

**BOROUGH OF BUENA
REGULAR COUNCIL MEETING
AGENDA
MARCH 11, 2024
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MEETING CALLED TO ORDER: _____ **P.M.**
MEETING ADJOURNED: _____ **P.M.**

CALL MEETING TO ORDER: FLAG SALUTE

ROLL CALL OF ATTENDANCE:

Council Member	Present	Absent
GIOVINAZZI		
ALVAREZ		
ADAMS		
BARSUGLIA		
ANDALORO		
DESTEFANO		

SUNSHINE LAW: This meeting is being held in compliance with the Open Public Meetings Act and notices of this meeting have been provided, via email, to The Press of Atlantic City and The Daily Journal on November 27, 2023 as well as having been posted on the municipal bulletin board and website at www.buenaboro.org

MAYOR’S REPORT: FIRST ORDER OF BUSINESS.

MAYOR: PUBLIC COMMENT: OPPORTUNITY FOR ANYONE TO COMMENT WITH A LIMIT OF FIVE (5) MINUTES PER SPEAKER. PLEASE REFER TO THE FOLLOWING STATEMENT:

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

PUBLIC PORTION OF THE MEETING:

MOTION TO OPEN THE PUBLIC PORTION OF THE MEETING:

	Council Member	Aye	Nay	Abstain	Absent	Recuse
MOTION: _____	GIOVINAZZI					
	ALVAREZ					
SECOND: _____	ADAMS					
	BARSUGLIA					
RCV	ANDALORO					
	DESTEFANO					

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:

	Council Member	Aye	Nay	Abstain	Absent	Recuse
MOTION: _____	GIOVINAZZI					
	ALVAREZ					
SECOND: _____	ADAMS					
	BARSUGLIA					
	ANDALORO					
RCV	DESTEFANO					

RESOLUTION NO. 73-24 **A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AUTHORIZING THE EXCLUSION OF THE PUBLIC FROM A MEETING BETWEEN THE MAYOR, BOROUGH COUNCIL, ADMINISTRATOR AND STAFF, AND BOROUGH SOLICITOR REGARDING A PERSONNEL ISSUE INVOLVING THE CHIEF OF EMERGENCY MEDICAL SERVICES, AND AUTHORIZING THE DISCLOSURE OF MINUTES OF SAID MEETING AS PROVIDED HEREIN**

NEED MOTION TO OPEN THE CLOSED HEARING:

	Council Member	Aye	Nay	Abstain	Absent	Recuse
MOTION: _____	GIOVINAZZI					
	ALVAREZ					
SECOND: _____	ADAMS					
	BARSUGLIA					
	ANDALORO					
RCV	DESTEFANO					

WHEREAS, N.J.S.A. 10:4-12, Open Public Meetings Act, permits the exclusion of the public from a meeting of a public body where the subject matter of that meeting involves personnel matters; and

WHEREAS, the Borough Council desires to meet with the Mayor, Administrator, Acting Clerk and staff, and Borough Solicitor concerning a personnel matter.

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

1. The public shall be excluded from a meeting of the Council of the Borough of Buena, on March 11, 2024 in the Council Chambers during a recess of the regular session of Borough Council.
2. The general nature of the subject matter of the closed meeting shall pertain to a personnel matter involving the chief of the emergency medical services department.
3. Disclosure of the minutes of the closed meeting authorized above between the Borough Council, the Mayor, Administrator, Solicitor and staff and shall be made public following a final decision and determination of said matter excepting information which must remain private.
4. It is anticipated that the minutes of the deliberation conducted in closed session may be disclosed to the public within 180 days, however, any personal confidential information may not be released.

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NEED MOTION TO CLOSE THE HEARING:

	Council Member	Aye	Nay	Abstain	Absent	Recuse
MOTION: _____	GIOVINAZZI					
	ALVAREZ					
SECOND: _____	ADAMS					
	BARSUGLIA					
	ANDALORO					
RCV	DESTEFANO					

MOTION TO INTRODUCE AND PASS AT FIRST READING:

ORDINANCE NO. 750 AN ORDINANCE OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AMENDING ORDINANCE 705, AS AMENDED, CHAPTER 202 SECTION 202.15C 9(a) OF THE CODE OF THE BOROUGH OF BUENA ENTITLED CANNABIS; FINAL AUTHORIZATION

