

ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED AS IS REQUIRED BY CHAPTER 231, PUBLIC LAW 1975 AND BY RESOLUTION 2009-6 WITH THE REQUEST OF THE HOME NEWS TRIBUNE AND THE SENTINEL NEWSPAPERS TO PUBLISH SAME AND THIS ANNOUNCEMENT MUST BE ENTERED INTO THE MINUTES OF THIS MEETING

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A Regular Meeting of the Mayor and Council of the Borough of South River, in the County of Middlesex and the State of New Jersey was held May 26, 2009 and was called to order by Mayor Raymond T. Eppinger at 8:30 PM in the Council Chamber of the Criminal Justice Building at 61 Main Street in South River, New Jersey with the following Councilmembers in attendance:

Councilmembers Almeida, Guindi, Hutchison, Razzano, Trenga, and Trzeciak

Also attending this meeting were Gary M. Schwartz, Esq., Borough Attorney, and Andrew Salerno, Borough Administrator.

### MINUTES

The Minutes of Meeting No. 12 held on May 11, 2009 were submitted to the Council for acceptance and/or amendment.

Councilman Razzano moved that the Minutes be approved as presented. Councilman Guindi seconded the motion. So carried.

### PUBLIC HEARING ON 2009 BUDGET AMENDMENT

WHEREAS, the Local Municipal Budget for the year 2009 was approved on the 18<sup>th</sup> of March 2009; and

WHEREAS, the public hearing on said Budget has been held as advertised; and

WHEREAS, the Mayor and Council desire to amend said Budget.

NOW, THEREFORE, BE IT RESOLVED by the Mayor Council of the Borough of South River, County of Middlesex, that the following amendments to the approved budget for 2009 be made:

### CURRENT FUND

From

To

### GENERAL REVENUES

#### 3. Miscellaneous Revenues:

Section F: Special Items of General Revenue Anticipated  
with Prior Written Consent of Director of Local Government  
Services – public and Private Revenues Offset with

Appropriations:

Drunk Driving Enforcement Fund	\$ 0.00	\$ 4,894.37
Clean Communities Program	0.00	17,754.47
Municipal Alliance on Alcoholism and Drug Abuse	0.00	15,137.00
Recycling Tonnage Grant	24,259.75	11,467.15
Edward Byrne Memorial Assistance Grant (Federal)	0.00	16,723.00
Law Enforcement Technology Grant	0.00	116,913.00

Total Section F: Special Items of General Revenue  
Anticipated with Prior Written Consent of Director of  
Local Government Services – Public and  
Private Revenues

29,370.27 187,999.51

Summary of Revenues:

3. Miscellaneous Revenues:

Total Section F: Special Items of General Revenue  
Anticipated with Prior Written Consent of Director  
of Local Government Services – Public and Private  
Revenues

29,370.27 187,999.51

Total Miscellaneous Revenues

5,684,298.23 5,842,927.47

4. Receipts from Delinquent Taxes

500,000.00 591,000.00

5. Subtotal General Revenues (Items 1, 2, 3 and 4)

6,830,298.23 7,079,927.47

6. Amount to be Raised by Taxes for Support of  
Municipal Budget:

a) Local Tax for Municipal Purposes Including  
Reserve for Uncollected Taxes

8,288,486.32 8,272,486.32

Total Amount to be Raised by Taxes for  
Support of Municipal Budget

8,288,486.32 8,272,486.32

7. Total General Revenues

15,118,784.55 15,352,413.79

8. General Appropriations:

(A) Operations- Within "CAPS":

PUBLIC SAFETY FUNCTIONS:

From: Aid to Volunteer Fire Companies  
(change in title only)

0.00 0.00

To: Volunteer Fire Department (change in title only)

0.00 0.00

(E) Deferred Charges and Statutory Expenditures –  
Municipal within "CAPS":

(2) Statutory Expenditures:		
Contribution to:		
Public Employees' Retirement System	0.00	151,805.00
Total Deferred Charges and Statutory Expenditure – Municipal within "CAPS"	858,670.00	1,010,475.00
(H-1)		
Total General Appropriations for Municipal Purposes within "CAPS"	10,697,592.00	10,849,397.00
(A) Operations – Excluded from "CAPS":		
Other Operations – Excluded from "CAPS"		
STATUTORY:		
Public Employees' Retirement System	151,805.00	0.00
Total Other Operations – Excluded from "CAPS"	1,827,214.00	1,675,409.00
Public and Private Programs offset by Revenues:		
Municipal Alliance Program (P.L. 1989, C.51):		
Alcoholism and Drug Abuse Program:		
Grant	0.00	15,137.00
NJDEP – Office of Recycling:		
Clean Communities Act (N.J.S.A.13:1E-99.2)	0.00	17,754.47
Drunk Driving Enforcement Fund	0.00	4,894.37
NJ Recycling Tonnage Grant	24,259.75	11,467.15
Edward Byrne Memorial Assistance Grant (Federal)	0.00	16,723.00
Law Enforcement Technology Grant	0.00	116,913.00
Total Public and Private Programs Offset by Revenues	34,370.27	192,999.51
Total Operations – Excluded from "CAPS"	2,098,584.27	2,105,408.51
Detail:		
Other Expenses	2,098,584.27	2,105,408.51
(B) Capital Improvements – Excluded from "CAPS"		
Capital Improvement Fund	75,000.00	150,000.00
Total Capital Improvements Excluded from "CAPS"	112,000.00	187,000.00
(H-2) Total General Appropriations for Municipal Purposes		
Excluded from "CAPS"	3,681,759.18	3,763,583.42
(O) Total General Appropriations – Excluded from "CAPS"		
	3,681,759.18	3,763,583.42

(L) Subtotal General Appropriations (Items H-1) and (O)	14,379,351.18	14,612,980.42
9. Total General Appropriations	15,118,784.55	15,352,413.79
Summary of Appropriations: (H-1)		
Total General Appropriations for Municipal Purposes within "CAPS"	10,697,592.00	10,849,397.00
(A) Operations – Excluded from "CAPS"		
Other Operations	1,827,214.00	1,675,409.00
Public and Private Programs Offset by Revenues	34,370.27	192,999.51
Total Operations – Excluded from "CAPS"	2,098,584.27	2,105,408.51
C. Capital Improvements	112,000.00	187,000.00
Total General Appropriations	15,118,784.55	15,352,413.79

BE IT FURTHER RESOLVED that this budget amendment be published in the Home News & Tribune in the issue of May 21, 2009 and that a public hearing on this amendment will be held at 61 Main Street, Criminal Justice Building, Borough of South River, Middlesex County New Jersey, on May 26, 2009 at 8:30 p.m., at which time and place objections may be presented by taxpayers or other interested persons.

