

REGULAR MEETING MINUTES
APRIL 22, 2024
MAYOR AND BOROUGH COUNCIL
MEETING NO. 10

A meeting of the Mayor and Council of the Borough of South River, in the County of Middlesex and the State of New Jersey was held on April 22, 2024, and was called to order by Mayor Guindi at 7:00 PM with the following Council Members in Attendance:

Mayor and Council Roll Call	Present	Absent	Excused Tardy
<i>Mayor Peter S. Guindi</i>	X		
<i>Council President Jason Oliveira</i>	X		
<i>Councilwoman Donna Balazs</i>	X		
<i>Councilman Anthony Ciulla</i>		X	
<i>Councilman Hank Dziemian</i>	X		
<i>Councilman James Gurchensky</i>	X		
<i>Councilman John Krenzel</i>	X		

Also attending this meeting were Business Administrator Arthur Londensky, Chief Financial Officer Joseph Zanga, DPW Director Adriano Soares, Chief of Police Mark Tinitigan, Fire Chief Craig Miller, Borough Attorney Andrea Wyatt, and Borough Engineer Bruce Koch.

IN COMPLIANCE WITH CHAPTER 231 OF PUBLIC LAW OF 1975, NOTICE OF THIS MEETING TO BE HELD AT THE SOUTH RIVER MIDDLE SCHOOL CAFETORIUM– 3 MONTGOMERY STREET, SOUTH RIVER HAS BEEN PUBLISHED IN THE HOME NEWS TRIBUNE, POSTED ON THE MUNICIPAL BUILDING BULLETIN BOARD, THE BOROUGH WEBSITE, THE FRONT DOOR OF THE CRIMINAL JUSTICE BUILDING, AND THE SOUTH RIVER MIDDLE SCHOOL CAFETORIUM.

SALUTE TO THE FLAG AND MOMENT OF SILENCE

Mayor Guindi lead the salute to the Flag and a moment of silence.

PROCLAMATIONS, HONOR, AWARDS & PRESENTATIONS

- None

NEW BUSINESS

RESOLUTION 2024-159
RESOLUTION TO READ BUDGET BY TITLE ONLY

WHEREAS, NJSA 40A:4-8 provides that the budget be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of the hearing a complete copy of the approved budget as advertised has been posted in Town Hall and copies have been made available by the Clerk to persons requiring them; and

WHEREAS, these two conditions have been met;

NOW, THEREFORE, BE IT RESOLVED that the budget shall be read by title only.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>		X	X			
<i>Councilman Ciulla</i>						X
<i>Councilman Dziemian</i>			X			

<i>Councilman Gurchensky</i>			X			
<i>Councilman Krenzel</i>			X			
<i>Council President Oliveira</i>	X					

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

2024 MUNICIPAL BUDGET PUBLIC HEARING/ADOPTION

Mayor Guindi opened the floor for public hearing of the 2024 Municipal Budget only.

Being no public came forth, Council President Oliveira motioned to close public hearing; seconded by Councilman Krenzel. All in Favor.

SECTION 2 - UPON ADOPTION FOR YEAR 2024

Be it Resolved by the **COUNCIL MEMBERS** of the **BOROUGH** of **SOUTH RIVER**, County of **MIDDLESEX** that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 11,421,773.18 (Item 2 below) for municipal purposes, and
 (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A-9-2) to be raised by taxation and,
 (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A-9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
 (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
 (e) \$ - (Sheet 44) Arts and Culture Trust Fund Levy
 (f) \$ 669,520.00 (Item 5 Below) Minimum Library Tax

RECORDED VOTE
 (Insert last name)

Ayes

Nays

Abstained

Absent

SUMMARY OF REVENUES			
1. General Revenues			
Surplus Anticipated	08-100	\$	2,500,000.00
Miscellaneous Revenues Anticipated	13-099	\$	7,420,610.94
Receipts from Delinquent Taxes	15-499	\$	464,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$	11,421,773.18
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195	\$	-
Item 6(b), Sheet 11 (N.J.S.A. 40A-4-14)	07-191	\$	-
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY		\$	-
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S.A. 40A-4-14)	07-191		
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX	07-192	\$	669,520.00
Total Revenues	13-299	\$	22,475,904.12

Sheet 41

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:	XXXXXX	XXXXXXXXXXXXXX
Within "CAPS"	XXXXXX	XXXXXXXXXXXXXX
(a & b) Operations Including Contingent	34-201	\$ 12,653,905.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 1,953,748.00
(g) Cash Deficit	46-885	\$ -
Excluded from "CAPS"	XXXXXX	XXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 3,173,693.12
(c) Capital Improvements	44-999	\$ 1,520,000.00
(d) Municipal Debt Service	45-999	\$ 2,234,558.00
(e) Deferred Charges - Municipal	46-999	\$ -
(f) Judgments	37-480	\$ -
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405	\$ -
(g) Cash Deficit	46-885	\$ -
(k) For Local District School Purposes	29-410	\$ -
(m) Reserve for Uncollected Taxes	50-899	\$ 940,000.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A-4-13)	07-195	
Total Appropriations	34-499	\$ 22,475,904.12

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 22nd day of April, 2024. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2024 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 22nd day of April, 2024, Alyssa Hager, Clerk

Sheet 42

Councilman Krenzle motioned to waive the full reading, seconded by Council President Oliveira. All in Favor.
 Councilman Krenzle motioned to approve the resolution, seconded by Councilman Dziemian. All in Favor.

RESOLUTION 2024-161
SELF-EXAMINATION OF BUDGET RESOLUTION

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of South River has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2024 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of South River that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

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

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

AGENDA SESSION

- Discussions on First Ordinances- Borough Attorney Wyatt speaks on Ordinances 2024-21 and 2024-22.

ORDINANCE– SECOND READING & PUBLIC HEARING

ORDINANCE NO. 2024-13

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER 350 OF THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, ENTITLED “ZONING”

BE IT ORDAINED, by the governing body of the Borough of South River, County of Middlesex, State of New Jersey, as follows:

SECTION 1. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 350, entitled “Zoning” so as to amend subsection D(17) of Section 350-27 entitled “Off-Street Parking Requirements”, to add subsection D(17)(d) which shall read as follows:

§ 350-27 Off-Street Parking Requirements.

D.

(17) Prohibited parking in Residential Zones

d. All school buses registered as Type A which transports 10-16 passengers, Type B which transport 10-54 passengers, Type C which transports 10-54 passengers and/or Type D which transports 10-54 passengers are prohibited from parking on private property in a residential zone, except as authorized by Section 193-10.

SECTION 2. After introduction of this ordinance, the Borough Clerk shall send a copy of this ordinance to the Borough Planning Board for its review and comment. The Borough Clerk shall also send a copy of the ordinance to the Middlesex County Planning Board pursuant to N.J.S.A. 40:55D-16.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. 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 5. This ordinance shall take effect after second reading and publication as required by law.

Councilman Gurchensky motioned to waive the full reading; seconded by Councilwoman Balazs. All in Favor. The Clerk read Ordinance 2024-13 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2024-13 only.

