

**REGULAR MEETING MINUTES
FEBRUARY 9, 2026
MAYOR AND BOROUGH COUNCIL
MEETING NO. 3**

A 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 on February 9, 2026, and was called to order by Mayor Guindi at 7:00 PM with the following Council Members in Attendance:

Mayor and Council Roll Call	Present	Absent	Excused Tardy
<i>Mayor Peter S. Guindi</i>	X		
<i>Councilwoman Sandra DaSilva</i>	X		
<i>Councilman Joseph Donato</i>	X		
<i>Councilman Hank Dziemian</i>	X		
<i>Councilman Nick Giannakopoulos</i>	X		
<i>Councilman James Gurchensky</i>	X		
<i>Council President Matt DeSantis</i>	X		

Also attending this meeting were Chief Financial Officer Joseph Zanga, Interim Business Administrator Mark Tinitigan, DPW Director Adriano Soares, Fire Chief Scott Wolf, Borough Attorney John DeLuca, and Borough Engineer Justin Cornell

IN COMPLIANCE WITH CHAPTER 231 OF PUBLIC LAW OF 1975, NOTICE OF THIS MEETING TO BE HELD AT THE CRIMINAL JUSTICE BUILDING, 61 MAIN STREET, SOUTH RIVER HAS BEEN PUBLISHED IN THE HOME NEWS TRIBUNE ON JANUARY 7, 2026, POSTED ON THE MUNICIPAL BUILDING BULLETIN BOARD, THE BOROUGH WEBSITE, THE FRONT DOOR OF THE CRIMINAL JUSTICE BUILDING AT 61 MAIN STREET, SOUTH RIVER.

SALUTE TO THE FLAG AND MOMENT OF SILENCE

Mayor Guindi lead the salute to the Flag and a moment of silence.

AGENDA SESSION

- Discussion on Ordinances – CFO Joe Zanga and Borough Attorney John Deluca explain all ordinances on the agenda.

ORDINANCE– SECOND READING & PUBLIC HEARING

ORDINANCE 2026-01

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2026

WHEREAS, the Local Government CAP Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriation, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Mayor and Borough Council of the Borough of South River in the County of Middlesex finds it advisable and necessary to increase its CY 2026 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$530,528.04 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Mayor and Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Mayor and Borough Council shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%,

amounting to \$530,528.04 and that the CY 2026 municipal budget for the Borough of South River be approved and adopted in accordance with this ordinance.

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years.

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction.

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with the said Director within 5 days after such adoption.

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

Council President DeSantis motioned to waive the full reading; seconded by Councilman Giannakopoulos. All in Favor. The Clerk read Ordinance 2026-1 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2026-1 only.

Being no public came forth, Councilman Gurchensky motioned to close public hearing of said Ordinance; seconded by Councilman Dziemian. All in Favor.

Adopted 2-9-26

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>		X	X			
<i>Council President DeSantis</i>	X		X			

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

ORDINANCE 2026-02

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SOUTH RIVER, SO AS TO AMEND CHAPTER 155 ENTITLED “FEES”

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex, and

State of New Jersey, as follows:

SECTION 1. Chapter 155 of the Borough Code of the Borough of South River, entitled “Fees” is hereby amended

so as to amend Section 155.19.1 entitled “Section 22-62, Recreation program and park fees” as follows:.

§ 155.19.1 Section 22-62, Recreation program and park fees.

A. Baseball:

- (1) Baseball League: \$150
- (2) T-Ball: \$75.

B. Basketball:

(1) Basketball League: \$150

(2) Basketball Fundamentals: \$75.

C. Softball \$100.

D. Wrestling: \$100.

E. Street hockey and Street Hockey Fundamentals: \$75.

F. Aerobics, men's fitness, zumba and yoga: \$50.

G. Soccer & Soccer Fundamentals: \$75.

H. Tennis: \$125.00

I. Summer Recreation Early Dropoff Program

(1) One child: \$100.

(2) Two children: \$150.

(3) Three or more children: \$200.

J. Cheerleading Gymnastics:

(1) One Session: \$50.

(2) Mommy and Me Program: \$50.

(3) Teams:

a. Varsity Cheer: \$1,000.

b. ImpACT Cheer: \$500.

c. Under 6: \$250.

d. Pop Warner Cheer: \$ 125.

e. Pop Warner Flag Football Cheer: \$75.

f. Crossover Comp Cheer to PW Cheer: \$25

K. Volleyball-Adult and Youth: \$75.

L. Football:

(1) Flag Football: \$100

(2) Pop Warner Football: \$225.

(3) Pop Warner Flag Football: \$100

A sibling discount will be offered in the amount of \$25.00 for any family registering more than 1 child.

M. Agility Class- Adult and Youth: \$50.

N. Art: \$80.

O. Banquet Price:

(1) Adult: \$45.

(2) Child: \$25.

P. Running and Track: \$50.

Q. Chess: \$100

For Appendix A-Q the following additional fees may apply.

- (1) After registration closed: \$10.
- (2) For nonresidents: \$10.

R. Athletic field lighting fees:

1. When any sports team, league or organization seeks to reserve the use of a Borough athletic field at night(s), with the use of lighting, it shall be charged a lighting fee of \$25.00 per hour for the use of the electricity on lighted fields.
2. Fees shall be billed in one-half-hour increments per use, rounded up, based on the amount of the time reserved.
3. All fees will be collected up front, based on the amount of field time reserved, at the beginning of each season.
4. If there are any hours paid for and not used, due to rainouts or other cancellations, said fees shall be refunded in a reasonable time following the end of the sports season.
5. Borough Sponsored Recreation Leagues and Borough Schools shall be exempt from the lightening fee in Section J(1). Borough Recognized Youth Sport Organizations will be exempt from the fee in Section J(1) pursuant to the terms of the grant agreement.

S. Athletic field use fees:

1. When any sports team or league seeks to reserve the use of a Borough athletic field, it shall be charged a fee for the use as set forth below:

Grass Fields:

- \$25 per two-hour increment for resident teams or Non-Profit organizations;
- \$50 per two-hour increment for non-resident or For-Profit organizations.

Grekoski Park Baseball Field:

- \$150 per two-hour increment for resident teams or Non-Profit organizations;
 - \$200 per two-hour increment for non-resident or For-Profit organizations.
2. All fees will be collected up front, based on the amount of field time reserved, at the beginning of each season.
 3. If there are any dates paid for and not used, due to rainouts or other cancellations, said fees shall be refunded in a reasonable time following the end of the sports season.

T. All head coaches will receive a free registration for that particular sport. If the sport requires equipment/uniforms/choreography/music, the coach will be responsible for the difference.

U. Teams that violate agreement may have their field rental suspended or removed.

V. At the discretion of the Director of Parks and Rec, the Director shall have the ability to place Jr. Coaches on cheer teams to assist with the development of our younger participants. If a Jr. Coach is selected, he or she will receive a \$200

credit that will be applied to the participants account. If the participant is not registered for cheerleading, he or she may request in writing that the \$200 credit be applied to a family’s member account.

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

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

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

Councilman Giannakopoulos motioned to waive the full reading; seconded by Council President DeSantis. All in Favor. The Clerk read Ordinance 2026-2 by title only. Mayor Guindi opened the floor for public hearing of Ordinance 2026-2 only.

Being no public came forth, Councilman Gurchensky motioned to close public hearing of said Ordinance; seconded by Councilman Dziemian. All in Favor.

Council President DeSantis explains the reasoning behind amending the fees for Recreation.

Adopted 2-9-26

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

ORDINANCES – FIRST READING BY TITLE ONLY

The Borough Clerk read Ordinance 2026-3 by title only.

ORDINANCE 2026-03

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS ROADS, APPROPRIATING \$950,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$253,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF SOUTH RIVER, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF SOUTH RIVER, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of South River, in the County of Middlesex, New Jersey (the "Borough"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$950,000, said sum being inclusive of all appropriations heretofore made therefor, including grant funds expected to be received from the New Jersey Department of Transportation (NJDOT) in the amount of \$582,753, a budget appropriation in the amount of \$100,000, and a down payment in the amount of \$13,747 for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$253,500, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized to be undertaken consist of improvements to various roads within the Borough, including, but not limited to, Mercer Street, Lyons Street and Mitchell Avenue, together with all purposes necessary, incidental or apparent thereto, all as shown on and in accordance with plans, specifications or requisitions therefor on file with or through the Borough Chief Financial Officer, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$253,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$950,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$950,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$100,000 budget appropriation and \$13,747 down payment for said purposes, and said \$582,753 grant funds expected to be received from the NJDOT for said improvements to Mercer Street, Lyons Street and Mitchell Avenue.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is twenty (20) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$253,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$190,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is

included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final

Introduced 2-9-26

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>		X	X			
<i>Council President DeSantis</i>	X		X			

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

adoption, as provided by the Local Bond Law.

