

**DISCLAIMER**

**THIS IS AN UNOFFICIAL DOCUMENT UNTIL APPROVED BY GOVERNING BODY**

**AGENDA:**

MAYOR AND BOROUGH COUNCIL

**BUSINESS (X)**

MEETING NO.5

REGULAR ( )

DATE: 2/23/15

7:00 P.M.

SPECIAL ( )

\*\*\*\*\*

ROLL CALL:	Mayor Krenzel	( )		Atty: _____	
	Clm. Ciulla	( )	Clm. Jones	( )	Eng: _____
	Clm. Gurchensky	( )	Clm. Trenga	( )	Adm: _____
	Clm. Haussermann	( )	Clm. Hutchison	( )	: _____

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Public Announcement - Chapter 231, P. L. 1975

PUBLIC COMMENTS (agenda items only)

Swearing in of Police Officers

Appoint Peter Szukics as Probationary Police Officer, SRPD

Appoint Jacob Edelman as Probationary Police Officer, SRPD

MINUTES

Minutes of Meeting No. 4 held on February 9, 2015

REPORTS

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

NEW BUSINESS

Refund of electric consumer deposits (Attachment A)

Amend Bond Ordinance 2014-30

Amend Ch. 350 Zoning, Sec. 350-11 Exceptions/Permitted Modifications to Bulk Standards (Attachment B)

Authorize 2015 Temporary Budget Emergency Appropriations

Approve Mercantile license for Rainbow Cleaners & Tailors LLC (Attachment C)

Appoint Edward Wyluda to permanent position of Laborer "A" – Sanitation Dept., DPW (Attachment D)

Appoint Probationary Members to SR Rescue Squad: Donnarmari Losavio, Kyle Beldowicz (Attachments E, F)

Remove Members from SR Rescue Squad: John Pereira, Charlotte Genthe (Attachment G)

Downtown business area – Redevelopment (Attachments H, I)

Whitehead Ave. - Redevelopment

UNFINISHED BUSINESS

2015 HCD Block Grant – Allocation of funds (Attachment J)

Amend Mobile Retail Food Establishment ordinance (Attachment K)

Award contract to Willett Ave. Substation 2015 Preventative Maintenance to High Energy Electrical Testing Inc.  
(Attachment L)

COUNCIL COMMENTS

EXECUTIVE SESSION

ADJOURNMENT

A

Request for Council Action

Date: 5/18/15

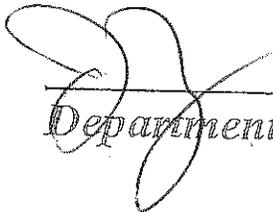
Resolution: x

Ordinance: \_\_\_\_\_

Other Reason for Request (Attach Back-up)

UTILITY REFUNDS

Funds Appropriated:  yes     no     not applicable

 Richard Borda  
Department Head

   
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.*

<b><u>ACCOUNT #</u></b>	<b><u>PAYABLE TO:</u></b>	<b><u>AMOUNT OF CHECK</u></b>
65-999-000-437 CD	KYLE AMATO 24 LANDVALE RD SPOTSWOOD, NJ 08884	\$252.45
65-999-868-649 ELEC PREV	BARBARA CIPOLETTI 33 B GLOUCESTER CT EAST BRUNSWICK, NJ 08816	\$300.22
65-999-001-117 CD	LOIS CLARKE	\$99.13
65-999-001-117 ELEC CURRENT	29 MERCER AVE NORTH PLAINFIELD, NJ 07060	\$163.25
66-999-931-040 WTR CURRENT	ARCELINA GREGO 33 WHITEHEAD AVE SOUTH RIVER, NJ 08882	\$206.75
65-999-864-766 CD	ROBIN KENNOVIN 44 FERRIS ST SOUTH RIVER, NJ 08882	\$70.90
65-999-990-628 ELEC PREV	SERGEY & ALA LATOSH 4 GASZI AVE SOUTH RIVER, NJ 08882	\$104.32
65-999-001-104 ELEC PREV	LIGHTHOUSE SOUTH RIVER LLC LG P O BOX 1524 ENGLEWOOD, NJ 07632	\$77.54
65-999-000-165 CD	JORGE MARGACO 8 STANTON ST SOUTH RIVER, NJ 08882	\$224.79
65-999-000-991 CD	FRANK & NORMA PEREZ 117 UNION AVE BELLEVILLE, NJ 07109	\$104.60
66-999-926-200 WTR CURRENT	GILBERTO SOUZA JR 210 HOPEWELL PRINCETON RD HOPEWELL, NJ 08525	\$93.26