	Council Member	Aye	Nay	Abstain	Absent	Recuse
MOTION: _____	GIOVINAZZI					
	ALVAREZ					
SECOND: _____	ADAMS					
	BARSUGLIA					
	ANDALORO					
RCV	DESTEFANO					

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 and the Borough adopted Ordinance 705, as amended, to set forth the process for the issuance of local licenses for cannabis businesses; and

WHEREAS, Council required as part of the Final Authorization process, all approved applicants submit site plans and receive approval from the Buena Borough Land Use Board; and

WHEREAS, the Solicitor for the Land Use Board recommended that the time within which an applicant should submit site plans should be increased from 30 to 90 days to allow applicants the necessary time for their professionals to prepare and submit said plans for approval.

NOW THEREFORE BE IT ORDAINED by the Council of the Borough of Buena that Ordinance 705, Chapter 202, Section 202.15C 4(a) be amended as follows:

9. 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:

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- (a) Submits site plans for approval for authorization from the Buena Borough Land Use Board within 90 days of receiving conditional authorization and posts necessary escrow funds to appear before the Land Use Board.

BE IT FURTHER ORDAINED that the balance of Ordinance 705, as amended, Chapter 202.15C not amended hereby shall remain in full force and effect.

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.

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CONSENT AGENDA:

Consent Agenda includes items of business which are not controversial and do not require individual discussion. A Motion approving the Consent Agenda is moved, seconded and voted upon as one item by the Borough Council. If any discussion is requested on a Consent Agenda item, it is removed from the Consent Agenda to the Regular Agenda

- **RESOLUTION NO. 67-24** RESOLUTION GRANTING TOWING LICENSES WITHIN THE BOROUGH OF BUENA, COUNTY OF ATLANTIC FROM APRIL 1, 2024 – MARCH 31, 2025
- **RESOLUTION NO. 68-24** A RESOLUTION ACCEPTING THE RESIGNATION OF PAUL A. FALLON JR. EMERGENCY MEDICAL TECHNICIAN FROM BUENA EMS
- **RESOLUTION NO. 70-24** A RESOLUTION CERTIFYING THE LIST OF VOLUNTEER FIREFIGHTERS WHO HAVE QUALIFIED FOR THE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) BENEFITS FOR THE YEAR 2023
- **RESOLUTION NO. 71-24** BOROUGH OF BUENA 2024 EMERGENCY TEMPORARY BUDGET
- **RESOLUTION NO. 72-24** A RESOLUTION OF THE BOROUGH OF BUENA PLACING A LIEN ON PROPERTIES FOR FAILURE TO MAINTAIN PROPERTY IN ACCORDANCE WITH ORDINANCE 642
- **RESOLUTION NO. 74-24** A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF CENTRAL AVENUE (CR 627), TO THROUGH TRAFFIC ON APRIL 13, 2024, FROM 9:00 A.M. TO 10:00 A.M. AND DIRECTING THE BUENA BASEBALL SOFTBALL ASSOCIATION TO SUBMIT AN APPLICATION TO THE ATLANTIC COUNTY ENGINEER FOR A PERMIT APPROVING SAID TEMPORARY CLOSURE
- **RESOLUTION NO. 75-24** A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AMENDING RESOLUTION 134-23 AUTHORIZING THE ISSUANCE OF A CLASS II ANNUAL CANNABIS MANUFACTURER LICENSE TO GREEN THUMB GROWING COMPANY LLC, TO CORRECT THE PROPER NAME OF THE COMPANY TO BE GREEN THUMB MANUFACTURING COMPANY, BLOOMFIELD, MICHIGAN CONDITIONED UPON THE ISSUANCE OF AN ANNUAL LICENSE BY THE NEW JERSEY CANNABIS REGULATORY COMMISSION AND THE EXECUTION OF A HOST COMMUNITY AGREEMENT
- **BILLS PAID AS LISTED**
- **CLERK'S REPORT**
MINUTES OF THE SPECIAL MEETING OF February 26, 2024
MINUTES OF THE REGULAR MEETING OF February 26, 2024

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	Council Member	Aye	Nay	Abstain	Absent	Recuse
MOTION: _____	GIOVINAZZI					
	ALVAREZ					
	ADAMS					
SECOND: _____	BARSUGLIA					
	ANDALORO					
	DESTEFANO					
RCV						

