

**BOROUGH OF BUENA  
REGULAR COUNCIL MEETING  
AGENDA  
MARCH 28, 2022  
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**DUE TO A BUILDING EMERGENCY**, THE MUNICIPAL BUILDING, IS TEMPORARILY CLOSED, MEETINGS OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BUENA WILL BE HELD AT DR. JP CLEARY SCHOOL, 1501 CENTRAL AVE., MINOTOLA, NJ 08341, IN THE CAFETERIA.

**MEETING CALLED TO ORDER: P.M.  
MEETING ADJOURNED: P.M.**

**CALL MEETING TO ORDER: FLAG SALUTE**

**ROLL CALL OF ATTENDANCE:**

Council Member	Present	Absent
ANDALORO, G		
D'ALESSANDRO		
WALKER		
ALVAREZ		
ANDALORO, P		

**SUNSHINE LAW:** This meeting is being held in compliance with the Open Public Meetings Act and notices of this meeting have been provided, via email, to The Press of Atlantic City and The Daily Journal on December 6, 2021 as well as having been posted on the municipal bulletin board and website at [www.buenaboro.org](http://www.buenaboro.org)

**MAYOR'S REPORT:** FIRST ORDER OF BUSINESS.

**PUBLIC PORTION OF THE MEETING:**

**MOTION TO OPEN THE PUBLIC PORTION OF THE MEETING:**

Council Member	By	2nd	Aye	Nay	Abstain	Absent	Recuse
ANDALORO, G							
D'ALESSANDRO							
WALKER							
ALVAREZ							
ANDALORO, P							

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

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**MOTION TO CLOSE PUBLIC PORTION:**

<b>Council Member</b>	<b>By</b>	<b>2nd</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recuse</b>
ANDALORO, G							
D'ALESSANDRO							
WALKER							
ALVAREZ							
ANDALORO, P							

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**NEED MOTION TO INTRODUCE AND PASS ON FIRST READING:**

**ORDINANCE NO. 705 AN ORDINANCE OF THE BOROUGH OF BUENA IN ATLANTIC COUNTY AMENDING CHAPTER 202 OF THE CODE OF THE BOROUGH OF BUENA AND ENACTING ARTICLE III TITLED CANNABIS**

<b>Council Member</b>	<b>By</b>	<b>2nd</b>	<b>YES</b>	<b>NO</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recuse</b>
ANDALORO, G							
ALVAREZ							
WALKER							
D'ALESSANDRO							
ANDALORO, P							

**WHEREAS**, Section 40 of the New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act, N.J.S.A. 24:6I-31 and N.J.S.A. 40:48I-1 authorizes municipalities by ordinance to adopt regulations which establish limited taxation of the six classes of cannabis activity within the municipality; and

**WHEREAS**, specifically, a municipality may adopt an ordinance imposing a transfer tax on the sale of cannabis or cannabis items by a cannabis establishment that is located in the municipality and at the discretion of the municipality, the tax may be imposed on: receipts from the sale of cannabis by a cannabis cultivator to another cannabis cultivator; receipts from the sale of cannabis items from one cannabis establishment to another cannabis establishment; receipts from the retail sales of cannabis items by a cannabis retailer to retail consumers who are 21 years of age or older; or any combination thereof; and

**WHEREAS**, since the amount to be raised by this newly created tax is too uncertain to accurately calculate, the Council is not at this time mandating the dedication of the taxes collected, but does wish to memorialize an intention to dedicate a portion of the revenue collected pursuant to the tax to investment in the community; and

**WHEREAS**, the Council of the Borough of Buena believes it is in the best interests of the Borough and its residents to enact this Ordinance as permitted by law.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Borough of Buena County of Atlantic, State of New Jersey as follows:

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**Section 1.** Chapter 202 of the Code of the Borough of Buena is hereby amended as follows:

Article III. Cannabis

**§ 202.12 Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

ACT - Public Law 2021, c. 16, commonly known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act,” codified at N.J.S.A. 24:6I-31 et seq.

CANNABIS - All parts of the plant *Cannabis sativa* L., whether growing or not, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with the Act for use in cannabis products, but shall not include the weight of any other ingredient combined with cannabis to prepare topical or oral administrations, food, drink, or other product.

CANNABIS BUSINESS - Any person or entity that holds any of the six classes of licenses established under the Act.

CANNABIS CULTIVATOR - Any licensed person or entity that grows, cultivates, or produces cannabis, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 1 Cannabis Cultivator license.

