

AGENDA (FINAL)

MAYOR AND BOROUGH COUNCIL

MEETING NO. 10

DATE: 6-13-2022

Time: 7:00 P.M.

REGULAR (X)

SPECIAL ()

OTHER _____

ROLL CALL: Mayor Krenzel () Atty: _____
Clw. Balazs () Clw. Meira () Eng: _____
Clm. Guindi () Clm. Oliveira () Adm: _____
Clm. Gurchensky () C. Pres. Ciulla ()

.....

MEETING CALLED TO ORDER BY PRESIDING OFFICER

STATEMENT OF NOTICE OF PUBLICATION - CHAPTER 231, P. L. 1975

IN COMPLIANCE WITH CHAPTER 231 OF PUBLIC LAW OF 1975, NOTICE OF THIS MEETING TO BE HELD AT THE CRIMINAL JUSTICE BUILDING, 61 MAIN STREET, SOUTH RIVER OR REMOTELY VIA ZOOM HAS BEEN PUBLISHED IN THE HOME NEWS TRIBUNE ON JANUARY 6, 2022, POSTED ON THE MUNICIPAL BUILDING BULLETIN BOARD, THE BOROUGH WEBSITE, AND THE FRONT DOOR OF THE CRIMINAL JUSTICE BUILDING AT 61 MAIN STREET, SOUTH RIVER.

CALL OF THE ROLL

SALUTE TO THE FLAG / MOMENT OF SILENCE

PROCLAMATIONS, HONOR, AWARDS & PRESENTATIONS

- None

EXECUTIVE SESSION

2022-166 WHEREAS, Section 8 of Chapter 231, Public Law 1975 permits the exclusion of the general public from a meeting of the Governing Body under certain circumstances; and

WHEREAS, the Mayor and Council of the Borough of South River are of the opinion such circumstances presently exist.

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River in the County of Middlesex of the State of New Jersey, that the public be excluded upon the hereinafter specific subject matter and that such subject matter to be so discussed is as follows:

- Attorney-Client Privilege Matters
- Pending Litigation
- Contract Negotiations

BE IT FURTHER RESOLVED that such record of the above discussion will be made public when confidentiality is no longer required.

ADJOURN TO EXECUTIVE SESSION

*The Borough Council may/may not take formal action after the Executive Session meeting concludes.

RECONVENE TO PUBLIC SESSION

AGENDA SESSION

- Blue Acres Properties – Councilwoman Meira
- Washington Monument Cemetery – Councilwoman Meira
- Battery Storage Program Presentation – Business Administrator Londensky

ORDINANCES - SECOND READING/PUBLIC HEARING

- 2022-16 AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, SO AS TO AMEND CHAPTER 193 ENTITLED "VEHICLES AND TRAFFIC"
"Amends Parking Fines"
- PUBLIC HEARING
 - COUNCIL DISCUSSION
 - MOTION TO ADOPT
- 2022-19 BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE BOROUGH'S WATER TREATMENT, STORAGE AND DISTRIBUTION SYSTEM, APPROPRIATING \$950,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF SOUTH RIVER, IN THE COUNTY OF MIDDLESEX, NEW JERSEY
"Bond ordinance providing for water improvements partially funded with ARP funds"
- PUBLIC HEARING
 - COUNCIL DISCUSSION
 - MOTION TO ADOPT
- 2022-20 AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, SO AS TO AMEND CHAPTER 72 ENTITLED "PUBLIC SAFETY, DEPARTMENT OF"
"Amends ordinance to add Deputy Chief position within the Police Department"
- PUBLIC HEARING
 - COUNCIL DISCUSSION
 - MOTION TO ADOPT
- 2022-21 AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, SO AS TO AMEND CHAPTER 193 ENTITLED "VEHICLES AND TRAFFIC"
"New stop signs – DeVoe/Darrow, Wilcox/Darrow & Albourne/Carmen"
- PUBLIC HEARING
 - COUNCIL DISCUSSION
 - MOTION TO ADOPT

ORDINANCES – FIRST READING BY TITLE ONLY

- None

REPORTS

Mayor/Business Administrator/Departments/Professionals
Governing Body

PUBLIC COMMENT (10 min per speaker)

MAYORAL APPOINTMENTS

- None

WHEREAS RESOLUTION 2022-01 AUTHORIZES THE BOROUGH COUNCIL TO UTILIZE A CONSENT AGENDA TO ADOPT VARIOUS RESOLUTIONS OF A ROUTINE AND NONCONTROVERSIAL NATURE AT ONE TIME. NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED THAT THE BELOW LISTED RESOLUTIONS ARE HEREBY ADOPTED BY THE BOROUGH COUNCIL IN WHOLE AS IF THE SAME WERE INDIVIDUALLY ACTED UPON.

CONSENT RESOLUTIONS 2022-167 to 2022-177

167	Authorizing Conditional Appointment of Daniel Auciello, Jr. as Police Officer
168	Appointing Ian Giron as Summer Help to Department of Public Works
169	Authorizing Appointment of Recreation/Administration Positions
170	Authorizing Insertion of Special Item of Revenue in 2022 Budget (Chapter 159)
171	Granting Renewal to ABC Licenses – July 1, 2022 to June 30, 2023
172	Appointing a Hearing Officer on behalf of the Public Safety Committee
173	Authorize Collector of Utility Revenue to Make Certain Refunds
174	Authorizing Emergency Repair of Fire Department Ladder Tower and Approve Contract Award to Campbell Supply Company in the amount of \$34,759.19
175	Authorizing Renewal of Prescription Plan Coverage with Benecard Services
176	Authorizing Execution of a Park Improvement Agreement with NJ Softball Cricket League for Pacers Field
177	Authorize the Bills & Claims List

APPROVE/DENY RESOLUTIONS 2022-167 to 2022-177

NEW BUSINESS

GOVERNING BODY COMMENTS (For the Good of and Welfare of the Borough)

ADJOURNMENT

The next scheduled Council Meeting will take place on July 11, 2022 at 7:00 pm

RESOLUTION 2022-166

**RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY
AUTHORIZING THE ENTRANCE INTO EXECUTIVE SESSION**

WHEREAS, Section 8 of Chapter 231, Public Law 1975 permits the exclusion of the general public from a meeting of the Governing Body under certain circumstances; and

WHEREAS, the Mayor and Council of the Borough of South River are of the opinion such circumstances presently exist.

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River in the County of Middlesex of the State of New Jersey, that the public be excluded upon the hereinafter specific subject matter and that such subject matter to be so discussed is as follows:

- Attorney Client Privilege Matters
- Contract Negotiations
- Pending Litigation

BE IT FURTHER RESOLVED that such record of the above discussion will be made public when confidentiality is no longer required.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

ORDINANCE 2022-16

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, SO AS TO AMEND CHAPTER 193 ENTITLED "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, and State of New Jersey, as follows:

SECTION 1. Chapter 193 of the Borough Code of the Borough of South River, entitled "Vehicles and Traffic" is hereby amended so as to amend Section 193-9.1 entitled "Parking Fines" to read as follows:

§ 193-9.1 Parking Fines.