RESOLUTION NO. 69-24 A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AUTHORIZING THE ISSUANCE OF A CLASS I ANNUAL CANNABIS CULTIVATION LICENSE TO _____NEW JERSEY CONDITIONED UPON THE ISSUANCE OF AN ANNUAL LICENSE BY THE NEW JERSEY CANNABIS REGULATORY COMMISSION AND THE EXECUTION OF A HOST COMMUNITY AGREEMENT

	Council Member	Aye	Nay	Abstain	Absent	Recuse
MOTION: _____	GIOVINAZZI					
	ALVAREZ					
	ADAMS					
SECOND: _____	BARSUGLIA					
	ANDALORO					
	DESTEFANO					
RCV						

WHEREAS, the Borough of Buena has two Class I Cannabis Cultivator license (License) available for issuance to qualified Cannabis Businesses wishing to locate within the Borough; and

WHEREAS, the Borough has requested proposals be submitted to the Buena Borough Cannabis Advisory Committee (CAC) for review to make recommendations to the Governing Body regarding the issuance of a Buena Borough license in accordance with Chapter 202 of the Code of the Borough of Buena; and

WHEREAS, _____ has heretofore received a Conditional License from the State of New Jersey Cannabis Regulatory Commission indicating they qualify to operate a cannabis business within the State and has submitted a proposal for one available Class I licenses; and

WHEREAS, the CAC has reviewed the submission, has graded the proposal and has determined that _____ wishes to operate a Cannabis Class I license at property located at _____, is properly zoned for such a business and has further scored high enough to qualify for a Buena Borough Class I license

WHEREAS, the Proposal submitted by _____ is incorporated herewith as if set forth at length and the recommendation by the CAC is accepted and approved subject to the issuance of a State license, the execution of a Host Community Agreement containing all of the terms contained in the proposal submitted by _____ and the issuance of a Certificate of Occupancy (CO) or Temporary Certificate of Occupancy (TCO) for the Class I licensed premises; and

WHEREAS, the Council of the Borough of Buena finds it to be in the best interest of the Borough to issue a license to operate a Class I Cultivation license to _____conditioned upon the issuance of an annual license by the State of New Jersey, the execution of a Host Community Agreement containing all of the terms contained in the proposal submitted by _____ and the issuance of a CO or TCO.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that upon the issuance of an annual license by the State of New Jersey, the execution of a Host Community Agreement containing all of the terms contained in the proposal submitted by _____and the issuance of a CO or

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TCO the Mayor and Borough Acting Clerk are authorized to issue an annual license to _____ New Jersey for a Class I Cultivator business at _____ New Jersey

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SOLICITOR'S REPORT:

Richard Tonetta, Borough Solicitor

ENGINEER'S REPORT:

Marc DeBlasio, Borough Engineer

Grant Applications

1. FY2023 NJDCA Local Recreation Improvement Grant (LRIG)
 - Our office completed and submitted the concept site plan and engineer's estimate to the Aubrey Group on January 10th.
 - It is our understanding that the Aubrey Group has submitted the grant application to the NJDCA which is currently under review.
2. FY2024 NJDCA Local Recreation Improvement Grant (LRIG)
 - Our office collaborated with the Aubrey Group to produce a grant application for improvements at Bruno Melini Park. The Aubrey Group has submitted the Grant Application to the NJDCA which is currently under review.