CANNABIS DELIVERY SERVICE - Any licensed person or entity that provides courier services for consumer purchases of cannabis items and related supplies fulfilled by a cannabis retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the cannabis retailer for fulfillment, is delivered to that consumer. This person or entity shall hold a Class 6 Cannabis Delivery license.

CANNABIS DISTRIBUTOR - Any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment and may engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities. This person or entity shall hold a Class 4 Cannabis Distributor license.

CANNABIS ESTABLISHMENT - A cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer.

CANNABIS MANUFACTURER - Any licensed person or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 2 Cannabis Manufacturer license.

CANNABIS PRODUCT - A product containing usable cannabis, cannabis extract, or any other cannabis resin and other ingredients intended for human consumption or use, including a product intended to be applied to the skin or hair, edible cannabis products, ointments, and tinctures. “Cannabis product” does not include: (1) usable cannabis by itself; or (2) cannabis extract by itself; or (3) any other cannabis resin by itself.

CANNABIS RETAILER - Any licensed person or entity that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and sells these to consumers from a retail store, and may use a cannabis delivery service or a certified cannabis handler for

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the off-premises delivery of cannabis items and related supplies to consumers. A cannabis retailer shall also accept consumer purchases to be fulfilled from its retail store that are presented by a cannabis delivery service which will be delivered by the cannabis delivery service to that consumer. This person or entity shall hold a Class 5 Cannabis Retailer license.

CANNABIS TAX - Collectively, the taxes as are established in this Chapter.

CANNABIS WHOLESALER - Any licensed person or entity that purchases or otherwise obtains, Stores sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers. This person or entity shall hold a Class 3 Cannabis Wholesaler license.

LICENSEE - Any person or entity that holds a license issued under the Act, including a license that is designated as either a Class 1 Cannabis Cultivator license, a Class 2 Cannabis Manufacturer license, a Class 3 Cannabis Wholesaler license, a Class 4 Cannabis Distributor license, a Class 5 Cannabis Retailer license, or a Class 6 Cannabis Delivery license, and includes a person or entity that holds a conditional license for a designated class.

MICROBUSINESS - Any person or entity licensed as a cannabis cultivator, cannabis manufacturer, cannabis wholesaler, cannabis distributor, cannabis retailer, or cannabis delivery service that may only, with respect to its business operations, and capacity and quantity of product: (1) employ no more than 10 employees; (2) operate a cannabis establishment occupying an area of no more than 2,500 square feet, and in the case of a cannabis cultivator, grow cannabis on an area no more than 2,500 square feet measured on a horizontal plane and grow above that plane not higher than 24 feet; (3) possess no more than 1,000 cannabis plants each month, except that a cannabis distributor's possession of cannabis plants for transportation shall not be subject to this limit; (4) acquire each month, in the case of a cannabis manufacturer, no more than 1,000 pounds of usable cannabis; (5) acquire for resale each month, in the case of a cannabis wholesaler, no more than 1,000 pounds of usable cannabis, or the equivalent amount in any form of manufactured cannabis product or cannabis resin, or any combination thereof; and (6) acquire for retail sale each month, in the case of a cannabis retailer, no more than 1,000 pounds of usable cannabis, or the equivalent amount in any form of manufactured cannabis product or cannabis resin, or any combination thereof.

BOROUGH- Borough of Buena

Any term not defined herein shall have the meaning as established by Section 40 of Public Law 2021-16 (N.J.S.A. 24:6I-33).

**§202-13. Intent.**

It is the intent of this Chapter to establish the regulatory framework to implement the provisions of the Act, including the imposition of Cannabis Taxes, as permitted by Section 40 of the Act, at a uniform percentage rate not to exceed two percent (2%) of the receipts from each sale by a Cannabis Cultivator; two percent (2%) of the receipts from each sale by a Cannabis Manufacturer; one percent (1%) of the receipts from each sale by a Cannabis Wholesaler; and two percent (2%) of the receipts from each sale by a Cannabis Retailer, which shall be in addition to any other tax or fee imposed pursuant to any other statute or local ordinance or resolution by any governmental entity having regulatory authority over the Cannabis Establishment.

**§ 202.14. Permitted Uses.**

Cannabis Cultivators, Manufacturers, Wholesalers, Distributors, Retailers, and Delivery Services are permitted uses in the Borough in accordance with the standards set forth in Chapter 150 titled Land Use.

