

**REGULAR MEETING MINUTES
NOVEMBER 14, 2022
MAYOR AND BOROUGH COUNCIL
MEETING NO. 18**

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 November 14, 2022 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, Police Chief Mark Tinitigan, DPW Director Adriano Soares, 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 CRIMINAL JUSTICE BUILDING, 61 MAIN STREET, SOUTH RIVER OR REMOTELY VIA ZOOM HAS BEEN PUBLISHED IN THE HOME NEWS TRIBUNE ON JANUARY 6, 2022, POSTED ON THE MUNICIPAL BUILDING BULLETIN BOARD, THE BOROUGH WEBSITE, AND THE FRONT DOOR OF THE CRIMINAL JUSTICE BUILDING AT 61 MAIN STREET, SOUTH RIVER.

SALUTE TO THE FLAG AND MOMENT OF SILENCE

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

PROCLAMATION

None

AGENDA SESSION

- Bond Anticipation Notes, Series 2022A

Business Administrator Londensky speaks on the two bond sales that will be coming up in November and December. The bond sale in November is a no interest bond for \$22,000.

ORDINANCES – FIRST READING

The Borough Clerk read Ordinances 2022-35, 2022-36, and 2022-37 by title only.

ORDINANCE 2022-35

**AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF
MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER 120 OF THE
BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, ENTITLED
“CANNABIS”**

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

November 14, 2022 Council Regular Meeting Minutes- APPROVED 12/5/22

SECTION 1. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 120, entitled "Cannabis" so as to amend Section 120-7 entitled "Number of Licenses in the Borough" which shall read entirely as follows:

§ 120-7 Number of Licenses Permitted within the Borough.

- A. Class 1 – Five (5) total licenses.
- B. Class 2 - Five (5) total licenses.
- C. Class 3- Five (5) total licenses.
- D. Class 4 - Five (5) total licenses.
- E. Class 6 - Five (5) total licenses.

SECTION 2. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 120, entitled "Cannabis" so as to amend Section 120-10 entitled "Imposition and Rate of Cannabis Tax" which shall read entirely as follows:

§ 120-10 Imposition and Rate of Cannabis Tax.

A. A tax to be paid to the Borough by the Licensee as set forth in Section C below is imposed upon each of the following:

- 1. any sale by a cannabis grower (Class 1 License);
- 2. any sale by a cannabis processor (Class 2 License);
- 3. any sale by a cannabis wholesaler (Class 3 License); and
- 4. A user tax as required by statute.

B. The transfer tax authorized by this Section shall be assessed at the following rates:

- 1. 2% of the receipts from each sale by a cannabis grower;
- 2. 2% of the receipts from each sale by a cannabis processor; and
- 3. 1% of the receipts from each sale by a cannabis wholesaler.

C. A municipal user tax is hereby imposed at the equivalent transfer tax rates, on any concurrent license holder operating, more than one cannabis establishment. The user tax shall be imposed on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax imposed pursuant to this section, from the license holder's establishment that is located in the municipality to any of the other license holder's establishments, whether located in the municipality or another municipality.

D. For each calendar quarter, no later than thirty days after the close of the quarter, or at such other times as the Borough shall require:

(a) Every licensee shall file with the Borough a return setting out, in form satisfactory to the Borough:

- (1) The amount of sales by the licensee; and
- (2) The amount of tax owing based upon the sales.

(b) Simultaneously with the return, every licensee shall remit payment to the Borough such amounts as shown on the return or otherwise required by this Chapter.

(c) The Borough may require licensees to submit such other information as the Borough deems necessary for proper administration of this tax.

(d) The Borough is charged with enforcement and collection of this tax and is empowered to promulgate and enforce reasonable regulations for its enforcement and collection.

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 November 14, 2022, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 5th day of December, 2022, 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 11-14-22

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			
<i>Council President Ciulla</i>	X		X			

ALYSSA GUGLIETTI, RMC
BOROUGH CLERK

ORDINANCE 2022 –36

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, CREATING CHAPTER 201 OF THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, ENTITLED "LIABILITY INSURANCE REGISTRY"

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 create Chapter 201, entitled "Liability Insurance Registry" which shall read entirely as follows:

§ 201-1 Definitions.

CERTIFICATE OF INSURANCE. A document issued by an insurance company licensed to do business in the State of New Jersey including the policy holder's name, the address of the covered property, the policy effective and expiration dates, the type of coverage, the policy limits, the policy carrier and the names of any additionally insured parties.

