.gov <richard.mikutsky@dca.nj.gov>; Pam Johnston <pam.johnston@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Patricia Andalaro <patricia.andalaro@buenaboro.org>; David Zappariello <mayordave@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; atlcofirecoordinator@atlanticcountyfireassoc.org <atlcofirecoordinator@atlanticcountyfireassoc.org>; Borough Clerk <boroclerk@buenaboro.org>; Rick Tonetta <solicitor@buenaboro.org>; Nicole Koch <Nicole.Koch@buenaboro.org>; Jones_Vincent <jones_vincent@aclink.org>; Nelsen, Donald [DCA] <donald.nelsen@dca.nj.gov>; richard braslow <braslowesg6@gmail.com>; minotola112deputychief@gmail.com <minotola112deputychief@gmail.com>; minotola112vicepresident@gmail.com <minotola112vicepresident@gmail.com>; Minotola Fire <minotola112assistantchief@gmail.com>
Subject: ***EXTERNAL*** Re: ***EXTERNAL*** Notice Of Service End

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Good afternoon Council President Adams.

Following up on your letter and request to meet to complete a walk through the building and complete an inventory of equipment, LOSAP records, personnel records, and both Borough assets and Minotola Fire Company assets, I was able to finalize my schedule with work and have the following dates/times available.

Monday, December 18, 2023 @ 1930hrs (7:30pm) or Wednesday, December 20, 2023 anytime after 1000hrs (10:00am).

Please let me know if either of these dates/times work for you and I will meet you at the fire station.

Thanks,
Steve LaPorta, President
Minotola Volunteer Fire Company

On Sat, Dec 16, 2023 at 12:48 PM Douglas Adams <douglas.adams@buenaboro.org> wrote:
Please see the attached response to the Minotola Fire Company's resignation

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341
<http://www.BuenaBoro.org/>



From: Joseph Kaspar <minotola112chief@gmail.com>
Sent: Friday, December 15, 2023 4:17 PM
To: richard.richardella@dca.nj.gov <richard.richardella@dca.nj.gov>; richard.mikutsky@dca.nj.gov <richard.mikutsky@dca.nj.gov>; Minotola Fire <minotola112assistantchief@gmail.com>; Minotola Fire <minotola112deputychief@gmail.com>; minotola112vicepresident@gmail.com <minotola112vicepresident@gmail.com>; Pam Johnston <pam.johnston@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; David Zappariello <mayordave@buenaboro.org>; Minotola President <minotola112president@gmail.com>; richard braslow <braslow@buenaboro.org>; Douglas Adams <douglas.adams@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>; atlcofirecoordinator@atlanticcountyfireassoc.org <atlcofirecoordinator@atlanticcountyfireassoc.org>
Subject: ***EXTERNAL*** Notice Of Service End

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Please see attached notice.

**Joe Kaspar
Fire Chief
Minotola Fire Company**

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 3:21 PM
To: Nelsen, Donald [DCA]; David Zappariello; Patricia Andaloro; Jorge Alvarez; Richard Giovinazzi; Marina Barsuglia; Joseph Fabrizio
Cc: Mikutsky, Richard [DCA]; Tynan, Bruce [DCA]; Weiss, Timothy [DCA]; Barrella, Christopher [DCA]; Rick Tonetta; Maryann Coraluzzo; atlcofirecoordinator@atlanticcountyfireassoc.org; Granese, Vincent [DCA]; Sasdelli, Edward [DCA]; Jones_Vincent; Jones, Jay
Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations
Attachments: Buena-Minotola 2023 Fire Calls.pdf; Buena Borough Temporary Contingency Fire Coverage Plan.pdf

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 2:07 PM
To: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>; David Zappariello <mayordave@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>
Cc: Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Tynan, Bruce [DCA] <Bruce.Tynan@dca.nj.gov>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; Barrella, Christopher [DCA] <Christopher.Barrella@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; atlcofirecoordinator@atlanticcountyfireassoc.org <atlcofirecoordinator@atlanticcountyfireassoc.org>; Granese, Vincent [DCA] <Vincent.Granese@dca.nj.gov>; Sasdelli, Edward [DCA] <Edward.Sasdelli@dca.nj.gov>; Jones_Vincent <jones_vincent@aclink.org>
Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations

Mr. Nelsen,

The documents were received.

Again, on behalf of Mayor & Council, we want to Thank You, your Department and each and every person involved to get our emergent plan ready and in place.

Please be confident that we will work aggressively to make our Short Term and Long Term Plans a success.

Sincerely,

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>

Sent: Monday, December 18, 2023 1:31 PM

To: Douglas Adams <douglas.adams@buenaboro.org>; David Zappariello <mayordave@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>

Cc: Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Tynan, Bruce [DCA] <Bruce.Tynan@dca.nj.gov>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; Barrella, Christopher [DCA] <Christopher.Barrella@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; atlcofirecoordinator@atlanticcountyfireassoc.org <atlcofirecoordinator@atlanticcountyfireassoc.org>; Granese, Vincent [DCA] <Vincent.Granese@dca.nj.gov>; Sasdelli, Edward [DCA] <Edward.Sasdelli@dca.nj.gov>; Jones_Vincent <jones_vincent@aclink.org>

Subject: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations

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Please see attached.

Jay Jones from Gloucester County Communications has made all the arrangements.

Donald Nelsen, Sr. Planner – Emer. Mgt. & Fire
 Donald.Nelsen@dca.nj.gov
 609-477-9346
 Shore Region Fire Coordinator
 Office of Fire Department Preparedness
 WMD/CBRNE Committee Co-Chairperson
 Fire Threat Task Force – South
 NJ Division of Fire Safety



From: Douglas Adams <douglas.adams@buenaboro.org>

Sent: Monday, December 18, 2023 11:45 AM

To: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>; David Zappariello <mayordave@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>

Cc: Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Tynan, Bruce [DCA] <Bruce.Tynan@dca.nj.gov>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; Barrella, Christopher [DCA] <Christopher.Barrella@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; atlcofirecoordinator@atlanticcountyfireassoc.org; Granese, Vincent [DCA] <Vincent.Granese@dca.nj.gov>; Sasdelli, Edward [DCA] <Edward.Sasdelli@dca.nj.gov>; Jones_Vincent <jones_vincent@aclink.org>

Subject: [EXTERNAL] Re: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations

Mr Nelsen,

Received and thank you for your help and advice. We will work on the plans diligently.

May I please receive a copy of the communication sent by you or the County, that is addressed to the other Towns or Fire Departments that explains our immediate needs and requests their assistance.

Also, has Gloucester County Communications been advised of the change in the tone out procedure?

If not I can call them myself as we pay them for a contracted Dispatch service.

If so please advise who you spoke with or emailed with these changes.

We need to know which fire companies will be toned out by Dispatch and in what order, responding to fire alarms, MV crashes, structure fires, smoke invest, etc

Also please provide me with a copy of our fire protection contingency plan which encompasses every fire company within ten (10) miles of Buena for fire protection coverage, in the order of proximity per the Deployment Act and case law and also a copy of our Buena Borough fire mutual aid plan.

Again thank you for your assistance and look forward to receiving the requested information, to ensure Mayor & Council of our coverage

Douglas E. Adams

Council President / Director of Public Safety

Douglas.Adams@BuenaBoro.org

856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>

Sent: Monday, December 18, 2023 10:25 AM

To: Douglas Adams <douglas.adams@buenaboro.org>; David Zappariello <mayordave@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>

Cc: Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Tynan, Bruce [DCA] <Bruce.Tynan@dca.nj.gov>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; Barrella, Christopher [DCA] <Christopher.Barrella@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; atlcofirecoordinator@atlanticcountyfireassoc.org <atlcofirecoordinator@atlanticcountyfireassoc.org>; Granese, Vincent [DCA] <Vincent.Granese@dca.nj.gov>; Sasdelli, Edward [DCA] <Edward.Sasdelli@dca.nj.gov>; Jones_Vincent <jones_vincent@aclink.org>

Subject: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Councilman Adams,

Thank you for your opinion on what is transpiring from your point of view. It is vastly different from the Minotola FC point of view and also very different from the numerous Fire Coordinators and Fire Chiefs I have met and/or spoke with over the weekend and last week. Nonetheless, we are here to help however we can.

As I noted, the plan is in place for three weeks and can be extended to 30 days. At that time, if not sooner, Buena Borough will need to have a plan of some sort in place to provide fire protection. We have taken care of your immediate needs, the Borough needs to take care of their short and long term plans.

As you mentioned, a shared services agreement would meet your short term goals and a reconstituted municipal fire department would meet your long term goals. Please move as soon as humanly possible toward your short term goals, after 30 days we cannot guarantee continued fire protection coverage.

With regard to your recommended response plans, our fire protection contingency plan encompasses every fire company within ten (10) miles of Buena for fire protection coverage, in the order of proximity per the Deployment Act and case law. Your Buena Borough fire mutual aid plan remains unchanged other than the substitution of the contiguous fire companies over the next three weeks for Minotola FC.

As an aside, the municipal and county governing bodies (Council, Mayors, Fire Commissioners, County Commissioners, etc.) do not make mutual aid fire plans. That is the purview of the Fire Chief and is submitted to the County Fire Coordinators then Region Fire Coordinators then State Fire Coordinator. In the absence or inability of the Fire Chief to do so, we rely on the current approved county fire mutual aid plans which were submitted to comprise the region and state plans.

If you have any other questions or concerns, please don't hesitate to contact me.

Regards,

Donald Nelsen, Sr. Planner – Emer. Mgt. & Fire
Donald.Nelsen@dca.nj.gov
609-477-9346
Shore Region Fire Coordinator
Office of Fire Department Preparedness
WMD/CBRNE Committee Co-Chairperson
Fire Threat Task Force – South
NJ Division of Fire Safety



From: Douglas Adams <douglas.adams@buenaboro.org>

Sent: Monday, December 18, 2023 9:02 AM

To: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>; David Zappariello <mayordave@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>; Douglas Adams <douglas.adams@buenaboro.org>

Cc: Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Tynan, Bruce [DCA] <Bruce.Tynan@dca.nj.gov>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; Barrella, Christopher [DCA] <Christopher.Barrella@dca.nj.gov>; Rick Tonetta <solicitor@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; atlcofirecoordinator@atlanticcountyfireassoc.org; Granese, Vincent [DCA] <Vincent.Granese@dca.nj.gov>; Sasdelli,

Edward [DCA] <Edward.Sasdelli@dca.nj.gov>; Jones_Vincent <jones_vincent@aclink.org>
Subject: [EXTERNAL] Re: ***EXTERNAL*** Minotola Fire Company resignations

Mr Nelsen,

Thank you for taking the time on a Sunday night to provide this information to us.
I am reading it at 6am this morning while preparing for today's events which includes contacting your Agency and the Atlantic County Fire Coordinator. My goal and responsibility today is to get emergent fire protection coverage for our town before 7pm tonight.

I've had many discussions with our Council Members and Solicitor over the weekend about our next steps to find emergent fire protection, short term fire protection and long term fire protection for our town.

As you know this is the second time Minotola Volunteer Fire Company has resigned from their duties as a fire company to our time. Our Council is very concerned about this action of "quitting when you don't get your way". It's very unprofessional. When they do this it puts our entire town in jeopardy, Public Safety has to scramble to find fire protection coverage, our residents become divided as to "whose fault it is", it puts extra burden on our neighboring towns and fire departments, etc. Honestly WE ARE FED UP WITH THEIR ACTIONS OF QUITTING WHEN THEY DONT GET THEIR WAY. I don't trust that they depend on this action in attaining a resolution.

There are many untrue statements in their "End of Service" email of 12/15/23. Far too many to explain here and now. Stone throwing will get us now where. The reality is we need fire protection coverage for our town.

Our Emergent plan.

Is to have me as Public Safety Director and Council President contact your Office and the Office of Atlantic County Fire Coordinator to discuss the exact same plan that you submitted in your email. That is initializing the emergency temporary mutual aid plan of utilizing our neighboring towns and fire departments.

I agree with asking Forest Grove Volunteer Franklin Twp - Gloucester County, Vineland City Full Time and Volunteer - Cumberland County, and East Vineland Volunteer, Buena Vista Twp - Atlantic County.

I would like to add to the coverage list Newtonville Volunteer, Buena Vista Twp - Atlantic County, so coverage surrounds our town.

