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AGENDA:

MAYOR AND BOROUGH COUNCIL

MEETING NO.6

DATE: 3/10/14

7:00 P.M.

BUSINESS (X)

REGULAR ()

SPECIAL ()

ROLL CALL: Mayor Krenzel () Atty: _____

 Cm. Guindi () Cm. Jones () Eng: _____

 Cm. Haussermann () Cm. Trenga () Adm: _____

 Cm. Hutchison () Cm. Roselli () : _____

Public Announcement - Chapter 231, P. L. 1975

PUBLIC COMMENTS (agenda items only)

MINUTES

Minutes of Meeting No.4 held on February 24, 2014

REPORTS

1. CFO/Treasurer
2. Professional staff
3. Departments

INTRODUCTION OF THE 2014 MUNICIPAL BUDGET

LICENSES

Wreckers – Fred’s Towing (Attachment A)
 Mercantile – SYFY Auto Sales (Attachment B)

NEW BUSINESS

Refund of electric consumer deposits (Attachment C)
 SRPD Supervisory Position
 Emergency Operations Plan (Attachment D)
 Wrecker Response time (Attachment E)
 Reliable Fire Company Coin Toss (Attachment F)
 Change status of SRFD Cadet Ryan Farrell to Junior Firefighter (Attachment G)
 Abandon Vehicle Auction (Attachment H)
 5K Run in South River - Aplastic Anemia & MDS International Foundation (Attachment I)

Maintenance/Prep Fees for Parks
 Bond Ordinance (1st Reading) – to amend Bond Ordinance 2008-19

UNFINISHED BUSINESS

Snow Streets/Parking
 Award contract to High Energy Electric for Willett Ave. Preventative Maintenance Contract (Attachment J)
 Generators

COUNCIL COMMENTS

EXECUTIVE SESSION

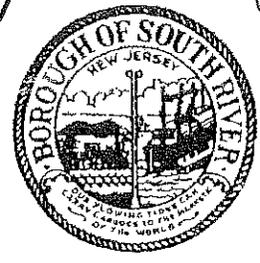
Personnel

ADJOURNMENT

RECEIVED
BOROUGH OF SOUTH RIVER
MIDDLESEX COUNTY
NEW JERSEY
 08882-1247
BOROUGH CLERK

A

2014



APPLICATION FOR WRECKER'S LICENSE

Name of Applicant BARBARA Koch Trade Name FRED'S TOWING

Owner, Lessee BARBARA Koch

Address 23 ROBERT ST South RIVER NJ

Phone Number 732-254-7060 FAX 732-254-6112

Name & Address of each Partner _____

If a Partnership; Name, Date, & State under which organized _____

If a Corporation; Names of Directors, Principal Officers, & Local Representatives & their business addresses _____

If a Foreign Corporation; are you authorized to do business in the State of New Jersey:
 _____ Yes _____ No

Number of Vehicles 2

Please list below a description of EACH tow vehicle to be utilized in your business:

YEAR	MAKE	MODEL	TYPE	VEHICLE ID #	PROOF OF REG.	PROOF OF INS.
2003	CHEVY		TOW TRUCK	1GBCSE 112		
				3P515843		
2007	FREIGHT TRUCK		FLATBED	1FUA2WCS 171X		
				79405		

Please list below how long the wrecker has been in use as a wrecker:

YEAR	MAKE	MODEL	HOW LONG IN USE

List below all personnel who are authorized by the applicant to provide services on behalf of the applicant: AUTHORIZED PERSONNEL NEED TO COMPLETE THE ATTACHED FORM AND SUBMIT A COPY OF THEIR DRIVER'S LICENSE WITH DMV ABSTRACT

FRED Koch JR
BARBARA Koch

Proposed rates within Boro Limits \$125 TOW \$35 STORAGE

Required Insurance: Indemnity for Property Damage-\$10,000 and Personal Injury Not less than \$100,000 and \$300,000. Please attach a copy of insurance policy to this application.

Name of Insurance Company EXCELSOR

Address 5062 BRITTON FIELD PKW E SYRACUSE NY

Affidavit of Applicant: I do hereby swear that the above information to be true and Correct to the best of my knowledge.

Barbara Koch

(Signature of Applicant)

For Borough Use Only:

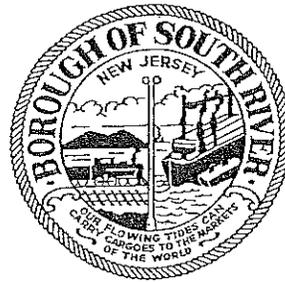
Date Filed 1/29/14 Fee Paid 100 Cash/Check # 8244
 Referred to SRPD: 3/5/14 Date Approved/Denied SRPD OK AC 3/6/14 Date
 License No. _____ Date Issued _____

License Period will be from January 1st through December 31st of any year.

Revised 1/14

BOROUGH OF SOUTH RIVER
 48 WASHINGTON STREET
 SOUTH RIVER, NJ 08882
 PHONE 732-257-1999
 FAX 732-613-6105

B



APPLICATION FOR MERCANTILE LICENSE

FEES:
 \$50.00 NEW
 \$25.00 Transfer

NAME OF BUSINESS SYFY AUTO SALES
 PROPOSED LOCATION 696 OLD BUDGE TRK, SA
 BLOCK# 13 LOT# 4.2
 BUSINESS TELEPHONE 732-994-7799

NATURE OF BUSINESS (Describe Operation)
USED CAR SALES

APPLICANT INFORMATION

NAME YURI VOLIS
 HOME ADDRESS 6 CHAMONIX LN
 CITY, STATE, ZIP MORRISVILLE NJ 07751
 TELEPHONE# HOME: _____ CELL 732-598-1769
 DATE OF BIRTH _____ SOCIAL SECURITY # _____

also yuri ✓

DRIVER'S LICENSE# _____
 ATTACH A COPY OF YOUR DRIVERS LICENSE - Address on your identification must match the address on this application.