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his/her certification of the 20089 Local Municipal Budget, so amended.

IT IS HEREBY CERTIFIED that this is a true copy of a resolution amending the Budget, adopted by the Governing Body on the 11<sup>th</sup> day of May 2009.

Mayor Eppinger opened the hearing to the public for comments/questions.

No comments were made. Councilman Razzano moved to close the public portion. Councilman Hutchison seconded the motion. So carried.

Mayor Eppinger asked the Councilmembers as to the action to be taken. Councilman Trzeciak moved to adopt the Budget amendment. Councilman Hutchison seconded the motion.

Councilman Razzano moved to amend the 2009 budget so that the Other Expenses do not exceed the 2008 level of expenses and that the Utility Expenses and Bulk Purchase office supplies not exceed the 2008 level. Councilman Almeida seconded the motion.

Discussion ensued among Councilmembers on the motion made by Councilman Razzano.

Councilman Razzano said that if amendment passes, it would bring in \$68,000. Councilman Almeida said he knows budget is tight, but concurs with Councilman Razzano. It is reasonable to ask department heads to get by with same amount as last year. Councilman Hutchison questioned where money would come from if these modifications are made and an unforeseen situation occurs. The 2009 budget should not be so tight and have no movement. It took time and effort to come up with a 0% increase and no cut in services. Councilman Razzano said this is for other expenses, we have to cut spending and this is a way to start. Surplus can be used for unforeseen circumstances. Councilman Trzeciak stated that the 2008 numbers are not actual expenditures. This could have a snowball effect. He feels the budget is strong for the long term. Councilman Razzano suggested that Mr. Salerno sit down with department heads to cut things. Mr. Salerno stated that he met with department heads. Mr. Salerno discussed each department's budget.

Mayor Eppinger stated that there are all kinds of cuts in services through the state. He commented on the budget process and backup information provided to the Borough Council and how each line item is prepared. The Borough Council should tell department heads where to cut each line item, not tell the department heads to make cuts. Last year was the first time that the budget was done line item by line item, budget numbers are not written in stone. There is no tax increase or electric rate increase this year. We are going in the right direction. If we cut money, we will have to raise it somewhere next year. Mayor Eppinger said he appreciates Councilman Razzano's efforts, but cannot support these cuts. Councilman Razzano stated that he is not an expert on what needs to be cut, department heads know best what to prioritize. Mayor Eppinger said that this was a difference of opinion.

Mayor Eppinger asked the Clerk to call the roll on the motion made by Councilman Razzano.

ROLL CALL VOTE

YEAS: Almeida, Guindi, , Razzano,  
NAYS: Hutchison, Trenga, Trzeciak  
*Tie Vote: Mayor Eppinger voted no*

RESOLUTION TO ADOPT 2009 MUNICIPAL BUDGET

BE IT RESOLVED by the Mayor and Borough Council of the Borough of South River, County of Middlesex that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated in the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$8,272,486.32 (item 2 below) for municipal purposes; and

- (b) \_\_\_\_\_(item 3) below) for school purposes in Type 1 School Districts only (N.J.S. 18A:9-2) to be raised by taxation; and
- c) \_\_\_\_\_(item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \_\_\_\_\_(Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

SUMMARY OF REVENUES

1. GENERAL REVENUES

Surplus Anticipated	08-100	\$ 646,000.00
Miscellaneous Revenues Anticipated	40004-10	\$5,842,927.47
Receipts from Delinquent Taxes	15-499	\$ 591,000.00

2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES

(Item 6(a), Sheet 11)	07-190	\$8,272,486.32
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3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE 1 SCHOOL DISTRICTS ONLY:

Item 6, Sheet 42	07-195	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	
Total amount to be Raised by Taxation for Schools in Type 1 School Districts Only		

4. TO BE ADDED TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:

Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	
Total Revenues	40000-00	\$15,352,413.79

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:

Within "CAPS"

(a&b) Operations Including Contingent	30001-00	\$9,838,922.00
(e) Deferred Charges and Statutory Expenditures – Municipal	30004-00	\$1,010,475.00
(g) Cash Deficit	46-885	

Excluded from "CAPS"

(a) Operations – Total Operations Excluded from "CAPS"	60023-00	\$2,105,408.51
c) Capital Improvements	60002-00	\$ 187,000.00

(d) Municipal Debt Service	60003-00	\$1,461,686.00
(e) Deferred Charges – Municipal	60024-00	\$ 9,488.91
(f) Judgments	37-480	
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	29-405	
(g) Cash Deficit	46-885	
(k) For Local District School Purposes	60008-00	
(m) Reserve for Uncollected Taxes	50-899	\$ 739,433.37
6. SCHOOL APPROPRIATIONS – TYPE 1 SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	60010-00	
Total Appropriations	30000-00	\$15,352,413.79

DATED: May 26, 2009

/s/ John Trzeciak  
Councilmember

/s/ Rui Almeida  
Councilmember

ROLL CALL VOTE:

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

ORDINANCES – SECOND READING AND PUBLIC HEARING

ORD. 2009-15

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER BY ADDING A NEW CHAPTER 257 ENTITLED “REGULATIONS FOR THE PURCHASING OF GOLD, SILVER, AND OTHER PRECIOUS METALS AND GEMS” THERETO

WHEREAS, the governing body desires to regulate the purchase and sale of precious metals as recommended by the police department.

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River that the Code of the Borough of South River be amended by adding a new chapter 257 entitled “Regulations for the Purchasing of Gold, Silver, and other Precious Metals and Gems” as follows:

SECTION 1.

257-1. Purpose

The purpose of this section is to protect the public with regard to the ever increasing sales of gold, silver, other precious metals and gems and to insure that such purchases are bona fide and legal and that the seller is the lawful owner of said defined gold, silver, other precious metals and gems.

257-2. License required; advertising.

No person, partnership or corporation shall engage in the business of the purchase of precious metals and gems and all forms of previously owned jewelry without first obtaining a license from the Borough Clerk. Said license shall bear a number issued by the Borough Clerk and shall be prominently displayed within the licensed premises.

Advertising in any print or electronic media or by sign that precious metals and/or gems are being bought in any location within the Borough of South River shall constitute engaging in business for the purpose of this chapter. No person shall place or cause to be placed any advertisement for purchase of gems and/or precious metals without stating in said advertisement the license number issued to the individual or entity by the Borough of South River. In any print advertisement and in the electronic media, the license number shall be visually or audibly stated. Failure to state or indicate the license number shall be a violation of this chapter.

