

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING
MINUTES
JANUARY 23, 2023
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**MEETING CALLED TO ORDER: 7:00 P.M.
MEETING ADJOURNED: 7:53 P.M.**

CALL MEETING TO ORDER: FLAG SALUTE

ROLL CALL OF ATTENDANCE:

Council Member	Present	Absent
ALVAREZ	X	
ADAMS	X	
BARSUGLIA	X	
ANDALORO, P.	X	
FABRIZIO	X	

ALSO, IN ATTENDANCE: Solicitor Tonetta, Administrator Coraluzzo, Road Supervisor Nimohay.

THE REGULAR MEETING OF MAYOR AND COUNCIL OF THE BOROUGH OF BUENA WAS HELD MONDAY, JANUARY 23, 2023, COMMENCING AT 7:00 P.M. AT THE BOROUGH HALL WITH MAYOR ZAPPARIELLO PRESIDING. MAYOR ZAPPARIELLO ANNOUNCED THAT THIS MEETING WAS BEING HELD IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT AND NOTICES OF THIS MEETING HAVE BEEN PROVIDED, VIA EMAIL, TO THE PRESS OF ATLANTIC CITY AND THE DAILY JOURNAL ON NOVEMBER 18, 2022 AS WELL AS BEING POSTED ON THE BULLETIN BOARD IN BOROUGH HALL

MAYOR'S REPORT: FIRST ORDER OF BUSINESS.

RESOLUTION 36-23 A RESOLUTION ACCEPTING THE RESIGNATION OF RICHARD GIOVINAZZI FROM THE LAND USE BOARD, EFFECTIVE IMMEDIATELY.

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
ALVAREZ		X	X				
ADAMS			X				
BARSUGLIA			X				
ANDALORO, P.	X		X				
FABRIZIO			X				

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Buena that the resignation of Richard Giovinazzi from the Land Use Board is accepted, with regrets.

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RESOLUTION 37-23 A RESOLUTION APPOINTING Richard Giovinazzi TO THE POSITION OF COUNCILPERSON OF BUENA BOROUGH TO FILL THE UNEXPIRED TERM OF GINA ANDALORO UNTIL THE CERTIFICATION OF THE 2023 GENERAL ELECTION RESULTS.

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
ALVAREZ			X				
ADAMS	X		X				
BARSUGLIA			X				
ANDALORO, P.		X	X				
FABRIZIO							

WHEREAS, On January 12, 2023, Councilwoman Gina Andaloro tendered her resignation from the position of Councilperson of the Borough of Buena effective January 13, 2023, which term commenced January 1, 2022, and was to expire on December 31, 2024; and

WHEREAS, Councilwoman Andaloro’s resignation was received on January 12, 2023; and

WHEREAS, because of the resignation, a vacancy exists on the Borough Council; and

WHEREAS, on January 19, 2023, Borough Council received a list of three names provided by the Buena Republican Club County Committee from which Council shall nominate an individual to fill the unexpired term of Councilwoman Andaloro, at which time the seat will be filled until the expiration of the term of the vacancy until the Certification of the 2023 General Election results; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Buena that Richard Giovinazzi shall, upon taking the oath of office, immediately fill the vacant seat of Council for the Borough of Buena commencing January 23, 2023 until Certification of the 2023 General Election results, at which time the seat shall be filled by an election in accordance with the laws of the State of New Jersey.

Atlantic County Clerk Joseph Giraldo administered the oath of office.

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Mayor: As serving ON THE LAND USE BOARD, I APPOINT RONALD FRANCES AS A CLASS IV MEMBER

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ADAMS	X		X				
BARSUGLIA			X				
ANDALORO, P.			X				
FABRIZIO			X				

Atlantic County Clerk Joseph Giraldo administered the oath of office.

PUBLIC PORTION OF THE MEETING:

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

PUBLIC PORTION OPENED:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ			X				
ADAMS	X		X				
BARSUGLIA			X				
ANDALORO, P.		X	X				
FABRIZIO			X				

Matthew Ridolfo Grove Road, stated his concern of a resident situation at Forest Grove. Deputy Police Chief Decesari responded that there was an arrest, charges were filed and violations for the property owner will be addressed by the Code Enforcement Officer. Decesari stated the property will continue to be monitored for further situations.

PUBLIC PORTION CLOSED:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ADAMS			X				
BARSUGLIA			X				
ANDALORO, P.	X		X				
FABRIZIO			X				

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NEED MOTION TO OPEN THE PUBLIC HEARING ON:

ORDINANCE NO. 719 AN ORDINANCE OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AMENDING ORDINANCE 705, AS AMENDED, CHAPER 202 OF THE CODE OF THE BOROUGH OF BUENA ENTITLED CANNABIS

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ			X				
ADAMS		X	X				
BARSUGLIA			X				
ANDALORO, P.	X		X				
FABRIZIO			X				

WHEREAS, in November 2020, a State Referendum was voted upon by the residents of the State of New Jersey to ascertain public opinion on adult use cannabis which reflected that 67% of the voting population is in favor of the legalization of adult use cannabis in the State and as a result, the State Legislation adopted the New Jersey Cannabis Regulatory Enforcement Assistance and Marketplace Act (CREAMM) N.J.S.A. 24:6I-31, et seq; which establishes the authority by which municipalities may regulate the sale and use of adult use cannabis; and

WHEREAS, N.J.S.A. 24:6I-45 authorizes municipalities to adopt legislation governing the number and types of cannabis businesses as established under CREAMM and further required municipalities not wishing to accept cannabis businesses to adopt such legislation on or before August 2021 or such municipalities shall be required to allow all types of licenses; and

WHEREAS, Buena Borough did not adopt such legislation within the time set forth in N.J.S.A. 24:6I-45 and therefore all classes of cannabis businesses are permitted within the Borough, however the Borough Council wishes to establish the number of each type of license, the manner of operation, location thereof, among other permitted restrictions.

