

DISCLAIMER

THIS IS AN UNOFFICIAL DOCUMENT UNTIL APPROVED BY GOVERNING BODY

AGENDA:

MAYOR AND BOROUGH COUNCIL

BUSINESS (X)

MEETING NO. 14

REGULAR ()

DATE: 6/27/16

7:00 P.M.

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)

PRESENTATION – New Jersey American Water – South River Charity of Choice Winner

EXECUTIVE SESSION

Personnel

MINUTES

Minutes of Meeting No. 13 held on June 13, 2016

REPORTS

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

NEW BUSINESS

- Refund of electric consumer deposits (Attachment A)
- Refund of Municipal Lifeline deposits (Attachment B)
- Refund of State Lifeline deposits (Attachment C)
- Approve Acapulco Tropicana Bar LLC Liquor License Renewal for 2016-17 Term
- Approve Mercantile license for Dapper World (Attachment D)
- Approve Engine Co. No. 1 Boot Drive request (Attachment E)
- Approve Special Events Permit for South River Portuguese Club (Attachment F)
- Appoint Ralph Noriega, III as Probationary Member – SR Rescue Squad (Attachment G)
- Remove members from rolls of SR Rescue Squad: Justin A. Cordes, Wayne Hodges, Erica Schiffman, Gabriela Domingues (Attachments H, I)

UNFINISHED BUSINESS

- Authorize CME Engineering Services – Improvements to Montgomery Street – Phase 2 (Attachment J)
- Appoint Evan Judson and Collin Brigham - part time Laborer "A" – DPW (Attachment K)
- Taxi Ordinance amendments (Attachment L, M)
- Bank of America

COUNCIL COMMENTS

EXECUTIVE SESSION

Litigation
Personnel

ADJOURNMENT

A

Request for Council Action

Date: 6/22/16

Resolution: Consumer Deposit/Overpayment Refunds

Ordinance: _____

Other Reason for Request (Attach Back-up)

Funds Appropriated: yes no not applicable



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>
65-999-962-500 WTR PREV	JOEL J & PATRICIA A BARKALOW 71 PRICE PL SOUTH RIVER, NJ 08882	\$361.09
65-999-002-318 CD	TOM & STEPHANIE BARTLE 8 ELIZABETH ST SOUTH RIVER, NJ 08882	\$12.07
66-999-996-930 WTR CURRENT	CHERYL CLEMENTS 1169A CLYDE BANK CT LAKEWOOD, NJ 08701	\$17.76
65-999-002-789 ELEC CURRENT	FELMORE ASSOCIATES PO BOX 7298 WEST TRENTON, NJ 08628	\$72.98
65-999-001-595 ELEC CURRENT	RAGY & SAMIR GADELKAREEM 50 WILLETT AVE APT 3A SOUTH RIVER, NJ 08882	\$46.22
65-999-002-322 CD	ANNETTE F HALL 171 DANIEL ST SOUTH PLAINFIELD, NJ 07080	\$82.41
65-999-000-346 CD	WILLIAM LAPTOSH JR 31 CHARLES ST SOUTH RIVER, NJ 08882	\$173.78
65-999-001-187 CD	JOSEPH NASTASI 13 FALMOUTH ST TOMS RIVER, NJ 08757	\$120.36
65-999-002-020 CD	ABEGAIL PHIPPS & VICTORIA HERRERA 8 PAUL ST EAST BRUNSWICK, NJ 08816	\$144.63
66-999-000-734 WTR CURRENT	REMAX FIRST REALTY	\$116.99
66-999-000-734 WTR PREV	385 ROUTE 18 EAST BRUNSWICK, NJ 08816	\$53.16

66-999-947-419 WTR CURRENT

GERALDINE C SMITH
15 FIRST ST
SOUTH RIVER, NJ 08882

\$37.46

65-999-003-265 CD

OBDULIO SOTO & MARIA REYES
14 FERRY ST #2
SOUTH RIVER, NJ 08882

\$143.28

/s/ _____
Councilmember

/s/ _____
Councilmember

B

Request for Council Action

Date: 6/22/16

Resolution: Municipal Lifeline Refunds

Ordinance: _____

Other Reason for Request (Attach Back-up)

Funds Appropriated: yes no not applicable



Department Head



Approval/Disapproved Administrator

RES: 2016

JULY 18, 2016

RESOLUTION

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

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

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED that the Borough Utility Collector be and he is authorized to make the necessary adjustments, indicated below and any attached list.

UTILITY CUSTOMER

<u>ACCOUNT NUMBER</u>	<u>REASON</u>	<u>AUTH</u>	<u>YEAR</u>	<u>AMOUNT</u>
MARKOWSKI, PEARL 20 Wojie Way Apt 222 South River, NJ 08882 #65-999-997-547	Elec Credit Elec Credit	Refund Refund	2015 2014	\$225.00 \$225.00
	<i>MUNICIPAL LIFELINE</i>			
MUNIR, KHARAL & ZAREENA 340 Whitehead Ave apt 321 South River, NJ 08882 #65-999-853-326	Elec Credit	Refund	2015	\$225.00
	<i>MUNICIPAL LIFELINE</i>			

DATED:

/s/ _____
Councilmember

/s/ _____
Councilmember

C

Request for Council Action

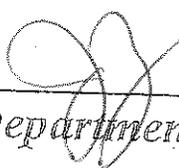
Date: 6/22/16

Resolution: STATE LIFELINE REFUNDS

Ordinance: _____

Other Reason for Request (Attach Back-up)

Funds Appropriated: yes no not applicable



Department Head



Approval/Disapproved Administrator

RESOLUTION

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

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

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED that the Borough Utility Collector be and he is authorized to make the necessary adjustments, indicated below and any attached list.