257-3. Definitions.

- A. "Second Hand Dealer" means any person, partnership or corporation who, through any means, buys or sells gold, silver, precious metals or jewelry, and includes anyone advertising the purchase or sale of any of the aforementioned items. The business of secondhand dealer shall not be deemed to include:
1. Judicial sales or sales by executors or administrators.
  2. Occasional or auction sales of household goods sold from private homes.
  3. Auctions of real estate.
  4. The occasional sale, purchase or exchange of coins or stamps by a person at his permanent residence or in any municipally owned building who is engaged in the hobby of collecting coins or stamps and who does not solicit the sale, purchase or exchange of such coins or stamps to or from the general public by billboard, sign, handbill, newspaper, magazine, radio, television or other form of printed or electronic advertising.
- B. "Regulated Activity" means the purchase of any item containing gold or silver or gems or any other precious metals, except for coins, for subsequent resale purposes and not for personal use.

257-4. Application process; issuance or denial of license.

- A. Upon receipt of an application by the Borough Clerk completed pursuant to this chapter, the Police Department shall make an investigation of the prospective licensee pursuant to this chapter for the purpose of determining the suitability of the applicant for licensing. Such investigation shall include but shall not be limited to the following:
1. The experience of the applicant in the business of purchase and sale of those articles or goods referred to in Subsection A of the definition of "secondhand dealer" in 257-3 herein, although nothing in this section shall be construed to warrant denial of a license solely on the basis of lack of experience.
  2. The reputation of the applicant for fair dealing in the community, which shall be made among credible sources, which sources shall be disclosed to the applicant in the event of a denial of any license.
  3. Any criminal record of the applicant.
  4. The type of operation contemplated to be conducted by the applicant, particularly whether the business is to be operated from a fixed location, whether it is to be conducted from a location

- primarily devoted to the purchase and sale of those articles and goods referred to in Subsection A of the definition of "secondhand dealer" in 257-3 herein and other factors bearing upon whether the licensed business will be of a fixed and permanent nature. This section, however, shall not be construed to require denial of any license solely on the grounds that the business is not conducted from a fixed location.
- B. The Police Department shall complete any investigation pursuant to this chapter within 30 days of the submission of the application to the Borough Clerk, fully completed by the applicant. If a criminal record check has been requested within the thirty (30) day period and has not been received by the Police Department within that period, the Chief of Police may, if all other factors are satisfactory, recommend a conditional issuance of the license subject to the finding regarding criminal record.
- C. The Chief of Police shall, upon completion of the investigation, recommend grant or denial of the requested license to the Borough Council. The recommendation of the Chief of Police shall be in writing and, in the case of a recommendation of denial, shall state fully and specifically the reasons for said recommendation. If the Borough Council accepts the recommendation of the Chief of Police to deny any license, the Borough Council shall notify the applicant, by certified mail, within ten (10) days of such denial and forward to the applicant a statement of the reason or reasons for such denial. Grounds for recommending denial of a license by the Chief of Police may include reliable information indicating that the applicant has in the past engaged in fraudulent or deceptive business practices in a business identical to or similar to the business for which the applicant seeks a license pursuant to this chapter. A license may be denied if the investigation conducted by the Police Department reveals conviction of the applicant or any of its principal officers or employees of any crime or disorderly persons offense involving theft or receiving stolen goods, whether such conviction was as a principal or accessory, before or after the fact, or conspirator. Upon receipt of the recommendation of the Chief of Police, the Borough Clerk shall issue or deny the license accordingly. In the event of a denial of the license by the Borough Council, the applicant shall be entitled to a hearing before the Borough Council, if requested, in writing, within ten (10) days of receiving the notice of denial, at which time the applicant shall be permitted to introduce such evidence as he/she shall deem proper. The burden of proof in any such hearing shall be on the Police Department. The Borough Council shall, within ten (10) days of the close of the hearing, make known its decision in writing. If the license is denied, seventy-five percent (75%) of the fees shall be returned to the applicant, the balance going to offset the cost of the investigation.

257-5. Application Fee, Expiration Fee.

- A. An application for such license shall be filed with the Borough Clerk and shall be accompanied by a license fee of two hundred (\$200.00) dollars for the initial application -and twenty-five (\$25.00) dollars for each annual renewal for each premises on which the regulated activity is to be conducted. If on the effective date of this Ordinance a dealer has been in business for a period not less than two (2) years, the fee for initial application shall be twenty-five (\$25.00) dollars and investigation pursuant to Section 257-4 may be waived by the Borough Clerk.
- B. Each licensee shall deliver a bond to the Borough Clerk executed by the applicant as principal, with a surety company authorized to do business under the laws of the State of New Jersey as to surety. The bond, to be approved by the Borough Attorney, shall be in the penal sum of Ten Thousand and 00/100 Dollars (\$10,000.00), conditioned for the due and proper observance of and compliance with the provisions and requirements of all ordinances of the Borough in force or which may be adopted respecting the conduct of this business and conditioned also that the bond shall be and remain for the benefit of any person or persons who shall have received judgment against any person licensed under this chapter by reason of any damage sustained by any such person as having made a sale to such licensee, due to dishonesty, fraud or deceit practiced in effecting the purchase of precious metals.

- C. Each license shall expire on December 31 of the year in which it is issued.

257-6. Records.

- A. Each dealer shall record in a bound book, non-loose leaf form, with all pages numbered in sequence, entries of receipts and disbursements to be made in pen or ink. There shall be no space between entries and each entry shall be numbered in sequence. All such ledgers shall be made available for inspection by any law enforcement official of the Borough of South River upon request and shall contain the following information:
  - (1) In the case of purchase:
    - a. The name and address of the seller of the item.
    - b. Signature of seller.
    - c. A complete description of each item bought.
    - d. The date and amount of the purchase.
    - e. Identification used and number; such as driver's license, credit card.
- B. These records shall be retained by the dealer for a period of one (1) year and shall be subject to the inspection of any authorized police officer of the Borough of South River.

257-7. Notification to the Police Department.

Upon completion of the said sale of precious metals, a completed copy of a "South River Police, Record of Sale or Trade of Precious Metals" form, along with a photocopy of the identification utilized by the seller, will be delivered to South River Police Department with 24 hours of the transaction.

257-8. Restrictions.

