

DISCLAIMER

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AGENDA:

MAYOR AND BOROUGH COUNCIL

MEETING NO.14

DATE: 6/22/15 7:00 P.M.

BUSINESS (X)

REGULAR ()

SPECIAL ()

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

Public Announcement - Chapter 231, P. L. 1975

PUBLIC COMMENTS (agenda items only)

MINUTES

Minutes of Meeting No. 13 held on June 8, 2015

REPORTS

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

NEW BUSINESS

- Refund of electric consumer deposits (Attachment A)
- Approve Liquor License Renewals for Various Licensees for 2015-16 Term
- Award contract for 36KW Generator for South River Rescue Squad to Walter Danley
Electrical Contracting
- Renew contract with Opsolve LLC (formerly Utility Billing Services)
- Appoint Jonathan Noto to permanent position of Laborer "A" – Sanitation Dept., DPW (Attachment B)
- Capital Bond Ordinance (Attachment C)
- Water Capital Ordinance (Attachment D)
- Approve Special Events Permit for Portuguese Club (Attachment E)

UNFINISHED BUSINESS

- Environmental and Shade Tree Commission (Attachment F)
- 22 Marion St.
Road Program
- Main St. Rehabilitation District Redevelopment (Attachment G)
- Appoint/amend Summer Recreation Employees

COUNCIL COMMENTS

EXECUTIVE SESSION

- Litigation
- Personnel

ADJOURNMENT

A

Request for Council Action

Date: 6-17-15

Resolution: ✓

Ordinance: _____

Other Reason for Request (Attach Back-up)

UTILITY REFUNDS

Funds Appropriated: yes no not applicable

 Russ Suda
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.

| <u>ACCOUNT #</u> | <u>PAYABLE TO:</u> | <u>AMOUNT OF CHECK</u> |
|-----------------------------|---|------------------------|
| 65-999-002-007 CD | MITHSON & CHRISTIAN CARDONA 203 ACORN CIR LEBANON, PA 17042 | \$137.02 |
| 65-999-001-782 CD | LAURA CROSBIE & MICHAEL EBEID 28 WILLOW DR APT 35 OCEAN, NJ 07712 | \$66.63 |
| 65-999-002-217 CD | LAURA ELZAHABY 231 BROOKLYN AVE SPOTSWOOD, NJ 08884 | \$89.92 |
| 65-999-001-633 CD | JADER DUMONT GONCALVES | \$1.61 |
| 65-999-001-633 ELEC CURRENT | 56 OBERT ST APT A SOUTH RIVER, NJ 08882 | \$18.03 |
| 65-999-001-653 CD | V DELIKAT & N GUISSARRI 1025 ALEX DRIVE UNIT D27 NORTH BRUNSWICK, NJ 08902 | \$80.90 |
| 65-999-896-457 CD | SARAH GALLIMORE 1 ARLINGTON AVE #107 SPOTSWOOD, NJ 08884 | \$112.12 |
| 65-999-000-547 CD | M'SEX CTY BOARD OF SOCIAL SVCS PO BOX 509 181 HOW LANE NEW BRUNSWICK, NJ 08903 | \$307.41 |
| 65-999-002-397 CD | HERREOSON NASCIMENTO 64 JEFFRIE AVE APT 2 SOUTH RIVER, NJ 08882 | \$151.89 |
| 65-999-925-178 ELEC PREV | HENRY POKROPINSKI 58 GIBBONS RD BRANT LAKE, NY 12815 | \$101.70 |
| 65-999-874-622 CD | JUAN ROMERO 4 YATES AVE SOUTH RIVER, NJ 08882 | \$118.58 |

65-999-002-184 ELEC CURRENT

GERALDINE C SMITH
15 FIRST ST
SOUTH RIVER, NJ 08882

\$22.33

65-999-001-483 ELEC CURRENT

SOUTH RIVER LLC
PO BOX 787
CLARKSBURG, NJ 08510

\$49.73

/s/ _____
Councilmember

/s/ _____
Councilmember

BOROUGH OF SOUTH RIVER

Department of Public Works

9 Ivan Way

South River, NJ 08882

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

B



<http://www.southrivernj.org>

Email: dpw@southrivernj.org

MEMORANDUM 15-0043

PAT

TO: Frederick Carr, Borough Administrator

Ref

FROM: Adriano Soares AS
Director of Public Works

DATE: June 15, 2015

RE: Jonathan Noto, Laborer "A"

RECEIVED

JUN 15 2015

BOROUGH ADMINISTRATOR

Please be advised that I am recommending the retention of Mr. Jonathan Noto within the Department of Public Works Sanitation Department. Mr. Noto completed his 6 month probationary period on June 15, 2015. Please place such recommendation on the agenda for the June 22, 2015 Business Meeting.