The Borough Clerk read Ordinance 2026-4 by title only.

ORDINANCE 2026-04

AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, REPEALING AND REPLACING CHAPTER 22, ARTICLE IV, SECTIONS 22-18 THROUGH 22-18.12 OF THE BOROUGH CODE TO ESTABLISH SEPARATE ENVIRONMENTAL COMMISSION/GREEN TEAM AND SHADE TREE ADVISORY BOARD

WHEREAS, the Borough of South River previously established a combined “Environmental Commission/Shade Tree Advisory Board/Green Team” pursuant to Chapter 22, Article IV, Section 22-18 of the Borough Code; and

WHEREAS, the Mayor and Council have determined that separating the Environmental Commission/Green Team and Shade Tree Advisory Board functions into two distinct bodies will promote greater efficiency, focus, and effectiveness in carrying out their respective statutory and advisory responsibilities; and

WHEREAS, the Environmental Commission/Green Team should focus on sustainability initiatives, environmental planning, and advisory duties relating to environmental protection; and

WHEREAS, the Shade Tree Advisory Board should focus specifically on matters relating to municipal shade trees, tree preservation, and tree removal regulation; and

WHEREAS, the Mayor and Council desire to preserve the existing membership structure, procedures, and administrative provisions for both bodies while assigning their functional powers appropriately; and

WHEREAS, the Borough Council possesses the statutory authority to establish advisory boards to assist in governance and administration (N.J.S.A. 40:81-13); and

WHEREAS, the Borough Council possesses the statutory authority to prescribe penalties for violations of municipal ordinances (*see State v. Laurel Mills Sewerage Corp.*, 46 N.J. Super. 331 (App. Div. 1957)); and

WHEREAS, it is in the best interests of the Borough and its residents to reorganize these advisory functions to promote more efficient and specialized oversight of environmental and shade tree matters;

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

SECTION 1. REPEAL

Chapter 22, Article IV, Sections **22-18 through 22-18.12** of the Code of the Borough of South River are hereby repealed in their entirety.

SECTION 2. ESTABLISHMENT OF NEW ENVIRONMENTAL COMMISSION/GREEN TEAM

Chapter 22 is amended to add a new § 22-18 Environmental Commission/Green Team, to read as follows:

§ 22-18. Environmental Commission/Green Team

There shall be a commission known as the "Environmental Commission/Green Team of the Borough of South River." In this Code, the Environmental Commission/Green Team of the Borough of South River will sometimes be referred to as the "Environmental Commission."

§ 22-18.1. Membership.

The membership of the Environmental Commission/Green Team of the Borough of South River shall be comprised as follows:

- a. Regular Members. There shall be seven (7) regular members. Regular members shall be subject to the following requirements:
 1. Each regular member shall be appointed by the Mayor.
 2. Each regular member shall be a resident of the Borough.
 3. At least one (1) regular member shall be a member of the Land Use Board.
 4. The term of a regular member shall not be longer than three (3) years, beginning on January 1 of a given calendar year and ending on December 31 of the third year following.
 - i. Upon the inaugural appointment of regular members to the Environmental Commission, the Mayor shall designate three (3) regular members to serve an initial term of three (3) years, two (2) regular members to serve an initial term of two (2) years, two (2) regular members to serve an initial term of one (1) year, such that no more than three (3) regular members' terms shall terminate by function of this ordinance in the same calendar year.
 - ii. All subsequent appointments of regular members to the Environmental Commission, after the inaugural appointment, shall be for a term of three (3) years.

5. The regular members, at the first meeting of each calendar year, shall elect by a majority vote a Chairperson, who shall serve as the presiding officer of the Environmental Commission until a new Chairperson is elected the following calendar year. The Chairperson must be a regular member.
 6. The regular members, at the first meeting of each calendar year, shall elect by a majority vote a Vice Chairperson, who shall serve as the presiding officer of the Environmental Commission in the Chairperson's absence or disqualification, until a new Vice Chairperson is elected the following calendar year. The Vice Chairperson must be a regular member.
- b. Alternate Members. There shall be two (2) alternate members. Alternate members shall be subject to the following requirements:
1. Each alternate member shall be appointed by the Mayor.
 2. Each alternate member shall be a resident of the Borough.
 3. At the time of appointment, each alternate member shall be designated as either "Alternate Member 1" or "Alternate Member 2."
 4. Alternate members may participate in discussions on all matters before the Environmental Commission but may only vote on such matters in the absence or disqualification of a regular member. In the case of only one regular member's absence or disqualification, Alternate Member 1 shall be entitled to vote, unless Alternate Member 1 is also absent or disqualified, in which case Alternate Member 2 shall be entitled to vote. In the case of more than one regular member's absence or disqualification, both Alternate Member 1 and Alternate Member 2 shall be entitled to vote.
- c. Junior Members. There shall be two (2) junior members. Junior members shall be subject to the following requirements:
1. Each junior member shall be appointed by the Mayor.
 2. Each junior member shall be a resident of the Borough.
 3. Each junior member shall be under the age of eighteen (18) at the time of appointment.
 4. Junior members shall not be entitled to vote.
 5. At the discretion of the Chairperson, Junior members may participate in discussions on matters before the Environmental Commission.
- d. Advisory Consultants. There shall be two (2) advisory consultants. Advisory consultants shall be subject to the following requirements:
1. Each advisory consultant shall be appointed by the Mayor.
 2. There shall not be any residency requirement for an advisory consultant.
 3. Advisory consultants shall not be entitled to vote.
 4. Advisory consultants may participate in discussions on all matters before the Environmental Commission.
 5. For purposes of this Section, advisory consultants shall be deemed "members" of the Environmental Commission.
- e. Vacancy. Upon a vacancy on the Environmental Commission, other than by expiration of a term, the Mayor shall make an appointment to fill the vacancy for the remainder of the unexpired term.
- f. Removal From Office. The governing body may remove any member of the Environmental Commission for cause, after written charges have been served upon the member and after a hearing on the charges, at which time the member shall be entitled to be heard in person or by counsel, which expense shall be borne by the member.

§ 22-18.2. Powers.

The Environmental Commission/Green Team shall have the following powers:

- a. To conduct research into the use and possible use of open land areas of the Borough.
- b. To coordinate the activities of all unofficial bodies which are organized for purposes similar to that of the Commission.
- c. To advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which in its judgment it deems necessary for its purpose.
- d. To keep and maintain an index of all open areas, publicly or privately owned, including open marshlands, swamps or other wetlands, in order to obtain information on the proper use of such areas.
- e. To recommend to the Land Use Board plans and programs for inclusion in a municipal Master Plan and the development and use of such open land areas.
- f. To study and make recommendations concerning open space preservation, water resources management, air pollution control, solid waste management, noise control, soil and landscape protection, environmental appearance and marine resources protection.
- g. Subject to the approval of the governing body, to acquire property, both real and personal, in the name of South River, by gift, purchase, grant, bequest, devise or lease, for any of its purposes, and to administer the same for such purposes, subject to the terms of the conveyance or gift. Such an acquisition may be to acquire the fee or any lesser interest, development right, easement, including conservation easement, covenant or other contractual right (including a conveyance on conditions or with limitations or reversions), as may be necessary to acquire, maintain, improve, protect, limit the future use of or otherwise conserve and properly utilize open spaces and other land and water areas in the Borough.
- h. The Environmental Commission/Green Team shall have advisory power concerning the regulation and control over the planting, care and control of shade and ornamental trees and shrubberies upon or in highways, parks or parkways (except county parks and parkways) in the Borough of South River.
- i. The Environmental Commission/Green Team shall not have the power of condemnation or eminent domain. It shall not have power to pledge the credit of the Borough or to create any debt against it or in any manner act as the agent of the Borough.

§ 22-18.3. Green Team Duties and Purpose.

