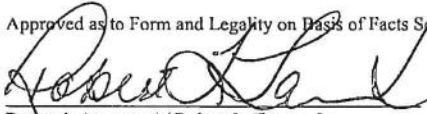


Approved as to Form and Legality on Basis of Facts Set Forth


Borough Attorney /s/ Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE
COUNTY OF SALEM**

RESOLUTION NO. 2021-10-114

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE
NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PENN STREET RESURFACING.**

NOW, THEREFORE, BE IT RESOLVED that Council of Penns Grove formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2022-Penn Street Resurfacing-Phase IV-00670 to the New Jersey Department of Transportation on behalf of Penns Grove.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Penns Grove and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

ATTEST:

Sharon R. Williams, Municipal Clerk

LaDaena D. Thomas, Mayor

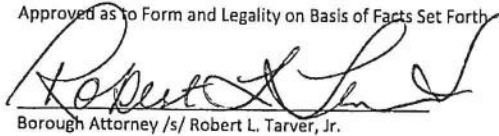
Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						
Giordano						
Martin						
Mincey						
Rambo						
Scarpaci						

CERTIFICATION

I certify, by signing and affixing the Government Seal, that the foregoing is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Penns Grove, in the County of Salem, at a regular meeting thereof held on the _____ day of _____, 2021.

Sharon R. Williams, Municipal Clerk

Approved as to Form and Legality on Basis of Facts Set Forth



Borough Attorney /s/ Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE
COUNTY OF SALEM, NEW JERSEY**

RESOLUTION NO. 2021-10-115

**A RESOLUTION MEMORIALIZING EMERGENCY ACTION AGREEMENT WITH
L&A DEMOLITION LLC REGARDING REMEDIATION OF PROPERTY.
PURSUANT TO N.J.S.A. § 40A:11-6**

WHEREAS, the Borough of Penns Grove may award emergency contracts pursuant to Local Public Contracts Law N.J.S.A. § 40A:11-6 without public advertising for bids when an emergency affecting the public health, safety, or welfare requires the immediate performance of services; and

WHEREAS, a condition was reported to Borough Officials at the Borough Owned Broadway Tire Building and adjacent 5 Trumball Avenue properties wherein an infestation of mosquitoes was presenting a public health emergency in that mosquitoes carry blood borne viruses such as West Nile Disease and Zica Disease; and

WHEREAS, this infestation was caused by a proliferation of thousands of tires left on the properties which harbored standing water and presented a breeding ground for mosquitoes; and

WHEREAS, residents in the adjacent properties also reported the presence of snakes in and around the collection of tires; and

WHEREAS, residents in the adjacent properties reported concerns that their children would and could be harmed by these hazardous conditions; and

WHEREAS, the Borough Administrator in his opinion and with consultation of counsel determined that these conditions met the requirement of a public health emergency and enlisted the services of L&A Demolition LLC to remediate this condition after soliciting price quotes from two other vendors; and

WHEREAS, a bill for services was presented by L&A Demolition LLC in the amount of \$15,000.00 for the partial remediation of tires and cleanup of the Broadway Tire Building; and

WHEREAS, pursuant to statute the Borough Council is obligated to pay for emergency services provided under N.J.S.A. § 40A:11-6, and did so at the August 17, 2021 Council Meeting.

NOW THEREFORE BE IT RESOLVED, that the governing body of the Borough of Penns Grove by and through this resolution hereby memorializes the action taken relative to the remediation of this emergency condition.

AND BE IT FURTHER RESOLVED that the Clerk certify a copy of this Resolution and file it on the public record

ATTEST:

Sharon R. Williams, Municipal Clerk

LaDaena D. Thomas, Mayor

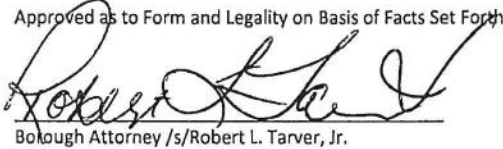
Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						
Giordano						
Martin						
Mincey						
Rambo						
Scarpaci						

CERTIFICATION

I, Sharon R. Williams, Municipal Clerk of the Borough of Penns Grove, County of Salem, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Penns Grove Borough Council on this _____ day of _____ 2021.