§ 201-2 Registration required.

The owner of a business, a rental unit, or rental units located in the Borough of South River shall be required to register a certificate of insurance annually by January 1 of each year with the Municipal Clerk as follows:

A. The owner of any business located in the Borough of South River shall file a certificate of insurance in an amount no less than \$500,000 for combined property damage and bodily injury to or death of one or more persons in any accident or occurrence.

B. The owner of a rental unit or units, with the exception of multifamily homes containing four or fewer units one of which is owner occupied, located in the Borough of South River shall file a certificate of insurance in an amount no less than \$500,000 for combined property damage and bodily injury to or death of one or more persons in any accident or occurrence.

C. The owner of multifamily home containing four or fewer units one of which is owner-occupied located in the Borough of South River shall file a certificate of insurance in an amount no less than \$300,000 for combined property damage and bodily injury to or death of one or more persons in any accident or occurrence.

§ 201-3 Registration Fee.

Registration of a certificate of insurance is subject to a mandatory administrative fee of \$50.00 annually.

§ 201-4 Violations and penalties.

A. Any person violating or failing to comply with any other provision of this article shall, upon conviction thereof, be punishable by a fine of no less than \$500 and no more than \$5,000, as determined in the discretion of the Municipal Court Judge.

B. The violation of any provision of this chapter shall be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

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.

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 November 14, 2022, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 5th day of December, 2022, 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 11-14-22

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

ORDINANCE 2022-37

AN ORDINANCE AUTHORIZING VARIOUS FEDERAL HOUSING AND COMMUNITY DEVELOPMENT GRANT IMPROVEMENTS AND EQUIPMENT LOCATED IN THE BOROUGH OF SOUTH RIVER IN THE COUNTY OF MIDDLESEX, NEW JERSEY

Be it ordained by the Mayor and Borough Council of the Borough of South River in the County of Middlesex of the State of New Jersey, as follows:

Section 1. That pursuant of the applicable statutes of the State of New Jersey, there is hereby authorized:

- i. Daley's Pond, Park Improvements, \$81,841.00;

Section 2. That the sum of eighty-one thousand eight hundred forty-one dollars and nine cents (\$81,841.00) and the same is hereby appropriated for the purposes stated in Section 1 therefore and that the prior Capital Budget is hereby amended to provide for said appropriation.

Section 3. That there is presently available Federal Housing and Community Development Act funds in the amount of eighty one thousand eight hundred forty one dollars and nine cents (\$81,841.00), which sum is hereby appropriated for the purpose described in Section 1 thereof.

Section 4. This Ordinance shall take effect after the first publication thereof after final passage and approval in the manner provided 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 November 14th, 2022, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 5th day of December, 2022, 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 11-14-22

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

ALYSSA GUGLIETTI, RMC
BOROUGH CLERK

DEPARTMENTAL/PROFESSIONAL REPORTS

Borough Engineer Bruce Koch

- **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 issued an updated Punch-list for the project.
 - **NJDOT 2021 Roadways**
 - Albourne Street (Cleveland Ave. to Wilbur St);
 - Ferris Street (Cleveland Avenue to Darrow Street)
 - We issued an updated Punch-list for the project.
- **NJDOT 2022 Local Aid Program**
 - The borough received a \$457,410.00 grant for Appleby Avenue, Morningside Avenue, and 5th Street. The contractor anticipates starting utility work in about two weeks.
- **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.
- **2020 Electrical Substation Maintenance**
 - The contractor has ordered the SCADA system. We are waiting for them to schedule the replacement of the Contact Assemblies for the T2 Load Tap Chargers.

- **Well No. 2 Replacement**

- Bids for the Air Gap and the backflow preventer are scheduled to be received on November 30th. We are working on the design and bid documents for the Sodium Hypochlorite Storage Improvements.
- We will be scheduling the inspection of the 24 homes for the Lead/Galvanized Water Services Investigation with the Water Department.

Borough Clerk Alyssa Guglietti

- Election Day went well overall. A polling place opened late but the situation was rectified.

DPW Director Adriano Soares

- DPW will be closed Thursday, November 24th and Friday, November 25th. Garbage pickup will be on Wednesday, November 23rd.
- Recycling will be picked up on Saturday, November 26th. There will be no bulk pickup.
- These types of notifications can be found on the calendar, Facebook, the borough website, and through Nixel.

