

REGULAR MEETING MINUTES
JULY 10, 2023
MAYOR AND BOROUGH COUNCIL
MEETING NO. 11

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 July 10, 2023, and was called to order by Mayor Krenzel at 7:00 PM with the following Council Members in Attendance:

Mayor and Council Roll Call	Present	Absent	Excused Tardy
<i>Mayor John M. Krenzel</i>	X		
<i>Council President Tony Ciulla</i>	X		
<i>Councilwoman Donna Balazs</i>	X		
<i>Councilman Peter Guindi</i>	X		
<i>Councilman James Gurchensky</i>	X		
<i>Councilwoman Julie Meira</i>	X		
<i>Councilman Jason Oliveira</i>	X		

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

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, 2023, 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.

PROCLAMATION

- None

AGENDA SESSION

- None

ORDINANCE– SECOND READING & PUBLIC HEARING

ORDINANCE NO. 2023 –22

**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 155 ENTITLED “FEES”**

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 155 of the Borough Code of the Borough of South River, entitled "Fees" is

hereby amended so as to amend Section 155.19.1 entitled "Section 22-62, Recreation program and park fees" as follows:.

§ 155.19.1 Section 22-62, Recreation program and park fees.

- A. Baseball (t-ball, rookie, minor, major leagues): \$45.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

- B. Basketball (fundamentals, K through 2, 3rd through 5th, 6th through 8th): \$60.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

- C. Softball (gidgets, juniors, seniors): \$45.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

- D. Wrestling: \$100.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

- E. Street hockey and Street Hockey Fundamentals: \$45.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

- F. Aerobics, men's fitness, zumba and yoga: \$30.

Additional fees:

- (1) After registration closed: \$10.

(2) For nonresidents: \$10.

G. Summer Recreation Early Dropoff Program.

(1) One child: \$100.

(2) Two children: \$150.

(3) Three or more children: \$200.

H. Soccer and Soccer Fundamentals \$75.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

I. Tennis: \$50.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

J. Athletic field lighting fees:

1. When any sports team, league or organization seeks to reserve the use of a Borough athletic field at night(s), with the use of lighting, it shall be charged a lighting fee of \$25.00 per hour for the use of the electricity on lighted fields.
2. Fees shall be billed in one-half-hour increments per use, rounded up, based on the amount of the time reserved.
3. All fees will be collected up front, based on the amount of field time reserved, at the beginning of each season.
4. If there are any hours paid for and not used, due to rainouts or other cancellations, said fees shall be refunded in a reasonable time following the end of the sports season.
5. Borough Sponsored Recreation Leagues and Borough Schools shall be exempt from the lightening fee in Section J(1). Borough Recognized Youth Sport Organizations will be exempt from the fee in Section J(1) pursuant to the terms of the grant agreement.

K. Athletic field use fees:

1. When any sports team or league seeks to reserve the use of a Borough athletic field, it shall be charged a fee for the use as set forth below:
 - i. \$25 per two-hour increment for resident teams or Non-Profit organizations;
 - ii. \$50 per two-hour increment for non-resident or For-Profit organizations.
2. All fees will be collected up front, based on the amount of field time reserved, at the beginning of each season.

3. If there are any dates paid for and not used, due to rainouts or other cancellations, said fees shall be refunded in a reasonable time following the end of the sports season.
4. Borough Sponsored Recreation Leagues and Borough Schools shall be exempt from the use fee in Section K(1). Borough Recognized Youth Sport Organizations may be exempt from the fee in Section K(1) pursuant to the terms of the grant agreement.

L. Cheerleading Gymnastics:

- (1) One Session: \$45.
- (2) Mommy and Me Program: \$45.
- (3) Competition Team:
 - a. July -April \$ 650.
 - b. September-April\$ 320.
 - c. October-April \$ 280.
 - d. Payment for Competition Team can be spread out equally over 10 months due on the 1st of each month.
- (4) Additional fees:
 - a. After registration closed: \$10.
 - b. For nonresidents: \$10.

M. Volleyball-Adult and Youth: \$50.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

N. Spring Flag Football: \$115.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

O. Agility Class- Adult and Youth: \$45.

Additional fees:

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

P. Quilting: \$100.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

Q. Art: \$80.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

R. Running and Track: \$45.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

S. All head coaches will receive a free registration for that particular sport. If the sport requires equipment/uniforms, the coach will be responsible for the difference.