WHEREAS, on March 28, 2022 Borough Council adopted Ordinance No. 705, Chapter 202 of the Code of the Borough of Buena setting forth certain enabling legislation regarding the issuance of cannabis licenses for the Borough and thereafter Borough Council adopted ordinance No. amending Ordinance 705 setting forth the number of specific class of cannabis licenses permitted in the Borough and criterion to obtain a cannabis license; and

WHEREAS, Borough Council has determined that it is in the best interest of the Borough to amend the number of Class I Cannabis Cultivator licenses and to create a committee to review applications in accordance with a request for proposals for all available licenses.

NOW THEREFORE BE IT ORDAINED by the Council of the Borough of Buena that Ordinance 705, Chapter 202 of the Code of the Borough of Buena be and is hereby amended as follows:

Section 202.12 Definitions shall be amended with the following definition:

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Cannabis Advisory Committee (CAC) shall mean a committee created for the purpose of reviewing and grading all applicants and proposals for the receipt of any cannabis business within the Borough and consisting of the following;

- a. Mayor or Designee
- b. Two members of the governing body appointed by the governing body.
- c. Borough Engineer
- d. Business Administrator
- e. Director of Public Safety

Section 202.15 A. shall be deleted in its entirety and replaced as follows:

- A. **Maximum number of licenses.** The Borough may issue not more than two Class I Cannabis Cultivator Licenses; not more than one Class II Cannabis manufacture Licenses; not more than one Class III Cannabis Wholesaler Licenses; not more than one Class IV Cannabis Distributor Licenses, not more than one Class V Cannabis Retailer Licenses and not more than one Class VI Cannabis Delivery Service License Licensure in all classes may be, but are not required to be, held by the same entity or individual. Any license conditionally issued by the Borough is contingent upon the locally licensed entity's or individual's subsequent receipt of a State license or permit of the same class or type of regulated cannabis activity. Under no circumstance shall a local permit or conditional license for a cannabis establishment issued through the Borough be effective until the State has issued the requisite licenses to operate such a facility.

Section 202.15 C Application shall be amended as follows:

- C. Application. In order to obtain a cannabis license, application must be made to the Borough of Buena, Office of the Clerk and Cannabis Advisory Committee The Borough Cannabis Advisory Committee (CAC) shall act as the body for local review for the Borough for all cannabis establishments permitted herein, however the authority to award, suspend or revoke such license remains with the Borough Council. The application shall be on standardized forms established by the CAC and available in the Office of the Business Administrator once the Borough has issued a Request for Proposal (RFP) of the unissued and available licenses. The CAC shall establish a reasonable application period and deadline for all applications and shall include sufficient notice of the application period opening. The CAC may request proposals for one or more licenses in their sole discretion. An application shall be deemed incomplete and shall not be processed by the CAC until all documents and application fees are submitted and approved by the Solicitor or Special Counsel. The CAC shall advise the Governing Body and Mayor as to the issuance of Cannabis Business licenses within the Borough and such review shall be based upon the information contained in a Request for Proposals issued by the Governing Body and must contain the following to be considered complete:

- (1) A non-refundable application fee of \$1,000.00

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- (2) A photo copy of a valid, unexpired drivers license or state issued identification card for all owners, directors and officers of the proposed establishment
- (3) A signed application (available in the Clerk's office) which must include all of the following information and documents:
 - (a) If the applicant is an individual, the applicant's name, date of birth, Social Security number, physical address, including residential and any business address or addresses copy of government-issued photo identification, email address, one or more valid phone numbers including emergency contact information or
 - (b) If the applicant is not an individual, the names, dates of birth, physical address, including residential and any business address, copy of government issued photo identifications, email address, and one or more phone numbers of each stakeholder of the applicant entity, including designation of the highest ranking officer or representative as an emergency contact person, contact information of the emergency contact person, copy of articles of incorporation or organization, assumed name registration , copy of Internal Revenue Service EIN confirmation letter, copy of the operating agreement of the applicant, if a limited liability company, copy of the partnership agreement if a partnership, names and addresses of the beneficiaries, if a trust or a copy of the bylaws or shareholder agreement if a corporation and New Jersey Business Registration Certification.
- (4) The names addresses, phone numbers, emails addresses of three professional references with whom the applicant (or highest ranking representative if an entity) has or had professional business dealings and a brief description of the professional relationship to the references(s).
- (5) Consent to perform a background check/investigation by the Borough of Buena.
- (6) A description of the proposed establishment type with applicable license class
- (7) A copy of the odor mitigation plan
- (8) Background of the applicant including past ownership interest in a business operating in the State of New Jersey and experience in the cannabis industry in this state or other states.
- (9) Area impact, including the proximity of the cannabis establishment to properties zoned or used residentially and plans for litter control, loitering, neighborhood outreach, noise mitigation, resident safety.
- (10) Financial investment including future expansion and proposed capital investment, the applicant's ownership interest in the physical location of the cannabis business and whether it is a minority based enterprise (MBE), women based enterprise (WBE)
- (11) Business plan, financial plan and marketing and promotion plan
- (12) For equitably owned and applicant owned properties and/or structures