Being no public came forth, Council President Oliveira motioned to close public hearing of said Ordinance; seconded by Councilman Gurchensky. All in Favor.

Adopted 4-22-24

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

**ALYSSA HAGER, RMC
BOROUGH CLERK**

ORDINANCE 2024-17

AN ORDINANCE AMENDING AN ORDINANCE FIXING THE SALARY RANGES OF CERTAIN BOROUGH OFFICERS AND EMPLOYEES IN THE BOROUGH OF SOUTH RIVER

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 I.

An ordinance fixing the salary ranges of certain borough officers and employees in the Borough of South River is hereby amended as follows:

TITLE	MINIMUM	MAXIMUM
Mayor	\$0.00	\$6,000
President Borough Council	\$0.00	\$5,000
Member of Borough Council	\$0.00	\$4,500
Borough Administrator	\$40,000	\$170,000
Deputy Borough Administrator	\$5,000	\$50,000
Assistant to Borough Administrator- Special Projects – Part Time	\$10,000	\$40,000
Executive Assistant	\$27,000	\$70,000
Data Entry Clerk	\$1,000	\$3,600
Qualified Purchasing Agent	\$1,000	\$10,000
Executive Assistant – Part Time	Minimum Wage	\$25.00/hr
Borough Clerk	\$50,000	\$95,000
Deputy Borough Clerk	\$25,000	\$70,000
Public Works Director	\$45,000	\$125,000
Utility Manager	\$40,000	\$85,000
Director of Finance/CFO	\$40,000	\$150,000
Deputy Director of Finance	\$40,000	\$80,000
Tax Collector	\$10,000	\$85,000
Deputy Tax Collector	\$40,000	\$65,000
Tax Assessor	\$10,000	\$50,000
Meter Reader – Part Time	Minimum Wage	\$25.00/hr
Webmaster/Communication	\$1,000	\$6,000
TV35 Manager/Cameraperson	\$1,000	\$10,000
Animal Control Officer – Part Time	Minimum Wage	\$35.00/hr.
Planning Board Secretary	\$1,000	\$10,000
Board of Adjustment Secretary	\$1,000	\$10,000
Zoning Officer	\$5,000	\$25,000
Construction Official	\$12,000	\$100,000
Deputy Construction Official	\$3,000	\$15,000
Code Enforcement Officer	\$25,000	\$65,000
Code Enforcement- Assistant	Minimum Wage	\$35.00/hr.
Sub-Code Official	\$30,000	\$75,000
Building, Plumbing, Electrical, Fire Inspector	Minimum Wage	\$50.00/hr
Chief of Police	\$120,000	\$230,000
Deputy Chief of Police	\$115,000	\$220,000

Captain	\$115,000	\$190,000
Lieutenant	\$110,000	\$171,000
Sergeant	\$100,000	\$160,000
Patrolman	\$55,000	\$150,000
Special Police Sergeant	Minimum Wage	\$25.00/hr
Class I Officer	Minimum Wage	\$25.00/hr
Class II Officer	Minimum Wage	\$35.00/hr
Class III Officer	\$20.00/hr	\$45.00/hr
Head Dispatcher/Supervisor	\$40,000	\$85,000
Dispatchers	\$30,000	\$75,000
Dispatchers- Part Time	Minimum Wage	\$35.00/hr.
Crossing Guards	Minimum Wage	\$31.00/hr
OEM Coordinator	\$0.00	\$2,500
Deputy OEM Coordinator	\$0.00	\$1,500
Fire Official	\$5,000	\$40,000
Fire Inspector	Minimum Wage	\$20.00/hr
Fire Inspector - Licensed	\$3,000	\$40,000
Grant Coordinator	\$1,000	\$10,000
Board of Health Secretary	\$1,000	\$5,000
Registrar of Vital Statistics	\$1,000	\$5,000
Deputy Registrar of Vital Statistics	\$1,000	\$5,000
Municipal Alliance Coordinator	\$1,000	\$5,000
Dog Census Taker	Minimum Wage	\$20.00/hr
Bus Driver – Part Time	Minimum Wage	\$35.00/hr
Clerical – Part Time	Minimum Wage	\$35.00/hr
OOA Director	\$20,000	\$95,000
Court Administrator	\$25,000	\$96,000
Municipal Magistrate	\$10,000	\$30,000
Court Reporter – Part Time	Minimum Wage	\$25.00/hr
Shared Services – Court Administrator	\$5,000	\$40,000
Parks and Recreation Director	\$25,000	\$65,000
Parks and Recreation Director – Part Time	Minimum Wage	\$40.00/hr.
Recreation Coordinator	\$5,000	\$55,000
Recreation Coordinator – Part Time	Minimum Wage	\$30.00/hr.
Recreation Coordinator – Assistant Part Time	Minimum Wage	\$30.00/hr.
Director of Summer Recreation	Minimum Wage	\$30.00/hr
Advisory Board Secretary	\$1,000	\$5,000
Recreation – Part Time	Minimum Wage	\$30.00/hr
First Aid/Supervisor	\$15.00/hr	\$30.00/hr
Umpires	\$20.00/game	\$50.00/game
Basketball Official	\$25.00/game	\$50.00/game
Soccer Official	\$25.00/game	\$50.00/game
Hockey Official	\$25.00/game	\$50.00/game
Volleyball Official	\$20.00/game	\$60.00/game
Flag Football Official	\$20.00/game	\$60.00/game
Wrestling Referee	\$50.00/match	\$85.00/match
Aerobics, Yoga, Zumba, Soccer, Cheerleading, Youth Agility, Basketball, Quilting, Volleyball Instructor	\$30.00/class	\$90.00/class
Softball Coordinator	\$800/season	\$900/season
Summer Recreation Counselor	Minimum Wage	\$20.00/hr

Parking Enforcement Officer	Minimum Wage	\$30.00/hr
Meter Collector/Repairman	\$1,000	\$8,000
Leadperson	\$20.00/hr.	\$45.00/hr
Equip. Operator	\$20.00/hr.	\$43.00/hr
Heavy Truck CDL A Driver	\$20.00/hr.	\$40.00/hr
Sanitation Driver	\$20.00/hr.	\$40.00/hr
Parks Maintenance	\$17.00/hr.	\$37.00/hr
Mechanic	\$17.00/hr.	\$44.00/hr
Lead Mechanic	\$20.00/hr.	\$47.00/hr
Laborer "A"	\$15.00/hr.	\$37.00/hr
Custodian	\$20,000	\$50,000
Accountant	\$10,000	\$50,000
Clerk, Sec'y & Clerk	\$20,000	\$55,000
Comp.Tech.Adm.Asst/Special Projects	\$20,000	\$65,000
Admin. Asst. Deputy Court Administrator	\$20,000	\$60,000
Bus Driver	\$20,000	\$50,000
Chief Lineman "A"	\$30.00/hr.	\$60.00/hr
Chief Lineman "B"	\$30.00/hr.	\$55.00/hr
Journeyman	\$30.00/hr.	\$53.00/hr
Apprentice	\$20.00/hr.	\$45.00/hr
Water-Sewer Utility Supervisor	\$20.00/hr	\$55.00/hr
Water-Sewer Treatment Operator	\$20.00/hr	\$50.00/hr
Water-Sewer Equipment Operator	\$20.00/hr	\$53.00/hr
Water-Sewer Laborer	\$20.00/hr	\$40.00/hr
C2 Collections/Wastewater	\$1,000	\$10,000

SECTION 2. If any section, paragraph, subdivision, clause of provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect after final passage, adoption, and publication according to law.