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.

Councilman Oliveira motioned to waive the full reading; seconded by Councilwoman Balazs. All in Favor. The Clerk read Ordinance 2023-22 by title only. Mayor Krenzel opened the floor for public hearing of Ordinance 2023-22 only.

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

Adopted 7-10-23

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

<i>Councilman Gurchensky</i>		X	X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>			X			
<i>Council President Ciulla</i>			X			

ALYSSA GUGLIETTI, RMC
MUNICIPAL CLERK

ORDINANCE – FIRST READING

The Borough Clerk read Ordinance 2023-23 by title only.

ORDINANCE NO. 2023 –23

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 212, Lot 6.03 to JOHN J. HERGUTH JR. IN ACCORDANCE WITH THE PROVISIONS N.J.S.A. 40A:12-13 (b) AND N.J.S.A. 40A:12-13.2

WHEREAS, the Borough of South River is the owner of Block 212, Lot 6.03 which is undersized lot under the current ordinances of the municipality; and

WHEREAS, the Borough of South River desires to sell said property; and

WHEREAS, the Borough of South River has determined that the fair market value of Block 212, Lot 6.03, is \$3,300.00; and

WHEREAS, N.J.S.A. 40A:12-13.2 requires the municipality to first offer said property to the adjoining property owners for purchase; and

WHEREAS, the contract purchaser of the adjoining property, John J. Herguth Jr., has agreed to purchase Block 212, Lot 6.03, from the Borough of South River for the sum of \$3,300.00; and

WHEREAS, N.J.S.A. 40A:12-13(b)(5) provides for the authorization of said transfer of property by ordinance.

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. That in accordance with the requirements of N.J.S.A. 40A:12-13(b)(5), the governing body does hereby authorize the sale of Block 212, Lot 6.03, to the contract purchaser of the adjoining

property, John J. Herguth Jr., said property being undersized, and the adjoining property owner agrees to purchase said property for the fair market value of said property.

SECTION 2. That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents to transfer title to said property by Quitclaim Deed to John J. Herguth Jr., for the sum of \$3,300.00. John J. Herguth Jr. shall be responsible for the payment of the municipality's costs in conveying said property. A requirement of the transfer of the property is that it be consolidated with the adjoining property owned by the purchasers.

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 July 10, 2023, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 31st day of July 2023, 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 7-10-23

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

ALYSSA GUGLIETTI, RMC

BOROUGH CLERK

DEPARTMENTAL/PROFESSIONAL REPORTS

Engineers Report

- NJDOT 2020 and 2021 Local Aid Projects and the Curb and Sidewalks 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)
 - We are processing the final payment.
 - NJDOT 2021 Roadways
 - Albourne Street (Cleveland Ave. to Wilbur St);
 - Ferris Street (Cleveland Avenue to Darrow Street)
 - We are processing the final payment.
- NJDOT FY 2022 Local Aid Program
 - The borough received a \$457,410.00 grant for Appleby Avenue, Morningside Avenue, and 5th Street. The striping is scheduled to be completed next week.
- NJDOT FY 2023 Local Aid Program
 - We applied for Leonardine Ave. from the OBT to Grand Ave., Prentice Ave. from Willett Ave. to Sheldon Ave. & Beryl St. from Cleveland Ave. to Wilcox Ave. According to the NJDOT PMRS site the borough has received a \$681,405.00 grant. We are working on the project design.
- NJDOT FY 2023 Local Transportation Projects
 - We applied for 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.
- NJDOT FY 2024 Local Aid Program
 - We applied for 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.
- 2020 Electrical Substation Maintenance
 - The training is complete. We are processing the final payment.
- Water Treatment Plan Upgrades
 - The work is substantially complete.
- NJDEP Stormwater Assistance Grant Application
 - The Borough has been awarded a \$25,000 grant. We are preparing a proposal for the mapping.

Councilman Guindi speaks on Fitzpatrick Park and would like to know what is going on and Mr. Koch answers.

Chief Financial Officer Joseph Zanga

- Resolutions 2023-219 and 2023-224.

Fire Chief Scott Wolf

- Final inspection for the new engine will be done tomorrow. It may be delivered by the end of the month or beginning of August.
- Thank you to everyone who helped with the fire on Herman Street.

