

**REGULAR MEETING MINUTES
NOVEMBER 18, 2024
MAYOR AND BOROUGH COUNCIL
MEETING NO. 19**

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 18, 2024, and was called to order by Mayor Guindi at 7:00 PM with the following Council Members in Attendance:

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

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

IN COMPLIANCE WITH CHAPTER 231 OF PUBLIC LAW OF 1975, NOTICE OF THIS MEETING TO BE HELD AT THE CRIMINAL JUSTICE BUILDING, 61 MAIN STREET, SOUTH RIVER HAS BEEN PUBLISHED IN THE HOME NEWS TRIBUNE ON JANUARY 5, 2024, POSTED ON THE MUNICIPAL BUILDING BULLETIN BOARD, THE BOROUGH WEBSITE, THE FRONT DOOR OF THE CRIMINAL JUSTICE BUILDING AT 61 MAIN STREET, SOUTH RIVER.

SALUTE TO THE FLAG AND MOMENT OF SILENCE

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

PROCLAMATION:

- Pop Warner 9U Football Team Certificate of Appreciation

Mayor Guindi and Councilman DeSantis reads the following Proclamation:

*Mayoral Certificate
of Recognition*

On behalf of the Borough of South River, New Jersey, we extend our sincere congratulations to the South River Knights Pop Warner 9U Football Team for their exemplary achievements, culminating in the triumph as D3 Central Jersey Champions on November 10, 2024. This series of victories has not only showcased the team's dedication, teamwork, and competitive spirit but has also brought great pride and recognition to our community. We extend our gratitude to the coaches

and parents, whose guidance and support have been instrumental in nurturing the talents and sportsmanship of these young athletes. The Mayor, Borough Council, and the citizens of South River stand united in celebrating the accomplishments of these young stars, who exemplify the very best of our communities' values of perseverance and excellence.

Roster:

Tymir Brewer- Armani Diggs- Joseph Firestine- Ayden Graca- Carter Grzech- Kamron Guiste
Wilson- David Haney Jr.- Jayden Hernandez- James Jah Jr.- Ibrahim Jaynes- Weden Jules-
Hunter Lackey- Marlin Lackey- Michael Lewis- Alexander McCutcheon- Jackson McDaniel-
John Morell- Anthony Palmela- Isaac Penarredonda- Cameron Raffa- Scott Singer- Aiden
Spielsinger- Logan Urbanowicz

Coaches:

Eric McDaniel
Matt DeSantis
Dave Haney
Andre Palmela
Todd Singer
Kareem Wilson

AGENDA SESSION

- First Reading Ordinances- Borough Attorney Andrea Wyatt explains ordinances 2024-46 through 2024-49.

ORDINANCE– SECOND READING & PUBLIC HEARING

ORDINANCE NO. 2024 –44

**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): \$50.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

B. Basketball:

(1) Basketball League: \$75.

(2) Basketball Fundamentals: \$50.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

C. Softball (gidgets, juniors, seniors): \$50.

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: \$35.

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) Teams:
 - a. Varsity Cheer: \$ 1,000.
 - b. Imp ACT Cheer: \$ 500.
 - c. Pop Warner Cheer \$ 130.
 - d. Pop Warner Flag Football Cheer: \$75.
 - e. Crossover Comp Cheer to PW Cheer: \$25
- (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. Football:

- (1) Flag Football: \$75.
- (2) Pop Warner Football: \$175.
- (3) Pop Warner Flag Football: \$75.00

A sibling discount will be offered in the amount of \$25.00 for any family registering more than 1 child.

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. Art: \$80.

Additional fees:

(1) After registration closed: \$10.

(2) For nonresidents: \$10.

Q. Banquet Price:

(1) Adult: \$40.

(2) Child: \$25.

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/choreography/music, 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 Ciulla motioned to waive the full reading; seconded by Councilwoman Balazs. All in Favor. The Clerk read Ordinance 2024-44 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2024-44 only.

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

Adopted 11-18-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

ORDINANCE 2024-45

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

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

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

INTERSECTION

STOP SIGN ON

Kamm Avenue and James Street

Kamm Avenue in both directions

Kamm Avenue and David Street

Kamm Avenue in both directions

Leonardine Avenue and Sunset Street

Leonardine in both directions

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

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

Councilman Ciulla motioned to waive the full reading; seconded by Councilman Dziemian. All in Favor. The Clerk read Ordinance 2024-45 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2024-45 only.

Resident from 6 Ford Street, speaks on his disapproval of the traffic standards in South River and putting up stop signs.

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

Adopted 11-18-24

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

**ALYSSA HAGER, RMC
BOROUGH CLERK**

ORDINANCE– FIRST READING BY TITLE ONLY

The Borough Clerk read Ordinance 2024-46 by title only.

ORDINANCE NO. 2024-46

**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 50 ENTITLED LAND USE PROCEDURES**

WHEREAS, the Municipal Land Use Law provides that any municipality with a population in excess of 15,000 may establish a consolidated land use board by voter referendum; and

WHEREAS, the Borough of South River caused a referendum question to be placed on the ballot during the general election on November 5, 2024; and

WHEREAS, the voters passed a referendum to have the Borough of South River establish a consolidated land use board; and

WHEREAS, the Mayor and Council of the Borough of South River have determined that it would be in the public interest to establish a consolidated Land Use Board.

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. As of January 1, 2025, the Zoning Board of Adjustment of the Borough of South River is hereby abolished except that any applications then pending before said Zoning Board of Adjustment will continue to be heard in accordance with N.J.S.A. 40:55D-72.1.

SECTION 2. Chapter 50 of the Borough Code of the Borough of South River entitled Land User Procedures is hereby amended so as to delete Article II, Zoning Board of Adjustment in its entirety.

SECTION 3. As of January 1, 2025, the Planning Board of the Borough of South River is hereby abolished except that any applications then pending before said Planning Board will continue to be heard.

SECTION 4. Chapter 50 of the Borough Code of the Borough of South River entitled Land

Use Procedures is hereby amended so as to amend Article I entitled Planning Board in its entirety as follows:

Article I South River Land Use Board.

§50-1 Establishment.

In accordance with the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., the Borough of South River has instituted a nine (9) member Land Use Board to exercise, to the same extent and subject to the same restrictions, all the powers of a Planning Board and Board of Adjustment.

§50-2 Establishment.