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

AS:dms

cc: David Tylicki, Shop Steward
Jonathan Noto, Laborer "A"

Request for Council Action

Date: June 22, 2015

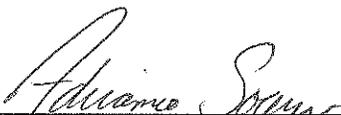
Resolution: Retain Jonathan Noto, Laborer "A"

Ordinance: _____

Other Reason for Request (Attach Back-up)

See Attached

Funds Appropriated: yes no _____ not applicable _____



Department Head



Approval/Disapproved Administrator

2015 GENERAL CAPITAL BOND ORDINANCE

| | <u>Hard Cost</u> | <u>Soft Cost</u> | <u>Total</u> |
|---|-------------------|------------------|-------------------|
| <u>Administration</u> | | | |
| Various Borough Computer Upgrades-Servers | 64,500.00 | 500.00 | 65,000.00 |
| <u>Police</u> | | | |
| Purchase of 2 SUV's | 69,500.00 | 500.00 | 70,000.00 |
| <u>Rescue Squad</u> | | | |
| Purchase of a New Ambulance | 199,500.00 | 500.00 | 200,000.00 |
| <u>TV 35</u> | | | |
| Various Equipment-Camera, Audio | 14,500.00 | 500.00 | 15,000.00 |
| Total General Capital Bond Ordinance | 348,000.00 | 2,000.00 | 350,000.00 |
| Note: | | | |
| Funded by: | | | |
| Bonds & Notes | | | 332,000.00 |
| Capital Improvement Fund | | | 18,000.00 |
| | | | <u>350,000.00</u> |

2015 WATER CAPITAL ORDINANCE

| <u>Project</u> | <u>Hard Cost</u> | <u>Soft Cost</u> | <u>Total</u> |
|--|--------------------------|------------------------|--------------------------|
| Various Water Utility Improvements to include Water Main repairs, Fire Hydrants, storage shed etc. | <u>249,000.00</u> | <u>1,000.00</u> | <u>250,000.00</u> |
| Total Water Capital Ordinance | <u><u>249,000.00</u></u> | <u><u>1,000.00</u></u> | <u><u>250,000.00</u></u> |

| | |
|--------------------------|-------------------|
| Funded by: | |
| Bonds & Notes | 200,000.00 |
| Capital Improvement Fund | 50,000.00 |
| | <u>250,000.00</u> |

Note:

Funded by:

 Bonds & Notes

 Capital Improvement Fund

D

E

7-12-15

SPECIAL EVENTS PERMIT
Borough Code Chapter 288A
(FORM MUST BE SUBMITTED 30 DAYS PRIOR TO THE EVENT)

RECEIVED

JUN 18 2015

APPLICANT

BOROUGH CLERK

Name SOUTH RIVER PORTUGUESE CLUB
Address 100 John Street
South River, NJ 08882
Telephone number 732 - 254 - 9517

If applicant is a club/organization/corporation/business:

Contact person:

Name MARIA ZARCO
Address 45 Grove Street
South River, NJ 08882
Telephone 732 - 433 - 1778

Date submitted _____

EVENT

Type Outside Picnic
Location (address) 100 John Street, South River, NJ 08882
Date(s) to be held July 12, 2015
Starting time(s) 12:00 P.M. Ending time(s) 6:00 P.M.
Number of tickets to be sold 200 Anticipated attendance (for each day) 200

FACILITY (plan to show location of the following):

Amount of space where event is to be held-excluding parking areas Parking Lot
Number of entrances for admittance One
Number of exits One
Number of buildings to be used One
a. Number of entrances for each building N/A
b. Seating capacity for each building N/A
c. Total seating capacity of all buildings N/A
Capacity of open lands to be used See Diagram
Number of sanitary facilities (show locations on plan) See Diagram
Number of trash, litter and recycling receptacles for the outside activities See Diagram
a. Responsible party for collection & removal Republic Services (Midco Waste)

1. If contracted:
- (a) Name of firm: N/A
 - (b) Address of firm _____
 - (c) Telephone number of firm _____
 - (d) Name of contact person _____