Councilwoman Meira asks if the cause of the fire has been determined and the Fire Chief states it is still under investigation.

Chief of Police Mark Tinitigan

- Two new police officers on the agenda tonight. Sergeant Christopher Flores and a new officer Kyle Jensen.

DPW Director Adriano Soares

- The new garbage and dump trucks have come in.

Councilwoman Meira thanks DPW Soares for mulching the trees on Main Street.

Borough Clerk

- No report

Borough Attorney

- No report

Borough Administrator Londensky

- For the first half of the year, the water testing has come back clean. It meets the qualifications of the NJDEP.
- Resolution 2023-232.

COUNCIL LIAISON REPORTS

Councilman Guindi

- Municipal Alliance will be held this Thursday, 7/13.
- National Night Out will be held on August 1.

Councilwoman Balazs

- The Board of Health will have their Blood Drive event on 7/27 from 1 pm- 7 pm on 55 Reid Street. You will receive New York Mets tickets when you donate.
- The Food Bank is running their Annual School Supplies Drive. The drop off locations will be Corpus Christi Church, Holy Trinity Episcopal Church, and the South River Food Bank. The deadline for donations is 8/16.

Council President Ciulla

- The EDC has suspended their meetings until September due to summer vacations.

Councilman Gurchensky

- OOA has two prepaid events. The first event is this Friday, the Ice Cream Social
- The Monthly Mingle will be on 7/28. Call the office to see if you can still sign up.
- The OOA office will be closed on 7/14 and 7/21.

Councilwoman Meira

- The Library has said goodbye to one of their oldest employees.
- The Library will be starting their summer programs but will be closing on Saturdays during the summer.
- Story Time will be starting this week at the garden.
- There are a lot of teachers retiring this year. The next BOE meeting will be at the end of the month.
- Has been in contact with Assemblyman Sterley Stanley and have gotten South River another motor vehicle mobile unit that will be held on 7/24 from 10 am – 2 pm at 100 John Street.

Councilman Oliveira

- Summer Rec has started with 280 participants.
- The Recreation Department will be offering gymnastics and tennis after summer rec to help alleviate stress from parents.
- Cheerleading practice is under way at Veterans Park.
- There are over 40 participants for yoga.

Mayor Krenzel

- Congratulations to the Library retirement.
- Keep Antonio Toto in your thoughts and prayers.

PUBLIC COMMENT

Mayor Krenzel opened the floor for Public Comment.

Shaun Haussermann, 211 Willett Ave, Mr. Haussermann would like clarification from the last council meeting regarding resolutions that were added onto the agenda after closed session. Mr. Haussermann questions why the resolutions were not announced to the public and Mayor Krenzel answers. There are discussions on the additional resolutions that were added on. There is discussion on the settlement resolution and the amount of the settlement. Mr. Haussermann makes a comment regarding the councils outreach for various projects in South River. Mr. Haussermann makes a comment regarding the recent accident on Whitehead Avenue.

Being that no one else came forward for public comment, Mayor Krenzel requested motion to close. Councilwoman Balazs motioned to close; seconded by Council President Ciulla. All in Favor.

CONSENT RESOLUTIONS 2023-218 TO 2023-238

"Whereas Resolution 2023-01 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".

The Borough Clerk read the resolution titles on the consent agenda.

RESOLUTION 2023-218

**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 the pump and aerial, 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 3-01-26-315-216; 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 \$25,295.73 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>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-219

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:

NJDEP- Stormwater Assistance Grant \$25,000.00

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

NJDEP- Stormwater Assistance Grant \$25,000.00

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-220

**RESOLUTION AUTHORIZING FIREWORKS DISPLAY BY SOUTH RIVER RECREATION DEPARTMENT ON AUGUST 11, 2023
WITH A RAIN DATE OF AUGUST 12, 2023**

WHEREAS, the South River Recreation Department of the Borough of South River has requested permission to make a public display of fireworks at the launch site on the South River Board of Education property known as Denny Stadium, Block 191, Lots 1, 2, and 3.3 in the Borough of South River, County of Middlesex on Friday, August 11, 2023 (rain date Saturday, August 12, 2023).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of South River that permission is granted, on the following conditions:

1. D&M Fireworks, LLC, the contractor, shall be placed in charge of the display.

2. The contractor shall post with the Borough Clerk pursuant to NJAC 5:70-3.1(a) 31, F-3103.4 a bond or certificate of insurance in the sum of \$5,000,000.00, conditioned for the payment of all damages which may be caused either to a person or persons, or to property, by reason of such display.
3. The contractor shall comply with all required regulations and instructions issued by the Middlesex County Fire Marshal and obtain the necessary permit; and shall solicit the cooperation of the South River Board of Education, South River Police Department, South River Fire Department, Borough Contracted EMS Service and South River Office of Emergency Management.
4. The fireworks display shall not commence later than 11:30 p.m.

