

ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED AS IS REQUIRED BY CHAPTER 231, PUBLIC LAW 1975 AND BY RESOLUTION 2008-14 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

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 November 10, 2008 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 Hutchison, Krenzel Razzano, Trenga and Trzeciak
Councilmember Buffalino was absent

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

MINUTES

The Minutes of Meeting No. 23 held on October 27, 2008 were submitted to the Council for acceptance and/or amendment.

Councilman Trzeciak moved that the Minutes be approved as presented. Councilman Krenzel seconded the motion. So carried.

The Minutes of Meeting No. 3 held on January 22, 2007 were submitted to the Council for acceptance and/or amendment.

Councilman Trzeciak moved that the Minutes be approved as presented. Councilman Krenzel seconded the motion. So carried. Councilmembers Hutchison and Trenga abstained.

The Minutes of Meeting No. 4 held on February 12, 2007 were submitted to the Council for acceptance and/or amendment.

Councilman Trzeciak moved that the Minutes be approved as presented. Councilman Krenzel seconded the motion. So carried. Councilmembers Hutchison and Trenga abstained.

The Minutes of Meeting No. 5 held on March 5, 2007 were submitted to the Council for acceptance and/or amendment.

Councilman Trzeciak moved that the Minutes be approved as presented. Councilman Krenzel seconded the motion. So carried. Councilmembers Hutchison and Trenga abstained.

The Minutes of Meeting No. 7 held on March 26, 2007 were submitted to the Council for acceptance and/or amendment.

Councilman Trzeciak moved that the Minutes be approved as presented. Councilman Krenzle seconded the motion. So carried. Councilmembers Hutchison and Trenga abstained.

ORDINANCES-SECOND READING & PUBLIC HEARING

The Clerk announced that pursuant to previous action of the Borough Council and legal advertisement, this is the date, time and place set forth for the Second Reading and Public Hearing prior to Final Passage of the following Ordinances.

The Clerk submitted to the Council proof of publication from the Home News Tribune, a newspaper published in Neptune, New Jersey and circulated in the Borough of South River dated November 3, 2008, giving notice of the Second Reading and Public Hearing on the Ordinances.

ORD: 2008-33

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 373 ENTITLED "NUISANCES" BY ADDING A NEW ARTICLE II THEREOF ENTITLED "SOUND CONTROL"

WHEREAS, excessive sound is a serious hazard to the public health, welfare, safety, and the quality of life; and

WHEREAS, a substantial body of science and technology exists by which excessive sound may be substantially abated and people have a right to, and should be ensured of, an environment free from excessive sound, and;

WHEREAS, it is the policy of the Borough of South River to prevent excessive sound that may jeopardize the health, welfare, or safety of Borough residents or degrade the quality of life by controlling sound originating from sources within the Borough of South River which will ensure an environment free from excessive sound.

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, that Chapter 373 of the Code of the Borough of South River entitled "Nuisances" be amended by adding a new Article II "Sound Control."

SECTION I.

ARTICLE II

373-5 Definitions.

The following words and terms, when used in this ordinance, shall have the following meanings, unless the context clearly indicates otherwise. Terms not defined in this ordinance have the same meaning as those defined in N.J.A.C. 7:29.

"Construction" means any site preparation, assembly, erection, repair, alteration or similar action, including demolition of buildings or structures.

"Demolition" means any dismantling, destruction or removal of buildings, structures, or roadways.

"Emergency work" means any work or action necessary to deliver essential public services including, but not limited to, repairing water, gas, electricity, telephone, sewer facilities, or public transportation facilities, removing fallen trees on public rights-of-way, dredging navigational waterways, or abating life-threatening conditions.

"Impulsive sound" means either a single pressure peak or a single burst (multiple pressure peaks) that has a duration of less than one second.

"Motor vehicle" means any vehicle that is propelled other than by human or animal power on land.

"Muffler" means a properly functioning sound dissipative device or system for abating the sound of escaping gasses on equipment where such a device is part of the normal configuration of the equipment.

"Multi-dwelling unit building" means any building comprising two or more dwelling units, including, but not limited to, apartments, condominiums, co-ops, multiple family houses, townhouses, and attached residences.

"Multi-use property" means any distinct parcel of land that is used for more than one category of activity. Examples include, but are not limited to:

1. A commercial, residential, industrial or public service property having boilers. incinerators, elevators, automatic garage doors. air conditioners, laundry rooms. utility provisions, or health and recreational facilities, or other similar devices or areas, either in the interior or on the exterior of the building, which may be a source of elevated sound levels at another category on the same distinct parcel of land; or
2. A building which is both commercial (usually on the ground floor) and residential property located above, behind, below or adjacent.

"Noise disturbance" means any sound which injures or endangers the safety or health of a human, annoys or disturbs a reasonable person of normal sensibilities or endangers or injures personal or real property.