PARKING FACILITIES

Location (address) of each See attached Diagram

Capacity of each _____

Total parking capacities _____

EMPLOYEES

Type of staff position _____ Number of employed for each type _____

A list of the responsibilities for each position is to be submitted separately

OTHER DOCUMENTS

SUBMITTED

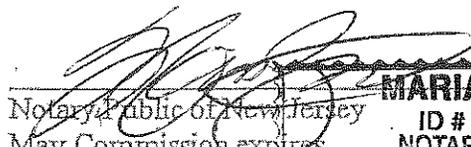
WAIVER

- | | | |
|---|------------|------------|
| 1. Proof of public liability insurance-\$1,000,000 minimum, with Borough added as an insured. | (yes) (no) | (yes) (no) |
| 2. \$2,500 guarantee performance bond to insure that: | | |
| a. Streets will be left in as good a condition as they find them | (yes) (no) | (yes) (no) |
| b. Removal of all trash, litter and rubbish from property used and adjacent streets. | (yes) (no) | (yes) (no) |
| 3. Letter of consent from property owner as to use of property | (yes) (no) | |
| 4. Are any Legalized Games of Chance to be held | (yes) (no) | |
| If yes, application(s) | (yes) (no) | |
| 5. Will any rides and/or safety equipment to be use for any at event | (yes) (no) | |
| a. If yes, a copy of sufficient evidence of current inspection | (yes) (no) | |

6. Is alcohol to be sold, served and consumed. (yes) (no)
 a. If yes, a copy of NJABC Special Permit for Social Affair application, if required, including plan of area (yes) (no)

1st Pedro Oliveira
 Name Pedro Oliveira
 Title President
 Telephone No: 732-254-9517