PROPOSED BUSINESS AT THIS LOCATION:

NUMBER OF EMPLOYEES 3
 DAYS AND HOURS OF OPERATION M-S - 9-7 AM
 SQ. FOOTAGE OF AREA TO BE OCCUPIED 800
 OFF STREET PARKING SPACES AVAILABLE TO SPACE BEING OCCUPIED # _____

DOES OPERATION INVOLVE USE OR STORAGE OF FLAMMABLE/COMBUSTIBLE OR HAZARDOUS MATERIALS YES NO IF YES, SUPPLY QUANTITIES AND MSDS SHEETS ON PRODUCTS INVOLVED (ATTACH TO APPLICATION)

BOROUGH USE ONLY: REFFERAL DATE _____

DEPARTMENT	APPROVAL/DENIAL	SIGNATURE	DATE
Zoning/Building	<i>[Signature]</i>	<i>[Signature]</i>	<i>2/19/14</i>
Police	<i>[Signature]</i>	<i>[Signature]</i>	<i>1/24/14</i>
Fire Prevention	<i>[Signature]</i>	<i>[Signature]</i>	<i>1/25/14</i>
Health	<i>[Signature]</i>	<i>[Signature]</i>	<i>1/20/14</i>

NAME Coops AUTO SALES

PREVIOUS BUSINESS AT THIS LOCATION:

DESCRIBE OPERATION OF PREVIOUS BUSINESS

USED CAR Sales

NUMBER OF EMPLOYEES AT PREVIOUS BUSINESS _____ PARKING SPOTS _____

IF CORPORATION: The information below is required for each officer and each stockholder owning 10% or more of the stock. List the name, address and phone number of each registered agent:

NAME ALEX FAINMAN NAME VLAO Frenkel

ADDRESS 15 Apple Blossom Ln ADDRESS 732 - DARLINGTON DR

MARSHALTON NJ 07726 OLD BRIDGE NJ 08857

PHONE # 732-598-1769 PHONE # 732-447-6961

NAME, ADDRESS AND PHONE OF ATTORNEY (IF ANY):

PLEASE ANSWER THE FOLLOWING:

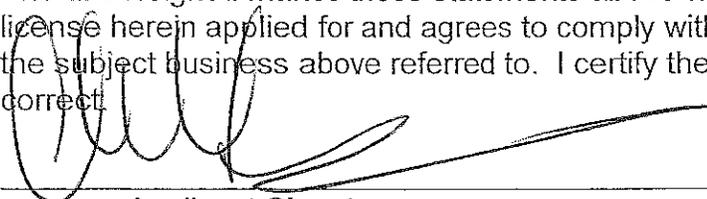
Applicant(s) ever been denied a license to conduct a business ___ YES NO
If YES, describe in detail. (Date, business, location)

Applicant(s) ever been arrested or convicted of a crime, or violation of any municipal ordinance in the Borough of South River or any other municipality, other than traffic offenses?
___ YES NO

Is applicant currently the subject of any outstanding warrants? ___ YES NO

If YES to the above, set forth the date and place of the offense, nature of the offense and the punishment or penalty imposed. (Date, location, disposition)

The undersigned makes these statements above to induce the Borough of South River to issue the license herein applied for and agrees to comply with all laws and ordinances of the Borough applicable to the subject business above referred to. I certify the information contained in this application is true and correct.



Applicant Signature

Date

C

Request for Council Action

Date: 3/5/14

Resolution: ✓

Ordinance: _____

Other Reason for Request (Attach Back-up)
UTILITY REFUNDS

Funds Appropriated: yes no not applicable

[Signature]
Department Head

[Signature]
Approval/Disapproved Administrator

RESOLUTION

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>
65-999-001-133 ELEC CURRENT	ROSEMARIE & SEBASTIAN BIANCHI 328 WASHINGTON RD SAYREVILLE, NJ 08872	\$39.78
65-999-861-059 CD	COOPS CARS LLC 36 CASALE DR SOUTH WARREN, NJ 07059	\$8.19
65-999-905-939 ELEC PREV	JORGE COSTA 27 GRAND AVE SOUTH RIVER, NJ 08882	\$25.00
65-999-857-946 CD	D'CLASE BOUTIQUE 66 REMSEM AVE NEW BRUNSWICK, NJ 08901	\$840.97
65-999-989-660 ELEC CURRENT	EMESS MANAGEMENT P O BOX 478 MIDDLESEX, NJ 08846	\$126.03
66-999-000-425 WTR CURRENT	HUDSON CITY SAVINGS BANK 80 WEST CENTURY RD PARAMUS, NJ 07652	\$3.98
65-999-001-077 ELE CURRENT	JD INVESTMENT PROPERTIES LLC	\$23.49
66-999-000-360 WTR CURRENT	31 ALPINE WAY RARITAN, NJ 08869	\$78.08
65-999-001-129 ELEC CURRENT	LIGHTHOUSE SOUTH RIVER LLC LG P O BOX 1524 ENGLEWOOD, NJ 07632	\$40.95
65-999-983-940 ELEC CURRENT	MACK-MORRIS IRIS LURIE INC REALTORS 47 ROUTE 9 SOUTH MORGANVILLE, NJ 07751	\$250.98
65-999-001-268 ELEC CURRENT	DAVID MILLER, ESQ. 3A AUER CT EAST BRUNSWICK, NJ 08816	\$72.84

65-999-000-397 CD	DEBRA PETERSON 120 LEONARDINE AVE APT B5B SOUTH RIVER, NJ 08882	\$248.03
65-999-886-678 CD	VOLODYMYR PLECHLY 86 WILLIAM ST APT 2 SOUTH RIVER, NJ 08882	\$110.77
66-999-989-593 WTR CURRENT	JESSICA RAMOS 18 CLARK ST SOUTH RIVER, NJ 08882	\$54.53
65-999-000-512 CD	COURTNEY SHAMY-COURET 102 EAST FULTON ST MIDDLESEX, NJ 08846	\$166.20

/s/ _____
Councilmember

/s/ _____
Councilmember



D

Ray Bunnin
3/10/14

State of New Jersey

OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF STATE POLICE
POST OFFICE BOX 7068
WEST TRENTON NJ 08628-0068
(609) 882-2000

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

JOHN J. HOFFMAN
Acting Attorney General

COLONEL JOSEPH R. FUENTES
Superintendent

January 23, 2014

Mr. Arthur Londensky, Coordinator
South River Borough OEM
48 Washington Street
South River, NJ 08882

Dear Mr. Londensky:

We have reviewed your Emergency Operations Plan and find that it meets our criteria for approval as of January 22, 2014. We are pleased to give our approval and appreciate the time and effort you and your staff have devoted to the development of this essential document.

The plan should be updated by you at least annually, preferably during a scheduled meeting of your Local Emergency Planning Committee (LEPC) and must be submitted to this office, through channels, for recertification by January 22, 2018.

For additional information concerning the review process, you may contact your Regional Representative, A/Sgt Licinio Carvalho, at (732) 906-0177.

Thank you for your interest and participation in Emergency Management.

Sincerely,

FOR COLONEL JOSEPH R. FUENTES
SUPERINTENDENT

Patrick Callahan, Acting Major
Commanding Officer
Emergency Management Section

PC/ra

cc: John Ferguson, Middlesex County OEM Coordinator
A/Lt. R. Paddock, Central Region Unit Head



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Sheryl Nevin

From: Mark Tinitigan [Mtinitigan@southriverpd.org]
Sent: Tuesday, February 25, 2014 9:23 AM
To: Edward Avallon
Cc: John McKenna; Frederick Carr; Patricia Oconnor; Sheryl Nevin; Peter Guindi
Subject: Wrecker Ordinance

E

Ed,

During the Council meeting, a question was presented to me regarding our wrecker list, specifically the location of each establishment and the response time of the companies per incident. In a perfect world, all the companies on our would be located within our borders or within close proximity to them but as you are well aware, we do not have an abundant amount of applications turned into the Borough Clerk each year. With that being said, I am requesting several items for you to look into.