Police Chief Mark Tinitigan

- Much appreciation for the swearing in ceremony for Deputy Chief McKenna.
- The accident on Virginia Street is still in the hands of the prosecutor's office.

Borough Attorney Andrea Wyatt

- Resolution 2022-298 will be added to the consent agenda. This resolution is to authorize the borough attorney to formally offer for sale block 151 lot 2.01.

Borough Administrator Londensky

- East Brunswick had a water main break over the weekend. South River's interconnection was shut off with no added trouble with supplying the town with water.
- Resolution 2022-287 is to install playground equipment that was donated from a private citizen. This will be done in the first quarter of the year.

Councilwoman Meira would like clarification on resolution 2022-289. BA Londensky states they are being rejected because the bids came in too high compared to the money that was put away for the original bond. The newer meters can be adjusted, and the commercial meters will be left alone. The number of meters will be reduced, and we will go back out to bid again. There is discussion on whether the project will be bided out as a whole or if the project will be done in phases. Councilwoman Meira speaks on residents who still want to get water meter readers installed on their meters. BA Londensky states there is trouble obtaining meters. Mayor Krenzel states there is a hydrant on New Street that is covered with a plastic bag with water coming out of it and would like it to be checked on.

COUNCIL LIAISON REPORTS

Councilwoman Meira

- The Shade Tree Commission is working diligently to go over all the applications. There have been 11 requests for tree replacements.
- The Library Board is starting to get more events for December. There will be a financial planning event on December 3rd at 1pm.
- Every Tuesday there is a craft event at 4:30pm.

Councilman Gurchensky

- The OOA has one more affair before the end of the month.

- Thanksgiving is coming up and there is a lot more police presence on the streets.

Councilman Oliveira

- Basketball signups will be closing out on November 18th. Grades K-5th will start on November 21st and grades 6-8 will start on November 28th.
- Wrestling will start on November 28th with the registration date closing on November 18th.
- Competition Cheerleading will open sometime during the week of December 5th. Skill evaluations will start the week of December 12th for team placements.

Council President Ciulla

- No Report

Councilwoman Balazs

- No Report

Councilman Guindi

- No Report

Mayor Krenzel

- Comments will be saved for later.

PUBLIC COMMENT

Mayor Krenzel opened the floor for Public Comment.

Richard Byrne, 11 Bissett Place, Mr. Byrne speaks on the Shade Tree Commission and their plan to start growing more trees.

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

MAYORAL APPOINTMENTS

- None

CONSENT RESOLUTIONS 2022-283 TO 2022-298

"Whereas Resolution 2022-01 authorizes the Borough Council to utilize a Consent Agenda to adopt various resolutions of a routine and noncontroversial nature at one time. Now Therefore, Be It and It is Hereby Resolved that the below listed resolutions are hereby adopted by the Borough Council in whole as if the same were individually acted upon".

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

RESOLUTION 2022-283

RESOLUTION AUTHORIZING THE TEMPORARY SUSPENSION OF PARKING METERS FROM NOVEMBER 24, 2022 THROUGH DECEMBER 25, 2022

WHEREAS, in support of the downtown businesses during the 2022 holiday season and in an effort to help attract shoppers, the governing body of the Borough of South River would like to temporarily suspend the requirement to pay parking meter fees;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the governing body of the Borough of South River in the County of Middlesex and the State of New Jersey, that any requirement to pay parking meter fees shall

hereby be suspended from Thursday, November 24, 2022 through Sunday, December 25, 2022, with all meters to be bagged or otherwise covered during this period of time.

BE IT FURTHER RESOLVED that parking enforcement shall begin on Monday, December 26, 2022.

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

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-284

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 October 20, 2022 has been received from the Local School District for the following amount:

CURRENT OPERATING EXPENSE:	\$1,451,940.00
RESTORED FUNDS:	0.00
DEBT SERVICE EXPENSE:	<u>0.00</u>
TOTAL	\$1,451,940.00

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 December 9, 2022.

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

Councilman Gurchensky			X			
Councilwoman Meira			X			
Councilman Oliveira			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 November 14th, 2022.