65-999-001-404 CD

SHERRI TERZINO  
32 CANAL ST  
SAYREVILLE, NJ 08872

\$131.78

65-999-001-976 CD

JAIME TORRES & KAYLA CRUZ  
1046 MORNING GLORY DR  
MONROE, NJ 08831

\$18.06

/s/ \_\_\_\_\_  
Councilmember

/s/ \_\_\_\_\_  
Councilmember



*Borough of South River, NJ  
Friday, February 20, 2015*

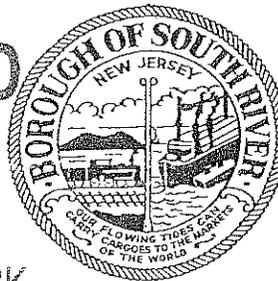
## Chapter 350. Zoning

### § 350-11. Exceptions and permitted modifications to bulk standards.

- A. Exceptions to height limitations.
- (1) The provisions of this chapter with regard to height shall not apply to church spires, steeples, belfries, clock towers, noncommercial radio towers, flagpoles, chimney stacks, skylights, scenery lofts, antennas, water tanks, fire or parapet walls or roof structures for the housing of elevators, stairways, ventilating fans, air-conditioning equipment or similar equipment and structures, provided that such features shall be erected only to such height as is necessary to accomplish the purpose they are to serve.
  - (2) No part of any structure erected pursuant to Subsection **A(1)** to a height in excess of the height limit for the zone in which it is situated shall:
    - (a) Have a lot coverage in excess of 10% of the lot area.
    - (b) Be used for residence or tenancy purposes.
    - (c) Have any sign, nameplate, display or advertising device of any kind whatsoever inscribed or attached to that part of the structure which exceeds the height limitation.
- B. Exceptions to lot area and width requirements. Notwithstanding any provision of this chapter to the contrary, any parcel of land located in a residential zone with a lot area and/or width which is less than that prescribed for a lot in the zone in which such parcel is located may be used for single-family residential purposes, provided that the property owners shall submit proof by affidavit to the Zoning Officer/Construction Official of the following:
- (1) The property owner does not own any property adjoining such undersized parcel.
  - (2) Dwellings or other principal uses are located on the lots adjacent to the undersized parcel.
  - (3) The property owner cannot acquire property from any adjacent lot either because the owner of such lot refuses to sell or because such sale would render such adjacent lot in violation of this chapter with respect to side yard, width or bulk area requirements.
  - (4) The undersized parcel and the dwelling to be erected thereon complies with all other requirements of this chapter.
- C. Exceptions to yard requirements.
- (1) Where a lot is situated between two lots, each of which is developed with a main building which projects beyond the established front building line as required by this chapter and has been so maintained since the enactment of this chapter, the minimum front yard requirement of such lot may be the average alignment of the front yards of said existing buildings.

- D. Exceptions to maximize solar gain. In order to promote the conservation of energy, variations in the front, side and rear yard and area requirements of this chapter may be permitted, provided that the purpose of such variations is to orient buildings so as to permit said buildings to maximize solar gain and secure the full benefit of prevailing winds.

RECEIVED



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

FEB 12 2015

BOROUGH CLERK

APPLICATION FOR MERCANTILE LICENSE

FEES:  
\$50.00 NEW   
\$25.00 Transfer

NAME OF BUSINESS Rainbow Cleaners & Tailors LLC

PROPOSED LOCATION 23 Jackson St.

BLOCK# \_\_\_\_\_ LOT# \_\_\_\_\_

BUSINESS TELEPHONE 732-238-3497

NATURE OF BUSINESS (Describe Operation)

Cleaners and Tailor Services clothes Stores.

APPLICANT INFORMATION

NAME Blandina F. Neves

HOME ADDRESS 7 Water St.

CITY, STATE, ZIP South River, NJ 08882

TELEPHONE# HOME n/a CELL 732-979-1848

DATE OF BIRTH \_\_\_\_\_ SOCIAL SECURITY # \_\_\_\_\_

DRIVER'S LICENSE# N/A

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 1

DAYS AND HOURS OF OPERATION Monday to Sunday 9am-6pm

SQ. FOOTAGE OF AREA TO BE OCCUPIED 468 sq ft.