First, please review local ordinance 344-21 regarding the principal place of operation and ensure that they are compliant with the 10-15 mile rule.

Next section E of the ordinance details the response times that each wrecker company must comply with. Please review the records for the last six (6) months to see if all met this standard and if not, did any of our officers move onto the next wrecker.

If you have any questions please see me directly.

Mark E. Tinitigan

Mark E. Tinitigan
Chief of Police
South River Police Department
61 Main Street
South River, N.J. 08882
W: (732) 254-1150 ext. 108
F: (732) 238-2816
mtinitigan@southriverpd.org
FBI NA 247th Session

"In Valor there is Hope" - Tacitus

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WARNING: Email received by or sent to Borough officials is subject to the Open Public Records Act [OPRA]. This means that absent some specific privilege, all such communications are considered a public record and are subject to publication and/or dissemination to the public upon request

2/25/2014

Sheryl Nevin

From: Frederick Carr
Sent: Thursday, February 27, 2014 6:27 AM
To: James Nolan; Mark Tinitigan
Cc: Patricia Oconnor; Sheryl Nevin
Subject: RE: Wrecker License

Then we can put the whole mess on the agenda for discussion and possible decision on 10 Mar.

Thanks

Frederick C. Carr
Borough Administrator
Borough of South River
48 Washington Street
South River, NJ 08882
(732) 257 - 1999 ext. 120
(848) 992 - 6357 (Cell)

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From: James Nolan [mailto:jnolan@jpnlaw.us]
Sent: Wednesday, February 26, 2014 11:47 AM
To: Frederick Carr; Mark Tinitigan
Cc: Patricia Oconnor; Sheryl Nevin
Subject: RE: Wrecker License

Ladies and Gentleman, Sec. 344-14 B. gives the Council the authority to change the rules and regs and serve notice upon the towers, so we don't have to wait. Jim

James P. Nolan Jr.
James P. Nolan & Associates
61 Green Street
Woodbridge, NJ 07095
(732) 636-3344
Fax: (732) 636-1175

From: Frederick Carr [mailto:fcarr@southrivernj.org]
Sent: Wednesday, February 26, 2014 10:34 AM
To: Mark Tinitigan; James Nolan
Cc: Patricia Oconnor; Sheryl Nevin
Subject: RE: Wrecker License

Mark,

We can lower the time limit but it would require either the towing companies agreeing to the change or going out for RFQ.

Plus an ordinance change since we are changing the rules.

Thanks

2/27/2014

Frederick C. Carr
Borough Administrator
Borough of South River
48 Washington Street
South River, NJ 08882
(732) 257 - 1999 ext. 120
(848) 992 - 6357 (Cell)

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From: Mark Tinitigan [<mailto:Mtinitigan@southriverpd.org>]
Sent: Tuesday, February 25, 2014 1:38 PM
To: James P. Nolan (Borough Attorney)
Cc: Frederick Carr; Patricia Oconnor; Sheryl Nevin
Subject: Wrecker License

Jim,

Hope this email finds you well.

Attached is a letter that I sent to the Mayor and Council in reference to the questions raised regarding the Wrecker License. As you can see, we are on the higher end when it comes to response times for the towing companies. On the legal end, if we were looking to lower the response time, would we need to wait until the next year when applications are renewed or can we change in the middle of a license period?

Also, there has never been a wait to get on our wrecker list but in case another company comes along next year that is closer, can they bump someone off the list because of their close proximity. I don't want to speak for Patricia or Sheryl but in the past, I think we waited for towing companies to forfeit their spot before we replaced them.

If you have any questions, please let me know.

Mark E. Tinitigan

Mark E. Tinitigan
Chief of Police
South River Police Department
61 Main Street
South River, N.J. 08882
W: (732) 254-1150 ext. 108
F: (732) 238-2816
mtinitigan@southriverpd.org
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2/27/2014

*Borough of South River, NJ
Friday, March 7, 2014*

Chapter 344. WRECKERS

[HISTORY: Adopted by the Mayor and Council of the Borough of South River 5-28-1980 by Ord. No. 1980-20 (Ch. 202 of the 1977 Code). Amendments noted where applicable.]

GENERAL REFERENCES

General penalty — See Ch. 1, Art. I.

Fees — See Ch. 155.

Vehicles and traffic — See Ch. 193.

Junk dealers — See Ch. 198.

Abandoned vehicles — See Ch. 258, Art. II.

§ 344-1. Title.

This chapter shall be known as and may be called the "Borough of South River Wrecker Ordinance."

§ 344-2. Definitions.

[Amended 12-23-2008 by Ord. No. 2008-37]

Whenever used in this chapter, unless a different meaning clearly appears from the context, the following terms shall have the meanings indicated:

ABANDONED TOW LIST

A list of licensed towing businesses, maintained by the Police Department and used for the purpose of calling the appropriate towing service for vehicles deemed to be abandoned by the Police Department.

ABSORBENT MATERIAL

Refers to any material such as sand or "speedy dry" used to collect liquids such as radiator fluid, gasoline, or diesel fuel spills.

ADMINISTRATIVE YARD FEES

Refers to a one-time fee that is assessed to the vehicle owner to handle the costs of a vehicle while in storage. This fee shall be used to cover the administrative costs associated with placing and keeping the vehicle in storage.

BOROUGH

Refers to the Borough of South River.

CLEAN-UP

Refers to the removal and/or disposal of any debris left on the roadway or property as a result of a motor vehicle accident or vehicle recovery.

CONVENTIONAL WRECKER

Refers to a vehicle used to tow or remove other vehicles via an hydraulic beam or winch beam, capable of handling passenger cars and small trucks, and which has a gross weight of not

less than 10,000 pounds.

CRUISING

The driving of a wrecker to and fro along any Borough street for the purpose of soliciting business in the Borough.

DEAD STORAGE

Refers to the storage of a towed vehicle upon an order of the Police Department at the tow truck operator's storage area after a twenty-four-hour grace period from the time of the arrival of said vehicle at the storage facility.

FLATBED WRECKER

A vehicle used to tow or lift and carry other vehicles via tilt-body flatbed or wheel lift, capable of handling passenger cars and small trucks, such as a pickup or small-panel trucks.

HEAVY-DUTY WRECKER

A wrecker commercially manufactured with a chassis, hydraulic in nature, with a capacity of not less than 26,001 pounds' gross vehicle weight with under-reach capabilities, and axle lift with minimum 25,000 pounds' lift capability and 80,000 pounds' tow capability.

IMPOUND

Refers to the act of storing and confining a vehicle upon an order of the Police Department at either the tow truck operator's storage area or at a Borough facility as the result of abandonment, involvement in an accident, or suspected criminal activity.

OWNED

Owned, rented or leased.

PERSON

Any individual, sole proprietorship, firm, partnership, association, corporation or other organization, and the singular or plural, masculine, feminine or neuter thereof, unless the contrary is clearly expressed.

