

BOROUGH OF BUENA

Maryann Coraluzzo
Administrator



Phone: (856) 697-9393 Ext . 29
administrator@buenaboro.org

County of Atlantic

May 29, 2024

Re: Request for Proposal - Local Endorsement for Cannabis Licensing.

Dear Applicant:

The Borough of Buena is accepting proposals for Local Endorsement for Cannabis Licensing. The Borough is using a "Fair and Open" Procurement Process for the solicitation and award of the Local Endorsement.

The following endorsement opportunity remains:

Class 1- Cultivation (3)
Class 2- Manufacture (5)

Standardized submission requirements and selection criteria are enclosed.

Sincerely,

Maryann Coraluzzo
Administrator

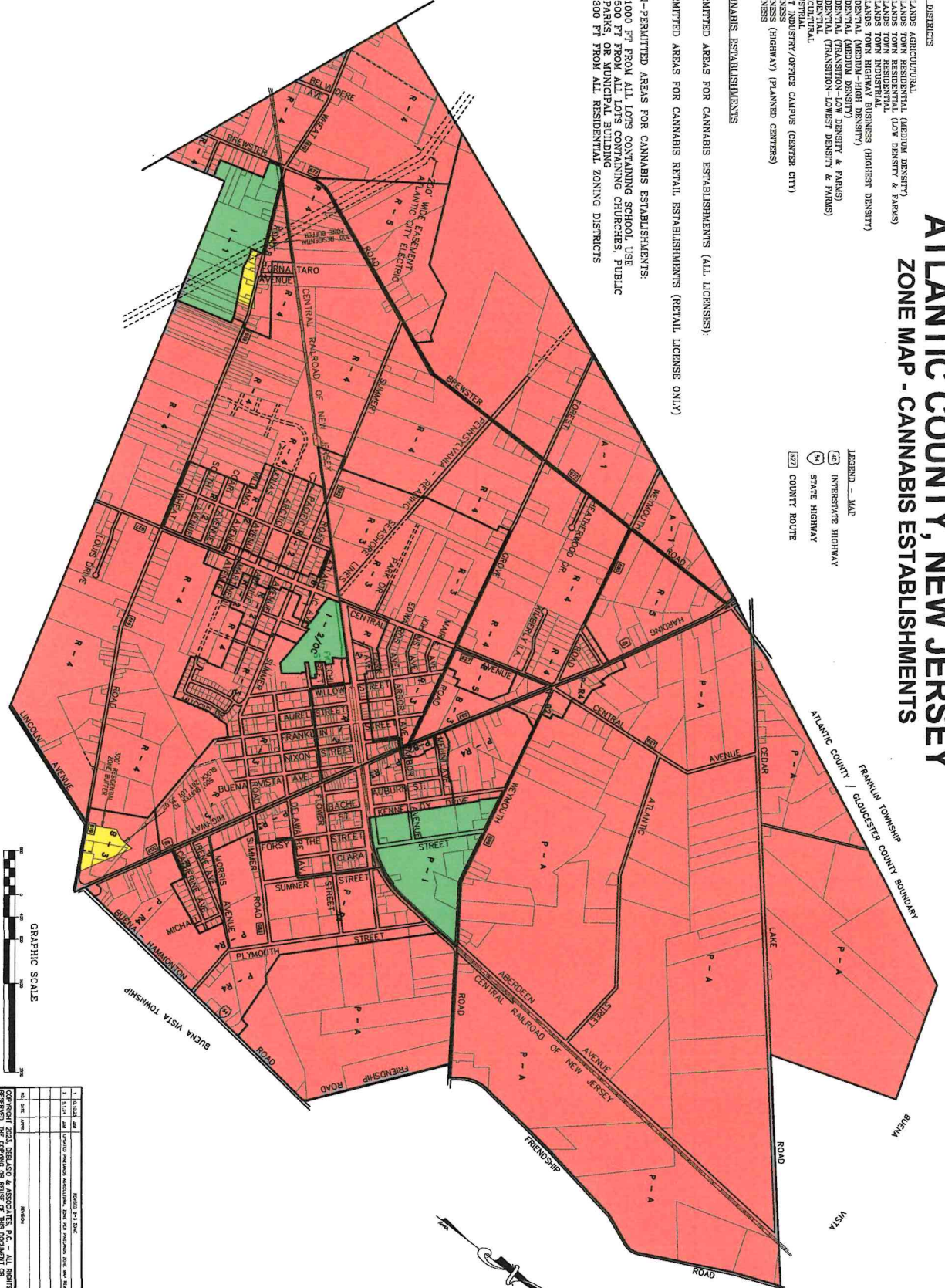
Enclosure

BOROUGH OF BUENA ATLANTIC COUNTY, NEW JERSEY ZONE MAP - CANNABIS ESTABLISHMENTS

- LEGEND - ZONE DISTRICTS**
- P - A PINELANDS AGRICULTURAL
 - P - R1 PINELANDS FORN RESIDENTIAL (MEDIUM DENSITY)
 - P - R2 PINELANDS FORN RESIDENTIAL (LOW DENSITY & FARMS)
 - P - R4 PINELANDS FORN RESIDENTIAL
 - P - I1 PINELANDS FORN INDUSTRIAL
 - R - B1 RESIDENTIAL (MEDIUM DENSITY BUSINESS (HIGHEST DENSITY))
 - R - B2 RESIDENTIAL (MEDIUM DENSITY BUSINESS (HIGHEST DENSITY))
 - R - 3 RESIDENTIAL (MEDIUM DENSITY)
 - R - 4 RESIDENTIAL (MEDIUM DENSITY)
 - R - 1 RESIDENTIAL (TRANSITION-LOW DENSITY & FARMS)
 - A - 1 AGRICULTURAL
 - I - 1 INDUSTRIAL
 - 1 - 2/OC LIGHT INDUSTRY/OFFICE CAMPUS (CENTER CITY)
 - 2 - 2 BUSINESS (HIGHWAY) (PLANNED CENTERS)
 - B - 2 BUSINESS (HIGHWAY) (PLANNED CENTERS)
 - B - 3 BUSINESS