"Plainly audible" means any Sound that can be detected by a person using his or her unaided hearing faculties. As an example, if the sound source under investigation is a portable or personal vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The investigating officer need not determine the title, specific words, or the artist performing the song.

"Private right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a non-governmental entity.

"Public right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a governmental entity.

"Public space" means any real property or structures thereon that are owned, leased, or controlled by a governmental entity.

"Real property line" means either (a) the imaginary line including its vertical extension that separates one parcel of real property from another; (b) the vertical and horizontal boundaries of a dwelling unit that is part of a multi-dwelling unit building; or (c) on a multi-use property, the interface between the two portions of the property on which different categories of activity are being performed (e.g., if the multi-use property is a building which is residential upstairs and commercial downstairs, then the real property line would be the interface between the residential area and the commercial area).

(A) This model noise ordinance applies to sound from the following property categories:

1. Industrial facilities;
2. Commercial facilities,
3. Public service facilities;
4. Community service facilities;
5. Residential properties;
6. Multi-use properties;
7. Public and private right-of-ways;
8. Public spaces, and
9. Multi-dwelling unit buildings.
10. Motor Vehicles

(B) This model noise ordinance applies to sound received at the following property categories:

1. Commercial facilities;
2. Public service facilities;
3. Service facilities;
4. Community service facilities
5. Residential properties;
6. Multi-use properties. and
7. Multi-dwelling unit buildings.
8. Industrial facilities.

(C) Sound from stationary emergency signaling devices shall be regulated in accordance with N.J.A.C.7:29-1.3, except that the testing of the electromechanical functioning of a stationary emergency signaling device shall not meet or exceed 10 seconds.

373-7. Enforcement

The provisions of this article shall be enforced by the Health Officer and Police Department of the Borough of South River.

(A) These enforcement officials shall have the power to:

1. Coordinate the noise control activities of all the departments in the Borough of South River and cooperate with all other public bodies and agencies to the extent practical.

2. Review the actions of the Borough of South River and advise of the effect, if any, of such actions on noise control.
3. Review public and private projects, subject to mandatory review or approval by other departments or boards, for compliance with this ordinance.
4. Investigate, resolve and/or pursue possible violations of this ordinance:
Refer complaints to an appropriate Borough department for enforcement if deemed appropriate. For example referring complaints related to section V. (A)3 to the Borough Construction/Zoning Department;
5. Refer complaints to the Middlesex County Health Department in those instances that require the measurement of sound levels or sound pressure so that the Middlesex County Health Department can pursue possible violations under state regulations and if appropriate, assist in the investigation, and
6. Cooperate with and provide assistance to other Departments and/or County noise control officers in enforcing noise violations in the Borough.

373-8. Restricted Uses and Activities

(A) The following standards shall apply to the activities or sources of sound set forth below:

1. Non-commercial or non-industrial power tools and landscaping and yard maintenance equipment shall not be operated between the hours of 8:00 p.m. and 8:00 a.m. All motorized equipment used in these activities shall be operated with a muffler.
2. Commercial or industrial power tools and landscaping and yard maintenance equipment, excluding emergency work, shall not be operated on a residential property or within 250 feet of a residential property line when operated on commercial or industrial property between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends or federal holidays.
3. All motorized equipment used in these activities shall be operated with a muffler.
4. Construction and demolition activity, excluding emergency work, shall not be performed between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or

between the hours of 6:00 p.m. and 9:00 a.m. on weekends and federal holidays.
All motorized equipment used in construction and demolition activity shall be operated with a muffler.

5. Motorized snowblowers, snow throwers, and lawn equipment with attached snow plows shall be operated at all times with a muffler.
6. An exterior burglar alarm of a building or motor vehicle must be activated in such a manner that the burglar alarm terminates its operation within five (5) minutes for continuous airborne sound and fifteen (15) minutes for impulsive sound after it has been activated.
7. Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that it is plainly audible at a residential property line between the hours of 10:00 p.m. and 8:00 a.m.
8. Personal vehicular music amplification equipment shall not be operated in such a manner as to be plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m..
9. Self-contained, portable, hand-held music or sound amplification or reproduction equipment shall not be operated on a public space or public right-of-way in such a manner as to be plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m. Between the hours of 10:00 p.m. and 8:00 a.m., sound from such equipment shall not be plainly audible by any person other than the operator.
10. Music or sound amplification or reproduction equipment, radios, televisions, phonographs, cd players, musical instruments, percussion instruments, or other sound generating devices shall not be operated in such a manner as to be plainly audible at a residential property line or through partitions common to two parties within a building between the hours of 10:00 p.m. and 8:00 a.m.
11. It is prohibited to own, possess, or harbor any pet animal that frequently or for

continued duration makes sounds that create a noise disturbance across a real property line or through partitions common to two parties within a building. For purposes of this provision, a noise disturbance from a pet animal shall be defined as that created by a pet animal making noise continuously for ten (10) minutes or intermittently for thirty (30) minutes unless provoked.