POLICE DEPARTMENT

Refers to the South River Police Department.

POLICE IMPOUNDS

Refers to motor vehicles that are stolen, abandoned, involved in a crime, unregistered, uninsured, unsafe, obstructing the safe and proper flow of traffic, involved in a fatal accident or accidents which, in the judgment of the police may become fatal, or vehicles that are being operated by unlicensed drivers or whose license to operate a motor vehicle has been revoked or suspended.

PRIMARY WRECKER OPERATOR

A Borough-licensed wrecker operator who responds to the scene of a police tow.

ROTATING WRECKER LIST

Refers to a list of licensed tow truck operators maintained by the South River Police Department which contains the names and addresses of all licensed tow truck operators who will be called on a rotating basis when the Police Department determines that the assistance of such services are required within the Borough.

STANDBY TIME

Refers to the additional time a tow truck operator spends at the scene other than the time required for the actual tow and/or recovery of the vehicle. Examples of waiting time include, but are not limited to, time spent waiting while EMS, fire, and Hazmat perform all necessary services and/or the police investigate the incident scene.

SUBCONTRACTOR

A Borough-licensed tow operator called to the scene by the primary wrecker operator to assist.

TOW TRUCK OPERATOR

Refers to a person who is engaged in the business of towing and storing motor vehicles or offering the services of a tow vehicle and storage.

TOW VEHICLE

A vehicle, such as a flatbed wrecker or conventional wrecker, that is equipped with a boom, winches, slings, tilt beds, wheel lifts or under-reach equipment designed by its manufacturer for the removal and transport of private passenger automobiles and small trucks.

WINCHING

Refers to the movement of a motor vehicle by the use of a cable and a winch from a position that is accessible for direct hook up by conventional means or loading onto a tow vehicle. Pulling a motor vehicle onto a tilt bed or carrier, or lifting a motor vehicle with a conventional tow sling, does not constitute winching.

WRECKER LICENSE

Refers to a license issued that allows a tow truck operator to engage in the activity of towing and storing motor vehicles at the direction of the Borough of South River. This license entitles the tow truck operator to be placed on the Police Department's rotating wrecker list.

§ 344-3. Expiration of licenses.

All licenses issued under this chapter shall be issued to expire and shall expire on the 31st day of December next succeeding the date of insurance, unless sooner suspended or revoked by the Borough Council as hereinafter provided.

§ 344-4. License fees.**[Amended 2-25-1982 by Ord. No. 1982-4]**

The fee for a license for a wrecker and the fee for any such license issued on or after August 1 of any year shall be as provided in Chapter 155, Fees. All fees shall be payable to the Clerk of the Borough.

§ 344-5. Application for license.**[Amended 12-23-2008 by Ord. No. 2008-37]**

Applications for licenses issued hereunder shall be made upon blank forms prepared and made available by the Chief of Police and shall state under oath:

- A. The name and address of the applicant, if an individual; the name and address of each partner, if a partnership; the name, date and state under which organized, if a corporation, and if a foreign corporation, whether the same is authorized to do business in the State of New Jersey. A corporate applicant shall indicate the names of directors, principal officers and local representatives and their business addresses.
- B. A description of each tow vehicle to be utilized by the tow truck operator in conducting his/her business, which shall include the year, make, model, type, vehicle identification number, proof of registration and proof of insurance for each vehicle.
- C. The length of time for which the wrecker has been in use as a wrecker.
- D. That the applicant has available space for properly accommodating and protecting all disabled motor vehicles to be towed or otherwise removed from the place where they are disabled and that the disabled vehicles will not be stored or allowed to remain on public property or Borough streets or on property which is not zoned for such storage.
- E. Such other information which the Chief of Police shall deem necessary or proper to effectuate the purpose of this chapter and to determine whether there has been compliance with the

terms hereof.

F. A list of all personnel who are authorized by the applicant to provide services on behalf of the applicant.

§ 344-6. Investigation by Chief of Police.

Within seven days after receipt of an application as herein provided, the Chief of Police shall cause an investigation to be made of the applicant and of his proposed business operation to be licensed. The Chief of Police may delegate the inspection of the wrecker to an independent person, who may or who may not be engaged in business in the Borough, who shall be qualified by experience and training to make such inspection and who shall report to the Chief of Police whether the wrecker is in a thoroughly safe and sanitary condition. Within 14 days after completion of the inspection and investigation, the Chief of Police shall either approve or deny the application.

§ 344-7. Standards for approval or denial by Chief of Police.

- A. The Chief of Police shall approve the issuance of a license upon making the following findings:
- (1) That the public convenience and necessity will be served by the use of the wrecker for which application has been made.
 - (2) That the wrecker to be licensed is in a thoroughly safe and sanitary condition.
 - (3) That the requirement of this chapter and all other governing laws, statutes and ordinances have been met.
 - (4) That the wrecker has been properly licensed and inspected by the State of New Jersey and has the necessary stickers affixed. No wrecker shall be licensed as a wrecker which is using dealer license plates.
 - (5) That the insurance policies or certificates as required herein have been procured and supplied.
- B. The Chief of Police shall also have the authority to deny wrecker license applications for any of the following reasons:

[Added 12-23-2008 by Ord. No. 2008-37]

- (1) Incomplete, inaccurate or falsified application.
- (2) Unsafe or inadequate towing vehicles and/or equipment.
- (3) Noncompliance with any provision of the Borough's wrecker ordinance.
- (4) The business location is not in a zone where the use is permitted (South River locations only).
- (5) The owner pleaded guilty or was convicted of a zoning or property maintenance violation in the Borough of South River during the 12 months preceding the application date.
- (6) Criminal or motor vehicle convictions of the owner or his employees which, in the reasonable belief of the Chief of Police, would jeopardize the safety of customers.
- (7) Inadequate or insecure storage facilities.

§ 344-8. Issuance of license.

Upon approval of the Chief of Police, upon receipt of payment from the applicant of the proper license fee for each wrecker license and upon receipt of insurance policies approved by the Borough Attorney, the Clerk of the Borough shall issue a license dated in accordance with the expiration date stated herein.

§ 344-9. Display of license.

The Chief of Police shall issue to the person owning a licensed wrecker a card not less than four inches in width nor more than six inches in length in such form as may be set by the Chief of Police, which shall be at all times prominently displayed on the right front windshield of each wrecker, and which shall bear the name and business address of the owner, official license number of the wrecker, the rate of fares and conditions of employment under which such wrecker is operating and a notice that, in case of any complaint, the Chief of Police be notified. Such card shall have attached thereto the signature of the Chief of Police and the date of inspection of the wrecker, together with blank spaces upon which entry shall be made of the date of every inspection of the wrecker by the inspector.

§ 344-10. Insurance policies.