- LEGEND - CANNABIS ESTABLISHMENTS**
- PERMITTED AREAS FOR CANNABIS ESTABLISHMENTS (ALL LICENSES):
 - PERMITTED AREAS FOR CANNABIS RETAIL ESTABLISHMENTS (RETAIL LICENSE ONLY)
 - NON-PERMITTED AREAS FOR CANNABIS ESTABLISHMENTS:
 - 1000 FT FROM ALL LOTS CONTAINING SCHOOL, USE
 - 500 FT FROM ALL LOTS CONTAINING CHURCHES, PUBLIC
 - PARKS OR MUNICIPAL BUILDING
 - 500 FT FROM ALL RESIDENTIAL ZONING DISTRICTS

- LEGEND - MAP**
- Ⓜ INTERSTATE HIGHWAY
 - Ⓢ STATE HIGHWAY
 - Ⓡ COUNTY ROUTE



LIST OF SHEETS, CORRECTIONS, EASES AND RESOLVING PROPERTIES

BLOCK	LOT	DESCRIPTION
106	1	RESIDENTIAL
106	2	RESIDENTIAL
106	3	RESIDENTIAL
106	4	RESIDENTIAL
106	5	RESIDENTIAL
106	6	RESIDENTIAL
106	7	RESIDENTIAL
106	8	RESIDENTIAL
106	9	RESIDENTIAL
106	10	RESIDENTIAL
106	11	RESIDENTIAL
106	12	RESIDENTIAL
106	13	RESIDENTIAL
106	14	RESIDENTIAL
106	15	RESIDENTIAL
106	16	RESIDENTIAL
106	17	RESIDENTIAL
106	18	RESIDENTIAL
106	19	RESIDENTIAL
106	20	RESIDENTIAL
106	21	RESIDENTIAL
106	22	RESIDENTIAL
106	23	RESIDENTIAL
106	24	RESIDENTIAL
106	25	RESIDENTIAL
106	26	RESIDENTIAL
106	27	RESIDENTIAL

RECORD # 1-1 ZONE

NO.	DATE	DESCRIPTION
1	11/13/24	PRELIMINARY ZONING MAP
2	11/13/24	FINAL ZONING MAP

DEBIASIO & ASSOCIATES
CONSULTING ENGINEERS AND PLANNERS

400 NEW YORK AVENUE
ATLANTIC COUNTY, NEW JERSEY
Phone: (609) 484-3111
Fax: (609) 484-3221

HENRY V. ENGEL, P.L.S. DATE: 11/13/2024

RESERVED. THE COPYING OR REUSE OF THIS DOCUMENT OR ANY PART THEREOF FOR ANY PURPOSES OTHER THAN THAT AUTHORIZED BY THE PROMISSOR OF DEBIASIO & ASSOCIATES, P.L.S. IS PROHIBITED.

**BOROUGH OF BUENA
NOTICE TO BIDDERS
FAIR AND OPEN PROCUREMENT PROCESS**

The Borough of Buena is soliciting proposals for endorsement of THREE (3) Class 1 and FIVE (5) Class 2 New Jersey State Cannabis License applications which are more fully described in the proposal packets available in the Office of the Borough Clerk, Borough Hall, 616 Central Avenue, Minotola, New Jersey 08341 and which are available from said office weekdays between the hours of 10:00 am to 4:00 pm, telephone number 856-697-9393 x22, e-mail boroclerk@buenaboro.org and on the Borough's website- www.buenaboro.org. Proposals must be submitted in the form provided in the proposal packet.

Local Endorsement for Cannabis Licensing

These proposals are being solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq. Sealed responses to these requests are required to be delivered to the Office of the Borough Clerk, Borough Hall, 616 Central Avenue Minotola, New Jersey, 08341 **on or before 12:00 noon on June 19, 2024**. The envelope containing a proposal shall be plainly marked on the outside of the sealed envelope to show the **New Jersey State Cannabis License applications (and specified Class)** for which the proposal is submitted, i.e. . (Local Endorsement for Cannabis Licensing) as listed above. At the designated time and place for the receipt of proposals, the Business Administrator will publicly open and read the name for all the responses received.

All endorsements pursuant to the fair and open process will be vetted first by the Borough's Cannabis Advisory Committee and awarded by a majority vote of the Borough Council at a public meeting. Persons awarded an endorsement under these procedures are required to comply with the requirements for Business Entity Disclosure Certification, Equal Employment Opportunity Laws and Regulations, N.J.S.A.10:5-31 et seq. and N.J.A.C.17:27, Americans with Disabilities Act of 1990, P.L. 2004 C19. "The New Jersey Local Unit Pay-to-Play" Law (N.J.S.A. 19:44-A-20.4 et seq.), New Jersey Campaign Contributions and Expenditure Reporting Act (N.J.S.A. 19:44A-1 et seq.). According to 40A:11- 23, the Borough is prohibited from receiving Proposals on Mondays or any day directly following a State or Federal Holiday. Further information as to these requirements are contained in the proposal packets available in the Clerk's Office.