- A. Establishment. The South River Land Use Board shall consist of nine (9) members which for convenience in designating the manner of appointment, shall have the four (4) following classes:
1. Class I – The Mayor of the Borough of South River, or the Mayor's designee in the absence of the Mayor;
 2. Class II – One of the officials of the municipality other than a member of the Borough Council, to be appointed by the Mayor
 3. Class III – A member of the Borough Council, to be appointed by it; and
 4. Class IV – Six (6) other citizens of the Borough of South River, to be appointed by the Mayor.
A member of the Environmental Commission who is also a member of the Land Use Board as required by N.J.S.A. 40:56A-1 shall be a Class IV Planning Board member. For the purpose of this section, membership on a municipal board or commission whose function is advisory in nature, and the establishment of which is discretionary and not required by statute, shall not be considered the holding of municipal office.
 5. All members of the Land Use Board shall be municipal residents.
- B. Terms.
1. The term of the member composing Class I shall correspond with his or her official tenure.
The terms of the members composing Class II and Class III shall be for one (1) year or terminate at the completion of their respective terms of office, whichever occurs first.
 2. The term of a Class II or Class IV member who is also a member of the environmental commission shall be for three years or terminate at the completion of his term of office as a member of the environmental commission, whichever occurs first. The term of a Class IV member who is also a member of the board of education shall terminate whenever he is no

longer a member of such other body or at the completion of his Class IV term, whichever occurs first. The term of each Class IV member shall be four years.

3. Alternate Members. Alternate members of the Land Use Board shall be appointed by the Mayor and shall meet the qualifications for Class IV members of nine (9) member Planning Boards. The Mayor may, in the exercise of his or her discretion, appoint up to four (4) alternate members of the Board. Alternate members shall be designated at the time of appointment by the Mayor as "Alternate No. 1", "Alternate No. 2", etc. The terms of the alternate members shall be for two (2) years, except that the terms of the alternate members shall be such that the term of not more than one (1) alternate member shall expire in any one (1) year; provided, however, that in no instance shall the terms of the alternate members first appointed exceed two (2) years. Alternate members of the Land Use Board of the Borough of South River shall be municipal residents.
 4. Pursuant to NJSA 40:55D-25(c), Class I and Class III members may not participate in the consideration of any applications of development which involve relief pursuant to subsection (d) of N.J.S.A. 40:55D-70.
- C. Participation of Alternate Members. Alternate members may participate in all matters but may not vote except in the absence or disqualification of a regular member of any class. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote. Participation of alternate members shall not be deemed to increase the size of the Planning Board.
- D. All terms shall run from January 1 of the year in which the appointment was made, except as otherwise specified herein.
- E. Conflicts. No member of the Land Use Board shall be permitted to act on any matter in which he or she has, either directly or indirectly, any personal or financial interest. In the event that the Land use shall lack a quorum of members eligible to act upon an application because of either direct or indirect personal or financial interest therein, alternate members of the Land Use Board will be called upon according to number.

- F. Vacancies. If a vacancy of any class shall occur in a manner other than by expiration of term, it shall be filled by appointment for the unexpired term.
- G. Removal. Any member other than a Class I member, after a public hearing if he or she requests one, may be removed by the Borough Council for cause.
- H. All regular and alternate members of the Land Use Board shall be required to successfully complete a course in land use law and planning which has been authorized by the New Jersey Commissioner of Community Affairs and/or New Jersey planning officials within 18 months of assuming Board membership. No new member of the Land Use Board shall be seated as a first-term member or alternate member of the Land Use Board unless the person agrees to complete the basic course required and complete that course within 18 months of assuming Board membership. The Mayor or Class I member, a member of the governing body serving as a Class III member, and any person licensed as professional planner shall be exempt from this requirement

§50-3 Organization of the Land Use Board.

The Land Use Board shall elect a Chairman and Vice-Chairman from the members of Class IV and shall elect a Secretary who is either a member or alternate member of the Planning Board or a municipal employee designated by it. An alternate member of the Land Use Board shall not serve as Chairman or Vice-Chairman of the Land Use Board. The Land Use Board may employ, or contract for, and fix the compensation of legal counsel (other than the Municipal Attorney), experts, and other staff, including but not limited to a Board Secretary, and services utilizing funds appropriated by the Borough Council for its use. The costs of such counsel, experts and other assistance shall not exceed the amounts appropriated to the Land Use Board by the Borough Council, unless reimbursable by an applicant. The Borough Council shall make provision in its budget and shall appropriate funds for the expenses of the Land Use Board.

§50-4 Adoption of Rules and Regulations.

The Board shall adopt bylaws governing its procedural operation and such rules and regulations as maybe necessary to carry into effect the provisions and purpose of this chapter. In the issuance of subpoenas, administration of oaths and taking of testimony, the provisions of the County and Municipal Investigations Law of 1953 (N.J.S.A. 2a:67a-1 et seq.) shall apply.

§50-5 Planning Board Powers of the Consolidated Land Use Board.

- A. The Consolidated Land Use Board shall have the following powers and duties:

1. To make and adopt and, from time to time, amend a Master Plan for the physical development of the municipality, including any areas outside its boundaries which, in the Board's judgment, bear essential relation to the planning of the municipality, in accordance with the provisions of N.J.S.A. 40:55D-28.
2. To administer site plan and land subdivision review in accordance with the provisions of this chapter and N.J.S.A. 40:55D-37 through 40:55D-59.
3. To grant exceptions from certain requirements for subdivision and site plan approval pursuant to N.J.S.A. 40:55D-51.
4. Informal Review. At the request of an applicant, the Planning Board may grant an informal review of a concept plan for a development for which the applicant intends to prepare and submit an application for development. The amount of any fees for such an informal review shall be a credit toward fees for review of the application for development. The applicant shall not be bound by any concept plan for which review is requested, and the Planning Board shall not be bound by any such review.
5. To consider and report to the Borough Council within thirty-five (35) days after referral to the Board as to any proposed development regulation submitted to it pursuant to the provisions of N.J.S.A. 40:55D-26(a) and also to pass upon other matters specifically referred to the Planning Board by the Borough Council pursuant to the provisions of N.J.S.A. 40:55D-26(b).
6. To participate in the preparation and review of programs or plans required by State or Federal law or regulations.
7. To assemble data on a continuing basis as part of a continuing planning process.
8. To perform such other advisory duties as are assigned to it by ordinance or resolution of the Borough Council for the aid and assistance of the Borough Council or for other agencies or officers, including, but not limited to, preparation of a capital improvements program pursuant to N.J.S.A. 40:55D-29.
9. To exercise the powers of a Zoning Board of Adjustment,