<u>UTILITY CUSTOMER</u> <u>ACCOUNT NUMBER</u>	<u>REASON</u>	<u>AUTH</u>	<u>YEAR</u>	<u>AMOUNT</u>
MARKOWSKI, PEARL 20 Wojie Way Apt 222 South River, NJ 08882 #65-999-997-547	Elec Credit Elec Credit Elec Credit	Refund Refund Refund	2016 2015 2014	\$225.00 \$225.00 \$118.09
	STATE LIFELINE			
MUNIR, KHARAL & ZAREENA 340 Whitehead Ave Apt 321 South River, NJ 08882 #65-999-853-326	Elec Credit	Refund	2015	\$23.26
	STATE LIFELINE			

DATED:

/s/ _____
Councilmember

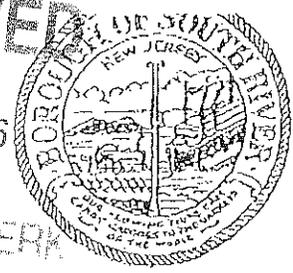
/s/ _____
Councilmember

RECEIVED

D

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

JUN 16 2016



BOROUGH CLERK

APPLICATION FOR MERCANTILE LICENSE

FEES:
\$50.00 NEW ()
\$25.00 Transfer ()

NAME OF BUSINESS Dapper World Inc

PROPOSED LOCATION 8 Martin Avenue South River

BLOCK# _____ LOT# _____

BUSINESS TELEPHONE 201-656-0083

NATURE OF BUSINESS (Describe Operation)
WAREHOUSING of men, woman, children Fashion Accessories

APPLICANT INFORMATION

NAME Philip Baldwin

HOME ADDRESS _____

CITY, STATE, ZIP _____

TELEPHONE# HOME _____ CELL _____

DATE OF BIRTH _____ SOCIAL SECURITY # _____

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-F 9-6pm

SQ. FOOTAGE OF AREA TO BE OCCUPIED 1200 sq ft.

OFF STREET PARKING SPACES AVAILABLE TO SPACE BEING OCCUPIED # 0

DUES 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			
Police	<i>OK</i>	<i>OK</i>	6/17/16
Fire Prevention	<i>OK</i>	<i>OK</i>	6/18/16
Health	<i>OK</i>	<i>OK</i>	6/16/16

NAME Rapper World Inc.

PREVIOUS BUSINESS AT THIS LOCATION:

DESCRIBE OPERATION OF PREVIOUS BUSINESS

Chocolate makers

NUMBER OF EMPLOYEES AT PREVIOUS BUSINESS 3 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 Philip Baldwin NAME _____
ADDRESS 40 Old Pine Tree Rd ADDRESS _____
Old Bridge NJ 08857
PHONE 732-387-0585 PHONE # _____

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

BRIEFLY 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.

Philip Baldwin
Applicant Signature

6-13-16
Date

E

ENGINE COMPANY NUMBER ONE

SOUTH RIVER FIRE DEPARTMENT

June 10, 2016

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

RECEIVED

JUN 10 2016

BOROUGH CLERK

Gentlemen,

Engine Company Number One of the South River Fire Department would like to have a "Boot Drive" on October 15, 2016 between the Hours of 9 AM until 3 PM at the intersection of Prospect Street and Old Bridge Turnpike.

As this is not our first request Engine Company is well aware of all the stipulations that accompany this request and will adhere to them.

Thank you for your cooperation in this matter.

Respectfully submitted,

Arthur Londensky

Arthur Londensky, Financial Secretary

Engine Company Number One

South River Fire Department

cc: Police Chief
7-Car

F

SPECIAL EVENTS PERMIT

Borough Code Chapter 288A

(FORM MUST BE SUBMITTED 30 DAYS PRIOR TO THE EVENT)

RECEIVED

JUN 20 2016

APPLICANT

Name SOUTH RIVER PORTUGUESE CLUB
Address 100 JOHN ST.
SOUTH RIVER, N.J. 08882
Telephone number 732-254-9517

BOROUGH CLERK

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

Contact person:
Name HORACE FERRO
Address _____
Telephone _____

Date submitted 6/20/16

EVENT

Type Portuguese Festival-Fundraiser, BBQ-Picnic, Music
Location (address) 100 JOHN ST. SO. RIVER
Date(s) to be held - Sept 4-2016 - SUN.
Starting time(s) 11 AM Ending time(s) 8 P.M.
Number of tickets to be sold N/A Anticipated attendance (for each day) 300

FACILITY (plan to show location of the following):

Amount of space where event is to be held-excluding parking areas _____
Number of entrances for admittance 1
Number of exits 1
Number of buildings to be used 1
a. Number of entrances for each building 2
b. Seating capacity for each building 250
c. Total seating capacity of all buildings _____
Capacity of open lands to be used N/A
Number of sanitary facilities (show locations on plan) INSIDE BLD.
Number of trash, litter and recycling receptacles for the outside activities THROUGH PARKING LOT
a. Responsible party for collection & removal PRIVATE CONTRACTOR.