Our Short Term Plan

Is to find a neighboring Town, City, District Fire Department that we can enter in to a paid Shared Service Agreement, for fire protection

Our Long Term Plan

Is create a volunteer municipal Boro Fire Department, part paid and / or LOSAP benefits. We know this will take some time to develop. We also know that there are several of these volunteer municipal fire departments through out the state and they seem to be working equal to or better than having an agreement with an independent fire company. Our Boro already has and owns all of the equipment and the housing for start up. And we would invite all interested volunteers of our town to join the new fire department.

In the explanation our future plans and goals we will of course need the assistance from the appropriate State and County Agencies for advice and direction in achieving these goals of our

Emergent Plan (30 days) Short Term Plan (not more than 6 months if attainable) and our Long Term Plan of having our own Municipal Fire Department.

We will accept the "end of service" statement from Minotola Vol Fire Department where they "announce effective December 18, 2023, at 7:00pm will voluntarily cease providing fire services to the Boro of Buena",

We ask, as you stated and suggested, for the engagement of "the Deployment Act, as affirmed in the Paterson case law from the Appellate Division, and at the behest of municipal and county fire officials, we have arranged for fire protection coverage for Buena Borough for up to 30 days. At that time, the governing body will be responsible for having fire protection coverage in accordance with the Title 40 statutes – the same as the municipality is required to provide police protection services under those similar statutes", by 7pm tonight.

Please contact me by phone or email or both to follow up on this email and let me know what our obligations are, or what else needs to be done on our end to assist in engaging the Deployment Act, for example who will notify our surrounding fire companies, who will notify our dispatching service, Gloucester County Communications, for the changes in fire alert procedures, etc.

Thank you and I look forward to your response.

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>

Sent: Sunday, December 17, 2023 7:56 PM

To: David Zappariello <mayordave@buenaboro.org>; Douglas Adams <douglas.adams@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>

Cc: Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Tynan, Bruce [DCA] <Bruce.Tynan@dca.nj.gov>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; Barrella, Christopher [DCA] <Christopher.Barrella@dca.nj.gov>
Subject: ***EXTERNAL*** Minotola Fire Company resignations

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good evening All,

As you should be aware, Minotola Fire Company has indicated they are resigning as firefighters effective 7:00pm tomorrow, Monday 18 December 2023.

In accordance with the Deployment Act, as affirmed in the Paterson case law from the Appellate Division, and at the behest of municipal and county fire officials, we have arranged for fire protection coverage for Buena Borough for up to 30 days. At that time, the governing body will be responsible for having fire protection coverage in accordance with the Title 40 statutes – the same as the municipality is required to provide police protection services under those similar statutes.

Under the Deployment Act and case law, this must come from contiguous (adjoining) municipalities' fire services. That means that Forest Grove, East Vineland, and Vineland fire services are acceptable alternatives under the law. They are the closest and most proximate fire services to your municipality.

Should you desire to reconstitute a municipal based fire service, the Division of Fire Safety would have to ensure they meet all the minimum standards before they enter service. Such a process usually takes some months and is not an easy task on your parts.

Besides prospective shared services agreements, municipalities in similar situations typically experience longer response times, Insurance Services Organization rating declines – which drives up commercial and residential fire insurance premiums, and a host of other issues.

We have found the most beneficial and timely answer toward remedying this problem has been negotiation with the current fire service and coming to amicable terms with them. Unlike other communities in similar circumstances

with subpar or substandard fire services, you have a qualified and exceptional fire service in the Minotola Fire Company.

Whichever route you decide to pursue, the Division of Fire Safety is here to assist however we can.

Regards,

Donald Nelsen, Senior Planner EMF
Shore Region Fire Coordinator
Office of Fire Department Preparedness
Fire Threat Task Force
NJ Division of Fire Safety
609-477-9346
Donald.Nelsen@dca.nj.gov



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CAD Summary Report

Printed On: 12/17/23 16:43

CFS		01/23	02/23	03/23	04/23	05/23	06/23	07/23	08/23	09/23	10/23	11/23	12/23
Buena Boro	Total	17	11	28	17	20	16	14	16	24	21	13	9
Assist PD		0	0	0	0	0	2	1	0	0	0	0	0
Brush Fire		0	1	0	3	0	0	0	0	3	0	0	0
Building Fire		0	0	1	0	0	1	0	0	0	0	0	0
CO Alarm		0	0	2	1	2	0	1	2	1	0	0	0
Cover Assignment		0	0	0	1	0	0	0	1	0	0	0	0
Detached or Out Building Fire		0	1	0	0	1	1	0	0	0	0	0	1
Dwelling Fire		2	1	1	1	2	0	1	1	4	1	1	0
Exterior Fumes		0	0	0	0	0	0	0	0	1	0	0	0
Fire Alarm System		8	6	17	10	6	5	7	9	9	15	9	5
InteriorFumes		2	1	1	0	0	2	0	0	0	0	0	1
Investigation (FIRE)		1	0	2	0	0	0	0	0	0	0	2	0
Material Spill		0	0	0	0	1	0	0	0	1	0	0	0
Medical Emergency		0	0	1	0	0	0	0	0	0	0	0	0
Motor Vehicle Crash		2	0	2	0	2	2	0	1	2	2	0	0
Outside Smoke Investigation		0	0	0	0	1	0	0	1	0	0	0	0
Pedestrian Motor Vehicle Crash		1	0	0	0	0	1	0	0	0	0	0	1
Rubbish Fire		0	0	1	1	0	0	0	0	0	0	1	0
Seizures		0	0	0	0	0	0	1	0	0	0	0	0
Service assignment (Fire)		1	1	0	0	4	1	1	1	2	2	0	1
Vehicle fire		0	0	0	0	0	0	0	0	1	1	0	0
Wires down or Arcing		0	0	0	0	1	1	2	0	0	0	0	0

CAD Summary ReportPrinted On: 12/17/23 16:43

Total
206
3
7
2
9
2
4
15
1
106
7
5
2
1
13
2
3
3
1
14
2
4



Department of Community Affairs



Division of Fire Safety

Office of Fire Department Preparedness

TO: Buena Borough Mayor Dave Zappariello
Forrest Grove VFC Chief Dennis Allonardo
East Vineland VFC Chief Marc Corsiglia
Vineland FD Chief Luigi Tramontana
Gloucester County Communications Chief Jay Jones
Atlantic County Chief Fire Coordinator Chip Stockton
Gloucester County Chief Fire Coordinator Steve Smith
Cumberland County Chief Fire Coordinator Kevin Scarlato
Salem County Chief Fire Coordinator Jeff Pompper

CC: Director Richard Mikutsky, Division of Fire Safety
Supervising Planner Bruce Tynan, DFS Bureau of FD Services
Principal Planner Tim Weiss, DFS Office of Fire Dept. Preparedness
Senior Planner Chris Barrella, DFS Delaware River Region Fire Coordinator

FR: Senior Planner Don Nelsen, DFS Shore Region Fire Coordinator

RE: Buena Borough / Atlantic County Contingency Response Plan

DA: Sunday 17 December 2023

Thank you, Chiefs, for taking the time to speak with me yesterday. I have communicated with Buena Mayor Dave Zappariello regarding Minotola Fire Company's resignations, scheduled for 1800 hours Monday 18 December 2023.

As it stands as of this date, based on the Gloucester County Communications capabilities and recommendations and with concurrence in concept from the contiguous fire services chiefs, the following plan shall be implemented as follows:

- Beginning at 1800 hours on Monday 18 December 2023, all calls for fire services shall be dispatched to the Forest Grove Volunteer Fire Company in place of the Minotola Fire Company; until 1759 hours on Monday 25

December 2023. Should Forest Grove VFC be unable to respond after four (4) minutes, the East Vineland Volunteer Fire Company shall be dispatched. Should the East Vineland VFC be unable to respond after four (4) minutes, the Vineland Fire Department, station 4, shall be dispatched. Should Vineland FD be unable to respond after four (4) minutes, the balance of the below fire companies shall be called in proximity order of closeness (see page 3 table).

- Beginning at 1800 hours on Monday 25 December 2023, all calls for fire services shall be dispatched to the East Vineland Volunteer Fire Company in place of the Minotola Fire Company; until 1759 hours on Monday 1 January 2024. Should East Vineland VFC be unable to respond after four (4) minutes, the Forest Grove Volunteer Fire Company shall be dispatched. Should the Forest Grove VFC be unable to respond after four (4) minutes, the Vineland Fire Department, station 4, shall be dispatched. Should Vineland FD be unable to respond after four (4) minutes, the balance of the below fire companies shall be called in proximity order of closeness (see page 3 table).
- Beginning at 1800 hours on Monday 1 January 2024, all calls for fire services shall be dispatched to the Vineland Fire Department station 4 in place of the Minotola Fire Company; until 1759 hours on Monday 8 January 2024. Should Vineland FD be unable to respond after four (4) minutes, the Forest Grove Volunteer Fire Company shall be dispatched. Should the Forest Grove VFC be unable to respond after four (4) minutes, the East Vineland Volunteer Fire Company shall be dispatched. Should the East Vineland VFC be unable to respond after four (4) minutes, the balance of the below fire companies shall be called in proximity order of closeness (see page 3 table).

If the governing body of Buena Borough produces an amicable agreement with the Minotola Fire Company or a viable and Deployment Act compliant agreement for fire protection coverage in the interim, we will immediately let you know and make the appropriate changes.

If the governing body of Buena Borough is unable to secure an amicable agreement with the Minotola FC or a viable and Deployment Act compliant agreement for fire protection coverages by Monday 8 January 2024, we shall convene a meeting beforehand for discussion with all involved parties to seek a remedy.

The current Mutual Aid Plan (on page 4) in effect shall continue for reported and/or actual building/structure fires and higher hazard alarms.

Affected County Fire Coordinators shall continue to be notified on the Second (2nd) Alarm. Affected Region Fire Coordinators shall continue to be notified on the Third (3rd) Alarm.

All prior mutual aid agreements continue in full force and effect until otherwise changed by those parties.

All Mutual Aid Fire Services should amend their fire mutual aid plans to reflect Minotola FC not being in service.

Attached for your perusal is a listing of 2023 Buena Borough fire calls which Minotola FC responded – thank you Chief Jay Jones of Gloucester County Communications for providing these details.

Closeness/Proximity of fire companies/departments to Minotola FC Sta. 11-2:

<u>Due</u>	<u>Miles</u>	<u>Co/Dept/Station</u>	<u>Municipality</u>	<u>County</u>	<u>Note</u>
1st	2.1	Forest Grove 43-5	Franklin	Gloucester	<i>contiguous</i>
2nd	2.6	East Vineland 12-2	Buena Vista	Atlantic	<i>contiguous</i>
3rd	4	Vineland Sta 4	Vineland	Cumberland	<i>contiguous</i>
4th	4.5	Richland 12-1	Buena Vista	Atlantic	
5th	4.5	Newfield 48-1	Newfield	Gloucester	
6th	5.4	Newtonville 12-6	Buena Vista	Atlantic	
7th	6.6	Collings Lakes 12-3	Buena Vista	Atlantic	
8th	6.7	Malaga 43-4	Franklin	Gloucester	
9th	7.1	Milmay 12-4	Buena Vista	Atlantic	
10th	8	Janvier 43-2	Franklin	Gloucester	
11th	8.2	Weymouth 18-4	Hamilton	Atlantic	
12th	8.2	Willow Grove 22	Pittsgrove	Salem	
13th	9.8	Rosenhayn 29	Deerfield	Cumberland	

All County Coordinators: please contact all your Fire Chiefs listed under this plan and advise them of the possibility of receiving a dispatch in accordance with this temporary plan. Also, please notify your respective communications centers.