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- (a) If a parcel and/or existing structure/building is equitably owned (e.g. where the applicant has a lease, option, land contract, or other future interest in the property and the owner is a person or entity other than the applicant, the property owner's signature(s) will be required in addition to that of the applicant.
 - (c) For an existing structure or building, written consent for the Borough to inspect the establishment and any time during normal business hours to ensure compliance with applicable laws and regulations.
 - (d) A location area map of the establishment and surrounding area that identifies the relative locations and the distances (closest property line to the subject cannabis establishment's building) to the closest real property comprising a public or private pre-elementary, elementary, vocational or secondary school, any house of worship, public playground or park or governmental building.
 - (e) A copy of all documents submitted by the applicant to the state in connection with the application for a state operating license under the CREAMM.
 - (f) A copy of all documents issued by the state indicating that the applicant has been prequalified or qualified for a state operating license, including any correspondence granting a conditional license.
 - (g) Projection for anticipated capital investments to be made in the property/structure (if any) and the number of jobs to be created
 - (h) Submission of a security plan for the site and its operations to be reviewed by the Chief of Police servicing the Borough.
 - (i) Submission of an odor mitigation plan and strategy
 - (j) Existence and names of currently licensed cannabis facilities in New Jersey and other States and a history of compliance with applicable regulations
 - (j) Employee outreach for jobs within Buena Borough and factors in recruitment for most qualified candidates.
 - (k) Traffic and crowd management strategies including police coverage for activities during peak hours.
 - (l) Assistance in community support, public outreach and municipal sponsored educational programs
 - (m) Community impact fees and an outline of the benefits the applicant will provide to the Borough should a license be issued.
8. Evaluation of Award. All applicants shall submit their proposal and shall make a presentation in person to the CAC. The CAC reserves the right to schedule a public meeting with the applicant to consider the application and proposal. The CAC shall consider the application, proposal submitted as well as the proposed terms of a Host Community Agreement including at least the specified terms and conditions contained herein in Section 7 a as well as any other matter the applicant wishes the CAC to consider

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- a. Each member of the CAC shall grade the submissions utilizing a 100 point total. Each member shall grade the submissions based upon the number of points they feel are appropriate in each category or item in their sole discretion and the applicant with the most overall points shall be recommended to the Governing Body which may accept or reject the recommendations. Should they reject the recommendations, the reasons for such rejection shall be placed upon the record by way of a Resolution outlining the reasons for the same.
 - b. Notwithstanding the RFP process herein above specified, a notification of a conditional municipal license award shall entitle the recipient applicant to pursue a State annual license in the requisite license classification. Such conditional municipal license approval shall remain valid for not more than 12 months, which may be extended for an additional 3 months for good cause in the governing body's sole discretion. No cannabis business may operate unless they have received a State annual license, executed a Host Community Agreement, satisfied all other prerequisites of the municipal license and obtained a CO or TCO for the improvements.
9. Host Community Agreement. Upon a recommendation for the issuance of a license, an applicant must execute a Host Community Agreement which contains all of the proposals submitted by the applicant in the Request for Proposals as well as the factors contained in Section 7 and such other proposals submitted by the Applicant.
10. Final Authorization. For applicants that have an equitable interest in the property, the Borough may grant final license approval, subject to compliance with all site plan requirements and construction rules and regulations including the issuance of a CO or TCO, if the applicant:
- (a) Submits an application for authorization from the Buena Borough Land Use Board within 30 days of receiving conditional authorization and posts necessary escrow funds to appear before the Land Use Board.
 - (b) For existing structures, obtains a CO or TCO within 180 days of receiving conditional authorization.
 - (c) For unimproved land or land upon which a structure exists and will be demolished, obtains Land Use Board approval within 180 days of receiving conditional authorization.
 - (d) Obtains a recommendation from the Chief of Police or his/her designee that an establishment's proposed security plan for the site and operations meets best practices standards.
 - (e) Receives required operating licenses and approvals from the state within 180 days after conditional authorization is granted.
 - (f) Should the applicant fail to satisfy any of the deadlines established above for final municipal authorization, the Borough reserves the right to withdraw municipal authorization but may extend any deadlines upon a showing of good cause in the sole opinion of the Borough.

10. Section 202.15 D shall be deleted in its entirety and replaced as follows:

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- D. License Fee. Upon the approval of a municipal license, the applicant shall submit a non-refundable annual fee of \$10,000.00 to cover the municipal costs associated with the cannabis business.
- 11. Section 202-16 Prohibitions shall be amended with the addition of the following:
 - C. Cannabis businesses operating as a retail location shall not open before 3 pm and shall close on or before 8 pm. All other cannabis businesses shall not open before 6 am and shall close on or before 10 pm.
 - D. Cannabis shall not be used smoked, ingested or otherwise consumed on the premises of any cannabis business or elsewhere in the Borough of Buena except within private residences.
 - E. No outdoor storage of cannabis or cannabis products is permitted at any time.
 - F. No consumption lounges or consumption area shall be permitted within the Borough of Buena.
 - G. No outdoor grow area or agricultural greenhouse for cannabis cultivation shall be permitted within the Borough of Buena.
 - H. The sale of non-cannabis food, non-cannabis beverages, alcohol or tobacco or consumption of food beverages, alcohol or tobacco on the premises retailer.
- I. The residential use of any cannabis business.

BE IT FURTHER ORDAINED that any Ordinance or portion thereof inconsistent herewith shall be repealed and void to the extent of such inconsistency.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, the balance hereof shall remain in full force and effect.

1. **Effective Date.** This Ordinance shall take effect upon passage and publication as required by law and upon approval by the Local Finance Board.

BE IT FURTHER ORDAINED that any Ordinance or portion thereof inconsistent herewith shall be repealed and void to the extent of such inconsistency.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, the balance hereof shall remain in full force and effect.

2. **Effective Date.** This Ordinance shall take effect upon passage and publication as required by law and upon approval by the Local Finance Board.

DISCUSSION: NONE

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NEED MOTION TO CLOSE THE PUBLIC HEARING:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ	X		X				
ADAMS		X	X				
BARSUGLIA			X				
ANDALORO, P.			X				
FABRIZIO			X				

ORDINANCE NO. 719 ADOPTED:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ			X				
ADAMS	X		X				
BARSUGLIA		X	X				
ANDALORO, P.			X				
FABRIZIO			X				

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RESOLUTION 38-23 A RESOLUTION AWARDING A CONTRACT TO NEW JERSEY ANIMAL CONTROL, LLC FOR ANIMAL CONTROL SERVICES IN THE BOROUGH OF BUENA FOR A TERM COMMENCING JANUARY 24, 2023 AND EXPIRING DECEMBER 31, 2023.