1. If contracted:

- (a) Name of firm: REPUBLIC SERVICES
(b) Address of firm: 5 INDUSTRIAL DR. N. BRUNSWICK, N.J.
(c) Telephone number of firm: 732-545-8988
(d) Name of contact person: CUSTOMER SERVICE

PARKING FACILITIES

Location (address) of each: 100 JOHN ST., SO. RIVER
Capacity of each: INSIDE FACILITY
Total parking capacities: 100

EMPLOYEES

Type of staff position: VOLUNTEERS Number of employed for each type: _____
A list of the responsibilities for each position is to be submitted separately

OTHER DOCUMENTS

SUBMITTED

WAIVER

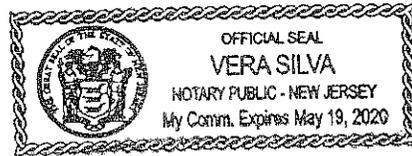
- | | | |
|---|------------|------------|
| 1. Proof of public liability insurance-\$1,000,000 minimum, with Borough added as an insured. | (yes) (no) | (yes) (no) |
| 2. \$2,500 guarantee performance bond to insure that:
a. Streets will be left in as good a condition as they find them
b. Removal of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

Requesting WAIVER

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)

Horace Ferro
 1st SO. RIVER PORTUGUESE CLUB
 Name HORACE FERRO
 Title PRESIDENT
 Telephone No: 908-413-5243

Sworn and subscribed before me
 this 19th day of June 2016



 Notary Public of New Jersey
 My Commission expires _____

FILING

FEE \$ 75.00
 AMOUNT

6/20/16 P. O'Connor
 DATE RECEIVED BY

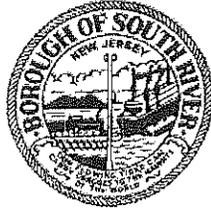
REVIEWS

Department	Date	Approval	Denial
Code Compliance	<u>6/20/16</u>	<u>[Signature]</u>	
Fire ✓	<u>6/20/16</u>	<u>[Signature]</u>	
Rescue Squad ✓	<u>6/20/16</u>	<u>[Signature]</u>	
Health ✓	<u>6/20/16</u>	<u>[Signature]</u>	
Police	<u>6/20/16</u>	<u>[Signature]</u>	
Legal			
Mayor/Council			

E-Franco ✓ 6/20/16 [Signature]

PATRICK GERALDO, Captain
DEPARTMENT HEAD

Mark Delury, Asst. Captain
DEPUTY - DEPARTMENT HEAD



G

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

RECEIVED

JUN 22 2016

BOROUGH CLERK

TO: Mayor and Council
FROM: Patrick Geraldo, Captain
DATE: June 15, 2016
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. Ralph Noriega III - 410 Locust St, South River NJ 07753

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

Mark Delurey, Asst. Captain
DEPUTY DEPARTMENT HEAD



H

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

RECEIVED

JUN 10 2016

BOROUGH CLERK

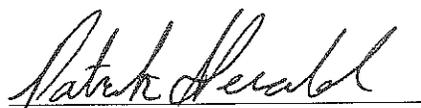
To: Mayor & Council
From: Patrick Geraldo, Rescue Squad Captain
Date: June 9, 2016
Re: Rescue Squad Member Resignations

The following Member(s) have^{NOT} met the requirements as stated in the South River Rescue Squad bylaws. Please 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) Justin A. Cordes – 48 Foothills Dr, South River, NJ, 08882
- 2) Wayne Hodges – 25 June St, South River, NJ, 08882
- 3) Erica Schiffman – 9 Summit Rd, NJ, 08882

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

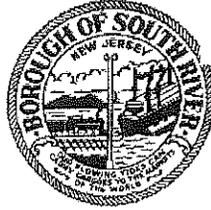
Regards,


Patrick Geraldo, Captain
South River Rescue Squad

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

PATRICK GERALDO , Captain
DEPARTMENT HEAD

Mark Delurey, Asst. Captain
DEPUTY DEPARTMENT HEAD



I

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: June 9, 2016
Re: Rescue Squad Member Resignations

RECEIVED

JUN 10 2016

BOROUGH CLERK

The following Member(s) have ^{NOT} met the requirements as stated in the South River Rescue Squad bylaws. Please 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) Gabriela Domingues – 4 Roosevelt St, South River, NJ, 08882

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.

J

JOHN H. ALLGAIR, 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
LAURA J. NEUMANN, PE, PP
DOUGLAS ROHMEYER, PE, CFM, CME
ROBERT J. RUSSO, PE, PP, CME

April 18, 2016

Borough of South River
48 Washington Street
South River, NJ 08882

Attn: Fred Carr, Borough Administrator

Re: **FY 2016 N.J. DOT Trust Fund Grant Application
Improvements to Montgomery Street – Phase 2
South River, New Jersey
Our File No.: PSR00643.01**

Dear Mr. Carr:

As you are aware, the NJDOT has awarded the Borough a Trust Fund Grant in the amount of \$250,000.00 for the above referenced project. Our preliminary construction cost estimate for same, when the grant was submitted, was approximately \$290,000.00. The cost estimate included the reconstruction of balance of Montgomery Street to Morningside Avenue and the installation of sidewalks along the northerly side of Morningside Avenue to Willet Avenue. The estimate also included the replacement of existing and/or the installation of new ADA accessible curb ramps within the project limits.

Since the Borough has received less money than requested from the NJDOT, the governing body may want to consider utilizing HCD funds for the reconstruction of ADA curb ramps. We estimate handicap ramp work will cost approximately \$20,000 at this time.

The NJDOT grant does not cover the cost of sanitary sewer repairs, should any be needed, or Uniformed Police Traffic Directors. These costs would have to be funded by the Borough. We estimate the total cost would be approximately \$40,000. If the Borough did allocate HCD funds for the handicap ramps, based on our current estimates, we anticipate the Borough would have to fund approximately an additional \$60,000 for the construction costs not including the "Soft Costs".

We respectfully submit the following Professional Engineering and Land Surveying Services cost estimates for the various tasks of the above referenced project.