A. No wrecker shall be licensed hereunder, nor shall any licensed wrecker be operated within the Borough unless there shall be deposited with the Borough Clerk the following insurance policies or certificates of insurance:

- (1) Auto garage keeper's policy. Auto garage keeper's legal liability policy covering fire, theft and explosion in the minimum amount of \$10,000 and collision coverage subject to \$500 deductible, with each accident deemed a separate claim.

[Amended 7-19-1995 by Ord. No. 1995-22]

- (2) Auto garage legal liability policy. Auto garage legal liability policy covering the operation of the licensee's equipment or wrecker or any bodily injury or property damage. This policy will be in the amount of \$100,000 per person and \$300,000 per accident.

B. Each policy herein must contain an endorsement providing 10 days' notice to the Borough in the event of any material change therein or intention to cancel said policy for any cause. In the event that any policy is changed so as to fail to conform to any of the above requirements or if any policy of insurance is to be canceled for any reason, the Chief of Police shall notify the person responsible for the policy, and it shall be corrected or reinstated or replaced with a conforming policy within 10 days after the notice is received by the Borough, but before the date of cancellation. If the policy or certificate is not corrected, reinstated or replaced within 10 days prior to the date of cancellation, the Chief of Police shall immediately suspend the wrecker license and shall pick up from the owner all indications of licensing, including any stickers, cards or other means of identification.

§ 344-11. Charges.

[Amended 11-13-1986 by Ord. No. 1986-26; 1-29-2001 by Ord. No. 2001-2; 2-12-2001 by Ord. No. 2001-7; 10-21-2002 by Ord. No. 2002-34; 6-9-2004 by Ord. No. 2004-23]

Charges for the transportation, hauling or services of disabled vehicles by any licensed wrecker or operation of any licensed wrecker shall not exceed the following rates:

- A. For conveying a disabled vehicle from any point in the Borough, when towed, transported and/or conveyed or removed anytime of the day or night: see Chapter 155, Fees.
- B. For conveying a disabled vehicle from any point in the Borough to any other point outside the Borough which is greater in mileage than transporting said vehicle to the business address location of the wrecker company, the rate is to be determined by mutual agreement.
- C. Dead storage: see Chapter 155, Fees.
- D. In the event a motor vehicle is in a ditch or otherwise so disposed as to require services to be performed which are in addition to and apart from the simple act of towing, the licensee shall

be authorized to impose a reasonable charge in addition to that set forth above.

- E. There shall be a charge as provided in Chapter **155**, Fees, required to cleanup the scene from which the tow was initiated. Said scene cleanup shall include, but not be limited to, cleanup of glass, accident debris and absorption of petroleum or other vehicle fluids in such a way to allow the scene to be safe for operators of motor vehicles.
- F. In the event that a dispatched wrecker arrives on the scene and is required to standby or wait prior to beginning the removal of a vehicle, there shall be a charge as provided in Chapter **155**, Fees, as standby time. There shall be no charge for standby time for the first 59 minutes the wrecker operator is at the scene and is unable to begin its duties. Any part of an hour after the elapse of the first 59 minutes shall be counted as one full hour, and the full hourly rate for standby time shall be charged.

[Amended 12-23-2008 by Ord. No. 2008-37]

§ 344-12. Qualifications for driver.

No person shall drive a wrecker who is under the age of 18 years and who has not in his possession a license duly issued to him to operate a motor vehicle in the State of New Jersey.

§ 344-13. Conditions for issuance.

A wrecker license hereunder shall be issued subject to the following conditions:

- A. The licensee shall prominently display the license issued by the Chief of Police in the right front windshield of the wrecker.
- B. No licensee or his agents or servants shall solicit, demand or receive from any persons any pay, commission or emolument whatever, except the proper fee authorized for transporting the disabled vehicle in accordance with the schedule of service rates listed in § **344-11**.
- C. Licensees, their agents and servants shall keep and maintain towing equipment which is adequate to perform such towing in a reasonably workmanlike manner.
- D. Each and every licensee hereunder shall record in a book kept solely for such purpose the details of each disabled vehicle towed, serviced or transported by him or his agents or servants or employees, together with full information concerning the details surrounding the hire, the name of the owner of the towed vehicle and of the patron engaging him; which book shall be kept open for inspection at all times to a duly authorized representative of the Police Department of the Borough or a duly authorized representative of the Borough Council.

§ 344-14. Rotating call list.

- A. A licensee performing towing service for the Borough or called by a police officer shall perform on a rotating basis. When the owner or driver of a disabled vehicle indicates a choice of a specific licensee, that licensee shall be called, and no wrecker shall be assigned from the rotating list. No licensee shall respond to the scene of an accident except upon notification by the police officer in charge in police headquarters or upon request of the driver or owner of a disabled vehicle.
- B. Such additional rules and regulations regarding the rotation of wreckers as may be hereafter promulgated by the Borough Council shall take effect immediately after service of a copy thereof on holders of all licenses for wreckers in the Borough. Service upon a licensee may be made by sending by ordinary mail a copy of the additional rules and regulations to said licensee's business address.
- C. If it becomes apparent that a Borough-licensed tow truck operator cannot handle a job due to exigent circumstances, or if a separate law enforcement authority directs, the officer in

charge may, at his/her own discretion, forego the rotating wrecker list and summon a towing service with proper equipment. If fees for this service cannot be negotiated at the scene, the towing service may be directed by the police to perform the required services with reasonable fees to be paid by the owner.

[Added 12-23-2008 by Ord. No. 2008-37]

- D. The Chief of Police or designee may institute additional reasonable rules, regulations, requirements or standards if deemed necessary under emergency or exigent circumstances and in such circumstances may suspend rotation.

[Added 12-23-2008 by Ord. No. 2008-37]

§ 344-15. Applicability.

Except as to the prohibition against cruising, the provisions of this chapter are applicable to the engaging of wreckers by the Police Department of the Borough of South River either on its own initiative or at the request of owners, drivers or lessees of vehicles requiring the services of wreckers.

§ 344-16. Right of owner of disabled vehicle to call certain wrecker.

Nothing in this chapter shall prevent the owner, lessee, agent or driver of a vehicle which is disabled from calling a wrecker of his choice to remove his vehicle.

§ 344-17. Power to require removal of vehicles.

The Police Department shall have the power to require wreckers to remove vehicles where:

- A. There is obstruction of a public right-of-way or private property.
- B. A vehicle has been vandalized or presents a fire or safety hazard or an attractive nuisance.
- C. An abandoned vehicle bears no discernible registration or identification data.
- D. An abandoned vehicle is not licensed or operable.
- E. A vehicle is violating any emergency no-parking provisions as set forth in the Borough Code.
- F. Any other condition where permitted or required by law.

§ 344-18. Number of licensed wreckers limited.

[Amended 12-23-2008 by Ord. No. 2008-37]

It is hereby determined under the lawful exercise of the police power of the Borough that public convenience and necessity require that the number of wrecker companies that are licensed to operate within the Borough shall be limited to five because of the limited area of the Borough.

§ 344-19. Equipment specifications.