OFF STREET PARKING SPACES AVAILABLE TO SPACE BEING OCCUPIED # 0

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:

REFERRAL DATE \_\_\_\_\_

DEPARTMENT	APPROVAL/DENIAL	SIGNATURE	DATE
Zoning/Building	<i>OK</i>	<i>DAV</i>	<i>1/28/15</i>
Police	<i>OK</i>	<i>DAV</i>	<i>1/28/15</i>
Fire Prevention	<i>OK</i>	<i>DAV</i>	<i>1/28/15</i>
Health	<i>OK</i>	<i>EB</i>	<i>1/28/15</i>

NAME \_\_\_\_\_

PREVIOUS BUSINESS AT THIS LOCATION: Rainbow Cleaners

DESCRIBE OPERATION OF PREVIOUS BUSINESS

Cleaners

NUMBER OF EMPLOYEES AT PREVIOUS BUSINESS 0 PARKING SPOTS 0

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 \_\_\_\_\_ NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_ ADDRESS \_\_\_\_\_

PHONE # \_\_\_\_\_ PHONE # \_\_\_\_\_

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.

Blandina F. News  
Applicant Signature

01-20-2015  
Date

**BOROUGH OF SOUTH RIVER**

Department of Public Works

9 Ivan Way

South River, NJ 08882

Phone: (732) 257-9051 Fax: (732) 613-6113

D



<http://www.southernrivernj.org>

Email: [dpw@southernrivernj.org](mailto:dpw@southernrivernj.org)

**MEMORANDUM 15-0011**

TO: Frederick Carr, Borough Administrator

FROM: Adriano Soares AS  
Director of Public Works

DATE: February 9, 2015

RE: Edward Wyluda, Laborer "A"

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Please be advised that I am recommending the retention of Mr. Edward Wyluda within the Department of Public Works Sanitation Department. Mr. Wyluda completed his 6 month probationary period on December 9, 2014. Please place such recommendation on the agenda for the February 23, 2015 Business Meeting.

If you have any questions, please feel free to contact me.

AS:dms

cc: David Tylicki, Shop Steward  
Edward Wyluda, Laborer "A"

**Request for Council Action**

**Date:** February 23, 2015

**Resolution:** Retain Edward Wyluda, Laborer "A"

**Ordinance:** \_\_\_\_\_

**Other Reason for Request (Attach Back-up)**

**See Attached**

**Funds Appropriated:** yes  no \_\_\_\_\_ not applicable \_\_\_\_\_

  
\_\_\_\_\_  
**Department Head**

  
\_\_\_\_\_  
**Approval/Disapproved Administrator**



E

Patrick Geraldo, Captain  
DEPARTMENT HEAD

WILLIAM SYNEK, Asst. Captain  
DEPUTY - DEPARTMENT HEAD

**BOROUGH OF SOUTH RIVER  
DEPARTMENT OF RESCUE  
EMERGENCY MEDICAL SERVICES  
6 THOMAS STREET  
SOUTH RIVER, NEW JERSEY 08882**

RECEIVED

FEB 19 2015

TO: Mayor and Council

FROM: Patrick Geraldo, Captain

BOROUGH CLERK

DATE: February 18, 2015

RE: Appointment for Rescue Squad Probationary Membership

I recommend the following applicant for Probationary Membership appointment in the Borough of South River, Department of EMS and Rescue. Please accept this applicant, pending the results of the full background check.

1. Donnamari Losavio - 6 Carmen St - South River, NJ 08882

If there are any questions about the above listed applicant, please feel free to contact me at (732) 991-9390. I have attached a copy of the application for the Borough Clerk's Office records.

Regards

x Patrick Geraldo

Patrick Geraldo, Captain  
South River Rescue Squad

PC: Borough Clerk  
Borough Administrator  
President, SRRS, Inc.  
File

Patrick Geraldo, Captain  
DEPARTMENT HEAD

WILLIAM SYNEK, Asst. Captain  
DEPUTY - DEPARTMENT HEAD



F

**BOROUGH OF SOUTH RIVER  
DEPARTMENT OF RESCUE  
EMERGENCY MEDICAL SERVICES**  
6 THOMAS STREET  
SOUTH RIVER, NEW JERSEY 08882

RECEIVED

FEB 18 2015

BOROUGH CLERK

TO: Mayor and Council  
FROM: Patrick Geraldo, Captain  
DATE: February 18, 2015  
RE: Appointment for Rescue Squad Probationary Membership

I recommend the following applicant for Probationary Membership appointment in the Borough of South River, Department of EMS and Rescue. Please accept this applicant, pending the results of the full background check.

1. Kyle Beldowicz -- 343 East Greystone Rd-- Old Bridge, NJ 08857

If there are any questions about the above listed applicant, please feel free to contact me at (732) 991-9390. I have attached a copy of the application for the Borough Clerk's Office records.