B. Meetings.

1. Meetings of the Land Use Board shall be scheduled no less often than once a month, and any meeting so scheduled shall be heard as scheduled unless canceled for lack of applications for development to process.
 2. Special meetings may be provided for at the call of the Chairman or on the request of any two (2) Board members, which meetings shall be held on notice to the Board's members and to the public in accordance with all applicable legal requirements.
 3. No action shall be taken at any meeting without a quorum being present.
 4. All actions shall be taken by majority vote of a quorum except as otherwise required by any provision of N.J.S.A. 40:55D-1 et seq.
 5. All regular meetings and all special meetings shall be open to the public. Notice of all such meetings shall be given in accordance with the requirements of the Open Public Meetings Law, N.J.S.A. 10:4-6 et seq. An executive session for the purpose of discussing and studying any matters to come before the Planning Board shall not be deemed a regular or special meeting.
- C. Minutes. The Secretary appointed by the Planning Board shall keep minutes of every regular or special meeting which shall include the names of the persons appearing and addressing the Board and of the persons appearing by attorney; the action taken by the Board; and the findings, if any, and reasons therefor made by the Board.
- D. Hearings.
1. Rules. Unless permitted to waive notice and public hearing by the provisions of this chapter or other applicable law, the Planning Board shall hold a hearing on each application for development submitted for its consideration and shall make rules governing conduct of applicants and others before the Planning Board.
 2. Filing of Documents. Any maps and documents for which approval is sought at a hearing shall be on file at the Zoning Office in the Borough Hall and available for public inspection during regular business hours.
 3. Oaths. The officer presiding at the hearing or such person as he or she may designate shall have the power to administer oaths and to issue subpoenas to compel the attendance of

witnesses and the production of relevant evidence, including witnesses and documents presented by the parties, and the provisions of the County and Municipal Investigations Law, N.J.S.A. 2A:67A-1 et seq., shall apply.

4. Testimony of all witnesses relating to an application for development shall be taken under oath or affirmation by the presiding officer, and the right of cross-examination shall be permitted to all interested parties through their attorneys, if represented, or directly, if not represented, subject to the discretion of the presiding officer and to reasonable limitations as to time and number of witnesses.
 5. Evidence. Technical rules of evidence shall not be applicable to the hearing, but the Board may exclude irrelevant, immaterial or unduly repetitious evidence.
 6. Records. The Planning Board shall provide for the verbatim recording of the proceedings by either stenographic, mechanical or electronic means. The Planning Board shall furnish a transcript or duplicate recording in lieu thereof on request to any interested party at his or her expense. The fee charged shall not exceed the actual cost of preparing the transcript or recording. Transcripts shall be certified in writing by the transcriber to be accurate
- E. Notice of Hearings. Notice shall be required for all site plan and subdivision applications. Whenever public notice of a hearing is required on an application for development, the applicant shall give notice thereof at least ten (10) days prior to the date of the hearing in accordance with the following requirements:
1. Public notice of a hearing on an application for development shall be given for all of the following:
 - a) Appeal of the determination of the Zoning Officer;
 - b) Variance;
 - c) Directive for issuance of a building permit; or
 - d) Preliminary or final subdivision plats or site plan approval or extension of such approval or extension of statutory guarantee;
 - e) Extension of approvals for five (5) or more years under N.J.S.A. 40:55D-49 and N.J.S.A. 40:55D-52;

- f) Modification or elimination of a significant condition or conditions in a memorializing resolution in any situation wherein the application for development for which the memorializing resolution is proposed for adoption required public notice; or
 - g) Requests for interpretation of the zoning map or ordinance or for decisions upon other special questions upon which the Planning Board is authorized to pass.
- 2. Public notice shall be given by publication in the official newspaper of the Borough, if there is one, or in a newspaper of general circulation in the Borough and shall conform with N.J.S.A. 40:55D-11 as to content.
- 3. Notice of hearing requiring public notice pursuant to this chapter shall be given by certified mail to the current owners of the tax lot or lots, located within two hundred (200) feet in all directions of the property which is the subject of such hearing and whether located within or without the municipality in which applicant's land is located.

§50-6 Environmental/Shade Tree Commission review.

Whenever the Environmental Commission has prepared and submitted to the Land Use Board an index of the natural resources of the municipality, the Land Use shall make available to the Environmental Commission an informational copy of every application for development to the Land Use Board. Failure of the Land Use Board to make such an informational copy available to the Environmental Commission shall not invalidate any hearing or proceeding.

§50-7 Time Limits.

- A. Minor subdivision and minor site plans. Minor subdivision and minor site plan approvals shall be granted or denied within 45 days of the date of submission of a complete application to the Land Use Board or within such further time as may be consented to by the applicant. Failure of the Land Use Board to act within the prescribed forty-five-day period shall constitute minor subdivision. Minor subdivisions shall expire 190 days from the date of Land Use Board approval unless within such period a plat in conformity with such approval and the provisions of the Map Filing Law (N.J.S.A. 46:23-9.9 et seq.), or a deed clearly describing the approved minor subdivision, is filed by the developer with the County Recording Officer, the Borough Engineer and the Borough Tax Assessor. Any such plat or deed must be signed by the Chairman and Secretary of the Land Use Board before it will be accepted for filing by the County Recording Officer.
- (1) The zoning requirements and general terms and conditions, whether conditional or otherwise, upon which minor subdivision approval was granted shall not be changed for a period of two years after the date on which the resolution of minor subdivision approval is adopted, provided that the approved minor subdivision shall have been duly recorded as provided in this subsection.
- (2) The Land Use Board may extend the one-hundred-ninety-day period for filing a minor subdivision plat or deed pursuant to § 295-24 and/or § 295-27 if the developer proves to the reasonable satisfaction of

the Land Use Board that 1) the developer was barred or prevented, directly or indirectly, from filing because of delays in obtaining legally required approvals from other governmental or quasi-governmental entities, and 2) the developer applied promptly for and diligently pursued the required approvals. The length of the extension shall be equal to the period of delay caused by the wait for the required approvals, as determined by the Land Use Board. The developer may apply for the extension either before or after what would otherwise be the expiration date.