BE IT FURTHER RESOLVED that the Chief Financial Officer of the Borough has certified the availability of funds in account 3-01-28-371-211 for \$11,500.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to transmit a certified copy of this resolution to the following:

- a. Middlesex County Fire Marshal
- b. South River Recreation Department
- c. South River Board of Education
- d. South River Police Department
- e. Borough Contracted EMS Service
- f. South River Office of Emergency Management
- g. D&M Fireworks, LLC
- h. Bureau of Explosives of the Department of Labor

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-221
RESOLUTION AUTHORIZING SALARIES FOR NON-UNION EMPLOYEES

WHEREAS, the Borough of South River is in need of certain officials and employees to administer, manage, and perform the day to day operations at the Borough of South River; and

WHEREAS, these officials and employees shall be compensated for the performance of their duties; and

WHEREAS, the compensation proposed for the incumbency in the following offices and positions shall fall within the salary range approved by the Mayor and Council of the Borough of South River; and

WHEREAS, the Borough of South River has attempted to break down the titles by operating unit for the sole purpose of indicating which offices and positions typically work together and not for the purpose of determining which title belongs to which unit.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, State of New Jersey, that the officials and employees listed are to be paid annual salaries effective from January 1 through December 31, or if otherwise listed separately for the following years subject to appropriation of funds for the said years:

<u>DEPARTMENT/TITLE</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>DEPARTMENT OF MUNICIPAL COURT</u>				
Court Administrator - CG	\$81,834.00	\$84,084.00	\$86,397.00	\$88,989.00
Municipal Court Judge – T M-C	\$25,000.00	\$25,688.00	\$26,394.00	\$27,186.00

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023.

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-222

RESOLUTION AUTHORIZING PROMOTION OF CHRISTOPHER FLORES TO POSITION OF SERGEANT IN THE POLICE DEPARTMENT OF THE BOROUGH OF SOUTH RIVER

WHEREAS, the position of Sergeant became available due to a vacancy; and

WHEREAS, Christopher Flores has participated, successfully completed and passed all aspects of the promotional testing procedures pursuant to Chapter 72-24 of the Borough Code; and

WHEREAS, Chief of Police Mark E. Tinitigan recommended to the Mayor and Borough Council that Christopher Flores be promoted to the position of Sergeant in the Police Department of the Borough of South River;

NOW, THEREFORE BE IT RESOLVED that I, John M. Krenzel, Mayor, with the advice and consent of the Borough Council of the Borough of South River, appoint Christopher Flores to the position of Sergeant in the South River Police Department, effective July 1, 2023.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-223

RESOLUTION AUTHORIZING PERMANENT STATUS TO POLICE OFFICER DANIEL AUCIELLO FOR THE BOROUGH OF SOUTH RIVER POLICE DEPARTMENT

WHEREAS, the Borough of South River Police Department Police Officer, Daniel Auciello, has passed the Police Academy and served his one year probationary period successfully; and,

WHEREAS, the South River Police Chief, Mark Tinitigan, recommends permanent status for said Police Officer; and

WHEREAS, the Borough of South River Mayor and Council desire to approve permanent status for Officer Auciello.

NOW, THEREFORE, BE IT RESOLVED, the Borough of South River Mayor and Council, do hereby authorize the permanent status of Police Officer Daniel Auciello within the Borough of South River Police Department retroactive to June 20, 2023.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>			X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman 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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-224

RESOLUTION AUTHORIZING THE BOROUGH OF SOUTH RIVER TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE SOUTH RIVER BOARD OF EDUCATION FOR BOROUGH OF SOUTH RIVER POLICE PRESENCE AT SCHOOL EVENTS

WHEREAS, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the Borough of South River to enter into a contract for the provision of certain governmental services with the South River Board of Education; and

WHEREAS, N.J.S.A. 40A:65-5 requires such a contract to be authorized by resolution or ordinance; and

WHEREAS, it is the desire of the governing body to authorize the execution of a Shared Services Agreement with the South River Board of Education to allow for Borough of South River Police presence at certain school events.