Atlantic County Fire Department Mutual Aid Information

Municipality	Buena Borough		
FDID	01042	District ID Number	11-2
Department/Company	Minotola Volunteer Fire Co.		
Street Address	255 Wheat RD.		
City	Minotola		
Station Phone	856-697-2626	Station Fax	856-697-6062
Chief	Joe Kaspar		
Home Phone		Cell Phone	
E Mail	minotola112chief@gmail.com		
Assistant/ Deputy Chief			
Home Phone		Cell Phone	
E Mail			
Dispatch Center	Gloucester County Disp. Center	Phone	856-589-0911
Radio System	VHF	800Mgh	X 700Mgh
2nd Alarm	12-2 43-5 12-3 Cumb 29		
3rd Alarm	12-6 12-1 Cumb. Sta 4		
Task Force Participation	Tender		
Date	1/26/2022		

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 7:24 AM
To: Rick Tonetta
Subject: Clarification from MVFC
Attachments: Minotola Fire Company_ signed copy of MOA_08302023.pdf

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Minotola Fire <minotola112president@gmail.com>
Sent: Sunday, December 17, 2023 10:38 PM
To: Douglas Adams <douglas.adams@buenaboro.org>
Cc: Joseph Kaspar <minotola112chief@gmail.com>; richard.richardella@dca.nj.gov <richard.richardella@dca.nj.gov>; richard.mikutsky@dca.nj.gov <richard.mikutsky@dca.nj.gov>; Pam Johnston <pam.johnston@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; David Zappariello <mayordave@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; atlcofirecoordinator@atlanticcountyfireassoc.org <atlcofirecoordinator@atlanticcountyfireassoc.org>; Borough Clerk <boroclerk@buenaboro.org>; Rick Tonetta <solicitor@buenaboro.org>; Nicole Koch <Nicole.Koch@buenaboro.org>; Jones_Vincent <jones_vincent@aclink.org>; Nelsen, Donald [DCA] <donald.nelsen@dca.nj.gov>; richard braslow <braslowesq@gmail.com>; minotola112deputychief@gmail.com <minotola112deputychief@gmail.com>; Minotola Fire <minotola112assistantchief@gmail.com>; minotola112vicepresident@gmail.com <minotola112vicepresident@gmail.com>
Subject: ***EXTERNAL*** Re: ***EXTERNAL*** Notice Of Service End

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Councilman Adams,

Please allow us to clarify our position. The very last thing the members of the Minotola Volunteer Fire Company would ever choose to do is remove ourselves from service to the community we love and have served for over a century. Sadly, we find ourselves in this untenable situation.

The Minotola Volunteer Fire Company and the NJ Division of Fire Safety have made several attempts to schedule meetings with Borough Council to discuss our serious concerns with Ordinance 741, the MOU and lack of an MOA. Unfortunately, the passage of Ordinance 741, absent any collaboration with the Minotola Volunteer Fire Company, indicates an unwillingness to create a sustainable partnership for the future. Several times over recent weeks, we have been promised draft copies of Ordinance 741, prior to adoption and as recently as Monday, December 11, promised a draft copy of a Memorandum of Agreement (MOA). To this date, we have received none of the promised documents. Additionally, we formally notified Council of our objections to Ordinance 741 prior to adoption and having done so, this was still insufficient to facilitate a meeting.

Why wouldn't you sit down and talk with us prior to adopting Ordinance 741?

As proof of our dedication and commitment to the residents of Buena Borough, we have provided firematic services without even a discussion of a long-term agreement since the dissolution of Fire District 2.

To be crystal clear, the members of the Minotola Volunteer Fire Company are NOT RESIGNING THEIR MEMBERSHIPS in the Company, nor are we dissolving or abandoning the organization. We are choosing to suspend/discontinue providing firematic services because we have been left with no other option to protect and preserve the integrity of our organization.

Our commitment to continue providing service to the residents of the Borough of Buena is evident within our executed MOA submitted to Borough Council, for their consideration, prior to dissolution of Fire District 2 on August 30, 2023.

For your convenience, we have attached a copy of that document.

We stand ready to serve...

Steve LaPorta

President

Minotola Volunteer Fire Company

On Sat, Dec 16, 2023 at 12:48 PM Douglas Adams <douglas.adams@buenaboro.org> wrote:

Please see the attached response to the Minotola Fire Company's resignation

Douglas E. Adams

Council President / Director of Public Safety

Douglas.Adams@BuenaBoro.org

856.982.2980



Borough of Buena

616 Central Ave

Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Joseph Kaspar <minotola112chief@gmail.com>

Sent: Friday, December 15, 2023 4:17 PM

To: richard.richardella@dca.nj.gov <richard.richardella@dca.nj.gov>; richard.mikutsky@dca.nj.gov <richard.mikutsky@dca.nj.gov>; Minotola Fire <minotola112assistantchief@gmail.com>; Minotola Fire <minotola112deputychief@gmail.com>; minotola112vicepresident@gmail.com <minotola112vicepresident@gmail.com>; Pam Johnston <pam.johnston@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Patricia Andalaro <patricia.andalaro@buenaboro.org>; David Zappariello <mayordave@buenaboro.org>; Minotola President <minotola112president@gmail.com>; richard braslow <>; Douglas Adams <douglas.adams@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>; atlcofirecoordinator@atlanticcountyfireassoc.org <atlcofirecoordinator@atlanticcountyfireassoc.org>

Subject: ***EXTERNAL*** Notice Of Service End

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please see attached notice.

Joe Kaspar
Fire Chief
Minotola Fire Company

AGREEMENT
FOR FIRE PROTECTION SERVICES

THIS AGREEMENT is entered into by and between the Borough of Buena, a municipality of Atlantic County in the State of New Jersey (hereinafter referred to as Borough) and the Minotola Fire Company (hereinafter referred to as Minotola) effective the ____ day of _____, 20 ____.

WHEREAS, the Borough has historically utilized Fire Districts (Buena Borough Board of Fire Commissioners – Fire District #2) to provide, on a volunteer basis, fire suppression, fire safety, firefighting and rescue operation services in the municipality;

WHEREAS, Minotola Fire Company is a non-profit corporation of the State of New Jersey, incorporated for the purpose of creating a volunteer group of persons for the prevention and fighting of fires and to encourage and educate the public on firefighting services; and

WHEREAS, all parties to this agreement desire to memorialize the rights and obligations of each of the separate parties and to clarify the commitments which have been previously established by past practice over the last several years.

NOW, THEREFORE, in consideration of the promises and mutual agreement herein contained, the parties hereto agree with each other as follows:

A. **BUDGETARY PROVISIONS**

This Agreement shall include such budgetary provisions substantially like the present existing budget funding provided to the Minotola Fire Company; except any costs associated with the operations of Fire District #2 and its Board of Commissioners.

B. **FIREFIGHTING SERVICES**

Pursuant to the provisions of this Agreement, the Minotola Fire Company agrees to furnish and provide sole-source firefighting and rescue services to the Borough of Buena.

C. **ORGANIZATION and RESPONSIBILITIES**

It is understood that the Minotola Fire Company is a non-profit corporation of the State of New Jersey established for the purpose already set forth. The organization and administration of the fire company's officers, personnel and equipment shall be the responsibility of the Minotola Fire Company without interference from the Borough of Buena or its municipal officials.

D. **INSURANCE**

The Borough of Buena shall provide (1) Workman's Compensation insurance as mandated according to current state laws under N.J.S.A. 34:15-43, 34:15-84, and 34:15-76; (2) The continuation of all insurances previously provided by Fire District 2 concerning the operations of the Minotola Fire Company.

E. **MEETING PLACE**

The Borough of Buena agrees to provide sole use of a meeting place, office space and training location for the Minotola Fire Company functions and organization at the current location presently provided as Minotola Fire Station, located at 255 E. Wheat Road,

Minotola, NJ 08341. The location of 102 W. Arbor Avenue, Landisville, N 08326 may be considered as the primary meeting place (as defined above) after a thorough review of both Stations is conducted, by the Minotola Fire Company, within 180 days of the effective date of this Agreement. The Minotola Fire Company shall have the absolute right to determine which location it deems most appropriate for operations.

F. EQUIPMENT, GEAR AND VEHICLES/APPARATUS

1. Borough shall provide each member of the Minotola Fire Company with turnout gear approved by the National Fire Protection Association (NFPA) *and in accordance with specification submitted by the Minotola Fire Chief* Said turnout gear shall include, but not be limited to, the following: helmet with face shield, hood, gloves, coat, bunker pants, and boots. When necessary to protect the lives and safety of the Minotola Company Firefighters the Borough of Buena shall provide new turnout gear.
2. Additionally, the Borough shall provide and maintain emergency vehicles for use by the Minotola Fire Company. Said vehicles shall be appropriately marked and equipped for firefighting purpose and to ensure the safety of the Minotola Fire Company Firefighters said vehicles shall include, but not be limited to, the following: Fire apparatus currently in use by the Minotola Fire Company; Chief's Car; Deputy Fire Chief's Car; and Fire Station Utility Vehicle. These vehicles shall remain the property of the Borough of Buena and shall be insured by the municipality.
 - a. Minotola Fire Company has been actively working with the Buena Borough Board of Fire Commissioners – Fire District #2 on the replacement purchase of the following fire apparatus:
 - i. Rescue Engine – supplement current 22-year-old 11-22
 - ii. Command Vehicle – replacement for current 2008 11-20
 - b. The Borough of Buena shall continue to work with Minotola Fire Company with the replacement of these apparatus in the same manner as the Fire District; and will provide funding/bonding as needed without any delay.
3. Except as may be authorized by the Fire Chief, or his/her designee, no person shall use any fire apparatus or fire equipment for any purpose other than answering an alarm, performing fire safety services, training, or providing any other service to the public.
4. No person, except authorized personnel, shall enter any place where fire apparatus is housed or handle any equipment on or associated with the fire company apparatus.
5. The Borough shall also provide each new member of the Minotola Fire Company with new formal uniforms; this shall include but not be limited to, a Class A dress uniform and Class B work uniform.
6. Annually, the Borough shall provide all needed officers and firefighters with the appropriate badges.
7. The Borough agrees to cover all costs associated with, or reimbursement for said costs, to the Fire Chief (and/or designee) from attending the New Jersey State Fireman's Convention and the League of Municipalities Convention *not to exceed \$750.00*

G. INDEMNIFICATION AND COSTS OF DEFENSE

The Borough shall indemnify and hold harmless each and every volunteer firefighter and the Minotola Fire Company for any and all claims or damages which may arise during or as a result of the performance of the firefighter's duty. The municipality shall provide each fireman and the Minotola Fire Company with the necessary means or defense for any action or legal proceeding arising out of or incidental to the performance of his/her duties.

H. MUTUAL AID SYSTEM

The determination of the mutual aid system shall be the responsibility of the Minotola Fire Company Chief; and if needed he/she has the authority to enter into additional mutual aid agreements as needed with neighboring municipalities.

I. MAINTENANCE OF FIREFIGHTING EQUIPMENT

Borough shall, at all times, maintain all firefighting equipment so as to meet all specifications and standards of OSHA and/or the NFPA or any other applicable state or federal regulation whichever is greater so as to ensure the safety and lives of the volunteer firefighters of the Minotola Fire Company.

J. LOSSES INCURRED IN THE LINE OF DUTY

The Borough of Buena pursuant to N.J.S.A. 40A:14-36, hereby agrees to compensate all volunteer firefighting members for losses to property and personal belongings sustained by them while performing their duties as volunteer members.

K. FIREFIGHTING TRAINING/CERTIFICATIONS/REQUIREMENTS

The Borough shall, at all times, provide the required training, certifications, or firefighting requirements to all volunteer firefighters of the Minotola Fire Company. Borough shall also provide (as approved and/or pending budget approval) the following Training Reimbursement(s):

- a. Training credit and reimbursement for members with **Chiefs approval**
- b. Mileage reimbursement for training/certifications with **Chiefs approval**
 - i. Mileage based on County rate
 - ii. Upon completion of training/certification
 - iii. Completion of necessary paperwork

Third party specialized training reimbursement (**pending budget approval**) as approved by the Chief

L. RETENTION OF BENEFITS AND PAST PRACTICES

Except as otherwise provided herein, all rights, privileges, and benefits which the members of the Minotola Fire Company have previously enjoyed and are presently enjoying shall be maintained and continue by the Borough at not less than the highest standards in effect at the present time. It is expressly understood that this Agreement does not limit those presently existing rights and privileges. Such rights and privileges shall be continued as all past practices shall be continued and be given continuous effect.

M. LENGTH OF SERVICE AWARD PROGRAM (LOSAP)

The Borough shall continue to fund (at the current value and progressive increases due to COLA) the LOSAP program as currently defined in the point structure and provide quarterly deposits into the Lincoln Financial LOSAP Account for the members.

1. The LOSAP point structure will be maintained and updated, as needed, by the Minotola Fire Company
2. The monthly LOSAP report will be approved by the membership at the monthly meeting.
3. The LOSAP report will be provided to the Borough of Buena on a monthly basis and the final year-end will be provided after final approval at the December membership meeting.