[Added 12-23-2008 by Ord. No. 2008-37 *Editor's Note: This ordinance also redesignated former § 344-19 as § 344-23.*]

- A. All Borough-licensed wreckers shall be equipped with a minimum of the following equipment that is in good repair:
- (1) A reflective safety vest that shall be worn by the tow truck operator while working on any street, roadway, or public right-of-way.
 - (2) One large street broom and shovel.
 - (3) A three-eighths-inch safety chain.

- (4) Safety flares for night work.
 - (5) A minimum of 20 pounds of absorbent material such as sand or speedy dry which is suitable to collect liquids such as fluid, oil, gasoline or diesel fuel spills.
 - (6) Fire extinguisher (five-pound carbon dioxide or dry chemical).
 - (7) Jumper cables.
 - (8) Pry bar or similar tool.
 - (9) Hammer.
 - (10) Tire changing equipment.
 - (11) One steering lock bar (conventional wreckers only).
 - (12) Conventional wreckers shall also be equipped with a wheel lift.
 - (13) At least one four-ton snatch block.
 - (14) Portable lighting equipment (heavy wreckers only).
 - (15) An amber light permit.
 - (16) Emergency warning lights that shall be of sufficient candlepower and intensity to be visible from one-quarter mile away.
 - (17) Emergency warning lights must be at sufficient height to be seen over the towed vehicle.
- B. No towing company on the Borough's rotating wrecker list shall operate a flatbed or conventional wrecker that is more than 20 years old for Borough-sanctioned towing services.
- C. All current Borough-licensed wrecker companies shall have until January 1, 2010, to comply with the requirements of this section. Any and all new Borough-licensed wrecker companies shall be in compliance with the requirements of this section prior to the issuance of their approved Borough wrecker license.

§ 344-20. Rules and regulations; inspections.

[Added 12-23-2008 by Ord. No. 2008-37]

The Chief of Police is hereby authorized to establish reasonable rules and regulations for the inspection of the fitness and safety of all Borough-licensed wreckers (before and after licensing) and their associated equipment. The Chief of Police and his/her designee shall have the right at any time to inspect any wrecker for compliance with the safety requirements of this chapter, the regulations established under this chapter and the laws of the state or the United States. If, as a result of this inspection, it is determined that the wrecker is not in compliance with any law or regulation, the owner of said wrecker shall be given a period of five business days to correct such violation or noncompliance, during which time the wrecker shall not be dispatched from the rotating wrecker list. If the violation or noncompliance is not corrected within said five-day period, the permit for that wrecker shall be suspended.

§ 344-21. Performance standards.

[Added 12-23-2008 by Ord. No. 2008-37]

Light- and medium-duty tow operators shall not be required to maintain a principal place of operation within the Borough but shall maintain a principal place of operation within 10 miles of the Borough's boundaries. A heavy-duty tow operator shall maintain a principal place of operation within 15 miles of the Borough's boundaries. All tow operators shall comply fully with all of the zoning, land use and property maintenance codes of the municipality in which the tow operator's business is located.

A. Each place of business shall maintain the following:

- (1) A storefront including signage displaying the business name, address, and phone number.
- (2) A person in the office to greet customers rendering service.

- B. Information displayed on vehicle. All licensed Borough wreckers shall be required to display their company name, vehicle number and rates charged on a clearly visible location on their tow vehicle.
- C. Availability of services.
- (1) All Borough-licensed tow trucks shall provide twenty-four-hour-per-day, seven-day-per-week towing services.
 - (2) All releases of vehicles and personal property from vehicles shall be conducted during the tow truck operator's normal business hours, exclusive of all exigent circumstances that may be required with the authority and consent of the Police Department.
- D. Method of payment for services rendered. All Borough-licensed wreckers must accept all forms of payment from the customers that they serve, including but not limited to cash, checks, and credit cards.
- E. Response times.
- (1) Any Borough-licensed towing company contacted by the Police Department must confirm that it is responding within five minutes of the initial call for service or it will forfeit its turn on the Borough's rotating wrecker list.
 - (2) Response time to the scene of a tow must be within 30 minutes of the time of the confirmation of assignment through the Police Department communications desk or the towing company shall forfeit its turn on the Borough's rotating wrecker list.
- F. Registered towing personnel.
- (1) The operator of the tow truck company must register all personnel who are authorized to provide services on behalf of the tow truck company. This registration shall include the following information for each person:
 - (a) Name, address, and phone number
 - (b) New Jersey driver's license number and expiration date.
 - (c) Social Security number.
 - (d) Signed statement by each person setting forth his/her understanding that the background check will be performed by the South River Police Department, the results which will be used by the South River Police Department in determining eligibility of the towing and storage contractor for inclusion on the on-call tow list.
 - (2) The tow operator must update this registration as necessary to ensure that it remains current.
- G. Clean-up of debris. The tow operator shall be responsible for the clean-up of vehicle debris, including glass, plastic, fuel, oil, chemicals and hazardous waste materials in accordance with state law.
- H. Unavailable for service. Should the tow truck operator not be available for service when called upon by the South River Police Department, the next wrecker on the towing list shall be contacted. A tow operator may only subcontract towing services to a licensed wrecker service for the Borough of South River.
- I. Compliance with the requests of the Police Department.
- (1) All tow truck operators shall comply with the requests of the police officer in charge.
 - (2) No tow truck operator shall respond to the scene of an accident or any scene requiring a police tow except upon notification by police headquarters.
 - (3) No tow truck operator waiting to conduct a tow shall obstruct the safe and proper flow of traffic on any roadway or right-of-way without the consent of the police officer(s) on scene.
- J. Failure to meet minimum performance standards. Failure to comply with these aforementioned performance standards may result in the suspension or removal of a tow

truck operator from the Borough's rotating wrecker list as outlined in § 344-23.

- K. Itemized payment receipts. Each tow truck operator shall be required to issue to the owner of a vehicle a written itemized receipt for all fees paid in association with the vehicle tow.
- L. Release of police impounds. No tow truck operator shall release a police impound vehicle without verifying that the owner of the vehicle has obtained an official Police Department vehicle release form.

§ 344-22. Unclaimed vehicles.

[Added 12-23-2008 by Ord. No. 2008-37]

- A. All tow operators, in order to be in compliance with N.J.S.A. 39:10A-1, shall notify the South River Police Department Traffic Safety Bureau regarding any unclaimed vehicle within three days after taking possession of the vehicle. The following information shall be included upon notification:
 - (1) The year, make, model, color and vehicle identification number.
 - (2) The odometer reading of the vehicle.
 - (3) Photograph of vehicle.
- B. The South River Police Department Traffic Safety Bureau will make notification of possession to the owner of record or holder of interest and provide information needed for the tow operator to make its own further notice as set forth herein.
- C. After notification by the Traffic Safety Bureau, the person storing the vehicle shall notify the owner of record and holder of interest by certified mail, return receipt requested, of the schedule of costs for storing the motor vehicle and instructions on how the vehicle may be reclaimed.
- D. If the person storing the motor vehicle fails to provide such notice to the owner of record or security interest holder within 30 days of the date on which the storer of the vehicle received the notice from the Traffic Safety Bureau, the maximum amount that such person may charge the owner of record or the security interest holder for storing the motor vehicle shall be \$750, provided that the owner of record or security interest holder submits a proper claim for the vehicle not later than the 30th day following the date the notice is delivered from the Traffic Safety Bureau to the person storing the vehicle. If the owner of record or security interest holder fails to submit a proper claim for the vehicle on or before that 30th day, the person storing the vehicle may charge the security interest holder reasonable costs for storage.