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**§202.15. License.**

- A. **Local License Required.** Pursuant to the authority granted by N.J.S.A. 24:6I-45(c) (2), no person or entity shall operate a Cannabis Business in the Borough without obtaining a license pursuant to this Chapter.
- B. **Local Licensing Authority.** The Borough Council shall constitute the issuing authority for the issuance of a local license, and for the suspension or revocation of any license issued hereunder.
- C. **Application.** In order to obtain a license to operate a Cannabis Business in the Borough, an applicant shall file an application, signed by the applicant, with the Borough Clerk upon a form provided by the Clerk which sets forth all information necessary for a proper consideration of the application. Such application shall be filed contemporaneous to filing an application for a license pursuant to the Act.
- D. **Fee.** At the time the application is made, the applicant shall pay to the Borough a nonrefundable application fee in the amount of \$300.
- E. **Issuance.** Upon approval of an application, the Borough Council shall, by resolution, issue a license to operate a Cannabis Business in the Borough.
- F. **Suspension or Revocation.** Any license required by this chapter may be suspended or revoked for violation of any of the following:
- (1) Subsequent knowledge of fraud, misrepresentation or incorrect statements provided by an applicant on the application form.
  - (2) Any fraud, misrepresentation, or false statements made in conducting the Cannabis Business.
  - (3) Any violation of the Act, or the rules and regulations of the Cannabis Regulatory Commission.
  - (4) Subsequent conviction of any federal or state statute or regulation, or of any local ordinance, which adversely reflects upon the person's ability to conduct the Cannabis Business in a professional, honest and legal manner. Such violations shall include, but are not limited to, violations of Chapter 35 of Title 2C of the New Jersey Statutes, burglary, theft, larceny, swindling, fraud, unlawful business practices, and any form of actual or threatened physical harm against another person.
  - (5) Violation of any other provision of this chapter.
- G. **Notice of Hearing.** Notice of a hearing to consider the suspension or revocation of a license under the preceding subsection shall be given in writing by the Borough Clerk, setting forth the grounds of the proposed action and the time and place of the hearing. Such notice shall be personally delivered, or mailed, by certified and regular mail, to the Licensee at the address indicated on the license application, at least ten days prior to the date of the hearing.
- H. **Appeal.** Any person whose permit is suspended or revoked under this section shall have the right to appeal that decision to a court of competent jurisdiction.

**§ 202-16. Prohibitions.**

- A. Consumption of Cannabis Products in public is prohibited.

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B. The sale of Cannabis Products to visibly intoxicated individuals is prohibited.

**§ 202-17. Cannabis Tax.**

A. **Tax Established.** There is hereby established a local cannabis transfer tax on the sale of Cannabis or Cannabis Products by a Cannabis Establishment located in the Borough. The tax is hereby imposed on the receipts from the sale of Cannabis by a Cannabis Cultivator to another Cannabis Cultivator; receipts from the sale of Cannabis or Cannabis Products from one Cannabis Establishment to another Cannabis Establishment; receipts from the retail sales of Cannabis or Cannabis Products by a Cannabis Retailer to retail consumers who are 21 years of age or older; or any combination thereof. Sales by a Cannabis Establishment located in the Borough are subject to the tax established herein even if the Cannabis or Cannabis Products are delivered to another municipality.

B. **Rate.** The amount of the tax shall be two percent (2%) of the receipts from each sale by a cannabis cultivator; two percent (2%) of the receipts from each sale by a cannabis manufacturer; one percent (1%) of the receipts from each sale by a cannabis wholesaler; and two percent (2%) of the receipts from each sale by a cannabis retailer.

C. **User Tax.** In addition to the tax established in paragraph A of this section, a user tax, at the equivalent transfer tax rates, is hereby established on any concurrent license holder, as permitted by section 33 of P.L.2021, c.16 (N.J.S.A.24:6I-46) and N.J.S.A. 40:48I-1 operating more than one cannabis establishment. The user tax shall be imposed on the value of each transfer or use of Cannabis or Cannabis Products not otherwise subject to the transfer tax imposed pursuant to paragraph A of this subsection, from the licensee's establishment that is located in the Borough to any of the other licensee's establishments, whether located in the Borough or another municipality.

D. The Cannabis Tax set forth in this section shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance on a Cannabis Establishment.