• Survey Phase Services for handicap ramps	\$ 5,640.00
• Design Phase Services	\$23,350.00
• Bid Phase Services	\$ 4,160.00
• Construction Administration Services	<u>\$26,220.00</u>
	\$59,370.00



Fred Carr, Borough Administrator
Borough of South River
Improvements to Montgomery St.

April 18, 2016
Our File No. PSR00643.01
Page 2

Depending upon the variation in construction materials and oil prices, the project construction costs may increase or decrease. Our construction cost estimates for the handicap ramp work is based on estimated changes we anticipate will need to be made. Once we review the survey work and begin the ramp designs, we may find that further improvements may be required which could increase the cost of the project.

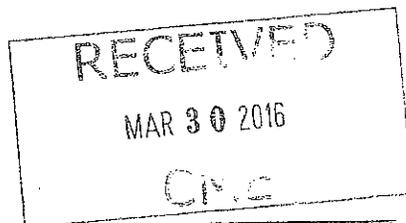
Should you have any questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,

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

BMK/sm

cc: Mayor John Krenzel
All Council Members
Borough Clerk
Chief Financial Officer
Borough Auditor
Director of Public Works



State of New Jersey

DEPARTMENT OF TRANSPORTATION
P.O. Box 600
Trenton, New Jersey 08625-0600

RICHARD T. HAMMER
Acting Commissioner

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

March 24, 2016

The Honorable John M. Krenzel
Mayor, South River Borough
48 Washington Street
South River, NJ 08882

Dear Mayor Krenzel:

I am pleased to inform you that your community has been selected to receive funding from the New Jersey Department of Transportation's (NJDOT) Fiscal Year 2016 Municipal Aid Program for Improvements to Montgomery Street, Section II in the amount of \$250,000.

NJDOT's Municipal Aid Program is a very competitive program. This year the Department received 641 applications requesting more than \$253 million. There is \$78.75 million available in funds from the Transportation Trust Fund (TTF).

NJDOT is committed to providing statewide assistance for local governments for improvements to and preservation of the local transportation network. The completion of your project will help achieve this goal and pursue a transportation strategy that provides mobility through managing the local roadway system.

Should you have any questions regarding your grant, please contact the NJDOT Local Aid District Office in your area.

District 1 - Mt. Arlington - 973-601-6700
District 2 - Newark - 973-877-1500

District 3 - Trenton - 609-530-5271
District 4 - Cherry Hill - 856-486-6618

Again, thank you for your support of this program and good luck with your project.

Sincerely,

Richard T. Hammer
Acting Commissioner

c: Municipal Clerk
Municipal Engineer

K

Request for Council Action

Date: June 27, 2016

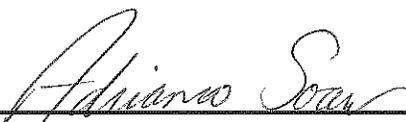
Resolution: Hire Two Summer Helpers

Ordinance: _____

Other Reason for Request (Attach Back-up)

See Attached

Funds Appropriated: yes no _____ not applicable _____



Department Head



Approval/Disapproved Administrator

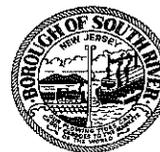
BOROUGH OF SOUTH RIVER

Department of Public Works

9 Ivan Way

South River, NJ 08882

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



<http://www.southrivernj.org>

Email: dpw@southrivernj.org

MEMORANDUM 16-0041

TO: Frederick Carr, Borough Administrator

FROM: Adriano Soares *AS*
Director of Public Works

DATE: June 23, 2016

RE: Summer Employment

After reviewing the applications for summer workers and speaking with the candidates, listed below are my recommendations.

Evan Judson, 35 Darrow Street, South River, NJ 08882

Collin Brigham, 11 Lincoln Street, South River, NJ 08882

If approved, I would recommend \$10.00 per hour with a start date of 6/28/16 and end date of 9/2/16.

Thanking you in advance for your time and consideration.

AS:dms

L

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER 310 OF THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, ENTITLED "TAXICABS AND LIMOUSINES"

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

SECTION 1. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-1, entitled "Definitions" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-1 Definitions.

As used in this article, the following terms shall have the meanings indicated:

BOROUGH

The Borough of South River, in the County of Middlesex and State of New Jersey.

CRUISING

The practice of driving about the streets of the Borough with a taxicab so as to bring the presence of the taxicab to the attention of prospective passengers. A taxicab driving along the streets of this Borough for any purpose other than while transporting a passenger going to a definite destination by the most direct route in response to a call for a taxicab by a prospective passenger or returning by the most direct route to the taxicab home, terminus or stand after discharging a passenger or going to or from the said terminus or stand to the driver's home by the direct route shall be prima facie evidence of cruising.

DRIVER

Any person who drives a taxicab within the Borough.

LICENSED

Licensed in accordance with the appropriate section of this article.

OPERATION OF A TAXICAB

Transporting in such taxicab one or more persons for hire along any of the streets of this Borough, accepting a passenger to be transported for hire within this Borough or from a point within this Borough to a point outside the Borough limits[, ~~or discharging a passenger transported for hire from a point outside the Borough limits to a point within the Borough limits~~] shall be deemed to be "operation of a taxicab" within the Borough within the meaning thereof. The "operation of a taxicab" in any of the above-described methods by one other than the owner shall be deemed operation by the owner thereof as well as by the person actually driving the same. The transportation of any person other than the owner or driver in any motor vehicle bearing the sign thereon or therein using the word "taxi," "taxicab," "cab," "hack" or word of similar connotation shall be prima facie evidence of operation.