12. It is prohibited to willfully make or cause to be made any audible noise which is deemed objectionable because of volume, frequency, or beat and/or which creates a noise disturbance.

373-9. Exceptions

(A) Nothing contained herein shall apply to:

1. The use of bells, chimes or sound amplifiers used by religious facilities engaged in religious activities.
2. Municipal departments in the performance of their duties, drills, or other necessary activities.
3. Activity conducted under the permission or authority of municipal officials.
4. Warning devices on authorized emergency vehicles or other vehicles used for traffic safety purposes.

373-10. Violations and Penalties

- (A) Violation of any provision of this ordinance shall be cause for the issuance of a summons. The recipient of a summons shall be entitled to a hearing in a municipal court having jurisdiction to contest such action and upon conviction thereof shall be subject to a fine for each offense of not more than \$2000. If the violation is of a continuing nature, each day which it occurs shall constitute an additional, separate, and distinct offense.
- (B) No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this ordinance or from other law.

373-11. Severability and Repealer

- (A) If any provision or portion of a provision of this ordinance is held to be unconstitutional,

preempted by federal or State law, or otherwise invalid by any court of competent jurisdiction. the remaining provisions of the ordinance shall not be invalidated.

- (B) All ordinances or parts of ordinances which are inconsistent with any provisions of this ordinance are hereby repealed as to the extent of such inconsistencies.

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.

Gordon Anthony, 27 Charter Drive

- Asked about Item 10 timeframe and Item 12 on page 6 of the ordinance. Mr. Schwartz clarified that Item 10 was specific and that Item 12 was a catchall category.

No further comments were made. Councilman Trzeciak 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 Krenzel moved that the Ordinance be approved and the Clerk be authorized to publish same as is required by law. Councilman Trzeciak 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORD. 2008-34

AN ORDINANCE REPEALING CHAPTER 220 OF THE CODE OF
THE BOROUGH OF SOUTH RIVER ENTITLED "NOISE"

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River as follows:

SECTION 1. Chapter 220 of the Code of the Borough of South River entitled "Noise" is hereby repealed.

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 Trzeciak 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 Trzeciak 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORD. 2008-35

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 22 THEREOF ENTITLED "BOARDS, COMMISSIONS, AND AUTHORITIES" BY AMENDING ARTICLE XIV, SECTION 22-69, ENTITLED "FLOOD CONTROL COMMISSION"

BE IT ORDAINED by the Mayor and Council of the Borough of South River that Chapter 22 of the Code of the Borough of South River entitled "Boards, Commissions, and Authorities" be amended by deleting Section 22-69 and substituting a new section 22-69 therefor:

SECTION 1.

22-69 Borough Representatives to Commission; Terms

A. The Borough Council shall appoint two representatives to the Commission one of whom shall be the Mayor and one of whom shall be a member of the Borough Council.

B. In addition to the foregoing two members, the governing body shall appoint two alternate representatives to the Commission, one of whom shall be the Business Administrator and the other of whom shall be either a) a resident of the Borough who shall not hold an elective or appointed position or b) another member of the Borough Council. Each alternate representative shall serve for a term of two (2) years or until the appointment and qualification of their successors. Such alternates shall have the right to attend all meetings of the commission and take part in all discussions. The Business Administrator shall be designated as first alternate and the resident or council member shall be designated as second alternate and in such order may represent the Borough and vote in the even of the absence or disability of one or both of the regular representatives.

C. Any representative who holds another elected or appointed public office shall serve as such representative for the term of his elected or appointed office and only so long as he shall hold such elected or appointed public office, notwithstanding his term of appointment as such representative. Any representative who does not hold another elected or appointed public office shall serve as such representative for a term commencing on January 1 of the year of appointment. Appointments to vacancies caused by the death, resignation or other inability to serve of a representative shall be filled for the balance of the term only. No alternate representative shall automatically succeed to a regular representative position upon a vacancy occurring in a regular position.