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

1. That the Mayor and the Borough Clerk of the Borough of South River are hereby authorized to execute and attest, respectively, a Shared Services Agreement with the South River Board of Education for Borough of South River Police presence at certain school events.
2. The term of this Shared Services Agreement shall be commence on the date of full execution and continue until June 30, 2025, subject to renewal/ extension by consent of the parties.
3. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Borough Clerk's Office during normal business hours.
4. That a certified copy of this resolution be forwarded to the South River Board of Education, the South River Police Department and the Chief Financial Officer.

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

Council President Ciulla			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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-225

RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AUTHORIZING THE REQUISITION OF FUNDS FOR PAYMENT TO THE CUSTODIAN OF THE SCHOOL MONIES

WHEREAS, pursuant to the applicable Statutes of the State of New Jersey, the Local School District is required to requisition funds for Operating Expense and Debt Service Expense from the Borough; and

WHEREAS, a requisition dated June 22, 2023 has been received from the Local School District for the following amount:

CURRENT OPERATING EXPENSE:	\$3,033,340.00
RESTORED FUNDS:	0.00
DEBT SERVICE EXPENSE:	0.00
TOTAL	\$3,033,340.00

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the Chief Financial Officer is hereby authorized and directed to draw the above stated amount from the proper accounts and pay to the Custodian of the School Monies the amount so drawn pursuant to the applicable Statutes of the State of New Jersey by August 10, 2023.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Balazs	X		X			
Councilman Guindi			X			
Councilman Gurchensky			X			
Councilwoman Meira			X			
Councilman Oliveira		X	X			
Council President Ciulla			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 July 10, 2023.

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-226

**RESOLUTION AUTHORIZING CONDITIONAL APPOINTMENT OF POLICE OFFICER KYLE JENSEN 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 Kyle Jensen 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 Kyle Jensen 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 Kyle Jensen 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 July 3, 2023.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-227

**RESOLUTION AUTHORIZING ST. MARY'S HOLY NAME SOCIETY A SPECIAL EVENTS PERMIT FOR A FAMILY
PARISH PICNIC TO BE HELD ON SEPTEMBER 10, 2023**

WHEREAS, St. Mary's Holy Name Society, located at 30 Jackson Street, South River New Jersey, has applied for a Special Events Permit for a Family Parish Picnic to be held at 30 Jackson Street, South River on Sunday, September 10, 2023, from 12:00 p.m. to 6:00 p.m.; and

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Mayor and Borough Council of the Borough of South River that the application of St. Mary's Holy Name Society for a Family Parish Picnic to be held at 30 Jackson Street, South River on Sunday, September 10, 2023, from 12:00 p.m. to 6:00 p.m. is hereby approved contingent upon the following:

1. Alcoholic beverages can only be served from 12:00 p.m. until 6:00 p.m. during the Fundraiser.
2. There must be at least five (5) identifiable non-drinking members either by tag, badge, shirt, etc. assigned by the organization to provide security.
3. A one-day permit for an Annual Picnic, if necessary, will be obtained by ABC.
4. Proof of Liability Insurance provided to the Borough of South River.
5. Said event must follow all the rules, regulations of State, County, and Local Government.
6. Subject to approval by the South River Police Department and compliance with any condition included in their approval.
7. No parking in the area of the entrance and driveway of the picnic area from front to back.
8. The entrance gate to the picnic area is to remain unlocked from the start time to the finish time.
9. All agency approvals such as Code Compliance, Police, County Board of Health, and Fire Marshal. Fire Marshal to be contacted by the applicant.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>					X	
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-228

RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF BOROUGH PROPERTY LOCATED AT BLOCK 212 LOT 6.03 TO ADJACENT PROPERTY OWNERS, IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5) AND N.J.S.A. 40A:12-13.2

WHEREAS, the Borough of South River has title to Block 212, Lot 6.03 in the Borough; and

WHEREAS, the Borough of South River desires to sell said property; and

WHEREAS, the Borough of South River has determined that the fair market value of Block 212, Lot 6.03, is \$3,300.00; and

WHEREAS, N.J.S.A. 40A:12-13.2 grants to adjoining property owners a right of first refusal to purchase such undersized lots; and

WHEREAS, the contract purchaser of the adjoining property, John J. Herguth Jr., has agreed to purchase Block 212, Lot 6.03, from the Borough of South River for the sum of \$3,300.00; and

WHEREAS, N.J.S.A. 40A:12-13(b)(5) provides for the authorization of said transfer of property by ordinance; and

WHEREAS, the governing body desires the authorize the execution of a contract of sale for the property to John J. Herguth Jr.