Cindi Holland
Borough Purchasing Agent
BOROUGH OF BUENA

Local Endorsement for Cannabis Licensing,

Selection Criteria for Class 1 and Class 2

The selection criteria to be used by the Borough Cannabis Advisory Committee in making their recommendation to the Borough Council as to which proposal is most advantageous to the Borough, all factors set forth in Borough Code Section 202 and the Borough of Buena Municipal Cannabis Business License Application attached shall be considered. Points totaling 100 shall be awarded by members of the Cannabis Advisory Committee for all factors combined.

If after receipt of any proposals as described above and prior to any recommendation to the Borough Council the Cannabis Advisory Committee determines to revise the required applications or to seek more favorable terms, all applicants who have submitted proposals will be given an equal opportunity to resubmit or modify their proposal.

Applicants will be eliminated from consideration if they do not meet applicable Federal, State or Borough Legal requirements. Where State law regulations require a procedural step(s) at variance with these procedures, the State requirements shall govern. All endorsements pursuant to the fair and open process will be awarded by a majority vote of the Borough Council at a public meeting.

Proposals are being solicited for the following:

Local Endorsement for Cannabis Licensing

If after receipt of any proposals as described above and prior to any recommendation by the Cannabis Advisory Committee, the Borough Council or Cannabis Advisory Committee determines to revise the required applications or to seek more favorable terms, all applicants who have submitted proposals will be given an equal opportunity to resubmit or modify their proposal.

All endorsements pursuant to the fair and open process will be awarded by a majority vote of the Borough Council at a public meeting.

INTRODUCTION

The Borough of Buena is soliciting proposals for applicants interested in receiving an endorsement for a State of New Jersey Cannabis License.

STANDARDIZED SUBMISSION REQUIREMENTS AND SELECTION CRITERIA FAIR AND OPEN PUBLIC SOLICITATION PROCESS FOR ENDORSEMENT OF NEW JERSEY STATE CANNABIS LICENSE APPLICATIONS

The Borough of Buena is seeking sealed submissions in response to a Public Notice for the Solicitation of Applicants for Endorsement of the following Cannabis Licenses:

THREE (3) CLASS 1
FIVE (5) CLASS 2

The selection criteria to be used in awarding endorsements shall include those criteria set forth in the Borough of Buena Municipal Cannabis Business License Application attached hereto as well as all factors set forth in Borough Code Chapter 202. All criteria shall be graded with a total of 100 points by each member of the Cannabis Advisory Committee

Please Note this Additional Requirements:

Applicant entities shall submit one (1) original and five (5) additional sets of their sealed submission on or before **noon on June 19, 2024** and a fee of \$1,000.00 nonrefundable for each class license application submitted.

2. FAIR AND OPEN PUBLIC SOLICITATION PROCESS

a. Receipt and Opening of Submissions

The Borough of Buena, New Jersey (hereinafter called the "Borough") invites submissions for the service(s) mentioned in the Public Notice for Solicitation.

Time and Place of Submission Openings

The Acting Clerk and/or QPA will receive submissions at the time and place mentioned in the Public Notice for Solicitation, and at such time and place submissions will be publicly opened and read aloud.

Submissions Not in Compliance

The Borough may waive any informality or reject any and/or all submissions, in accordance with the Fair and Open Public Solicitation Process pursuant to P.L. 2004, c.19 (N.J.S.A.19:44A-20.4, et seq.)

Withdrawing Submissions

Submissions forwarded to the Acting Clerk and/or his designated representative before the time of opening of submissions may be withdrawn upon written application of the entity who or which shall be required to produce evidence showing that he/she are or they represent the principal or principals involved in the submission. Submissions may not be withdrawn within twenty-four (24) hours of the stipulated time for opening of submissions.

b. Completion of Submissions

Each submission must be provided in a succinct typewritten letter and signed by the entity or principal thereof and shall contain the name, address and telephone number of the entity. Each signatory to the submission must initial all erasures or corrections. Each submission shall be contained in a sealed envelope addressed to the Borough Clerk, 616 Central Avenue, Minotola, New Jersey, 08341 and said envelopes shall specify the Title for which the submission is provided. The submission is to be clearly marked "**Local Endorsement for Cannabis Licensing Class 1 or Class 2**" and must be delivered at the place and time required or mailed so as to be received prior to the opening time set in the advertisement.

Submissions received after the hour herein named or in unsealed envelopes shall not be considered.

The Borough will not be responsible for submissions forwarded through the United States Mail or any delivery service if lost in transit at any time before submission opening, or if hand delivered to incorrect location.

The submission shall be accompanied by (1) a Non-Collusion Affidavit, (2) a Disclosure of Ownership Form, (3) an Insurance Requirement Acknowledgement Form, (4) a Mandatory Equal Employment Opportunity Notice Acknowledgment, (5) Entity Information Form, (6) Acknowledgement of Corrections, Additions and Deletions Form,

All forms listed above (#1 through #6) shall be completed in their entirety.

c. Modifications of Submissions

Any entity may modify his/her submission by mail, courier or hand delivery at any time prior to the scheduled closing time for receipt of submissions. The Borough, prior to the closing time, must receive such communication. The communication should provide the addition, subtraction or amendment from or other modification.

d. Rejection of submission

Multiple Submissions Not allowed

More than one submission from an individual, a firm or partnership, a corporation or association of principals under the same or different names shall not be considered.