- (3) The Land Use Board shall grant an extension of minor subdivision approval for a period determined by the Board but not exceeding one year from what would otherwise be the expiration date, if the developer was barred or prevented, directly or indirectly, from proceeding with the development because of delays in obtaining legally required approvals from other governmental entities and that the developer applied promptly for and diligently pursued the required approvals. A developer shall apply for the extension before what would otherwise be the expiration date of minor subdivision approval or the 91st day after the developer receives the last legally required approval from the other government entities, whichever occurs later.
- B. Preliminary approval of major subdivisions and major site plans. Upon submission of a complete application for a subdivision of 10 acres of land or less and 10 dwelling units or less, the Land Use Board shall grant or deny preliminary approval within 45 days of the date of such submission or within such further time as may be consented to by the developer. Upon submission of a complete application for a subdivision of more than 10 acres or more than 10 dwelling units, the Land Use Board shall grant or deny preliminary approval within 95 days of such submission or within such further time as may be consented to by the developer. Otherwise, the Land Use Board shall be deemed to have granted preliminary approval for either size subdivision or site plan.
- C. Ancillary powers. Whenever the Land Use Board is called upon to exercise its ancillary powers before the granting of a variance as set forth in § 50-10G, the Land Use Board shall grant or deny approval of the application within 95 days after submission by the developer of a complete application or within such further time as may be consented to by the applicant. Failure of the Planning Board to act within the period described shall constitute approval of the application, and a certificate of the administrative officer, as to the failure of the Planning Board to act, shall be issued on the request of the applicant.
- D. Final approval.
- (1) Application for final subdivision approval or site plan approval shall be granted or denied within 45 days of submission of a complete application or within such further time as may be consented to by the applicant. Failure of the Planning Board to act within the period prescribed shall constitute final approval.
 - (2) Final approval of a major subdivision shall expire 95 days from the date of signing of the plat unless within such period the plat shall have been duly filed by the developer with the county recording officer. The Planning Board may, for good cause shown, extend the period for recording for an additional period not to exceed 190 days from the date of signing of the plat.
 - (3) The Planning Board may extend the 95 days or the one-hundred-ninety-day period if the developer proves to the reasonable satisfaction of the Planning Board that (1) the developer was barred or prevented, directly or indirectly, from filing because of delays in obtaining legally required approvals from other governmental or quasi-governmental entities, and (2) the developer applied promptly for and diligently pursued the required approvals. The length of the extension shall be equal to the period of delay caused by the wait for the required approvals, as determined by the Planning Board. The

developer may apply for the extension either before or after what would otherwise be the expiration date.

§50-8 Zoning Powers of the Land Use Board.

A. The Land Use Board shall hereby exert all the powers of a Zoning Board of Adjustment and shall have the power to:

1. Hear and decide appeals where the appellant alleges that there is error in any order, requirement, decision or refusal made by the Zoning Officer based on or made in the enforcement of this chapter.
 - a) Appeals to the Land Use Board may be taken by any interested party. Each appeal shall be taken within the twenty (20) day period prescribed by N.J.S.A. 40:55D-72 by filing with the Land Use Board Secretary a notice of appeal together with fifteen (15) copies of the notice. The notice of appeal shall specify the grounds for the appeal. The officer from whom the appeal is taken shall immediately transmit to the Board all the papers constituting the record upon which the action appealed from was taken.
 - b) The Land Use Board shall render a decision on the appeal not later than one hundred twenty (120) days after the date of the appeal from the decision of the Zoning Officer. Failure of the Land Use Board to render a decision within the one hundred twenty (120) day period shall constitute approval of the appeal.
 - c) An appeal shall stay all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the Land Use Board, after the notice of appeal has been filed, that by reason of facts stated in the certificate a stay would, in his or her opinion, cause imminent peril to life or property. In such cases, proceedings shall not be stayed otherwise than by a restraining order which may be granted by the Superior Court of New Jersey, on application or notice to the officer from whom the appeal is taken and to the Borough Council, and on good cause shown.

- d) The Land Use Board may, in conformity with the provisions of N.J.S.A. 40:55D-1 et seq., reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination of the administrative order as ought to be made, and to that end the Land Use Board shall have all the powers of the Zoning Officer from whom the appeal was taken.
- 2. Hear and decide requests for interpretation of the Zoning Map or this chapter, in accordance with N.J.S.A. 40:55D-1 et seq.
- 3. Hear and decide requests for general variances ["C" Variances] as follows:
 - a) "(C)(1) Variance." Where, by reason of exceptional narrowness, shallowness or shape of a specific property; or by reason of exceptional topographic conditions or physical features uniquely affecting a specific piece of property; or by reason of an extraordinary and exceptional situation uniquely affecting a specific piece of property or the structures lawfully existing thereon, the strict application of any regulation pursuant to this chapter or N.J.S.A. 40:55D-1 et seq. would result in peculiar and exceptional and undue hardship upon the applicant for development of such property, grant, upon an application or an appeal relating to such property, a variance from strict application of such regulation so as to relieve such difficulties or hardship.
 - b) "(C)(2) Variance." Where, in an application or appeal relating to a specific piece of property, the purposes of this chapter and N.J.S.A. 40:55D-1 et seq., would be advanced by a deviation from this chapter's requirements and the benefit of the deviation would substantially outweigh any detriment, grant a variance to allow departure from regulations pursuant to this chapter and N.J.S.A. 40:55D-1 et seq.
- 4. Special Variance ["D" Variance]. In particular cases and for special reasons, the Land Use Board may grant a variance to allow departure from regulations pursuant to N.J.S.A. 40:55D-62 et seq. to permit

- a) a use or principal structure in a zone restricted against such use or principal structure,
- b) an expansion of a nonconforming use,
- c) deviation from a specification or standard pursuant to N.J.S.A. 40:55D-67 pertaining solely to a conditional use,
- d) an increase in the permitted floor area ratio as defined in N.J.S.A. 40:55D-4, or
- e) a height of a principal structure which exceeds by ten (10) feet or ten (10%) percent the maximum height permitted in the zone for a principal structure.

5. The Land Use Board shall, at least once a year, review its decisions on applications and appeals for variances and shall prepare and adopt by resolution a report on its findings on zoning ordinance provisions which were the subject of variance requests, together with its recommendations for zoning ordinance amendment or revision, if any. The report shall be filed with the Borough Clerk.

B. Expiration of Variances. Any variance from the items of this chapter hereafter granted by the Land Use Board pursuant to its Zoning powers, permitting the erection or alteration of any structure or structures or permitting a specified use of any premises, shall expire by limitation within one year from the date of entry of the judgment or determination of the Land Use Board, or in the case where a variance was granted in conjunction with the approval of a development application for a minor subdivision or site plan, the protection period for the variance shall run concurrently with the protection period for the respective development application, unless the applicable construction permits have been obtained or the permitted use has actually been commenced by that date; except, however, that the running of the period of limitation herein provided shall be tolled from the date of filing an appeal from the decision of the Land Use Board to the court of competent jurisdiction until the termination in any manner of such appeal or proceeding.

SECTION 5. That a copy of this ordinance shall be filed with the Clerk of the Middlesex County.

SECTION 6. 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 18th, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 9th day of December, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 11-18-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

The Borough Clerk read Ordinance 2024-47 by title only.