OWNER

Any person, corporation or association in whose name title to any taxicab is registered with the New Jersey Department of Motor Vehicles or who appears in such records to be the conditional vendee or lessee thereof.

PERSON

Includes the plural as well as the singular and artificial as well as natural persons.

TAXICAB

Any automobile or motorcar, commonly called "taxi," engaged in the business of carrying passengers for hire, which is held out, announced or advertised to operate or run, or which is operated or run, over any of the streets of the Borough of South River and which accepts passengers in the Borough for transportation from points or places to points or places within or without the said Borough, provided that nothing herein contained shall include or apply to public conveyances which are by law subject to state or federal regulations exclusively.

SECTION 2. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-4, entitled "Taxicab Owner's License" which shall read in its entirety as follows:

Additions are underlined and deletions are bracketed.

§ 310-4 Taxicab Owner's License.

Any taxicab which is operated anywhere within this Borough [~~that is not licensed in another jurisdiction must possess~~] a valid taxicab owner's license. A taxicab owner's license shall entitle the taxicab therein described to be operated anywhere within this Borough by a driver duly licensed hereunder, until such license either expires or is surrendered, suspended or revoked, and shall not be transferable. The number of taxicab

owner's licenses shall not exceed [25] 100. However, nothing herein shall prevent the Municipal Council from increasing or decreasing [~~by resolution,~~] the number of licenses pursuant to the procedure set forth in N.J.S.A. 48:16-2.1 et. seq. should the public convenience and necessity so require. [~~The number of taxicab owner's licenses issued to and held by any single taxicab company and/or owner shall not exceed 15.~~] No individual, corporation, partnership or other business entity shall have an ownership interest or share in more than one taxicab business.

All Taxicabs owned by the license holder, who maintain a fixed place of business in accordance with Section 310.25(A), shall be licensed by the Borough of South River and shall be subject to safety inspection(s) by a duly authorized representative of the Police Department

SECTION 3. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-5, entitled "Taxicab Driver's License" which shall read in its entirety as follows:

Additions are underlined and deletions are bracketed.

§ 310-5 Taxicab Driver's License.

- A. The applicant for a taxicab driver's license must be employed by a taxi company licensed for business within the Borough of South River.
- B. A taxicab driver's license shall entitle the person named therein to operate within this Borough any taxicab duly licensed hereunder, until the license either expires or is surrendered, suspended or revoked, and shall not be transferable. There shall be no limit to the number of taxicab driver's licenses issued.
- C. Any licensed owner who knowingly allows his vehicle to transport passengers by a driver who does not hold a valid taxicab driver's license shall be in violation of this Article.

SECTION 4. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-6, entitled "Duration of License" which shall read in its entirety as follows:

Additions are underlined and deletions are bracketed.

§ 310-6 Duration of License.

A. Upon termination of employment from the license taxi company identified on the application for the license, the taxicab driver's license shall expire and shall be surrendered to the Borough Clerk.

B. Every license issued pursuant to the terms of this article shall expire at 12:00 midnight on the 31st day of December of the year next succeeding that in which it was issued, unless sooner surrendered, suspended or revoked. Applications for renewal shall be filed no later than October 15. Any application not filed by October 15 may preclude an applicant from operating or driving a taxi until such renewal license is issued.

SECTION 5. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-8, entitled "Application for Driver's License" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-8 Application for Driver's License.

- A. An application for a taxi driver's license shall be filed, in duplicate, with the Borough Clerk upon forms provided by the Clerk. The application shall be verified under oath and shall contain the following information:
- (1) Name and address of the applicant.
 - (2) Places of residence for the preceding five years.
 - (3) Age, height, color of eyes and color of hair.
 - (4) Place of birth.
 - (5) Marital status.
 - (6) Previous employment and employer.
 - (7) Whether the applicant has ever been convicted ~~[in this or in any other jurisdiction, of a crime, high misdemeanor, misdemeanor, reckless driving or violation of this article or any ordinance, statute or law governing taxicabs.]~~ of any of the following crimes:
 - i. In New Jersey or anywhere else: aggravated assault, arson, burglary, escape, extortion, homicide, kidnapping, robbery, aggravated sexual assault, sexual assault of endangering the welfare of a child pursuant to N.J.S.A. 2C:24-4, whether or not armed with or having in his possession any weapon enumerated in Subsection r. of N.J.S.A. 2C:39-1, a crime pursuant to the provisions of N.J.S.A. 2C:39-3, N.J.S.A. 2C:39-4, or N.J.S.A. 2C:39-9, or other than a disorderly persons or petty disorderly

persons offense for the unlawful use, possession or sale of a controlled dangerous substance as defined in N.J.S.A. 2C:35-2.

- ii. In any other state, territory, commonwealth, or other jurisdiction of the United States, or any country in the world, as a result of a conviction in a court of competent jurisdiction, a crime which in that other jurisdiction or country is comparable to one of the crimes enumerated in Subsection 7(i).

(8) Whether a driver's license issued by any state or municipality to him has ever been suspended or revoked, and for what cause.

(9) Whether he is able to read, write and understand the English language.

(10) Whether he is in good health and has good eyesight.

(11) Whether he is or has ever been addicted to the use of intoxicating liquors or drugs.

(12) Length of time the applicant has been a licensed automobile driver of the State of New Jersey.

(13) Such other reasonable information as the Chief of Police may require.

- B. The application shall be accompanied by a copy of a New Jersey driver's license with four passport-type photographs of the applicant, front view, taken within 30 days of the application. The photographs shall be of a size not less than 1 1/4 inches in height and 1 3/4 inches in length.