§ 344-23. Violations and penalties.

[Amended 12-23-2008 by Ord. No. 2008-37]

- A. Any person who shall violate any of the provisions of this chapter shall, upon conviction, be punished as provided in Chapter 1, Article I, General Provisions, and each violation of any of the provisions of this chapter and each day there is a violation thereof shall be deemed and taken to be a separate and distinct offense. In addition, the Mayor and Council, after a hearing, may revoke or suspend any license issued hereunder or may refuse to renew any license previously issued hereunder for violation of any of the provisions of this chapter.
- B. A towing operator's license may be revoked and the tow business removed from the rotational list by Mayor and Council if the tow operator's performance is determined to be unreliable, inadequate, or poses a threat to the public safety of the Borough after an investigation conducted by the Chief of Police or his/her designee. Should the Mayor and Borough Council determine that a license shall be revoked or suspended or that there are reasonable grounds

for refusing to renew a license due to failure of an applicant to comply with the provisions of this chapter, the Borough Clerk shall immediately notify the applicant or licensee that the governing body will hold a hearing on whether or not said license shall be revoked, suspended or renewed if the applicant or licensee files a notice of appeal of said determination with the Borough Clerk within 10 days of the date that notice of the determination is received by the applicant or licensee. The Borough Clerk, upon receiving such notice of appeal, shall inform the applicant or licensee of the time, date and place of the hearing, which shall be held no less than 10 days nor more than 20 days from the date of service of said notice of appeal upon the Borough Clerk. The applicant or licensee shall then have an opportunity to be heard on the issue of whether or not said license should be renewed, revoked or suspended. An applicant or licensee shall have the further right to appeal any subsequent determination of the Borough Council to the Superior Court of New Jersey within 20 days after service of a resolution setting forth such determination.

- C. Suspension from the rotating wrecker list will be a suspension of police towing privileges only. The towing company will remain licensed during the suspension period and will be bound by the rules and regulations governing the licensing of wreckers within the Borough.
- D. A tow truck operator who has been terminated from the rotating wrecker list shall be considered unlicensed and must reapply for a license at the conclusion of the termination period.
- E. A tow truck operator who has been either terminated or suspended from the rotating wrecker list shall be responsible for responsible for the adherence to towing rates, storage charges and service fees as set forth in § **155-31** (wrecker fees) for police-towed vehicles that remain on the tow truck operator's lot during the suspension or termination period.

§ 155-31. Chapter 344, Wreckers.

A. License fee: \$50 per year; fee on or after August 1: \$25.

B. Charges:

[Amended 7-23-2007 by Ord. No. 2007-15; 12-23-2008 by Ord. No. 2008-38]

- (1) For conveying a disabled vehicle from any point in the Borough, when towed, transported and/or conveyed or removed any time of the day or night: \$110. Licensed Borough wrecker operators may assess a one-time administrative yard fee in the amount of \$25 to cover the handling costs of a vehicle in storage.
- (2) Dead storage.
 - (a) For the first 15 days of dead storage, after a twenty-four-hour grace period from the time of arrival at a storage facility: \$35/day for each twenty-four-hour period or fraction thereof.
 - (b) For every day of dead storage exceeding 15 days: \$50/day.
- (3) Clean up scene of accident: \$50; \$15 additional for application of absorbent material.
- (4) Standby time: \$75 per hour, which time shall begin to accrue once the tow operator has been on the scene for 59 minutes without being able to begin to tow and/or commence recovery efforts. Any part of an hour after the elapsed first 59 minutes shall be counted as a full hour and the full hourly rate of \$75 shall then be charged.
- (5) Winching fee: \$75 per hour.
- (6) The rates delineated in this section shall be exclusive of any other repair service costs provided by the tow operator, including, but not limited to, such services as repairing flat tires or installing new and/or spare parts to a disabled vehicle. A tow operator shall be permitted to charge an additional fee of \$75 for such services as lockouts, tire changes and fuel deliveries. In such situations, it shall be the responsibility of the tow operator to first inform the owner and/or operator of the motor vehicle of the hourly labor rates and estimated cost for parts, materials, other services and labor prior to the performance of such repair services.
- (7) If a motorist requests to have his or her vehicle taken to any location within the Township other than the wrecker operator's business location, the wrecker operator shall comply if the motorist has either cash or a credit card to pay for the towing charges. There shall be no additional charge for towing a vehicle to any location within the Borough of South River. If a motorist requests that his or her vehicle be taken outside the Borough but within Middlesex County and the wrecker operator is able to comply with the request, the fee shall be \$4 per mile beyond the boundaries of South River regardless of the time of day. The motorist shall be responsible for negotiating the terms of a tow beyond Middlesex County. No operator shall refuse a credit card or cash as payment for services.

SOUTH RIVER FIRE DEPARTMENT

OFFICE OF THE CHIEF

www.southriverfire.org



Est. 1896

P.O. BOX 214

SOUTH RIVER, NEW JERSEY 08882

Chief Lou Bongiovi Jr.
1st Assistant Chief Steven Drugos
2nd Assistant Chief William Smith

ENGINE COMPANY #1
George St. - Fire Headquarters
Station Number 732-257-9217
Station Fax 732-613-6107

RELIABLE FIRE CO.
George St. - Fire Headquarters
Station Number 732-257-9217
Station Fax 732-613-6107

SUMMIT ENGINE CO.
Appleby Ave. - Station #2
Station Number 732-254-5577
Station Fax 732-613-6108

RECEIVED

FEB 26 2014

BOROUGH CLERK

FEB 26 2014

Mayor and Council,

This letter is requesting permission for the Reliable Fire Company to have a coin toss on the blow listed dates and times at the intersection of Prospect st. and Old Bridge Turnpike. Thank you in advance and any other information you may need please contact me.