Capital Projects

1. FY2022 and FY2023 NJDOT Municipal Aid - Reconstruction of E. Flower Street and South Boulevard
 - The Borough has been notified by the NJDOT that \$285,000.00 in FY2022 Grant funds have been awarded for the reconstruction of E. Flower Street, E. Summer Road and South Boulevard.
 - The Borough has been notified by the NJDOT that \$261,640.00 in FY2023 Grant funds have been awarded for the reconstruction of E. Flower Street, E. Summer Road and South Boulevard.
 - Due to the fact that the project costs exceed the combined grant amounts and there appears to be a potential sanitary sewer pipe collapse on E. Summer Road, the Borough has decided to proceed with just South Boulevard and E. Flower Street.
 - The bid opening occurred on August 1, 2023 and the apparent low bidder was Asphalt Paving Systems, Inc. in the amount of \$528,395.00. The bids exceeded the Engineer's Estimate and were rejected. The project will be advertised for re-bid.
 - The project was re-bid and the bid opening occurred on October 4, 2023. The apparent low bidder was Arawak Paving Company, Inc. in the amount of \$383,000.00.
 - Stormwater pipe work is complete on East Flower Street. Concrete curb and sidewalk work is complete on South Boulevard. The roads will be paved in the springtime when the asphalt plant reopens.
2. FY2023 NJDOT Local Transportation Projects Fund - Reconstruction of Plymouth Street, Friendship Road and Southwest Boulevard
 - The Borough has been notified by the NJDOT that \$400,000.00 in FY2023 Grant funds have been awarded for the reconstruction of Plymouth Street, Friendship Road, and Southwest Boulevard.
 - Our office has completed the land survey of the roadways.
 - Engineering design is in progress.
3. FY2024 NJDOT Municipal Aid - Reconstruction of Summer Road
 - The Borough has been notified by the NJDOT that \$269,995.00 in FY2024 Grant funds have been awarded for the reconstruction of Summer Road.
 - Our office has completed the land survey of the roadways.
 - Engineering design is in progress.
4. CDBG ADA Building Improvements
 - a. The Borough has approved engineering design and construction phase services for the replacement of the front doors at Municipal Hall and the Senior Center.
 - b. Our office is working with Jerry Blackman of OSK Architects to complete the engineering design and bid documents.

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- 5. Forest Grove Traffic Calming
 - a. The Borough has agreed to pursue the installation of line striping on the roadway.
 - b. Our office has prepared an Engineer's Cost Estimate and has obtained quotes from contractors to install road striping.

- 6. Bruno Melini Park Bathroom Building
 - a. Our office met with Jerry Blackman of OSK Architects to review the design of the new bathroom building.
 - b. Our office has submitted a proposal for design phase and construction phase services.

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

Please refer to next page for Consent Agenda Resolutions

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**RESOLUTION NO. 67-24
RESOLUTION GRANTING TOWING LICENSES
WITHIN THE BOROUGH OF BUENA, COUNTY OF ATLANTIC
FROM APRIL 1, 2024 – MARCH 31, 2025**

WHEREAS, certain individuals and corporations have made application to the Council of the Borough of Buena for a towing license; and

WHEREAS, the applicants whose names are set forth on the annexed schedule have complied with the requirements of the State Of New Jersey and the Borough of Buena in filing of said applications and paying the fee for the respective licenses listed on the annexed schedule. The towing facilities have passed inspections and have been found to be compliant; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Members of Council of the Borough of Buena that all towing licenses set forth on the list attached hereto and made a part of this Resolution be, and are hereby renewed.

This shall take effect April 1, 2024-March 31, 2025

RESOLUTION NO. 68-24

**A RESOLUTION ACCEPTING THE RESIGNATION OF PAUL A. FALLON JR. EMERGENCY
MEDICAL TECHNICIAN FROM BUENA EMS**

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

Paul A. Fallon Jr.

RESOLUTION NO. 70-24

**A RESOLUTION CERTIFYING THE LIST OF
VOLUNTEER FIREFIGHTERS WHO HAVE QUALIFIED
FOR THE LENGTH OF SERVICE AWARD PROGRAM
(LOSAP) BENEFITS FOR THE YEAR 2023**

WHEREAS, pursuant to N.J.S.A. 40A: 14-191, the voters of the Borough of Buena approved by referendum participation in the Length of Service Award Program (LOSAP) for the Benefit of Volunteer Firefighters; and

WHEREAS, the President of Minotola Volunteer Fire Department has submitted their list of Volunteer Firefighters who have met the Qualification Criteria established for the Year 2023 (Exhibit "A" annexed hereto); and

WHEREAS, the Volunteer Firefighters on the attached lists have met the Criteria for LOSAP for the Year 2023;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Buena, County of Atlantic and State of New Jersey, that the list of Volunteer Firefighters attached hereto is hereby certified to have met the Criteria for the Length of Service Award Program (LOSAP) Benefits for the Year 2023.

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**RESOLUTION NO. 71-24
BOROUGH OF BUENA
2024 EMERGENCY TEMPORARY BUDGET**

WHEREAS, an emergent condition has arisen with respect to providing appropriation for expenditures and no adequate provision has been made in the 2024 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 2024 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.40A:4-20) including this resolution total \$1,523,901.50.