- A. No licensee under this chapter shall sell, alter or dispose of in any way any of those articles or goods referred to in 257-33A herein until seventy-two (72) hours have elapsed after the purchase of the same by such licensee. It shall be an affirmative defense to any prosecution or administrative proceeding brought for a violation of this section if retention for the time period would have resulted in serious and substantial economic losses to the dealer, or the probability of such losses was significant due to rapid and highly fluctuating market conditions, provided that the persons so charged shall prove the existence of the market conditions giving rise to the aforesaid defense by a preponderance of the evidence. Market conditions, in order to be defense hereunder, must be such that financial analysts would characterize trading as at or approaching a level or occurrence so as to clearly distinguish trading conditions from normal variations in market movement in response to economic news or other events.
- B. No licensee under this chapter shall purchase any item covered by this chapter from any person under the age of eighteen (18) or in the absence of providing prior notification of such purchase to the Chief of Police or business designee identifying the individual from whom such purchase is to be made and the item to be purchased.

- C. If any licensee under this chapter shall be convicted of robbery, burglary, theft, receiving stolen goods or any other crime involving moral turpitude, the Borough Council of the Borough of South River may, after notice and hearing, revoke the license issued to such licensee.
- D. A licensee shall have the right to change the location of the licensed business, provided that he notifies the Borough Clerk, in writing, of the street address of said new location.

257-9. Penalty.

Any person as defined above who violates any provision of this Ordinance shall, upon conviction thereof, be punished by a fine not exceeding one thousand dollars (\$1,000.00) or by imprisonment for a term not exceeding ninety (90) days, or both, within the discretion of the Municipal Judge. A separate offense shall be deemed committed in each day during or on which a violation occurred or continues.

SECTION 2. If any section, paragraph, subdivision, clause of provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect after final passage, adoption, and publication according to law.

Mayor Eppinger opened the hearing to the public for comments/questions. No comments were made. Councilman Razzano moved that the public hearing be closed. Councilman Hutchison seconded the motion. So carried.

Mayor Eppinger stated that there were substantial changes that needed to be made on this ordinance and the Borough Attorney recommended that it be withdrawn.

Mayor Eppinger asked the Councilmembers as to the action to be taken on this Ordinance. Councilman Trzeciak moved that the ordinance be withdrawn. Councilman Trenga seconded the motion.

Mayor Eppinger asked if the Councilmembers have any comments. Hearing none, he asked the Clerk to call the roll.

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak  
NAYS: None

ORD 2009-16

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 99 ENTITLED "ALARM SYSTEMS" BY AMENDING SECTION 99-1, 3, 4, and 5

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BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, that Chapter 99 of the Code of the Borough of South River entitled "Alarm Systems" be amended by amending Sections 99-1, 3, 4, and 5:

SECTION 1.

99-1. Purpose and Findings.

A. The purpose of this article is to govern alarm systems, require permits, establish fees, provide for revocation of permits, provide for punishment of violations and establish a system of administration. The provisions of this chapter shall apply to any person who operates, maintains or owns any alarm device or local alarm designed to summon the Police or Fire Department or other municipal agencies to any location in response to any type of alarm signal, including but not limited to central monitored alarms.

B. The Borough Council does hereby find and declare that:

1. The occupants of numerous residential, commercial and industrial establishments in the Borough of South River have found it desirable to make provisions for the installation, upon their premise, at their own cost and expense, of alarm systems for emergencies, burglar, fire and like alarms.

2. There area growing number of alarm companies that sell or lease such alarm systems entering into contracts with such occupants for the installation, operation and maintenance of such alarm systems and providing for the connection to the individual alarm system so installed by them to a central location.

3. The number of private enterprises engaged in the alarm business, each with its own system and equipment, has resulted in conditions that, if no remedied, will lead to an unnecessary drain on the manpower, time, space facilities and finances of the Borough of South River and it Police Department and the deterioration of the quality of services to persons subscribing to the alarm services and in equities among the alarm businesses in the Borough of South River.

99-3. Application For and Issuance of Permits.

A. Every person desiring to install an alarm system within the Borough shall make application to the Borough Clerk for a permit to do so. The application shall be in such form as the Borough Council shall prescribe and shall include all information required by the Chief of Police to enable him to effectively carry out his public safety responsibilities. Any person who owns or operates an alarm device or a local alarm shall make application for the continuance thereof, in writing, to the Borough Clerk.

B. Upon compliance by the applicant with all of the provisions of this section, the Borough Clerk shall issue to the applicant a permit for the alarm system.

C. The applicant shall pay the Borough of South River an alarm registration fee as prescribed in 155-4 of the Borough Code.

D. Every permittee shall, by acceptance of the permit, be deemed as having consented to the inspection of the alarm system, by appointment at reasonable hours, by the Chief of Police or his designated representative and shall accept the responsibility for the proper operation of the alarm system up to and including the line connection.

E. An application may be rejected due to a prior history of excessive false alarms and/or failure to pay fees or penalties.

99-4.

In the case of false alarms, any person having knowledge thereof shall immediately notify the police department. In addition, in the case of false alarms. The Chief of Police shall cause an investigation to be made and keep a record of said alarms on file. For such false alarms, the following penalties shall be imposed:

A. For three (3) false alarms in any given calendar year, a warning may be issued.

B. For the fourth through sixth residential false alarms in the same calendar year — \$25.00

C. For the seventh through ninth residential false alarms in the same calendar year - \$75.00

D. For the tenth and subsequent residential false alarms in the same calendar year - \$125.00

E. For the fourth through the sixth commercial false alarms in the same calendar year - \$50.00

F. For the seventh through ninth commercial false alarms in the same calendar year - \$150.00

G. For the tenth and subsequent commercial false alarms in the same calendar year - \$250.00

A person shall be excused from liability for a false alarm if it can be demonstrated that the alarm occurred because of telephone line interference or other similar reason beyond the control of the licensee and/or permittee. Failure to make necessary repairs to an alarm system shall not be an adequate excuse for a false alarm, nor shall the negligence of employees in setting or disarming the system be considered an adequate excuse for false alarms.

99-5. Violations and Penalties.

For false alarms and other violations of this chapter, the penalties provided in Chapter 1, Article I, General Penalty, shall apply. Any person installing or maintaining an unauthorized alarm device shall be considered to be in violation of this Chapter, and each and every day that such device is in operation subsequent to the compliance date for a cited violation of this chapter shall be considered a separate violation.

SECTION 2. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect after final passage, adoption, and publication according to law.

Mayor Eppinger opened the hearing to the public for comments/questions.

No comments were made. Councilman Razzano moved that the public hearing be closed. Councilman Guindi seconded the motion. So carried.

Mayor Eppinger asked the Councilmembers as to the action to be taken on this Ordinance. Councilman Razzano moved that the ordinance be approved and the Clerk be authorized to publish same as is required by law. Councilman Hutchison seconded the motion.

Mayor Eppinger asked if the Councilmembers have any comments. Hearing none, he asked the Clerk to call the roll.