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 Trzeciak 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 Trzeciak 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORD. 2008-36

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 193 ENTITLED "VEHICLES AND TRAFFIC" BY AMENDING SECTION 193-39 SCHEDULE X "LOADING ZONES" 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 193-39, Schedule X as follows:

SECTION 1. Schedule X. LOADING ZONES

Street	Side	Hours	Location
Augusta St.	North	9:00 a.m. to 7:00 p.m. daily	75' from the eastern curbline of Whitehead Ave., continuing 50'

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 Trzeciak 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 Trzeciak 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORDINANCES – FIRST READING BY TITLE ONLY

ORD. 2008-37

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 344 ENTITLED “WRECKERS” BY AMENDING SECTION 344-2 AND ADDING NEW SECTIONS 344-19, 20, 21, AND 22

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 November 24, 2008 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORD. 2008-38

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF
SOUTH RIVER, CHAPTER 155 ENTITLED "FEES" BY AMENDING
SECTION 155-31. "WRECKERS"

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 November 24, 2008 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORD. 2008-39

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER,
CHAPTER 350 THEREOF ENTITLED "ZONING" BY REPEALING SECTIONS 350-1
THROUGH 350-6 AND SUBSTITUTING NEW SECTIONS 350-1 THROUGH 350-7
THEREFOR

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 November 24, 2008 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORD. 2008-40

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER,
CHAPTER 50 THEREOF ENTITLED "LAND USE PROCEDURES" BY REPEALING THE
ORDINANCE IN ITS ENTIRETY AND SUBSTITUTING A NEW CHAPTER 50 ENTITLED
"LAND USE PROCEDURES" THEREFOR

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 November 24, 2008 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ORD. 2008-41

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SOUTH RIVER, CHAPTER 295 THEREOF ENTITLED "SUBDIVISION AND SITE PLAN REVIEW" BY REPEALING SECTIONS 295-7 THROUGH 295-23 AND SUBSTITUTING NEW SECTIONS 295-7 THROUGH 295-48 AND RENUMBERING SECTIONS 295-24, 295-25 AND 295-26 TO READ SECTIONS 295-49, 295-50 AND 295-51

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 November 24, 2008 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: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

PUBLIC COMMENTS (agenda items only)

Joe Manzo, Willett Ave.

- Asked about the ordinances being introduced regarding zoning. Mayor Eppinger stated that the ordinances would make them in compliance with the current Master Plan.

Fred Koch, Fred's Towing

- Asked about the 24 hour grace period for storage charges in the wreckers ordinance. Mr. Schwartz stated that was a recommendation made by the Police Dept.

LICENSES

RL-1304 – Corpus Christi Church – Off/premise raffle

Councilman Krenzel moved that the above-referenced licenses be approved. Councilman Razzano seconded the motion. So carried.

RESOLUTIONS

RES: 2008-487

NOVEMBER 10, 2008

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 2008 Roadway Improvements in accordance with specifications approved and filed in the Office of the Borough Clerk; and

WHEREAS, said bids were received on October 23, 2008 and opened and read aloud in public and an examination thereof shows that Star of the Sea Concrete Corp., was the apparent low bidder thereon with a bid of \$232,768.66 as noted in the report of the borough engineer dated October 24, 2008 and the opinion letter of the borough attorney dated October 30, 2008; and

WHEREAS, both the Borough Engineer and the Borough Attorney have noted that the bid of the apparent low bidder included deviations from the bid specifications that were only minor departures which the Borough may waive.

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 bid be and the same is hereby accepted and that a contract be and the same is hereby awarded to Star of the Sea Concrete Corp., as per the bid so submitted.

BE IT FURTHER RESOLVED that the appropriate officers of the Borough be and they are hereby authorized and directed to execute all instruments necessary to complete the above stated transaction but only upon submission of all documents required by the bid specifications and approval of same by the appropriate borough officials.

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-488

NOVEMBER 10, 2008

RESOLUTION

WHEREAS, the Governing Body has reached an Agreement with South River Crossing Guard Association with regard to a final negotiated settlement of a new contract for the period of January 1, 2009 to December 31, 2010 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 Crossing Guard Association for the period of January 1, 2009 to December 31, 2010 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: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-489

NOVEMBER 10, 2008

RESOLUTION

WHEREAS, the Governing Body has reached an Agreement with South River Sewer and Water Association with regard to an addendum modifying the contract for the period of January 1, 2007 to December 31, 2009 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 Sewer and Water Association for the period of January 1, 2007 to December 31, 2009 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: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-490

NOVEMBER 10, 2008

RESOLUTION

WHEREAS, pursuant to the applicable Statutes of the State of New Jersey, the Local School District is required to requisition funds for Operating Expense and Debt Service Expense from the Borough; and

WHEREAS, a requisition dated October 27, 2008 has been received from the Local School District for the following amount:

CURRENT OPERATING EXPENSE: \$988,413.00

RESTORED FUNDS:

DEBT SERVICE EXPENSE: _____

TOTAL \$988,413.00

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the Chief Financial Officer is hereby authorized and directed to draw the above stated amount from the proper accounts and pay to the Custodian of the School Monies the amount so drawn pursuant to the applicable Statutes of the State of New Jersey by December 9, 2008.

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak

NAYS: None

ABSENT: Buffalino

RES: 2008-491

NOVEMBER 10, 2008

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.