A. Except as provided for in §193-9.1(A.1) below, fines for parking violations in the Borough, are hereby fixed as follows:

1. Prohibited parking areas: \$21.
2. Overtime parking: \$21.
3. Other violations: \$49.

A.1 Fine for violations of §193-5.2 are fixed as follows:

1. First offense: \$100
2. Second offense: \$200
3. Third and any additional offense within one calendar year: \$400

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

Introduced 5-23-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>		X	X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>			X			
<i>Council President Ciulla</i>			X			

DAWN McDONALD, RMC
DEPUTY BOROUGH CLERK

Adopted 6-13-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK

SIGNED BY:

ATTESTED BY:

JOHN M. KRENZEL
MAYOR

DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK

**BOROUGH OF SOUTH RIVER
COUNTY OF MIDDLESEX**

BOND ORDINANCE NO. 2022-19

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE BOROUGH'S WATER TREATMENT, STORAGE AND DISTRIBUTION SYSTEM, APPROPRIATING \$950,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF SOUTH RIVER, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF SOUTH RIVER, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as Water Utility improvements to be undertaken in and by the Borough of South River, in the County of Middlesex, New Jersey (the "Borough"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$950,000, said sum being inclusive of all appropriations heretofore made therefor, including the sum of \$825,782.56 received from the American Rescue Plan ("ARP" funding) and \$24,217.44 as the down payment for said purposes. Said down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Borough's Water Utility Capital Fund. In accordance with N.J.S.A. 40A:2-11c of the Local Bond Law, no down payment is required as this bond ordinance authorizes obligations solely for purposes which are self-liquidating and deductible from the gross debt of the Borough as set forth in N.J.S.A. 40A:2-7h.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$100,000, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the obligations are to be issued consist of various improvements to the Borough's water treatment, storage and distribution system, including but not limited to, water mains, lead and galvanized pipes, valves, meters, and hydrants, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$100,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$950,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$950,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of \$825,782.56 ARP funds and the \$24,217.44 down payment.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive

evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as Water Utility improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is twenty (20) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Municipal Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is not increased by the authorization of the \$100,000 bonds and notes provided in this bond ordinance because the purposes authorized herein are self-liquidating and are deductible from the Borough's gross debt in accordance with N.J.S.A. 40A:2-44c and the obligations authorized herein will be within all debt limitations prescribed by said Law.

(d) An aggregate amount not exceeding \$120,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto.

(f) This bond ordinance authorizes obligations of the Borough solely for purposes described in subparagraph (h) of §40A:2-7 of the Local Bond Law, and the obligations authorized herein are to be issued for purposes which are self-liquidating within the meaning and limitation of N.J.S.A. 40A:2-45 of said Law and are deductible from the gross debt of the Borough pursuant to N.J.S.A. 40A:2-44c and N.J.S.A. 40A:2-46 of said Law.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the

cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Introduced 5-23-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>		X	X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>			X			
<i>Council President Ciulla</i>			X			

DAWN McDONALD, RMC
DEPUTY BOROUGH CLERK

Adopted 6-13-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK

SIGNED BY:

ATTESTED BY:

JOHN M. KRENZEL
MAYOR

DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK

ORDINANCE NO. 2022-20

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, SO AS TO AMEND CHAPTER 72 ENTITLED "PUBLIC SAFETY, DEPARTMENT OF"

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, and State of New Jersey, as follows:

SECTION 1. Chapter 72 of the Borough Code of the Borough of South River, entitled "Public Safety, Department of" is hereby amended so as to amend Section 72-14 entitled "Establishment; Composition" to read as follows:

§ 72-14 Establishment; Composition.

- A. There is hereby created in and for the Borough of South River a Police Department which shall consist of one Chief of Police, one Deputy Chief of Police, no more than three Lieutenants, no more than six Sergeants, and no more than 24 regular police officers to carry out the functions of the Police Department for the protection and promotion of the general health, safety and welfare of the residents of the Borough of South River.
- B. The Mayor & Borough Council, in consultation with the Chief of Police may, from time to time, leave one or more of the above positions vacant, as they see fit. The express purpose for identifying these positions is to establish a statutory line of authority from all police employees to a higher elected authority. Whenever any such position is intentionally left vacant, it will be deemed not to exist, and it will be passed in the chain of command. The Mayor & Borough Council, in consultation with the Chief of Police, may determine to hire or promote to a vacant position as it deems appropriate and in the best interests of the Borough, the Police Department and the public.

SECTION 2. Chapter 72 of the Borough Code of the Borough of South River, entitled "Public Safety, Department of" is hereby amended so as to amend Section 72-19 entitled "Deputy Chief of Police" to read as follows:

§ 72-19 Deputy Chief of Police.

The Deputy Chief of Police shall be a direct subordinate of the Chief of Police and assist the Chief of Police in management of the Police Department and performs other related duties. In addition, the Deputy Chief of Police shall:

- A. Assist in the analysis of police problems and help formulate police rules/regulations.
- B. Assist in planning police work to make the best use of available funds, personnel, equipment, and supplies.
- C. Give assignments/instructions to subordinate members of the police department, provide them with needed advice/assistance when difficult/unusual problems arise and check their work to see that proper procedures are followed, that reasonable standards of workmanship, conduct, and output are maintained, and that desired police objectives are achieved.
- D. See that communication facilities are properly used.

- E. Take the lead in establishing/maintaining helpful, cooperative relations with civic, recreation, and business group, police authorities in other jurisdictions, and others interested in the maintenance of law and order.
- F. Provide police protection/assistance to gatherings, children and other pedestrians in crossing streets, those engaged in extinguishing fires, those handling large sums of money and other valuables in transit, and to vacant/unused dwellings and business properties.
- G. Make provision for police assistance at the time and places where traffic is heavy.
- H. Act as the Chief of Police in his/her absence.
- I. Such other duties and responsibilities as shall be determined and assigned by the Chief of Police.

In the event that the Deputy Chief of Police is unable to perform his/her duties due to vacation, ill health, leave of absence, suspension or any other reason, the Chief of Police may designate a Lieutenant or Sergeant who shall assume the duties and responsibilities of the Deputy Chief of Police in his/her absence as long as they have met the requirements listed in 72-24D(1)(a).

SECTION 3. Chapter 72 of the Borough Code of the Borough of South River, entitled "Public Safety, Department of" is hereby amended so as to amend Section 72-24 entitled "Method of promotion for Deputy Chief, Lieutenants and Sergeants" to amend Section 72-24(D) entitled "Procedure for promotion to the rank of Deputy Chief" to read as follows:

§ 72-24 Method of promotion for Deputy Chief, Lieutenants and Sergeants.

D. Procedure for promotion to the rank of Deputy Chief.

In the event of a vacancy for the position of Deputy Chief, it shall be filled based on general qualifications and personnel file review to determine the applicant's police knowledge, skills and abilities. Procedures for promotion to the rank of Deputy Chief shall be as follows:

- (1) Eligibility requirements. All candidates for promotion to the rank of Deputy Chief must meet the following eligibility requirements:
 - (a) A member of this Police Department to be promoted to the position of Deputy Chief of Police shall have served in the position of Lieutenant for a period of two (2) years or Sergeant for a period of at least four (4) years in a permanent capacity in the South River Police Department.
 - (b) Candidates for promotion must have completed their necessary year(s) of service prior to the time they provide written notification to the Chief of Police of their intention to compete for the vacant position of Deputy Chief.
- (2) Promotional Selection Process
 - (a) The Chief of Police will announce a vacancy for the position of Deputy Chief. This notification shall be contained in a written announcement that shall either be posted in a prominent location within the Police Department, and/or shall be issued to each eligible candidate personally.