Regards

x Patrick Geraldo

Patrick Geraldo, Captain  
South River Rescue Squad

PC: Borough Clerk  
Borough Administrator  
President, SRRS, Inc.  
File

PATRICK GERALDO , Captain  
DEPARTMENT HEAD

WILLIAM SYNEK, Asst. Captain  
DEPUTY DEPARTMENT HEAD



TONY CIULLA , Councilman  
CHAIRPERSON  
PUBLIC SAFETY COMMITTEE  
JOHN KRENZEL , Mayor

**BOROUGH OF SOUTH RIVER**  
**DEPARTMENT OF RESCUE**  
**EMERGENCY MEDICAL SERVICES**  
6 THOMAS STREET  
SOUTH RIVER, NEW JERSEY 08882

To: Mayor & Council  
From: Patrick Geraldo, Rescue Squad Captain  
Date: February 9, 2015  
Re: Rescue Squad Member Resignations

RECEIVED

FEB 10 2015

BOROUGH CLERK

The following Member(s) have resigned from the South River Rescue Squad. Please accept the resignation and remove the members (by resolution) from the Rescue Squad roster. The member(s) have returned all Rescue Squad and Borough issued equipment and property.

- 1) John Pereira – 379 East Greystone Rd – Old Bridge, NJ 08857
- 2) Charlotte Genthe – 273 Old Stage Rd – Spotswood, NJ 08884

If there are any questions about the above listed member, please feel free to contact me at (732) 718-5462.

Regards,

Patrick Geraldo, Captain  
South River Rescue Squad

C: Squad File  
Borough Clerks Office  
Borough Administrator  
President-SRRS, Inc.

H

**RESOLUTION NO. 15-**

**RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE PLANNING BOARD TO UNDERTAKE AN INVESTIGATION OF THE MAIN STREET REHABILITATION DISTRICT AS A POSSIBLE AREA IN NEED OF REDEVELOPMENT, PURSUANT TO N.J.S.A. 40A:12A-6**

**WHEREAS**, *N.J.S.A.* 40A:12A-6 authorizes the governing body, by resolution, to authorize the Planning Board to undertake an investigation to determine whether an area within the Borough of South River is in need of redevelopment in which the municipality may use powers provided by the Legislature for use in a redevelopment area other than the use of eminent domain or condemnation according to criteria set forth in *N.J.S.A.* 40A:12A-5; and

**WHEREAS**, it is the desire of the governing body to authorize the Planning Board to undertake such an investigation to determine whether the Main Street Rehabilitation District of the Borough of South River, satisfies the criteria to be designated as an area in need of redevelopment pursuant to the aforementioned law; and

**WHEREAS**, before proceeding to a public hearing on the matter in accordance with the requirements of state statute, the Planning Board shall prepare and submit to the governing body a map showing the boundaries of the proposed redevelopment area and the location of the various parcels of property included therein as identified by this Resolution, together with a statement setting forth the basis for the investigation; and

**WHEREAS**, any interested or affected property owners shall be duly notified of the date of a hearing for the purpose of being heard in regard to the determination of the Planning Board; and

**WHEREAS**, all hearing notice requirements shall be followed in accordance with the requirements of *N.J.S.A.* 40A:12A-6; and

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

1. That the governing body does hereby authorize the Planning Board to undertake an investigation pursuant to *N.J.S.A.* 40A:12A-6 to determine if the Main Street Rehabilitation District of the Borough of South River is an area in need of redevelopment in which the municipality may use powers provided by the Legislature for use in a redevelopment area other than the use of eminent domain or condemnation.

2. That the Planning Board prepare and submit a map and report of its findings to the governing body in accordance with *N.J.S.A.* 40A:12A-6 and 40A:12A-5.

3. That the Planning Board, upon determining if Main Street Rehabilitation District of the Borough of South River is an area in need of redevelopment, after notice to the governing body, provide adequate notice of a hearing to interested parties and affected property owners pursuant to the requirements of *N.J.S.A.* 40A:12A-6.

4. That a certified copy of this resolution be forwarded to the Planning Board and the owners of record of properties located within Main Street Rehabilitation District.

Dated: February 23, 2015

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Councilmember

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Councilmember

### **CERTIFICATION**

I, **PATRICIA O'CONNOR, RMC**, do hereby certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Borough of South River at a meeting held on the **23th** day of **February, 2015**.