ORDINANCE NO. 2024-47

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

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex,

and State of New Jersey, as follows:

SECTION 1. Chapter 72 of the Borough Code of the Borough of South River, entitled "Public Safety, Department of," is hereby amended and supplemented so as to amend Article II entitled "Fire Department" so as to amend § 72-7 entitled, "Fire Committee" so as to read entirely as follows:

§ 72-7 Fire Committee.

A. The Fire Committee for South River Fire Department shall consist of the Company Presidents and Vice Presidents from Engine Company #1, Reliable Company and Summit Engine Company.

B. General Duties.

(1) It shall be the responsibility of the Fire Committee(s) to assist the Building Managers of the Department in assuring that this article is carried out by the members and officers of the Fire Department as is mentioned in § 72-3B.

(2) It shall be the responsibility of the Fire Committee(s) and Building Managers to monitor and regulate the operation and use of their respective fire stations. Any outside or non-Fire-Department use of the fire stations must be approved by the Fire Committee and Building Managers.

(3) The Fire Committee will annually appoint a building manager(s), who will act as a liaison to the Business Administrator for maintenance and repairs.

(4) Building Managers have the authority to go to Fire Committee to address members that have committed the infraction(s).

C. Access.

(1) Building managers are responsible to issue keys/fobs. No keys/fobs holders shall admit any non-fire personnel into the building (ie: contactors, inspectors, etc.) unless authorized by the building managers.

(2) All non- keys/fobs holders guests shall be accompanied by a member.

(3) All holders of keys/fobs departing shall return all keys/fobs to the Building Managers.

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

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

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of South River, in the County of Middlesex, State of New Jersey, held on November 18th, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 9th day of December, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 11-18-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

The Borough Clerk read Ordinance 2024-48 by title only.

ORDINANCE 2024 -48

**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 288A ENTITLED "SPECIAL EVENTS"**

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 288A of the Borough Code of the Borough of South River, entitled "Special Events," is hereby amended and supplemented so as to amend § 288A-1 entitled, "License required; exemptions; term defined." to read entirely as follows:

A. No person, persons, firm, corporation or entity shall permit any outdoor special event or hold any parade within the Borough of South River without having first obtained a license from the Borough of South River in the manner and upon the conditions hereinafter set forth.

B. The following shall be exempt from obtaining an outdoor special event/parade permit:

1. The Borough of South River or any of its boards, commissions or agencies.
2. Bona fide scholastic and interscholastic contests or officially sponsored affairs.
3. Flag raising ceremonies provided that the flag raising ceremony is a singular event with no subsequent outdoor special event which would require a permit and the person, persons, firm corporation or entity submits a flag raising application to the Borough and receives approval therefor.

C. As used in this chapter, the following term shall have the meaning indicated:

1. OUTDOOR SPECIAL EVENT shall mean any kind of outdoor show, concert, circus, carnival, theatrical or live musical performance and/or rally held out-of-doors within the Borough of South River
2. PARADE shall mean any parade, march, ceremony, show, exhibition, pageant, procession of any kind, or any similar display in or upon any street, park or other public place in the Borough. A parade does not include funeral processions, Students going to and from school classes or participating in educational activities, provided that such conduct is under the immediate supervision and direction of the proper school authorities or a governmental agency acting within the scope of its functions.

SECTION 2. Chapter 288A of the Borough Code of the Borough of South River, entitled "Special Events," is hereby amended and supplemented so as to amend § 288A-2 entitled, "Application for license: to add the following subsection:

M. If the Special event or parade will require the closure of a public street or sidewalk, the precise location of the requested closures and the anticipated duration of the same shall be provided by the applicant.

SECTION 3. Chapter 288A of the Borough Code of the Borough of South River, entitled "Special Events," is hereby amended and supplemented so as to amend § 288A-5 entitled, "Additional Requirements" to read entirely as follows:

- A. The Mayor and Borough Council may, as a condition of approval of any application, require additional staffing or other conditions to ensure the safety of the patrons, Borough residents and the public.
- B. If the Special Event or Parade requires the closure of a public street or sidewalk, a fee for Police Services shall be charged pursuant Borough Code Chapter 72, Public Safety, Department of, Section 72-32 Off-duty Employment at the rate set forth in Chapter 155 Section 155-3.2.

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

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

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

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 18th, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 9th day of December, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 11-18-24

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

ALYSSA HAGER, RMC
BOROUGH CLERK

The Borough Clerk read Ordinance 2024-49 by title only.

ORDINANCE 2024-49

**AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY ADOPTING THE AMENDMENTS TO SUB-AREA 152 OF THE
LOWER MAIN STREET REDEVELOPMENT PLAN**

WHEREAS, pursuant to Resolution 2016-144, adopted on March 28, 2016, the Borough of South River designated a portion of the Borough consisting of the properties then identified as Block 147 Lots 23, 24, 25, 26, 27, 29, 30, 31, 32; Block 150 Lots 1, 1.01, 2.01, 4, 4.01, 4.03, 5, 6, 6.01, 6.02, 7; Block 151, all lots including Lots 1, 2, 2.01, 3, 4, 4.01, 5, 6, 6.01, 7; Block 152 all lots including Lots 1, 1.01, 2, 3, 4, 5, 6, 7, 7.01, 8.01, 8.02, 9, 10, 11, 12, 12.01, 13, 14, 15, 16; Block 153, Lots 1, 2, 1.01, 3, 4, 5.01, 5.02, 6, 7; Block 154, all lots including Lots 1, 2, 3, 4, 5, 6, 7; Block 155 all lots including, Lots 1, 3, 4, 5, 6, 6.02, 6.01, 7, 8, 9;; Block 156 all lots including Lots 1, 2, 3, 4, 5, 6, 7.01, 7.02, 8, 8.PT, 9, 10, 11, 11.01; Block 157 all lots including Lots 1, 2, 3, 4, 5, 6, 7, 8, 8.01, 9, 10.01, 10.02, 11, 12, 13, 14.1, 15, 15.1, 16, 17, 18, 18, 19, 20, 21; Block 158, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 30; Block 161, Lots 1, 2, 3, 4, 5, 6, 7, 7.01, 8, 9, 10, 11, 12, 13, 14, 15, 21, 29, 30, 21.01, 21.02; Block 321 Lots 11, 12, 13, 14; Block 325 Lot 1 on the Official Tax Map of the Borough of South River as an area in need of redevelopment pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, on October 16, 2016, the Lower Main Street Redevelopment Area Redevelopment Plan was adopted by the Borough Council; and

WHEREAS, on November 18, 2024, 25 Main Street, LLC, was designated as Redeveloper for Block 152, Lots 2, 3, 4, 5, 13, 14, 15 & 16, subject to the execution of the Redevelopment Agreement; and

WHEREAS, the Redeveloper has requested certain amendments to the Redevelopment Plan, which have been reviewed and approved by the Borough's Planner Henry Bignell, PP, and incorporated into the Amendments to Sub Area 152, dated October 22, 2024 which is attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the Borough Council finds it to be in the best interest of the Borough to adopt the Amendments to Sub Area 152 to the Lower Main Street Redevelopment Plan.