**§ 202.18. Collection of Cannabis Tax.**

A. The Cannabis Tax imposed by this Chapter shall be collected or paid and remitted to the Borough by the Cannabis Establishment from the Cannabis Establishment purchasing or receiving the Cannabis or Cannabis Product, or from the consumer at the point of sale, on behalf of the Borough by the Cannabis Retailer selling the cannabis item to that consumer. The transfer tax or user tax shall be stated, charged, and shown separately on any sales slip, invoice, receipt, or other statement or memorandum of the price paid or payable, or equivalent value of the transfer, for the cannabis or cannabis item.

B. Every Cannabis Establishment required to collect a Cannabis Tax imposed by this chapter shall be personally liable for the Cannabis Tax imposed, collected, or required to be collected under this chapter. Any Cannabis Establishment shall have the same right with respect to collecting the Cannabis Tax from another Cannabis Establishment or the consumer as if the Cannabis Tax was a part of the sale and payable at the same time, or with respect to non-payment

of the Cannabis Tax by the Cannabis Establishment or consumer, as if the Cannabis Tax was a part of the purchase price of the Cannabis or Cannabis Product, or equivalent value of the transfer of the Cannabis or Cannabis Product, and payable at the same time.

C. No Cannabis Establishment required to collect a Cannabis Tax imposed by this chapter shall advertise or hold out to any person or to the public in general, in any manner, directly or indirectly, that the Cannabis Tax will not be separately charged and stated to another Cannabis Establishment or the consumer, or that the Cannabis Tax will be refunded to the Cannabis Establishment or the consumer.

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D. All Cannabis Tax imposed by this chapter shall be remitted to the Chief Financial Officer of the Borough on a quarterly basis payable for the prior three month's activities and due at the same time as quarterly dates for the collection of property taxes. The revenues due on February 1 of each year shall include all Cannabis Taxes collected for the prior year months of October, November and December. The revenues due on May 1 of each year shall include all Cannabis Taxes collected for the immediate prior months of January, February and March. The revenues due on August 1 of each year shall include all Cannabis Taxes collected for the immediate prior months of April, May and June. The revenues due on November 1 of each year shall include all Cannabis Taxes collected for the immediate prior months of July, August and September.

E. Simultaneous with payment of the Cannabis Tax, the Licensee shall submit an affidavit signed by an individual who is responsible for the Licensee that certifies the total receipts from each sale so that an accurate calculation of the Cannabis Tax due may be determined.

F. The Borough shall enforce the payment of delinquent Cannabis Taxes imposed pursuant to this chapter in the same manner as provided for municipal real property taxes. In the event that the Cannabis Tax imposed by this chapter is not paid as and when due by a Cannabis Establishment, the unpaid balance, and any interest accruing thereon, shall be a lien on the parcel of real property comprising the Cannabis Establishment's premises in the same manner as all other unpaid municipal taxes, fees, or other charges. The lien shall be superior and paramount to the interest in the parcel of any owner, lessee, tenant, mortgagee, or other person, except the lien of municipal taxes, and shall be on a parity with and deemed equal to the municipal lien on the parcel for unpaid property taxes due and owing in the same year. The Borough shall file in the office of the tax collector a statement showing the amount and due date of the unpaid balance and identifying the lot and block number of the parcel of real property that comprises the delinquent Cannabis Establishment's premises. The lien shall be enforced as a municipal lien in the same manner as all other municipal liens are enforced.

G. Upon written request of the Borough, a Cannabis Establishment shall submit an auditor's report for the preceding fiscal or calendar year, certified by a Certified Public Accountant, to the Borough. The auditor's report shall include, but not be limited to, all receipts generating Cannabis Taxes, and such details as may relate to the financial affairs of the Cannabis Establishment and to its operations and performance, and shall be prepared in a manner consistent with the current standards of the Financial Accounting Standards Board. Said auditor's report shall be submitted to the representatives of the Borough within thirty (30) days of receipt by the Cannabis Establishment of the Borough's request for said auditor's report.

**Section 2.** Repealer. Any and all other ordinances inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 3.** Severability. In the event that any section, paragraph, clause, phrase, term, provision or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or unenforceable for any reason, such judgment shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the section, paragraph, clause, term, provision or part thereof directly involved in the controversy in such judgment shall be rendered.