The Environmental Commission/Green Team's duties, as they concern the Green Team, shall include but not be limited to:

- a. Managing South River's participation in the Sustainable Jersey program;
- b. Encouraging the Borough staff to pursue sustainable practices where possible and implement the Borough Council's environmental goals;
- c. At the recommendation of the Borough Council, work with the existing groups within the Borough whose actions affect environmental issues so as to eliminate duplication and assure that important tasks are covered;
- d. Provide suggestions for further research and action by the Borough Council;
- e. At the direction of the Borough Council, provide advice and suggestions to the Borough Board of Adjustment and the Borough Historic Preservation Commission to assure that environmental issues are considered in their deliberations and action;
- f. Manage and organize various ad hoc environmental groups within the Borough;
- g. Solicit and evaluate environmental ideas and suggestions from the community; and
- h. Promote the causes of sustainability within the Borough.

§ 22-18.4. Volunteers.

The Environmental Commission/Green Team shall select Borough volunteers to work on Green Team projects. The names of the volunteers shall periodically be submitted to the Borough Council.

§ 22-18.5. Records of meetings.

- a. The Commission shall keep records of meetings and activities and shall make an annual report to the governing body.
- b. The Commission shall establish rules and regulations to govern its meetings and activities, not inconsistent with this article.

§ 22-18.6. Expenses and Employees.

The governing body may appropriate such funds as it deems necessary for the expenses incurred by the Environmental Commission/Green Team and may appoint such clerks and other employees as it may from time to time require. Such appointments shall be within the limits of funds appropriated to the Environmental Commission by the governing body.

§ 22-18.7. Violations and Penalties.

Any person violating any provisions of this article shall, upon conviction thereof, be punished as provided in Chapter 1, Article I, General Penalty, as the court deems necessary and just.

SECTION 3. ESTABLISHMENT OF NEW SHADE TREE ADVISORY BOARD

Chapter 22 is amended to add a new § 22-19 Shade Tree Advisory Board, to read as follows:

§ 22-19. Shade Tree Advisory Board

There shall be an advisory board known as the "Shade Tree Advisory Board of the Borough of South River." In this Section, the Shade Tree Advisory Board of the Borough of South River will sometimes be referred to as the "Board."

§ 22-19.1. Membership.

The membership of the Shade Tree Advisory Board of the Borough of South River shall be comprised as follows:

- a. Regular Members. There shall be seven (7) regular members. Regular members shall be subject to the following requirements:
 1. Each regular member shall be appointed by the Mayor.
 2. Each regular member shall be a resident of the Borough.
 3. At least one (1) regular member shall be a member of the Land Use Board.
 4. The term of a regular member shall not be longer than three (3) years, beginning on January 1 of a given calendar year and ending on December 31 of the third year following.
 - i. Upon the inaugural appointment of regular members to the Shade Tree Advisory Board, the Mayor shall designate three (3) regular members to serve an initial term of three (3) years, two (2) regular members to serve an initial term of two (2) years, two (2) regular members to serve an initial term of one (1) year, such that no more than three (3) regular members' terms shall terminate by function of this ordinance in the same calendar year.
 - ii. All subsequent appointments of regular members to the Shade Tree Advisory Board, after the inaugural appointment, shall be for a term of three (3) years.
 5. The regular members, at the first meeting of each calendar year, shall elect by a majority vote a Chairperson, who shall serve as the presiding officer of the Shade Tree Advisory Board until a new Chairperson is elected the following calendar year. The Chairperson must be a regular member.
 6. The regular members, at the first meeting of each calendar year, shall elect by a majority vote a Vice Chairperson, who shall serve as the presiding officer of the Shade Tree Advisory Board in the Chairperson's

absence or disqualification, until a new Vice Chairperson is elected the following calendar year. The Vice Chairperson must be a regular member.

- b. Alternate Members. There shall be two (2) alternate members. Alternate members shall be subject to the following requirements:
 - 1. Each alternate member shall be appointed by the Mayor.
 - 2. Each alternate member shall be a resident of the Borough.
 - 3. At the time of appointment, each alternate member shall be designated as either "Alternate Member 1" or "Alternate Member 2."
 - 4. Alternate members may participate in discussions on all matters before the Shade Tree Advisory Board but may only vote on such matters in the absence or disqualification of a regular member. In the case of only one regular member's absence or disqualification, Alternate Member 1 shall be entitled to vote, unless Alternate Member 1 is also absent or disqualified, in which case Alternate Member 2 shall be entitled to vote. In the case of more than one regular member's absence or disqualification, both Alternate Member 1 and Alternate Member 2 shall be entitled to vote.
- c. Junior Members. There shall be two (2) junior members. Junior members shall be subject to the following requirements:
 - 1. Each junior member shall be appointed by the Mayor.
 - 2. Each junior member shall be a resident of the Borough.
 - 3. Each junior member shall be under the age of eighteen (18) at the time of appointment.
 - 4. Junior members shall not be entitled to vote.
 - 5. At the discretion of the Chairperson, Junior members may participate in discussions on matters before the Shade Tree Advisory Board.
- d. Advisory Consultants. There shall be two (2) advisory consultants. Advisory consultants shall be subject to the following requirements:
 - 1. Each advisory consultant shall be appointed by the Mayor.
 - 2. There shall not be any residency requirement for an advisory consultant.
 - 3. Advisory consultants shall not be entitled to vote.
 - 4. Advisory consultants may participate in discussions on all matters before the Shade Tree Advisory Board.
 - 5. For purposes of this Section, advisory consultants shall be deemed "members" of the Shade Tree Advisory Board.
- e. Vacancy. Upon a vacancy on the Shade Tree Advisory Board, other than by expiration of a term, the Mayor shall make an appointment to fill the vacancy for the remainder of the unexpired term.
- f. Removal From Office. The governing body may remove any member of the Shade Tree Advisory Board for cause, after written charges have been served upon the member and after a hearing on the charges, at which time the member shall be entitled to be heard in person or by counsel, which expense shall be borne by the member.

§ 22-19.2. Powers and Duties.

The Shade Tree Advisory Board shall have the following powers and duties regarding tree management:

- a. To review all applications for the removal of shade trees on public property;
- b. To make recommendations to the Borough Council regarding tree removal requests;

- c. To develop and maintain standards for tree planting, maintenance, and removal;
- d. To oversee the Borough's tree replacement program;
- e. To conduct periodic inspections of public shade trees;
- f. To advise property owners on proper tree care and maintenance;
- g. To coordinate with utility companies regarding tree trimming and removal.

§ 22-19.3. Tree removal/application.

There shall be a Shade Tree Removal Application.

- a. No shade tree on Borough property shall be removed without an application submitted to the Borough.
- b. The Borough shall provide for the necessary application form to be issued to any property owner of the Borough of South River who wishes to remove any shade tree within a Borough right-of-way.
- c. The Board shall make a recommendation on the type of shade tree planting which would be allowed within the rights-of-way of the Borough if the property owner requests a replacement.
- d. An application fee of \$25 shall be paid by the applicant at the time of application to defray costs in the processing of the application.

§ 22-19.4. Volunteers.

The Shade Tree Advisory Board shall select Borough volunteers to work on shade tree projects. The names of the volunteers shall periodically be submitted to the Borough Council.

§ 22-19.5. Records of meetings.

- a. The Shade Tree Advisory Board shall keep records of meetings and activities and shall make an annual report to the governing body.
- b. The Shade Tree Advisory Board shall establish rules and regulations to govern its meetings and activities, not inconsistent with this article.

§ 22-19.6. Expenses and Employees.

The governing body may appropriate such funds as it deems necessary for the expenses incurred by the Shade Tree Advisory Board and may appoint such clerks and other employees as it may from time to time require. Such appointments shall be within the limits of funds appropriated to the Shade Tree Advisory Board by the governing body.

§ 22-19.7. Violations and Penalties.

Any person violating any provisions of this article shall, upon conviction thereof, be punished as provided in Chapter 1, Article I, General Penalty, as the court deems necessary and just.

SECTION 4. SEVERABILITY

If any section, subsection, paragraph, sentence, clause, phrase, or word of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect. To this end, the provisions of this Ordinance are hereby declared to be severable. If any provision of this Ordinance is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall continue in full force and effect without being impaired or invalidated in any way. The court making such determination shall have the power to modify any provision to the minimum extent necessary to make it valid and enforceable. If the court does not exercise such power, the parties agree to replace the invalid or unenforceable provision with a valid and enforceable provision that achieves, to the extent possible, the economic, business, and regulatory purposes of the invalid or unenforceable provision.