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 Amendments to Sub Area 152 to the Lower Main Street Redevelopment Plan prepared by the Borough Planner and dated October 22, 2024 attached hereto and made a part hereof as Exhibit A is hereby approved and adopted pursuant to N.J.S.A. 40A:12A-1 et. seq.

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 18th, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 9th day of December, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 11-18-24

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

**ALYSSA HAGER, RMC
BOROUGH CLERK**

DEPARTMENTAL/PROFESSIONAL REPORTS

Borough Engineer Bruce Koch

- **NJDOT FY 2023 Local Aid Program and NJDOT 2024 Local Aid Program**
 - The borough received a \$681,405.00 grant Leonardine Ave. from the OBT to Grand Ave., Prentice Ave., from Willet Ave. to Sheldon Ave., & Beryl St. from Cleveland Ave., to Wilcox.
 - The NJDOT has awarded the Borough a grant in the amount of \$606,980.00 for the Improvements to Darrow Street and Virginia Street to Bright Street, Dailey Street from Ferris Street to John Street from Colfax Street to George Street.
 - The contractor is continuing work on the project. They are planning to mill and pave Leonardine Avenue next week.
- **NJDOT FY 2023 Local Transportation Projects Grant**
 - The borough received a \$575,000 grant for improvements to Albourne Street from Ferris Street to Seppi Avenue, Franklin Street from Wilson Avenue to Pulawski Avenue and Olchaskey Avenue from Kamm Avenue to Prentice Avenue. We are working on the project design.
- **NJDOT FY 2025 Local Aid Program**
 - The NJDOT has announced that applications are being accepted for State Aid Programs. The deadline for grant applications is July 1, 2024. We submitted an application for the following roads on June 25, 2024:
 - Prentice Avenue from Willett Avenue to Sheldon Avenue
 - Tice Avenue from David Street to James Street
 - Cleveland Avenue from Virginia Street to Terminus
- **2023 Electrical Substation Maintenance**
 - The contractor is working on the testing and maintenance. They are working on the reports which will be submitted to us when completed.

- **NJDEP Stormwater Assistance Grant Application**

- Our survey department has completed the work on the current phase of the project.

Councilman Ciulla speaks on the road projects and would like to add Mercer Street and Mr. Koch answers.

CFO Joseph Zanga

- Speaks on resolutions 2024-336, 2024-337, and 2024-338.

DPW Director Adriano Soares

- DPW will be closed on 11/28 and 11/29. There will be no Friday and Thursday's recycling, and garbage will be picked up on Wednesday.

Fire Chief Craig Miller

- Would like a status update on the \$5,000 grant and the \$10,000 consultation services and CFO Zanga and Mayor Guindi answer.
- Thanks the Mayor and Council and requests to have the \$5,000 be put back into the fire department budget.
- 399 calls for the year and Engine 2 is being prepared to sell.

Chief of Police Mark Tinitigan

- No report

Borough Clerk Alyssa Hager

- No report

Borough Attorney Andrea Wyatt

- No report

Borough Administrator Londensky

- Introduces Mike Furey from Pace Analytical to provide an update on the water system upgrade. Mr. Furey discusses the progress that has been made and states the water quality has greatly improved and will be starting unidirectional flushing soon. Discussions ensue.

COUNCIL LIAISON REPORTS

Councilman Ciulla

- There will be an EDC meeting in December to discuss redevelopment.

Councilwoman Balazs

- The South River Community will have their Thanksgiving Dinner this year in partnership with the Food Bank. RSVP by 11/20.
- Speaks on the events that are on the Library's website.

Councilman Gurchensky

- The OOA has published new activities. Reservations need to be done by the 1st of the month.
- 11/20 there is an OOA event for seniors to obtain Real Ids.

Councilman DeSantis

- The next Planning Board meeting will be 12/17.
- The new basketball court is beautiful.

Councilman Dziemian

- Speaks on Shade Tree Commission.

PUBLIC COMMENT

Mayor Guindi opened the floor for Public Comment.

Resident from 50 Grove Street/Resident from 28 Armstrong Ave, speak on the Code Enforcement officer. The residents express their displeasure with the Code Enforcement officer and speak on their issues.

Joe Donato, 28 Dailey Street, speaks on the water violation letter from 2023 and questions what took so long for the town to be notified. Discussions ensue regarding this topic.

Joe Donato, 28 Dailey Street, speaks on county updates. Mr. Donato makes suggestions regarding the RFP process in South River.

Julie Meira, 189 Main Street, congratulates Pop Warner and states Ordinance 2024-46 needs to be edited to reflect the correct year. Mrs. Meira would like clarification on the Land Use Board, and Mayor Guindi explains. Mrs. Meira speaks on the redevelopment changes and Mayor Guindi states it is for 25 Main Street. Mrs. Meira speaks on Fitzpatrick Park and a tree that was taken down. Mrs. Meira speaks on an item that is on the bill list and would like an update on the recodification, and Borough Attorney Wyatt answers. There is discussion on Ordinance 2024-48

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

MAYORAL APPOINTMENTS

- None

WHEREAS RESOLUTION 2024-01 AUTHORIZES THE BOROUGH COUNCIL TO UTILIZE A CONSENT AGENDA TO ADOPT VARIOUS RESOLUTIONS OF A ROUTINE AND NONCONTROVERSIAL NATURE AT ONE TIME. NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED THAT THE BELOW LISTED RESOLUTIONS ARE HEREBY ADOPTED BY THE BOROUGH COUNCIL IN WHOLE AS IF THE SAME WERE INDIVIDUALLY ACTED UPON.

Mayor Guindi states resolution 2024-340 will be read separately and resolution 2024-352 will be pulled from the consent agenda.