Right to Reject Submissions

The right is reserved to reject any or all submissions in whole or in part if not in compliance with the standardized submission requirements.

Right to Waive Informalities Reserved

The Borough expressly reserves the right to waive any informality in any submission, and to accept the submission, which in the Borough's judgment serves its best interests.

e. Facsimile Documents Provided in a Submission

Under no circumstances, on submission documents requiring authorized signatures, will the Borough accept documents provided through facsimile machines.

f. Contract Compliance and Equal Employment Opportunity in Public Contracts

All entities are required to comply with the requirements of N.J.S.A. 10:5-31, et
- and N.J.A.C. 17:27, et seq.

Date: May 29, 2024

NON-COLLUSION AFFIDAVIT

STATE OF NEW JERSEY
COUNTY OF SS:

I, _____ residing in _____
(name of affiant) (name of municipality)
in the County of _____ and State of _____,
of full age, being duly sworn according to law on my oath depose
and say that:

I am _____ of the firm of _____
(title or position) (name of firm)
_____ the bidder making this Proposal for the RFQ entitled
_____ and that I executed the said
(title of RFQ proposal)

proposal with full authority to do so that said bidder has not, directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above named project; and that all statements contained in said proposal and in this affidavit are true and correct, and made with full knowledge that the Borough of Buena, County of Atlantic, relies upon the truth of the statements contained in said Proposal and in the statements contained in this affidavit in awarding the contract for said project.

I further warrant that no person or selling agency has been employed or retained to solicit or secure such contract upon an agreement or understanding for a commission, percentage, brokerage or contingent fee, except bona fide employees or bona fide established commercial or selling agencies maintained by _____
(Name of firm)

Signature Date

Type or print name of affiant under signature

Subscribed and sworn to
Before me this day
.....20__
Notary Public of New Jersey
My Commission expires ____
(seal)

DISCLOSURE OF OWNERSHIP

N.J.S.A. 52:25-24.2 reads in part that "no corporation or partnership shall be awarded any contract by the State, County, Municipality or School District, or any subsidiary or agency thereof, unless prior to the receipt of the submission of the corporation or partnership, there is provided to the public contracting unit a statement setting forth the names and addresses of all individuals who own 10% or more of the stock or interest in the corporation or partnership."

- 1) If the entity is a *partnership*, then the statement shall set forth the names and addresses of all partners who own a 10% or greater interest in the partnership.
- 2) If the entity is a *corporation*, then the statement shall set forth the names and addresses of all stockholders in the corporation who own 10% or more of its stock of any class.
- 3) If a corporation owns all or part of the stock of the corporation or partnership providing the submission, then the statement shall include a list of the stockholders who own 10% or more of the stock of any class of that corporation.
- 4) If the entity is other than a corporation or partnership, the contractor shall indicate the form of corporate ownership as listed below.

COMPLETE ONE OF THE FOLLOWING STATEMENTS:

I. Stockholders or Partners owning 10% or more of the company providing the submission:

NAME: _____ ADDRESS: _____

II. No Stockholder or Partner owns 10% or more of the company providing this submission:

SIGNATURE: _____ DATE: _____

III. Submission is being provided by an individual who operates as a sole submission:

SIGNATURE: _____ DATE: _____

IV. Submission is being provided by a corporation or partnership that operates as a (check one of the following):

Limited Partnership Limited Liability Corporation

Limited Liability Subchapter S Corporation

SIGNATURE: _____ DATE: _____

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY NOTICE

(N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.)

GOODS AND GENERAL SERVICE CONTRACTS

This form is a summary of the successful entity's requirement to comply with the requirements of N.J.S.A 10:5-31 et seq. and N.J.A C. 17:27 et seq.

The successful entity(s) shall submit to the Borough of Buena after notification of award but prior to execution of a resolution of support, one of the following three documents as forms of evidence:

- (a) A photocopy of a valid letter that the vendor is operating under an existing Federally approved, or sanctioned affirmative action program (good for one year from the date of the letter);

OR

- (b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with NJ.AC. 17:27-1.1 et seq.;

OR

- (c) A photocopy of an Employee Information Report (Form AA302) provided by the Division of Contract Compliance and distributed to the Borough of Buena to be completed by the vendor in accordance with N.J.A.C. 17:27-1.1 et seq.

The successful entity may obtain the Employee Information Report (AA302) from the Borough of Buena during normal business hours.

The undersigned entity certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A 10:5-31 et seq. and N.J.A.C. 17:27 et seq. and agrees to furnish the required forms of evidence.

The undersigned entity further understands that his/her submission shall be rejected as non-responsive if said entity fails to comply with the requirements of N.J.S.A. 10:5-31 et seq. and NJ .A C. 17:27 et seq.