SECTION 5. REPEALER

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency. Nothing herein is intended to repeal or abrogate any existing Ordinance or resolution that is not in conflict with this Ordinance.

SECTION 6. CONFLICT WITH OTHER LAWS

Whenever the requirements or provisions of this Ordinance are in conflict with the requirements or provisions of any other lawfully adopted Ordinance, law, rule, or regulation of the State of New Jersey, the more restrictive requirements shall apply.

SECTION 7. INTERPRETATION

The provisions of this Ordinance shall be construed as broadly as possible to effectuate the purposes set forth herein. In the event of a conflict between the terms of this Ordinance and any other Ordinance of the Borough of South River, the terms of this Ordinance shall govern.

SECTION 8. CODIFICATION

This Ordinance shall be a part of the Code of the Borough of South River as though codified and set forth fully herein. The Borough Clerk shall have this Ordinance codified and incorporated in the official copies of the Code.

SECTION 9. EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage and publication as required by law.

Introduced 2-9-26

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>			X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>		X	X			
<i>Council President DeSantis</i>	X		X			

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

DEPARTMENTAL/PROFESSIONAL REPORTS

Borough Engineer Justin Cornell

- **NJDOT FY 2023 Local Aid Program and NJDOT FY 2024 Local Aid Program**
 - The borough received a \$681,405.00 grant Leonardine Ave. from the OBT to Grand Ave., Prentice Ave., from Willet Ave. to Sheldon Ave., & Beryl St. from Cleveland Ave. to Wilcox.
 - The NJDOT has awarded the Borough a grant in the amount of \$606,980.00 for the Improvements to Darrow Street from Virginia Street to Bright Street, Dailey Street from Ferris Street to John Street and John Street from Colfax Street to George Street.
 - The contractor has completed our office's punch list. We have received minor punchlist items from the NJDOT that the contractor will address prior to project closeout.
- **NJDOT FY 2023 Local Transportation Projects Grant**
 - The Borough received a \$575,000 grant for the improvements to Albourne Street from Ferris Street to Seppi Avenue, Franklin Street from Wilson Avenue to Pulawski Avenue and Olchaskey Avenue from Kamm Avenue to Prentice Avenue.

- The NJDOT has approved the limit modification form and gave permission for this project to proceed to the bid phase. The project is currently being advertised and the bid opening is scheduled for February 18, 2026 at 10:00 am
- **NJDOT FY 2025 Local Aid Program**
 - The Borough received a \$506,913 grant for the following roads:
 - Prentice Avenue from Willett Avenue to Sheldon Avenue;
 - Tice Avenue from the Old Bridge Turnpike to David Street;
 - Cleveland Avenue from Virginia Street to Terminus.
 - The project design is complete and being submitted to the NJDOT. We received minor comments from them and will address and return for their approval.
- **2025 Electrical Substation Maintenance**
 - The project was approved for award in the amount of \$131,540.00 to RESA Service, LLC of Farmingdale, New Jersey. Sign contracts were submitted to the Borough.
 - A preconstruction meeting is scheduled for the end of January. Work is expected to begin in early spring.
- **NJDOT FY 2026 Local Aid Program**
 - The Borough received a \$582,753.00 grant for the following roads:
 - Mercer Street from Willett Avenue to Johnson Place.
 - Lyons Street from Sunset Street to Frandsen Avenue.
 - Mitchell Avenue from Old Bridge Turnpike to Garden Street.
 - Our office submitted a proposal to prepare the design work.

Chief Financial Officer Joseph Zanga

- Speaks on 2 resolutions on the agenda. Resolution 2026-78 and 2026-79

Mayor Guindi questions the health benefits rate increase and CFO Zanga states it is a 25.25% increase.

DPW Director Adriano Soares

- DPW will be closed on Monday, February 16th
- The borough calendars have come in
- DPW is still working on removing the snow

Fire Chief Scott Wolf

- There have been 50 calls so far for 2026
- Please clear the fire hydrants when it snows
- On 2/25, the Ladies Auxiliary will be having a fundraiser

Borough Clerk Alyssa Hager

- Starting March 1, all public notices will be required to be posted on the borough website instead of in the local newspaper. The borough website is currently being remodified to create a hyperlink for all notices to be placed. This is something that is required Statewide.

Borough Attorney John Deluca

- No report

Interim Business Administrator Mark Tinitigan

- Still hiring SLEO 1
- Crossing Guards will be working for 2 hours in the morning and 2 hours in the afternoon
- Dispatch upgrade will be starting on 2/18
- Speaks on snow removal

COUNCIL LIAISON REPORTS

Councilman Gurchensky

- Look on the borough website for all OOA events

- The East Brunswick Library and the Spotswood OOA will be having USAA sponsors there to assist seniors
- Speaks on EZ-Pass senior discount

Councilwoman DaSilva

- The Free Rabies Clinic will be on 3/28 at 9 Ivan Way. Dogs will be from 12-2 and cats from 2- 2:30. Licenses will be sold there
- TNR is collecting donations
- The Foodbank will be open two times a week starting in March.
- Please visit the Library website for all programs being offered.
- Speaks on the Cultural and Arts Flag Raising

Council President DeSantis

- Spring activities registration will be open soon
- Rec will also be starting Chess soon
- The Easter Egghunt will be on 3/21, with a raindate of 3/28.
- There will be a recreation meeting on 3/9
- Zumba will start registration for Mondays and Wednesdays

Councilman Giannakopoulos

- There will be an EDC meeting on 2/18. They are working on having a Farmers Market on Sundays.
- There is a Shade Tree meeting on 2/19

Councilman Donato

- Will be focusing on TV-35

Councilman Dziemian

- BOE preschool enrollment is starting. Free enrollment for 3-4 year olds. The registration is located online.
- Speaks on the Budget Committee

Mayor Guindi

- No report

PUBLIC COMMENT

Mayor Guindi opened the floor for Public Comment.

Barry Brill, 20 Monticello Way, speaks on the Colin Drive closure

Chuck, 33 Terry Ave, speaks on the Colin Drive closure

Jim Hutchison, 38 Virginia Ave, thanks everyone involved in the snow removal. Resolutions 2026-79/86/87. Speaks on having more time to speak during the council meetings.

Being that no one else came forward for public comment, Mayor Guindi requested motion to close. Councilman Gurchensky motioned to close; seconded by Council President DeSantis. All in Favor.

MAYORAL APPOINTMENTS

- None

CONSENT RESOLUTIONS 2026-76 TO 2026-91

WHEREAS RESOLUTION 2025-01 AUTHORIZES THE BOROUGH COUNCIL TO UTILIZE A CONSENT AGENDA TO ADOPT VARIOUS RESOLUTIONS OF A ROUTINE AND NONCONTROVERSIAL NATURE AT ONE TIME. NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED THAT THE BELOW LISTED RESOLUTIONS ARE HEREBY ADOPTED BY THE BOROUGH COUNCIL IN WHOLE AS IF THE SAME WERE INDIVIDUALLY ACTED UPON.

The Borough Clerk read the resolution titles on the consent agenda.