Sharon R. Williams, Municipal Clerk

Approved as to Form and Legality on Basis of Facts Set Forth



Borough Attorney /s/Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE
COUNTY OF SALEM, NEW JERSEY**

RESOLUTION NO. 2021-10-116

**A RESOLUTION AUTHORIZING SALARY AND WAGE INCREASES IN THE
BOROUGH OF PENNS GROVE**

WHEREAS, Borough employees have not had an increase in salary for at least five years; and

WHEREAS, it is recognized that the cost-of-living has increased incrementally over that time period; and

WHEREAS, in the interest of fairness and consistent with the policy of providing a living wage to all employees, the Borough desires to provide a two percent (2%) salary increase to all employees with such increase to be retroactive to January 1, 2021, such increased was included and approved in the 2021 Budget; and

WHEREAS, in the interest of fairness and consistent with the policy of providing a living wage to all employees, any full time employee making less than \$15 per hour shall receive a \$1 per hour increase with such increase to be retroactive to July 1, 2021 for eligible employees; and

WHEREAS, pursuant to the American Rescue Plan, municipalities have the discretion to provide premium pay for essential workers and to replace public sector revenue loss, eligible employees may receive a one time payment in recognition of contributions made during the global pandemic such amount to be determined.

WHEREAS, such increases have been reviewed by the State of new Jersey and agreed to pursuant to the conditions in terms of the Borough's Memorandum of Understanding with the State of New Jersey; and

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Penns Grove that the above stated compensation is hereby authorized.

AND BE IT FURTHER RESOLVED that the Clerk certify a copy of this Resolution and file it on the public record

ATTEST:

Sharon R. Williams, Municipal Clerk

LaDaena D. Thomas, Mayor


Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						
Giordano						
Martin						
Mincey						
Rambo						

CERTIFICATION

I, Sharon R. Williams, Municipal Clerk of the Borough of Penns Grove, County of Salem, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Penns Grove Borough Council on this day of 2021.

Sharon R. Williams, Municipal Clerk

Approved as to Form and Legality on Basis of Facts Set Forth



Borough Attorney /s/ Robert L. Tarver, Jr.

RESOLUTION NO. 2021-10-117

**A RESOLUTION ESTABLISHING A PROCEDURE FOR
COUNCIL FOR THE PAYMENT OF BILLS**

WHEREAS, the Borough Council is responsible for the approval of Bills to be paid; and

WHEREAS, the Borough Council desires to develop a procedure for the efficient consideration and payment of bills,

NOW THEREFORE BE IT RESOLVED, that the following procedure shall apply to the consideration and payment of Bills by the Borough Council:

At least six (6) days prior to the meeting of the Borough Council, the bill or claim duly certified shall be presented to the Chief Finance Officer for consideration at said meeting of the governing body and it shall be the duty of the Chief Finance Officer and the Business Administrator to examine all bills or claims submitted for payment in order to ascertain if proper administrative procedures have been followed. All claims or bills to be considered by the Borough Council shall be listed systematically without preference, and said list shall be made available to every member of said Borough Council at least five (5) full days prior to formal action by that body.

Claims shall be considered by the Borough Council, which shall approve the same, except that Borough Council may reject any claim presented to it stating the reason for such rejection. Any disapproved claim shall be referred back to the Chief Finance Officer and Business Administrator with such instruction as the Borough Council may give at the time of disapproval.

It shall be the duty of the Municipal Clerk to record all claims in the official minutes indicating that the Borough Council has, by formal action, approved the same, with appropriate record as to any claims disapproved or rejected. All records pertaining to approved and disapproved bills or claims shall be available for public inspection.

After the Borough Council has approved the claims, the Chief Finance Officer shall prepare the necessary checks for payment, which checks shall be signed by those persons authorized by resolution adopted by the governing body. After preparing checks for the payment of claims, the Chief Finance Officer shall record them in proper books of account and thereafter mail the checks to the claimants.

BE IT FURTHER RESOLVED, that the Council shall have the right to alter this procedure for emergent consideration of Bills and for any other reason that it deems necessary.

ATTEST:

Sharon R. Williams, Municipal Clerk

LaDaena D. Thomas, Mayor

Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						
Giordano						
Martin						
Mincey						
Rambo						
Scarpaci						

CERTIFICATION

I, Sharon R. Williams, Municipal Clerk of the Borough of Penns Grove, County of Salem, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Penns Grove Borough Council on this ____ day of _____ 2021.

Sharon R. Williams, Municipal Clerk

Borough Attorney /s/Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE
COUNTY OF SALEM**

RESOLUTION NO. 2021-10-118

RESOLUTION OF CONDOLENCE FOR THE FAMILY OF SEAN KIDD

WHEREAS, Sean Kidd was a lifelong resident of Penns Grove, New Jersey and a graduate of Penns Grove High School, and

WHEREAS, he was the son of former Penns Grove Police Chief Gary Doubleddee; and

WHEREAS, Sean was very active in the Penns Grove community. He served on the Penns Grove Recreation Committee for 10 years and assisted his father with the Summer Youth Recreation Basketball League for over 15 years; and

WHEREAS, Sean also was an integral part of the effort to bring back the annual Penns Grove Day Parade and Festivities; and

WHEREAS, Sean was both a family and community oriented person who cared about all aspects of the community. He assisted with the monthly food bank and was known to provide assistance to Penns Grove senior citizens; and

WHEREAS, he was the Assistant Program Director of Penns Grove summer basketball league as well as the co-owner and partner of K.C. Entertainment and Big Boy Promotions. His company K.C. Entertainment worked with "Autism Speaks", a national organization as well as the "Stop the Violence Coalition" of Wilmington, Delaware to raise funds in order allow members of the Penns Grove Summer Recreation League to play at the Wells Fargo Center in Philadelphia.