- (b) Personnel eligible for promotion to the rank of Deputy Chief shall within two weeks of the posting of the vacancy announcement, provide written notification to the Chief of Police of their intention to compete for the vacant position.
- (c) All eligible candidates for the promotion to the rank of Deputy Chief shall also be required to submit, in memorandum form, a memorandum detailing their respective experiences with the South River Police Department. This memorandum should reflect the assignments held by each individual within the Department, a description of any program or programs that the individual participated in or initiated. Additionally, such things as productivity, attendance, experience, education, training and departmental awards should be mentioned in this writing. The memorandum will also include the candidate's vision for the police department over the next five years.

This memorandum shall be submitted to the Chief of Police no later than three weeks from the date of the promotional procedure announcement.

- (d) Candidates for the promotion to the rank of Deputy Chief will be interviewed by an Interview Committee consisting of the Chairman of the Public Safety Committee or his/her designee, the Borough Administrator and the Chief of Police.
 - i. The interview will focus on but not be limited to the candidates' knowledge of the Borough of South River, leadership and management abilities, Borough Ordinances, initiative, community policing, the candidates submitted memorandum and personnel jacket.
 - ii. Following the completion of interviews, the Interview Committee shall recommend to the Mayor and Council for promotion the candidate it deems most qualified, after consideration of merit and seniority, to perform the duties of Deputy Chief of Police.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 6. This ordinance shall take effect after second reading and publication as required by law.

Introduced 5-23-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>		X	X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>			X			
<i>Council President Ciulla</i>			X			

DAWN McDONALD, RMC
DEPUTY BOROUGH CLERK

Adopted 6-13-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK

SIGNED BY:

ATTESTED BY:

JOHN M. KRENZEL
MAYOR

DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK

ORDINANCE NO. 2022-21

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, SO AS TO AMEND CHAPTER 193 ENTITLED "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, and State of New Jersey, as follows:

SECTION 1. Chapter 193 of the Borough Code of the Borough of South River, entitled "Vehicles and Traffic," is hereby amended and supplemented so as to amend § 193-37 entitled, "Schedule VIII: Stop Intersections," so as to add the following locations to the schedule of locations designated as stop intersection:

Intersection

Devoe Street and Darrow Street
Wilcox Avenue and Darrow Street
Albourne Street and Carmen Street

Stop Sign on

Devoe Street
Wilcox Avenue
Albourne Street

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect after second reading and publication as required by law.

Introduced 5-23-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>		X	X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>			X			
<i>Council President Ciulla</i>			X			

DAWN McDONALD, RMC
DEPUTY BOROUGH CLERK

Adopted 6-13-22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK

SIGNED BY:

**JOHN M. KRENZEL
MAYOR**

ATTESTED BY:

**DAWN McDONALD, RMC
DEPUTY MUNICIPAL CLERK**



CONSULTING AND MUNICIPAL ENGINEERS
3141 BORDENTOWN AVENUE, PARLIN, NEW JERSEY 08859
732-727-8000

MEMO TO: Mayor and Borough Council, Borough of South River

FROM: Bruce M. Koch, P.E., P.P., C.M.E., Borough Engineer's Office

DATE: June 7, 2022

RE: Capital Project Status Report
South River, New Jersey
Our File No.: PSR00046.01

☐ NJDOT FY 2020 and 2021 Local Aid Projects and the Curb and Sidewalk Program

- The Borough received a \$580,000.00 grant from the NJDOT for the 2020 Roadway Improvements, and a \$475,575.00 grant from the NJDOT for the 2021 Roadway Improvements.

NJDOT 2020 Roadways

- First Street (New Street to Leonardine Avenue);
- Claremont Avenue (James Street to David Street);
- Obert Street (Main Street to Jackson Avenue);
- Gordon Street (Main Street to Washington Street);
- Clayton Court;
- Wilcox Street Drainage Repairs (Darrow Street to Edgewood Street).
- The paving and striping work is complete.

NJDOT 2021 Roadways

- Albourne Street (Cleveland Ave. to Wilbur St.);
- Ferris Street (Cleveland Avenue to Darrow Street).
- The paving work on Ferris Street has been performed.
- One of the Auto-flushers has been delivered. It is being scheduled to be installed next week along with the final water main connection.

☐ NJDOT FY 2022 Local Aid Program

- The borough received a \$457,410.00 grant for Appleby Avenue, Morningside Avenue and 5th Street. We are preparing the plans and bid documents.

☐ NJDOT FY 2023 Local Aid Program

- The NJDOT is accepting applications for the Fiscal Year 2023 State Aid programs. I have attached a copy of the announcement letter.

☐ Transportation Alternatives Set-Aside Program

- The NJDOT is now accepting applications for Alternatives Set-Aside Program. I have attached a copy of the announcement letter.

☐ 2020 Electrical Substation Maintenance

- The bulk of the work is done and the contractor is addressing some minor items.

☐ Well No. 2 Replacement

- The well construction is completed. The NJDEP issued the Water Allocation Permit. The Permit to Operate is pending.



RECEIVED

MAY 26 2022

BOROUGH CLERK

State of New Jersey

DEPARTMENT OF TRANSPORTATION
P.O. Box 600
Trenton, New Jersey 08625-0600

PHILIP D. MURPHY
Governor

DIANE GUTIERREZ-SCACCETTI
Commissioner

SHEILA Y. OLIVER
Lt. Governor

May 24, 2022

Re: Transportation Alternatives Set-Aside Program Request for Applications

Dear Prospective Applicant:

On behalf of Governor Phil Murphy, I am pleased to announce that applications are now being accepted for the 2023 Transportation Alternatives Set-Aside (TA Set-Aside) Program. This solicitation is administered by the New Jersey Department of Transportation (NJDOT), in partnership with the North Jersey Transportation Planning Authority (NJTPA), the Delaware Valley Regional Planning Commission (DVRPC), and the South Jersey Transportation Planning Organization (SJTPO).

The TA Set-Aside program provides federal funds for community based non-traditional surface transportation related projects designed to strengthen the cultural, aesthetic, and environmental aspects of the nation's surface transportation intermodal system. The TA Set-Aside program is funded through a set-aside of the Federal-aid Highway Program. This has been maintained and increased under the new Bipartisan Infrastructure Law (BIL).

For this solicitation, eligible projects must fall into one the following 7 categories:

- Design and construction of on-road and off-road trail facilities for pedestrians, bicyclists, and other nonmotorized forms of transportation
- Conversion and use of abandoned railroad corridors for trails for pedestrians, bicyclists, and other nonmotorized transportation users
- Construction of scenic turnouts, overlooks, and viewing areas
- Historic preservation and rehabilitation of historic transportation facilities both land and water such as buildings, structures and canals
- Community improvement activities, specifically: Streetscaping and corridor landscaping
- Environmental mitigation to address stormwater management, control, and water pollution prevention or abatement related to highway construction or due to highway runoff
- Reduce vehicle-caused wildlife mortality or to restore and maintain connectivity among terrestrial or aquatic habitats

Applicants may apply for Design, Right-of-Way (ROW) and construction funds. The eligible entities to receive TA Set-Aside funds are: local governments (municipalities and counties); regional transportation authorities; transit agencies; natural resource or public land agencies; and tribal governments. Nonprofit entities are eligible to partner with any eligible entity on an eligible project, if State or local requirements permit. The NJDOT has final authority to make a determination on the eligibility of an applicant.