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

ORD 2009-17

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 193 ENTITLED "VEHICLES AND TRAFFIC" BY AMENDING SECTION 193-31.1, SCHEDULE IIA "HANDICAPPED PARKING" THEREOF

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, that Chapter 193 of the Code of the Borough of South River entitled "Vehicles and Traffic" be amended by amending Section 193-31.1, Schedule IIA as follows:

SECTION 1. Schedule IIA. HANDICAPPED PARKING

Street	Side	Location
Bright St.	East	137' from the Northern curb of George St. Continuing 22' South

SECTION 2. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect after final passage, adoption, and publication according to law.

Mayor Eppinger opened the hearing to the public for comments/questions.

No comments were made. Councilman Razzano moved that the public hearing be closed. Councilman Hutchison seconded the motion. So carried.

Mayor Eppinger asked the Councilmembers as to the action to be taken on this Ordinance. Councilman Razzano moved that the ordinance be approved and the Clerk be authorized to publish same as is required by law. Councilman Guindi seconded the motion.

Mayor Eppinger asked if the Councilmembers have any comments. Hearing none, he asked the Clerk to call the roll.

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

ORD 2009-18

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 193 ENTITLED "VEHICLES AND TRAFFIC" BY AMENDING SECTION 193-30, SCHEDULE I "NO PARKING" THEREOF

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, that Chapter 193 of the Code of the Borough of South River entitled "Vehicles and Traffic" be amended by amending Section 193-30, Schedule I as follows:

SECTION 1. Schedule I. NO PARKING

Street	Side	Location
Maklary St.	North	From a point 250' South of the Eastern curb line of Burton Ave, extending around the cul-de-sac to a point 215' South of the Western curb line of Burton Ave.

SECTION 2. If any section, paragraph, subdivision, clause of provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect after final passage, adoption, and publication according to law.

Mayor Eppinger opened the hearing to the public for comments/questions.

No comments were made. Councilman Razzano moved that the public hearing be closed. Councilman Hutchison seconded the motion. So carried.

Mayor Eppinger asked the Councilmembers as to the action to be taken on this Ordinance. Councilman Razzano moved that the ordinance be approved and the Clerk be authorized to publish same as is required by law. Councilman Guindi seconded the motion.

Mayor Eppinger asked if the Councilmembers have any comments. Hearing none, he asked the Clerk to call the roll.

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

ORDINANCES - FIRST READING

ORD 2009-19

AN ORDINANCE AUTHORIZING THE PURCHASE AND INSTALLATION OF HANDICAPPED RAMPS AT VARIOUS INTERSECTIONS WITH WHITEHEAD AVENUE IN THE BOROUGH OF SOUTH RIVER IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE SUM OF \$24,100.00 THEREFORE

Councilman Hutchison moved that the Council pass the said Ordinance on its First Reading by Title Only and that the Clerk be authorized to publish same as is required by Law with the Second Reading and Public Hearing to be held on June 8, 2009 at 8:30 p.m. in the Council Chambers of the Criminal Justice Building at 61 Main Street in South River, New Jersey. Councilman Razzano seconded the motion.

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

ORD 2009-20

AN ORDINANCE REPEALING SECTIONS 25, 26, 27, 28A AND 30A, B, AND C OF  
CHAPTER 103 OF THE CODE OF THE BOROUGH OF SOUTH RIVER ENTITLED  
“ALCOHOLIC BEVERAGES”

Councilman Hutchison moved that the Council pass the said Ordinance on its First Reading by Title Only and that the Clerk be authorized to publish same as is required by Law with the Second Reading and Public Hearing to be held on June 8, 2009 at 8:30 p.m. in the Council Chambers of the Criminal Justice Building at 61 Main Street in South River, New Jersey. Councilman Razzano seconded the motion.

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

ORD 2009-21

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH  
RIVER, CHAPTER 147 ENTITLED “ELECTRICAL CONNECTIONS” BY  
ADDING A NEW ARTICLE V, SECTION 40, “IDENTITY THEFT POLICY”

Councilman Hutchison moved that the Council pass the said Ordinance on its First Reading by Title Only and that the Clerk be authorized to publish same as is required by Law with the Second Reading and Public Hearing to be held on June 8, 2009 at 8:30 p.m. in the Council Chambers of the Criminal Justice Building at 61 Main Street in South River, New Jersey. Councilman Guindi seconded the motion.

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

PUBLIC COMMENTS (agenda items only)

No comments were made. Councilman Razzano moved to close the public portion. Councilman Guindi seconded the motion. So carried.

LICENSES

Raffle License – St. Mary’s Church – RL 1321 – 50/50 raffle  
Raffle License – St. Mary’s Church – RL 1322 – On premise draw raffle  
Raffle License – St. George Greek Orthodox Church Youth Group - RL - 1323  
– Off premise raffle

Councilman Trenga moved that the above-referenced license be approved. Councilman Razzano seconded the motion. So carried.

RESOLUTIONS

RES:2009-195

MAY 26, 2009

RESOLUTION

WHEREAS, the Governing Body has reached an Agreement with South River Dispatchers Association with regard to a final negotiated settlement of a new contract for the period of January 1, 2009 to December 31, 2011 between said union and the Borough of South River.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the said Agreement with South River Dispatchers Association for the period of January 1, 2009 to December 31, 2011 is approved.

BE IT FURTHER RESOLVED that the appropriate Borough Officials are hereby authored to execute the same on behalf of the Borough of South River.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES: 2009-196

MAY 26, 2009

RESOLUTION

WHEREAS, the governing body of the Borough of South River in the County of Middlesex, State of New Jersey, had previously authorized and directed the Borough Clerk to advertise for the receipt of sealed bids for Cleaning and Closing Circuit Television Inspection of Sanitary Sewer Mains in accordance with specifications approved and filed in the Office of the Borough Clerk; and

WHEREAS, said bids were received on May 6, 2009 and opened and read aloud in public and an examination thereof shows that NEPCCO was the apparent low bidder thereon with a bid of \$57,966.00 as noted in the reports of the borough engineer and borough attorney dated May 7, 2009 and May 12, 2009, respectively; and

WHEREAS, the governing body reserved the right in Section B3.5 of the bid specifications to reject any and all bids.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the governing body of the Borough of South River in the County of Middlesex, the State of New Jersey, that the above recited bids be and the same are hereby rejected, the Borough Clerk is authorized to return all bid securities and is further authorized to re-advertise for bids for this project.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES: 2009-197

MAY 26, 2009

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the status of Brian R. Olsen is hereby changed from Cadet to Junior Firefighter of the South River Fire Department.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES: 2009-198

MAY 26, 2009

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the status of Hank Vandebek is hereby changed from Active Life

member to Inactive Life member of the South River Rescue Squad of the Borough of South River effective as of May 7, 2009.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES:2009-199

MAY 26, 2009

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that it fully supports the Transportation Enhancement Program Grant application for the installation of the Pedestrian Walkway at the intersection of Stephen Street and Reid Street in the Borough of South River.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES:2009-200

MAY 26, 2009

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that upon award of the Transportation Enhancement Program Grant for the installation of the Pedestrian Walkway at Stephen Street and Reid Street, the Borough of South River will have continual ownership and maintenance for the useful life of the project with a minimum commitment of maintenance of twenty years after the construction of the project is completed.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES:2009-201

MAY 26, 2009

RESOLUTION

I, Raymond T. Eppinger, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Anthony Razzano as Council Liaison to South River Emergency Medical Services.