REGULAR MEETING
MAYOR AND BOROUGH COUNCIL
MEETING NO. 24
PAGE NO. 20

NOVEMBER 10, 2008

<u>ACCOUNT #</u>	<u>PAYABLE TO:</u>	<u>AMOUNT OF CHECK</u>
66-999-973-951 WTR CURRENT	JOAO CONCEICAO 10 TYSKA AVE SAYREVILLE, NJ 08872	\$98.21
65-999-901-693 CD	MADGI FARAG 86 ARIZONA AVE OLD BRIDGE, NJ 08857	\$146.12
65-999-894-015 CD	KEVIN & JAMIE GREIM 556 SPOTSWOOD-ENGLISHTOWN RD MONROE TOWNSHIP, NJ 08831	\$72.45
65-999-896-831 CD	LUIS MUJICA 56-58 MAIN ST APT 4 SOUTH RIVER, NJ 08882	\$66.26
65-999-932-834 CD	JOAO PEREIRA 46 WASHINGTON ST SOUTH RIVER, NJ 08882	\$.75
65-999-936-354 CD	MARCILEY PORTO 63 FERRY ST SOUTH RIVER, NJ 08882	\$144.06
65-999-909-987 CD	FORTINO SANCHEZ 35 WASHINGTON ST SOUTH RIVER, NJ 08882	\$139.68
65-999-981-817 CD	NORMAN SAWYER 103 GRIGGS PL EAST BRUNSWICK, NJ 08816	\$143.92
65-999-890-572 CD	CARINA SOARES C/O CHIAPPETTA 150 HILLSIDE AVE SOUTH RIVER, NJ 08882	\$161.32
65-999-984-567 CD	HELEN WOZNICKI 340 WHITEHEAD AVE APT 327 SOUTH RIVER, NJ 08882	\$150.73
65-999-901-055 CD	JOSE ZAVALA C/O BATATA CONST CO 11 JACKSON ST SOUTH RIVER, NJ 08882	\$168.90

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES: 2008-492

NOVEMBER 10, 2008

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>
MILANO, PAULA 10 Reid St South River, NJ 08882 #65-999-975-514	Elec Credit	Refund	2008	\$225.00
	MUNICIPAL LIFELINE			
WOZNICKI, HELEN 340 Whitehead Ave 327 South River, NJ 08882 #65-999-984-567	Elec Credit	Refund	2008	\$167.09
	MUNICIPAL LIFELINE			

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-493

NOVEMBER 10, 2008

RESOLUTION

I, Raymond T. Eppinger, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Bill Synek to serve as an ad hoc member of the Local Emergency Planning Committee for the Borough of South River.

DATED: NOVEMBER 10, 2008

/s / Raymond T. Eppinger
Mayor

Motion to confirm

/s Anthony Razzano
Councilmember

Second to motion

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-494

NOVEMBER 10, 2008

RESOLUTION

I, Raymond T. Eppinger, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Matt Magaw to serve as an ad hoc member of the Local Emergency Planning Committee for the Borough of South River.

DATED: NOVEMBER 10, 2008

/s/ Raymond T. Eppinger
Mayor

Motion to confirm

/s/ Anthony Razzano
Councilmember

Second to motion

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-495

NOVEMBER 10, 2008

RESOLUTION

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the resignation letter submitted by Wayne R. Hodges, Member of the South River Board of Health, dated October 26, 2008, is hereby accepted.

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-496

NOVEMBER 10, 2008

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Council of the Borough of South River that John Shackley be removed from the rolls as a member of Engine Company #1 of the South River Fire Department effective September 8, 2008.

DATED: NOVEMBER 10, 2008

/s / Raymond T. Eppinger
Mayor

Motion to confirm

/s Anthony Razzano
Councilmember

Second to motion

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-497

NOVEMBER 10, 2008

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the Borough Clerk is authorized to advertise for receipt of bids for the Contracting of Janitorial Services in and for the Borough of South River.

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-498

NOVEMBER 10, 2008

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the Borough Clerk is authorized to advertise for receipt of bids for the Contracting of Motor Vehicles Parts and Supplies for the Department of Public Works of the Borough of South River.

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

RES:2008-499

NOVEMBER 10, 2008

RESOLUTION

I, Raymond T. Eppinger, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Brindell Jennings to the position of Basketball Official at the salary of \$25.00/per game in the Recreation Department in the Borough of South River effective November 10, 2008.

DATED: NOVEMBER 10, 2008

/s/ Raymond T. Eppinger
Mayor

/s/ John Krenzel
Councilmember

/s/ John Trzeciak
Councilmember

RES:2008-500

NOVEMBER 10, 2008

RESOLUTION

I, Raymond T. Eppinger, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint William Dowd to the position of Hockey Official at the salary of \$25.00/per game in the Recreation Department in the Borough of South River effective November 10, 2008.