"IMPROVING LIVES BY IMPROVING TRANSPORTATION"

New Jersey Is An Equal Opportunity Employer • Printed on Recycled and Recyclable Paper

Applications should provide benefits to underserved communities, including low-income residents, minorities, those with limited English proficiency, persons with disabilities, children and older adults. Census data for these categories will be used to determine if a project meets the equity criteria. Information regarding equity is available through NJDOT's Local Aid Resource Center web site at:

<https://www.njdotlocalaidrc.com/equity>

Participation in a one-on-one pre-application meeting is required. Your local public agency should schedule this meeting as soon as possible through the NJDOT Local Aid Resource Center website:

<https://njdotlocalaidrc.com/transportation-alternatives-set-aside-application-resources.php>

As with all federally funded programs, funds will be disbursed on a reimbursement basis. The award of TA Set-Aside grants will be contingent upon the recipient's ability to comply with all applicable federal financial management, project implementation and oversight regulations. Before applying, applicants should assess their capability to comply with state and federal requirements for the administration of federal-aid highway grants set forth in Title 23 – Highways and OMB requirements related to administrative rules (2 CFR Part 200) and cost principals (2 CFR Part 1201) requirements.

Public rights-of-way and facilities are required to be accessible for all users through the statutes regardless of funding source. Recipients of federal and state grants will be required to comply with the provisions of Title II of the Americans with Disabilities Act of 1990 (ADA) and Section 504 of the Rehabilitation Act of 1973.

Applications for the TA Set-Aside Program are due on or before **November 3, 2022**. Applications must be submitted online through SAGE at: <https://njsage.intelligrants.com/>

Information on the TA Set-Aside Program is available at:

<https://www.njdotlocalaidrc.com/federally-funded-programs/transportation-alternatives>

Please consult with your Local Aid District Office and your corresponding Metropolitan Planning Organization for assistance in preparing applications for this program. Contact information is included.

The Division of Local Aid and Economic Development offers a TA Set-Aside Design Assistance Program which provides consultant engineering services to assist Local Public Agencies (LPAs) with the development of plans, specifications, and estimates for their TA Set-Aside projects. Recipients of the 2023 TA Set-Aside grant solicitation will be eligible to participate in the program. Consultant costs are paid by NJDOT and are not part of the grant amount if your LPA chooses to participate.

Please take advantage of this opportunity to improve safety and enhance New Jersey's communities. Good luck with your application.

Sincerely,



Diane Gutierrez-Scaccetti
Commissioner

Enclosure

cc: Municipal/County Clerk
Municipal/County Engineer

New Jersey's Metropolitan Planning Organizations (MPOs)

North Jersey Transportation Planning Authority (NJTPA)

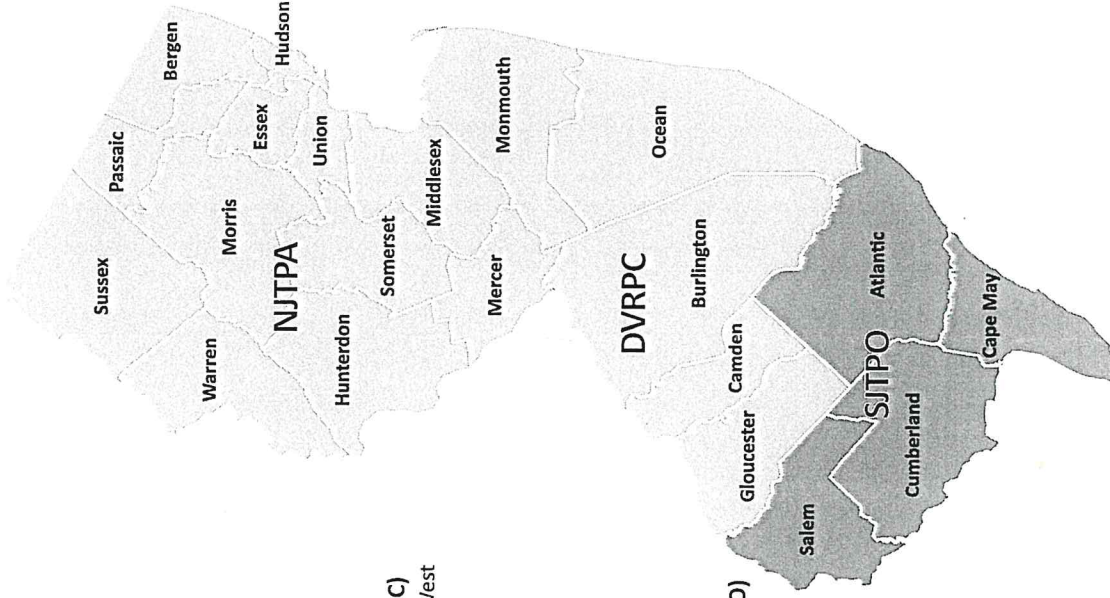
One Newark Center
17th Floor
Newark, NJ 07012
Phone: (973) 639-8400
Fax: (973) 639-1953
SRTS Contact: Eve Chamberlain
Email: echamberlain@njtpa.org

Delaware Valley Regional Planning Commission (DVRPC)

190 North Independence Mall West
8th Floor
Philadelphia, PA 19106
Phone: (215) 592-1800
Fax: (215) 592-9125
SRTS Contact: John Coscia Jr.
Email: jcosciajr@dvrpc.org

South Jersey Transportation Planning Organization (SJTPO)

Unit B6
782 South Brewster Road
Vineland, NJ 08360
Phone: (856) 794-1941
Fax: (856) 794-2549
SRTS Contact: Alan Huff
Email: ahuff@sjtpo.org



New Jersey Department of Transportation Local Aid and Economic Development

Main Office

1035 Parkway Avenue, PO Box 600
Trenton, NJ 08625-0600
Phone: 609.963.2021
Fax: 609.530.8044
Manager: David Bruccoleri

District 1, Mount Arlington

Roxbury Corporate Center
200 Sterli Court
Mount Arlington, NJ 07856
Phone: 973.810.9120
Fax: 973.601.6709
Manager: Adam Iervolino

District 2, Newark

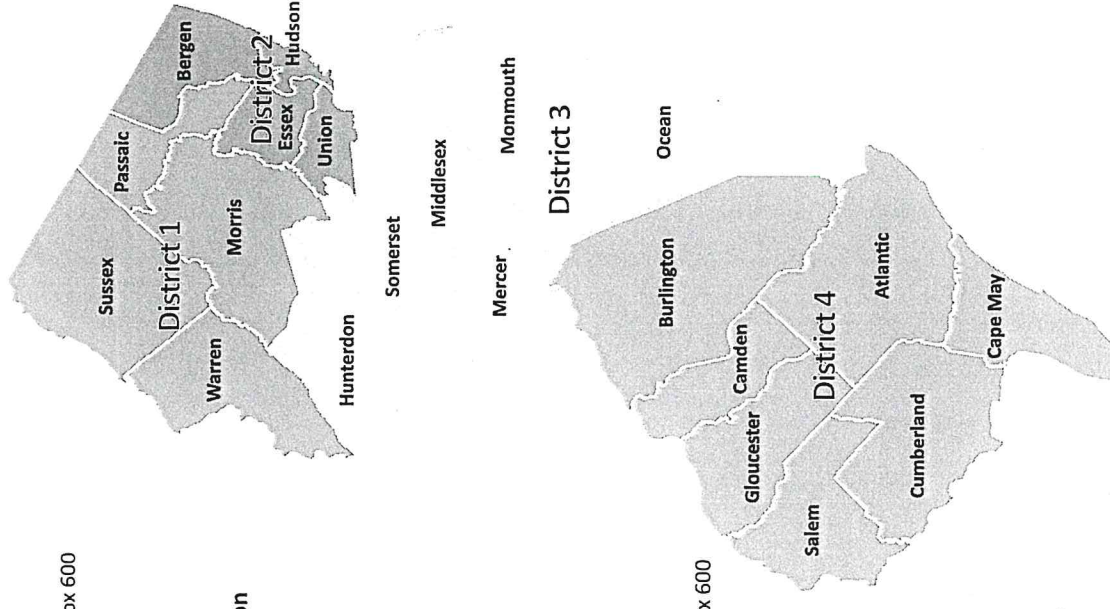
153 Halsey Street, 5th floor
Newark, NJ 07102
Phone: 862.350.5730
Fax: 973.648.4547
Manager: Vacant