N. DUTIES OF FIRE CHIEF

1. The Fire Chief (or his/her designee) shall be in full command and complete control at all fires and during the period of all alarms; shall make written and verbal reports as the Borough may require. All other line officers shall be accountable to the Fire Chief except when any officers are acting as Fire Chief in his/her absence.
2. The Fire Chief shall formulate rules and regulations to govern the operation of the Minotola Fire Company.
3. Timely review and submission of all NFIRS Reports. Submission of these reports needs to be completed, and submitted, to the State as required.
4. The Fire Chief shall work with the Borough to ensure that the necessary funds are budgeted each year to insure that required testing and certification(s) are performed annually. Any other required testing / certifications of any new equipment purchased not listed at this time; this may arise as new firefighting equipment becomes available and may require training and certification.
5. The Fire Chief, or designee, shall schedule and conduct drills in the operation of firefighting apparatus, equipment, first aid and rescue work, water supply and any other firematic training/drills. The minimum number of drills per month shall be one (1).
6. The Fire Chief shall be required to maintain complete records of all fires, apparatus and minor equipment, personnel, and other information about the work/service(s) the Minotola Fire Company has conducted. This shall be in conjunction with the President of the Fire Company.
7. The Fire Chief shall make a monthly report to the Borough, such report will be presented to the Public Safety Committee and read as part of the Borough's Public Safety Report. As needed, the Fire Chief may need to provide statistical information on current and previous years and recommendations based on those numbers.

O. MEMBERSHIP

1. Every person seeking membership in the Minotola Fire Company shall make application to Minotola Fire Company in accordance with the rules and regulations and By Laws of the Company. Applicants must be at least 18 years of age (unless the member joining is seeking 'Junior Membership – see below) and must pass a physical examination by a practicing physician in the State of New Jersey certifying that the applicant is fit for firefighting duties.

- a. Junior Membership shall be maintained by Borough of Buena through a formal Resolution; the Resolution shall govern rules and regulations covering the activities of Junior Member(s). Membership shall be governed by:
 - i. N.J.S.A. 40-A:14-95 – Establishment of Junior Firemen's Auxiliary
 - ii. N.J.S.A. 40-A:14-96 – Eligibility for membership in the Junior Firemen's Auxiliary
 - iii. N.J.S.A. 40-A:14-97 – Insurance coverage for members
 - iv. N.J.S.A. 40-A:14-98 – Rules, regulations governing Junior Firemen's Auxiliary
2. All members of the Minotola Fire Company shall serve on a voluntary basis. **unless prescribed above in Section K / Standby Duty and Compensation**

P. SAVINGS CLAUSE

Each and every clause of this Agreement shall be deemed separable from each and every other clause of this Agreement to the extent that in the event any clause or clauses shall be finally determined to be in violation of any law, then in such event, such clause or clauses, only to the extent that any may be so in violation shall be deemed of no force and effect and unenforceable without impairing the validity and enforceability of the rest of the Agreement, including any and all provisions of the remainder of any clause(s), sentence or paragraph in which the offending language may appear.

Q. MISCELLANEOUS PROVISIONS

- A. Neither party may assign this Contract/Agreement without the other party's prior written consent.
- B. If a clause of provision of this Contract/Agreement is legally invalid, the remaining provisions will remain in full force and effect.
- C. This Contract/Agreement contains the entire agreement between the parties and can only be changed by an agreement in writing duly signed by the proper officers of the Borough of Buena and Minotola Fire Company.
- D. The Borough of Buena and Minotola Fire Company agree to the terms of this Contract/Agreement and their respective corporate officers and municipals officers are duly authorized to execute this Contract/Agreement.

R. MODIFICATION EXCEPT IN WRITING

The Minotola Fire Company shall be the company solely responsible for fire suppression/prevention, subject to all mutual aid responsibilities, for the Borough of Buena. If the Minotola Fire Company remains a duly incorporated organization providing firematic services and continues to meet all of the requirements to serve as a fire company within the laws of the State of New Jersey, the terms and conditions of this Agreement shall be strictly adhered to by the Borough of Buena and Minotola Fire Company without modification, unless agreed upon by both Minotola Fire Company and the Borough of Buena; and this Agreement will automatically renew for another agreement term as set forth below.

The parties agree that there shall be no valid modification of this Agreement, except in writing, executed by the appropriate Borough official with the authority of the Borough

Council and the President of the Minotola Fire Company after receiving notification from the membership of the Minotola Fire Company.

The Borough shall not enact any Borough Ordinance or Resolution to change or alter the Terms of this Agreement or the past practices enjoyed by the Minotola Fire Company.

All benefits, payments and fringe benefits shall continue in full force and effect until a subsequent Agreement takes its place.

The Term of this Agreement shall be effective as of the date of the dissolution of the Borough of Buena Board of Fire Commissioners of Fire District 2 and shall continue for a period of 10-years. This Agreement shall automatically renew for successive periods of ten (10) years as long as the Minotola Fire Company continues to provide services as specified in Paragraph R of this Agreement. The Borough of Buena has no right to terminate this Agreement, or any continuing agreement, as long as the conditions of Paragraph R of this Agreement are met by the Minotola Fire Company

SIGNATURE PAGE TO FOLLOW:

IN WITNESS WHEREOF, and intending to be legally bound hereby, the parties have hereunto set their hands and seals on the date set forth.

Dated: _____

BOROUGH OF BUENA

Witness/Attest:

Borough Clerk, Borough of Buena

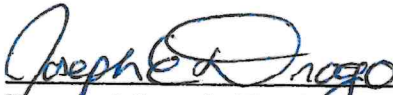
Date

Council President, Borough of Buena

Mayor, Borough of Buena

MINOTOLA FIRE COMPANY

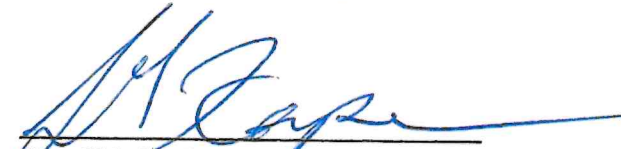
Witness/Attest:



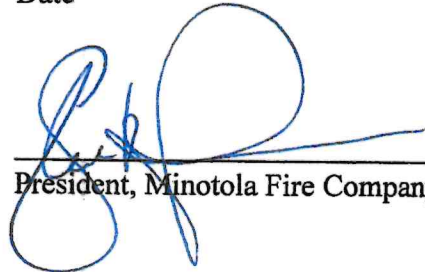
Trustee, Minotola Fire Company

8/29/2023

Date



Fire Chief, Minotola Fire Company



President, Minotola Fire Company

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 7:25 AM
To: Rick Tonetta
Subject: from Nelsen to Boro

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Sent: Sunday, December 17, 2023 7:56 PM
To: David Zappariello <mayordave@buenaboro.org>; Douglas Adams <douglas.adams@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>
Cc: Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Tynan, Bruce [DCA] <Bruce.Tynan@dca.nj.gov>; Weiss, Timothy [DCA] <Timothy.Weiss@dca.nj.gov>; Barrella, Christopher [DCA] <Christopher.Barrella@dca.nj.gov>
Subject: ***EXTERNAL*** Minotola Fire Company resignations

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good evening All,

As you should be aware, Minotola Fire Company has indicated they are resigning as firefighters effective 7:00pm tomorrow, Monday 18 December 2023.

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 2:22 PM
To: BCS Support
Subject: I keep getting error message when trying to send
Attachments: test (318 bytes)

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



From: Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 2:20 PM
To: Donald.Nelsen@dca.nj.gov <Donald.Nelsen@dca.nj.gov>
Subject: Undeliverable: test

Delivery has failed to these recipients or groups:

Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com
Donald.Nelsen@dca.nj.gov
Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbc1:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbc1:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023
19:20:56 +0000
MIME-Version: 1.0
Content-Type: text/plain
Date: Mon, 18 Dec 2023 19:20:56 +0000
Message-ID:
<SA1PR09MB83353681D024556C079CC486F090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Subject: test

Borough Clerk

Sent: Monday, December 18, 2023 2:21 PM
Subject: test

Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 2:21 PM
To: Nelsen, Donald [DCA]
Subject: test

for some reason im getting an error message "email not delivered" when i tried to thank you

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341

<http://www.BuenaBoro.org/>



Borough Clerk

From: Douglas Adams <douglas.adams@buenaboro.org>
Sent: Monday, December 18, 2023 2:14 PM
To: Nelsen, Donald [DCA]
Cc: David Zappariello; Richard Giovinazzi; Jorge Alvarez; Douglas Adams; Marina Barsuglia; Patricia Andaloro; Joseph Fabrizio; Maryann Coraluzzo; Rick Tonetta
Subject: Thank You

Mr. Nelsen,

The documents were received.

Again, on behalf of Mayor & Council, we want to Thank You, your Department and each and every person involved to get our emergent plan ready and in place.

Please be confident that we will work aggressively to make our Short Term and Long Term Plans a success.

Sincerely,

Douglas E. Adams
Council President / Director of Public Safety
Douglas.Adams@BuenaBoro.org
856.982.2980



Borough of Buena
616 Central Ave
Minotola NJ 08341
<http://www.BuenaBoro.org/>



Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 2:21 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: test
Attachments: details.txt; test (318 bytes)

Delivery has failed to these recipients or groups:

Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

Donald.Nelsen@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbcl:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbcl:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023
19:20:56 +0000
MIME-Version: 1.0
Content-Type: text/plain
Date: Mon, 18 Dec 2023 19:20:56 +0000
Message-ID:
<SA1PR09MB83353681D024556C079CC486F090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Subject: test

Original-Envelope-Id:

<SA1PR09MB83353681D024556C079CC486F090A@SA1PR09MB8335.namprd09.prod.outlook.com>

Reporting-MTA: dns;SA1PR09MB8335.namprd09.prod.outlook.com

Received-From-MTA: dns;namprd09.prod.outlook.com

Arrival-Date: Mon, 18 Dec 2023 19:20:56 +0000

Final-Recipient: rfc822;Donald.Nelsen@dca.nj.gov

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Borough Clerk

Sent: Monday, December 18, 2023 2:21 PM
Subject: test

Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 2:18 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations
Attachments: details.txt; Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire... (385 bytes)

Delivery has failed to these recipients or groups:

Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

Donald.Nelsen@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbc1:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbc1:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023
19:17:57 +0000
MIME-Version: 1.0
Content-Type: text/plain
Date: Mon, 18 Dec 2023 19:17:57 +0000
Message-ID:
<SA1PR09MB83352AE40E13FEEE5C456987F090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola
Fire Company resignations

Original-Envelope-Id:

<SA1PR09MB83352AE40E13FEEE5C456987F090A@SA1PR09MB8335.namprd09.prod.outlook.com>

Reporting-MTA: dns;SA1PR09MB8335.namprd09.prod.outlook.com

Received-From-MTA: dns;namprd09.prod.outlook.com

Arrival-Date: Mon, 18 Dec 2023 19:17:57 +0000

Final-Recipient: rfc822;Donald.Nelsen@dca.nj.gov

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Borough Clerk

Sent:

Monday, December 18, 2023 2:18 PM

Subject:

Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company
resignations

Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 2:14 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Thank You
Attachments: details.txt; Thank You (322 bytes)

Delivery has failed to these recipients or groups:

Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

mayordave@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Richard.Giovinazzi@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

jorge.alvarez@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

douglas.adams@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

marina.barsuglia@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

patricia.andaloro@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

joseph.fabrizio@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

administrator@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

solicitor@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

Donald.Nelsen@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

mayordave@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Richard.Giovinazzi@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jorge.alvarez@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

douglas.adams@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

marina.barsuglia@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

patricia.andaloro@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

joseph.fabrizio@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

administrator@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

solicitor@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbc1:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbc1:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023

19:13:49 +0000
MIME-Version: 1.0
Content-Type: text/plain
Date: Mon, 18 Dec 2023 19:13:49 +0000
Message-ID:
<SA1PR09MB8335F5072DD683F0943BFB51F090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Subject: Thank You

Borough Clerk

Sent: Monday, December 18, 2023 2:14 PM
Subject: Thank You

Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 2:09 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations
Attachments: details.txt; Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire... (385 bytes)

Delivery has failed to these recipients or groups:

Richard.Mikutsky@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Bruce.Tynan@dca.nj.gov

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Timothy.Weiss@dca.nj.gov

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Christopher.Barrella@dca.nj.gov

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solicitor@buenaboro.org

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administrator@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

atlcofirecoordinator@atlanticcountyfireassoc.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Vincent.Granese@dca.nj.gov

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Edward.Sasdelli@dca.nj.gov

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jones_vincent@aclink.org

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Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

mayordave@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

patricia.andaloro@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

jorge.alvarez@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Richard.Giovinazzi@buenaboro.org

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marina.barsuglia@buenaboro.org

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joseph.fabrizio@buenaboro.org