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ			X				
ADAMS	X		X				
BARSUGLIA		X	X				
ANDALORO, P.			X				
FABRIZIO			X				

WHEREAS, the Borough of Buena is required by N.J.S.A.4:20-15.16b to appoint a certified animal control officer who shall be responsible for animal control services within the jurisdiction of the Borough; and

WHEREAS, a certified animal control officer is required to enforce the provisions of N.J.S.A.4:20-15.1 et seq.; and

WHEREAS, the Borough has received a proposal from New Jersey Animal Control, LLC to provide animal control services in the Borough of Buena commencing January 24, 2023; and

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WHEREAS, New Jersey Animal Control, LLC is a duly qualified animal control service in the State of New Jersey; and

WHEREAS, Council has determined to award New Jersey Animal Control, LLC a contract for a term of one year, for animal control services, commencing January 24, 2023;

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Buena as follows:

1. A contract for animal control services be and the same is herewith awarded to New Jersey Animal Control, LLC, commencing January 24, 2023 and expiring December 31, 2023.

2. New Jersey Animal Control, LLC shall be responsible to provide animal control services within the jurisdiction of the Borough of Buena, shall enforce the provisions of N.J.S.A. 4:20-15.1 et seq., and shall carry out the duties of animal control officer as set forth in Chapter 99 of the Code of the Borough of Buena.

3. As a condition of appointment, New Jersey Animal Control, LLC shall provide the Borough Clerk with a true copy of a current state certification, along with current certification of all employees of New Jersey Animal Control, LLC who may perform such services in the Borough of Buena, together with valid New Jersey driver's licenses, and a certificate of insurance insuring New Jersey Animal Control, LLC for workers compensation and for any liability arising out of its activities or actions on behalf of the Borough of Buena.

4. The Mayor and Acting Clerk be and they are hereby authorized to execute a contract with New Jersey Animal Control, LLC for a term of one year for a fee of Sixteen Thousand, Eight Hundred (\$19,800.00) DOLLARS, to be paid in monthly installments of One Thousand Six Hundred and Fifty (\$1,650.00) DOLLARS, together with any additional compensation as set forth in said contact, upon receipt of the documentation required by paragraph 3 of this Resolution.

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**RESOLUTION 39-23 A RESOLUTION APPOINTING AN ASSISTANT SOLICITOR
FOR THE BOROUGH OF BUENA FOR THE YEAR 2023.**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ			X				
ADAMS		X	X				
BARSUGLIA			X				
ANDALORO, P.	X		X				
FABRIZIO			X				

WHEREAS, the Borough of Buena is in need of an assistant solicitor; and

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WHEREAS, the Borough of Buena advertised Request for Proposals; and

WHEREAS, the Borough of Buena has received statements of qualifications from applicants for appointments being referred to the Mayor for evaluation, report and recommendations; and

WHEREAS, the Mayor has submitted a recommendation for a contract for professional services be awarded to Alan Giebner, Esquire, whose said proposal being found to be the best qualified proposal received.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that:

(1) Alan Giebner, Esquire be appointed as Assistant Solicitor for the Borough of Buena, to provide legal services to the officials of said Borough for the year 2023.

(2) The Mayor and Acting Clerk of the Borough of Buena are hereby authorized to enter into a contract with Alan Giebner, Esquire, for the legal services above specified, commencing January 24, 2023, and expiring December 31, 2023 which contract shall provide for payment of \$150.00 per hour.

(3) The Chief Financial Officer has certified that the funds for the contract to be awarded herein are available.

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**RESOLUTION 40-23 RESOLUTION AUTHORIZING CANCELLATION OF CERTAIN
PROPERTY TAXES WITH DELINQUENT BALANCES FOR TAX YEAR
2022 AND PRIOR UNDER \$10.00 OR LESS.**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ADAMS			X				
BARSUGLIA			X				
ANDALORO, P.	X		X				
FABRIZIO			X				

WHEREAS, the governing body of the Borough of Buena finds and declares that N.J.S.A. 40A:5-17.1 empowers authorized municipal employees to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars; and

WHEREAS, the governing body further finds and declares that the Municipal Tax Collector is qualified to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars; and

WHEREAS, the governing body further finds and declares that it is in the best interest

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of the citizens of the Borough of Buena for the Municipal Tax Collector to be authorized to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars in accordance with N.J.S.A. 40A:5-17.1.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Borough of Buena, County of Atlantic, and State of New Jersey, that the Tax Collector is hereby authorized to process the cancellation of tax refunds or delinquencies of less than Ten (\$10.00) Dollars during the calendar year of 2022 and prior in accordance with N.J.S.A. 40A:5-17.1.

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RESOLUTION 41-23 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE ATLANTIC COUNTY UTILITIES AUTHORITY FOR SOLID WASTE COLLECTION SERVICES IN ACCORDANCE WITH NJSA 40A:65-1 ET SEQ.

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ADAMS	X		X				
BARSUGLIA			X				
ANDALORO, P.			X				
FABRIZIO			X				

WHEREAS, the Council of the Borough of Buena adopted a resolution authorizing the advertisement for bids to be received on or before January 18, 2023 for solid waste collection services; and

WHEREAS, there were no bids submitted; and

WHEREAS, the Atlantic County Utilities Authority (ACUA) is authorized to engage in the collection of solid waste in accordance with NJSA 48:13A-6 and NJSA 48:13A-9; and

WHEREAS, NJSA 40A:65-4 of the Shared Services and Consolidation Act permits any local unit to enter into an agreement with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its jurisdiction; and

WHEREAS, the ACUA has expressed an interest in providing solid waste collection services to the Borough pursuant to a Shared Services Agreement which will reflect a cost savings to the residents of the Borough; and

WHEREAS, the Council finds that it is in the best interest of the Borough to abandon its interest to consider the bidding process and enter into a Shared Services Agreement with

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the ACUA for the collection of solid waste as stated in the bid specifications received on January 18, 2023 and the correspondence of the ACUA dated September 23, 2022 attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that the Mayor and Acting Clerk are authorized to execute a Shared Services Agreement for the collection of solid waste with the Atlantic County Utilities Authority in accordance with the terms and conditions as outlined in the bid specifications and letter dated September 23, 2022 from the Atlantic County Utilities Authority for the agreement to be in the form approved by the Borough Solicitor.