Councilwoman Balazs motioned to waive the full reading; seconded by Councilman Dziemian. All in Favor. The Clerk read Ordinance 2024-17 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2024-17 only.

Being no public came forth, Council President Oliveira motioned to close public hearing of said Ordinance; seconded by Councilwoman Balazs. All in Favor.

Adopted 4-22-24

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>			X			
<i>Councilman Ciulla</i>						X
<i>Councilman Dziemian</i>			X			

Councilman Gurchensky	X		X			
Councilman Krenzel			X			
Council President Oliveira		X	X			

ALYSSA HAGER, RMC
BOROUGH CLERK

ORDINANCE 2024-18

AN ORDINANCE AMENDING BOROUGH CODE CHAPTER 155 – FEES

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

SECTION 1. Chapter 155 of the Borough Code of the Borough of South River, entitled “Fees” is hereby amended so as to amend Section 155-29 entitled “Chapter 147, Electrical Connections, Article I” to read entirely as follows:

§ 155-11. Chapter 147, Electric Connections, Article I.

The schedule of charges for electrical energy consumption is as follows:

A. Class C: retail power/demand consumption.

- (1) Service charge: \$25.
- (2) Demand charge (all kilowatts). The kilowatt demand charge for all kilowatts of monthly demand shall be as follows:
 - (a) June 1 through September 30: \$17.70.
 - (b) October 1 through May 31: \$15.60.
- (3) Kilowatt-hour charge.
 - (a) All consumption: \$0.2000.
- (4) Minimum monthly charge: \$81.30.

SECTION II. The various parts, sections, clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

SECTION III. Any ordinances and parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION IV. This Ordinance shall take effect on April 1, 2024 after upon final adoption and publication as may be required by law.

Councilman Gurchensky motioned to waive the full reading; seconded by Council President Oliveira. All in Favor. The Clerk read Ordinance 2024-18 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2024-18 only.

Being no public came forth, Council President Oliveira motioned to close public hearing of said Ordinance; seconded by Councilwoman Balazs. All in Favor.

Adopted 4-22-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

ORDINANCE 2024 –19

**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 13 ENTITLED “ADMINISTRATOR,
OFFICE 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 13 of the Borough Code of the Borough of South River, entitled "Administrator, Office of," is hereby amended and supplemented so as to add Article VII, entitled "Assistant Code Enforcement Officer" so as to read entirely as follows:

Article VII Assistant Code Enforcement Officer

§13-39 Creation of Position.

The position of the Assistant Code Enforcement Officer is hereby created. The position of the Assistant Code Enforcement Officer shall be part-time.

§13-40 Duties.

Under the supervision of the Code Enforcement Officer, the Assistant Code Enforcement Officer shall assist the Code Enforcement Officers in performing the functions and duties of their office and perform such additional functions and duties as shall be prescribed by the Borough Administrator.

§13-41 Qualifications.

The Assistant Code Enforcement Officer shall have a high school diploma or its equivalent or at least one year of experience in a code enforcement position. The Assistant Code Enforcement Officer shall possess a driver's license valid in the State of New Jersey as it is necessary for the essential duties of the position.

§13-42 Compensation.

The Assistant Code Enforcement Officer shall receive compensation for services at the hourly rate, which shall be fixed in accordance with the provisions of the ordinances governing the salaries.

§13-43 Appointment.

The Assistant Code Enforcement Officer shall be appointed by the Mayor with the advice and consent of the Borough Council for an indefinite term.

SECTION 2. Chapter 13 of the Borough Code of the Borough of South River, entitled "Administrator, Office of," is hereby amended and supplemented so as to add Article VIII, entitled "TV35 Manager/Cameraperson" so as to read entirely as follows:

§13-44 Creation of Position.

The position of the TV35 Manager/Cameraperson is hereby created. The position of the TV35 Manager/Cameraperson shall be part-time. The TV35 Manager/Cameraperson shall report to the Business Administrator.

§13-45 Duties.

Under the supervision of the Business Administration, the duties of TV35 Manager/Cameraperson shall be as follows:

- a. Responsible for videorecording all Council Meetings and uploading all videos to the Borough's cable channel and the appropriate social media outlet;
- b. Responsible for the upkeep of the Borough's calendar of events and public announcements on the Borough Channel;
- c. Responsible for all equipment and reporting necessary defects, repairs or and requests for purchases to Administration; and
- d. Responsible for video recording Borough Events, if available, and uploading the videos on the Borough's cable channel and the appropriate social media outlets i.e. Memorial Day, Flag raising, Tree lighting, Veteran's Day and any other events as directed by the Borough Administrator.

§13-46 Qualifications.

The TV35 Manager/Cameraperson shall have a high school diploma or its equivalent and at least one year of experience in a TV production and/or computer science.

§13-47 Compensation.

The TV35 Manager/Cameraperson shall receive as compensation for services an annual salary, which shall be fixed in accordance with the provisions of the ordinances governing the salaries.

§13-48 Appointment.

The TV35 Manager/Cameraperson shall be appointed by the Mayor with the advice and consent of the Borough Council for an indefinite term.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. 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 5. This ordinance shall take effect after second reading and publication as required by law.

Councilman Gurchensky motioned to waive the full reading; seconded by Council President Oliveira. All in Favor. The Clerk read Ordinance 2024-19 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2024-19 only.

Being no public came forth, Councilwoman Balazs motioned to close public hearing of said Ordinance; seconded by Council President Oliveira. All in Favor.

Adopted 4-22-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

ORDINANCE— FIRST READING BY TITLE ONLY

The Borough Clerk read Ordinance 2024-20 by title only.

ORDINANCE 2024 –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 258, ENTITLED "PROPERTY MAINTENANCE"

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 258 of the Borough Code of the Borough of South River, entitled "Property Maintenance" is hereby amended so as to add Article IX entitled "Privately-Owned Salt Storage" to read entirely as follows:

Article IX- PRIVATELY OWNED SALT STORAGE.

§258-37 Purpose.

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater.

This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in Borough of South River to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§258-38 Definitions.

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- A. "De-icing materials" means any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.
- B. "Impervious surface" means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.
- C. "Storm drain inlet" means the point of entry into the storm sewer system.
- D. "Permanent structure" means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall).

A fabric frame structure is a permanent structure if it meets the following specifications:

1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;
2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;
3. The structure shall be erected on an impermeable slab;
4. The structure cannot be open sided; and
5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.

E. "Person" means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

F. "Resident" means a person who resides on a residential property where de-icing material is stored.

§258-39 Deicing Material Storage Requirements.

A. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:

1. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
2. Loose materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, ditches and/or other stormwater conveyance channels;
3. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;
4. Loose materials shall be covered as follows:
 - a. The cover shall be waterproof, impermeable, and flexible;
 - b. The cover shall extend to the base of the pile(s);
 - c. The cover shall be free from holes or tears;
 - d. The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
 - e. Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.

- (1) Sandbags lashed together with rope or cable and placed uniformly

over the flexible cover, or poly-cord nets provide a suitable method.
Items that can potentially hold water (e.g., old tires) shall not be used;

5. Containers must be sealed when not in use; and

6. The site shall be free of all de-icing materials between April 16th and October 14th.

B. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de-icing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 - April 15.

C. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met. Inspection records shall be kept on site and made available to the municipality upon request.

1. Residents who operate businesses from their homes that utilize de-icing materials are required to perform weekly inspections.

§258-40 Exemptions.

Residents may store de-icing materials outside in a solid-walled, closed container that prevents precipitation from entering and exiting the container, and which prevents the de-icing materials from leaking or spilling out. Under these circumstances, weekly inspections are not necessary, but repair or replacement of damaged or inadequate containers shall occur within 2 weeks.

If containerized (in bags or buckets) de-icing materials are stored within a permanent structure, they are not subject to the storage and inspection requirements in Section III above. Piles of de-icing materials are not exempt, even if stored in a permanent structure.

This ordinance does not apply to facilities where the stormwater discharges from de-icing material storage activities are regulated under another NJPDES permit.

§258-41 Enforcement.

This ordinance shall be enforced by the Borough of South River Police Department and/or Borough of South River Code Enforcement Officers during the course of ordinary enforcement duties.

§258-42 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this ordinance shall have 72 hours to complete corrective action. Any person who fails to complete corrective action within 725 hours of notice of violation shall,

upon conviction thereof, be punished as provided in Chapter 1, Article 1 General Penalty. Each violation of any of the provisions of this article and each day that such violation continues shall be deemed and taken to be a separate and distinct offense.

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.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of South River, in the County of Middlesex, State of New Jersey, held on April 22nd, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 13th day of May, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 4-22-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

The Borough Clerk read Ordinance 2024-21 by title only.

ORDINANCE 2024-21

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 319 OF THE TOWNSHIP CODE, ENTITLED "TREE REMOVAL AND WOODLAND MANAGEMENT"

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of South River, County of Middlesex, State of New Jersey, that Chapter 319- Tree Removal and Woodlands Management shall be amended and supplemented as follows:

SECTION 1. Chapter 319 of the Borough Code of the Borough of South River, entitled Tree Removal and Woodland Management, is hereby amended as supplemented to amend §319-1- Legislative Intent at add Section D to read as follows:

§319-1 LEGISLATIVE INTENT

D. An ordinance to establish requirements for tree removal and replacement in the Borough of South River to reduce soil erosion and pollutant runoff, promote infiltration of rainwater into the soil, and protect the environment, public health, safety, and welfare.

SECTION 2. Chapter 319 of the Borough Code of the Borough of South River, entitled Tree Removal and Woodland Management, is hereby amended as supplemented to amend §319-3- Definitions and word usage so as to read entirely as follows:

§319-3 DEFINITIONS

AESTHETIC IMPROVEMENT CUT

The removal, to the extent possible, of the minimum number of smallest size and undesirable specimens of trees so as to permit land development while retaining the maximum number of larger and better specimens of trees.

APPLICANT

Means any person, as defined below, who applies for approval to remove trees regulated under this chapter.

CLEAR CUTTING

The removal of all standing trees on a lot or portion of a lot.

CRITICAL ROOT RADIUS (CRR)

The zone around the base of a tree where the majority of the root system is found. This zone is calculated by multiplying the diameter at the breast height (DBH) of the tree by 1.5 feet. For example: a tree with a 6" DBH would have a $CRR = 6" \times 1.5 = 9$.

DIAMETER BREAST HEIGHT

The diameter of a tree measured at a point on the tree 4 ½ feet from ground level. This phrase may appear in this chapter as the abbreviation "DBH."

HAZARD TREE

A tree or limbs thereof that meet one or more of the criteria below. Trees that do not meet any of the criteria below and are proposed to be removed solely for development purposes are not hazard trees.

1. Has an infectious disease or insect infestation;
2. Is dead or dying;
3. Obstructs the view of traffic signs or the free passage of pedestrians or vehicles, where pruning attempts have not been effective;
4. Is causing obvious damage to structures (such as building foundations, sidewalks, etc.); or

5. Is determined to be a threat to public safety, and/or welfare by a certified arborist or LTE.

6.

PERSON

Any individual, firm, copartnership, association, corporation or developer other than the Borough and public corporation.

PLANTING STRIP

The part of a street right-of-way between the public right-of-way adjacent to the portion of the street reserved for vehicular traffic abutting property line and the curb or traveled portion of the street, exclusive of any sidewalk.

PROFESSIONAL FORESTER

One who has a minimum of a bachelor's od science degree in forestry from a four-year college accredited by the Society of American Foresters.

RESIDENT

Is an individual who resides on the residential property where a tree(s) regulated by this ordinance is removed or proposed to be removed.

SELECTIVE CUTTING

The removal on a selected basis while leaving other trees of various sizes and ages to meet a particular objective.

SILVICULTURE

The management of any forested tract of land to ensure its continued survival and welfare whether for commercial or noncommercial purposes.

SLASH

The forest debris remaining after a tree removal operation.

STREET TREE

A tree planted in the sidewalk, planting strip, and/or in the public right-of-way adjacent to (or specified distance from) the portion of the street reserved for vehicular traffic. This also includes planted in the planting strips within the roadway right-of-way, i.e., islands, medians, pedestrians refuges.

SUBDIVISION

The division of a lot, tract or parcel of land into two or more lots, tracts, parcels or other divisions of land for sale or development. The following shall not be considered "subdivisions" within the meaning of this chapter if no

new streets are created and no modifications to Borough facilities are involved: divisions of property by testamentary or intestate provisions; divisions of property upon court order, including but not limited to judgments of foreclosure deed or other recorded instrument; and the conveyance of one or more adjoining lots, tracts or parcels of land owned by the same person or persons and all of which are found and certified by the administrative officer to conform to the requirements of the municipal development regulations and are shown and designated as separate lots, tracts or parcels on the Tax Maps of the Borough.

THINNING

The removal of undesirable, competitive, diseased or damaged trees so as to cultivate and improve the development of remaining trees on a lot.

TREE

Any deciduous or coniferous species which reaches a typical mature height of 10 feet and a typical mature DBH of four inches or greater. Any species not qualifying as a “tree” under this definition shall be considered a stem and shall not fall within the purview of this chapter.

TREE CALIPER

The diameter of the trunk of a young tree, measured six (6) inches from the soil line. For young trees whose caliper exceeds four (4) inches, the measurement is taken twelve (12) inches above the soil line.