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 2024 municipal budget as adopted.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations shall constitute the Borough of Buena 2024 Temporary Budget:

General Government:

Municipal Clerk	
Other Expenses	3,000.00
Computer Operations	
Other Expenses	1,500.00
Tax Collector	
Other Expenses	2,000.00
Administration	
Salary & Wages	10,000.00
Land Use Board	
Other Expenses	1,000.00
Statutory Expenditures:	
Social Security	30,000.00

RESOLUTION NO. 72-24

**A RESOLUTION OF THE BOROUGH OF BUENA PLACING A LIEN ON PROPERTIES FOR
FAILURE TO MAINTAIN PROPERTY IN ACCORDANCE WITH ORDINANCE 642**

WHEREAS, the Borough of Buena established legal right to clear and lien unkempt properties in accordance with Ordinance 642; and

WHEREAS, Buena Borough has identified that

BLOCK	LOT	ADDRESS
149	9	208 South Franklin Street
149	9	208 South Franklin Street
146	9	100 South Laurel Street
135	15	110 Park Avenue
193	6	106 East Arctic Avenue

had not been maintained over a period of time; and

WHEREAS, Buena Borough has noticed property owner of record following all established procedures; and

WHEREAS, the property listed has been cleared by the Borough of Buena and charges established for time and equipment per Ordinance 642;

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NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that the property costs to this Resolution shall have a lien for lot clearance, similar to a tax lien, placed upon them upon passage of this resolution.

RESOLUTION NO. 74-24

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF CENTRAL AVENUE (CR 627), TO THROUGH TRAFFIC ON APRIL 13, 2024, FROM 9:00 A.M. TO 10:00 A.M. AND DIRECTING THE BUENA BASEBALL SOFTBALL ASSOCIATION TO SUBMIT AN APPLICATION TO THE ATLANTIC COUNTY ENGINEER FOR A PERMIT APPROVING SAID TEMPORARY CLOSURE

WHEREAS, the Buena Baseball Softball Association of the Borough of Buena has scheduled its annual Open Day Parade; and

WHEREAS, the Buena Baseball Softball Association of the Borough of Buena have requested a portion of Central Avenue (CR 627) be closed during the parade to minimize the possibility of injury to person or property during the parade; and

WHEREAS, the Franklin Township Police Department has reviewed this request and has recommended that Central Avenue, from Dr. J.P. Cleary School located at 1501 S. Central Avenue, to the Buena Borough Municipal Building, 616 Central Avenue, be closed to through traffic during the parade for public safety reasons.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that Central Avenue, from Dr. J.P. Cleary School located at 1501 S. Central Avenue to the Buena Borough Municipal Building, 616 Central Avenue, be temporarily be closed on April 13, 2024, from 9:00 A.M. To 10:00 A.M.

BE IT FURTHER RESOLVED that the temporary closure of the above street shall affect through traffic only and shall not unduly impede the ingress or egress of residents of Central Avenue, and their guests or visitors to and from their respective properties.

BE IT FURTHER RESOLVED that notice of this temporary closure shall be given to property owners along Central who are affected by same, immediately upon adoption of this Resolution.

RESOLUTION NO. 75-24

A RESOLUTION OF THE BOROUGH OF BUENA, COUNTY OF ATLANTIC, AMENDING RESOLUTION 134-23 AUTHORIZING THE ISSUANCE OF A CLASS II ANNUAL CANNABIS MANUFACTURER LICENSE TO GREEN THUMB GROWING COMPANY LLC, TO CORRECT THE PROPER NAME OF THE COMPANY TO BE GREEN THUMB MANUFACTURING COMPANY, BLOOMFIELD, MICHIGAN CONDITIONED UPON THE ISSUANCE OF AN ANNUAL LICENSE BY THE NEW JERSEY CANNABIS REGULATORY COMMISSION AND THE EXECUTION OF A HOST COMMUNITY AGREEMENT

WHEREAS, the Borough of Buena adopted Resolution 134-23 awarding a Class II Cannabis Manufacture licenses (License) to Green Thumb Growing Company, LLC subject to and conditioned upon the issuance of an annual license by the Cannabis Regulatory Commission and the execution of a Host Community Agreement; and

WHEREAS, the Borough has been advised that the proper name for the issuance of the Class II license is Green Thumb Manufacturing Company.

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NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Buena that Resolution 134-23 shall be amended so as to reflect the proper name of the company receiving the conditional Class II license from the Borough to be Green Thumb Manufacturing Company.

BE IT FURTHER RESOLVED that the balance of Resolution 134-23 not amended hereby shall remain in full force and effect.