RESOLUTION 2026-76
RESOLUTION AUTHORIZING THE RELIABLE FIRE COMPANY OF THE SOUTH RIVER FIRE DEPARTMENT TO CONDUCT A
BOOT DRIVE ON APRIL 19, 2026, AND OCTOBER 3, 2026

WHEREAS, the Reliable Fire Company of the South River Fire Department has requested permission to conduct a boot drive at the intersection of Prospect Street and Old Bridge Turnpike on Sunday, April 19, 2026, and Saturday, October 3, 2026, from 8:00 a.m. to 3:00 p.m with rain dates of April 26, 2026, and October 4, 2026; and

WHEREAS, the Reliable Fire Company of the South River Fire Department 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 Reliable Fire Company of the South River Fire Department is hereby authorized to conduct a boot drive at the intersection of Prospect Street and Old Bridge Turnpike on Sunday, April 19, 2026 and Saturday, October 3, 2026 from 8:00 a.m. to 3:00 p.m with rain dates of April 26, 2026 and October 4, 2026; and

BE IT FURTHER RESOLVED that permission is granted to conduct a boot drive at the intersection of Prospect Street and Old Bridge Turnpike on the aforesaid date 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.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-77
RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AUTHORIZING THE
REQUISITION OF FUNDS FOR PAYMENT TO THE CUSTODIAN OF THE SCHOOL MONIES

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 January 23, 2026 has been received from the Local School District for the following amount:

CURRENT OPERATING EXPENSE:	\$1,612,331.00
RESTORED FUNDS:	0.00
DEBT SERVICE EXPENSE:	<u>0.00</u>

TOTAL

\$1,612,331.00

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 March 6, 2026.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-78
RESOLUTION ADOPTING A PURCHASING MANUAL TO ESTABLISH THE PURCHASING POLICY AND PROCEDURES
FOR THE BOROUGH OF SOUTH RIVER

WHEREAS, the Qualified Purchasing Agent has developed a Purchasing Manual to establish the purchasing policy and procedures for the Borough of South River; and

WHEREAS the adoption of such a Purchasing Manual will help to assure the Borough's purchasing policy and procedures are in compliance with the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 *et seq.*); and

WHEREAS the Qualified Purchasing Agent recommends that the Council adopt the Purchasing Manual to implement the purchasing policy and procedures to ensure compliance and improve efficiency for the Borough; and

WHEREAS the Qualified Purchasing Agent recommends that the Purchasing Manual be distributed to all Department Directors and Division Managers with a directive that the policy and procedures contained therein are to be followed for all purchases of and/or for the Borough of South River

WHEREAS the Chief Financial Officer and Borough Administration agree with the recommendations made by the Qualified Purchasing Agent;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of South River, County of Middlesex, State of New Jersey, that the Purchasing Manual attached hereto, which contains the purchasing policy and procedures for the Borough of South River, is hereby adopted and effective February 9, 2026.

BE FURTHER RESOLVED that a copy of this Resolution and the Purchasing Manual shall be forwarded to each Department Director, Division Manager, the Clerk, and the Qualified Purchasing Agent.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-79

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

**RESOLUTION AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE
COUNTY OF MIDDLESEX FOR IMPROVEMENTS TO VETERANS DRIVE ATHLETIC FIELD**

WHEREAS, the Middlesex County Board of County Commissioners has committed to partnering with the Borough of South River for Improvements to Veterans Drive Athletic Field through a Middlesex County Open Space, Recreation and Farmland Preservation Trust Fund Grant in the amount of \$1,020,738.85; and

WHEREAS, the receipt of the grant requires a resolution accepting the grant and authorizing the execution of a grant agreement with County of Middlesex providing for the use of the funds in accordance with the terms and conditions of the grant agreement; and

THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of South River, County of Middlesex, and State of New Jersey as follows:

1. The Borough hereby authorizes the execution of a grant agreement with the County of Middlesex for the Veterans Drive Athletic Field Project under the terms and conditions outlined in grant agreement appended hereto.
2. The Mayor and Borough Clerk are hereby authorized to execute the grant agreement, on behalf of the Borough of South River, and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approval of the execution of the grant agreement.
3. This Resolution shall take effect immediately upon final passage according to law.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

**RESOLUTON 2026-80
RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR HEALTH BENEFITS RISK MANAGER**

WHEREAS, the Borough of South River has determined it necessary to solicit proposal of qualifications for professional services as Health Benefits Risk Management under a "Fair and Open Process" pursuant to the provisions of N.J.S.A. 19:44-20.4 et seq.; and

WHEREAS, the Borough of South River has determined and certified that the value of the services to be rendered will exceed \$17,500.00; and

WHEREAS, the anticipated term of said contract is for a period of one year and shall run from January 1, 2026 through December 31, 2026; and

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

WHEREAS, the Borough of South River has provided the necessary Public Notice for the solicitation of qualifications for professional services under the Fair and Open Process for a minimum period of ten (10) days; and

WHEREAS, the sealed qualifications, due on December 1, 2025, were submitted to the Borough Administrator of the Borough of South River, 48 Washington Street, South River, New Jersey; and

WHEREAS, Lincoln Risk Management Corporation submitted a proposal for Professional Services as Health Benefits Risk Management; and

WHEREAS, this resolution is intended to rescind and replace Resolution 2026-45.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of South River that the Mayor and appropriate Borough Officials are hereby authorized to enter into a contract with Lincoln Risk Management Corporation for the services of Health Benefits Risk Management in the Borough of South River for the calendar year 2026 pursuant to the "Fair and Open Process" which has been implemented under the "New Jersey Local Unit Pay-to-Play" Law under P.L. 2004, Chapter 19 (as amended by P.L. 2005, c.51) N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED the Chief Financial Officer of the Borough has certified the availability of funds in the amount of \$70,000.00 for Health Benefits Risk Manager in accounts 6-01-23-220-211, 6-02-55-502-204 and 6-03-55-502-204 which is based on a reasonable estimate of the goods and services required over the contract terms, and the local unit is not obligated to spend that amount.

BE IT FURTHER RESOLVED Resolution 2026-45 is hereby rescinded and replaced by this Resolution.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-81

RESOLUTION OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY MUNICIPAL BUDGET

WHEREAS, the introduced 2026 Municipal Budget has not been finally adopted; and

WHEREAS, additional emergency temporary budget appropriations are required for the normal operation of the government and NJSA 40A:4-20 allows for the creation of emergency temporary appropriations.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED (not less than two-thirds of all members thereof affirmatively consenting) that in accordance with the provisions of NJSA 40A:4-20 emergency appropriations be made for:

CURRENT FUND

WITHIN "CAPS"

<u>DEPARTMENT</u>	<u>FROM</u>	<u>TO</u>
<u>GENERAL GOVERNMENT FUNCTIONS:</u>		
GENERAL ADMINISTRATION		
Salaries and Wages	\$ 40,000.00	\$ 85,000.00
Other Expenses	\$ 10,000.00	\$ 15,000.00
Cable Television	\$ 8,000.00	\$ 10,000.00
COMMUNICATIONS & TECHNOLOGY		
Salaries and Wages	\$ 3,000.00	\$ 5,000.00
Other Expenses	\$ 10,000.00	\$ 16,000.00
HUMAN RESOURCES		
Other Expense	\$ 20,000.00	\$40,000.00
MAYOR AND COUNCIL		
Salaries and Wages	\$ 9,000.00	\$18,000.00
Other Expenses	\$ 4,000.00	\$11,000.00
BOROUGH CLERK		
Salaries and Wages	\$ 35,000.00	\$60,000.00
Other Expenses	\$ 5,000.00	\$11,000.00
Codification of Ordinances	\$ 5,000.00	\$ 8,000.00
ELECTIONS		
Other Expenses	\$ 2,000.00	\$ 4,000.00
FINANCIAL ADMINISTRATION		
Salaries and Wages	\$ 45,000.00	\$80,000.00
Other Expenses	\$ 25,000.00	\$50,000.00
COLLECTION OF TAXES		
Salaries and Wages	\$ 20,000.00	\$40,000.00
Other Expenses	\$ 8,000.00	\$10,000.00
ASSESSMENT OF TAXES		
Salaries and Wages	\$ 12,000.00	\$18,000.00
Other Expenses	\$ 7,000.00	\$15,000.00
LEGAL SERVICES		
Other Expenses	\$ 40,000.00	\$80,000.00
ENGINEERING SERVICES AND COSTS		
Other Expenses	\$ 25,000.00	\$35,000.00

LAND USE ADMINISTRATION:

LAND USE BOARD		
Salaries and Wages	\$ 10,000.00	\$ 20,000.00
Other Expenses	\$ 10,000.00	\$ 20,000.00
INSURANCE		
Liability Insurance	\$450,000.00	\$553,000.00
Workers Compensation	\$150,000.00	\$140,000.00
Group Health	\$550,000.00	\$1,200,000.00
<u>PUBLIC SAFETY FUNCTIONS:</u>		
POLICE		
Salaries and Wages	\$ 1,000,000.00	\$2,100,000.00
Other Expenses	\$ 70,000.00	\$ 120,000.00
SPECIAL POLICE		
Salaries and Wages	\$ 75,000.00	\$ 130,000.00
Other Expenses	\$ 5,000.00	\$ 10,000.00
SCHOOL GUARDS		
Salaries and Wages	\$ 90,000.00	\$140,000.00
Other Expenses	\$ 1,000.00	\$ 2,000.00
POLICE DISPATCH/911		
Salaries and Wages	\$ 80,000.00	\$200,000.00
Other Expenses	\$ 250.00	\$ 6,000.00
EMERGENCY MANAGEMENT		
Other Expenses	\$ 2,500.00	\$ 5,000.00
VOLUNTEER FIRE DEPARTMENT		
Other Expenses	\$ 25,000.00	\$ 50,000.00
MUNICIPAL COURT		
Salaries and Wages	\$ 55,000.00	\$100,000.00
Other Expenses	\$ 4,000.00	\$ 11,000.00
MUNICIPAL PROSECUTOR		
Other Expenses	\$ 6,000.00	\$ 10,000.00
CODE ENFORCEMENT		
Salaries and Wages	\$ 25,000.00	\$ 40,000.00
<u>PUBLIC WORKS FUNCTIONS:</u>		
ROAD REPAIRS & MAINTENANCE		
Salaries and Wages	\$210,000.00	\$400,000.00
Other Expenses	\$ 50,000.00	\$ 120,000.00
GARBAGE AND TRASH REMOVAL		
Salaries and Wages	\$230,000.00	\$500,000.00
Other Expenses	\$ 10,000.00	\$ 15,000.00

PUBLIC BUILDING & GROUNDS

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

Other Expenses	\$ 75,000.00	\$150,000.00
VEHICLE MAINTENANCE		
Salaries and Wages	\$ 35,000.00	\$ 65,000.00
Other Expenses	\$ 80,000.00	\$200,000.00
<u>HEALTH AND HUMAN SERVICES FUNCTIONS:</u>		
BOARD OF HEALTH		
Salaries and Wages	\$ 4,500.00	\$ 7,500.00
Other Expenses	\$ 1,500.00	\$ 3,500.00
County Health Program	\$ 20,000.00	\$ 45,000.00
OFFICE ON AGING		
Salaries and Wages	\$ 40,000.00	\$ 70,000.00
Other Expenses	\$ 4,000.00	\$ 9,500.00
ANIMAL CONTROL		
Salaries and Wages	\$ 5,000.00	\$ 10,000.00
Other Expenses	\$ 5,000.00	\$ 10,000.00
<u>PARKS AND RECREATION FUNCTIONS:</u>		
RECREATION		
Salaries and Wages	\$ 25,000.00	\$ 50,000.00
Other Expenses	\$ 10,000.00	\$ 30,000.00
MAINTENANCE OF PARKS		
Salaries and Wages	\$120,000.00	\$225,000.00
Other Expenses	\$10,000.00	\$ 25,000.00
CELEBRATION OF PUBLIC EVENTS, ANNIVERSARY OR HOLIDAY		
Fireworks	\$ 0.00	\$ 14,000.00
Memorial Day Parade	\$ 0.00	\$ 750.00
Senior Events	\$ 5,000.00	\$ 11,000.00
CULTURAL ARTS		
Other Expenses	\$ 2,000.00	\$ 4,000.00
UTILITY EXPENSES AND BULK PURCHASES		
Telephone	\$ 20,000.00	\$ 45,000.00
Heating Oil	\$ 30,000.00	\$ 45,000.00
Gasoline	\$ 35,000.00	\$ 60,000.00
Postage	\$ 10,000.00	\$ 20,000.00
Office Supplies	\$ 10,000.00	\$ 20,000.00
Computer Maintenance	\$ 35,000.00	\$ 60,000.00
SEWER DEPARTMENT		
Salaries and Wages	\$ 25,000.00	\$ 45,000.00
Other Expenses	\$ 15,000.00	\$ 30,000.00
LANDFILL/SOLID WASTE DISPOSAL		
Sanitary Landfill Contract	\$200,000.00	\$350,000.00

Appropriation offset by Dedicated Revenues:

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

Uniform Construction Code		
Salaries and Wages	\$ 50,000.00	\$ 90,000.00
Other Expenses	\$ 5,000.00	\$ 20,000.00
Accumulated Absences	\$ 0.00	\$ 20,000.00
<u>Statutory Expenditures:</u>		
Public Employees Retirement System	\$ 0.00	\$ 373,000.00
Social Security	\$ 85,000.00	\$ 170,000.00
Police and Firemen Retirement System	\$ 0.00	\$1,374,165.00
Defined Contribution Pension Plan	\$ <u>1,250.00</u>	\$ <u>5,000.00</u>
 Total Operations within "CAPS"	 \$4,434,000.00	 \$10,189,415.00
 EXCLUDED FROM "CAPS"		
County Sewerage Authority Contract	\$500,000.00	\$900,000.00
 Maintenance of Free Public Library	 \$200,000.00	 \$500,000.00
<u>Interlocal Municipal Service Agreements:</u>		
M.C.I.A. – Recycling	\$ 120,000.00	\$300,000.00
Radio Safety Communications System	\$ 14,000.00	\$ 25,000.00
Emergency Medical Services	\$ 8,000.00	\$ 15,000.00
<u>Public and Private Programs offset by Revenues:</u>		
County of Middlesex:		
Physical Grant	\$ 2,000.00	\$ 6,000.00
Assistive Technology Grant	\$ 5,000.00	\$ 20,000.00
Information and Assistance: Grant	\$ 3,000.00	\$ 10,000.00
Information and Assistance: Match	\$ 0.00	\$ 1,680.00
Socialization and Recreation	\$ 3,000.00	\$ 15,000.00
Mental Health Grant	\$ 10,000.00	\$ 45,346.00
Mental Health Match	\$ 0.00	\$ 55,152.00
Total – Outside "CAPS":	\$865,000.00	\$1,893,178.00
 Total Current Fund Appropriations	 <u>\$5,299,000.00</u>	 <u>\$12,082,593.00</u>
 <u>ELECTRIC UTILITY</u>		
<u>Operating:</u>		
Salaries and Wages	\$ 550,000.00	\$ 1,000,000.00
Purchase of Power	\$ 1,800,000.00	\$4,000,000.00
Operating	\$ 200,000.00	\$ 400,000.00
Insurance	\$ 550,000.00	\$ 1,000,000.00
Professional Services	\$ 520,000.00	\$ 1,000,000.00
 <u>Capital Improvements</u>		
Capital Outlay	\$ 0.00	\$ 50,000.00
 <u>Statutory Expenditures:</u>		
Social Security	\$ 50,000.00	\$ 90,000.00
 Total Electric Utility Appropriations:	 <u>\$ 3,913,000.00</u>	 <u>\$7,783,000.00</u>
 <u>WATER UTILITY</u>		
<u>Operating:</u>		
Salaries and Wages	\$ 250,000.00	\$ 500,000.00
Purchase of Water	\$ 250,000.00	\$ 600,000.00

Operating	\$ 115,000.00	\$ 300,000.00
Insurance	\$ 300,000.00	\$ 600,000.00
Professional Services	\$ 150,000.00	\$ 300,000.00
Accumulated Absences	\$ 0.00	\$ 5,000.00

Statutory Expenditures:

Public Employees Retirement System	\$ 0.00	\$ 150,000.00
Social Security	\$ 20,000.00	\$ 40,000.00

Total Water Utility Appropriations:	<u>\$1,088,000.00</u>	<u>\$2,498,000.00</u>
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PARKING UTILITY

Operating:

Salaries and Wages	\$ 8,500.00	\$ 30,000.00
Operating	\$ 1,000.00	\$ 5,000.00
Professional Services	\$ 1,000.00	\$ 4,000.00

Statutory Expenditures:

Social Security	\$ 1,000.00	\$ 3,000.00
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Total Parking Utility Appropriations:	<u>\$ 14,000.00</u>	<u>\$ 44,500.00</u>
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COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-82
RESOLUTION AMENDING THE APPOINTMENT OF THE PUBLIC AGENCY COMPLIANCE OFFICER

I, Peter S. Guindi, Mayor of the Borough of South River, with the advice and consent of the Council of South River, do hereby amend and appoint the following as Public Agency Compliance Officer for the term of February 9, 2026 to December 31, 2026:

Joseph Zanga

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

Mark Tinitigan, Alternate

BE IT FURTHER RESOLVED, Resolution 2026-63 is hereby rescinded and replaced by this Resolution.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-83
RESOLUTION AUTHORIZING CERTAIN UTILITY REFUNDS

WHEREAS, the official utility records of the Borough of South River, New Jersey show certain refunds which include electric, water and consumer deposits (CD); and

WHEREAS, the Collector of Utility Revenue recommends that the following refunds should be made to the consumer noted herein below listed; and

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of South River that the Collector of Utility Revenue is hereby authorized to make the following refunds and adjustments indicated below and any attached list.