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RESOLUTION 42-23 A RESOLUTION ESTABLISHING BYLAWS OF THE BOROUGH OF BUENA RULES OF PROCEDURE AND CONDUCT OF BUSINESS.

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ			X				
ADAMS		X	X				
BARSUGLIA			X				
ANDALORO, P.	X		X				
FABRIZIO			X				

BE IT RESOLVED by the Council of the Borough of Buena, County of Atlantic, New Jersey, that the By-Laws of the of the Borough of Buena Rules of Procedure and Conduct of Business are hereby established:

BY-LAWS
ARTICLE 1
RULES OF ORDER

The deliberations of the Council shall be governed by "Roberts Rules of Order", except when the same are in conflict with the laws of the State of New Jersey or these By-Laws, in which event said "Roberts Rules of Order" shall be inapplicable.

ARTICLE II
MAYOR

Section 1. The Mayor shall preside over the deliberations of the Council and shall conduct the meetings thereof. He/she shall also participate in the determination of the Borough affairs to the extent permitted by Statute.

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Section 2. The Mayor shall on all occasions preserve order and decorum, and he/she shall cause the removal of all persons who interrupt the orderly proceedings of the Council.

Section 3. When two or more Council members shall request at the same time, the Mayor shall name the one entitled to the floor.

Section 4. The Mayor shall decide all questions of order without debate subject to an appeal to the Council, and he/she may call upon the Council for the opinion of the Council upon any question of order.

Section 5. The Mayor shall be an ex-officio member of all committees, both standing and special, be informed in advance of all meetings of such committees. It shall be the responsibility of each Committee Chair to so advise the Mayor of such meetings. The Mayor may, when necessary, call special committee meetings, as set forth in Article V.

Section 6. The Mayor shall have the authority to represent the interests of the Borough at all major ceremonial occasions and functions to which the Borough government is invited to attend or which are conducted/sponsored by the Borough.

Section 6(a). The Mayor shall nominate and appoint all subordinate officers/positions of the Borough with the advice and consent of Council unless otherwise provided by law.

Section 7. The Mayor pursuant to N.J.S.A. 40A:60-5 is the head of the municipal government and as such shall have the authority to oversee and administer all clerical and administrative staff of the Borough. The Mayor shall meet at least once a month with Department Heads. The Mayor shall be responsible for making recommendations to Council for improvements, as needed, in the orderly and efficient operation of the administrative affairs of the Borough, including but not limited to recommendations, for personnel and disciplinary action. The Mayor shall be responsible for the preparation implementation and maintenance of any Employee Handbook and shall from time to time as needed make recommendations for changes to the Handbook.

**ARTICLE III
COUNCIL PRESIDENT**

Section 1. In the absence of the Mayor, or if he/she is unable to perform his/her duties, the Council President (or, in his/her inability to act, the Council Member having the longest term of service) shall act as Mayor, as provided by Statute.

**ARTICLE IV
BOROUGH CLERK**

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Section 1. The Clerk shall perform the duties enjoined upon that office by the Revised Statutes of New Jersey and these By-Laws.

Section 2. The Clerk shall keep the minutes and ordinance books properly and fully indexed and shall perform all the duties usually devolving upon such officer; and in addition, such duties or service as Mayor and Council may require or direct.

Section 3. Upon the introduction of an Ordinance, the same shall be properly numbered and recorded at length by the Borough Clerk in the Ordinance Book. The assigned number shall appear in the advertisement of such Ordinance.

Section 4. The Clerk shall perform such other duties as may from time to time be designated by the Mayor and Council.

**ARTICLE V
MEETINGS**

Section 1. The Council shall hold an annual meeting during the first seven (7) days of January of any year, which meeting will be held within the Borough and at such time and place as Council may be Resolution direct.

Section 2. At the aforesaid meeting, the Council shall fix the time and place for holding regular meetings during the ensuing year, which time and place shall not be changed, except by Resolution adopted at a regular meeting.

Section 3. A Council Work Session shall be held thirty minutes prior to the first regular meeting of each month of the Borough Council. The Council Work Session shall be open to the public and duly advertised in the same manner as the regular Council Meeting.

Section 4. At the annual meeting, the Council will nominate and elect one of its members as Council President to serve for one (1) year and until the next annual meeting.

Section 5. The Mayor shall, when necessary, call special meetings of the Council; in case of his/her failure or refusal, any four (4) members of the Council may call such meeting at such time and place in the Borough as they may designate, and in all cases of special meetings reasonable advance notice, considered to be of forty-eight (48) hours, except in case of emergency, shall be given in person to all members of the Council, or left at their place of residence.

Section 6. Three (3) Council members and the Mayor, and in the absence of the Mayor four (4) Council members shall constitute a quorum.

Section 7. If no quorum be present at any meeting, those assembled shall have power and are hereby authorized to set a new meeting date, and then adjourn.

Section 8. The following order of business shall be observed, in no particular order after Call to Order and before Adjournment:

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- (1) Call to Order
- (2) Open Public Meetings Act Announcement
- (3) Calling the Roll
- (4) Public Comment and Participation
- (5) Advertised Hearings
- (6) Resolutions
- (7) Ordinances on Second Reading, Public Hearing or Final Passage
- (8) Introduction of Ordinances
- (9) Unfinished Business
- (10) New Business
- (11) Reports
- (12) Committee Report
- (13) Recommendations of Engineer and Solicitor
- (14) Treasurer's Report
- (15) Recommendations for Payment of all Vouchers
- (16) Approval of Minutes
- (17) Adjournment

Section 9. Public comment provides an opportunity for members of the public to inform the mayor and governing body about their views. the Mayor and Governing Body prescribes to Council's by-laws and the new jersey statutes on open public meetings when engaging during public comment. as such, each individual shall have a five-minute limit to comment; he/she cannot yield time to another individual; he/she may only approach the podium once during public comment for any one topic; vulgar or offensive language is prohibited and mayor and council will not engage in dialogue with the public during this time. the governing body maintains model courtesy and respect and requires members of the public to do the same.