CONSENT RESOLUTIONS 2024-335 TO 2024-339, 2024-341 TO 2024-351

RESOLUTION 2024-335

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 21, 2024 has been received from the Local School District for the following amount:

CURRENT OPERATING EXPENSE:	\$1,522,545.00
RESTORED FUNDS:	0.00

DEBT SERVICE EXPENSE:

\$0.00

TOTAL

\$1,522,545.00

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 6, 2024.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-336

**RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY CERTIFYING THE 2023
AUDIT OF THE BOROUGH OF SOUTH RIVER**

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2023 has been filed by a Registered Municipal Accountant with the Municipal Clerk of the Borough of South River pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed, at a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of South River hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenznel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-337
RESOLUTION AUTHORIZING RENEWAL OF DENTAL COVERAGE CONTRACT

WHEREAS, the coverage for the dental plan with Horizon ends on December 31, 2024; and

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

WHEREAS, the Chief Financial Officer of the Borough has certified that the funds will be provided in 2025 municipal budget.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of South River that the Borough Administrator is authorized to renew the agreement for dental coverage with Horizon for the period of January 1, 2025 to December 31, 2025.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenznel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

**RESOLUTION 2024-338
RESOLUTION AUTHORIZING THE TEMPORARY SUSPENSION OF PARKING
METERS FROM NOVEMBER 28, 2024 THROUGH DECEMBER 25, 2024**

WHEREAS, in support of the downtown businesses during the 2024 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 28, 2024, through Wednesday, December 25, 2024, with all meters to be bagged or otherwise covered during this period of time.

BE IT FURTHER RESOLVED that parking enforcement shall begin on Thursday, December 26, 2024.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenz</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

**RESOLUTION 2024-339
BOROUGH OF SOUTH RIVER
COUNTY OF MIDDLESEX, NEW JERSEY
RESOLUTION CANCELLING FEDERAL AND STATE GRANT RECEIVABLES AND APPROPRIATION RESERVE BALANCES**

WHEREAS, the Chief Financial Officer has recently performed a review of the Federal and State Grant Fund; and

WHEREAS, as a result of his review of the Federal and State Grant Fund, it was determined that receivable and appropriation reserve balances exist that should be considered for cancellation; and

WHEREAS, it is essential to sound financial practices in a municipality to review receivable and appropriation reserve balances and other accounts from time to time for cancellation; and

NOW, THEREFORE, BE IT RESOLVED that the following Federal and State Grant receivable and appropriation reserve balances are hereby cancelled and/or transferred charges as follows:

<u>Federal and State Grant Fund</u>	<u>Description</u>	<u>Reserve Balance Canceled</u>
<u>Grants receivable:</u>		
County of Middlesex		
Office on Aging Grant:		
Mental Health		\$11,390.00
Bulletproof Vest Grant		\$2,061.75
Total Charge to Operations		\$13,451.75
<u>Appropriated Reserve</u>		
County of Middlesex:		
Office on Aging Grant:		
Mental Health- Grant		\$6,902.42
Mental Health- Match		\$13,600.00
Bulletproof Vest Grant		\$1,618.65
Total Cancellation to Operations		\$22,121.07

BE IT FURTHER RESOLVED that:

1. Certified copies of this resolution are sent to the Business Administrator, Chief Financial Officer and Borough Auditor.
The Chief Financial Officer is authorized to make the appropriate accounting entries.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-341
RESOLUTION AUTHORIZING PERMANENT STATUS TO POLICE OFFICER JONATHAN TORRES FOR THE BOROUGH OF SOUTH RIVER POLICE DEPARTMENT

WHEREAS, the Borough of South River Police Department Police Officer, Jonathan Torres, 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 Torres.

NOW, THEREFORE, BE IT RESOLVED, the Borough of South River Mayor and Council, do hereby authorize the permanent status of Police Officer Jonathan Torres within the Borough of South River Police Department retroactive to November 13, 2024.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-342

RESOLUTION AUTHORIZING PERMISSION TO THE SOUTH RIVER HIGH SCHOOL BOOSTER CLUB-PROJECT GRADUATION CLASS OF 2025 TO CONDUCT A VOLUNTARY CANNING FUNDRAISER

WHEREAS, the South River High School Booster Club-Project Graduation Class of 2025 has requested permission to conduct a voluntary Canning fundraiser to assist with Project Graduation Class of 2025 at the intersections of Prospect Street and Old Bridge Turnpike and Main Street on Friday, November 29th, 2024, Saturday November 30th, 2024, and Sunday December 1st, 2024 with a rain date of Saturday December 7th, 2024 and Sunday December 8th, 2024, from 9:30 am to 2 pm; and

NOW, THEREFORE, BE IT AND IS HEREBY RESOLVED, by the Mayor and Borough Council of the Borough of South River that the South River High School Booster Club-Project Graduation Class of 2025 has permission to conduct a voluntary Canning fundraiser at the intersections of Prospect Street and Old Bridge Turnpike and Main Street on Friday, November 29th, 2024, Saturday November 30th, 2024, and Sunday December 1st, 2024 with a rain date of Saturday December 7th, 2024 and Sunday December 8th, 2024, from 9:30 am to 2 pm subject to the following:

1. That the individuals conducting the Canning fundraiser shall wear a reflective safety vest while coin tossing.
2. That there will be no interference with the flow of traffic on the roadway.
3. All fundraising shall be conducted by individuals having attained at least the age of eighteen (18) years.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-343

RESOLUTION AUTHORIZING PUBLIC ONLINE AUCTION OF SURPLUS PROPERTY OF THE BOROUGH OF SOUTH RIVER

WHEREAS, the Borough of South River is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Mayor and Borough Council are desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

(1) The sale of the surplus property shall be conducted through Municibid pursuant to State Contract 19-GNSV-00696 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with Municibid is available online at municibid.com and also available from the Borough Clerk.

(2) The sale will be conducted online and the address of the auction site is www.municibid.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2019-15.

(4) A list of the surplus property to be sold is as follows: *As per Schedule “A” attached to this resolution.*

(5) The surplus property shall be sold in an “as is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Borough of South River reserves the right to accept or reject any bid submitted pursuant to N.J.S.A. 40A:11-36(5)

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the following:

1. Municibid
2. Joseph Zanga, Chief Financial Officer
3. Arthur Londensky, Borough Administrator

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-344

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
157	10.01	4th qtr payment 2024 (Dupe pay)	24 Main Realty LLC Pay to : 2 Lincoln Ave Jamesburg NJ 08831	24 Main St	\$2605.29

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-345

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
219.01	3	4th qtr payment 2024 (Duplicate)	Patrick Metallo Pay to : Clear Skies Title Attn : Danielle Gordon 16 Bleeker Street, Suite A Millburn, NJ 07041	36 Garden St	\$1914.79

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-346

RESOLUTION AUTHORIZING A STIPEND FOR CERTAIN OFFICE ON AGING GRANTS

WHEREAS, the Borough of South River has received funding for Title 111B Older American Act Grant – Residential Maintenance Grant and Information and Assistance Grant; and

WHEREAS, the Residential Maintenance funding is to be used for a stipend of \$1,000.00 to James Hutchison and a stipend of \$500.00 to Ava Mendes to implement the Fix It Repair Program; and

WHEREAS, the Information and Assistance funding is to be used for a stipend of \$1,500.00 to Kim Bell.