<u>ACCOUNT #</u>	<u>PAYABLE TO:</u>	<u>AMOUNT OF CHECK</u>
65-999-008-972 CD	ANA GABRIELA CARDENAS 5 REID ST SAYREVILLE, NJ 08872	\$145.56
65-999-009-802 CD	CARLA CUCINOTTA 14 LISA DR E1A SOUTH RIVER, NJ 08882	\$137.29
65-999-006-966 CD	CRISTINO DESOUZA & LUZIANE AMARAL 3 MILLER ST SOUTH RIVER, NJ 08882	\$30.07
65-999-005-857 CD	JENELLE SMOOT & CYNTHIA DRURY 4 SUMMIT RD G4 A SOUTH RIVER, NJ 08882	\$142.91
65-999-002-493 ELEC PREVIOUS	HANY ESKANDER & LILIAN ANDRAWES 16 PHILLIP COURT	\$89.18

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

MONROE TWP, NJ 08831

65-999-005-050 CD	ELEGANT LIMOUSINE SERVICE 68 OLD BRIDGE TPKE SOUTH RIVER, NJ 08882	\$438.27
65-999-006-292 CD	SALVADOR GOMEZ MATILDE HERNANDEZ 164 MAIN ST APT 2 SOUTH RIVER, NJ 08882	\$142.86
65-999-010-199 CD	RUBIN GOMEZ 55 JEFFRIE AVE APT 1 SOUTH RIVER, NJ 08882	\$121.39
65-999-009-118 CD	JUAN GONZALES ELAYNI MARTINEZ 508 CRANBERRY CIRCLE EAST BRUNSWICK, NJ 08816	\$82.85
65-999-008-604 CD	ZOILA SANTANDER GUILLEN MARIA SANTANDER 149 WHITEHEAD AVE SOUTH RIVER, NJ 08882	\$164.43
65-999-952-161 CD	INTERNATIONAL DELI & FOOD C/O 3 COOK PL MIDDLETOWN, NJ 07748	\$340.20
65-999-009-098 CD	RAMIRO JIMENEZ 19 MAIN ST APT 1 SOUTH RIVER, NJ 08882	\$101.23
65-999-006-790 CD 65-999-006-790 ELEC CURRENT	JACQUELYN JONES 340 WHITEHEAD AVE APT 215 SOUTH RIVER, NJ 08882	\$154.99 \$30.00
65-999-008-584 CD	YAHYA NAFEEES 1049 SCHMIDT LANE NORTH BRUNSWICK, NJ 08902	\$119.07
65-999-981-311 ELEC PREVIOUS 66-999-987-844 WATER PREVIOUS	JENNIFER OBREGON 44 PHILLIP ST SOUTH RIVER, NJ 08882	\$93.90 \$56.43
65-999-907-622 ELEC PREVIOUS	JOSE RESENDE 418 PINEHURS ROAD CREAM RIDGE, NJ 08514	\$135.98
65-999-008-497 ELEC PREVIOUS	RIA MAR LLC 25 WHITEHEAD AVE SOUTH RIVER, NJ 08882	\$194.25
65-999-008-170 CD	NOELIA RIVERA 15838 SE 101 FIRST ST CIRCLE	\$156.13

SUMMERFIELD, FL 34491

65-999-002-813 CD	JOHN SNYDER 2097 RT 35 SOUTH APT 206 SOUTH AMBOY, NJ 08879	\$34.33
65-999-009-569 CD	LAURENT TADEVOSYN 23 LINCOLN ST APT 3 SOUTH RIVER, NJ 08882	\$112.40
65-999-853-854 CD	VALERIE WINSTON 102 GEORGE ST SOUTH RIVER, NJ 08882	\$256.17

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-84
RESOLUTION ACCEPTING THE BOROUGH OF SOUTH RIVER COUNCIL MEETING MINUTES

BE IT RESOLVED by the Mayor and Council of the Borough of South River that January 19th, 2026, Regular Meeting Minutes are approved.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

**RESOLUTION 2026-85
RESOLUTION APPROVING THE BILLS AND CLAIMS LIST**

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, in the total amount of \$3,077,330.26 and previously paid claims in the amount of \$2,254,673.65 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.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-86

DETERMINING THAT BLOCK 143, LOTS 3.03 AND 3.04 ON THE TAX MAP OF THE BOROUGH OF SOUTH RIVER (ALBOURNE WOODS) IS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "LRHL"), the Mayor and Council of the Borough of South River previously authorized the Planning Board, by resolution, to undertake a preliminary investigation to determine whether the property identified as Block 143, Lots 3.03 and 3.04 on the Tax Map of the Borough of South River (the "Albourne Woods Study Area") qualifie as an area in need of redevelopment; and

WHEREAS, the Planning Board conducted a preliminary investigation, including preparation of a map and report titled "Redevelopment Study Albourne Woods Study Area" dated November 18, 2025, by Todd Bletcher, AICP, P.P., of Bignell Planning Consultants, Inc., and held a public hearing on November 25, 2025, in accordance with N.J.S.A. 40A:12A-6, at which all interested parties were heard; and

WHEREAS, based on the investigation, report, public hearing, and testimony, the Planning Board found that the Albourne Woods Study Area meets criterion "c" of N.J.S.A. 40A:12A-5, as it consists of unimproved vacant land that has remained vacant for more than ten years and, due to its location, remoteness, topography, and other factors, is not likely to be developed through private capital; and

WHEREAS, on January 13, 2026, the Planning Board adopted Resolution PB-2025-23, recommending to the governing body that the Albourne Woods Study Area be designated as a non-condemnation area in need of redevelopment pursuant to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, the governing body has reviewed the Planning Board's recommendation, the underlying report, and the findings of fact, and concurs that the Albourne Woods Study Area qualifies as an area in need of redevelopment under the LRHL; and

WHEREAS, this determination is consistent with the Borough's Master Plan and the State's smart growth planning principles;

WHEREAS, the governing body determines that this shall be a Non-Condemnation Redevelopment Area, meaning the Borough shall not exercise the power of eminent domain to acquire any property within the delineated area; and

WHEREAS, the governing body now desires to authorize and direct the Borough of South River Redevelopment Entity to prepare a redevelopment plan for the Albourne Woods Study Area and to refer same to the South River Land Use Board for a Master Plan consistency review, in accordance with N.J.S.A. 40A:12A-7.

WHEREAS, this resolution is intended to rescind and replace Resolution 2026-73.

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

1. The foregoing recitals are incorporated herein as if set forth in full.
2. The recommendations and conclusions of the Planning Board are hereby accepted, and adopted by reference herein, by the governing body.
3. The properties identified as Block 143, Lots 3.03 and 3.04 on the Tax Map of the Borough of South River (the "Albourne Woods Redevelopment Area") are hereby determined to be an area in need of redevelopment pursuant to N.J.S.A. 40A:12A-5 and N.J.S.A. 40A:12A-6.
4. This determination shall authorize the Borough to exercise all powers provided under the LRHL for a redevelopment area except the power of eminent domain, as this is designated a Non-Condemnation Redevelopment Area.
5. The governing body hereby authorizes and directs the Borough of South River Redevelopment Entity to prepare a redevelopment plan for the Albourne Woods Redevelopment Area and to refer same to the South River Land Use Board for a Master Plan consistency review, in accordance with N.J.S.A. 40A:12A-7.
6. Upon the South River Land Use Board's completion of a Master Plan consistency review, the Land Use Board shall prepare a report identifying any provisions in the proposed redevelopment plan which are inconsistent with the master plan and including recommendations concerning these inconsistencies and any other matters as the Board deems appropriate, and transmit said report with the redevelopment plan to the governing body for consideration, in accordance with N.J.S.A. 40A:12A-7e.
7. The Borough Clerk is hereby directed to transmit a copy of this Resolution forthwith to the Commissioner of Community Affairs for review pursuant to N.J.S.A. 40A:12A-6b(5)(c).
8. Copies of this Resolution shall be forwarded to the Borough Planning Board, Tax Assessor, Borough Engineer, and any other appropriate officials.
9. The Borough Clerk shall serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Albourne Woods Redevelopment Area, as reflected on the tax assessor's records, and (ii) each person who filed a written objection to the determination and stated, in or upon the written submission, an address to which notice of the determination may be sent, such service to be in the manner provided by N.J.S.A. 40A:12A-6b(5)(d).
10. This Resolution shall take effect immediately upon adoption, subject to the review and approval (or deemed approval) by the Commissioner of Community Affairs.