COMPANY: _____

SIGNATURE: _____ PRINT NAME: _____

TITLE: _____ DATE: _____

ENTITY INFORMATION FORM

If the Entity is an *INDIVIDUAL*, sign name and give the following information:

Name: _____
Address: _____
Telephone No.: _____ Social Security No.: _____
Fax No.: _____ E-Mail: _____

If individual has a *TRADE NAME*, give such trade name:

Trading As: _____ Telephone No.: _____

If the Entity is a *PARTNERSHIP*, give the following information:

Name of Partners: _____
Firm Name: _____
Address: _____
Telephone No.: _____ Federal ID No.: _____
Fax No.: _____ E-Mail: _____

Social Security No.: _____
Signature of authorized agent: _____

If the Entity is *INCORPORATED*, give the following information:

State under whose laws incorporated: _____
Location of principal office: _____
Telephone No.: _____ Federal ID No.: _____
Fax No. _____ E-Mail: _____

Name of agent in charge of said office upon whom notice may be legally served:

Telephone No.: _____ Name of Corporation: _____
Signature: _____ By: _____
Title: _____ Address: _____

INSURANCE REQUIREMENTS AND ACKNOWLEDGEMENT FORM

Certificate(s) of Insurance shall be filed with the Department of Community Development prior to the Resolution of Support by the Borough Council.

The minimum amount of insurance to be carried by the entity shall be as follows:

PROFESSIONAL LIABILITY INSURANCE

Limits shall be a minimum of \$1,000,000.00 each claim and \$1,000,000.00 aggregate each policy period

Acknowledgment of Insurance Requirement:

(Signature)

(Date)

(Print Name and Title)

ACKNOWLEDGMENT OF CORRECTIONS, ADDITIONS AND DELETIONS FORM

I, _____ of the firm _____

_____ hereby acknowledge that any

corrections, additions and/or deletions have been initialed and dated in this

submission package.

(Signature)

(Type or print name of affiant and title under signature)

(Date)

ATTENTION ALL ENTITIES

On June 29, 2004, Governor McGreevey signed P.L. 2004, c.57, Business Registration of Contractors with Government Agencies into law. Effective September 1, 2004, all business organizations that do business with a local contracting agency (i.e. Borough of Buena) are required to be registered with the State of New Jersey, Department of Treasury, Division of Revenue, and provide proof of that registration to the contracting agency before the contracting agency may enter into a contract with the business.

A "Business Organization" means an individual, partnership, association, joint stock company, trust, corporation or other legal business entity a successor thereof.

P.L. 2009. c.315 (A-557/S2366): Reforms Business Registration Certificate Filing: permits filing prior to award of contracts if not filed with bid. Effective with bids received and contracts awarded after January 18, 2010.

The law now allows the Business Registration Certificate to be filed any time prior to award of the contract and the bidder had to have obtained the Business Registration Certificate prior to receipt of bids.

Further information may be obtained by visiting the following web site at the State of New Jersey: www.nj.gov/treasury/revenue/busreqcert.htm

Goods & Services Contracts (including purchase orders):

N.J.S.A. 52:32-44 imposes the following requirements on contractors and all subcontractors that **knowingly** provide goods or perform services for a contractor fulfilling this contract:

- 1) The contractor shall provide written notice to its subcontractors and suppliers to submit proof of business registration to the contractor;
- 3) During the term of this contract, the contractor and its affiliates shall collect and remit, and shall notify all subcontractors and their affiliates that they must collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act, (N.J.S.A. 54:32B-1 et seq.) on all sales of tangible personal property delivered into this State.

A contractor, subcontractor or supplier who fails to provide proof of business registration or provides false business registration information shall be liable to a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration not properly provided or maintained under a contract with a contracting agency. Information on the law and its requirements is available by calling (609) 292-9292.

**AMERICANS WITH DISABILITIES ACT OF 1990
EQUAL OPPORTUNITY FOR INDIVIDUALS WITH DISABILITY**

The CONTRACTOR and the Borough of Buena (herein referred to as the Borough) do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 ("The Act") (42 U.S.C.S. 12101 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs and activities provided or made available by public entities, and the rules and regulations promulgated pursuant thereto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the Borough pursuant to this contract, the CONTRACTOR agrees that the performance shall be in strict compliance with the Act. In the event the CONTRACTOR, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the CONTRACTOR shall defend the City in any action or administrative proceeding commenced pursuant to this Act. The CONTRACTOR shall indemnify, protect, and save harmless the Borough, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages of whatever kind or nature arising out of or claimed to arise out of the alleged violations. The CONTRACTOR shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the Borough's grievance procedure, the CONTRACTOR agrees to abide by any decision of the Borough, which is rendered pursuant to, said grievance procedure. If any action or administrative proceeding results in an award of damages against the Borough or if the Borough incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the CONTRACTOR shall satisfy and discharge the same at its own expense.

The Borough shall, as soon as practicable after a claim has been made against it, give written notice thereof to the CONTRACTOR along with full and complete particulars of the claim. If any action or administrative proceeding is brought against the Borough or any of its agents, servants, and employees, the Borough shall expeditiously forward or have forwarded to the CONTRACTOR every demand, complaint, notice, summons, pleading, or other process received by the Borough or its representatives.

It is expressly agreed and understood that any approval by the Borough of the services provided by the CONTRACTOR pursuant to this contract will not relieve the CONTRACTOR of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the Borough or its representatives.

It is further agreed and understood that the Borough assumes no obligation to indemnify or save harmless the CONTRACTOR, its agents, servants, employees and sub-contractors for any claim which may arise out of their performance of this Agreement. Furthermore, the CONTRACTOR expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the CONTRACTOR'S obligations assumed in this Agreement, nor shall they be construed to relieve the CONTRACTOR from any liability, nor preclude the Borough from taking any other actions available to it under any other provisions of this Agreement or otherwise at law.