District 3, Trenton

1035 Parkway Avenue PO Box 600
Trenton, NJ 08625-0600
Phone: 609.963.2020
Fax: 609.530.8044
Manager: Deval Desai

District 4, Cherry Hill

One Executive Campus
Route 70 West, 3rd Floor
Cherry Hill, NJ 08002
Phone: 856.414.8414
Fax: 856.486.6771
Manager: Thomas Berryman



SCHEDULE TODAY!

**NJDOT opens
Pre-Application Meetings for
Transportation Alternatives
Set Aside (TA Set-Aside)**

All applicants must
schedule a meeting



1

Meeting Format

Pre-Application Meetings will be held virtually with the Local Aid Resource Center staff, Local Aid Division and/or District staff and MPO representatives. These meetings are expected to last for 60 minutes. Municipal or county representation is required for all meetings.

2

Meeting Prerequisite

1. Submit a project map (If you don't have one, make one with the map maker tool <https://njdotlocalaidrc.com/mapmaker/>, a brief description of the project and a cost estimate in advance of the scheduled meeting.
2. Review the NJDOT TA pre-application questionnaire.

3

How Do I Sign Up?

A representative of the project team can schedule the meeting. Begin by selecting your MPO: DVRPC, NJTPA, SJTPO. This will bring you to a calendar. Follow the prompts to select a day and time that suits your team. Once the meeting has been scheduled, an automatic invitation will be sent to the scheduler and can then be forwarded to the other team members/ invitees as needed.

DVRPC: <https://bit.ly/3LK45Va>

NJTPA: <https://bit.ly/3uTGdqp>

SJTPO: <https://bit.ly/3rreTz9>

What are Pre-Application Meetings?

In conjunction with DVRPC, SJTPO, and NJTPA, the Division of Local Aid and Economic Development is requiring Pre-Application meetings for the upcoming TA (Transportation Alternatives) Set-Aside Solicitation. The prospective applicants can discuss their project concept and get guidance on whether the proposed project is a good fit for the program. The team will be able to help identify any potential risks and discuss essential program requirements. Participation does not guarantee a grant but helps the department ensure that the projects submitted for funding are more likely to succeed.

RESOLUTION 2022-167

**RESOLUTION AUTHORIZING CONDITIONAL APPOINTMENT OF POLICE OFFICER DANIEL AUCIELLO, JR. TO THE
BOROUGH OF SOUTH RIVER POLICE DEPARTMENT**

WHEREAS, the Borough of South River Police Department interviewed candidates for the opening of a Police Officer position; and

WHEREAS, the South River Police Chief, Mark Tinitigan, recommends Daniel Auciello, Jr. for said Police Officer position pending successful completion of a comprehensive medical and psychological exams as well as the mandatory substance abuse test; and

WHEREAS, the Borough of South River Mayor and Council desire to appoint Daniel Auciello, Jr. as a Borough of South River Police Officer.

NOW, THEREFORE, BE IT RESOLVED, the Borough of South River Mayor and Council, do hereby authorize the appointment of Daniel Auciello, Jr. as Police Officer of the Borough of South River Police Department to be paid an annum salary pursuant to the South River Police Department current contract and the effective start date is June 20, 2022.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River



SOUTH RIVER POLICE DEPARTMENT

Mark E. Tinitigan
Chief of Police
61 Main Street
South River, NJ 08882
Phone: (732) 238-1000
Fax: (732) 613-6103

June 8, 2022

To: John Krenzel
Mayor

From: Mark E. Tinitigan
Chief of Police

Re: Appointment of New Police Officer

Mayor,

We have completed the screening process on the following candidate for conditional appointment as a police officer with the South River Police Department. Below is the name of the candidate that I am recommending for appointment for the position of police officer. They are:

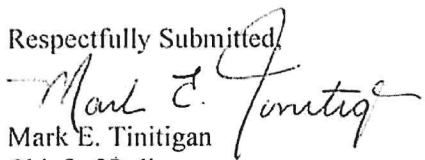
- Daniel Auciello, Jr.

This conditional appointment will require the candidate to successfully complete a comprehensive medical and psychological examination as well as a mandatory substance abuse test to be eligible for appointment as a police officer with this department.

On today's date, Daniel Auciello, Jr. will be graduating from the Atlantic County Police Academy with a full Police Training Certificate.

I request that a Resolution for appointment be placed on the agenda for the June 13, 2022, Borough Council Meeting with an effective appointment date of June 20, 2022. If you have any questions in regards to this matter please do not hesitate to contact me directly.

Respectfully Submitted,


Mark E. Tinitigan
Chief of Police

RESOLUTION 2022-168

**RESOLUTION AUTHORIZING APPOINTMENT OF IAN GIRON AS SUMMER HELP TO
THE DEPARTMENT OF PUBLIC WORKS**

I, John M. Krenzel, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Ian Giron to the part-time position of summer help in the Department of Public Works at a rate of \$15.00/per hour for the period of June 27, 2022 to October 28, 2022.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

Request for Council Action

Date: June 13, 2022

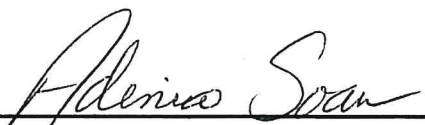
Resolution: Hire Ian Giron – Summer Helper

Ordinance: _____

Other Reason for Request (Attach Back-up)

See Attached

Funds Appropriated: yes x no _____ not applicable _____


Department Head

6/16/22
Date


Approval/Disapproved Administrator

BOROUGH OF SOUTH RIVER

Department of Public Works

9 Ivan Way

South River, NJ 08882

Phone: (732) 257-9051 Fax: (732) 613-6113



<http://www.southrivernj.org>
Email: dpw@southrivernj.org

MEMORANDUM 22-0038

TO: Arthur Londensky, Borough Administrator

FROM: Adriano Soares AS
Director of Public Works

DATE: June 6, 2022

RE: Recommend – Summer Helper

I would like to recommend hiring the following summer helper:

Ian Giron, 36 E. 42nd Street, Bayonne, NJ 07002

The hourly rate shall be \$15.00 per hour with a start date of 6/27/22 and end date of 10/28/22.

Thanking you in advance for your time and consideration.