TREE REMOVAL

Tree removal means to kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, over-mulching or improper mulching, and improper grading and/or soil compaction within the critical root radius around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of treatments intended to manage invasive species.

SECTION 3. Chapter 319 of the Borough Code of the Borough of South River, entitled Tree Removal and Woodland Management, is hereby amended as supplemented to amend §319-9- Exemptions so as to read entirely as follows:

§319-9 EXEMPTIONS

All persons shall comply with the tree replacement standard outlined above, except in the following cases. Proper justification shall be provided in writing, to the municipality by all persons claiming an exemption including photos,

a detailed explanation as to why they should be exempt and any statements from a licensed tree expert as per N.J.S.A. 45:15C-11 or arborist.

- A. Residents who remove less than four (4) trees per acre that fall into category 1, 2, or 3 of the Tree Replacement Requirements Table within a five-year period;
- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the municipality;
- D. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan.
- E. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhanced plan;
- F. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife; and
- G. Hazard trees may be removed with no fee or replacement requirement.

SECTION 4. Chapter 319 of the Borough Code of the Borough of South River, entitled Tree Removal and Woodland Management, is hereby amended as supplemented to amend and delete §319-14- Clear Cutting and to replace it with a new section entitled Regulated Activities so as to read entirely as follows:

§319-14 REGULATED ACTIVITIES

Regulated Activities:

- A. Any person planning to remove a street tree with a DBH of 2.5" or more or any non-street tree with a DBH of 6" or more on their property, shall submit a Tree Removal Application to the Municipal Clerk or designee. No tree shall be removed until municipal officials have reviewed and approved the removal.
- B. Tree Replacement Requirements
 - 1. Within a five-year period, any person who removes one or more street tree(s) with a DBH of 2.5" or more, unless exempt under §319-9, shall be subject to the requirements of the Tree Replacement Requirements Table below.
 - 2. Any person, other than a resident, who removes one or more tree(s) with a DBH of 6" or more per acre, unless exempt under §319-9, shall be subject to the requirements of the Tree Replacement Requirements Table. The species type and diversity of replacement trees shall be in accordance with the most recent list of native trees published by the New Jersey Department of Environmental Protection which shall be listed in Appendix A.

Replacement tree(s) shall:

1. Be replaced in kind with a tree that has an equal or greater DBH than the tree removed or meet the Tree Replacement Criteria in the table below;
2. Be planted within twelve (12) months of the date of removal of the original tree(s) or at an alternative date specified by the municipality;
3. Be monitored by the applicant for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months; and
4. Shall not be planted in temporary containers or pots, as these do not count towards tree replacement requirements.

Tree Replacement Requirements Table:

Category	Tree Removed (DBH)	Tree Replacement Criteria	Application fee
1	DBH of 2.5" (for street trees) or 6" (for non-street trees) to 12.99"	Replant 1 tree with a minimum tree caliper of 1.5" for each tree removed	\$35.00
2	DBH of 13" to 22.99"	Replant 2 trees with minimum tree calipers of 1.5" for each tree removed	\$35.00
3	DBH of 23" to 32.99"	Replant 3 trees with minimum tree calipers of 1.5" for each tree removed	\$35.00

4	DBH of 33" or greater	Replant 4 trees with minimum tree calipers of 1.5" for each tree removed	\$35.00
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C. Replacement Alternatives:

If the municipality determines that some or all required trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:

1. Plant replacement trees in a separate area(s) approved by the municipality in accordance with §350-28.
2. Pay a fee in accordance with §350-28 per tree removed. This fee shall be placed into a fund dedicated to tree planting and continued maintenance of the trees.

SECTION 5. Chapter 319 of the Borough Code of the Borough of South River, entitled Tree Removal and Woodland Management, is hereby amended as supplemented to amend §319-23- Violations and penalties; and additional remedies so as to read entirely as follows:

§319-23 ENFORCEMENT; VIOLATIONS AND PENALTIES; ADDITIONAL REMEDIES

Enforcement:

- a. This chapter shall be enforced by the South River Police Department, the South River Public Works Supervisor, and the South River Code Enforcement Officer and/or Municipal Officials of the Borough of South River, during the course of ordinary enforcement duties.
- b. Any person(s), corporation or entity who is found to be in violation of the provisions of this chapter shall be subject to a fine not exceeding two thousand dollars (\$2,000.00) or lieu of said fine be required to plant additional trees.

SECTION 6. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 7. 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 8. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of South River, in the County of Middlesex, State of New Jersey, held on April 22nd, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 13th day of May, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 4-22-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

The Borough Clerk read Ordinance 2024-22 by title only.

ORDINANCE 2024-22

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 350 OF THE TOWNSHIP CODE, ENTITLED "ZONING"

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of South River, County of Middlesex, State of New Jersey, that Chapter 350- Zoning and Ordinance No. 2023-7 shall be amended and supplemented as follows:

SECTION 1. Chapter 350 of the Borough Code of the Borough of South River, entitled Zoning, are hereby amended as supplemented to amend §350-28(G)(5) so as to read entirely as follows:
§350-28 Tree Removal and Woodlands Management

G.

(5) a. If there are 10 or less replacement trees required by the tree replacement formula in section (2), the applicant may

i. provide replacement trees on site or on public property with the Borough's prior consent; or ii. make a contribution to the Borough of South River Tree Replacement Fund at a rate of \$250 per tree removed. This fee shall be placed into a fund dedicated to tree planting and continued maintenance of trees.

b. If there are 10 or more replacement trees but less than or equal to 20 replacement trees required by the tree replacement formula in section (2), then the applicant may

- i. provide replacement trees on site or on public property with the Borough's prior consent; or
- ii. make a contribution to the Borough of South River Tree Replacement at a rate of \$150 per tree removed. This fee shall be placed into a fund dedicated to tree planting and continued maintenance of trees.

c. If there are more than 20 replacement trees required by the tree replacement formula in section (2), then the applicant may

- i. provide replacement trees on site or on public property with the Borough's prior consent; or
- ii. make a contribution to the Borough of South River Tree Replacement Fund at a rate of \$50 per tree removed. This fee shall be placed into a fund dedicated to tree planting and continued maintenance of trees.