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-285
RESOLUTION AUTHORIZING A PROPERTY TAX REFUND

WHEREAS, The following properties listed below applied for tax exempt status under the provisions for a total disabled veteran status in accordance with N.J.S.A. 54:4-3.30et seq, and

WHEREAS, the Tax Assessor reviewed and approved the application for the remainder of the 2022 tax year and the 2023 tax year, and

WHEREAS, the Tax Collector is recommending that these taxes for the 4th quarter of 2022 and the 1st and 2nd quarter of 2023 be cancelled accordingly, and refund taxes for the 4th quarter 2022.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of South River, County of Middlesex, State of New Jersey that the Tax Collector cancel 4th quarter taxes (and 1st and 2nd of 2023 which haven't been billed yet) and refund taxes for the 4th quarter 2022 in accordance with the following schedule:

<u>Block</u>	<u>Lot</u>	<u>Property Location:</u>	<u>Amount</u>
249	24	Adam M. Novrit	\$1576.26 – Cancelled and refunded (4 th quarter 2022)
		148 Johnson Pl	\$1519.32 – Cancelled (1 st & 2 nd quarter 2023)
		South River NJ 08882	

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Councilwoman Balazs		X	X			
Councilman Guindi	X		X			
Councilman Gurchensky			X			
Councilwoman Meira			X			
Councilman Oliveira			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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-286
RESOLUTION IN SUPPORT OF VISION ZERO

WHEREAS, traffic fatalities and serious injuries have been climbing since 2020; and

WHEREAS, Vision Zero is a strategy to eliminate all traffic fatalities and severe injuries, while increasing safe, healthy, and equitable mobility for all; and

WHEREAS, The Middlesex County Board of Commissioners has pledged to eliminate traffic fatalities and serious injuries on roadways in the County by 2040 and will work in partnership with municipalities, agencies, and other stakeholders to achieve that goal; and

WHEREAS, Assemblymen Robert Karabinchak and Daniel Benson and Senator Patrick Diegnan sponsored bills which created a commission to study the effectiveness of Vision Zero; and

WHEREAS, The Borough of South River supports policies and programs which reduce traffic crashes, deaths, and injuries.

NOW, THEREFORE, BE IT AND IS HEREBY RESOLVED, that the Borough of South River supports the goals of Vision Zero and supports the plan of the Middlesex County Commissioners to eliminate motor vehicle crashes, fatalities, and serious injuries by 2040.

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			

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-287
RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT AT DAILEY'S POND PARK VIA THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY UNDER CONTRACT 20/21-02 AND 20/21-22

WHEREAS, there exists a need to purchase and install playground equipment by the Borough of South River in the County of Middlesex of the State of New Jersey at Dailey's Pond Park; and

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WHEREAS, the Borough of South River is a member of the Educational Services Commission of New Jersey under contract 20/21-02 and 20/21-22; and

WHEREAS, Ben Shaffer Recreation Inc. and Whirl Construction are the authorized vendor of playground equipment and installation under the Educational Services Commission of New Jersey; and

WHEREAS, the Chief Financial Officer of the Borough has advised that funds are available in accounts C-06-21-009-101, C-06-22-015-101, 2-01-44-901-213, and E-17-05-041-004; and

WHEREAS, this contract is awarded without competitive bidding pursuant to the provision of *NJSA 40A: 11-11(5)* in the amount of \$131,111.10 to Ben Shaffer Recreation Inc. and \$109,376.00 to Whirl Construction; and

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River, in the County of Middlesex and the State of New Jersey that the appropriate Officials are hereby authorized to sign those documents necessary for the purchase of and install of playground equipment for Dailey's Pond Park.

BE IT FURTHER RESOLVED that said resolution is now of record and on file in the Office of the Borough Clerk and available for public inspection.

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

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-288

PROPERTY TAX REFUND

WHEREAS, the official tax records of the Borough of South River, New Jersey show certain adjustments, recessions, amendments, cancellations, corrections, refunds, and uncollectible should be made on certain accounts due to various reasons; and

WHEREAS, the Tax Collector recommends these changes as listed; and

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED that the Borough Tax Collector be and he is

authorized to make the necessary adjustments, indicated below and any attached list.