AS:dms

RESOLUTION 2022-169**RESOLUTION AUTHORIZING APPOINTMENT OF RECREATION DEPARTMENT/
ADMINISTRATION DEPARTMENT BY MAYOR KRENZEL**

I, John M. Krenzel, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint the following to positions in the Recreation Department/Administration Department effective as of June 14, 2022.

Summer Recreation Sports Director:

Eric	Clays	\$25.00/hour
------	-------	--------------

Summer Recreation Counselors and Future 2022 Events:

Elijah	Abass-Shereff	\$13.00/hour
Darren	Barberio	\$13.00/hour
Tiago	Capela	\$13.00/hour
Kaylee	Conrad	\$13.00/hour
Marina	Costa	\$13.00/hour
Mya	DellaValle	\$13.00/hour
Zachary	Doherty	\$13.00/hour
Viviana	Ferrie	\$13.00/hour
Ava	Marie	\$13.00/hour
Kylie	Monek	\$13.00/hour
Amiya	Osborne	\$13.00/hour
Leslie	Perez	\$13.00/hour
Jaiden	Rodriguez	\$13.00/hour
John	Sapata	\$13.00/hour
Dylan	Soares	\$13.00/hour

Alternates:

Jeremy	Grospe	\$13.00/hour
Nate	Grospe	\$13.00/hour
Zoey	Link	\$13.00/hour
Gabriel	Neyra	\$13.00/hour
Julio	Oliveira	\$13.00/hour
Melanie	Oliveira	\$13.00/hour
Sierra	Outlaw	\$13.00/hour
Adriana	Sousa	\$13.00/hour

Youth Agility:

Brandon	Russo	\$50.00/class
Malcolm	Cumberbatch	\$50.00/class

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

RESOLUTION 2022-170

RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159.P.L. 1948)

WHEREAS, N.J.S.A. 40A:4-87 provided that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount.

SECTION 1.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of South River hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget under the caption of:

Miscellaneous Revenues

Public and Private Programs offset with appropriations:

Clean Communities Grant \$29,481.07

SECTION 2.

BE IT FURTHER RESOLVED, that a like sum be hereby appropriated under the caption of:

Operation: Excluded from Cap

Public and Private Programs offset by revenues

Clean Communities Grant \$29,481.07

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

RESOLUTION 2022-171

**RESOLUTION GRANTING RENEWAL TO PLENARY RETAIL, CONSUMPTION AND CLUB LICENSES IN THE
BOROUGH OF SOUTH RIVER FOR THE PERIOD JULY 1, 2022 TO JUNE 30, 2023**

WHEREAS, applications for renewal of Plenary Licenses have been filed with the Division of Alcoholic Beverage Control Commission through its Online Licensing System and Borough renewal fees have been paid for the period of July 1, 2022 until June 30, 2023; and

WHEREAS, all requirements have been complied with and the Borough Council has determined that no protests have been filed against the granting of the said renewal application for such plenary license.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of South River, in the County of Middlesex, New Jersey that approval is hereby granted to said applications, subject to the Rules and Regulations of the Alcoholic Beverage Control Commission and Code of the Borough of South River.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed with the Division of Alcoholic Beverage Control Commission, the applicant for their record purposes, the Beverage Tax Bureau, and the Chief of Police of the Borough of South River.

<u>LICENSE NUMBER:</u>	<u>LICENSEE:</u>	<u>DBA TRADE NAME</u>
1223-31-048-001	Level Club of South River Inc. 120 Old Bridge Turnpike South River, NJ 08882	Level Club
1223-31-054-003	South River Boat Club Inc. 115 Whitehead Avenue South River, NJ 08882	South River Boat Club
1223-31-055-003	South River Portuguese Club 100 John Street South River, NJ 08882	South River Portuguese Club
1223-32-037-009	Kapp Associates Corp. 216 Old Bridge Turnpike South River, NJ 08882	National Wine and Liquor
1223-33-006-006	SR Association, LLC 32 Main Street South River, NJ 08882	The Office
1223-33-007-005	RPM 33 LLC 71 Devoe Street South River, NJ 08882	Thirty Three's Tavern
1223-33-008-007	Kilimanjaro International LLC 700 Old Bridge Turnpike South River, NJ 08882	La Tavola Cucina

1223-33-009-008	Campesino Restaurant Rodizio and Café LLC 12-16 Ferry Street South River, NJ 08882	Campozino Restaurant Rodizio and Café
1223-33-018-005	Crestwood Food & Liquor Inc. 260 Old Bridge Turnpike South River, NJ 08882	Crestwood Liquor Bar Food Store
1223-33-024-003	Budney's Inc. 14 Washington Street South River, NJ 08882	Budney's Tavern
1223-33-029-005	Goldstar Bar Inc. 33 Whitehead Avenue South River, NJ 08882	Goldstar Bar
1223-33-031-004	Acapulco Tropicana Bar LLC 183 Prospect St. South River, NJ 08882	Acapulco Tropicana Bar
1223-33-032-006	South River Pub, LLC 66 Main Street South River NJ 08882	South River Pub
1223-33-033-006	Portuguese Venture Inc. 25 Whitehead Avenue South River, NJ 08882	Ria Mar Bar & Restaurant
1223-33-034-005	El Tenampa LLC 68 Jackson Street South River, NJ 08882	El Tenampa LLC
1223-33-039-008	Fishermen's Cove Corp. 11 Jackson Street South River, NJ 08882	Portuguese Fisherman
1223-44-015-006	Daisy's Liquors Inc. 64 Jackson Street South River, NJ 08882	Daisy's
1223-44-028-003	Gandhi Trading LLC 49 Obert Street South River, NJ 08882	Otto's Liquors
1223-44-041-012	Shreeji Ki Krupa Inc. 478 Old Bridge Turnpike South River, NJ 08882	Witty's Liquors
1223-44-022-009	Spirits N More LLC Samir Desai 710 Old Bridge Turnpike South River, NJ 08882	Spirits N More

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

RESOLUTION 2022-172
RESOLUTION APPOINTING HEARING OFFICER

WHEREAS, under N.J.S.A. 40A:14-118 the Public Safety Committee ("Committee") serves as the appropriate authority of the South River Police Department; and

WHEREAS, N.J.S.A. 40A:14-147 and N.J.S.A. 40A:14-148 provide for appropriate authorities to act as hearing officers to hear and decide disciplinary charges brought against members of a police department; and

WHEREAS, disciplinary charges have been brought against a member of the police department and said member has requested a hearing on the charges; and

WHEREAS, the Committee has determined it appropriate to delegate its authority to hear and decide the charges to a third-party for the purposes stated herein; and

WHEREAS, the Borough of South River has reviewed the background of Michael Foligno ("Foligno"), Elmwood Park Chief of Police, to provide this service and has determined that hiring Chief Foligno is in the best interests of the Borough.

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

1. The Borough hereby appoints Police Chief Foligno, whose address is 182 Market Street, Elmwood Park, New Jersey, 07407, as hearing officer to preside over the disciplinary hearing, and who shall review evidence and make a recommendation in writing at the conclusion of the hearing as to whether the charges are sustained and what penalty, if any, should be imposed by the Committee; and
2. Chief Foligno shall be compensated at the rate of \$150.00 per hour, plus expenses, for the conduct of the hearing and time expended related thereto, not to exceed \$3,000.00.
3. The Chief Financial Officer of the Borough has advised that funds are available for this hearing in Account 2-01-25-240-205.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

RESOLUTION 2022-173
RESOLUTION AUTHORIZING CERTAIN UTILITY REFUNDS

WHEREAS, the official utility records of the Borough of South River, New Jersey show certain refunds which include electric, water and consumer deposits (CD); and

WHEREAS, the Collector of Utility Revenue recommends that the following refunds should be made to the consumer noted herein below listed; and

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of South River that the Collector of Utility Revenue is hereby authorized to make the following refunds and adjustments indicated below and any attached list.