SECTION 2. After introduction of this ordinance, the Borough Clerk shall send a copy of this ordinance to the Borough Planning Board for its review and comment. The Borough Clerk shall also send a copy of the ordinance to the Middlesex County Planning Board pursuant to N.J.S.A. 40:55D-16.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. 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 5. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of South River, in the County of Middlesex, State of New Jersey, held on April 22nd, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 13th day of May, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 4-22-24

April 22, 2024 Council Regular Meeting Minutes- ADOPTED 6/10/24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

DEPARTMENTAL/PROFESSIONAL REPORTS

Borough Engineer Bruce Koch

- **NJDOT FY 2023 Local Aid Program**
 - The borough received a \$681,405.00 grant Leonardine Ave. from the OBT to Grand Ave., Prentice Ave., from Willet Ave. to Sheldon Ave., & Beryl St. from Cleveland Ave., to Wilcox. We are working on the project design.
- **NJDOT FY 2023 Local Transportation Projects Grant**
 - The borough received a \$575,000 grant for improvements to Albourne Street from Ferris Street to Seppi Avenue, Franklin Street from Wilson Avenue to Pulawski Avenue and Olchaskey Avenue from Kamm Avenue to Prentice Avenue. We submitted a proposal for the engineering/surveying services associated with same.
- **NJDOT FY 2024 Local Aid Program**
 - The NJDOT has awarded the Borough a grant in the amount of \$606,980.00 for the Improvements to Darrow Street from Virginia Street to Bright Street, Dailey Street from Ferris Street to John Street and John Street from Colfax Street to George Street. We are working on the project design.
- **NJDOT FY 2024 Local Transportation Projects Grant**
 - According to the NJDOT SAGE site, applications are being accepted for the above program. Applications must be submitted by June 30, 2024.
- **2023 Electrical Substation Maintenance**
 - We processed the executed Change-order for the replacement of the batteries associated with Switch House #3 DC Voltage.
- **NJDEP Stormwater Assistance Grant Application**
 - Our survey department has performed the services on this year's portion of the project up to the initial allocation.

Chief Financial Officer Joseph Zanga

- Speaks on Resolutions 2024-164, 2024-168, and 2024-173

DPW Director Adriano Soares

- Spring hydrant flushing will be on 5/9
- There will be a shred event on May 11th.

Fire Department Chief Craig Miller

April 22, 2024 Council Regular Meeting Minutes- ADOPTED 6/10/24

- Estimated 119 alarms
- All vehicles are working. The Chief's vehicle is being serviced.

Police Chief Mark Tinitigan

- No report

Borough Clerk Alyssa Hager

- No report

Borough Attorney Andrea Wyatt

- No report

Borough Administrator Londensky

- Speaks on Resolutions 2024-163, 2024-167, and 2024-172
- The elevator at the Police Department is being repaired.

COUNCIL LIAISON REPORTS

Councilman Gurchensky

- No report

Council President Oliveira

- Speaks on Parks and Recreation
- The last budget meeting was on 4/20. Thanks the budget committee for all their hard work during this process.
- Spring sports are in effect.

Councilman Krenzel

- No report

Councilman Dziemian

- Thanks the budget committee for all their hard work.

Councilwoman Balazs

- Speaks on the paper shredd event.

PUBLIC COMMENT

Mayor Guindi opened the floor for Public Comment.

Joe Donato, 30 Dailey Street, Mr. Donato speaks on the JCP&L lighting on Main Street. There is discussion on resolution 2024-151 and BA Londensky explains. There is more discussion on the Electrical Substation Maintenance and BA Londensky explains. There is also discussion on resolution 2024-162.

John Frost, 2 Schack Avenue, Mr. Frost speaks on the water rate increase and Council President Oliveira explains. There are also discussions on replacement of sewer lines and Borough Engineer Bruce Koch explains.

Resident named Nicholas, speaks on an awarded grant for 25 East Street.

Being that no one else came forward for public comment, Mayor Guindi requested motion to close. Councilman Ciulla motioned to close; seconded by Councilman Gurchensky. All in Favor.

MAYORAL APPOINTMENTS

- None

WHEREAS RESOLUTION 2024-01 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 2024-162 TO 2024-176

RESOLUTION 2024-162

RESOLUTION AWARDING A CONTRACT TO CME ASSOCIATES FOR PROFESSIONAL SERVICES RELATED TO PRELIMINARY DESIGN OF A RECREATION CENTER AT GREKOSKI PARK

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River, in the County of Middlesex and State of New Jersey that CME Associates is authorized to perform professional engineering services related to the Preliminary Design of a Recreation Center at Grekoski Park, as outlined in the Borough Engineer's letter dated April 4, 2024, at a cost not to exceed \$16,800.00; and

BE IT FURTHER RESOLVED that the Chief Financial Officer of the Borough has certified the availability of funds in account 4-01-44-901-219.

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

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-163

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF MARTIN MCGOUGH AS MECHANIC FOR THE BOROUGH OF SOUTH RIVER PUBLIC WORKS DEPARTMENT

WHEREAS, the South River Director of Public Works, Adriano Soares, recommends Martin McGough to temporarily fulfill the duties of an employee out on medical leave; and

WHEREAS, the Borough of South River Mayor and Council desire to approve said recommendation of temporary appointment.

NOW, THEREFORE, BE IT RESOLVED, the Borough of South River Mayor and Council, do hereby authorize the temporary appointment of Martin McGough for the position of Mechanic within the Borough of South River Public Works Department with a rate of pay of \$30.00 per hour for the period of April 8th through April 30th.

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

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 April 22nd, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-164
RESOLUTION AUTHORIZING THE LEASE OF PHOTOCOPYING EQUIPMENT

WHEREAS, there exists a need for copy machines in the Administrative Office in the Borough of South River;
and

WHEREAS, there exists a state contract with a registered vendor known as Kyocera Document Solutions under contract number 24-Food-65011 (M-2075) through which contract municipalities are authorized by law to acquire same without meeting the requirements of the public bidding laws of the State of New Jersey; and

WHEREAS, it is the governing body's desire to lease the aforementioned copy machines from the said state authorized vendor; and

WHEREAS, Kyocera Document Solutions has offered a sixty (60) month fair market value lease which includes parts, labor and supplies (except paper and staples), installation, delivery and training; and

WHEREAS, said lease pricing inclusive of cost per copy is estimated to be \$600.00 per month; and

WHEREAS, the Chief Financial Officer of the Borough has certified the availability of funds in accounts 4-01-20-120-213, 4-01-20-130-213, 4-01-25-270-213, 4-02-55-502-202 and 4-03-55-502-202 and will also be provided in subsequent years municipal budgets.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the appropriate officials be and they are hereby authorized to execute the appropriate documents in order to acquire the aforesaid copy machines from the referenced vendor.

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

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 April 22nd, 2024.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-165

RESOLUTION AUTHORIZING THE APPOINTMENT OF ALEKSANDRA LUKIANOV TO THE POSITION OF PART TIME DISPATCHER

I, Peter S. Guindi, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Aleksandra Lukianov to the position of Part Time Telecommunicator/Dispatcher within the South River Police Department, at a rate of \$20.00/hr., effective as of April 22nd, 2024, pending results of a comprehensive background and fingerprint investigation, medical examination and drug screen.