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

N.J.A.C. 17:27

GOODS, AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval

Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at www.state.nj.us/treasury/contract_compliance)

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.**

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN

Bid/Proposal Number: _____

Bidder/Offeror: _____

PART 1: CERTIFICATION

BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.
FAILURE TO CHECK ONE OF THE BOXES WILL RENDER THE PROPOSAL
NON-RESPONSIVE.

Pursuant to Public Law 2012,c.25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the State of New Jersey, Department of Treasury 's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the State of New Jersey's website at <http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>. Bidders must review this list prior to completing the below certification. Failure to complete the certification will render a bidder' s proposal non-responsive. If the Borough of Buena finds a person or entity to be in violation of law, the Borough shall take action as may be appropriate and provided by law, rule or contract, including but not limited to, imposing sanctions, seeking compliance, recovering damages, declaring the party in default and seeking debarment or suspension of the party.

PLEASE CHECK THE APPROPRIATE BOX:

_____ I certify, pursuant to Public Law 2012, c.25, that neither the bidder listed above nor any of the bidder's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L.2012,c.25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. I will skip Part 2 and sign and complete the Certification below.

OR

_____ I am unable to certify as above the bidder and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.

PART 2: PLEASE PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN

You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the boxes below.

PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. FOR ADDITIONAL ENTRIES, PLEASE ATTACH A SEPARATE PIECE OF PAPER.

Name: _____

Relationship to Bidder/Offeror _____

Description of Activities

Duration of Engagement _____

Anticipated Cessation Date _____

Bidder/Offeror Contact Name: _____

Contact Phone Number: _____

PLEASE SIGN FOR PART 1 AND/OR PART 2

Certification: I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the above-referenced person or entity. I acknowledge that the Borough of Buena is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of any contracts with the Borough to notify the Borough in writing of any changes to the answers of information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreement(s) with the Borough of Buena and that the Borough at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): _____

Signature: _____

Title: _____

Date: _____

A. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM
 Required Pursuant To N.J.S.A. 19 :44A-20.26

This form or its permitted facsimile must be submitted to the local unit no later than 10 days prior to the award of the contract.

Part I - Vendor Information

Vendor Name:			
Address:			
City:	State:	Zip:	

The undersigned being authorized to certify, hereby certifies that the submission provided herein represents compliance with the provisions of N.J.S.A. 19:44A-20.26 and as represented by the Instructions accompanying this form.

 Signature Printed Name Title

Part II - Contribution Disclosure

Disclosure requirement: Pursuant to N.J.S.A. 19:44A-20.26 this disclosure must include all reportable political contributions (more than \$300 per election cycle) over the 12 months prior to submission to the committees of the government entities listed on the form provided by the local unit.

Check here if disclosure is provided in electronic form.

Contributor Name	Recipient Name	Date	Dollar Amount
			\$

Check here if the information is continued on subsequent page(s)

List of Agencies with Elected Officials Required for Political Contribution Disclosure
N.J.S.A. 19:44A-20.26

County Name:

State: Governor, and Legislative Leadership Committees

Legislative Districts:

State Senator and two members of the General Assembly per district.

County:

Commissioners

County Clerk

Sheriff

{County Executive}

Surrogate

Municipalities: Mayor and members of governing body, regardless of title

**BOROUGH OF BUENA
616 Central Avenue
Minotola, New Jersey**

MUNICIPAL CANNABIS BUSINESS LICENSE APPLICATION

Application Requirements

This Application must be completed in order to apply for a municipal cannabis business license in the Borough of Buena.

Applications must be completed and include all required documents. Legal documents included as part of this Application must be properly signed and executed. All materials must be legible. You must fill in "N/A" in fields that are NOT applicable.

In order for an application to be deemed complete, the Applicant must submit documentation from the Borough's Zoning Officer indicating that the proposed site for the cannabis facility is in compliance with the Code of the Borough of Buena including municipal zoning laws and location restrictions.

Incomplete Applications will be rejected and returned to the Applicant.

Required Fees

The Applicant is required to submit an initial Application fee of \$1,000.00 with its application. Checks shall be made payable to the "Borough of Buena."

Application Process

Completed Applications, including the Application fee, are required to be delivered to the Borough Clerk's Office at 616 Central Avenue, Minotola, New Jersey, 08341 no later than 12:00 noon on June 19, 2024. The envelope containing the Application shall be plainly marked on the outside to identify the Municipal Cannabis Business License that is being sought by the Applicant, *i.e.* "Municipal Cannabis Business License – Class 1 Cultivation".

After submission to the Acting Clerk, completed Applications will be sent to the Franklin Township Police Department for background check processing. Following review and approval by the Franklin Township Police Department, the Application will be sent to the Borough Cannabis Advisory Committee, established in accordance with Borough Code, chapter 202 for review and recommendation to the governing body as to whether the license should be granted or denied. **The Cannabis Committee's review will also include an interview with the Applicant.**

Following a review of the Application and interview by the Cannabis Advisory Committee, the Applicant may be invited to attend the next scheduled public meeting of the Borough Council to make a presentation to Council and the public and to respond to questions raised. The Cannabis Advisory Committee will make a recommendation to the Borough Council at the next scheduled public meeting regarding the Applicant.

The award of a municipal cannabis business license will be made contingent upon the Applicant receiving a State license and meeting all applicable State and local requirements.