DATED: NOVEMBER 10, 2008

/s/ Raymond T. Eppinger
Mayor

/s/ John Krenzel
Councilmember

/s/ John Trzeciak
Councilmember

RES:2008-501

NOVEMBER 10, 2008

RESOLUTION

I, Raymond T. Eppinger, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Michelle Christ to the position of Recreation Help at the salary of \$8.00/per hour in the Recreation Department in the Borough of South River effective November 10, 2008.

DATED: NOVEMBER 10, 2008

/s/ Raymond T. Eppinger
Mayor

/s/ John Krenzel
Councilmember

/s/ John Trzeciak
Councilmember

RES:2008-502

NOVEMBER 10, 2008

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River that the Borough Clerk is authorized to advertise for receipt of bids for the Contracting of Computer Technology Services in and for the Borough of South River.

DATED: NOVEMBER 10, 2008

/s/ Anthony Razzano
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak

NAYS: None

ABSENT: Buffalino

RES:2008-504

NOVEMBER 10, 2008

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>
ROBERT KOTORA	405.00
CHRISTOPHER ROWE	1,200.00
MATTHEW MAGAW	600.00
WAYNE WAGNER	405.00
EDWARD ADAMSKY	405.00
CHARLES BENN	405.00
ROBERT BODAK	405.00
ZBIGNIEW BOMBA	405.00
DOMINICK BONGIOVI	405.00
LOUIS BONGIOVI, SR.	405.00
THOMAS BOVE	405.00
RAYMOND BROWN	600.00
LOUIS BONGIOVI, JR.	500.00
ROBERT CHANDO SR.	405.00
ANTHONY CIULLA	405.00
ROBERT DROZD	405.00
ERIC GARTNER	405.00
WILLIAM HERMSTEDT	405.00
JAMES JODON	405.00
JODY JODON	405.00
KEITH KNOBLOCK	405.00
JOSEPH KREUDL	405.00
RONALD KRUSIUS	405.00
STEPHEN KUZMACK	405.00
MICHAEL LIPMAN	405.00
ARTHUR LODENSKY	405.00

CHARLES MATTS III	600.00
WILLIAM MCILVAINE	405.00
PAUL MIGUT	405.00
RAYMOND MIGUT	405.00
NICHOLAS MOROZ	405.00
RUSSELL OLSEN	405.00
RONALD J. PETERSEN	405.00
SALVATORE PISCITERLLI	405.00
JOHN RUZICKI	405.00
JOHN SMITH	405.00
THOMAS SWENTICKY	405.00
CHARLES WILLEVER	405.00
PETER SWECANSKI	1,800.00
GERARD MURPHY	405.00
BRUCE JENSEN	405.00
JOHNATHAN MAGAW	405.00
WILLIAM SMITH	500.00
ERIC ACS	405.00
THOMAS STODDARD	405.00
DAVID HAYDUKIEWIC	405.00
JAMES BILLERMAN	405.00
ANDREAS MILLER	405.00
THOMAS JANUSZKIEWICZ	600.00
STANLEY JUDSON	405.00
JOSEPH HORN	405.00
MICHAEL FARRELL	1,000.00
JAN PETRIK	405.00
JOHN SCHACKLEY	405.00
ROBERT BODAK JR.	405.00
SEBASTIAN GOLABEK	374.00
RONALD G. PETERSEN	405.00
STEVEN DRUGOS	500.00
PATRICK FRANCIS	405.00
DENNIS SISCO	405.00
BRENDEN COLLICK	405.00
CRAIG MILLER	405.00
JOHN SOLTIS	405.00
MARK WOJCIECHOWSKI	405.00
RICHARD JABLONSKI	405.00
ABSOLUTE FIRE PROTECTION INC.	1,524.00
A. C. MOORE	221.74
ADVANCED GENERATOR EXCHANGE	1,369.59
APRUZZESE MCDERMOTT MASTRO	51.00
A.M./P.M. SERVICES	99.00