<u>ACCOUNT #</u>	<u>PAYABLE TO:</u>	<u>AMOUNT OF CHECK</u>
65-999-006-953 CD	AGNALDO LUIS RIBEIRO BARBOZA	\$121.66
65-999-006-953 ELEC CURRENT	ELAINE DASILVA 145 PROSPECT ST 2 ND FLR SOUTH RIVER, NJ 08882	\$125.00
65-999-867-637 CD	HECTOR BUENO 52 DAILEY ST SOUTH RIVER, NJ 08882	\$141.79
65-999-007-637 CD	ENZO CHACOA & MAYDEE DIAZ 166 BUCKELEW AVE JAMESBURG, NJ 08831	\$53.44
65-999-005-910 CD	ANNA HRYMOC 4 VIRGINIA ST SOUTH RIVER, NJ 08882	\$97.86
66-999-986-029 WATER CURRENT	GREEN LABEL TITLE 1512 NJ-138 WALL TOWNSHIP, NJ 07719	\$65.41
66-999-932-503 WATER CURRENT	MORGAN PROPERTIES	\$ 105.52
66-999-932-514 WATER CURRENT	C/O RUM 4526982	\$ 84.03
66-999-932-525 WATER CURRENT	PO BOX 5169	\$ 408.99
66-999-932-547 WATER CURRENT	OAK BROOK, IL 60522	\$ 81.49
66-999-932-536 WATER CURRENT		\$ 96.97
66-999-932-569 WATER CURRENT		\$ 69.40
66-999-932-558 WATER CURRENT		\$ 46.77
65-999-007-459 CD	BRUNO SILVA & LAYSHA RODRIGUES 53 DIVISION ST APT 2 SOUTH RIVER, NJ 08882	\$137.11
65-999-004-055 CD	DARIONEL & MILAGROS SERRANO 9 SUMMIT 26 C1B SOUTH RIVER, NJ 08882	\$92.98
65-999-006-941 CD	MICHELE SHANAHAN 38 ALBERT AVE MILLTOWN, NJ 08850	\$129.64

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I, Dawn McDonald, RMC, do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

RESOLUTION 2022-174

**RESOLUTION DECLARING EMERGENCY REPAIR FOR FIRE DEPARTMENT LADDER TOWER AND AUTHORIZING
AWARD OF CONTRACT TO CAMPBELL SUPPLY COMPANY**

WHEREAS, the Borough of South River's Fire Department Ladder Tower is in need of emergency repairs;
and

WHEREAS, the emergent condition includes parts and labor to repair cables and hoses, which requires immediate attention since the conditions have an imminent danger to the health, safety and welfare of the residents;
and

WHEREAS, pursuant to N.J.S.A. 40A:11-6 the governing body hereby determines that such an emergency condition affects the public health, safety and welfare of the residents of the Borough as described above and such circumstances and substantial expense could not have reasonably been foreseen; and

WHEREAS, the appropriate municipal officials have obtained an estimate from Campbell Supply Company for the cost for repairing the aforementioned vehicle, who is the sole source vendor for Spartan Ladder Towers, in order to relieve this emergency situation and provide essential services to borough residents; and

WHEREAS, the Chief Financial Officer has certified that funds are available in account #2-01-25-255-203 and #2-01-26-315-216; and

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the award of a contract to Campbell Supply Company in the amount of \$34,759.19 is hereby ratified since bid submissions for such replacements could not and cannot be effectuated due to the circumstances recited above and the appropriate officials of the Borough are hereby authorized make payment to Campbell Supply Company for said repairs.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

RESOLUTION 2022-175

**RESOLUTION AUTHORIZING RENEWAL OF PRESCRIPTION PLAN
COVERAGE WITH BENECARD SERVICES**

WHEREAS, the coverage for the prescription plan with Benecard Services ends on June 30, 2022; and

WHEREAS, the Borough of South River wishes to renew the agreement with the aforesaid vendor.

WHEREAS, the Chief Financial Officer of the Borough has certified the availability of funds in account 2-01-23-220-211, 2-02-55-502-204 and 2-03-55-502-204, and will also be provided in 2023 and 2024 municipal budgets.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of South River that the Borough Administrator is authorized to renew the agreement for prescription coverage with Benecard Services for the period of July 1, 2022 to June 30 2024.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

RESOLUTION 2022-176

**RESOLUTION AUTHORIZING THE EXECUTION OF A PARK IMPROVEMENT
AGREEMENT WITH NEW JERSEY SOFTBALL CRICKET LEAGUE FOR PACERS FIELD**

WHEREAS, The Borough of South River owns and operates various public parks, including Pacer's Field, throughout the municipality; and

WHEREAS, the New Jersey Softball Cricket League is a non-profit organization which promotes and established the sport of softball cricket; and

WHEREAS, NJSCL has approached the Borough and requested to construct improvements, a cricket pitch, on Pacer's Field at no cost to the Borough; and

WHEREAS, pursuant to N.J.S.A. 40:12-20, the Borough has the authority to enter into an agreement with a non-profit entity to construct improvements upon a Borough owned public park; and

WHEREAS, the New Jersey Softball Cricket League has the ability and the expertise to build a cricket pitch on a current vacant portion of Pacers Field; and

WHEREAS, the Borough is desirous to enter a Park Improvement agreement with New Jersey Softball Cricket League for the construction of a cricket pitch on Pacers Field.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of South River as follows:

1. That the governing body does authorize the Park Improvement agreement with New Jersey Softball Cricket League attached hereto as Exhibit A.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, the Park Improvement Agreement in a form acceptable to the Borough Attorney.
3. A certified copy of this Resolution shall be provided to the Borough Administrator, Borough Recreation, Borough DPW Director and New Jersey Softball Cricket League.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

PARK IMPROVEMENT AGREEMENT

2022 **THIS LEASE AGREEMENT** made this _____ day of _____,

BETWEEN: BOROUGH OF SOUTH RIVER, a municipal corporation of the State of New Jersey, having its principal offices located at 48 Washington Street, South River, New Jersey, hereinafter referred to as "Borough";

AND: NEW JERSEY SOFTBALL CRICKET LEAGUE, a Non-Profit Corporation, having a mailing address of 22 Meridian Rd, Unit 16 Edison, NJ 08820 hereinafter referred to as "NJSCL"

WITNESSETH:

WHEREAS, The Borough of South River owns and operates various public parks, including Pacer's Field, throughout the municipality; and

WHEREAS, the New Jersey Softball Cricket League is a non-profit organization which promotes and established the sport of softball cricket; and

WHEREAS, NJSCL has approached the Borough and requested to construct improvements, a cricket pitch, on Pacer's Field at no cost to the Borough; and

WHEREAS, pursuant to N.J.S.A. 40:12-20, the Borough has the authority to enter into an agreement with a non-profit entity to construct improvements upon a Borough owned public park; and

WHEREAS, the New Jersey Softball Cricket League has the ability and the expertise to build a cricket pitch on a current vacant portion of Pacers Field; and

WHEREAS, the Borough is desirous to enter a Park Improvement agreement with New Jersey Softball Cricket League for the construction of a cricket pitch on Pacers Field.