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Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

Richard.Mikutsky@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Bruce.Tynan@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Timothy.Weiss@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Christopher.Barrella@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

solicitor@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

administrator@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

atlcofirecoordinator@atlanticcountyfireassoc.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Vincent.Granese@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Edward.Sasdelli@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jones_vincent@aclink.org

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Donald.Nelsen@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

mayordave@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

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Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

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Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbc1:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbc1:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023
19:08:37 +0000
MIME-Version: 1.0
Content-Type: text/plain
Date: Mon, 18 Dec 2023 19:08:37 +0000
Message-ID:
<SA1PR09MB8335DB69B22E74BA4C250E09F090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola
Fire Company resignations

Original-Envelope-Id:
<SA1PR09MB8335DB69B22E74BA4C250E09F090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Reporting-MTA: dns;SA1PR09MB8335.namprd09.prod.outlook.com
Received-From-MTA: dns;namprd09.prod.outlook.com
Arrival-Date: Mon, 18 Dec 2023 19:08:37 +0000

Final-Recipient: rfc822;Richard.Mikutsky@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Bruce.Tynan@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Timothy.Weiss@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Christopher.Barrella@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;solicitor@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;administrator@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;atlcofirecoordinator@atlanticcountyfireassoc.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Vincent.Granese@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Edward.Sasdelli@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jones_vincent@aclink.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Donald.Nelsen@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;mayordave@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;patricia.andaloro@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jorge.alvarez@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Richard.Giovinazzi@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;marina.barsuglia@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;joseph.fabrizio@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Borough Clerk

Sent:

Monday, December 18, 2023 2:09 PM

Subject:

Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company
resignations

Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 2:07 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations
Attachments: details.txt; Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire... (385 bytes)

Delivery has failed to these recipients or groups:

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Bruce.Tynan@dca.nj.gov

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Christopher.Barrella@dca.nj.gov

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solicitor@buenaboro.org

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administrator@buenaboro.org

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mayordave@buenaboro.org

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patricia.andaloro@buenaboro.org

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Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

Richard.Mikutsky@dca.nj.gov

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Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

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administrator@buenaboro.org

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atlcofirecoordinator@atlanticcountyfireassoc.org

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Vincent.Granese@dca.nj.gov

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joseph.fabrizio@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

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([fe80::1893:6348:dbcl:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com
([fe80::1893:6348:dbcl:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023
19:07:01 +0000
MIME-Version: 1.0
Content-Type: text/plain
Date: Mon, 18 Dec 2023 19:07:01 +0000
Message-ID:
<SA1PR09MB833540DCEA896B5327E25C7FF090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola
Fire Company resignations

Original-Envelope-Id:
<SA1PR09MB833540DCEA896B5327E25C7FF090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Reporting-MTA: dns;SA1PR09MB8335.namprd09.prod.outlook.com
Received-From-MTA: dns;namprd09.prod.outlook.com
Arrival-Date: Mon, 18 Dec 2023 19:07:01 +0000

Final-Recipient: rfc822;Richard.Mikutsky@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Bruce.Tynan@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Timothy.Weiss@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Christopher.Barrella@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;solicitor@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;administrator@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;atlcofirecoordinator@atlanticcountyfireassoc.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Vincent.Granese@dca.nj.gov
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Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

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Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jones_vincent@aclink.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Donald.Nelsen@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;mayordave@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;patricia.andaloro@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jorge.alvarez@buenaboro.org
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Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Richard.Giovinazzi@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;marina.barsuglia@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;joseph.fabrizio@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Borough Clerk

Sent:

Monday, December 18, 2023 2:07 PM

Subject:

Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company
resignations

Borough Clerk

Sent:

Monday, December 18, 2023 1:49 PM

Subject:

Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company
resignations

Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 1:47 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations
Attachments: details.txt; Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire... (385 bytes)

Delivery has failed to these recipients or groups:

joseph.baruffi@gmail.com

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Richard.Mikutsky@dca.nj.gov

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Bruce.Tynan@dca.nj.gov

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Timothy.Weiss@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Christopher.Barrella@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

solicitor@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

administrator@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

atlcofirecoordinator@atlanticcountyfireassoc.org

This message couldn't be delivered because the sending email address was not recognized as a

valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Vincent.Granese@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

jjones@co.gloucester.nj.us

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Edward.Sasdelli@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

jones_vincent@aclink.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

mayordave@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

patricia.andaloro@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

jorge.alvarez@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Richard.Giovinazzi@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

marina.barsuglia@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

joseph.fabrizio@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

joseph.baruffi@gmail.com

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Richard.Mikutsky@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Bruce.Tynan@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Timothy.Weiss@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Christopher.Barrella@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

solicitor@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

administrator@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

atlcofirecoordinator@atlanticcountyfireassoc.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Vincent.Granese@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

jjones@co.gloucester.nj.us

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Edward.Sasdelli@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

jones_vincent@aclink.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Donald.Nelsen@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

mayordave@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

patricia.andaloro@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

jorge.alvarez@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Richard.Giovinazzi@buenaboro.org

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marina.barsuglia@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

joseph.fabrizio@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(45006)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbc1:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbc1:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023

18:46:30 +0000

MIME-Version: 1.0

Content-Type: text/plain

Date: Mon, 18 Dec 2023 18:46:30 +0000

Message-ID:

<SA1PR09MB8335FE7E343201919E6EF93FF090A@SA1PR09MB8335.namprd09.prod.outlook.com>

Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola

Fire Company resignations

Original-Envelope-Id:
<SA1PR09MB8335FE7E343201919E6EF93FF090A@SA1PR09MB8335.namprd09.prod.outlook.com>
Reporting-MTA: dns;SA1PR09MB8335.namprd09.prod.outlook.com
Received-From-MTA: dns;namprd09.prod.outlook.com
Arrival-Date: Mon, 18 Dec 2023 18:46:30 +0000

Final-Recipient: rfc822;joseph.baruffi@gmail.com
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Richard.Mikutsky@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Bruce.Tynan@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Timothy.Weiss@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Christopher.Barrella@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;solicitor@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;administrator@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;atlcofirecoordinator@atlanticcountyfireassoc.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Vincent.Granese@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;jjones@co.gloucester.nj.us
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Edward.Sasdelli@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;jones_vincent@aclink.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Donald.Nelsen@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;mayordave@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;patricia.andaloro@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;jorge.alvarez@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;Richard.Giovinazzi@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;marina.barsuglia@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Final-Recipient: rfc822;joseph.fabrizio@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(45006)

Borough Clerk

Sent:

Monday, December 18, 2023 1:47 PM

Subject:

Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company
resignations

Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 2:01 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Fw: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations
Attachments: details.txt; Fw: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire... (385 bytes)

Delivery has failed to these recipients or groups:

Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

atlcofirecoordinator@atlanticcountyfireassoc.org

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jorge.alvarez@buenaboro.org

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douglas.adams@buenaboro.org

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marina.barsuglia@buenaboro.org

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patricia.andaloro@buenaboro.org

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joseph.fabrizio@buenaboro.org

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solicitor@buenaboro.org

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richard.richardella@dca.nj.gov

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administrator@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

mdonato@insuranceagenciesinc.com

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Edward.Sasdelli@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

joseph.baruffi@gmail.com

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Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

Donald.Nelsen@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

atlcofirecoordinator@atlanticcountyfireassoc.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jjones@co.gloucester.nj.us

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

mayordave@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Richard.Giovinazzi@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jorge.alvarez@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

douglas.adams@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

marina.barsuglia@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

patricia.andaloro@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

joseph.fabrizio@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

solicitor@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

richard.richardella@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

administrator@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

mdonato@insuranceagenciesinc.com

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Edward.Sasdelli@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

joseph.baruffi@gmail.com

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbcl:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbcl:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023

19:00:47 +0000

MIME-Version: 1.0

Content-Type: text/plain

Date: Mon, 18 Dec 2023 19:00:47 +0000

Message-ID:

<SA1PR09MB83356DBF18C7976E571FFB20F090A@SA1PR09MB8335.namprd09.prod.outlook.com>

Subject: Fw: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola

Fire Company resignations

Original-Envelope-Id:

<SA1PR09MB83356DBF18C7976E571FFB20F090A@SA1PR09MB8335.namprd09.prod.outlook.com>

Reporting-MTA: dns;SA1PR09MB8335.namprd09.prod.outlook.com

Received-From-MTA: dns;namprd09.prod.outlook.com

Arrival-Date: Mon, 18 Dec 2023 19:00:47 +0000

Final-Recipient: rfc822;Donald.Nelsen@dca.nj.gov

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;atlcofirecoordinator@atlanticcountyfireassoc.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jjones@co.gloucester.nj.us

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;mayordave@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Richard.Giovinazzi@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jorge.alvarez@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;douglas.adams@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;marina.barsuglia@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;patricia.andaloro@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;joseph.fabrizio@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;solicitor@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;richard.richardella@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;administrator@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;mdonato@insuranceagenciesinc.com
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Edward.Sasdelli@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;joseph.baruffi@gmail.com
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Borough Clerk

Sent:

Monday, December 18, 2023 2:01 PM

Subject:

Fw: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company
resignations

Borough Clerk

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@buenaboro.org>
Sent: Monday, December 18, 2023 1:49 PM
To: douglas.adams@buenaboro.org
Subject: Undeliverable: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire Company resignations
Attachments: details.txt; Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola Fire... (385 bytes)

Delivery has failed to these recipients or groups:

joseph.baruffi@gmail.com

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Richard.Mikutsky@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Bruce.Tynan@dca.nj.gov

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jjones@co.gloucester.nj.us

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Timothy.Weiss@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Christopher.Barrella@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

solicitor@buenaboro.org

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administrator@buenaboro.org

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atlcofirecoordinator@atlanticcountyfireassoc.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Vincent.Granese@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

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This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Edward.Sasdelli@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

jones_vincent@aclink.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Donald.Nelsen@dca.nj.gov

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

mayordave@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

patricia.andaloro@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

jorge.alvarez@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Richard.Giovinazzi@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

marina.barsuglia@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

joseph.fabrizio@buenaboro.org

This message couldn't be delivered because the sending email address was not recognized as a valid sender. The most common reason for this error is that the email address is, or was, suspected of sending spam. Contact the organization's email admin for help and give them this error message.

Diagnostic information for administrators:

Generating server: SA1PR09MB8335.namprd09.prod.outlook.com

joseph.baruffi@gmail.com

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Richard.Mikutsky@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Bruce.Tynan@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jjones@co.gloucester.nj.us

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Timothy.Weiss@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Christopher.Barrella@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

solicitor@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

administrator@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

atlcofirecoordinator@atlanticcountyfireassoc.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Vincent.Granese@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jjones@co.gloucester.nj.us

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Edward.Sasdelli@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jones_vincent@aclink.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Donald.Nelsen@dca.nj.gov

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

mayordave@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

patricia.andaloro@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

jorge.alvarez@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Richard.Giovinazzi@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

marina.barsuglia@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

joseph.fabrizio@buenaboro.org

Remote server returned '550 5.1.8 Access denied, bad outbound sender AS(42004)'

Original message headers:

Received: from SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbcf:5fbf]) by SA1PR09MB8335.namprd09.prod.outlook.com

([fe80::1893:6348:dbcf:5fbf%3]) with mapi id 15.20.7091.034; Mon, 18 Dec 2023

18:49:11 +0000

MIME-Version: 1.0

Content-Type: text/plain

Date: Mon, 18 Dec 2023 18:49:11 +0000

Message-ID:

<SA1PR09MB83354F345E4862968556AEC3F090A@SA1PR09MB8335.namprd09.prod.outlook.com>

Subject: Re: ***EXTERNAL*** RE: ***EXTERNAL*** RE: ***EXTERNAL*** Minotola

Fire Company resignations

Original-Envelope-Id:

<SA1PR09MB83354F345E4862968556AEC3F090A@SA1PR09MB8335.namprd09.prod.outlook.com>

Reporting-MTA: dns;SA1PR09MB8335.namprd09.prod.outlook.com

Received-From-MTA: dns;namprd09.prod.outlook.com

Arrival-Date: Mon, 18 Dec 2023 18:49:11 +0000

Final-Recipient: rfc822;joseph.baruffi@gmail.com

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Richard.Mikutsky@dca.nj.gov

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Bruce.Tynan@dca.nj.gov

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jjones@co.gloucester.nj.us

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Timothy.Weiss@dca.nj.gov

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Christopher.Barrella@dca.nj.gov

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;solicitor@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;administrator@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;atlcofirecoordinator@atlanticcountyfireassoc.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Vincent.Granese@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jjones@co.gloucester.nj.us
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Edward.Sasdelli@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jones_vincent@aclink.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Donald.Nelsen@dca.nj.gov
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;mayordave@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;patricia.andaloro@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;jorge.alvarez@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;Richard.Giovinazzi@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;marina.barsuglia@buenaboro.org
Action: failed
Status: 5.1.8
Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Final-Recipient: rfc822;joseph.fabrizio@buenaboro.org

Action: failed

Status: 5.1.8

Diagnostic-Code: smtp;550 5.1.8 Access denied, bad outbound sender AS(42004)

Borough Clerk

From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Sent: Friday, December 8, 2023 1:46 PM
To: Rick Tonetta; Minotola Fire
Cc: richard braslow; David Zappariello; Douglas Adams; Patricia Andoloro; Marina Barsuglia; Jorge Alvarez; Richard Giovinazzi; Maryann Coraluzzo; Pam Johnston; Sasdelli, Edward [DCA]; Joseph Kaspar; minotola112vicepresident@gmail.com; minotola112deputychief@gmail.com; Minotola Fire; Mikutsky, Richard [DCA]; Richardella, Rick [DCA]
Subject: ***EXTERNAL*** Re: ***EXTERNAL*** Re: Buena Borough and Minotola Fire Company
Attachments: Newfield Gloucester Fire v Borough.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear President LaPorta,

Just so it is clear regarding Mr. Tonetta's self serving and manipulative statements, I never represented myself as an attorney nor did I offer anyone legal advice. I did not try to involve myself with the local governing body. In fact, as you are aware, I was asked to try to reason with the elected officials being they were being led down a path they said they would not go - which will ultimately lead to more Division of Fire Safety intervention, again. And, contrary to his alleged statements otherwise, I did have permission from my superiors to do so.