B & W CONSTRUCTION CO.	6,675.36
BASIC CHEMICAL SOLUTIONS LLC	1,219.16
KIM BELL	550.98
BETTS & HOLT	1,048.53
BENECARD SERVICES INC.	34,376.57
BERNARD & NEBENZAHL LLC	4,345.00
BIGNELL PLANNING CONSULTANTS	1,093.75
ROBERT BLANDA, ESQ.	350.00
BRIAN'S LAWN MOWER & SAW SVC.	314.44
BYRAM LABORATORIES	125.00
ERIN BRADLEY	405.00
WILLIAM BRADLEY	405.00
ELAINE & MARLENE BRUSTOWICZ	1,000.00
CFG HEALTH SYSTEMS LLC	247.00
CAMPBELL SUPPLY CO. LLC	2,816.87
CENTRAL AIR PLUS INC.	1,702.00
CHAMPION OVERHEAD DOORS	161.00
CLASS OF 2009	738.00
CME ASSOCIATES	140.00
COMCAST	651.11
CONNEY SAFETY PRODUCTS LLC	805.48
CURTIS SERVICE INC.	5,233.38
RICHARD DUDAS	744.17
REINA TIRE SERVICE INC.	142.89
ELITE DIS. SVCS. INC.	2,021.32
BRUNO FERREIRA	374.00
FIREONE	6,711.85
GASKO FARM & NURSERY	345.74
AILTON GALVAO	15.02
ROSA GOMES	169.66
PETER GUINDI	405.00
HALLS SAFETY EQUIP. CO. INC.	2,233.20
HARRY HAUSHALTER - ATTY AT LAW	662.00
HOAGLAND, LONGO, MORAN, DUNST	1,587.00
HOME DEPOT	1,186.13
HOME NEWS TRIBUNE	1,354.85
HIMELMAN WERTHEIM & GELLER LLC	2,230.78
DIANE LORENZO	1,172.50
THEODORE JENKINS	87.23
JASON KUZMACK	405.00
LEE'S AUTO PARTS	3,524.33
GEORGE LOGAN TOWING INC.	75.00
DR. MAREK R. LUPICKI	300.00
MCCARTHY TIRE & AUTO SERVICE	2,164.74

W. B. MASON CO.	1,313.42
MAGICAL ENTERPRISES	3,800.00
MAIN ELECTRIC SUPPLY CO. INC.	793.60
MILTON MEADE	405.00
MERCER COUNTY COMM. COLLEGE	135.00
MGL PRINTING SOLUTIONS	720.00
MIDDLESEX WELDING SALES	48.50
MIDDLESEX COUNTY TREASURER	13,042.75
MIDD. CTY. IMPROVEMENT AUTHORITY	15,981.60
L-3 COM M OBILE VISION INC.	122.50
MARK MARKOWSKI	1,123.92
CAROL MORGAN	100.52
NATURAL GREEN LAWN CARE	1,305.00
NATIONAL CRIME PREVENTION	199.20
NEXTEL COMMUNICATIONS	969.89
ANNIE NIKOVICS	87.65
DONALD NOACK	3.38
ON SITE FLEET SERVICE INC.	195.50
ONE CALL SYSTEMS INC.	58.66
PENTATEK SOLUTIONS INC.	2,354.26
PUBLIC SERVICE ELECTRIC & GAS	989.84
PUBLIC POWER ASSN. OF NJ	14,529.52
MARIA PEREIRA	90.98
KANTHIAH SIVANANTHAN	246.42
PRINCETON SUPPLY	851.60
V. E. RALPH & SON INC.	457.56
ROBERT RENN	405.00
RICOH AMERICA'S CORP.	332.96
RIVERSIDE SUPPLY CO.	264.90
ROBOTRONICS INC.	124.50
RON'S OFFICE MAINTENANCE	1,150.00
RUTGERS THE STATE UNIVERSITY	817.00
AALIYAH ROBINSON	80.90
S & S WORLDWIDE INC.	102.87
SCARINCI & HOLLENBECK LLC	76.20
BOROUGH OF SOUTH RIVER	50,000.00
STAMPS.COM	568.50
STATE OF NEW JERSEY	32,708.53
SWIFT ELECTRICAL SUPPLY CO.	542.80
MANUEL & MARIA SILVA	142.00
LILLIANA SILVA	186.08
GILBERTO SOUSA	136.00
GERARD STANKIEWICZ CPA	1,500.00
TRS CONTAINERS	8,840.00

TAYLOR OIL CO. INC.	7,050.40
TELX INC	125.00
TRAFFIC SAFETY SERVICE LLC	72.00
ESTATE OF ALVINA L. THOMPSON	50.30
USA MOBILITY WIRELESS INC.	481.84
VERIZON	1,452.00
MARIO VASQUEZ	121.91
SCOTT WOLF	405.00

DATED: NOVEMBER 10, 2008

/s/ John Krenzel
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

COUNCIL COMMENTS

Councilman Razzano

- Congratulations to Councilmen-elect Peter Guindi and Rui Almeida.
- Congratulations to Councilmembers Krenzel and Buffalino for a hard fought campaign.
- Thanked the voters.
- 11/11/08 – Veterans Day Parade. Thanked everyone who has served in the Armed Forces.
- 11/12/08 – Slow Down Campaign – Will be attending 11:30 a.m. press conference with Deputy Chief Bouthillette and Freeholders at Sheinfine and Leonardine Avenues to launch slow down campaign in town.

Councilman Hutchison

- Congratulations to Councilmen-elect Peter Guindi and Rui Almeida.
- Congratulations to Councilmembers Krenzel and Buffalino on their campaign.
- Alternative Energy Committee - Meeting held on 10/28/08 – bylaws finalized. Thanked Bill England for heading up the committee and other members for their efforts. Next meeting on 11/11/08 at 7:30 p.m.
- 11/13/08 – Environmental/Shade Tree Committee meeting – 7:00 p.m. at SR Library.