(1) Submit a driver's abstract: to be obtained by the applicant from the New Jersey Motor Vehicle Commission within 30 days of the date of application.

- C. This application shall also be accompanied by a certificate of a licensed and practicing physician of the State of New Jersey certifying that the applicant has been examined within 30 days of the date of the application and that the applicant is of sound physical condition, with good eyesight, not subject to epilepsy, vertigo, heart trouble or any other infirmity of body or mind which might make him unfit for the safe driving of a taxicab. This requirement shall be waived for any applicant who has been issued a commercial driver's license by the State of New Jersey.

SECTION 6. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-9, entitled "Qualifications of Applicant" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-9 Qualifications of Applicant.

No taxicab driver's license shall be issued unless the applicant establishes to the satisfaction of the Mayor and Council the following minimum qualifications:

- A. That he is, and has been for at least one year immediately prior to the date of the application, the holder of a valid New Jersey automobile driver's license.
- B. That he is over 18 years of age.
- C. That he is in good health, with good eyesight.
- D. That he is not addicted to the use of intoxicating liquors or drugs.
- E. That he is able to read, write and understand the English language.
- F. That he is of good character.
- G. ~~{That he has not been convicted, in this or in any other jurisdiction, of a crime, high misdemeanor, misdemeanor, reckless driving or violation of this article or any ordinance, statute or law governing taxicabs within two years immediately prior to the date of the filing of the application.}~~

That he has not been convicted of a crime and has not violated any provision of this chapter. A person shall be disqualified from operating a taxicab if a criminal history record background check reveals a conviction of any of the following crimes:

- i. In New Jersey or anywhere else: aggravated assault, arson, burglary, escape, extortion, homicide, kidnapping, robbery, aggravated sexual assault, sexual assault of endangering the welfare of a child pursuant to N.J.S.A. 2C:24-4, whether or not armed with or having in his possession any weapon enumerated in Subsection r. of N.J.S.A. 2C:39-1, a crime pursuant to the provisions of N.J.S.A. 2C:39-3, N.J.S.A. 2C:39-4, or N.J.S.A. 2C:39-9, or other than a disorderly persons or petty disorderly persons offense for the unlawful use, possession or sale of a controlled dangerous substance as defined in N.J.S.A. 2C:35-2.
- ii. In any other state, territory, commonwealth, or other jurisdiction of the United States or any country in the world, as a result of a conviction in a court of competent jurisdiction, a crime which in that other jurisdiction or country is comparable to one of the crimes enumerated in Subsection 7(i).
- iii. If a person who has been convicted of one of the crimes enumerated in Subsection A(1) or (2) of this subsection can produce a certificate of rehabilitation issued pursuant to N.J.S.A. 2A:168A-8 or, if the criminal offense occurred outside of New Jersey, an equivalent certificate from the jurisdiction where the criminal offense occurred, the criminal offense shall not disqualify the applicant from operating or driving an autocab.
- iv. The provisions of this subsection shall not apply to an operator or driver of an autocab who has received the consent to operate in a municipality prior to November 29, 2011.

- H. That a driver's license issued by any state or municipality to him has not been suspended or revoked resulting from motor vehicle or criminal violations within two years immediately prior to the date of the filing of the application.
- I. That he has knowledge of the state motor vehicle laws and traffic regulations.
- J. That he has knowledge of the ordinances and geography of the Borough.

SECTION 7. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-11, entitled "Investigation of Application; Approval or Rejection of Application" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-11 Investigation of Application; Approval of Rejection of Application.

A. All applicants for a license under this article shall obtain a criminal background check at a private agency approved by the Borough. The results of the criminal background check shall be forwarded by the approved agency directly to the Borough Clerk. Upon receipt of a complete application, including the criminal background check referred to herein, and the driver's abstract referred to in § 310-8B, the original shall be reviewed by the Chief of Police, the Borough Clerk and the Business Administrator, who shall cause such investigation of the applicant's driving record, 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 Borough Clerk. 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 applicant's background reveals a prior history~~] involving any of the crimes and offenses set forth in § 310- 11C, or if the applicant's driving record, character or business responsibility is found to be unsatisfactory, the application shall be denied, with reasons for said denial indicated on the application by the Borough Clerk. If an application is for a taxicab owner's license, the Traffic Safety Division of the Police Department shall conduct an inspection of the vehicle or vehicles to be licensed. A report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application and returned to the Borough Clerk for consideration by the governing body at a regular meeting of the Borough Council.

- (1) Prior to issuing an original taxi owner's license, the Police Department shall inspect the taxi to verify that the taxi possesses a valid motor vehicle inspection

sticker. Upon receipt of any new sticker, the taxi shall again be presented for inspection by the police to verify that a valid sticker is in place. Upon successful inspection of the vehicle, a number decal shall be issued by the Police Department to be affixed to the rear window of the vehicle. If the vehicle fails inspection, reinspection must occur within 14 days of the initial inspection. The license issued for a vehicle listed on the owner's application that has failed inspection by the Traffic Safety Division and is not in operation after the reinspection period has expired will be forfeited.

(2) No taxi shall be put in service or kept in service unless both heat and air conditioning are operational.

AA. After the initial criminal background check that includes a fingerprinting process, annual subsequent criminal background checks for the purpose of licensing shall consist of the use of the New Jersey State Police SBI 212A form, unless otherwise dictated by the Borough Clerk or the Chief of Police.