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**PATRICIA O'CONNOR, RMC**  
Borough Clerk, Borough of South River

I

**RESOLUTION NO. 15-**

**RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE PLANNING BOARD TO UNDERTAKE AN INVESTIGATION OF THE MAIN STREET REHABILITATION DISTRICT AS A POSSIBLE AREA IN NEED OF REDEVELOPMENT, PURSUANT TO N.J.S.A. 40A:12A-6**

**WHEREAS**, *N.J.S.A.* 40A:12A-6 authorizes the governing body, by resolution, to authorize the Planning Board to undertake an investigation to determine whether an area within the Borough of South River is in need of redevelopment in which the municipality may use powers provided by the Legislature for use in a redevelopment area including the power of eminent domain and condemnation according to criteria set forth in *N.J.S.A.* 40A:12A-5; and

**WHEREAS**, it is the desire of the governing body to authorize the Planning Board to undertake such an investigation to determine whether the Main Street Rehabilitation District of the Borough of South River, satisfies the criteria to be designated as an area in need of redevelopment pursuant to the aforementioned law; and

**WHEREAS**, before proceeding to a public hearing on the matter in accordance with the requirements of state statute, the Planning Board shall prepare and submit to the governing body a map showing the boundaries of the proposed redevelopment area and the location of the various parcels of property included therein as identified by this Resolution, together with a statement setting forth the basis for the investigation; and

**WHEREAS**, any interested or affected property owners shall be duly notified of the date of a hearing for the purpose of being heard in regard to the determination of the Planning Board; and

**WHEREAS**, all hearing notice requirements shall be followed in accordance with the requirements of *N.J.S.A.* 40A:12A-6; and

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

1. That the governing body does hereby authorize the Planning Board to undertake an investigation pursuant to *N.J.S.A.* 40A:12A-6 to determine if the Main Street Rehabilitation District of the Borough of South River is an area in need of redevelopment in which the municipality may use powers provided by the Legislature for use in a redevelopment area including the power of eminent domain and condemnation.

2. That the Planning Board prepare and submit a map and report of its findings to the governing body in accordance with *N.J.S.A.* 40A:12A-6 and 40A:12A-5.

3. That the Planning Board, upon determining if Main Street Rehabilitation District of the Borough of South River is an area in need of redevelopment, after notice to the governing body, provide adequate notice of a hearing to interested parties and affected property owners pursuant to the requirements of *N.J.S.A.* 40A:12A-6.

4. That a certified copy of this resolution be forwarded to the Planning Board and the owners of record of properties located within Main Street Rehabilitation District.

Dated: February 23, 2015

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Councilmember

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Councilmember

**CERTIFICATION**

I, **PATRICIA O'CONNOR, RMC**, do hereby certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Borough of South River at a meeting held on the **23th** day of **February, 2015**.

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**PATRICIA O'CONNOR, RMC**  
Borough Clerk, Borough of South River

J

JOHN H. ALLGAIER, PE, PP, LS (1983-2001)  
DAVID J. SAMUEL, PE, PP, CME  
JOHN J. STEFANI, PE, LS, PP, CME  
JAY B. CORNELL, PE, PP, CME  
MICHAEL J. McCLELLAND, PE, PP, CME  
GREGORY R. VALES, PE, PP, CME



TIMOTHY W. GILLEN, PE, PP, CME  
BRUCE M. KOCH, PE, PP, CME  
LOUIS J. PLOSKONKA, PE, CME  
TREVOR J. TAYLOR, PE, PP, CME  
BEHRAM TURAN, PE, LSRP

**MEMO TO:** Mayor and Borough Council, Borough of South River

**FROM:** Bruce M. Koch, P.E., P.P., C.M.E., Borough Engineer's Office

**DATE:** February 17, 2015

**RE:** HCD Citizen's Advisory Committee and  
Public Participation Meeting of February 9, 2015  
South River, New Jersey  
Our File: PSR00056.01

In accordance with the requirements of the Housing and Community Development Program, a combination HCD Citizen Advisory Committee meeting and public input meeting was held at 6:00 p.m. on February 9, 2015. The meeting was conducted in the meeting room adjacent to the Council Chambers with the following Committee Members and citizens in attendance:

<u>Name</u>	<u>Address</u>
Bruce M. Koch, P.E., P.P., C.M.E.	Borough Engineer's Office
Pat O'Connor, Borough Clerk	48 Washington Street
Teresa Hutchinson	38 Virginia Street
Councilman Jim Hutchison	38 Virginia Street
Joseph Zanga, CFO	48 Washington Street
Cynthia Urbanik	46 Raritan Avenue
Donna Farren	93 David Street
Peter Guini	109 George Street
Eddie Andre'	29 Terry Avenue
Anthony Puglia	South River Landing
John Scala	440 Old Bridge Turnpike
Michael Ozaki	42 Thomas Street

I opened the meeting with a discussion of the Housing and Community Development Program, the intent of the legislation, present program operations, and past and future activities.