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 Mayor to execute and the Municipal Clerk to attest to a of a contract of sale with John J. Herguth Jr. for the Borough property located at Block 212, Lot 6.03, for its fair market value of \$3,300.00.
2. Said contract of sale is expressly contingent upon the adoption of Ordinance 2023-23, authorizing the transfer of the property.
3. A certified copy of this resolution shall be forwarded to the attorney for the purchaser.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023.

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-229
RESOLUTION GRANTING RENEWAL TO
CONSUMPTION LICENSES IN THE BOROUGH
OF SOUTH RIVER FOR THE PERIOD JULY 1, 2023 TO JUNE 30, 2024

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, 2023 until June 30, 2024; 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.

LICENSE

NUMBER:

1223-33-032-006

LICENSEE:

South River Pub, LLC
66 Main Street
South River NJ 08882

DBA TRADE NAME

South River Pub

1223-33-002-011

Paulo Santos
39 Hollander Street
South River, NJ 08882

Pocket License

1223-33-033-006

Portuguese Venture Inc.
25 Whitehead Avenue
South River, NJ 08882

Ria Mar Bar &
Restaurant

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-230

**RESOLUTION AUTHORIZING FINAL PAY ESTIMATE NO. 13 AND CLOSE-OUT CHANGE ORDER TO AC SHULTES, INC
FOR THE PROJECT KNOWN AS REDEVELOPMENT OF WELL NO. 2**

WHEREAS, the governing body has received a final payment Estimate No. 13 and Close-out Change Order request from the Borough Engineer for the project known as Redevelopment of Well No. 2, which work is being undertaken by AC Shultes Inc.; and

WHEREAS, the Borough Engineer has advised in a letter dated June 15, 2023 that the final Close-out Change Order request reflects the final contract quantities and supplementary items including reductions and increases in same due to field conditions encountered which resulted in an overall decrease in the original contract amount of \$6,454.00; and

WHEREAS, the Borough Engineer recommends acceptance of the work, as well as approval of the final Payment Estimate No. 13 and Close-out Change Order to AC Shultes in the amount of \$21,908.72, subject to the posting of a one-year maintenance bond in the amount of \$150,644.40.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the work performed by AC Shultes Inc. is accepted, the final payment Estimate No. 13 and Close-Out Change Order is approved and the appropriate Borough officials are authorized to make payment to the contractor in the amount of \$21,908.72.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-231
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.

ACCOUNT #
65-999-006-362 CD

PAYABLE TO:
EDUIN OMAR ALVAREZ JIMENEZ
21 DARROW ST

AMOUNT OF CHECK
\$140.07

SOUTH RIVER, NJ 08882

65-999-008-456 CD	ANDREW BENNETT 2431 PIMPERNEL DR WALDORF, MD 20603	\$157.94
65-999-002-260 CD	ADENILSON FERNANDES 30 DEXTER RD EAST BRUNSWICK, NJ 08816	\$124.44
65-999-895-973 CD	SERAFIM & JULIA FERREIRA 11 BRENNING PL SOUTH RIVER, NJ 08882	\$142.53
65-999-856-835 CD	JOAO & PAULA FRANCO 16 PRENTICE AVE 1 ST FLR SOUTH RIVER, NJ 08882	\$169.99
65-999-006-902 CD	IRAILDO & MARIA GOMES 31 WILLIAM ST APT 3 SOUTH RIVER, NJ 08882	\$162.39
65-999-003-317 CD	JOHEB KHAN 1404 WHITE PINE CIRCLE LAWRENCEVILLE, NJ 08648	\$135.61
65-999-006-708 CD	DANIEL MARTINEZ & GLADIS CASTRO 162 MAIN ST APT 1 SOUTH RIVER, NJ 08882	\$158.87
65-999-004-955 CD	HOPE PATTI & ANA MARIE PATTI 111 LEONARDINE AVE H3B SOUTH RIVER, NJ 08882	\$91.46
65-999-987-955 CD	LEISHA SMITH 6506 MILL ROAD EGG HARBOR TWP, NJ 08234	\$118.83
66-999-951-830 WATER PREVIOUS	MARY VIRGILI 43 NORTHSIDE AVE SOUTH RIVER, NJ 08882	\$778.21