Section 10. The aforesaid order of business at any meeting may be changed by a majority vote of the members of the Council present at such meeting or by the mayor with consent of Council.

Section 11. Except as otherwise required by the Statutes, or specifically provided by the se By-Laws, all action of the Council shall be by a majority vote of those present.

Section 12. Upon demand of one member of the Council or when ordered by the Mayor, or when directed by Statute, a roll call vote shall be taken and the yeas and nays

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entered in the minutes of the Meeting.

**ARTICLE VI
COMMITTEES**

Section 1. The Mayor shall appoint all committee members subject to the approval and concurrence of the majority of the Council. The Mayor shall have no vote in any such committee appointment except in the case of a tie vote and then only for the purpose of breaking such tie vote. Should a majority of the Council not concur in the appointment by the Mayor of any Council member to any committee, the Council members, by majority vote, shall make such appointment. The Mayor or Committee Chair may, when necessary, call a special committee meeting, on three days advanced notice to each committee member (and the Mayor, when such meeting is called by the Chair.)

Section 2. The following Standing Committees of the Council consisting of three (3) Council Members each (other than the Mayor, ex-officio) shall be appointed at the annual meeting:

- (1) Permits, Inspections, Tax Offices
- (2) Streets, Roads, Recycling
- (3) Finance
- (4) Recreation/Special Events
- (5) Public Safety/Street Lights/Animal Control
- (6) Public Buildings/Grounds/Improvements

Section 3. Each Council member shall be Chair of at least one of the Standing Committees named in this article, and a member of not less than two (2) others.

Section 4. The Standing Committees are appointed to expedite and facilitate the work of the council, but only within the statutory limits as the entire Council is held responsible for any or all of its acts performed within the scope of authority.

A. A Standing Committee shall:

1. Meet when requested by the Chair or a majority of the committee, with personal notice to each member thereof and all members thereof shall participate actively in the committee deliberations, performance of duties and the formulation of its recommendation to Council. Each committee shall meet at least once per month.
2. Plan, study, direct, make commitments within budgetary limitations and carry on the routine activities for which it has primary responsibility.

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3. Perform such acts as may be assigned to it by the Council.

4. Report and make recommendations as to the Council regarding its responsibilities and activities.

B. Except as provided above, a Standing Committee shall not:

1. Exceed is budgetary appropriations without prior approval of the Council.

2. Make promises or commitments to anyone which directly, or by inference, bind the Council.

3. Act in such a manner or make decisions, which set a precedent, or violate established Council policy.

Section 5. Special Committees may be appointed by the Mayor with consent of Council, for purposes other than those included in the duties of the Standing Committees and shall be subject to the same rules of procedure applicable to Standing Committees.

Section 6. In case of death, resignation, removal from office, or incapacity to serve of any committee Chair, the Mayor shall name the successor Chair subject to the concurrence of the majority of the Council. The Mayor and Council may change existing Committee assignments and/or Chair when it is the best interest of the Borough to do so.

Section 7. The Chair of each Standing or Special Committee shall be prepared to report to the Mayor and Council at the second meeting of each month on principal activities and achievements of his/her Committee. He/she shall also prepare and submit in writing to the Mayor and Council at the first regular meeting in December of each year an annual report of his/her committee's activities. Such annual report shall be filed in the office of the Borough Clerk and be there assembled as a permanent annual document covering the activities of all Standing Committees.

ARTICLE VII

DUTIES FOR STANDING COMMITTEES OF THE COUNCIL

Section 1. PERMITS / INSPECTIONS / TAX OFFICES

This committee shall be responsible for the administration, practices, procedures and records of the Borough's Permits / Licenses / Inspections, Tax Assessment and Tax Collection activities and;

(a) Serve as liaison between the Borough Council and those Agencies and Organizations providing related services to the Borough,

(b) Serve as liaison between the Permits/Licenses/ Inspections, Tax Assessment and Tax Collection Offices

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(c) Review and make recommendations to meet regulatory and local regulations on Permits/Licenses/Inspections, Tax Assessment and Tax Collection

(d) Report on all Permit/Licensing/Inspections /Tax Assessment/Tax Collection activities within the Borough to the Mayor and Council.

Section 2. STREETS AND ROADS / RECYCLING

This Committee shall be responsible for administration, practices, procedural records relating to the activities and responsibilities of the Department of Streets and Roads and

(a) Providing Serve as liaison between the Borough and the Department of Streets and Roads.

(b) Work with the Borough Engineer to recommend to the Mayor and Council Public projects concerning streets and roads within the Borough including drainage and construction.

(c) Work with the Finance Department regarding funding sources for all public works projects concerning this Department.

(d) Serve as liaison between any State, County and other agencies pertaining to streets and roads

This Committee shall also be responsible for administration, practices, procedural records relating to revenue finance and grant activities concerning recycling and

(e) Providing liaison between the Borough and the Atlantic County Improvement Authority

(f) Reporting on all recycling activities within the Borough to the Mayor and Council.

(g) Serve as liaison between any State, County and other agencies pertaining to streets and roads

This Committee shall also be responsible for administration, practices, procedural records relating to revenue finance and grant activities concerning recycling and

(h) Providing liaison between the Borough and the Atlantic County Improvement Authority

(i) Reporting on all recycling activities within the Borough to the Mayor and Council.

Section 3. FINANCE COMMITTEE

This Committee shall be responsible for administration, practices, procedural records relating to the revenue, finance and grants activities of the Borough and;

(a) Serve as liaison between the Borough Treasurer's office and Borough Council for

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the purpose of informing the Mayor Council and the public of matters of financial concern to the Borough maximizing efficiency and quality in the financial administration of the Borough, realizing maximum revenue potentials for the Borough from all appropriate sources and otherwise reviewing and improving the financial circumstances of the Borough.