- 11/11/08 – Veterans Day Parade. Thanked everyone who has served in the Armed Forces for their efforts.

Councilman Trenga

- Thanked Borough employees and volunteers for their efforts.
- Congratulations to Councilmen-elect Peter Guindi and Rui Almeida. Looking forward to working with them.
- Hats off to Councilmembers Krenzel and Buffalino for their campaign.
- 11/11/08 – Veterans Day Parade. Thanked everyone who has served in the Armed Forces for their efforts.
- Will be attending the next Alternative Energy Committee meeting on .

Councilman Trzeciak

- Congratulations to the people who ran for office.
- 11/11/08 – Veterans Day – don't forget the men and women who have served their country.
- 11/12/08 – 11:30 a.m. press conference with Deputy Chief Bouthillette and Freeholders at Sheinfine and Leonardine Avenues to launch slow down campaign in town.

Councilman Krenzel

- Thanked all who voted for him.
- Tax and electric increases were necessary. \$200,000 in the hole starting next year, may have to seek a waiver next year.
- Wished Peter Guindi and Rui Almeida the best of luck.
- Veterans Day Parade tomorrow on Main St.

Mayor's Comments

- Congratulations to Councilmen-elect Peter Guindi and Rui Almeida. Looking forward to working with them.
- Will save comments regarding Councilmembers Krenzel and Buffalino on their good efforts for the last meeting of the year.
- Check out Middlesex County Prosecutor's website on fraud prevention. Identity theft is running rampant.
- Letters will be going out to people regarding appointments. Please respond by 12/1/08. Anyone interested in serving the borough, please let us know.
- Water tank evaluation - \$1.1 million to repair them. Needs to be done. Will have to be bonded.
- Borough Administrator will be meeting with Comcast regarding outstanding bill.
- 11/24/08 – next Borough Council meeting.
- Read Proclamation on Veterans Day

PUBLIC COMMENTS (good & welfare of Borough)

Joe Manzo, Willett Ave.

- Asked about the aerator on Dailey's Pond. Mayor Eppinger stated that a new aerator will have to be purchased and will be put in next year's budget.
- Asked if there was a CO for 55 Reid St. Mr. Salerno stated that a temporary CO is issued, which is valid. Issues are being resolved and then we will get the CO. Mr. Salerno explained the chain of events regarding regulatory bodies overseeing the building.
- Asked why it would cost \$250,000 to bring back the Building Dept. Mayor Eppinger stated that the cost covers salaries of employees, benefits, office supplies, cost of operating the department and related fees. Asked how much has the Borough paid to Old Bridge. Mr. Salerno stated that he has report in his office and will advise Mr. Manzo tomorrow.

Rui Almeida, 187 Main St.

- Thanked the Borough Council for the gracious comments.
- Commended the poll workers for doing a fantastic job on Election Day.
- Commented on Milltown running an Amnesty Program for building permits. Work toward getting reasonable changes for obtaining building permits. Mr. Razzano stated that this is something we need to look at. Mr. Salerno stated that because Old Bridge is the Construction Official, if Old Bridge offers the program, South River can.

Reconvene Closed Session

Motion was made by Councilman Razzano to reconvene closed session to discuss a personnel matter. Councilman Trzeciak seconded the motion. So carried.

Regular Meeting Resumed

Motion was made by Councilman Razzano to resume the Regular Meeting. Councilman Trzeciak seconded the motion. So carried.

RES.: 2008-503

NOVEMBER 10, 2008

RESOLUTION

WHEREAS, Michael Ayers is a volunteer of the South River Rescue Squad of the Borough's Department of Public Safety, and

WHEREAS, Michael Ayers has been disciplined and suspended by the Captain of the South River Rescue Squad, most recently for violation of the chain of command and conduct unbecoming an officer, and

WHEREAS, the Captain has recommended that Michael Ayers be expelled from the South River Rescue Squad of the Borough's Department of Public Safety, and

WHEREAS, the Borough has considered the recommendation of the Captain, and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of South River hereby accepts the recommendation of the Captain and expels Michael Ayers from the South River Rescue Squad of the Department of Public Safety.

This resolution is effective immediately.

DATED: NOVEMBER 10, 2008

/s/ John Krenzel
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Hutchison, Krenzel, Razzano, Trenga, Trzeciak
NAYS: None
ABSENT: Buffalino

ADJOURNMENT

Councilman Razzano moved that this meeting be adjourned. Councilwoman Krenzel seconded the motion. So carried.

Respectfully submitted on
November 21, 2008.

Patricia O'Connor, RMC
Borough Clerk

Approved at the regular meeting
held on November 24, 2008.