WHEREAS, Sean's passion was music and he believed that music would lift the soul no matter if a person was happy or sad; and

WHEREAS, Sean Kidd departed this life on October 2, 2021 and leaves a host of loving family, friends and community members,

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of Penns Grove, hereby celebrates the life achievements of Sean Kidd and offers condolences to his family for their loss.

AND, BE IT FURTHER RESOLVED, that the Clerk certify a copy of this Resolution and file it on the public record.

Attest:

Sharon R. Williams, Municipal Clerk

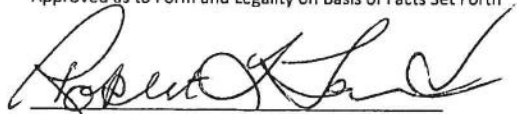
LaDaena D. Thomas, Mayor

Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						
Giordano						
Martin						
Mincey						
Rambo						
Scarpaci						

I certify, by signing and affixing the Government Seal, that the foregoing is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Penns Grove, in the County of Salem, at a regular meeting thereof held on the 5th day of October, 2021.

Sharon R. Williams, Municipal Clerk

Approved as to Form and Legality on Basis of Facts Set Forth



Borough Attorney /s/Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE
COUNTY OF SALEM
STATE OF NEW JERSEY**

ORDINANCE NO. 2021-24

**AN ORDINANCE CREATING AN ANTI-NEPOTISM POLICY
FOR THE BOROUGH OF PENNS GROVE**

WHEREAS, in order to maintain confidence in Borough government, it is imperative that residents can be assured that Borough employment is free from nepotism, patronage, and favoritism; and

WHEREAS, it is imperative that Borough employment be based on merit, so that residents are assured that Borough employees will be providing the highest quality service to those deserving residents; and

WHEREAS, the Mayor and Borough Council recognize the need to enact a policy to address nepotism in municipal government,

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Penns Grove, in the County of Salem and State of New Jersey as follows:

Section 1.

§ 1.1. **Anti-Nepotism Policy.** The governing body of the Borough of Penns Grove declares that an anti-nepotism policy should be enacted.

§1.2. **Definitions.** As used in this article, the following terms shall have the meanings indicated: Family Member or Relative Spouse, child, parent, sibling, grandparent, grandchild, father-in law, mother-in-law, brother-in-law, sister-in-

law, stepfather, stepmother, stepsibling, half-brother, half-sister, nephew, niece, first cousins, aunt, uncle, foster children, domestic partner or cohabitants.

§ 1.3. Hiring and Supervision of Employees.

A. No person who is a relative or family member of any elected official of the Borough of Penns Grove shall be considered for employment as an employee of the Borough. This applies to fulltime, part-time and seasonal employment. This shall not restrict nor prohibit the continued employment of individuals to a position or positions with the Borough where a relative of a permanent employee is elected before the date of the permanent employee's start date of employment with the Borough.

B. No elected official can serve as Council liaison to any department that employs any member of that elected official's family.

C. No employee of the Borough of Penns Grove shall be in a position that provides supervision over a member of his or her family. This precludes the acceptance of applications for full-time, part-time or seasonal employment from relatives for positions in the same department where supervision conflicts exist or through promotion, potential conflict could exist. This policy does not apply to present employees of the Borough of Penns Grove.

D. These policies are not for the purpose of depriving any citizen of an equal chance for a government job, but solely to eliminate the potential for preferential treatment of the relatives of government personnel or elected officials. These policies will not deprive any permanent employee as of the date of these policies of any promotional right in the normal career development nor have the existing status of any permanent employee. None of these policies apply to any volunteer positions in the Borough of Penns Grove.

E. The Borough reserves the right to exercise, in its sole discretion, with regard to placement, employment, transfer, reassignment or continued employment, where either an actual or perceived conflict of interest exists.

§1.4. Promotion of Existing Employees. No elected official of the Borough of Penns Grove or supervisor may participate in the promotion process or any other personnel matter, of any existing Borough employees who is a relative or family member of such elected official or supervisor.