Section 4. RECREATION / SPECIAL EVENTS

This Committee shall be responsible for the administration practices, procedural records relating to recreation activities, functions, sports leagues and civic events, special events and;

(a) Shall act as the liaison between the Borough Council and the Recreation Commission. The Chair shall be a voting member of the Recreation Commission.

(b) Shall report all recreation activities within the Borough to the Mayor and Council.

(c) Shall work with the Recreation Commission in obtaining funding sources for all recreational activities within the Borough.

(d) Shall coordinate and/or assist outside agencies with the planning and operations of special events

Section 5. PUBLIC SAFETY/STREETS LIGHTS/ANIMAL CONTROL

This committee shall be responsible for the administration, practices, procedures and records of the Borough's Courts and Public Safety activities and;

(a) Shall act as liaison between the Borough Council and those agencies and Organizations providing public safety services to the Borough including but not limited to the Buena Borough Police Department, the Minotola and Landisville Volunteer Fire Department, and the Buena EMS and Animal Control Services

(b) Act as liaison between the Borough Council and Animal Control Officer and School Crossing Guards.

(c) Interface with providers of Emergency Management Services

(d) Review and make recommendations for regulatory and traffic signs, including Safety and location design and specification thereof; highway traffic and safety, parking regulations on-street/off-street parking.

(e) Make recommendations for the granting or denial of licenses and oversee the inspection of licensed premises and persons as necessary.

Section 6. PUBLIC BUILDINGS/GROUNDS/IMPROVEMENTS

The Public Buildings/Grounds/Improvements shall be responsible for the administration, practices, and procedures of the Borough's Public Works/Building and

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Grounds activities and:

(a) Shall oversee the maintenance of all public buildings and grounds, including parks and recreation areas.

(b) Act as liaison between Borough Council and the Borough's Public Works Department.

(c) Review and oversee the maintenance of vehicles and mechanical equipment, cutting grass and weeds on roads and municipal property, garbage and trash collection.

(d) Serve as liaison with the Borough Director of Public Works Department.

ARTICLE VIII

SEAL

Section 1. The seal of the Borough shall be as hereinafter impressed

Section 2. The seal shall be in the custody of the Clerk and shall be impressed on all appropriate documents or papers.

ARTICLE IX

AMENDMENTS

Section 1,

A. The Mayor, or any member of the Council, may propose amendments to these By-Laws at any regular meeting or adjourned regular meeting.

B. The Mayor will then appoint a Special Committee of three members of the Council to consider the proposed amendments, and in addition may submit other suggested changes.

Section 2. Such Special Committee shall present its recommendations at a regular meeting or adjourned regular meeting of the Council within thirty (30) days of appointment of the Committee by the Mayor.

Section 3. These By-Laws shall be altered or amended only by a majority vote of the entire Council, on a roll-call taken at two successive regular meetings of the Council.

ARTICLE X

ADOPTION AND TERM

Section 1. The By-Laws shall be adopted by resolution of the Council concurred in a majority of the Council.

Section 2. The By-Laws shall become effective immediately after adoption and shall remain in effect until the Council or a succeeding Council shall amend, supplement or

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otherwise modify the same.

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**RESOLUTION 43-23 RESOLUTION TO AMEND TRANSFER APPROPRIATION BALANCES
TRANSFER RESOLUTION**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ			X				
ADAMS			X				
BARSUGLIA	X		X				
ANDALORO, P.		X	X				
FABRIZIO			X				

WHEREAS, N.J.S. 40A:4-58 permitting the transfer to appropriate balances where needed for purposes specified in the budget in an amount in excess of the sum appropriated therefore from an appropriation balance deemed to be in excess of the amount necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED that the following transfers be made in the Borough of Buena Budget January 23, 2023:

TRANSFER FROM

Streets & Roads SW	\$12,294.00
Trash OE	\$10,192.00
TOTAL TRANSFER	<u>\$22,486.00</u>

TRANSFER TO

Governing Body OE	\$ 50.00
Finance SW	\$ 600.00
Legal OE	\$ 8,000.00
Land Use OE	\$ 1,000.00
EMS OE	\$ 5,000.00
Gas Heat	\$ 6,305.00
Electric	\$ 760.00
Street Lighting	\$ 771.00
TOTAL TRANSFER	<u>\$22,486.00</u>

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**RESOLUTION 44-23 A RESOLUTION IN COMPLIANCE WITH THE NEW JERSEY
CANNABIS REGULATORY COMMISSION MEMORANDUM OF DECEMBER
10, 2121 FOR NEW JERSEY PURE ROOTS, LLC.**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ	X		X				
ADAMS			X				
BARSUGLIA			X				
ANDALORO, P.		X	X				
FABRIZIO			X				

WHEREAS, the New Jersey Administrative Code, Title 17, Chapter 30 was adopted to set forth the rules regarding the licensing of personal use cannabis businesses within the State of New Jersey, among other regulations; and

WHEREAS, the New Jersey Cannabis Regulatory Commission (CRC) submitted a Memorandum dated December 10, 2021, a copy which is attached hereto that provides “Guidance for Local Support” which sets forth a requirement that the governing body of a municipality must adopt a resolution “as evidence of local support” containing a statement that includes:

- a. the license applicant’s legal name under which they are registered to do business in the State of New Jersey
- b. A determination that the municipality has authorized the type of cannabis business license being sought by the license-applicant to operate within its jurisdiction; and
- c. A confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit; and

WHEREAS, Borough Council finds that the requirements that the Governing Body provide “local support” at the application stage as outlined herein above and in the Memorandum of the CRC is not a function of the legislative branch of the municipal government and to provide “local support” before obtaining site control and site plan approval from the appropriate Land Use Board is inappropriate; and

WHEREAS, Borough Council recognizes the benefits of licensing cannabis businesses within the Borough of Buena including creation of economic development, tax ratables and job creation and therefore finds it to be in the best interest of the City to comply with the CRC Memorandum dated December 10 2021 to the extent it has the authority to do so; and