Block	Lot	Reason	Name& Address	Property Location	Amount
131	14	Duplicate 4 th Qtr Payment Refund	William & Carla Luna Pay to: Corelogic Centralized Refunds PO Box 9202 Coppel TX 72019-9760	320 Old Bridge Tpke	\$1784.52

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

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-289

RESOLUTION REJECTING THE BIDS FOR THE WATER METER REPLACEMENT PROJECT

WHEREAS the governing body of the Borough of South River in the County of Middlesex, State of New Jersey, had previously authorized and directed the Borough Clerk to advertise for receipt of sealed bids for Water Meter Replacement Project in accordance with specifications approved and filed in the Office of the Borough Clerk; and

WHEREAS, two bids were received on November 3, 2022; and

WHEREAS, the governing body reserved the right to reject any and all bids; and

WHEREAS, the governing body has decided to reject the bids as they exceed the allowable funding.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the governing body of the Borough of South River in the County of Middlesex, the State of New Jersey, that the bids received for the Water Meter Replacement Project are hereby rejected.

BE IT FURTHER RESOLVED that the Borough Clerk be authorized to re-advertise and re-bid the project.

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

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-290

RESOLUTION AUTHORIZING APPOINTMENT OF 2022-2023 WINTER RECREATION DEPARTMENT EMPLOYEES

I, John M. Krenzel, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint the following to positions for the 2022-2023 Winter Recreation Department Employees effective as of November 15, 2022.

Employees: Cheer Program

Terri Chandler	\$30.00/class
Stacey Lubczynski	\$30.00/class
Christine Santoro	\$30.00/class
Debra Lackey	\$30.00/class

Referees: Wrestling per Match

Matthew DeSantis: South River Recreation cost per Match \$80.00

Costs of matches are divided between South River and opponent of the scheduled match

Basketball Fundamentals

Nicole Jackson \$30.00 per class

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

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Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-291
RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER APPLICATION OF PLENARY RETAIL
DISTRIBUTION LICENSE 1223-33-013-011 FROM ROBBARR, LLC TO VIDA FELIZ, INC.

WHEREAS, an application has been filed for a person-to-person transfer of Plenary Retail Distribution License 1223-33-013-011, heretofore issued to Vida, Inc. for premises located at 19 Charter Drive, South River, New Jersey 08882; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED that the Borough of South River Mayor and Council do hereby approve, effective November 14, 2022, the transfer of the aforesaid Plenary Retail Distribution License to Vida Feliz, Inc and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Vida Feliz, Inc., effective November 14, 2022)."

BE IT FURTHER RESOLVED that copies of this Resolution are provided to the applicant of transfer and the State of New Jersey Alcoholic Beverage Control

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>		X	X			
<i>Councilman Gurchensky</i>			X			
<i>Councilman Guindi</i>	X		X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Olivera</i>			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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-292
RESOLUTION AUTHORIZING THE PURCHASE OF POLICE VEHICLES

WHEREAS, there exists the need to acquire three (3) new Police Vehicles by the Borough of South River in the County of Middlesex of the State of New Jersey; and

WHEREAS, the Borough of South River is a member of the Educational Services Commission of New Jersey under contract 20/21-09; and

WHEREAS, Mall Chevrolet, located in Cherry Hill, NJ is an authorized dealer of Police vehicles under the Educational Services Commission of New Jersey; and

WHEREAS, the Chief Financial Officer of the Borough of South River has advised that the funds are available in account 2-01-26-317-201 for the current year and will be appropriated in the next two succeeding budgets for the lease payments for two (2) new vehicles; and

WHEREAS, the Chief Financial Officer of the Borough of South River has advised that funds are available in account C-06-22-022-102 for the purchase of one (1) new vehicle; and

WHEREAS, this contract is awarded without competitive bidding pursuant to the provision of N.J.S.A. 40A:11-11(5) payable in three (3) lease payments of \$31,678.75 each for two (2) vehicles to Univest and \$44,012.49 for the purchase of one (1) new vehicle to Mall Chevrolet; and

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 and the State of New Jersey that the appropriate Borough Officials are hereby authorized to sign those documents necessary for the purchase of three (3) 2023 Chevy Tahoe from:

Mall Chevrolet
75 Haddonfield Rd.
Cherry Hill, NJ 08034

BE IT FURTHER RESOLVED that said resolution is now of record and on file in the Office of the Borough Clerk and available for public inspection.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>		X	X			
<i>Councilman Gurchensky</i>			X			
<i>Councilman Guindi</i>	X		X			
<i>Councilwoman Meira</i>			X			
<i>Councilman Olivera</i>			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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-293