April 5th, 2014 with a rain date of April 6th, 2014 from 9:00AM till 2:00 PM

Also

October 4th, 2014 with a rain date of October 5th, 2014 from 9:00AM till 2:00 PM

Thank you,


Louis Bongiovi

Chief South River Fire Department





3/10/14 depada

SOUTH RIVER FIRE DEPARTMENT

OFFICE OF THE JUNIOR FIREFIGHTERS



Est. 1896

P.O. BOX 214

SOUTH RIVER, NEW JERSEY 08882

RECEIVED
FEB 21 2014
BOROUGH CLERK

ENGINE COMPANY #1
George St. - Fire Headquarters

RELIABLE FIRE CO.
George St. Fire Headquarters

SUMMIT ENGINE CO.
Appleby Ave. - Station #2

RECEIVED

FEB 21 2014

BOROUGH ADMINISTRATOR

February 21, 2014

OR
Fred

Mayor and Council
Borough of South River
48 Washington Street
South River, NJ 0882

Re: Jr Firefighter

Mayor and Council,

Effective February 18th Ryan Farrell has changed his status from Cadet to Jr Firefighter. Please make the necessary appointment at you next meeting. Attached is a copy of his application and permission slip.

Respectfully submitted,

Tony Ciulla
Tony Ciulla, Ex-Chief
Jr. Firefighter Advisor

3/10 ags



H
SOUTH RIVER POLICE DEPARTMENT

Chief Mark Tinitigan
61 Main Street
South River, NJ 08882-0548
Phone: (732) 238-1000
Fax: (732) 613-6103

TO: Mr. F. Carr
FROM: Ptl. E. Avallon
DATE: February 14, 2014
RE: Abandoned Vehicle Auction

Please advise the Honorable Mayor and Council that the following vehicles have gone unclaimed at the Boroughs licensed wreckers tow yards. The wrecker operators have applied for title on the vehicles listed below. I am asking that the Borough advertise for an Abandoned Vehicle auction for the following vehicles:

<u>VEHICLE</u>	<u>V.I.N.</u>	<u>MIN. BID</u>	<u>WRECKER</u>
2008 BMW	WBAWL13558PX19985	\$ 500.00	Logan's
2012 Hyundai Elantra	KMHDH4AE4CU259935	\$ 500.00	Logan's
1998 Kawasaki Ninja	JKAEXVA18JA015616	\$ 1,000.00	Fred's
2004 Ford F-250	1FTNX21P84ED57038	\$10,500.00	Coppa's
2002 Cadillac Deville	1G6KD54Y52U118716	\$ 1,950.40	Coppa's
1998 Chevy Malibu	1G1ND52M0W6163236	\$ 2,500.00	Coppa's
2003 Audi A-4	WAULT64B63N035990	\$ 7,500.00	Coppa's
1996 GMC Vandora	1GDJG31K5TF850771	\$ 7,500.00	Coppa's
1995 Ford Escort	1FARP14J1RW305471	\$ 500.00	Knoblock

Thank you,

Ptl. E. Avallon
Traffic Safety

Cc: M. Tinitigan

Dorothy Zajac
4 Wootton Road
Essex Fells, NJ 07021
February 12, 2014



RECEIVED

MAR 13 2014

BOROUGH CLERK

Dear Mayor Krenzel and South River Council Members:

I am writing to formally request to hold a charity walk and 5k run in South River according to the attached map on Sunday, June 8, 2014.

This event would be in support of the Aplastic Anemia & MDS International Foundation. My father, Richard Zajac, was a resident of South River for almost 40 years before he passed away due to complications from MDS (Myelodysplastic Syndrome) on June 8, 2011.

We would like to use the following schedule for the day of the event:

- 8:00 am Closure of Montgomery between Johnson and Lexington
- 9:30am Participant Registration Begins (Montgomery between Johnson and Lexington)
- 10:30am Start of 5k run (closure of route highlighted on map)
- 11:00am Start of walk (shortened route on map)
- 1:00pm Completion of event and Cleanup

Thank you in advance.

Sincerely,
Dorothy Zajac
732-991-6227 (cell phone)
973-360-2730 (work phone)

Enclosure:
Route map

LAW OFFICES OF
JAMES P. NOLAN
&
ASSOCIATES
A Limited Liability Company

J

James P. Nolan, Jr., ID #004591987
Certified Criminal Trial Attorney
Fredrick L. Rubenstein, ID #004651994
Eric L. Lange, ID #038441997
Admitted in NJ & NY
Sanford Rader, ID #190871960
Of Counsel

ALL OR
VIA ELL
Fred

RECEIVED

MAR 03 2014

BOROUGH CLERK

March 4, 2014

Borough of South River
48 Washington Street
South River, New Jersey 08882
Attn: Fredrick Carr, BA

RE: Willett Avenue Electrical Substation

Dear Mr. Carr:

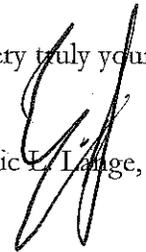
I have reviewed the two bids submitted for the Willett Avenue Electrical Substation. The lowest bidder was High Energy Electric. In reviewing the bid package, I find the same to be in order, subject to two comments. Specifically, I take no position with respect to the ability questionnaire prepared by High Energy Electric and defer to Mr. Noto for his opinion on the qualifications of the applicant. Provided that Mr. Noto feels that this applicant is capable of performing the work required under the terms of the contract, I point out that the certificate of insurance submitted by High Energy Electric is deficient. Although this does not make the bid defective, the work can not begin until such time that the contractor provides proof of insurance in the amount set forth in paragraph 5G of the instructions to bidders. Specifically, paragraph 5G mandates that the contractor shall procure and maintain excess insurance with limits of liability not less than \$5,000,000 per occurrence. I note that the excess umbrella coverage afforded by Willis of New Jersey, Inc. to High Energy Electrical Testing, Inc., only covers \$4,000,000 per occurrence. Furthermore, paragraph 5G requires the contractor to procure and maintain environmental impairment liability insurance in the amount of \$1,000,000 per occurrence, \$3,000,000 aggregate. I see no endorsement on the policy provided for environmental impairment liability coverage.

If the Borough decides to award the contract to High Energy Electrical Testing, Inc., please remind them of their insurance requirements and make sure that no work is started until the Borough is in possession of a valid certificate of liability insurance with the proper coverage amounts.

Should you have any questions or wish to discuss this matter in further detail, please feel free to contact me at any time.

Very truly yours,

Eric L. Lange, Esq.



ELL/sv
Enc.

cc: Patricia O'Connor
Thomas Noto, Engineering Consultant

THOMAS J NOTO, P.E.

Engineering Consultant

February 26, 2014

Mayor and Borough Council
Borough of South River
48 Washington Street
South River, NJ 08882

Re: Preventative Maintenance - Bid Results

Att: Patricia O'Connor, RMC
Borough Clerk

Gentlemen;

The Bid opening of today produced two bidders as follows:

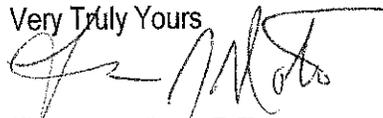
Reuter Hanney, Inc.	\$140,211.00
High Energy Electric	\$98,655.00

I recommend, pending review by the Borough Attorney, that award be made to the low bidder High Energy Electric as the bid represents a good competitive result.

It is requested that the Award be made as soon as possible in an attempt to complete the work before the summer peak loads occur.

I am returning all Bids to you at this time.

Very Truly Yours



Thomas J Noto, P.E.