WHEREAS, New Jersey Pure Roots, LLC, Edgewater, New Jersey, has applied to the CRC for approval of a conditional license for a Class I Cannabis Cultivator license and a Class II Cannabis Manufacturer license to operate an adult personal-use cannabis

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business in the State of New Jersey and the CRC has found their application complete, has scored sufficiently high to be issued a conditional license, is qualified to hold both conditional licenses pursuant to N.J.A.C. 17:30-7.4 and has paid the appropriate fee to the CRC as outlined in the letter dated December 5, 2022 attached hereto and made a part hereof upon which Council shall rely; and

WHEREAS, New Jersey Pure Roots, LLC now seeks “local support” in the form specified in the aforementioned Memorandum and Borough Council finds it to be in the best interest of the Borough to provide a resolution as specified herein.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena as follows:

a. in reliance upon the CRC investigation of New Jersey Pure Roots LLC and the Notice of Application Acceptance, the license applicants legal name is as set forth in the application and approval of the CRC dated December 5, 2022.

b. Borough of Buena did not adopt an Ordinance on or before August 21, 2021 to prohibit any cannabis establishments within the Borough and therefore all classes of cannabis businesses are permitted within the Borough but restricted to certain zones in accordance with Section 31b of P.L. 2021.c.16. On January 23, 2023 Borough Council adopted Ordinance 719 amending the number of Class I licenses to two (2) and Class II licenses to one (1)

c. At the time of the adoption of this Resolution the issuance of a license to New Jersey Pure Roots LLC for a Class I Cannabis Cultivator license and/or Class II Cannabis Manufacturer license would not exceed a limit imposed by Borough Council.

BE IT FURTHER RESOLVED that nothing contained herein shall be relied upon as granting any form of license or land use approvals by the Governing Body or the Administration for the operation of any cannabis business within the Borough of Buena and that the intent of this Resolution is solely to comply with the Memorandum of the New Jersey Cannabis Regulatory Commission dated December 10, 2021 so as to allow continued consideration for an annual license by the CRC.

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SOLICITOR' S REPORT :

Solicitor Tonetta gave an update on the NJ Law concerning AED devices must be installed. Maintenance would be done by EMS and training for the AED and CPR is needed. Tonetta and EMS Chief Ciraolo will need to work on a Resolution and Grant funding for the devices.

Solicitor Tonetta reviewed that Cannabis restriction would be presented to Municipal Land Use Board to update restrictions concerning the cannabis restrictions to the Land Use Board recommendations Adams motioned Andaloro seconded and voted in agreement.

MAYOR: Motion to Approve:

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STANDING COMMITTEES:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ADAMS			X				
BARSUGLIA			X				
ANDALORO, P.	X		X				
FABRIZIO			X				

COMMITTEE REPORTS:

PERMITS/INSPECTIONS/TAX OFFICES, (RICHARD GIOVINAZZI)

Councilman Giovinazzi No Report.

INANCE: COUNCILMAN, (JORGE ALVAREZ),

Councilman Alvarez reported meeting will be held on Wednesday to review and introduce the Budget.

BLDGS/GROUNDS/IMPROVEMENTS: (COUNCILWOMAN, PAT ANDALORO)

Councilwoman Andaloro reported that work is being done in and outside the Louise Basile Center for a Senior Area to help seniors, and plans to brighten up the exterior of the building. Andaloro added that AEDs will be furnished at the Borough Hall, Borough Fields and the Borough Garage. Also, there is a bathroom trailer that will be reviewed to establish if this could be put to use. Andaloro concludes that in the budget review, one item that is a priority is updating the security system in the Borough Hall Building.

RECREATION: (CHAIRWOMAN, MARINA BARSUGLIA)

Councilwoman Barsuglia reported that the first Recreation Meeting was held and was successful. Work has begun to prepare the park and grounds for the upcoming season events. Rutgers may have grant possible for a Community Gardens. There are a lot items in the works for Recreation

PUBLIC SAFETY/STREET LIGHTS: (COUNCIL PRESIDENT, DOUGLAS ADAMS)

Council President Adams reported on the year-end report for EMS and Deputy Police Chief's report. Adams requested that the Police Department Report be placed on the Buena Boro Website.

ROADS/RECYCLING: (COUNCILMAN, JOSEPH FABRIZIO)

Councilman Fabrizio stated he had met with Road Supervisor Bill Nimohay that afternoon and reviewed the Manhole covers. Fabrizio referred to Nimohay to update his departments. Nimohay reported that county road repairs may start in March, leaf collection has been completed for the season and pot holes being filled on borough roads.

MINUTES OF THE REGULAR MEETING OF DECEMBER 12, 2023. IF NO CORRECTIONS OR ADDITIONS, ENTERTAIN A MOTION TO APPROVE:

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Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ANDALORO, P			X				
BARSUGLIA			X				
ADAMS	X		X				
FABRIZIO			X				

MINUTES OF THE REORGANIZATION MEETING OF JANUARY 3, 2023. IF NO CORRECTIONS OR ADDITIONS, ENTERTAIN A MOTION TO APPROVE:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ANDALORO, P	X		X				
BARSUGLIA			X				
ADAMS			X				
FABRIZIO			X				

UNFINISHED BUSINESS: Councilman Adams added that if the residents notice a street light out, please report it to him with a photo and/or the pole identification. Adams maybe contacted through he emails at douglas.adams@buenaboro.org.

NEW BUSINESS: Councilwoman Barsuglis added that the Easter Egg Hunt will be March 25th with a rain date of April 1st. Also the recreation Committee will be hosting breakfast April 2en at Martin’s Catering, Route 40, Landisville.

BILLS PAID AS LISTED:

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
GIOVINAZZI			X				
ALVAREZ		X	X				
ANDALORO, P			X				
BARSUGLIA			X				
ADAMS	X		X				
FABRIZIO			X				

NEXT MEETING: FEBRUARY 13, 2023

MEETING ADJOURNED: M/ ANDALORO S/ ADAMS RCVU

Pamela Johnston

 Pamela Johnston
 Acting Borough Clerk