RESOLUTION AUTHORIZING CERTAIN UTILITY REFUNDS

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

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

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

<u>ACCOUNT #</u>	<u>PAYABLE TO:</u>	<u>AMOUNT OF CHECK</u>
65-999-006-429 CD	SETH GARCIA CONTREAS SUMMERADEL ROSARIA DE LOS SANTOS 5705 GILKEY ST # B FORT KNOX, KY 40121	\$137.85
65-999-007-367 CD	MALCON RAFAEL DOS SANTOS RODRIGUES 81 WHITEHEAD AVE APT 1 SOUTH RIVER, NJ 08882	\$87.88
65-999-008-185 CD	IREM EROGLU 7000 JFK BLVD E APT 26 E GUTTENBURG, NJ 07093	\$146.41
65-999-857-880 CD	MICHAEL GOZICK 110 LEONARDINE AVE APT 1A SOUTH RIVER, NJ 08882	\$288.95
65-999-007-788 CD	INGRID YOCASTA ZABALA MARTINEZ 56 MAIN ST SOUTH RIVER, NJ 08882	\$422.84
65-999-930-403 ELEC CURRENT	PNC REALTY SERVICE	\$372.52
66-999-947-144 WATER CURRENT	C/O JEFF SHERMAN PO BOX 182725 COLUMBUS, OH 43218	\$1863.66
65-999-007-016 CD	CECILIA R. SILVA 89 WHITEHEAD AVE SOUTH RIVER, NJ 08882	\$144.17
65-999-895-071 CD	LILLIAN WAGENHOFFER 1 ARLINGTON AVE APT 305 SPOTSWOOD, NJ 08884	\$198.40

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>		X	X			
<i>Councilman Ciulla</i>			X			
<i>Councilman Guindi</i>	X		X			
<i>Councilman Gurchensky</i>			X			
<i>Councilwoman Meira</i>			X			
<i>Councilman 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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-294
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 October 24, 2022 Regular and Executive Session Meeting Minutes are approved.

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

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 November 14, 2022.

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-295
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 \$1,895,635.25 and previously paid claims in the amount of \$4,226,299.10 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.

November 14, 2022 Council Regular Meeting Minutes- APPROVED 12/5/22

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balasz</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	

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-296

RESOLUTION AUTHORIZING THE APPOINTMENT OF PETER ROSELLI AS ACTING LIEUTENANT

WHEREAS, pursuant to Chapter 72 of the Borough Code entitled "Department of Public Safety", the Chief of Police may designate a Sergeant to assume the duties and responsibilities of a Lieutenant in the absence of such officer, in order to maintain the efficiency of the Department; and

WHEREAS, the Chief of Police seeks to designate Sgt. Peter Roselli to serve temporarily as Acting Lieutenant of the Department, effective November 14, 2022.

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, State of New Jersey, that Sgt. Peter Roselli is hereby appointed to serve temporarily as Acting Lieutenant effective November 14, 2022 as set forth herein

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balasz</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			

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk

RESOLUTION 2022-297

RESOLUTION AUTHORIZING THE APPOINTMENT OF EDWARD DUMAS AS ACTING SERGEANT

WHEREAS, pursuant to Chapter 72 of the Borough Code entitled "Department of Public Safety", the Chief of Police may designate a Patrolman to assume the duties and responsibilities of a Sergeant in the absence of such officer, in order to maintain the efficiency of the Department; and

WHEREAS, the Chief of Police seeks to designate Ptl. Edward Dumas to serve temporarily as Acting Sergeant of the Department, effective November 14, 2022.

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, State of New Jersey, that Ptl. Edward Dumas is hereby appointed to serve temporarily as Acting Sergeant effective November 14, 2022 as set forth herein

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

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 November 14, 2022

Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2022-298

RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF BOROUGH PROPERTY LOCATED AT BLOCK 151 LOT 2.01 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 151, Lot 2.01 in the Borough; and

WHEREAS, the property is without a capital improvement, does not meet the minimum size required for development under the current zoning ordinances of the Borough of South River and is not needed for public use; 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 Borough of South River wishes to offer Block 151, Lot 2.01 for sale to the adjacent property owners in accordance with N.J.S.A. 40A:12-13.2; and

WHEREAS, the Tax Assessor of the Borough of South River has determined that the fair market value of Block 151, Lot 2.01, is \$7,900.00.