Sworn and subscribed before me
 this 15 day of June, 2015

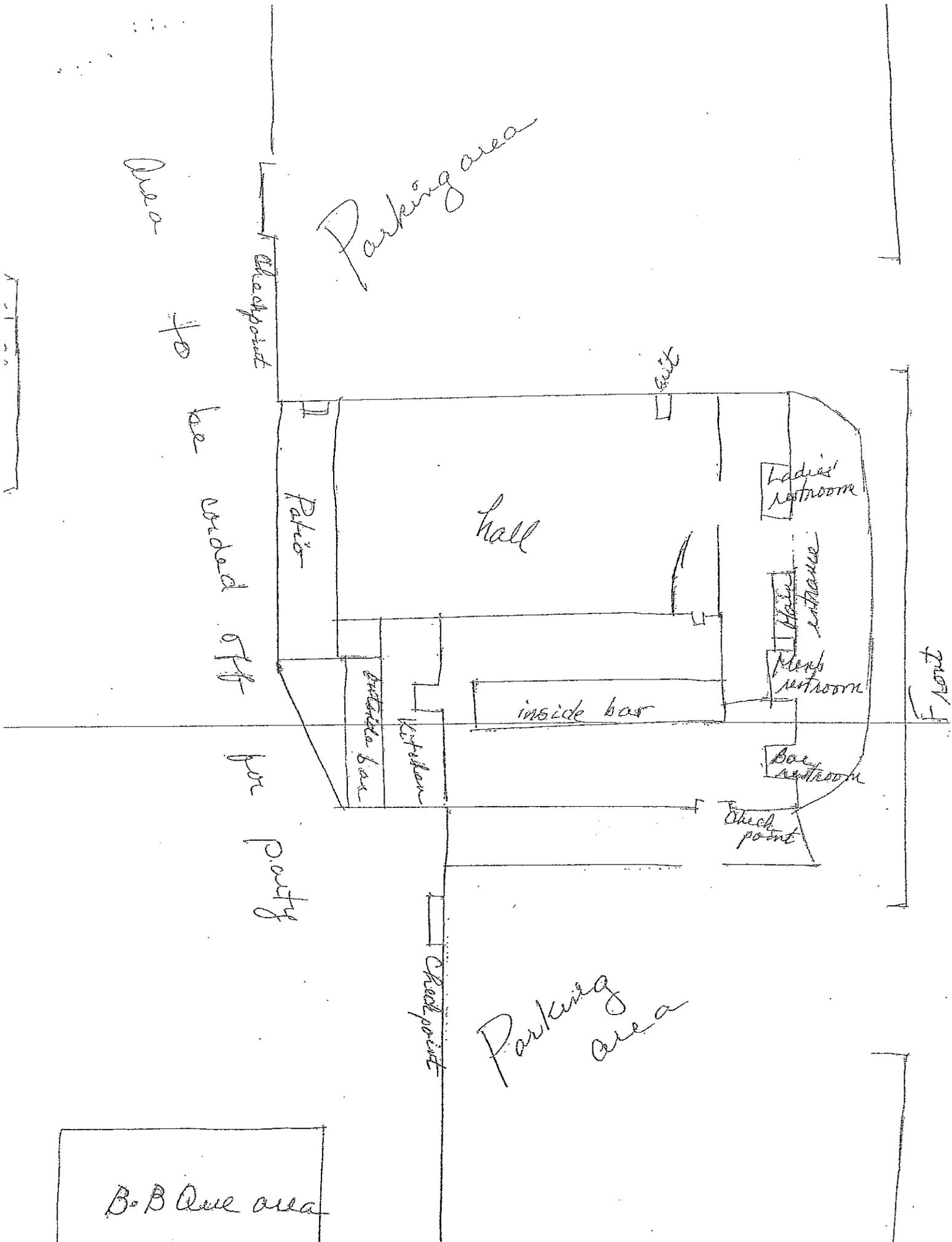

 Notary Public of New Jersey ID # 2202632
 May Commission expires NOTARY PUBLIC
 STATE OF NEW JERSEY
 My Commission Expires July 19, 2017

FILING

FEE \$ 75.00 6/18/15 RZ
 AMOUNT DATE RECEIVED BY

REVIEWS

| Department | Date | Approval | Denial |
|-----------------|---------|----------|--------|
| Code Compliance | 6/19/15 | GZ | |
| Fire | 6/18/15 | AZ | |
| Rescue Squad | 6/18/15 | RD | |
| Health | 6/18/15 | MD | |
| Police | 6/18/15 | MD | |
| Legal | | | |
| Mayor/Council | | | |



Area

Parking area

Checkpoint

to be cordoned off for party

Platz

exit

Hall

Ladies' restroom

Main entrance

Men's restroom

Front

Bar restroom

Check point

inside bar

Kitchen

outside bar

Checkpoint

Parking area

B.B. Que area

F

DRAFT

ORDINANCE 2015-

AN ORDINANCE AMENDING CHAPTER 22, BOARDS AND COMMISSIONS,
ARTICLE IV, ENVIRONMENTAL/SHADE TREE COMMISSION

WHEREAS, the governing body has established an Environmental/Shade Tree Commission under Chapter 22, Article IV;

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

SECTION I.

Borough Code Ch. 22, Article IV – ENVIRONMENTAL/SHADE TREE COMMISSION be and is hereby amended as follows:

Section 22-16. Powers. A (8) shall be deleted.

Section 22-17. Planting; permits. Shall be deleted and replaced with the following:

Section 22-17. Tree Removal/Application.

No shade tree on Borough property shall be removed without an application submitted to the Borough. The Borough shall provide for the necessary application to be issued to any property owner of the Borough of South River who wishes to remove any shade tree within the rights-of-way of Borough streets. The Commission shall make recommendations on the type of shade tree plantings which would be allowed within the rights-of-way of the Borough streets if property owner requests a replacement.

SECTION II. The various parts, sections, clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

SECTION III. Any ordinances and parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION IV. This Ordinance shall take effect upon final adoption and publication as may be required by law.

Dated:

ATTEST:

JOHN M. KRENZEL, Mayor

PATRICIA O'CONNOR, BOROUGH CLERK

*Borough of South River, NJ
Wednesday, June 17, 2015*

Chapter 22. Boards, Commissions and Authorities

Article IV. Environmental/Shade Tree Commission

§ 22-16. Powers.