B. Appeals. Any person aggrieved by the action of the Chief of Police, Business Administrator and Borough Clerk in the denial of an application for a license as provided in § 310-11A of this chapter, or in the decision with reference to revocation of a license as provided in § 310-15 of this chapter, shall have the right of appeal to the Mayor and Council of the Borough of South River. Such an appeal shall be taken by filing with the Mayor and Council within 14 days after notice of the action complained of has been mailed to such person's last known address, a written statement setting forth fully the grounds of the appeal. The Mayor and Council shall set a time and place for a hearing on such appeal, and notice of such hearing shall be given to the appellant in the same manner as provided in § 310-15 of this chapter for notice of hearing on revocation. The decision and order of the Council on such appeal shall be final and conclusive.

C. Criminal history record background check.

(1) Each operator or driver of the autocab for which the owner thereof is seeking the consent to operate in a municipality must submit to the performance of a criminal history record background check. The cost for the criminal history record background check, including all costs of administering and processing the check, shall be borne by the operator or driver of the autocab.

(2) A person shall be disqualified from operating or driving an autocab if a criminal history record background check required pursuant to this subsection reveals a record of conviction of any of the following crimes:

(a) In New Jersey or elsewhere, any crime as follows: aggravated assault, arson, burglary, escape, extortion, homicide, kidnapping, robbery, aggravated sexual assault, sexual assault or endangering the welfare of a child pursuant to N.J.S.A. 2C:24-4, whether or not armed with or having in his possession any weapon enumerated in Subsection r of N.J.S.A.

2C:39-1, a crime pursuant to the provisions of N.J.S.A. 2C:39-3, N.J.S.A. 2C:39-4, or N.J.S.A. 2C:39-9, or other than a disorderly persons or petty disorderly persons offense for the unlawful use, possession or sale of a controlled dangerous substance as defined in N.J.S.A. 2C:35-2.

(b) In any other state, territory, commonwealth, or other jurisdiction of the United States, or any country in the world, as a result of a conviction in a court of competent jurisdiction, a crime which in that other jurisdiction or country is comparable to one of the crimes enumerated in Subsection C(2)(a) of this section.

(c) If a person who has been convicted of one of the crimes enumerated in Subsection C(2)(a) and (b) of this section can produce a certificate of rehabilitation issued pursuant to N.J.S.A. 2A:168A-8 or, if the criminal offense occurred outside New Jersey, an equivalent certificate from the jurisdiction where the criminal offense occurred, the criminal offense shall not disqualify the applicant from operating or driving an autocab.

SECTION 8. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-12, entitled "Inspection and Maintenance of Taxicabs" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-12 Inspection and Maintenance of Taxicabs.

A. No vehicle licensed under the provisions of this article shall be used or operated unless it exhibits, at all times, a valid New Jersey inspection certificate. Every vehicle operating under this article shall, at all times, be maintained in a sanitary condition and shall be mechanically sound, and the interior and exterior shall be kept in good order, free from dirt, rust, dents or other damage.

B. All vehicles licensed under the provision of this article shall, at any time, be subject to a safety inspection by a duly authorized representative of the Police Department.

SECTION 9. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section

310-13, entitled "Insurance" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-13 Insurance.

- A. ~~[No license shall be issued by the Borough Clerk until the owner of the taxi owner's license shall have filed with the Borough Clerk an executed power of attorney as required for taxicabs and autocabs pursuant to the provisions of N.J.S.A. 48:16-1 to 48:6-22, inclusive, together with any amendments or supplements adopted or hereafter adopted relative thereto and a bodily injury and property damage combined single-limit liability insurance policy of a company duly licensed to transact business under the insurance laws of New Jersey in the sum of not less than \$500,000. Said insurance shall be a blanket insurance policy covering all taxis operated by the owner which have been issued a South River taxi owner's license and shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance or use of every taxi owned by the licensee which is licensed by the Borough, or any fault in respect thereto, and shall be for the benefit of every person suffering loss, damage or injury as aforesaid. The insurance policy shall specifically state that the owner is insured for doing business in the Borough of South River.]~~ No license shall be issued by the Township Clerk unless the applicant has filed an insurance policy with the Clerk in accordance with the requirements of N.J.S.A. 48:16-3.
- B. The Borough Clerk shall notify the Chief of Police of the filing of the insurance policy required by Subsection A of this section.
- C. The taxicab license and operation hereunder shall be effective only so long as the insurance policy required by this section shall remain in full force to the full and collectible amounts as required by this section.

SECTION 10. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-15, entitled "Issuance, Denial, Revocation and Suspension" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-15 Issuance, Denial, Revocation and Suspension.

The Mayor and Council of the Borough of South River may, in its discretion, after notice and a hearing, refuse to issue, [~~or~~] renew [~~or may~~], ~~after notice and hearing~~, revoke or suspend:

(1) Any license of either class if the applicant or licensee, within two years next preceding the filing of an application hereunder or having obtained a license and while said license is in effect hereunder:

- (a) Has been or is convicted of [~~a crime involving moral turpitude,~~] any of the crimes and offenses set forth in § 310- 11C, in this or any other jurisdiction, or of reckless driving;
- (b) Has had his driving privileges revoked in this or any other state; violates any provision of this article or has any judgment unsatisfied of record against him arising out of an automobile accident;
- (d) Has failed or fails to render reasonable, prompt, safe and adequate taxicab service;
- (e) Has not complied fully with the requirements of this article for such class of license;
- (f) Has failed to comply with the minimum qualifications and/or vehicle maintenance requirements established by this article for such class of license; or
- (g) Makes a misrepresentation of any material fact made or disclosed in an application.
- (h) Has permitted a driver whose driver's license has been revoked or who has been denied a taxi driver's license to operate a taxi.