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 notice to the adjoining property owners of Block 151, Lot 2.01, of the Borough's desire to sell said property for its fair market value of \$7,900.00.
2. In the event that only one adjoining property owner wishes to purchase the Block 151, Lot 2.01, for its fair market value of \$7,900.00, then and in that event, the Borough will proceed to authorize the sale of Block 151, Lot 2.01, to said adjoining property owner by ordinance in accordance with state law.
3. In the event that more than one adjacent property owner wishes to purchase the Block 151, Lot 2.01, for its fair market value of \$7,900.00, then and in that event, the Borough shall conduct a Request for Bids for said property from the adjoining property owners interested in purchasing said property and shall authorize the sale of Block 151, Lot 2.01, to the adjoining property owner willing to pay the highest purchase price to the Borough of South River. The Borough Administrator is authorized to conduct a Request for Bids on a date and time to be determined, which shall be duly advertised in accordance with applicable law.
4. That the adjoining property owner who purchases Block 151, Lot 2.01, shall be responsible for the payment of the Borough Attorney fees and publication costs.

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			

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Alyssa Guglietti, RMC
Municipal Clerk
Borough of South River

**Councilman Guindi abstained from voting on resolution 2022-295.

**Council President Ciulla abstained from voting on resolution 2022-295

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

Councilman Guindi

- Explains the cannabis licensing procedure.
- Congratulations to the Pop Warner Cheerleaders.

- Congratulations to Anthony Ciulla and Donna Balazs on their election win. Much appreciation to Margaret and Emily for running.
- Congratulations to Deputy Chief John McKenna.
- Police cars are stationed around town. Please slow down.
- Have a Happy Thanksgiving.

Councilwoman Balazs

- Thank you to the fellow candidates, Emily and Margaret, for running in the election.
- The Veterans Day ceremony was very nice. Thank you to everyone that came out.
- Schools have half days this week. Please be careful of the children walking around.
- Happy Thanksgiving!

Council President Ciulla

- There will be a Poinsettia and Grave Blanket fundraiser at station 2 on Appleby Avenue. The orders will start and will go through to November 27th. Pickup will be December 3rd from 8 am to 12pm at the station. The Poinsettias will be \$6 and the Grave Blankets will be \$25. Please call phone numbers 732-690-0045 and 732-768-0273 to make an order.
- Thank you to Margaret and Emily for running in the election.
- Congratulations to Deputy Chief John McKenna.
- Have a happy and safe Thanksgiving.

Councilman Gurchensky

- Thank you to all the first responders. Thank you to the DPW and Police for their help on Veterans Day.
- Make sure there are no leaves blocking the storm drains.
- Happy Thanksgiving to all!

Councilman Oliveira

- Had the opportunity to help interview for a trustee position with a Human Services Organization in Middlesex County. The name of the organization is PRAB (Puerto Rican Action Board).
- Thank you everyone for all the hard work.
- Happy Thanksgiving to all!

Councilwoman Meira

- Much appreciation for resolution 2022-286 in support of Vision Zero.
- Congratulations to all Pop Warner teams.
- Junior and Varsity had their regional competitions and succeeded. This is the first time in the last 10 years that Pop Warner made it to Nationals.

Councilwoman Meira would like more clarification on the three ordinances on the agenda. Borough Attorney Andrea Wyatt explains Ordinance 2022-35. BA Londensky wanted the permits increased because of all the activity on certain buildings in town. Borough Attorney Wyatt explains the process of obtaining a license after the zoning board. Borough Attorney Wyatt explains Ordinance 2022-36. It is a requirement and South River does not have discretion. The Borough is entitled to a reasonable administration fee. There is no way to make a distinction between business owners and rental units underneath the new legislation. The administration fee is not a revenue raiser, it is to compensate for the work being done to appease the State. Mayor Krenzel states to leave the administration fee and to review it in a year.

- Have a Happy Thanksgiving! Please share any items to the food bank.

Mayor Krenzel

- Congratulations to everyone who ran in the election.
- The suspension of parking meters is done every year from Thanksgiving to Christmas. It is a way to boost business in South River.

- Speaks on the importance of Vision Zero.
- There have been a lot of various events happening in South River. The Veterans Day event was a success.
- Sign up for Nixels to keep yourself aware of South River events.
- Happy Thanksgiving to all!
- Support your small businesses.

ADJOURNMENT

Being no further business; Mayor Krenzel requested motion to adjourn. Councilman Guindi motioned to adjourn; seconded by Council President Ciulla. All in favor. Meeting adjourned at 7:50 pm.

Respectfully submitted,

Alyssa Guglietti

Alyssa Guglietti, RMC
Borough Clerk