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

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 April 22nd, 2024.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-166

RESOLUTION AWARDING A CONTRACT TO SOCKLER REALTY SERVICES GROUP, INC FOR APPRAISAL SERVICES

WHEREAS, there exists a need for appraisal services related to Borough Tax Appeals; and

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WHEREAS, the Borough has solicited a proposal for such services; and

WHEREAS, Sockler Realty Services Group, Inc. has submitted an advantageous proposal in accordance with the Borough request; and

WHEREAS, the Borough Council desires to award a contract to Sockler Realty Services Group, Inc. for appraisal services related to Borough tax appeals in an amount not to exceed \$7,500.00; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the award of contracts for “Professional Services” and requires that the resolution and contract be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of South River, County of Middlesex, State of New Jersey as follows:

1. That the governing body does hereby award a contract for appraisal services related to Borough tax appeals to Sockler Realty Services Group, Inc., in an amount not to exceed \$7,500.00.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, a contract with Sockler Realty Services Group, Inc. in a form acceptable to the Borough Attorney.
3. That this contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts law because it is for services to be performed by a person or persons authorized by law to practice a recognized profession.
4. That a notice of this action shall be printed in the official newspaper of the as required by law.
5. That a Certificate of Availability of Funds is attached hereto and incorporated herein. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract: 4-01-20-150-205.
6. A certified copy of this Resolution shall be provided to the Chief Finance Officer, Borough Tax Assessor, and Sockler Realty Services Group, Inc.

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

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 April 22nd, 2024.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-167

**RESOLUTION AUTHORIZING THE SOLICITATION OF REQUEST FOR PROPOSAL FOR PROFESSIONAL SERVICES
FOR UNI-DIRECTIONAL FLUSHING PLAN FOR THE BOROUGH OF SOUTH RIVER DISTRIBUTION SYSTEM**

WHEREAS, the State of New Jersey implemented the “New Jersey Local Unit Pay- to-Play” Law under P.L. 2004, Chapter 19 (as amended by P.L. 2005, c.51) N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, said Statute affects all Municipalities and Counties, and their agencies that enter into contracts with a value over \$17,500.00 and further requires that all such contracts with a value over \$17,500.00 (aggregation rules apply) be awarded pursuant to a “Fair and Open” or a “Non-fair and Open” process, both of which are defined by law; and

WHEREAS, the Borough of South River has determined to solicit a request for proposal of for professional services under a “Fair and Open Process”; and

WHEREAS, the Borough of South River shall also establish criteria for its proposal/qualification evaluation in considering a fair and open contract award.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the Borough of South River shall proceed with a notice for solicitation of proposals and qualifications for professional services under a “Fair and Open Process” for Uni-Directional Flushing Plan

BE IT FURTHER RESOLVED that each of the proposals that are submitted will be evaluated by the Mayor and Borough Council of the Borough of South River by determining those deemed to be the most advantageous and beneficial to the Borough of South River including the following criteria:

- a) Experience and reputation in the field;
- b) Knowledge of the Borough of South River and the subject matter to be addressed under the proposed contract as well as familiarity with the Borough of South River and its procedures as well as its ongoing matters;
- c) Availability to accommodate any required meetings of the agency;
- d) Such other factors, if demonstrated, to be in the best interest of the Borough of South River

BE IT FURTHER RESOLVED that the Borough Clerk shall utilize the attached Public Notice and have the same placed on the Borough website or such other location as determined by the Mayor and Council to be appropriate permitting receipt of proposals and qualifications for a period of not less than 10 days.

BE IT FURTHER RESOLVED, that upon receipt of said proposals and qualifications by the Borough Administrator the same shall be reviewed for compliance with the criteria aforesaid and provided to the Borough Clerk for the appropriate appointments to be made by the Mayor with the advice and consent of the Borough Council pursuant to statute.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>						X
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilman Krenzel</i>			X			

Council President Oliveira		X	X			
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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 April 22nd, 2024.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-168

RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF A RADIO DISPATCH CONSOLE FOR THE BOROUGH OF SOUTH RIVER POLICE DEPARTMENT UNDER STATE CONTRACT 83909 BY STATE AUTHORIZED VENDOR MOTOROLA SOLUTIONS, INC.

WHEREAS, there exists a need for the purchase of a radio dispatch console for the Police Department in the Borough of South River; and

WHEREAS, there exists a state contract with a registered vendor known as Motorola Solutions, Inc. under contract number 83909 through which contract municipalities are authorized by law to acquire same without meeting the requirements of the public bidding laws of the State of New Jersey; and

WHEREAS, it is the governing body's desire to acquire a radio dispatch console from the said state authorized vendor for \$343,146.50; and

WHEREAS, the Chief Financial Officer of the Borough has certified the availability of funds for the purchase of a radio dispatch console in account C-06-23-020-102.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the appropriate officials be and they are hereby authorized to execute the appropriate documents in order to acquire the aforesaid Radio Dispatch Console from the referenced vendor.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Balazs	X		X			
Councilman Ciulla						X
Councilman Dziemian			X			
Councilman Gurchensky			X			
Councilman Krenzel			X			
Council President Oliveira		X	X			

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 April 22nd, 2024.

Alyssa Hager, RMC
Municipal Clerk

Borough of South River

RESOLUTION 2024-169
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>
65-999-005-759 CD	ARCHITECTURAL METAL PANELS LLC 13 A JULES LN NEW BRUNSWICK, NJ 08901	\$318.82
65-999-008-811 CD	GLADIS MARGARITA CASTRO MANZANARES 53 WHITEHEAD AVE SOUTH RIVER, NJ 08882	\$79.71
66-999-001-692 WATER PREVIOUS	DAMION COORE 10 ALBERT ST SOUTH RIVER, NJ 08882	\$1715.84
65-999-008-344 CD 65-999-008-344 ELEC CURRENT	DANIEL GONCALVES DOS ANJOS HUBIRLENE DANIANE DOS ANJOS 53 WHITEHEAD AVE SOUTH RIVER, NJ 08882	\$101.34 \$40.63
65-999-005-562 CD	VALERIANO JIMENEZ OROZCO 2 LEROY ST APT 1 SOUTH RIVER, NJ 08882	\$140.18
65-999-006-713 CD	RAMON LICIAGA RIVERVIEW DR C11 SOUTH RIVER, NJ 08882	\$88.33
65-999-007-289 CD	LAURA FEDERICO & GASTON PALAMARA 590 AMBOY AVE PERTH AMBOY, NJ 08861	\$89.86
65-999-008-494 ELEC CURRENT 65-999-008-494 ELEC PREVIOUS	DANIEL SANTOS 22 ROSE ST SOUTH RIVER, NJ 08882	\$285.00 \$296.57
65-999-008-365 CD	JONATHAN WILLIAMS ELIAS SANES DOROTHY VANNESA JAUREGUI SANTANA 8 PIERSON ST	\$42.63

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SOUTH RIVER, NJ 08882

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

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 April 22nd, 2024.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-170
RESOLUTION AUTHORIZING APPOINTMENT OF XAVIER GONZALEZ AS LABORER A FOR THE BOROUGH OF SOUTH RIVER SANITATION DEPARTMENT

WHEREAS, the South River Director of Public Works, Adriano Soares, recommends Xavier Gonzalez for the position of Laborer A within the Sanitation Department with a starting salary of \$19.36 per hour pursuant to the Local 255 United Service Workers Union Contract; and

WHEREAS, the Borough of South River Mayor and Council desire to approve said recommendation of appointment for Xavier Gonzalez.