DATED: MAY 26, 2009

/s/ Raymond T. Eppinger  
Mayor

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak  
NAYS: None

RES:2009-202

MAY 26, 2009

RESOLUTION

WHEREAS, Senate Bill S2775 introduced by Senator Brian Stack proposes to lower the minimum funding level for municipal public libraries from 1/3 mill in equalized valuation to 1/6 mill; and

WHEREAS, Libraries funded at current minimum 1/3 mill could see their funding cut by 50% which will lead to significant cut backs in library services at a time when library usage is growing and needed more than ever; and

WHEREAS, very few libraries in New Jersey could stay open if funded at 1/6 mill; and

WHEREAS, the Borough Council of the Borough of South River wishes to formally oppose Senate Bill S2775;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South River that the Borough Council strongly opposes Senate Bill S2775 which proposes to lower the minimum funding level for municipal public libraries from 1/3 mill in equalized valuation to 1/6 mill; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Senate President, Assembly Speaker and to each of our district legislative members.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak  
NAYS: None

RES:2009-203

MAY 26, 2009

RESOLUTION

WHEREAS, the Borough of South River is in need of certain officials and employees to administer, manage, and perform the day to day operations at the Borough of South River; and

WHEREAS, these officials and employees shall be compensated for the performance of their duties; and

WHEREAS, the compensation proposed for the incumbency in the following offices and positions shall fall within the salary range approved by the Mayor and Council of the Borough of South River for the calendar year of 2009; and

WHEREAS, the Borough of South River has attempted to break down the titles by operating unit for the sole purpose of indicating which offices and positions typically work together. It is not the intention of the Borough of South River to determine which title belongs to which unit.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, State of New Jersey, that the officials and employees listed are to be paid according to the within schedule and said salaries shall be effective from January 1, 2009.

<u>DEPARTMENT/NAME</u>	<u>TITLE</u>	<u>BASE SALARY</u>
<u>DEPARTMENT OF EXECUTIVE</u>		
Jones, Debra	Executive Assistant	\$46,566.00
<u>DEPARTMENT OF ADMINISTRATION</u>		
Division of Clerk		
Patricia O'Connor	Borough Clerk	\$67,275.00
Sheryl Nevin	Deputy Borough Clerk	\$43,470.00
<u>DEPARTMENT OF PUBLIC WORKS</u>		
Lyons, George	Director of Public Works	\$88,642.00
Stoddard, Donna	Executive Assistant	\$41,744.00
Richard Goldstein	Supervisor Electric Utilities	\$77,910.00
<u>DEPARTMENT OF FINANCE</u>		
Division of Administration		
Sivananthan, Kanthiah	Director of Finance	\$82,892.00
Rodriguez, Dawn	Deputy Director of Finance	\$57,041.00
Dudas, Richard	Manager of Utilities	\$50,884.00
Division of Tax Assessment		

Frangella, Michael J.	Tax Assessor	\$25,819.00
<u>DEPARTMENT OF CODE ENFORCEMENT</u>		
Lauritsen, Glenn	Code Enforcement/Zoning Officer	\$50,161.00
<u>MUNICIPAL COURT</u>		
Garrick, Cassandra	Court Administrator	\$51,322.00
<u>DEPARTMENT OF RECREATION</u>		
Division of Recreation Cuomo, Karen	Director of Recreation	\$44,568.00
<u>DEPARTMENT OF FIRE PREVENTION</u>		
Hughes, Julia	Fire Official	\$34,093.00
<u>DEPARTMENT OF AGING</u>		
Bell, Kim	Director on Aging	\$53,561.00

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES:2009-204

MAY 26, 2009

RESOLUTION

WHEREAS, the South River Fire Department Engine Company #1 has requested permission to conduct a voluntary "Booting" fundraiser at the intersections of Old Bridge Turnpike and Prospect Street on Saturday, June 6, 2009 from 9:00 a.m. to 3:00 p.m.; and

WHEREAS, the South River Fire Department Engine Company #1 does perform fundraising to provide services to the citizens and residents of the Borough of South River; and

NOW, THEREFORE, BE IT AND IS HEREBY RESOLVED, by the Mayor and Borough Council of the Borough of South River that the South River Fire Department Engine Company #1 has permission to conduct a voluntary "Booting" fundraiser at the intersections of Old Bridge Turnpike and Prospect Street on Saturday, June 6, 2009 from 9:00 a.m. to 3:00 p.m. subject to the following:

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

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES: 2009-205

MAY 26, 2009

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.

ACCOUNT #

PAYABLE TO:

AMOUNT OF CHECK

65-999-906-038 CD	CARRIE HOSKING 193 GEORGIA RD FARMINGDALE, NJ 07727	\$142.60
65-999-891-727 CD	JOULE TECHNICAL SERVICES INC 429 E BROAD ST GIBBSTOWN, NJ 08027	\$415.65
65-999-982-961 CD	PIOTER KARALEWICZ P O BOX 1194 MONTAGUE, NJ 07827	\$162.00
65-999-939-929 ELEC CURRENT 66-999-954-140 WTR PRIOR	ALEXANDER LIPS P O BOX 1158 EDISON, NJ 08818	\$.20 \$16.62
65-999-989-957 CD	CRISANNE MILLER 65 RUBIN ST APT A SOUTH RIVER, NJ 08882	\$2.07
66-999-982-190 WTR PRIOR	JOHN MORENO 8 BANKO FARM RD DAYTON, NJ 08810	\$141.91
65-999-987-900 ELEC PRIOR	VANESSA OVIEDO 10 JOSEPH ST 1 <sup>ST</sup> FL SOUTH RIVER, NJ 08882	\$37.10
65-999-915-619 ELEC PRIOR 65-999-915-630 ELEC PRIOR	GARY PANICHELLA 17 HIGHWAY TERR EDISON, NJ 08817	\$428.29 \$176.55
65-999-918-534 ELEC PRIOR	JADWIGA PIATEK 11 MAGIERA ST SOUTH RIVER, NJ 08882	\$50.26
65-999-899-405 CD	RENE SANTOS C/O TIM GRAHAM 24 DEVOE ST SOUTH RIVER, NJ 08882	\$20.58
65-999-888-691 CD	ALBERTO SILVA 361 HILLSIDE AVE WILLISTON PARK, NY 11596	\$151.67
65-999-894-994 CD 65-999-894-994 ELEC CURRENT	CATHY SPORMAN 4711 FLAGLER BEACH WAY KISSIMMEE, FL 34746	\$108.87 \$78.90