§ 1.5. Appointments. No relative or family member of an elected official of the Borough of Penns Grove shall be appointed to the position of any Borough professional who receives compensation, or any Borough Board or Commission which has more than an advisory role and/or one in which the members receive compensation.

Section 2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. All Ordinances, or parts of Ordinances, which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect immediately after final passage in the manner provided by law.

LaDaena D. Thomas, Mayor

ATTEST:

Municipal Clerk

Date Adopted

Intro: October 5, 2021

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FIRST READING													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
MARTIN							GIORDANO						
SCARPACI							RAMBO						
CARTER													
MINCEY, PRESIDENT													
X-Indicates Vote		NV-Not Voting		AB-Absent		MOT-Motion		SEC-Second					

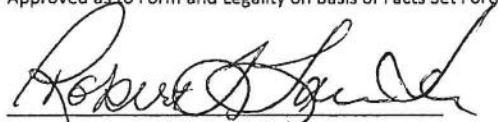
Final:

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
MARTIN							GIORDANO						
SCARPACI							RAMBO						
CARTER													
MINCEY, PRESIDENT													
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second													

This is a Certified True copy of the Original Ordinance on file in the Borough Clerk's Office.

DATE OF ADOPTION:

/s/ Sharon Williams, Borough Clerk



Borough Attorney /s/Robert L. Tarver, Jr.

BOROUGH OF PENNS GROVE

ORDINANCE NO. 2021- 25

**AN ORDINANCE REVISING TABLE OF USE REGULATIONS AND SECTION 450- 14
OF THE CODE OF THE BOROUGH OF PENNS GROVE**

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service

which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, the Borough of Penns Grove would like to provide, as a permitted use, licensed cannabis operations within the Borough; and

WHEREAS, the Borough would like to revise its table of use regulations and Section 450- 14 of the Code of the Borough of Penns Grove in order to allow for licensed cannabis operations within the MD-1 zone, MD-2 zone, H-C/ I zone and COS zone, subject to the determination by the municipal Planning Board that the proposed amendments are either substantially consistent with the land use plan element and the housing plan element of the Penns Grove Borough Master Plan, or designed to effectuate such plan elements;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Members of the Borough Council of the Borough of Penns Grove, County of Salem, and the State of New Jersey that the table of use regulations shall be revised as follows:

R- 1	R-2	R-3	COS	H- C/ I	M-1	M-2		Use
N	N	N	P	P	P	P	70.1	Class 1 Cannabis Cultivator
N	N	N	P	P	P	P	70.2	Class 2 Cannabis Manufacturer
N	N	N	P	P	P	P	70.3	Class 3 Cannabis Wholesaler
N	N	N	P	P	P	P	70.4	Class 4 Cannabis Distributor
N	N	N	P	P	P	P	70.5	Class 5 Cannabis Retailer
N	N	N	P	P	P	P	70.6	Class 6 Cannabis Delivery

BE IT FURTHER ORDAINED that Section 450- 14 of the Code of the Borough of Penns Grove shall be revised to add subsection 15 which shall state:

Section 450- 14(I)(11) -	Use 70.1:	Class 1 Cannabis Cultivator
Section 450- 14(H)(6) -	Use 70.2:	Class 2 Cannabis Manufacturer
Section 450- 14(H)(7) -	Use 70.3:	Class 3 Cannabis Wholesaler
Section 450- 14(F)(6) -	Use 70.4:	Class 4 Cannabis Distributor
Section 450- 14(D)(16) -	Use 70.5:	Class 5 Cannabis Retailer
Section 450- 14(F)(7) -	Use 70.6:	Class 6 Cannabis Delivery

THIS ORDINANCE shall take effect according to law. All other Ordinances or part of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

ATTEST:

Sharon R. Williams, Municipal Clerk

LaDaena D. Thomas, Mayor

INTRO: July __, 2021

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						
Giordano						
Martin						
Mincey						
Rambo						
Scarpaci						

Notice: The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on July ____, 2021 and will be considered for final passage at a meeting to be held by the Mayor and Council at Borough Hall, Broad Street and State Street, Penns Grove, New Jersey at 6:30 p.m. on _____, 2021 at which time any interested person will be given an opportunity to be heard.

Sharon R. Williams, Municipal Clerk

FINAL: _____, 2021

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						
Giordano						
Martin						
Mincey						
Rambo						
Scarpaci						

Notice: The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on July ____, 2021 and will be considered for final passage at a meeting to be held by the Mayor and Council at Borough Hall, Broad Street and State Street, Penns Grove, New Jersey at 6:30 p.m. on _____, 2021 at which time any interested person will be given an opportunity to be heard.

Sharon R. Williams, Municipal Clerk