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>			X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman 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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-232

RESOLUTION OPPOSING HR 3557 "AMERICAN BROADBAND ACT OF 2023"

WHEREAS, H.R. 3557, "American Broadband Act of 2023," was introduced with little notice and without full text on May 22, 2023, and was approved by the House Committee on Energy and Commerce, and ordered to be reported following markup only two days later on May 24, 2023; and

WHEREAS, prior to H.R. 3557's introduction, only a single hearing was held on the eventual contents, on April 19, 2023, before the House Communications Subcommittee, the testimony before which consisted exclusively of that from witnesses supportive of federal preemption and to which not a single state or local government representative was invited to testify; and

WHEREAS, H.R. 3557 would pre-empt local governments' rights-of-way compensation and management authority, zoning powers, cable franchising authority, and property rights; and

WHEREAS, the proposed bill would bestow on broadband providers an unprecedented federal grant of access to state and local public property, but impose no obligations on those providers to serve "unserved" and "underserved" Americans; and

WHEREAS, H.R. 3557 would mandate that siting decisions be "deemed granted" if not denied by a local government within 60 days, which is as little as 25 % of the time the federal government gives itself to make identical decisions concerning access to federal property; and

WHEREAS, H.R. 3557 would make virtually any local government decision not to allow the installation of a proposed wireless facility at a provider's request a "prohibition" preempted by federal law, and would require local governments to draft and publicly release a written explanation for the decision to deny an application on the same day it votes on the decision-a virtually impossible task because such written decisions typically require the examination and analysis of evidence presented to local council; and

WHEREAS, the bill would substitute the FCC for the local federal district court as the reviewing body for challenges to local government decisions regarding wireless facility applications, thus breaking the promise made by Congress in 1996 that local governments would not be required to travel to Washington to defend local decisions; and

WHEREAS, H.R. 3557 would also eliminate cable franchise renewals, thereby restricting the ability of state or local franchising authorities to enforce franchise obligations such as public, educational, and government channel capacity and facilities, customer service requirements, and system build-out requirements; and

WHEREAS, H.R. 3557 would affirmatively grant cable operators the right to use local rights-of-way to provide non-cable services while prohibiting localities from imposing any fees on non-cable services for use of those rights-of-way; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of South River opposes HR 3557 and urges the House and Senate not to pass this legislation.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Senate President, Vice President of the United States, Kamala Harris; Speaker of the House of Representatives, Senator Kevin McCarthy; Senator Cory Booker; Senator Bob Menendez; Representative Frank Pallone Jr.; President of the United States Joseph R. Biden; and New Jersey State League of Municipalities.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023.

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-233

RESOLUTION AWARDING A CONTRACT TO CME ASSOCIATES FOR PROFESSIONAL SERVICES RELATED TO NJDEP COMPLIANCE TO THE STORMWATER DISCHARGE MASTER GENERAL PERMIT

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 NJDEP Compliance to the Stormwater Discharge Master General Permit, as outlined in the Borough Engineer's letter dated July 5, 2023, at a cost not to exceed \$25,000.00; and

BE IT FURTHER RESOLVED that the Chief Financial Officer of the Borough has certified the availability of funds in account 3-01-41-812-201.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-234

**RESOLUTION AUTHORIZING FINAL PAY ESTIMATE NO. 7 AND CLOSE-OUT CHANGE ORDER TO JADS
CONSTRUCTION CO. FOR THE PROJECT KNOWN AS 2020 AND 2021 ROADWAY IMPROVEMENT**

WHEREAS, the governing body has received a final payment Estimate No. 7 and Close-out Change Order request from the Borough Engineer for the project known as 2020 and 2021 Roadway Improvement, which work is being undertaken by JADS Construction Co.; and

WHEREAS, the Borough Engineer has advised in a letter dated July 5, 2023 that the final Close-out Change Order request reflects the final contract quantities and supplementary items including reductions and increases in same due to field conditions encountered which resulted in an overall increase in the original contract amount of \$104,074.26; and