Mr. Tonetta is also correct in that there is no need to argue the point. The case law decision is attached for your own perusal - which verifies the exact same points I mentioned. You do not need to be a lawyer to read the decision nor understand it. But, not that it matters, I am a PhD candidate in Fire and Emergency Management Administration and should have completed my dissertation and been awarded my degree by this time next year.

I find it odd that it was acceptable for me to inform Mr. Tonetta of these same points when he was steering the governing body in violation of the Deployment Act, which the Division also oversees as a state regulating agency, and when I made mention of the Newfield case law in front of Division of Fire Safety Director Mikutsky and Chief Kilmer to Mr. Tonetta, along with the several other members of the governing body present. He did not contest it then nor offer any differing opinions. Now that he is embroiled in this controversy, he attempts to misdirect the issue and slant his statements attempting to impugn and threaten me. No worries, I have dealt with this before.

Mr. Tonetta can forward my comments to whomever he likes at the Department of Community Affairs. Accordingly, I will also forward his comments to the Office of Attorney Ethics.

Your initial assessment of the political situation in Buena Borough appears correct. It appears we all have been misled. Shame on those doing so.

If you need any other assistance in furtherance of my duties, please do not hesitate to call upon me.

Best Regards,

Donald Nelsen, Senior Planner EMF
Shore Region Fire Coordinator
Office of Fire Department Preparedness
Fire Threat Task Force
NJ Division of Fire Safety
609-477-9346
Donald.Nelsen@dca.nj.gov



From: Rick Tonetta <solicitor@buenaboro.org>

Sent: Friday, December 8, 2023 12:41 PM

To: Minotola Fire <minotola112president@gmail.com>; Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>

Cc: richard braslow <[REDACTED]>; David Zappariello <mayordave@buenaboro.org>; Douglas Adams <douglas.adams@buenaboro.org>; Patricia Andalaro <patricia.andalaro@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Richard Giovinazzi <Richard.Giovinazzi@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; Pam Johnston <pam.johnston@buenaboro.org>; Sasdelli, Edward [DCA] <Edward.Sasdelli@dca.nj.gov>; Joseph Kaspar <minotola112chief@gmail.com>; minotola112vicepresident@gmail.com <minotola112vicepresident@gmail.com>; minotola112deputychief@gmail.com <minotola112deputychief@gmail.com>; Minotola Fire <minotola112assistantchief@gmail.com>; Mikutsky, Richard [DCA] <Richard.Mikutsky@dca.nj.gov>; Richardella, Rick [DCA] <Richard.Richardella@dca.nj.gov>

Subject: [EXTERNAL] RE: ***EXTERNAL*** Re: Buena Borough and Minotola Fire Company

Dear President LaPorta,

With all due respect, Mr. Nelsen is not an attorney and should not be providing legal opinions or legal advice upon which you are apparently relying. Further, he has no authority to involve himself with the actions of local governing body unless it relates to fire safety or the mission of the Division of Fire Safety. That being said, his legal opinion is wrong and there is no need to argue the point. Your **FORMAL OBJECTION** shall be sent to the Borough Clerk along with the flawed legal advice Mr. Nelsen provided to the Fire Company which shall be part of the record. His comments shall also be sent to the Department of Community Affairs. I note that you are copying Richard Braslow, Esq. If his office is representing the Fire Company, please advise. More importantly, you should seek his consult rather than that of Mr. Nelsen regarding legal matters.

Also, please note that Ernest Merighi is no longer serving as Councilman so I have not copied him. Instead I have copied Councilman Giovinazzi who was sworn in on November 29, 2023.

Richard P. Tonetta, Esq.
Solicitor, Borough of Buena

From: Minotola Fire <minotola112president@gmail.com>

Sent: Thursday, December 7, 2023 9:56 PM

To: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>

Cc: Rick Tonetta <solicitor@buenaboro.org>; richard braslow [REDACTED] David Zappariello <mayordave@buenaboro.org>; Douglas Adams <douglas.adams@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>; Ernest Merighi <ernest.merighi@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; Pam Johnston <pam.johnston@buenaboro.org>; Sasdelli, Edward [DCA] <Edward.Sasdelli@dca.nj.gov>; Joseph Kaspar <minotola112chief@gmail.com>; minotola112vicepresident@gmail.com; minotola112deputychief@gmail.com; Minotola Fire <minotola112assistantchief@gmail.com>

Subject: ***EXTERNAL*** Re: Buena Borough and Minotola Fire Company

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mayor Zappariello, Council President Adams, and Buena Borough Council.

Please accept this email as a follow-up to the below email chain between Don Nelson (NJDFS) and Mr. Rick Tonetta (Solicitor, Buena Borough) and a **FORMAL OBJECTION**, on behalf of the membership of the Minotola Fire Company, to the second reading and formal enacting/passing of Ordinance 741.

Prior to your vote on the second reading of Ordinance 741, we ask that you reconsider your position. As noted by Mr. Don Nelson (NJDFS - copied on this email): *"As you should be aware, the Newfield case law specifically grants the municipal governing body oversight of their fire companies with the exception of 3 areas: election/appointment of the Fire Chief, day to day operations of the fire company, and their constitution and bylaws."* (his full email is provided below) We also request that you take into consideration the following timeline and reasons for our **FORMAL OBJECTION to Ordinance 741**.

-
-
- During the dissolution of Fire District #2, Minotola Fire Company (MFC) worked in conjunction,
- and in good faith, with Buena Borough Council (Borough) on developing a Memorandum of Understanding (MOU) for the DCA/LFB hearing.
-
-
-
- During the time that DCA/LFB tabled the initial hearing (August 2023) due to additional
- steps being required by the Borough, MFC worked to prepare a Memorandum of Agreement (MOA) to provide a 'contract' of services between MFC and Borough. The Borough was not in favor of the MOA and asked that we use the originally agreed upon MOU and to add
- the 'length of service' agreement as required by DCA/LFB.
-
-
-
- In good faith and to assist the Borough with making the September 13th
- DCA/LFB meeting agenda, MFC called a special meeting to discuss this. The membership of MFC agreed to the MOU and the addition of the 10-years length of service agreement.
-
-
-
- Since the official dissolution of FD2 (10.1.2023) there was the first reading of Ordinance

- 737 which contained some operational issues/concerns for MFC. Please note that MFC did not get a copy of Ordinance 737, to review and provide comment/input into, until the day before (Sunday, October 22nd)
- the October council meeting where it was being introduced for its first reading. It is in the opinion of MFC that several areas of this Ordinance were in contradiction to the approved MOU used for the dissolution.
-
-
-
- These operational issues and concerns were discussed, on or about Monday, October 23,
- 2023, with Mr. Tonetta (President, Fire Chief, and Deputy Chief) and modifications were made to some of the areas of Ordinance 737.
-
-
-
- After this discussion with Mr. Tonetta, MFC was advised of the confusion that it caused,
- a meeting was scheduled for us to discuss our concerns. This meeting took place at 2:00pm on Monday, November 13, 2023 (day of Council meeting) at Borough Hall and was between MFC representatives (President and Fire Chief) and our liaison. During this meeting
- we discussed our concerns and were advised that our concerns and other topics would be presented and discussed with the Council in the 'Closed Session' that is scheduled for that evening. It was inquired if MFC could attend the 'Closed Session' since our
- agreement (via Ordinance) was being discussed; and we were advised 'I don't think so.'
-
-
-
- Ordinance 737 sunset and a public comment/second reading did not occur. Ordinance 737
- is not of concern currently.
-
-
-
- **Tuesday, November 14, 2023:**
- MFC receives an email advising us of the following:
-
-
- Consensus of Council is as much detail should be spelled
- out in the Ordinance
-
-
-
- Emeritus and Exempt will be reviewed and the statute will
- be evaluated to see if that Exempt member needs to be defined
-
-
-
- ***We will need to meet before next meeting and***
- ***go over the entire new Ordinance and ByLaws***
-
-
-
- Also, a question came up about the membership status of
- two members and their actions/activities at the explosion site. Please do not allow untrained/non-
- certified members to do anything they are not supposed to do until they are fully trained.

-
-
-
- **Friday, November 17, 2023:**
- MFC sends an email to our liaison asking when the next meeting is scheduled for so we can work with you in scheduling meetings to discuss the entire new Ordinance prior to your Council meeting.
- *Reply to our email was received*
- *on 11/17:* OK next Council meeting is 11/27. No further follow-up or discussion with us on a meeting to meet to discuss the new ordinance.
-
-
-
- **Saturday, November 18, 2023:**
- MFC sends follow-up to our reply and asks for availability to set up a meeting prior to the November 27, 2023 meeting; and emphasized that a short holiday week was upcoming.
- *Reply to this email was received*
- *on 11/18:* Unfortunate circumstances prevented a meeting, and we were advised that a draft should be received from the Solicitor ASAP so we can go over it.
-
-
-
- **Tuesday, November 21, 2023:**
- email from Don Nelson (NJDFS) sent to Solicitor Tonetta. This is the email chain listed below (please review). All of Council was included in the email response from Solicitor Tonetta; and the last response from Don Nelson.
-
-
-
- **Monday, November 27, 2023:**
- Buena Borough Council introduced and completed the first reading of Ordinance
- 741. This introduction and first reading passage all occurred without the suggested/recommended/emphasized meeting between MFC and Borough to discuss and review in 'good faith.'
-

We understand that the municipal governing body may enact any Ordinance they desire, it is enforceable like any other Ordinance as a contract; but it cannot be represented as a Contract without negotiation of the parties involved.

If Buena Borough is viewing Ordinance 741 as a contract between MFC and Borough, please be reminded that there was never any good faith negotiation between parties; or input afforded to the Minotola Fire Company.

For the reasons stated above, this email shall serve as our **FORMAL OBJECTION** to **Ordinance 741**.

Respectfully submitted on behalf of the membership of the Minotola Fire Company.

Steven LaPorta, President

On Tue, Nov 21, 2023 at 4:55 PM Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov> wrote:

Good afternoon Mr. Tonotta,

As you should be aware, the Newfield case law specifically grants the municipal governing body oversight of their fire companies with the exception of 3 areas: election/appointment of the Fire Chief, day to day operations of the fire company, and their constitution and bylaws.

A cursory review of the drafts you sent illustrate municipal overreach into those areas.

The 2012 memo you utilized is outdated and has been superseded by annual memo's on those matters since approximately 2018. Some current examples are: Fire Officer certifications are not mandatory, IS-800 National Response Plan is mandatory through Gubernatorial Executive Order 248 as is IS-700 National Incident Management Systems and ICS-200 Basic Incident Command Systems of ALL emergency responders (police, fire, medical, hazmat, emergency management, dispatch, etc.). ICS-100 ICS Orientation or Introduction is model 1 of ICS-200. It is required under the Uniform Fire Code and PEOSH standards. However, separating it from ICS-200 is of no practical value as it is covered under the EO248 requirements and standards/directives supporting EO248. Your emergency management coordinator should have copies of all the orders and directives and other materials as it was promulgated under the various state agencies and chaired by State Police Emergency Management.