WHEREAS, in exchange for the waiver of permit fees for the use of the property for a three-year period, NJSCL will assume the responsibility of constructing the pitch and removal of the trees necessary for the construction of the pitch subject to oversight and approval by the Borough; and

WHEREAS, the Borough retains all other rights to the Property, including the right to use and management the Property in any way it sees fit and will exercise oversight authority over NJSCL's activities thereon.

NOW, THEREFORE, in consideration for NJSCL right to improve and use the Property under the Agreement and for other valuable consideration, the receipt and sufficiency of which the Parties hereby acknowledge, an the fact recited above, and the terms and condition and restrictions contained herein, the Parties mutually agree as follows:

1. **Property.** NJSCL is authorized to construct improvements on Pacer's Field at the location identified in Schedule A attached hereto and incorporated herein.
2. **Term.** The Term of this Agreement shall be for three years from the date of execution.
3. **Property Use.** The Borough grants NJSCL the right to use the Property in accordance with the following conditions:
 - a. NJSCL will construct a cricket field at the location identified in Paragraph 1 for the use by the Public.
 - b. NJSCL will remove the trees necessary for the construction of the cricket field as approved by the Borough.
 - c. The property shall be used for the limited purpose of constructing and installing a cricket field as approved by the Borough.
 - d. NJSCL shall not use or allow any of its employees, contractors, agent or other acting under its direction and control to use the Property in any way that would (i) make void or voidable any insurance coverage related to the Property; (ii) cause damages to all or any part of the Property or adjacent property; (iii) violate any federal, statute or local statute, resolution ordinance rule or order, in effect on or after the date of this Agreement, including but not limited to environmental regulations, or (iv) constitute a public or private nuisance.
 - e. Permit fees will be waived for NJSCL's use of the cricket field for the term of this agreement. NJSCL still must apply for and obtain an approved Borough permit for Field Use.
 - f. NJSCL will comply with all of the Borough regulations concerning field use for the duration of this agreement.
4. **Borough Responsibilities.** The Borough will be responsible for the following items:
 - a. removal of the fencing currently on the property, and
 - b. The Borough will mow the grass on a regular basis.

5. **Insurance.** During the term of this agreement, NJSCL will maintain liability insurance against all claims on account of personal injury and property damage or death to persons, for which NJSCL may become liable as a result of the use and occupancy of the premises and shall name the Borough as an additional insured under the said policy. NJSCL shall maintain such comprehensive general liability insurance in an amount not less than \$1,000,000 per person and \$1,000,000 per occurrence. NJSCL shall provide the Borough, upon execution of this Agreement, with a Certificate of Insurance evidencing compliance with this paragraph and providing the Borough with thirty (30) days prior written notice of cancellation or amendment of said policy.
6. **Signs.** No signs are to be displayed on the Premises without the prior written approval of the Borough.
7. **Assignment.** NJSCL shall not assign its rights or obligations under this agreement without prior written consent of the Borough.
8. **Mechanic's Liens Prohibited.** NJSCL shall not suffer any mechanic's notice of intention or lien claim to be filed against the Premises by reason of work, labor, services, or materials performed for or furnished to NJSCL or to anyone holding the Premises, or any part thereof, through or under NJSCL. If NJSCL shall fail to remove or discharge any mechanic's notice of intention or lien claim as described above within ninety (90) days after notice or knowledge of the filing of same, then in addition to all other rights of Borough hereunder or by law upon a default by NJSCL, Borough may, at its option, procure the removal or discharge of same. An amount paid by the Borough for such purpose, including all reasonable attorneys' fees and other expenses therefor, shall become due and payable by NJSCL.
9. **Enforcement of Law and Regulation.** Nothing in this Agreement shall be construed as a waiver by the Borough of its right to enforce the laws and/or regulations of the Borough with regard to this property.
10. **Indemnification.** Pursuant to N.J.S.A. 40:12-26, NJSCL shall indemnify and hold harmless the Borough, its agents, servants and employees from any and all claims, liabilities, damages, or causes of action, including reasonable attorneys' fees, which may be caused or sustained by NJSCL or any employee, agent, contractor, member or volunteer of the NJSCL during the course, or as a result of maintaining, operating or improved the park subject to this agreement.
11. **Waiver.** As a condition of this Agreement, the NJSCL and each employee, agent, contractor, member or volunteer of the NJSCL assisting in the maintenance, operation or improvement of the park shall sign a waiver releasing the Borough and its employees and agents from any civil liability for any injury or damages execute those arising from criminal or willful, wanton or grossly negligent conduct that may be sustained by NJSCL or its employees agents, contractors

membered or volunteers as the case may be during the course or as a result of, maintaining operating or improving the park.

12. New Jersey Tort Claims Act. While performing park improvements or maintenance pursuant to this agreement entered into in accordance with N.J.S.A. 40:12-20 et seq., the NJSCL, its employees, agents, contractors, members and volunteers shall be considered public employees for the purposes of the New Jersey Tort Claims Act.

13. Termination. Each party shall have the right to terminate this Agreement without cause upon ninety (90) days written notice served upon the Parties by Certified Mail, Return Receipt Requested.

14. Notices. All notices required to be given hereunder shall be delivered to the Parties at the following addresses:

a. Borough of South River
Arthur Londensky, Borough Administrator
48 Washington Street
South River, NJ

b. New Jersey Softball Cricket League

15. Effect of Partial Invalidity. If any provision of this Lease is held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

16. Integration. This Agreement and resolution approving the same contain the entire agreement between the parties, and neither party has relied upon any prior or contemporaneous representation, either oral or written, that is not contained in this agreement or its incorporated parts.

17. Governing Law. This Agreement is being executed and is intended to be performed in the State of New Jersey and shall be governed in all respects by the laws of this State of New Jersey.

18. Amendments and Modifications. This Agreement may be amended only by an instrument in writing and signed by the Parties.

IN WITNESS WHEREOF, the parties have hereunto caused these presents to be signed by their proper corporate officers or representatives of the partnership, as the case may be, on the day and year set forth at the heading of the within Agreement.

WITNESS & ATTEST:

Borough of South River

DAWN MACDONALD, RMC
Deputy Borough Clerk
(Seal)

By

JOHN KRENZEL, Mayor

New Jersey Softball Cricket League

By

Secretary
(Seal)

President

RESOLUTION 2022-177
RESOLUTION APPROVING THE BILLS AND CLAIMS LIST

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River, in the County of Middlesex and the State of New Jersey that all bills, claims and statements against the Borough, in the total amount of \$ and previously paid claims in the amount of \$ listing attached, have been duly itemized, audited, approved and signed by the proper officers of the Borough, be and the same are hereby ordered paid.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balasz</i>						
<i>Councilman Guindi</i>						
<i>Councilman Gurchensky</i>						
<i>Councilwoman Meira</i>						
<i>Councilman Oliveira</i>						
<i>Council President Ciulla</i>						

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on June 13, 2022

Dawn McDonald, RMC
Deputy Municipal Clerk
Borough of South River

**BILL LIST WILL BE SENT UNDER
SEPARATE COVER ON FRIDAY, 6/10.**