Those in attendance were advised that the Borough's 2015 allotment figure will be approximately \$62,701.00. The scope of eligible activities listed as "Basic Eligible Community Activities" was reviewed at the meeting.

Previous amendments, revisions and procedures for future transfers were reviewed, as well as the outstanding account balances. I explained the need to draw down old accounts, transfer unused balances and choose projects that can be implemented quickly.

I also discussed the Timeliness Plan and the need to spend money in old accounts.

The meeting was next opened for comments from the Committee members and the public. The following recommendations were discussed:

- There was a general discussion concerning how the previous funds were utilized, the status of projects funded in previous years and existing account balances.



South River Mayor and Borough Council  
HCD Citizen's Advisory Committee  
Page 2

February 17, 2015  
Our File No. PSR00056.01

- Mrs. Hutchison suggested utilizing the funds for the installation of an ADA compliant power operated door at the Human Resource Center (HRC) at 55 Reid Street.
- Mr. Scala made a similar suggestion for both entry doors at 48 Washington Street.
- Mr. Scala also suggested utilizing the funds for handicap ramps at intersections and to install drainage improvements at handicap ramps to improve their accessibility.
- Ms. Farren suggested funding a community garden. She also suggested installing solar powered pedestrian warning devices on Reid Street to assist people trying to cross Reid Street to get to the HRC.
- Ms. Urbanik submitted the attached proposal on behalf of the Board of Education for improvements to the tennis courts and track.
- Mr. Puglia asked if some of the funding could be utilized to pay for cable and internet service at South River Landing.

In the end, the Committee made the following recommendation:

- To utilize the funding for the installation of ADA compliant power operated doors at either the 48 Washington Street or 55 Reid Street buildings.

The meeting was adjourned.

BMK/sm

## Community Development Block Grant 2015

### Tennis Courts

#### South River School Campus

The tennis courts were built in March 1996. Over the years the surface has been periodically repaired and maintained at approximately 4 year intervals. The last surface repairs and recoating was performed in the Summer of 2011. The estimates of surface treatments are as follows:

1. Complete removal and replacement of courts and fence: \$ 180,000.00
2. Resurface current court, new fence fabric: \$ 129,000.00
3. Clean surface, crack seal, 3 coats acrylic Laykold: \$ 30,000.00

Repair methods 1 & 2 have a life expectancy of 10 years. Repair method 3 has a life expectancy of 3 years and does not include fence repair/replacement.

### Track

#### South River School Campus

The track was resurfaced in the Summer of 2009. Resurfacing of the track includes cleaning the surface, perform minor patches, one coat of CP 4125 prime coat, two coats of Plexitrac Coating, restripe track including all markings. The estimate for this work is \$ 23,000.00.

K

ORDINANCE NO. 2015 -

**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 363, ENTITLED  
"FOOD AND BEVERAGE SERVICE" ARTICLE IV ENTITLED  
"MOBILE RETAIL FOOD ESTABLISHMENTS"**

**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 363 of the Borough Code of the Borough of South River,  
entitled "Food and Beverage Service" is hereby amended so as to amend Section 363-11. "Definitions"  
so as to read in its entirety as follows:

**§ 363-11. DEFINITIONS.**

**MOBILE RETAIL FOOD ESTABLISHMENT**

A vehicle, normally a van, truck, towed trailer or push cart, from which food and  
beverages are sold

**OWNER**

Any person, firm or corporation who owns a mobile retail food establishment

**OPERATOR**

Any person who operates a Mobile Retail Food Establishment which services are  
made available to the general public

**MOBILE RETAIL FOOD ESTABLISHMENT SALES EMPLOYEE**

Any employee who works in or with the Mobile Retail Food Establishment from  
which services are available to the general public and who has direct contact with the  
general public providing the aforementioned services

**MOBILE RETAIL FOOD ESTABLISHMENT ONE DAY EVENT PERMIT**

A twenty-four (24) hour permit provided to any Mobile Retail Food Establishment  
which services are made available to the public in a stationary location in connection  
with an event held within the Borough.