Being you are unaware of any other issues, I was going to put together an agenda for sharing before the meeting. That should make it easier.

Some of the other issues brought to our attention include asking/demanding the Fire Chief sign your Local EOP Fire Annex without even providing him a copy. FYI, at the local and county and state levels the fire service leadership is responsible for formulating those annexes - county and state government refers to them as Emergency Support Functions and it's under Annex 4 Firefighting. I find it hard to imagine somebody else authored it without fire service leadership input and the Chief was told he had to sign it, without so much as a copy.

The large membership you mentioned is not large by any practical standard. 25 active members and 5 junior members is what I am told the Minotola VFC bylaws allow, and I was advised they have 29 of 30 positions filled at this time. This is actually small in comparison to similarly situated fire companies.

Another issue is municipal overreach by the Public Safety Committee Chairperson requiring his permission to utilize the fire apparatus for anything other than emergency response?

Another issue is the ordinance being represented as a contract, which the fire company had no negotiation or input. While the municipal governing body may enact any ordinance they desire, it is enforceable like any other ordinance as a contract, but it cannot be represented as a contract without negotiation of the parties. Then after requests were made, the fire company was purportedly advised that its a contract with personnel matters thus they could not attend the closed session for same. Arguably there are Rice considerations, amongst others, which would not benefit a hostile promulgation of such an ordinance in that manner.

There are other issues, this is a snapshot.

It seems there is a communication issue between the full governing body and the fire company leadership, I was hoping our meeting would bridge that gap and iron out these issues as soon as possible.

Thank you for your attention to this matter.

We look forward to working out whatever issues exist to put a great fire company on even better foundations.

Regards,

Donald Nelsen, Senior Planner EMF
Shore Region Fire Coordinator
Office of Fire Department Preparedness
Fire Threat Task Force
NJ Division of Fire Safety
609-477-9346
Donald.Nelsen@dca.nj.gov

From: Rick Tonetta <solicitor@buenaboro.org>
Sent: Tuesday, November 21, 2023 4:06 PM
To: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>; richard braslow [REDACTED]
Cc: David Zappariello <mayordave@buenaboro.org>; Douglas Adams <douglas.adams@buenaboro.org>; Patricia Andaloro <patricia.andaloro@buenaboro.org>; Marina Barsuglia <marina.barsuglia@buenaboro.org>; Jorge Alvarez <jorge.alvarez@buenaboro.org>; Joseph Fabrizio <joseph.fabrizio@buenaboro.org>; Ernest Merighi <ernest.merighi@buenaboro.org>; Maryann Coraluzzo <administrator@buenaboro.org>; Pam Johnston <pam.johnston@buenaboro.org>; Sasdelli, Edward [DCA] <Edward.Sasdelli@dca.nj.gov>
Subject: [EXTERNAL] RE: ***EXTERNAL*** Buena Borough and Minotola Fire Company

Dear Mr. Nelson,

I am unaware of any issues, so if you could enlighten me, I can better advise the governing body. The only issues of which I was aware involved the adoption of the Fire Company Bylaws. I initially copied the by laws word for word regarding qualifications of the fire chief, deputy chief and middle managers. I was then instructed to change the by laws by reducing the certification requirements as the existing chief, deputy chief and middle managers did not meet those qualifications. I was also instructed to limit the number of volunteer members which has no logical reasoning. I will send under separate cover the version I was advised to prepare by the Fire Company and the redlined changes after reading the Administrative Code. You will also see the clean copy. If the issue has anything to do with lowering the standards for Chief and other officers contrary to the law, I will not do it. If the issue is a limitation of volunteers, unless someone can tell me why that is in the best interest of the Borough, I am happy to discuss. If the issues are something else, please advise.

Please note that Council intends upon introducing the Ordinance at the next Council Meeting which is November 27.
Rick

Richard P. Tonetta, Esq.
Solicitor, Borough of Buena
717 Elmer Street
Vineland, New Jersey 08360
[Tel:609-364-4159](tel:609-364-4159)
e-mail Solicitor@BuenaBoro.org

From: Nelsen, Donald [DCA] <Donald.Nelsen@dca.nj.gov>
Sent: Tuesday, November 21, 2023 12:27 PM
To: Rick Tonetta <solicitor@buenaboro.org>; richard braslow [REDACTED]
Subject: ***EXTERNAL*** Buena Borough and Minotola Fire Company

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Good afternoon Sirs,

The Division of Fire Safety has become aware of some issues between Buena Borough's governing body and the Minotola Fire Company.

We had thought the transition after dissolving the fire district was more or less set, but apparently details are arising contrary.

I have been authorized by the Division of Fire Safety to proffer a meeting between the Mayor and Council and Fire Company Leadership, in closed session, to all meet in person and hopefully alleviate these issues and concerns before it goes further.

Would you please poll your clients so we may coordinate the meeting particulars?

Thank you for your anticipated cooperation.

Very truly yours,

Donald Nelsen
Senior Planner, Emergency Management – Fire
Shore Region Fire Coordinator
Fire Threat Task Force – South
NJ Division of Fire Safety
(609) 477-9346
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NEWFIELD FIRE COMPANY NO. 1 v. THE BOROUGH OF NEWFIELD

(NOTE: The status of this decision is Published.)

NOT FOR PUBLICATION WITHOUT THE
APPROVAL OF THE APPELLATE DIVISION

SUPERIOR COURT OF NEW JERSEY

APPELLATE DIVISION

DOCKET NO. A-0

NEWFIELD FIRE COMPANY NO. 1,

APPROVED FOR PUBLICATION

January 23, 2015

APPELLATE DIVISION

Plaintiff-Appellant,

v.

THE BOROUGH OF NEWFIELD,

Defendant-Respondent.

January 23, 2015

Submitted September 29, 2014 - Decided

Before Judges Lihotz, St. John and Rothstadt.

On appeal from the Superior Court of New Jersey, Law Division, Gloucester County, Docket
No. L-1077-13.

Buonadonna & Benson, P.C., attorneys for appellant (Alan G. Giebner, on the briefs).

Weir & Partners, LLP, attorneys for respondent (Daniel E. Rybeck and John C. Eastlack, Jr., on the brief).

The opinion of the court was delivered by

LIHOTZ, P.J.A.D.

We consider the scope of N.J.S.A. 40A:14-68, which allows a municipality to exercise "supervision and control" over a volunteer fire company, designated as its official firefighting organization. Plaintiff Newfield Fire Company No. 1 (Fire Company), a nonprofit, volunteer fire organization that has provided firefighting services to defendant the Borough of Newfield (Borough) for decades, appeals from an August 29, 2013 judgment substantially upholding Ordinance #2013-7, adopted by the Borough to regulate the Fire Company. Subject to three exceptions declared unenforceable, Judge Georgia M. Curio concluded the ordinance was a valid and enforceable exercise of municipal authority, permitted by N.J.S.A. 40A:14-68. The Fire Company argues the judge erroneously applied the statute and maintains the ordinance represents an invalid imposition of control over the affairs and internal governance of the Fire Company. Following our consideration of the arguments presented in light of the record and applicable law, we reject these assertions and affirm.

In 1908, a volunteer firefighting organization, the predecessor to the Fire Company, commenced and has continuously provided firefighting services to the residents of the Borough. The Fire Company is an independent New Jersey nonprofit corporation, as verified by a certificate of incorporation and governing bylaws filed on March 12, 2012.¹ Article VI of the Fire Company's bylaws outlines the duties of officers, including the Chief; Article VII outlines qualifications and duties of membership; Article VIII authorizes the Fire Company to remove members; and Article XIII provides for the annual election of various officers, including the Chief, and the procedure to fill vacancies.

Historically, the relationship between the Fire Company and the Borough was harmonious, and the Fire Company and its predecessor have provided firefighting services "[a]s a matter of long[-]standing custom and practice," even before the Borough was chartered in 1924. Relations between the Fire Company and the Borough grew contentious in 2009 when the Fire Company's membership elected a new Fire Chief.

There is no written agreement between the Fire Company and the Borough. For years, the Fire Company has been housed in the Borough's municipal building, along with other municipal services. The enmeshed relationship of the Borough and the Fire Company is aptly illustrated by the fact that a sign in front of the Borough-owned municipal building was donated to and is owned by the Fire Company, but electricity to operate the sign is provided by the Borough. The Borough pays the Fire Company's liability and worker's compensation insurance, building maintenance and utilities, and purchased certain Fire Company equipment such as its fire vehicles. The Fire Company itself generates resources independent from Borough funds through fundraising and contributions, to pay other on-going expenses.

In December 2010, the Borough adopted Ordinance #2010-11, entitled "Fire Department." This ordinance recognized the Fire Company as the sole firefighting organization in the Borough and provided the Borough "shall require the execution of all necessary agreements with the [Fire Company] to provide fire-fighting services," pursuant to N.J.S.A. 40A:14-68; "[m]embership in the [Fire Company] shall be in accordance with this chapter and the bylaws of the [Fire Company]"; and appointment or election of the Fire Chief shall take place pursuant to the Fire Company bylaws. In accordance with Ordinance #2010-11, the Borough presented the Fire Company with a contract for firefighting services, which the Fire Company rejected.²

The following December, the Borough enacted Ordinance #2011-15, amending Ordinance #2010-11, authorizing the Borough to exercise broader control over the Fire Company's general operations. Specifically, Ordinance #2011-15 required the Borough to approve the Fire Company bylaws, any bylaw amendments, its elected officers, and its line officers. The amended ordinance also detailed the Fire Chief's duties and set qualifications for and provided for appointment of individuals seeking membership in the Fire Company. Finally, the ordinance provided "[f]or cause, [Borough] Council may reprimand, suspend, or remove from office the Fire Chief, or any officer or officers of the [Fire Company]."

Ordinance #2011-15 was amended in July 2013, with the enactment of Ordinance #2013-7. Ordinance #2013-7 is the subject of this appeal. The significant addition in Ordinance #2013-7 requires all Fire Company line officers, which include the Chief, Deputy Chief, Assistant Chief, Captain, Lieutenants, and Fire Police Captain, "shall be appointed by the Borough[s] Governing Body[,] as provided by law."³

The Fire Company filed this complaint in lieu of prerogative writs, seeking to invalidate Ordinance #2013-7 as ultra vires. The Fire Company asserted the Borough abused its discretionary authority in adopting Ordinance #2013-7, and the adoption was "arbitrary, capricious and unreasonable," making the ordinance "wrongful" and "unenforceable." The trial court temporarily restrained the Borough from enforcing the provisions of Ordinance #2013-7.

Following oral argument, Judge Curio considered the legal issue presented. Reviewing the provisions of N.J.S.A. 40A:14-68, she rejected the Fire Company's contention that an external contract defining the relationship was mandated, thereby making the Borough's mere adoption of Ordinance #2013-7 ineffective to exercise the statutorily permitted supervision and control over the Fire Company. Rather, she concluded Ordinance #2013-7 sufficiently established the contract between the Borough and Fire Company and was "an appropriate exercise of authority by the Borough . . . pursuant to N.J.S.A. 40A:14-68." Next, the judge upheld Ordinance #2013-07 as enforceable, after excising three specific provisions: the portion of 25.2 allowing the Borough to appoint the Fire Chief; the portion of 25.3 requiring the Fire Company submit its bylaws, and presumably any amendments, to the Borough Council for approval; and the portion of 25.5 providing the Borough retain ownership and control over the sign erected in front of the municipal building. Judge Curio noted the Borough can require approval of other Fire Company officers and mandate the Fire Company transmit a copy of its bylaws to the Borough Council.

On appeal, the Fire Company agrees N.J.S.A. 40A:14-68 is the source of authority allowing the Borough's involvement in its operation. However, the Fire Company challenges the trial judge's

determination that Ordinance #2013-7 complies with the scope of the permitted statutory authority.

"Municipal ordinances, like statutes, carry a presumption of validity." *Hutton Park Gardens v. Town Council of W. Orange*, 68 N.J. 543, 564 (1975). "[A] law concerning municipal corporations formed for local government . . . shall be liberally construed in their favor." N.J. Const. art. IV, 7, 11. Accordingly, a party challenging a municipal ordinance has a heavy burden. The presumption of validity "may be overcome only by a clear showing that the local ordinance is arbitrary or unreasonable." *Quick Chek Food Stores v. Springfield*, 83 N.J. 438, 447 (1980) (quoting *Hudson Circle Servicer, Inc. v. Kearny*, 70 N.J. 289, 298-99 (1976)).