WHEREAS, the Borough Engineer recommends acceptance of the work, as well as approval of the final Payment Estimate No. 7 and Close-out Change Order to JADS Construction Co. in the amount of \$36,225.30 subject to the posting of a one-year maintenance bond in the amount of \$198,212.25.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the work performed by JADS Construction Co. is accepted, the final payment Estimate No. 7 and Close-Out Change Order is approved, and the appropriate Borough officials are authorized to make payment to the contractor in the amount of \$36,225.30.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-235

RESOLUTION AUTHORIZING THE WAIVER OF A SPECIAL EVENT PERMIT FEE

WHEREAS, the VFW Post 1451 has recommended that the requirements of Borough Code Chapter 288A entitled "Special Events" be waived during the Outdoor Concert event to be held on Saturday August 19, 2023, from 4:00 p.m. to 10:00 p.m.; and

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the said waiver of requirements of Chapter 288A is hereby approved.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>					X	
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-236

RESOLUTION ACCEPTING THE BOROUGH OF SOUTH RIVER COUNCIL MEETING MINUTES

BE IT RESOLVED by the Mayor and Council of the Borough of South River that the June 12, 2023, Regular and Executive Session Meeting Minutes are approved.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC

Municipal Clerk
Borough of South River

RESOLUTION 2023-237
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 \$1,372,570.24 and previously paid claims in the amount of \$1,291,270.69 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 Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2023-238

**RESOLUTION APPOINTING MEMBER OF THE BOROUGH OF SOUTH RIVER ECONOMIC DEVELOPMENT
COMMISSION**

I, John M. Krenzel, Mayor of the Borough of South River, with the advice and consent of the Council of South River, do hereby appoint the following as a member of the Economic Development Commission:

Ed Trygar

Term: 1/1/2023 – 12/31/2026

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Guindi</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Oliveira</i>		X	X			
<i>Council President Ciulla</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 July 10, 2023

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

****Councilman Gurchensky abstained from voting on Resolutions 2023-227 and 2023-235**

****Council President Ciulla abstained voting on Resolutions 2023-218, 2023-236, and on purchase orders 23-01641 and 23-01978.**

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

Councilwoman Meira

- Speaks on funding from the State. South River will be receiving \$75,000 of funding for a park improvement. Councilwoman Meira would like to know what can be done with the money that has been set aside in the budget for that certain park improvement and if it could possibly be used for grant writing for South River. Discussions ensue regarding this.
- School has finished at the end of June.
- Condolences to the Barbosa family. There will be support services at the schools for kids.
- Be safe and stay hydrated.

Councilman Gurchensky

- Thank you to all our public safety officers.
- South River has suffered another tragedy in town. Please be considerate.

Councilman Oliveira

- Much thanks for town members for coming together for a firework ceremony for the Barbosa family.
- Please continue to support the Barbosa family.

Council President Ciulla

- Much condolences to the Barbosa family.

Councilman Guindi

- Over 100 firefighters and 12 towns assisted in the fire on Herman Street. There is still brown water in that area.
- Reads a statement from Causeway Ice Cream regarding Bryan Barbosa.
- Much condolences to the Barbosa family.
- Thank you to the Police Department for their quick response.

Councilwoman Balazs

- Thank you to the South River residents for their support for the Barbosa family.

Mayor Krenzel

- Would like an update on the water meter project and would like to know where the money was applied to and BA Londensky answers.
- Grants are applied for and the borough does have grant writers.

- South River Day was a success and congratulations to the pastor of Corpus Christi.
- Much condolences to the Barbosa family.
- Thank you to the people who pulled the two vigils are the march together.
- Please teach your children bicycle safety.
- Please be careful when you are driving.

EXECUTIVE SESSION

RESOLUTION 2023-239

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:

- Litigation
- Property Acquisition

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 at 7:55 pm

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

Reconvene to Public Session at 8:41 pm

COUNCIL	MOTION	2 ND	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			

*The Borough Council did not take formal action after the Executive Session

ADJOURNMENT

Being no further business; Mayor Krenzel requested motion to adjourn. Councilwoman Balazs motioned to adjourn; seconded by Councilman Guindi. All in favor. Meeting adjourned at 8:42 pm.

Respectfully submitted,

Alyssa Guglietti

Alyssa Guglietti, RMC
Borough Clerk