**SECTION 2.** Chapter 363 of the Borough Code of the Borough of South River, entitled "Food and Beverage Service" is hereby amended so as to amend Section 363-13. "Application for License" so as to read in its entirety as follows:

**§ 363-13. APPLICATION FOR LICENSE.**

- A. Applications for all licenses and permits required by this article shall be made in writing to the Borough Clerk. Each application shall contain the following information in the suggested format and include the application and permit fees required by § 363-25 hereinafter:
1. The name under which business is to be conducted;
  2. The name of the applicant/owner. If a corporation, give the names and addresses of the president and secretary. If a partnership, give the names and addresses of all partners;
  3. The name and address of all operators and mobile food establishment employees as defined in § 363-11;
  4. The present residence address and the address of the business, if different;
  5. The location or route within the Borough where the business is to be conducted;
  6. The addresses and municipalities in which the business has operated for the past five years;
  7. The nature of the business;
  8. The residence of the applicant during the past five years (if an individual);
  9. Whether the applicant has ever had a license to conduct the business herein described denied or revoked, except as noted;
  10. The business telephone number of the applicant;
  11. The name and address of the attorney, if applicable;
  12. The name and the address of the registered agent if the applicant is a corporation or limited-liability company; and

13. New Jersey Motor Vehicle Registration Plate number of the vehicle sought to be licensed.
14. A certification that the applicant makes the 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 and State of new Jersey applicable o the subject matter thereof.

B. All owners, operators and Mobile Retail Food Establishment Sales employees, as defined in § 363-11, shall obtain a criminal background check at a private agency approved by the Borough and shall submit the same. The results of the criminal background check shall be forwarded by the approved agency directly to the Borough Clerk. The cost of the criminal background check shall be borne by the applicant. All operators shall also obtain a driver's abstract and shall submit the same to the Borough if the mobile retail establishment is consider a motor vehicle. All Mobile Retail Food Establishment One Day Event permits, as defined in § 363-11, are exempt from this requirement.

- (1) For the duration of the license, the owner has a continuing duty to provide the Borough with criminal background checks and driver's abstracts for any new operators and Mobile Retail Food Sales Establishment employees engaged or hired after the issuance of this license.
- (2) The Borough must individually approve, pursuant to §363-17, each new operator and Mobile Retail Food Sales Establishment employee prior to the employee operating or selling within the Borough.

**SECTION 3.** Chapter 363 of the Borough Code of the Borough of South River, entitled "Food and Beverage Service" is hereby amended so as to amend Section 363-17. "Investigations and Inspections" so as to read in its entirety as follows:

**§ 363-17. INVESTIGATIONS AND INSPECTIONS.**

A. Upon receipt of an application for a license or permit, the Borough Clerk shall refer such application to the following departments for the purpose of making an investigation or inspection, and said departments shall make a report thereon, favorably or otherwise, within seven business days after receiving the application or a copy thereof:

1. Health Department (with respect to such licenses in connection with the care and handling of food and the prevention of nuisances and spread of disease and the requirements of this article).

2. Zoning Officer (to determine solely whether the proposed business conforms to the zone in which the property is located and the requirements of this article). All Mobile Retail Food Establishment One Day Event permits, as defined in § 363-11, are exempt from this requirement.
  3. Fire Prevention Department (to determine whether or not the vehicle to be utilized under the requirements of this article complies with the fire safety codes and the requirements of this article).
- B. Upon receipt of the criminal background check and driver's abstract, the Borough Clerk shall forward the complete application, including the background investigation, to be reviewed by the Chief of Police who shall cause such investigation of the criminal background and business and moral character to be made as they deem necessary for the protection of the public good. Said investigation, prior to the issuance of a license hereunder, shall be mandatory. If the result of said investigation is that the application is satisfactory, same shall be approved by the Chief of Police. If as a result of such investigation the applicant's background reveals a prior history involving crimes of moral turpitude within the past 10 years or if the operator's driving records, character or business responsibility is found to be unsatisfactory, the application may be recommended to be denied. If the application is recommended to be denied, the reasons for said denial must be indicated in writing by the Chief. All Mobile Retail Food Establishment One Day Event permits, as defined in § 363-11, are exempt from this requirement.
- C. In the event that any department's investigation or inspection indicates some unfavorable comment, that department shall set forth specifically the facts for such comment in writing.

**SECTION 4.** Chapter 363 of the Borough Code of the Borough of South River, entitled "Food and Beverage Service" is hereby amended so as to amend Section 363-21. "Expiration of Fees; Termination of License" so as to read in its entirety as follows:

**§ 363-21. EXPIRATION OF FEES; TERMINATION OF LICENSE.**

- A. The fees for licenses for mobile retail food establishments shall be effective for the period January 1 to December 31 of any given year or for any part thereof and shall be renewed annually.
- B. All licenses shall terminate when the licensee ceases to operate within the Borough of South River.

- C. All Mobile Retail Food Establishment One Day Event permits, as defined in § 363-11, shall terminate as provided in the permit; however, no one day permit shall be effective for more than twenty-four (24) hours.