**Section 4.** Effective Date. This ordinance shall take effect upon proper publication and in accordance with law.

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**NEED MOTION TO INTRODUCE AND PASS ON FIRST READING:**

**ORDINANCE NO. 706 CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE  
MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO  
ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

Council Member	By	2nd	YES	NO	Abstain	Absent	Recuse
ANDALORO, G							
ALVAREZ							
WALKER							
D’ALESSANDRO							
ANDALORO, P							

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Buena in the County of Atlantic finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$26,087.49 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Buena, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Borough of Buena shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$91,306.22, and that the CY 2022 municipal budget for the Borough of Buena be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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**RESOLUTION NO. 43-22 A RESOLUTION ACCEPTING THE RESIGNATION OF DAWN MICHELLE ALLEN AS TAX COLLECTOR EFFECTIVE MARCH 31, 2022.**

Council Member	By	2nd	YES	NO	Abstain	Absent	Recuse
ANDALORO, G							
ALVAREZ							
WALKER							
D'ALESSANDRO							
ANDALORO, P							

**WHEREAS**, Dawn Michelle Allen has held the position of Tax Collector in the Borough of Buena; and

**WHEREAS**, on March 11, 2022 Ms. Allen submitted her letter of resignation effective March 31, 2022

**WHEREAS**, Mayor and Council would like to extend their gratitude to Dawn Michelle Allen for her service to the Borough of Buena and our community.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Buena hereby accepts the resignation of Dawn Michelle Allen, Tax Collector, effective March 31, 2022.

**ADOPTED** at a meeting of the Borough Council of Buena Borough, County of Atlantic, State of New Jersey held on March 28, 2022

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**RESOLUTION NO. 44-22 A RESOLUTION ACCEPTING THE RESIGNATION OF FERN BROWN, CLERK 1, IN THE MUNICIPAL CLERK/TAX COLLECTOR'S OFFICES EFFECTIVE MARCH 31, 2022**

Council Member	By	2nd	YES	NO	Abstain	Absent	Recuse
ANDALORO, G							
ALVAREZ							
WALKER							
D'ALESSANDRO							
ANDALORO, P							

**WHEREAS**, Fern Brown has decided to resign effective March 31, 2022; and

**WHEREAS**, Mayor and Council would like to extend their gratitude to Fern Brown for her dedicated service to the Borough of Buena and our community.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Buena hereby accepts the of resignation Fern Brown effective March 31, 2022.

**ADOPTED** at a meeting of the Borough Council of Buena Borough, County of Atlantic,



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Borough of Buena Budget March 28, 2022:

**TRANSFER FROM**

Land Use Board SW	\$4,591.87
<b>TOTAL TRANSFER</b>	<b><u>\$4,591.87</u></b>

**TRANSFER TO**

Tax Assessor OE	\$ 196.60
Legal OE	\$4,395.27
<b>TOTAL TRANSFER</b>	<b><u>\$4,591.87</u></b>

**ADOPTED** at a meeting of the Borough Council of Buena Borough, County of Atlantic, State of New Jersey held on March 28, 2022.

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**RESOLUTION NO 47-22 BOROUGH OF BUENA 2022 EMERGENCY TEMPORARY BUDGET**

Council Member	By	2nd	YES	NO	Abstain	Absent	Recuse
ANDALORO, G							
ALVAREZ							
WALKER							
D’ALESSANDRO							
ANDALORO, P							

**WHEREAS**, an emergent condition has arisen with respect to providing appropriation for expenditures and no adequate provision has been made in the 2022 temporary appropriations for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2022 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.40A:4-20) including this resolution total \$1,517,758.90.

**NOW, THEREFORE, BE IT RESOLVED** that in accordance with the provisions of N.J.S. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made for the attached list of line items.
2. That said emergency temporary appropriations will be provided for in 2022 municipal budget as adopted.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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**General Government:**

**Financial Administration**

Other Expenses 3,000.00

**Assessment of Taxes**

Other Expenses 1,200.00

Maintenance of Tax Maps 1,000.00

**Collection of Taxes**

Other Expenses 1,000.00

**Public Safety:**

**EMS:**

Other Expenses 10,000.00

**Street's & Roads:**

Other Expenses 10,000.00

**Landfill**

Other Expenses 9,926.00

**Public Buildings and Grounds**

Other Expenses 5,000.00

**Unclassified:**

Electric 10,000.00

Gasoline 10,000.00

Street Lighting 15,000.00

**ADOPTED** at a meeting of the Borough Council of Buena Borough, County of Atlantic, State of New Jersey held on March 28, 2022.