Date Application filed: ___/___/___

Class of License Requested: ___ Class 1 Cannabis Cultivator
 ___ Class 2 Cannabis Manufacturer

Type of License Requested:

- Microbusiness
- Conditional
- Annual

Name of Applicant: _____

Applicant's Business Name: _____

Type of Business: _____

Contact Person: _____

Mailing Address: _____

Phone Number: _____

Email Address: _____

Proposed Location of Cannabis Business: _____

Type of Applicant:

Veteran owned*

Minority-owned *

Woman-owned *

Social Equity*

Buena Borough Resident

None of the Above

*** If you claim any of the above statuses, please provide a copy of the certificate issued by the State of New Jersey evidencing that status.**

Applicant Information

Entity Name (as it does or will appear on the cannabis license)				
Trade Names(s) (DBA)				
Address of the Proposed Cannabis Facility				
Street Code	Borough	State	Zip	
Mailing Address of the Proposed Cannabis Facility				
Street Code	Borough	State	Zip	

Contact Information

You must provide contact information for:

A main contact . The main contact is someone who can address questions or issues related to your license application or business license. The main contact will receive application status updates, license notifications and copies of your business license at the email provided.

An onsite manager. The onsite manager must have the authority to make decisions regarding the licensed premises and must have access to and control over the licensed premises at all times. The onsite manager may also be the person who has authority over the licensed premises and may receive official correspondences, including enforcement correspondences from the Borough

The property owner. The person who owns the property where the business will be located.

All other owners, controlling persons, close associates, key employees and investors.

Please attach additional pages as required to respond to any question.

Main Contact	
Name and Position	Phone Number
Home Address	
Email Address	
Onsite Manager	
Name	Phone Number
Home Address	
Email Address	
Property Owner	
Name	Phone Number
Home Address	
Email Address	
Other Involved Persons	
Name and Position	Phone Number
Home Address	
Email Address	
Other Involved Persons	
Name and Position	Phone Number
Home Address	
Email Address	
Other Involved Persons	
Name and Position	Phone Number
Home Address	
Email Address	

Additional Information

State whether the Applicant will offer on-site parking at the business facility. YES___ NO___ If you

1. answered "Yes," describe the extent to which parking will be offered.

If you answered "No," explain how parking at the facility will be handled _____

2. Will the Applicant commence operation of the business immediately upon issuance of a State license and receiving all other applicable State and/or local approvals? YES___ NO___

If you answered "No," provide anticipated date of commencement of operation of the facility.

3. Does the Applicant own the proposed premises? YES___ NO___

If "Yes," is there a mortgage on the proposed premises? YES___ NO___

If there is a mortgage on the proposed premises, please provide the name of the mortgage provider.

Please provide documentary proof (a deed, a lease, a real estate contract contingent upon successful licensing, or a binding letter of intent by the owner of the premises indicating an intent to lease the premises to the entrant contingent upon successful licensing) demonstrating Applicant's interest in the proposed premises.

4. Does the Applicant lease the proposed premises? YES___ NO___

If the Applicant leases the proposed premises, please provide the information regarding the owner, a copy of the lease or real estate contract contingent upon successful licensing, or a binding letter of intent by the owner of the premises indicating an intent to lease the premises to the Applicant contingent upon successful licensing, along with documentary proof the building owner is aware of the intended use as a cannabis facility:

Property Owner Name: _____

Property Owner Address: _____

Property Owner Phone Number: _____

5. Would any person or corporation named in this Application fail to qualify for ownership of the cannabis license if applying as an individual because of criminal conviction (as delineated at *N.J.A.C. 17:30(d)*) or due to the holding of a prohibited interest in other licenses (as delineated at *N.J.S.A. 52:130-17.2*)? YES ___ NO ___

If you answered "Yes," answer the following by inserting the name of the individual or corporation and the social security number and date of birth, if an individual.

Name: _____

Social Security Number: _____

NJ Sales Tax Certificate of Authority No: _____ Date

of birth: _____

6. Does any person who has an ownership interest in the municipal license that is being applied for here, have a license in any other municipality in the State of New Jersey or in the process of applying for a license in another municipality? YES ___ NO ___

If you answered "Yes," please identify the municipality, class of license, and status of such application.

Municipality: _____

Class of License Sought: _____

Status of Application:

7. Has any person who has an ownership interest in the municipal license that is being applied for here, had any cannabis license or permit suspended or revoked in the State of New Jersey or any New Jersey municipality within the past five (5) years? YES ___ NO ___

If you answered "Yes," please provide a detailed explanation regarding the circumstances surrounding such suspension or revocation n, and the outcome regarding same (license reinstated, appeal pending, etc .).

8. Does any person proposed to have an ownership interest in the license that is being applied for here, hold a cannabis license or permit in any other state? YES ___ NO ___

If you answered " Yes," please identify the name of the licensed entity, State, class of license, and date of licensure.

Name of the Licensed Entity: _____

State: _____

Class of License: _____

Date of Licensure: _____

9. Has any person proposed to have an ownership interest in the license that is being applied for here, had any cannabis license or permit suspended or revoked in **any other state** within the past five (5) years?
YES ___ NO ___

If you answered " Yes," please provide a detailed explanation regarding the circumstances surrounding such suspension or revocation, and the outcome regarding same (license reinstated, appeal pending, etc.).