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, the State of New Jersey that James Hutchison receive a \$1,000.00 stipend and Ava Mendes receive a \$500.00 stipend for the implementation of the program through Title 111B Older American Act Grant – Residential Maintenance Grant and Kim Bell receive a \$1,500.00 stipend through the Information and Assistance Grant.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-347

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>
65-999-001-856 CD	CATHOLIC CHARITIES 288 RUES LANE EAST BRUNSWICK, NJ 08882	\$201.98
66-999-951-170 WATER CURRENT	ESTATE OF ALAN J DEVINE NEIL J DEVINE EXEC 106 JUNIPER DR LEVITTOWN, PA 19056	\$73.07
66-999-983-774 WATER CURRENT	PAULO OLIVEIRA 10 WILLIAM ST SOUTH RIVER, NJ 08882	\$461.88
65-999-007-605 CD	ADITYA RAMADAS	\$200.63
65-999-007-605 ELEC CURRENT	151 SOUTH BISHOP AVE APT J16 CLIFTON HEIGHTS, PA 19018	\$303.07

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-348
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 \$1,613,797.31 and previously paid claims in the amount of \$680,635.49 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
Councilwoman Balazs	X		X			
Councilman Ciulla		X			X	
Councilman DeSantis			X			
Councilman Dziemian			X			
Councilman Gurchensky			X			
Council President Krenznel						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 18, 2024.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-349
RESOLUTION AUTHORIZING THE WATER TREATMENT PLANT ENGINEER TO
PROVIDE ENGINEERING SERVICES FOR THE BOROUGH'S WATER MAIN
REPLACEMENT PROJECT

WHEREAS, CDM Smith Inc was duly appointed Water Treatment Plant Engineer for the Borough of South River by Resolution 2024-54; and

WHEREAS, the Township is in need of engineering services for its Water Main Replacement Project Design; and

WHEREAS, CDM Smith submitted a proposal to perform the required services for the Borough attached hereto as Exhibit A; and

WHEREAS, the Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

WHEREAS, the governing body desires to authorize the additional work in accordance with said proposal from CDM Smith for the services needed for its Water Main Replacement project.

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

1. That the governing body does hereby authorize the Water Treatment Plant Engineer, CDM Smith, to perform various engineering services in connection with the Borough's Water Main Replacement project in accordance with the proposal attached hereto as Exhibit A

2. That services shall be billed and invoiced pursuant to the current Professional Services Agreement between the Borough and the Water Treatment Plant Engineer.
3. No services shall be rendered under the contract until the Chief Financial Officer has certified the availability of funds for such services. The following is the line item appropriation(s) which constitute the availability of funds for this contract W-07-24-043-201.
4. That this resolution shall take effect immediately.
5. That a certified copy of this resolution shall be provided by the Borough Clerk to the Chief Financial Officer and CDM Smith.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-350

RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AUTHORIZING THE APPOINTMENT OF CROSSING GUARDS FOR THE BOROUGH OF SOUTH RIVER

WHEREAS, Chief Mark Tinitigan recommends the appointment of Marilyn Barnes-Smith and Gail Giannotto as School Crossing Guards pending the successful completion of a comprehensive medical examination and drug screen; and

WHEREAS, the Borough of South River Council has the desire to appoint Marilyn Barnes-Smith and Gail Giannotto as School Crossing Guards pending successful said results.

NOW, THEREFORE BE IT RESOLVED, that the Borough of South River Mayor and Council do hereby appoint Marilyn Barnes-Smith and Gail Giannotto as School Crossing Guards effective November 25, 2024 to December 31, 2024 pending the successful completion of a comprehensive medical examination and drug screen.

BE IT FURTHER RESOLVED that the Municipal Clerk provide a certified Resolution to the following:

- Police Chief Mark Tinitigan
- CFO Joseph Zanga
- Administrator Arthur Londensky

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2024-351
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 28th, 2024, Regular Meeting Minutes are approved.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>		X	X			
<i>Councilman DeSantis</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024.

Alyssa Hager, RMC

Municipal Clerk
Borough of South River

**Councilman Ciulla abstained from voting on resolution 2024-348.

**Councilman DeSantis abstained from voting on purchase order 24-03088.

The Borough Clerk read resolution 2024-340 separately. Mayor Guindi speaks on this resolution.

RESOLUTION 2024-340

**STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES PROGRAM**

ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of South River desires to further the public interest by obtaining a Green Acres grant of \$554,250 from the State to fund the following project(s):

#1223-24-104 Grekoski Park Completely Inclusive Playground

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF SOUTH RIVER THAT:

1. The Mayor of the above-named body or board is hereby authorized to execute an agreement and any amendment(s) thereto with the State known as Grekoski Park Completely Inclusive Playground, and;
2. The applicant agrees to provide its matching share to the Green Acres funding, if a match is required, in the amount of \$184,750, and;
3. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project, and;
4. This resolution shall take effect immediately.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>	X		X			
<i>Councilman Ciulla</i>			X			
<i>Councilman DeSantis</i>		X	X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</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 18, 2024

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

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

Councilman DeSantis

- Speaks on Pop Warner.

Councilwoman Balazs

- Congratulations to Pop Warner.
- Speaks on parks. Please keep them clean.
- Happy Thanksgiving.

Councilman Ciulla

- Congratulations to Pop Warner.
- Happy Thanksgiving.

Councilman Gurchensky

- Thank you to all public safety officers.
- Happy Thanksgiving.

Councilman Dziemian

- Speaks on the Leonardine Park court.
- Happy Thanksgiving.

Mayor Guindi

- Congratulations to Pop Warner.
- 12/6 is the Tree Lighting.
- Speaks on the Land Use Board and the Redevelopment.
- Makes a comment regarding the Special Events ordinance.
- Congratulations to all candidates in the recent election.
- Speaks on the February power outage, South River will be going to Verizon Fios.
- Ria Mar voted best Portuguese restaurant.

ADJOURNMENT

Being no further business, Mayor Guindi requested motion to adjourn. Councilman Ciulla motioned to adjourn; seconded by Councilman Dziemian. All in favor. The meeting was adjourned at 8:27 pm.

Respectfully submitted,

Alyssa Hager

Alyssa Hager, RMC
Borough Clerk