**SECTION 5.** Chapter 363 of the Borough Code of the Borough of South River, entitled "Food and Beverage Service" is hereby amended so as to amend Section 363-22. "Change of Location; transfer of license" so as to read in its entirety as follows:

**§ 363-22. CHANGE OF LOCATION; TRANSFER OF LICENSE.**

- A. The location of any licensed mobile retail food establishment may be changed, or a license may be transferred to another cart or vehicle, provided that 10 days' notice thereof is given to the Borough Clerk, approval is granted by the governing body, the requirements of all Borough ordinances are complied with and payment of a license transfer fee is made in accordance with this article and Chapter 155 of this Code.
- B. This provision shall not be applicable to Mobile Retail Food Establishment One Day Event permits, as defined in § 363-11. The Mobile Retail Food Establishment licensed under an One Day Event permit shall remain stationary in the location provided for in the original application while serving the public and shall not change its location to serve the public in any other location within the Borough.

**SECTION 6.** Chapter 363 of the Borough Code of the Borough of South River, entitled "Food and Beverage Service" is hereby amended so as to amend Section 363-24. "Posting of License" so as to read in its entirety as follows:

**§ 363-24. POSTING OF LICENSE AND DECAL.**

- A. Licenses issued under this article shall be posted at the mobile establishment in a conspicuous place. Said license shall remain posted for the duration of the licensing year when issued and so long as the licensed business is in operation.
- B. A Borough issued decal shall be displayed in a conspicuous place on the outside of the mobile retail establishment. If the establishment is a motor vehicle, the decal shall be placed on the rear of the vehicle. Said decal shall remain posted for the duration of the licensing year and so long as the licensed business is in operation. This section is inapplicable to All One Day Event Mobile Retail Food Establishment permits as defined in § 363-11.

**SECTION 7.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 8.** 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 9.** 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 \_\_\_\_\_, **2015**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the \_\_\_\_\_ day of \_\_\_\_\_, **2015**, at \_\_: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, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

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**PATRICIA O'CONNOR, RMC**  
Borough Clerk, Borough of South River

**LMORE & MONAHAN**  
A Professional Corporation  
COUNSELLORS AT LAW  
Allen Street Professional Center  
Ten Allen Street  
P.O. Box 1540  
Toms River, New Jersey 08754

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**JOHN M. KRENZEL, Mayor, Borough of South River**

L  
THOMAS J NOTO, P.E.

Engineering Consultant

February 10, 2015

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

RECEIVED

Re: 2015 Preventative Maintenance - Bid Results

FEB 11 2015

Att: Patricia O'Connor, RMC  
Borough Clerk

BOROUGH CLERK

Gentlemen;

The Bid opening of today produced three qualified bidders as follows:

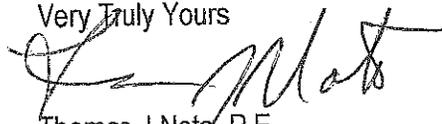
Reuter Hanney, Inc.	\$109,895.00
High Energy Electric	\$72,300.00
Longo Electrical/Mechanical	\$78,100.00

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 critical 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.

cc: Borough Attorney  
J. Carr

## Patricia Oconnor

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**From:** Andrea E. Wyatt, Esq. <aew@gm-law.net>  
**Sent:** Thursday, February 19, 2015 12:44 PM  
**To:** Patricia Oconnor  
**Cc:** Frederick Carr  
**Subject:** Re: Willett Ave. Electrical Substation bid

Pat and Fred,

Per our conversation, High Energy's bid is legally sufficient.

If you have any additional questions or concerns, please do not hesitate to contact me. Thanks!

Andrea E. Wyatt, Esq.  
Gilmore & Monahan, P.A.  
10 Allen Street, 4th Floor  
P.O. Box 1540  
Toms River, NJ 08754-1540

732-240-6000 (telephone)  
732-244-1840 (facsimile)  
[aew@gm-law.net](mailto:aew@gm-law.net)

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On Feb 11, 2015, at 2:25 PM, Patricia Oconnor <[poconnor@southrivernj.org](mailto:poconnor@southrivernj.org)> wrote:

George/Andrea:

Bids were held on February 10, 2015 for the Willet Ave. Electrical Substation - Testing and Preventative Maintenance. Three bids were received as follows:

- Reuter Hanney, Ivyland, Pa. - \$109,895.00
- High Energy, Seaside Park, NJ - \$72,300.00
- Longo Electrical, Wharton, NJ - \$78,100.00

The Electrical Engineer's review letter and the three submitted bids are attached for your review/evaluation. Also attached is a copy of the original bid specs.