(2) Any license of either class if the governing body determines that public convenience currently does not require additional licensed taxicabs or that public safety will be best served by the refusal to issue any additional licenses or that the granting of the license applied for is not in the interest of the public health, safety or welfare.

(3) Any taxicab owner's license if the motor vehicle licensed or to be licensed, by reason of unsafe or unsanitary condition, is dangerous to the safety and health of the occupants or others or if the policy of insurance required by this article or by any statute of the State of New Jersey has become lapsed or such coverage is not maintained at all times.

B. Right to inspect vehicles; suspension or revocation of license prior to hearing.

- (1) The Police Department shall have the right at any time to inspect taxis licensed in the Borough of South River to determine that said vehicles are maintained in a safe and sanitary condition for the transportation of passengers.
- (2) In the event that the Chief of Police believes that the health, safety or welfare of passengers would be endangered if a license is not immediately suspended or revoked, the Chief of Police is authorized to immediately suspend or revoke a license prior to the licensee having an opportunity for a hearing with the Borough Council. In such cases of immediate suspension or revocation, the licensee shall be entitled to a hearing before the Borough Council within 15 days of the Chief of Police's notification of the suspension or revocation.

SECTION 11. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-20, entitled "Additional Rules and Regulations; Amendments" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-20 Additional Rules and Regulations; Amendments.

The Mayor and Council may, by [~~resolution~~] ordinance, make such general rules and regulations and such special rulings and findings as may be necessary for the proper regulation and control of the operation of taxicabs in the Borough and for the enforcement of this article [~~, in addition thereto and not inconsistent therewith, and may alter, amend, repeal and publish the same from time to time.~~]. The Mayor and Council, in implementing this article [~~by resolution or regulation where and when required,~~] shall at all times consider the purpose and intent of this article, the character of the various districts of the Borough and the needs of the public, with particular consideration of pedestrian and vehicular traffic.

SECTION 12. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs and Limousines" so as to amend Article I entitled "Taxicabs" so as to amend Section 310-21, entitled "Violation of Rules and Regulations" which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-21 Violation of Rules and Regulations.

The violation by the taxicab owner or the taxicab driver of any rules, regulations, special rulings and findings [~~which are hereafter promulgated by the Mayor and Council and included within a resolution or resolutions adopted by said governing body~~] shall be sufficient cause for revocation of any license granted to such taxicab owner or taxicab driver pursuant to this article and shall be sufficient cause for the refusal by the Mayor and Council to renew such license, in addition to any and all other grounds heretofore specifically mentioned in this article.

SECTION 13. The Borough Code of the Borough of South River is hereby amended and supplemented so as to amend Chapter 310, entitled "Taxicabs

and Limousines” so as to amend Article I entitled “Taxicabs” so as to amend Section 310-22, entitled “Taxicabs Licensed Elsewhere” which shall read in its entirety as follows: Additions are underlined and deletions are bracketed.

§ 310-22 Taxicabs Licensed Elsewhere.

A. Owners and drivers of taxicabs licensed out of the jurisdiction of this Borough may be allowed to enter their taxicabs in this Borough on specific call only~~], whether transporting a passenger within this Borough or from a point within this Borough to a point outside of the Borough limits, or discharging a passenger transported from a point outside of the Borough limits to a point within the Borough limits.]~~ to discharge a passenger to a location point within the limits of the Borough of South River. Owners and drivers of taxicabs licensed out of the jurisdiction of this Borough are prohibited from entering their taxicabs into this Borough with the purpose of:

1. Transporting a person from a location point to a location point within the limits of the Borough of South River.

2. Transporting a person from a location point within the limits of the Borough of South River to a location point located outside the limits of the Borough.

B. Such taxicabs shall not be parked in this Borough, nor shall the drivers thereof cruise on the streets of this Borough at any time for the purpose of soliciting passengers, nor shall they in the nighttime or other periods of darkness, when in this Borough, permit any advertising lights on the taxicab to remain lighted; provided, however, that the same or similar substantial reciprocal rights are granted to owners and drivers of taxicabs licensed in this Borough by the municipalities in which the aforesaid owners or drivers are licensed.

SECTION 14. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 15. 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 16. 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 _____, **2016**, 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 _____, **2016**, 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.

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

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AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, PROVIDING FOR THE SALE OF 75 TAXICAB OWNER'S LICENSES

WHEREAS, the Governing Body of the Borough of South River (hereinafter "Borough") has, by Ordinance, established the total number of annual taxi/autocab licenses in the Borough at twenty-five (25); and

WHEREAS, the Governing Body of the Borough of South River (hereinafter "Borough") desires to increase the total number of annual taxi/autocab licenses in the Borough to one hundred (100); and

WHEREAS, the Borough has seventy-five annual autocab/taxi annual owner's license available; and

WHEREAS, the Borough seeks to sell these licenses on a first come first serve application basis.

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

SECTION 1.

A. That the governing body establishes that the total number of taxi licenses available in the Borough is increased to one hundred (100).

B. That the Borough is hereby authorized to accept applications and issue licenses on a first come/first serve basis after proper advertising thereof in the Home News Tribune.

C. All individuals wishing to purchase a taxi license must complete the application for the license as required by the Ordinances of the Borough of South River. Only applications that meet all of the requirement imposed by statute, ordinance or other governing law, will be considered for the license.

D. The application fee for the license is one hundred dollars (\$100.00).

E. The license to be sold will initially be valid from the date it is issued until December 31, 2016. The license may be renewed annually.

F. The Borough of South River may increase/decrease the number of licenses at any time.

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

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of South River, in the County of Middlesex, State of New Jersey, held on _____, **2016**, 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 _____, **2016**, 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.

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