DATED: MAY 26, 2009

/s/ Rui Almeida

Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES:2009-206

MAY 26, 2009

RESOLUTION

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the Letter of Retirement dated May 6, 2009 submitted by Richard Goldstein, Electric Utility Supervisor of the Borough of South River is hereby accepted.

DATED: MAY 26, 2009

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

RES:2009-207

MAY 26, 2009

RESOLUTION

I, Raymond T. Eppinger, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Christopher (Tommy) Lyons as a Member of the Recreation Advisory Board effective as of this date to December 31, 2010.

DATED: MAY 26, 2009

/s/ Raymond T. Eppinger  
Mayor

/s/ Rui Almeida  
Councilmember

/s/ Jim Hutchison  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

RES:2009-208

MAY 26, 2009

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River, in the County of Middlesex and the State of New Jersey that all bills, claims and statements against the Borough, listing attached, have been duly itemized, audited, approved and signed by the proper officers of the Borough, be and the same are hereby ordered paid.

<u>VENDOR</u>	<u>AMOUNT</u>
KAMAL S. AFIOUNI	207.60
ALLIED OIL COMPANY LLC	5,088.14
ANDERSONHOYTIRRIGATION CO.	509.90
A PEST PLUS LLC	186.00
RODOLFO AQUILAR	172.00
B & W CONSTRUCTION CO.	29,800.54
CAROLYN BAPTISTA	138.11
KIM BELL	73.36
BENECARD SERVICES	35,028.72
BEST WESTERN MYSTIC HOTEL	714.89
BIG DADDY CONSTRUCTION CO.	15,818.76
BIGNELL PLANNING CONSULTANTS	1,336.25
BLUE CROSS/BLUE SHIELD OF NJ	8,693.55
BLUE STREAK UNIFORMS LLC	979.80
ROSEANN BENNY	187.00
LATAVIA BLACKSHEAR	69.35
BROOKLYN MUSEUM OF ART	90.00
BRAZIL TRAVEL	211.03
CFG HEALTH SYSTEMS LLC	482.40
CANON BUSINESS SOLUTIONS	708.76
CENTRAL JERSEY WASTE	3,678.84

CME ASSOCIATES	23,176.00
COMCAST	524.68
COPY DYNAMICS INC.	1,014.00
DARLEY	798.36
DOOR TO DOOR DUMBBELLS	315.00
REINA TIRE SERVICE INC.	69.00
EAST COAST CUSTOM LLC	455.00
EXAMINETICS INC.	60.60
EZ PASS	200.00
EHRHARDT'S WATERFRONT BANQUET	100.00
RAY EPPINGER	397.00
DOROTHY EVANS	160.11
ROBERT V. MCKELL	661.20
SAKER SHOP-RITES	177.29
FORT DELAWARE STATE PARK	200.00
GALLS INC.	603.00
GALETON GLOVES INC.	959.66
GOFFCO INDUSTRIES INC.	519.00
HIGH ENERGY ELECT. TESTING INC.	24,477.50
HOME NEWS TRIBUNE	1,072.13
THE HUDSON WORKWEAR CO. INC.	1,171.00
HIMELMAN WERTHEIM & GELLER LLC	1,346.37
HISTORIC HUDSON VALLEY	320.00
JOHNNY'S LANDSCAPING SERVICE	725.00
K-MART	2,398.45
TOMMY KARANDRIKAS	200.00
LAWMEN SUPPLY CO. OF NJ INC.	2,844.50
LINCOLN FINANCIAL GROUP	1,518.10
LOMBARDI & LOMBARDI PA	369.00
DR.MAREK R. LUPICKI	100.00
LUCIA LAWRENCE	77.51
W. B. MASON CO.	2,691.99
MIDDLESEX COUNTY UTILITIES	251,167.27
MIDDLESEX CTY FIRE ACADEMY	175.00
MONMOUTH COUNTY POLICE ACADEMY	2,000.00
JOHN MARTINS	215.67
RENATA MIKLOJCZAK	117.50
JANICE MOSCATO	55.85
NATURAL GREEN LAWN CARE	1,755.00
NATIONAL VOLUNTEER	50.00
NJ DEPT. OF HEALTH/SENIOR SVCS	112.50
NJ PLANNING OFFICIALS	89.00
NJCM-NJ CONFERENCE OF MAYORS	200.00
STATE OF NEW JERSEY PWT	16.04
NORCIA CORP.	2,223.96

THOMAS J. NOTO, P.E.	5,520.00
VICTOR NAVARRO	162.16
PENTATEK SOLUTIONS INC.	1,945.00
PINNACLE WIRELESS INC.	390.77
PUBLIC SERVICE ELECTRIC & GAS	4,254.56
PUBLIC POWER ASSN. OF NJ	18,762.56
KANTHIAH SIVANANTHAN	398.59
JORGE & BRANDEE PUENTE	159.35
JAMES H. ROLLYSON ESQ.	1,437.50
RIVER MILL ART GALLERY	225.84
AALIYAH ROBINSON	85.54
MOZELLA ROBINSON	14.49
SOUTH RIVER GEN. CAP. ACCT.	22,186.43
STEVE SENKO	26.00
SAYREVILLE PET ADOPTION CENTER	848.00
SAMS CLUB	405.41
SAYERVILLE, BORO OF	4,057.11
GREATER MEDIA NEWSPAPER	318.00
SOUTH RIVER ELECTRIC UTILITY	23,549.37
SOUTH RIVER RESCUE SQUAD	6,726.16
BOROUGH OF SOUTH RIVER	24,005.25
SOUTH RIVER LAW ENFORCEMENT	241.49
SOUTH RIVER EXEMPTS ASSN.	370.00
STAR LEDGER	2,205.38
STAR OF THE SEA CONCRETE CORP.	67,639.15
SOUTH RIVER CONSUMER DEPOSIT	7,251.74
ADSON SERRA	124.52
DANIEL SHEEHAN JR.	1,963.38
GEORGE B. SHRIER	10.00
TAYLOR OIL CO. INC.	1,788.66
TELX INC.	357.50
UTILITY BILLING SERVICES INC.	17,007.79
UTILITY BILLING SERVICES INC.	1,394.60
VALLEY POWER INC.	241.80
VERIZON WIRELESS	4,160.80
VERIZON	4,372.70
VERIZON NETWORK INTEGRATION	1,220.88
VFIS INC.	6,719.00
RIGOBERTO VALVERDE	67.83
JOE VAS	99.78
WELCO-CGI GAS TECH LLC	152.40
RAY EPPINGER	412.92
HOME DEPOT	115.00
JOSEPH L. JELONEK	275.00
MIDDLESEX WATER CO.	77.09