NOW, THEREFORE, BE IT RESOLVED, the Borough of South River Mayor and Council, do hereby authorize the appointment of Xavier Gonzalez for the position of Laborer A within the Borough of South River Sanitation Department with a starting salary of \$19.36 per hour pursuant to the Local 255 United Service Workers Union Contract on or about April 22, 2024.

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

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-171
RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, ADOPTING THE BOROUGH POLICY FOR REQUESTS TO
APPLY FOR GRANT FUNDING

WHEREAS, the Borough of South River encourages all Borough Committees, Boards and Authorities, including various Borough related non-profits to search for relevant grant and funding opportunities for the Borough; and

WHEREAS, the Borough desires to implement formal procedures to ensure all grants applications submitted to various agencies on behalf of the Borough are properly authorized by the Borough Council of the Borough of South River; and

WHEREAS, the Borough policy attached hereto as Schedule A provides procedures in which Borough Committees, Boards and Authorities, including various Borough related non-profits can apply for grants on behalf of the Borough; and

WHEREAS, the Borough of South River wishes to adopt the Procedure to Request Authorization to Apply for a Grant or Funding on Behalf of the Borough attached hereto as Schedule A.

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

1. That the Procedure to Request Authorization to Apply for a Grant or Funding on Behalf of the Borough is hereby adopted and available in the office of the Borough Clerk.
2. That the Clerk will provide a copy of this resolution and attachment to all Borough Committees, Boards and Authorities.
3. That a certified copy of this resolution shall be forwarded to the Borough Administrator, CFO and Assistant to the Business Administrator for Special Projects.

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

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-172
RESOLUTION OF LOCAL SUPPORT FOR SUITABILITY OF CANNABIS BUSINESS TO GARDEN RIVER, INC.

WHEREAS, operators of a proposed cannabis business are required to demonstrate local support for the suitability and appropriateness of its business location from a municipality pursuant to N.J.A.C. 17:30-5.1(g) and/or pursuant to the provisions of N.J.S.A. 24:6I-7.2(4); and

WHEREAS, pursuant to the provisions of N.J.S.A. 17:30-5.1, the Borough of South River has adopted Ordinance No. 2021-08 creating Chapter 120 as amended, to license and regulate cannabis businesses and Ordinance No. 2021-07 amending Chapter 350 to authorize certain marketplace classes of licensed cannabis businesses in designated zoning districts; and

WHEREAS, the applicant, Garden River, Inc., has sought such a resolution of support to apply for a State license to operate a licensed Cannabis Class 1 Cultivator facility at the address 141-143 Russell Ave, South River, NJ 08882, Block 305 Lots 3 and 4; and

WHEREAS, the applicant, Garden River, Inc., Green Alchemy, LLC, was approved by the South River Zoning Board of Adjustment on March 26th, 2024; and

WHEREAS, the Borough has reviewed and considered the request of Garden River, Inc. to conduct the cannabis business at the location described above; and

WHEREAS, the Borough has determined that it has authorized the type of cannabis business license being sought by the License-Applicant to operate within its jurisdiction; and

WHEREAS, the Borough has determined the proposed location is suitable and appropriate for the proposed activity related to the operations of the proposed cannabis business to be conducted; and

WHEREAS, to the extent the Borough has imposed a limit on the number of licensed cannabis businesses within its jurisdiction, the issuance of a license to the License-Applicant by the Cannabis Regulatory Commission would not exceed that limit as of the date of this Resolution; and

WHEREAS, the Borough wishes to authorize the issuance of the resolution of local Garden River, Inc., for a Class 1 Cultivator facility at the location proposed herein.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South River, County of Middlesex, State of New Jersey, as follows:

1. That the governing body does hereby authorize the issuance of this resolution of local support for Garden River, Inc., for the purposes described herein.
2. That a certified copy of this resolution shall be provided by the Municipal Clerk to the applicant, Garden River, Inc., and the State of New Jersey.

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

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-173
RESOLUTION AUTHORIZING APPOINTMENT OF 2024 RECREATION DEPARTMENT EMPLOYEES

I, Peter S. Guindi, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint the following to positions for the 2024 Recreation Department Employees effective as of April 22, 2024.

Referees: Flag Football

Jair Lamb

\$25.00/game

Michael Marchesi

\$20.00/game (Jr. Ref)

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

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 April 22, 2024.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-174
RESOLUTION ACCEPTING THE BOROUGH OF SOUTH RIVER COUNCIL MEETING MINUTES

April 22, 2024 Council Regular Meeting Minutes- ADOPTED 6/10/24

BE IT RESOLVED by the Mayor and Council of the Borough of South River that the April 8th, 2024, Regular and Executive Session Meeting Minutes are approved.

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

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-175
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 \$2,371,588.60 and previously paid claims in the amount of \$2,413,150.25 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 Balazs</i>	X		X			
<i>Councilman Ciulla</i>						X
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilman Krenzel</i>			X			
<i>Council President Oliveira</i>		X	X			

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024 –176

**RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY
AUTHORIZING THE EXECUTION OF AN EMPLOYMENT AGREEMENT WITH ARTHUR LONDENSKY AS THE
BUSINESS ADMINISTRATOR**

WHEREAS, Mr. Arthur Londensky currently serves as the Borough's Business Administrator; and

WHEREAS, the Borough of South River and Mr. Londensky have agreed to various terms and conditions of employment; and

WHEREAS, the Borough Council desires to authorize the execution of a employment agreement which contains the aforementioned terms and conditions of employment.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of South River, County of Middlesex, State of New Jersey, as follows:

1. That the governing body does hereby authorize the execution of the employment agreement with Mr. Arthur Londensky attached hereto as schedule A.
2. That a certified copy of this resolution, together with a copy of the agreement between the parties, shall be forwarded to the Mr. Arthur Londensky, CFO and Borough Labor Counsel.

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

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 April 22, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

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

Councilman Krenzel

- Speaks on the 4/20 Budget meeting.
- Expresses gratitude to Council President Oliviera, wishes him the best.

Councilwoman Balazs

- Happy Mother's Day.

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- Expresses gratitude to Council President Oliveira, wishes him the best.

Councilman Gurchensky

- Thank you to all public safety officers.
- Earth Day
- Speaks on Neighborhood Watch.
- Expresses gratitude to Council President Oliveira, wishes him the best.

Councilman Dziemian

- Neighborhood Watch meeting on Thursday, April 25 at the VFW at 6 pm.
- Expresses gratitude to Council President Oliveira, wishes him the best.

Council President Oliveira

- Expresses his gratitude to South River for his time on council.

Mayor Guindi

- Hydrant Flushing
- Thanks the budget committee for their hard work.
- 4/17 Chamber of Commerce.
- 4/19 News 12 event.
- Neighborhood Watch meeting on 4/25.
- Expresses gratitude to Council President Oliveira, wishes him the best.
- Happy Mothers Day

ADJOURNMENT

Being no further business; Mayor Guindi requested motion to adjourn. Councilman Dziemian motioned to adjourn; seconded by Councilman Ciulla. All in favor. Meeting adjourned at 8:15 pm.

Respectfully submitted,

Alyssa Hager

Alyssa Hager, RMC
Borough Clerk