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**RESOLUTION NO 48-22 PARTICIPANT'S RESOLUTION LEAP CHALLENGE GRANT**

Council Member	By	2nd	YES	NO	Abstain	Absent	Recuse
ANDALORO, G							
ALVAREZ							
WALKER							
D'ALESSANDRO							
ANDALORO, P							

**WHEREAS**, the State of New Jersey has allocated \$150,000 within each county for a statewide total of \$3.15 million in Local Efficiency Achievement Program (LEAP) funds to promote innovation among peer local units across New Jersey, and

**WHEREAS**, the Department of Community Affairs, Division of Local Government Services (DLGS) administers the LEAP grant program; and

**WHEREAS**, the LEAP Challenge Grant exists to challenge municipalities and counties to collaborate on more extensive partnership and collaborations to produce efficiencies through shared services; and

**WHEREAS**, Township of Franklin and Borough of Buena have determined to apply for a LEAP Challenge Grant through the State of New Jersey Local Efficiency Achievement Program in the amount of \$75,000.00; and

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**WHEREAS**, the Township of Franklin has agreed to be the lead agency in this program;  
and

**WHEREAS**, the State of New Jersey has made LEAP grants available to assist local units to study, develop and implement new shared services initiatives; and

**WHEREAS**, the purpose of the project submitted in this grant application is intended to provide benefits to the participant local units' residents through the sharing of services for the Provision of Police Protection to ensure the safety and welfare of its residents by having police protection and continuous coverage on a 24-hour per day, 7-day per week.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Buena does hereby join with Township of Franklin in applying for a LEAP challenge grant in the amount of \$75,000.00 to support undertaking this endeavor.

**ADOPTED** at a meeting of the Borough Council of Buena Borough, County of Atlantic, State of New Jersey held on March 28, 2022.

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**RESOLUTION NO 49-22 RESOLUTION AUTHORIZING ADVERTISING  
FOR A PART- TIME CLERK I**

**WHEREAS**, due to a resignation, it has been determined that additional staff is required in the Tax Collector's Office in the Borough of Buena; and

**WHEREAS**, the position of part-time Clerk I needs to be advertised.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Buena, County of Atlantic, State of New Jersey that the acting clerk is hereby authorized to place the appropriate advertisement for the position of part -time Clerk I as soon as practicable.

**ADOPTED** at a meeting of the Borough Council of Buena Borough, County of Atlantic, State of New Jersey held on March 28, 2022

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**COMMITTEE REPORTS:**

*ECONOMIC DEVELOPMENT.....CHAIRWOMAN, GINA ANDALORO  
MATTHEW WALKER, JORGE ALVAREZ*

*ROADS/RECYCLING.....CHAIRMAN, MATTHEW WALKER,  
JORGE ALVAREZ, GINA ADALORO*

*RECREATION .....CHAIRMAN, DAVID ZAPPARIELLO,  
JOSEPH D'ALESSANDRO, PAT ANDALORO*

*FINANCE.....CHAIRMAN, JORGE ALVAREZ,  
JOSEPH D'ALESSANDRO, PAT ANDALORO*

**BOROUGH OF BUENA  
REGULAR COUNCIL MEETING  
AGENDA  
MARCH 28, 2022  
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*PUBLIC SAFETY/ STREET LIGHTS.....CHAIRMAN, JOSEPH D’ALESSANDRO,  
GINA ANDALORO, MATTHEW WALKER*

*BLDGS/ GROUNDS/ IMPROVEMENTS.....CHAIRWOMAN PAT ANDALORO,  
MATTHEW WALKER, JOSEPH D’ALLESSANDRO*

**MINUTES OF THE REGULAR MEETING OF FEBRUARY 28, 2022. IF NO CORRECTIONS OR ADDITIONS,  
ENTERTAIN A MOTION TO APPROVE:**

<b>Council Member</b>	<b>By</b>	<b>2nd</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recuse</b>
ANDALORO, G							
D’ALESSANDRO							
WALKER							
ALVAREZ							
ANDALORO, P							

**MINUTES OF THE REGULAR MEETING OF MARCH 14, 2022. IF NO CORRECTIONS OR ADDITIONS,  
ENTERTAIN A MOTION TO APPROVE:**

<b>Council Member</b>	<b>By</b>	<b>2nd</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recuse</b>
ANDALORO, G							
D’ALESSANDRO							
WALKER							
ALVAREZ							
ANDALORO, P							

**UNFINISHED BUSINESS:**

**NEW BUSINESS:**

**BILLS PAID AS LISTED:**

<b>Council Member</b>	<b>By</b>	<b>2nd</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recuse</b>
ANDALORO, G							
D’ALESSANDRO							
WALKER							
ALVAREZ							
ANDALORO, P							

**NEXT MEETING:**

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