JOAN O'BRIEN	275.00
PENTATEK SOLUTIONS INC.	4,257.75

DATED: MAY 26, 2009

/s/ John Trzeciak  
Councilmember

/s/ Peter Guindi  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

COUNCIL COMMENTS

Councilman Almeida

- Thanked Councilman Guindi for running the Middle School Dance
- Congratulated Suzanne Buffalino and the Memorial Day Parade Committee for a wonderful parade; ESTC had a great float
- Attended Board of Health meeting – large problem with feral cats, several colonies in town, information on website regarding Trap, Neuter, Release program
- Swine Flu epidemic – commented on whether borough has policy to deal with misinformation. Fliers were posted on how to avoid spreading disease. Mayor Eppinger noted that reverse 911 system is in the future. For now, something would be in place to get word out on misinformation. Acting Chief Bouthillette noted that the school has reverse 911 and we could use that system in the interim.
- Budget passed tonight.

Councilman Guindi

- Thanked Borough Council and teacher, Diane Rondesko for their help with the Middle School Dance
- Thanked Chief Financial Officer, Siva Sivananthan, for his time and service to the Borough and wished him well in his retirement
- Thanked Det. Novak and the SRPD on the Bike Rodeo – many children attended
- Cruise Night – 6/18 8/20 and 9/17/09 – 5:00 pm to 9:00 pm on Main St. Contact Skeeter Spitaleri or him with any questions.
- Firehouse in disrepair – should start exploring on what can be done. SU 7 Fire truck donated by businesses.

- Commended the Memorial Day Parade Committee on a job well done. Memorial Day is a day to recognize heroes. Presented a flag which was given to him by a South River resident who is serving in Afghanistan.

#### Councilman Hutchison

- Congratulated all involved in the planning of the Memorial Day Parade; hats off to all of the veterans, should not lose site of why we celebrate this day.
- Budget passed – 0% tax increase and no cuts in service
- Thanked Councilman Razzano for challenging the budget
- Alternative Energy Committee – met on 5/12/09 – looking at conservation and alternative energy solutions. Next meeting – 6/9/09 at 7:30 p.m.
- Kudos to Councilman Guindi on Middle School Dance
- Bike Rodeo was great
- Attended St. Stephen's blessing of vehicles on 5/21/09
- Thanked Siva Sivananthan for his service to the Borough and wished him all the best in retirement

#### Councilman Razzano

- Budget passed - even though there was disagreement on issues, commended Borough Council on discussion.
- SU 7 Fire truck donated by businesses. Support Fire Company boot drives
- Could not attend the Bike Rodeo – 486 children registered for rodeo
- Attended Middle School Dance – Councilman Guindi, Dr. Sternberg and Mrs. Rondesko did a great job
- Paid EMS – on track for 7/1/09
- Attended Cub Scout picnic – great job done by Scoutmaster
- National Night Out – 8/4/09 – SR High School parking lot - combined event with Municipal Alliance and SRPD, will be in place of Heritage Day
- Government Day – very good day for third graders
- Congratulations to Suzanne Buffalino on Memorial Day Parade
- 5/28/09 – will attend the Police Academy graduation of new Police Officers Wesley Sanches and John Kenny with Acting Chief Bouthillette and Mr. Salerno

#### Councilman Trenga

- Thank you to the borough employees
- Attended Memorial Day Parade and commended Suzanne Buffalino on great job
- Attended Board of Health meeting – feral cat problem is being addressed
- Commended Councilman Guindi on great job done on Middle School Dance
- Happy to be part of Borough Council with passing of budget – 0% tax increase, no cut in services, thanked Mr. Salerno for good job with budget and thanked Mayor Eppinger for his leadership

#### Councilman Trzeciak

- Library Board of Trustees – Borough Council adopted resolution opposing bill to lower funding for libraries; library offers various programs for children; Friends of Library - 6/4/09 at 7:00 p.m.

- Councilman Guindi did a great job on the Middle School Dance
- Bike Rodeo – great day – commended SRPD
- SU 7 fire truck – state of art equipment
- Attended EDC meeting – speaker from Office of Smart Growth, agency offers financing options for businesses
- Attended St. Stephen’s blessing of vehicles
- Great job done by Memorial Day Parade Committee; thanked veterans for their sacrifice
- Passed budget – thanked Borough Council, maintaining services, no layoffs, no tax increase, road program in place, thinking into future, fully funded pension plan

Mayor’s Comments

- Great time at Middle School Dance
- Good time had by all at Bike Rodeo
- Attended Library Trustee Institute – learned many things
- Attended Cub Scout picnic
- In Los Angeles last week, experienced earthquake
- Attended St. Stephen’s blessing of vehicles on Ascension Thursday
- Government Day – good day
- Memorial Day Parade – honor to be a part of it, thanked residents, Memorial Day Parade Committee
- Will be in Ft. Wayne, Indiana for next Borough Council meeting, Councilman Trzeciak will run meeting
- School will be out soon – be careful

Public Comment (for good and welfare of borough)

John Krenznel, 42 Wilson Ave.

- Thanked Suzanne Buffalino and the Memorial Day Parade Committee for their hard work
- Asked about tax appeal on north end and if all of those warehouses are owned by one person. Mr. Salerno said yes. Mayor Eppinger said that we should be fighting appeal, substantial amount of money involved.
- Congratulated Borough Council on good job with budget.

No further comments were made. Councilman moved to close the public portion. Councilman seconded the motion. So carried.

ADJOURNMENT

Councilman Razzano moved that this meeting be adjourned at 10:15 p.m. Councilman Guindi seconded the motion. So carried.

Respectfully submitted on  
June 5, 2009.

Patricia E. O'Connor, RMC  
Borough Clerk

Approved at the regular meeting  
held on June 8, 2009