- A. The Commission shall have the following powers:
- (1) To conduct research into the use and possible use of open land areas of the Borough.
 - (2) To coordinate the activities of all unofficial bodies which are organized for purposes similar to that of the Commission.
 - (3) To advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which in its judgment it deems necessary for its purpose.
 - (4) To keep and maintain an index of all open areas, publicly or privately owned, including open marshlands, swamps or other wetlands, in order to obtain information on the proper use of such areas.
 - (5) To recommend to the Planning Board plans and programs for inclusion in a municipal Master Plan and the development and use of such open land areas.
 - (6) To study and make recommendations concerning open space preservation, water resources management, air pollution control, solid waste management, noise control, soil and landscape protection, environmental appearance and marine resources protection.
 - (7) Subject to the approval of the governing body, to acquire property, both real and personal, in the name of South River, by gift, purchase, grant, bequest, devise or lease, for any of its purposes, and to administer the same for such purposes, subject to the terms of the conveyance or gift. Such an acquisition may be to acquire the fee or any lesser interest, development right, easement, including conservation easement, covenant or other contractual right (including a conveyance on conditions or with limitations or reversions), as may be necessary to acquire, maintain, improve, protect, limit the future use of or otherwise conserve and properly utilize open spaces and other land and water areas in the Borough.
 - (8) Said Commission shall have exclusive jurisdiction, regulation and control over the planting, care and control of shade and ornamental trees and shrubberies upon or in highways, parks or parkways (except County parks and parkways) in the Borough of South River, together with all other power and authority provided for in an act of the legislature entitled "An Act of Writing for the Regulating, Planting, Care and Control of Shade Trees and Shrubbery upon the public highways and municipal parks, and for the care, control and improvement of such parks, and for the authorizing for the continuance of existing Environmental/Shade Tree Commissions and prescribing their powers and duties" (Law of 1915, Chapter 325, Page 588, N.J.S.A. 40:64-1 et seq.) the provisions and terms of which said act are hereby adopted and

approved by the Mayor and Borough Council of the Borough of South River, the body having charge of the finances of said municipality.

- B. This Commission shall not have the power of condemnation or eminent domain. It shall not have power to pledge the credit of the Borough or to create any debt against it or in any manner act as the agent of the Borough.

§ 22-17. Plantings; permits.

No shade tree on Borough property shall be removed without a permit. The Commission shall provide for necessary permits to be issued to any property owner of the Borough of South River who refuses to remove any shade tree within the rights-of-way of Borough streets. The Commission shall further make such rules and regulations as it deems necessary to provide for the proper issuance of such permits and appropriate removal of shade trees. In addition, the Commission shall make and determine the policy to allow for the type of shade tree plantings, which would be allowed within the rights-of-way of the Borough streets as well as the responsibility for the cost of obtaining such plantings and the actual plantings itself.

G

Patricia Oconnor

From: Todd Bletcher <mail@bignellplanning.com>
Sent: Wednesday, June 17, 2015 11:00 AM
To: Patricia Oconnor; Frederick Carr
Subject: Revised Resolution for Redevelopment
Attachments: Redevelopment Reso Main St noncondemnation 6-17-15.docx

Pat,

Attached is your Main Street Redevelopment Resolution with some clarifications I'd like to have added. If acceptable to you , Fred Carr and Boro Counsel would you kindly add this to your next Council agenda? You will just need to edit the dates of the meeting. This replaces the previous Reso.

Changes are:

1. parcels listed by block and lot
- &
2. specific authorization for the planner to begin the work

Thanks,
Todd Bletcher

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 Study Area, a study area that contains the entirety of the Main Street Rehabilitation District, a zoning district shown on the Official Zoning Map of the Borough of South River, and further listed below by block and lot, 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.

| Lower Main Street Rehabilitation District Study Area: | |
|--|---|
| Block Number: | Lot Number: |
| 147 | 23, 24, 25, 26, 27, 29, 30, 31, 32 |
| 150 | 1.01, 2.01, 4, 4.01, 4.03, 5, 6, 6.01, 6.02, 7 |
| 151 | all lots including 1, 2, 2.01, 3, 4, 4.01, 5, 6, 6.01, 7 |
| 152 | all lots including 1, 2, 3, 4, 5, 6, 7, 8.01, 8.02, 9, 10, 11, 12 |
| 153 | 1, 2, 1.01, 3, 4, 5.01, 5.02, 6, 7 |
| 154 | all lots including 1, 2, 3, 4, 5, 6, 7 |
| 155 | all lots including 1, 3, 4, 5, 6, 6.02, 6.01, 7, 8, 9 |
| 156 | all lots including 1, 2, 3, 4, 5, 6, 7.01, 7.02, 8, 8.PT, 9, 10, 11, 11.01 |
| 157 | all lots including 1, 3, 4, 5, 6, 7, 8, 8.01, 9, 10.01, 10.02, 11, 12, 13, 14.1, 15, 15.1, 16, 17, 18, 19, 20, 21 |
| 158 | 1, 2, 3, 4, 5, 6, 7, 8, 9, 30 |
| 161 | 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 21, 29, 30, 21.01, 21.02 |
| 321 | 11, 12, 13, 14 |
| 325 | 1 |

2. That the Planning Board, via its appointed Planner, Bignell Planning Consultants, Inc., shall be authorized and directed 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: JUNE 11, 2015

/s/ _____
Councilmember

/s/ _____
Councilmember