10. Describe the Applicant ' s plans to hire local residents as employees in the proposed facility. Please include the proposed percentage of such employees and the proposed positions. Please provide copies of all related documents.

11. Describe the Applicant's proposed plan regarding employee benefits, including medical insurance, paid family leave, minimum wages and retirement benefits as well as such other benefits to be provided.

**Alternatively, if an Applicant entity or its parent company is a party to a labor peace agreement and/or collective bargaining agreement in the regulated cannabis industry for at least one (1) year prior to this application, please submit a copy of such Agreement.*

12. Describe the Applicant's commitment to diversity at the proposed facility. Please provide copies of all related documents.

13. State and identify information that relates to the Applicant's qualifications to operate a cannabis related business, including, but not limited to experience in the cannabis industry and/or other highly regulated industries. The Applicant may, but is not required to, provide copies of the resumes of any person that will be involved in the operation of the cannabis related business.

14. Describe the steps the Applicant will take to provide security in and around its location.

15. Describe the steps the Applicant will take to prevent minors from purchasing cannabis and cannabis products at its location.

16. Describe the Applicant's environmental impact and sustainability plan, including but not limited to, any recognitions or certificates the Applicant has received from government regulators regarding sustainability and/ or whether the Applicant has a company officer responsible for conducting periodic internal reviews evaluating the company's implementation of an environmental sustainability plan and controls in place to ensure that plan is adhered to.

17. Describe the Applicant's nuisance mitigation plan that specifically addresses: (a) noise; (b) odor; (c) waste disposal; (d) vehicular congestion mitigation; and (e) loitering

18. Describe the Applicant's community impact plan, and/or whether the Applicant will be offering a community host agreement with the Borough, summarizing how: (a) the Applicant intends to leave a positive impact on the community where the facility is to be located (i. e. community education); (b) ties to the proposed host community, including but not limited to, whether any owners are residents of or operate other businesses in the Borough and /or municipalities that border the Borough ; (c) the economic impact plan, (i.e. employment opportunities); (d) description of community outreach activities planned (e) any exterior site improvements that are planned including landscaping and lighting .

19. State any additional information the Applicant would like to be considered in connection with its Application.

There will be 6 categories for consideration for each license sought based upon the submitted information and application which shall be assigned points to total 100. This point assignment is based upon the most important factors for the Borough.

FACTOR	MAXIMUM TOTAL POINTS ASSIGNED
(1) Location	20
(2) Experience in New Jersey and other States	10

FACTOR	MAXIMUM TOTAL POINTS ASSIGNED
(3) Security including under age prevention	10
(4) Nuisance Mitigation, including noise, odor, traffic, loitering, waste	30
(5) Community Impact including, local employment, Community education and outreach, ties to Buena Economic impact, exterior site improvements including Landscaping, fencing and lighting	20
(6) Other information provided	10
TOTAL	100

APPLICATION CHECKLIST

Required Documents to be attached to the Applicant's Application (please check each box as applicable)

- The Applicant's Business Registration Certificate authorizing it to do business in the State of New Jersey.
- A copy of a valid government-issued identification (*i.e.* Driver's License, United States Passport, etc.) of each individual listed under the "Contact Information" section of this application and consent to perform a background check/investigation
- A copy of the Applicant's organizational or corporate governance documents, including bylaws, operating or partnership agreements.
- A copy of the Applicant's organizational chart, including the identity and ownership interest of all owners.
- Documentation from the Borough's Zoning Officer indicating that the proposed site for the cannabis facility is in accordance with municipal zoning laws and location restrictions.
- Proof that the Applicant has or will have lawful possession of the premises proposed for the cannabis business.
- Proof of financial capability to open and operate the cannabis establishment for which the Applicant is seeking a permit, including a detailed description of the proposed financial plan for the development, operation, and maintenance of the facility. Financial investments should include potential future expansion and proposed capital investment
- Documents evidencing community and/or local support for the Applicant's intended business including marketing and promotion plan.
- A safety and security plan, in accordance with *N.J.A.C. 17:30-9.10*.
- Applicant's nuisance mitigation plan including noise, odor, waste disposal, loitering and vehicle congestion
- Applicant's community impact plan including the proximity to properties zoned or used residentially.
- Applicant's environmental impact plan.
- Concept plan for the proposed facility including proposed floor plans and/or architectural rendering showing the designs for both the interior and exterior of the premises, including on-site parking plans, if applicable including future expansion
- If applicable, documents sufficient to prove that the Applicant entity, or its parent company, is a party to a labor peace agreement and/or collective bargaining agreement in the cannabis industry.
- All other documents and information the Applicant believes will be helpful in determining whether or not to grant the Applicant a license including such information as required in accordance with Borough Code Chapter 266, Article I.

CERTIFICATION

I hereby certify:

1. I am duly authorized to submit this Application on behalf of the above-named entity.
2. That all information and documents submitted in connection with this Application as set forth in the Checklist are true and accurate to the best of my knowledge and belief.
3. I have reviewed all applicable State and local laws related to the operation of cannabis related businesses and the proposed location is in compliance with all applicable zoning requirements.
4. I have not knowingly omitted, concealed or otherwise failed to disclose any documents and/or information which would impact the decision to grant or deny this Application.

By:

Date:

FOR BOROUGH OF BUENA OFFICIAL USE ONLY

Application Fee \$ _____ Date of Resolution _____

Application Approved ___ Denied ___ Assigned License Number _____

Special Conditions:

Signature of Municipal Clerk

Date