We start our review by examining the scope of N.J.S.A. 40A:14-68, understanding questions of statutory interpretation are purely legal. In *re Liquidation of Integrity Ins. Co.*, 193 N.J. 86, 94 (2007). In our de novo review of legal issues, we need not defer to the trial court's conclusions. In *re Petition for Referendum on Trenton Ordinance 09-02*, 201 N.J. 349, 358 (2010) (citing *Manalapan Realty v. Twp. Comm. of Manalapan*, 140 N.J. 366, 378 (1995)).

"Our task in statutory interpretation is to determine and effectuate the Legislature's intent." *Ibid.* (quoting *Bosland v. Warnock Dodge Inc.*, 197 N.J. 543, 553 (2009)).

"In the construction of the laws and statutes of this state, both civil and criminal, words and phrases shall be read and construed with their context, and shall, unless inconsistent with the manifest intent of the legislature or unless another or different meaning is expressly indicated, be given their generally accepted meaning, according to the approved usage of the language."

[*State v. Hupka*, 203 N.J. 222, 232 (2010) (quoting N.J.S.A. 1:1-1).]

"We consider the statute at the center of this case in accordance with these principles." *C.A. v. Bentolila*, 219 N.J. 449, 460 (2014).

Many municipalities cannot support a full-time municipal fire force and instead rely upon volunteers to provide this essential public service. The volunteer fire companies are "not direct units of local government." *Paff v. N.J. State Firemen's Ass'n*, 431 N.J. Super. 278, 292 (App. Div. 2013) (citing *Schwartz v. Stockton*, 32 N.J. 141, 151 (1960)). "While such organizations are independent, incorporated as associations not for pecuniary profit, . . . they may, and generally do, have definite relationships with municipal governing bodies, . . . thereby giving them a kind of semi-official status." *Schwartz*, supra, 32 N.J. at 151 (citation omitted). "[T]he relationship between a volunteer fireman and the municipality is not that of master and servant in the true sense." *Maggio v. Migliaccio*, 266 N.J. Super. 111, 114-15 (App. Div.) (quoting *Vogt v. Borough of Belmar*, 14 N.J. 195, 206 (1954)), cert. denied, 134 N.J. 563 (1993). Nevertheless, volunteer fire departments have been recognized as quasi-public in nature. *Sprint Spectrum, L.P. v. Borough of Upper Saddle River Zoning Bd. of Adjustment*, 352 N.J. Super. 575, 598 (App. Div.), cert. denied, 174 N.J. 543 (2002).

The Legislature addressed the nature of municipal control of volunteer fire companies in N.J.S.A. 40A:14-68(a), originally effective on July 1, 1979

In any municipality not having a paid or part-paid fire department and force, the governing body, by ordinance, may contract with a volunteer fire company or companies in such municipality, for purposes of extinguishing fires, upon such terms and conditions as shall be deemed proper. The members of any such company shall be under the supervision and control of said municipality and in performing fire duty shall be deemed to be exercising a governmental function; however, the appointment or election of the chief of the volunteer fire company shall remain the prerogative of the membership of the fire company as set forth in the company's certificate of incorporation or bylaws.

The plain language of this statute reflects the Legislature's intent to assure governmental supervision and control of volunteer fire companies to the extent they are charged with performing public functions funded by public taxpayer resources. See *McGovern v. Rutgers*, 211 N.J. 94, 108 (2012) (holding "we look first to the plain language of the statute," giving the words their ordinary meaning and deriving intent from the words the Legislature has chosen (quoting *Bosland*, supra, 197 N.J. at 553)).

The Fire Company insists the Borough's use of an ordinance ignored statute's requirement of providing a contract with the Fire Company to define the scope of governmental supervision and control. We reject this argument because the plain language of the statute provides the municipality's "governing body, by ordinance, may contract with a volunteer fire company" N.J.S.A. 40A:14-68(a) (emphasis added). We conclude these words unambiguously permit a municipality to use the mechanism of an ordinance as the contractual basis to set forth provisions assuring municipal supervision and control of members of the volunteer fire company it designates as the official entity to perform the public function of extinguishing fires.

Such a reading is consistent with prior interpretations of both the statute and a municipality's relationship with its volunteer fire company. In *Migliaccio*, this court found the adoption of an ordinance satisfied the statute, stating: "The record reveals that the Borough of West Long Branch adopted the necessary ordinance referred to in N.J.S.A. 40A:14-68" *Migliaccio*, supra, 266 N.J. Super. at 115. Also, in *Paff*, we considered an ordinance defining the relationship when deciding a different issue. There, we concluded "[m]embers of volunteer fire companies serve 'under the supervision and control of [a] municipality and in performing fire duty shall be deemed to be exercising a governmental function[.]'" *Paff*, supra, 431 N.J. Super. at 292 (alterations in original) (quoting N.J.S.A. 40A:14-68). See also *Guida v. Emerson*, 17 N.J. Misc. 209, 211-12 (Dep't Labor 1939) (noting a municipality's recognition of a volunteer fire company by express agreement is accomplished by "the passage of an ordinance creating a department and stating the manner of control").

We also find unpersuasive the Fire Company's argument suggesting the Legislature reserved use of an ordinance to define the regulation and control of paid fire departments, pursuant to N.J.S.A. 40A:14-7, and chose to specify a contract to control volunteer fire companies pursuant to N.J.S.A. 40A:14-68. As Judge Curio aptly observed, use of a contract is superfluous when discussing a municipality's authority to form a paid fire department, as discussed in N.J.S.A. 40A:14-7. On the other hand, when addressing a municipality's relationship with a volunteer fire force it seeks to perform public firefighting functions, a municipal ordinance merely creates the

conditions under which that volunteer fire company may act as the designated fire company of the municipality.

Turning to the attack on the scope of Ordinance #2013-7, the Fire Company maintains the Borough lacks authority to regulate the Fire Company, its members, or officers because the Fire Company is a private nonprofit corporation, separate and distinct from the Borough. The Fire Company relies on N.J.S.A. 15A:1-1 to 16-2, which are statutory provisions vesting rights in nonprofit corporations, such as the right to be governed by and make its own bylaws, N.J.S.A. 15A:2-9 to -11; the right to acquire real and personal property, N.J.S.A. 15A:3-1(a)(4); and the right to elect or appoint officers and define their duties, N.J.S.A. 15A:3-1(a)(10). We disagree with this assertion.

A well-recognized rule of statutory construction applies when one statute appears in conflict with another. Quite simply, specific statutory provisions govern general ones. *State v. Robinson*, 217 N.J. 594, 609 (2014); *Tiffany Manor Assocs. v. Newark City*, 18 N.J. Tax 190, 197 (Tax 1999). The broad, general nonprofit corporation statute yields to the specific legislative direction governing a municipality's supervision and control of a designated volunteer fire company.

We further conclude the Fire Company is incorrect in asserting its activities and management are independent of municipal oversight and control. N.J.S.A. 40A:14-68(a) pointedly directs volunteer fire companies, whose members accept the role of performing the "governmental function" of "fire duty," serve "under the supervision and control of [the] municipality." Since volunteer firefighters perform a public service, the need for municipal supervision and control of the Fire Company is underscored, and the volunteer fire company is legally viewed as a state actor. "[V]irtually every statutory reference concerning volunteer companies refers to fire protection as a governmental function." *Pallister v. Spotswood First Aid Squad*, 355 N.J. Super. 278, 281 n.2 (App. Div. 2002) (alteration in original) (quoting *D'Eustachio v. City of Beverly*, 177 N.J. Super. 566, 572 (Law Div. 1979)). See also *Eggert v. Tuckerton Vol. Fire Co. No. 1*, 938 F. Supp. 1230, 1240 (D.N.J. 1996) (holding a volunteer fire company is a state actor for purposes of 42 U.S.C.A. 1983); *Schwartz*, supra, 32 N.J. at 150 (holding volunteer fire companies are public entities for purposes of tort liability); *State v. Quezada*, 402 N.J. Super. 277, 283-84 (App. Div. 2008) (holding a volunteer firefighter is a public servant under N.J.S.A. 2C:27-1(g)).

In return, designated volunteer firefighters are afforded worker's compensation insurance as de facto municipal employees, see N.J.S.A. 34:15-43; *Migliaccio*, supra, 266 N.J. Super. at 115, and provided municipal contributions from funds raised through local tax assessments for equipment and a substantial portion of related firefighting expenses. N.J.S.A. 40A:14-33; N.J.S.A. 40A:14-34. A municipality may compensate volunteer firefighters for losses sustained in performing fire duties, N.J.S.A. 40A:14-36, and allocate space in municipal realty for their use. See N.J.S.A. 40:48-2 (defining a municipality's general powers to exercise authority for public welfare and safety).

The municipal management of volunteer fire companies as defined in N.J.S.A. 40A:14-68(a) is limited to "the authority to control the general affairs of a volunteer fire department," and a municipality "cannot dictate the day-to-day operations of the department." *Sprint*, supra, 352 N.J.

Super. at 598 (citing 63 C.J.S. Municipal Corporations 542 (1999)). This distinction is illuminated by the independent control retained by a fire company in "the appointment or election" of its Chief, "as set forth in the company's certificate of incorporation or bylaws." N.J.S.A. 40A:14-68(a).

Following our review, we find no flaw in Judge Curio's analysis, concluding Ordinance #2013-7, as excised, stays within the lines drawn by N.J.S.A. 40A:14-68(a). As the judge noted, the Borough may not retain the right to approve the elected Fire Chief or the Fire Company's bylaws, including any amendments.⁴ With these modifications, we conclude Ordinance #2013-7 does not intrude into the day-to-day operations of the Fire Company, defined by its bylaws. See N.J.S.A. 15A:3-1(a)(11) (a nonprofit corporation's bylaws govern "the administration and regulation of the affairs of the corporation"). For example, Ordinance #2013-7 makes no attempt to invade the Fire Company's province to assign personnel; define essential tasks; require attendance; hold elections; abide by a membership code of conduct; develop tactical decision-making for fire protection, prevention and safety, particularly when fighting a fire; or regulate fundraising efforts.

In our view, Judge Curio's decision does nothing more than consider the validity of the ordinance, which we agree, once excised, presents a valid enforceable contract to the Fire Company. If the Fire Company accepts the terms in order to continue as the designated municipal fire force, it is entitled to benefits provided by law, as we have outlined above. We emphasize, the Fire Company correctly asserts a contract requires a meeting of the minds and mutual assent. See, e.g., *Morton v. 4 Orchard Land Trust*, 180 N.J. 118, 129-30 (2004); *Atalese v. U.S. Legal Servs. Grp., L.P.*, 219 N.J. 430, 442 (2014). Possibly the Fire Company's prior demonstrated dissatisfaction with the ordinance provisions may lead to a decision to end its long-standing role as the entity providing firefighting services for the Borough. Prudence suggests any terms formulated in an ordinance governing the Fire Company would be mutually discussed, if not formulated by assent before passage. Still, we are aware of nothing that precludes the Borough from adopting an ordinance defining the conditions it requires of any volunteer fire company seeking to act as the Borough's designated fire company.

Here, the Fire Company must accept these terms if it seeks to continue in its role as the designated municipal entity. Nevertheless, nothing prevents the Fire Company members from declining to voluntarily perform firefighting services under terms mandated by a valid ordinance, such as Ordinance #2013-7. If it chooses to do so, absent further negotiation and agreement with the Borough, its municipal firefighting status ceases, and the Borough has authority to assume possession and control of its real and personal property and to seek a replacement entity to perform the necessary fire functions. *Raritan Engine Co. No. 2 v. Edison Twp.*, 184 N.J. Super. 159, 164-66 (App. Div. 1982).

Affirmed.

¹ The then Chief of the Fire Company averred the Fire Company was originally incorporated in 1908, and holds the original certificate of incorporation, which was not included in the record. The Borough provided a print out from the Treasury's webpage reflecting the recited record of incorporation.

2 This contract is not included in the record.

3 The record contains several references to the Borough's apparent desire to remove the Fire Company's Chief and suggests the Borough filed a disciplinary complaint against him.

4 The judge's excise of the provision suggesting the Borough retains ownership of the Fire Company's sign is not specifically contested.