11. Resolution 2026-73 is hereby rescinded and replaced by this Resolution.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>				X		
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-87

DETERMINING THAT BLOCK 356, LOT 1.06 ON THE TAX MAP OF THE BOROUGH OF SOUTH RIVER (WOJIE WAY) IS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "LRHL"), the Mayor and Council of the Borough of South River previously authorized the Planning Board, by resolution, to undertake a preliminary investigation to determine whether the property identified as Block 356, Lot 1.06 on the Tax Map of the Borough of South River (the "Wojie Way Study Area") qualifies as an area in need of redevelopment; and

WHEREAS, the Planning Board conducted a preliminary investigation, including preparation of a map and report titled "Redevelopment Study Wojie Way Study Area" dated November 10, 2025, by Todd Bletcher, AICP, P.P., of Bignell Planning Consultants, Inc., and held a public hearing on November 25, 2025, in accordance with N.J.S.A. 40A:12A-6, at which all interested parties were heard; and

WHEREAS, based on the investigation, report, public hearing, and testimony, the Planning Board found that the Wojie Way Study Area meets criterion "c" of N.J.S.A. 40A:12A-5, as it consists of unimproved vacant land owned by the municipality that has remained vacant for more than ten years and, due to its location, remoteness, topography, and other factors, is not likely to be developed through private capital; and

WHEREAS, on January 13, 2026, the Planning Board adopted Resolution PB-2025-24, recommending to the governing body that the Wojie Way Study Area be designated as a non-condemnation area in need of redevelopment pursuant to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, the governing body has reviewed the Planning Board's recommendation, the underlying report, and the findings of fact, and concurs that the Wojie Way Study Area qualifies as an area in need of redevelopment under the LRHL; and

WHEREAS, this determination is consistent with the Borough's Master Plan and the State's smart growth planning principles;

WHEREAS, the governing body determines that this shall be a Non-Condemnation Redevelopment Area, meaning the Borough shall not exercise the power of eminent domain to acquire any property within the delineated area; and

WHEREAS, the governing body now desires to authorize and direct the Borough of South River Redevelopment Entity to prepare a redevelopment plan for the Wojie Way Study Area and to refer same to the South River Land Use Board for a Master Plan consistency review, in accordance with N.J.S.A. 40A:12A-7.

WHEREAS, this resolution is intended to rescind and replace Resolution 2026-74.

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

12. The foregoing recitals are incorporated herein as if set forth in full.
13. The recommendations and conclusions of the Planning Board are hereby accepted, and adopted by reference herein, by the governing body.
14. The property identified as Block 356, Lot 1.06 on the Tax Map of the Borough of South River (the "Wojie Way Redevelopment Area") is hereby determined to be an area in need of redevelopment pursuant to N.J.S.A. 40A:12A-5 and N.J.S.A. 40A:12A-6.
15. This determination shall authorize the Borough to exercise all powers provided under the LRHL for a redevelopment area except the power of eminent domain, as this is designated a Non-Condemnation Redevelopment Area.
16. The governing body hereby authorizes and directs the Borough of South River Redevelopment Entity to prepare a redevelopment plan for the Wojie Way Redevelopment Area and to refer same to the South River Land Use Board for a Master Plan consistency review, in accordance with N.J.S.A. 40A:12A-7.
17. Upon the South River Land Use Board's completion of a Master Plan consistency review, the Land Use Board shall prepare a report identifying any provisions in the proposed redevelopment plan which are inconsistent with the master plan and including recommendations concerning these inconsistencies and any other matters as the Board deems appropriate, and transmit said report with the redevelopment plan to the governing body for consideration, in accordance with N.J.S.A. 40A:12A-7e.
18. The Borough Clerk is hereby directed to transmit a copy of this Resolution forthwith to the Commissioner of Community Affairs for review pursuant to N.J.S.A. 40A:12A-6b(5)(c).
19. Copies of this Resolution shall be forwarded to the Borough Planning Board, Tax Assessor, Borough Engineer, and any other appropriate officials.
20. The Borough Clerk shall serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Wojie Way Redevelopment Area, as reflected on the tax assessor's records, and (ii) each person who filed a written objection to the determination and stated, in or upon the written submission, an address to which notice of the determination may be sent, such service to be in the manner provided by N.J.S.A. 40A:12A-6b(5)(d).
21. This Resolution shall take effect immediately upon adoption, subject to the review and approval (or deemed approval) by the Commissioner of Community Affairs.
22. Resolution 2026-74 is hereby rescinded and replaced by this Resolution.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>				X		
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			

<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

**RESOLUTION 2026-88
RESOLUTION APPOINTING MUNICIPAL COURT JUDGE**

I, Peter S. Guindi, Mayor, with the advice and consent of the Council of the Borough of South River, do hereby appoint Tina Martins-Cruz to the position of Municipal Court Judge of the Municipal Court of the Borough of South River for the term of January 1, 2026 to December 31, 2028.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

**RESOLUTION 2026-89
RESOLUTION AUTHORIZING THE EXECUTION OF VARIOUS AGREEMENTS WITH AEP
ONSITE PARTNERS, LLC**

WHEREAS, the Borough and Onsite are parties to certain agreements including the Agreement for the Borough of South River Electric Battery Storage, Dispatch and Maintenance Services Bid Specifications dated October 9, 2020 (Phase 1), the Energy Storage Service Agreement, dated June 5, 2024, ("Phase 2 ESSA") and First Amendment to Energy Storage Service Agreement, dated September 10, 2024, along with a Lease Agreement, dated as of October 9, 2020 (the "Original Lease"); and

WHEREAS, pursuant to the aforementioned agreements, Onsite must obtain the Borough's consent to assign its rights under the contracts for purposes of financing under the agreements; and

WHEREAS, the required consent cannot be unreasonably withheld by the Borough; and

WHEREAS, in connection with the assignment, Onsite requires the execution of a Consent to Collateral Assignment Agreement and Sublease Agreement; and

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

WHEREAS, the governing body desires to authorize the execution of the Consent to Collateral Assignment and sublease agreement with AEP Onsite Partners, LLC.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of South River as follows:

1. That the governing body hereby authorizes the execution of Consent to Collateral Assignment Agreement and Sublease Agreement with AEP Onsite Partners, LLC as attached hereto as Schedule A.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively Consent to Collateral Assignment Agreement and Sublease Agreement with AEP Onsite Partners, LLC.
3. A certified copy of this Resolution shall be provided to the Borough Administrator, Chief Financial Officer and AEP Onsite Partners, LLC.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-90

RESOLUTION AUTHORIZING THE TAX ASSESSOR TO FILE AN ASSESSOR'S APPEAL TO CORRECT CERTAIN ERRORS MADE ON ASSESSMENTS FOR THE YEAR 2026 AND FILE COUNTERCLAIMS

WHEREAS, from time to time, the Tax Assessor discovers an error in calculation, transposing, measurement, or typographical errors in the tax assessments on the tax list after the time the Middlesex County Board of Taxation has certified the tax rates for the tax year; and

WHEREAS, additionally after thorough review and in appropriate circumstances the Borough has authorized the Tax Assessor and Special Tax Counsel to file any necessary counterclaims in tax appeals; and

WHEREAS, the governing body wishes to authorize the Tax Assessor and Special Tax Counsel to file Petitions for Appeal at the Middlesex County Board of Taxation along with appropriate counterclaims for tax appeal.

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

1. That the governing body does hereby authorize the Tax Assessor to act as agent for the Borough of South River and file a Petition of Appeal or Appeals for the tax year 2026 with the Middlesex County Board of Taxation to correct such assessments to the proper value, and that a copy of any Petition of Appeal filed with the Middlesex County Board of Taxation under this resolution be filed with the Borough Clerk.
2. That the governing body does hereby authorize the Tax Assessor and Special Tax Counsel to act as agent for the Borough of South River and file counterclaims for any appropriate tax appeals for the tax year 2026 any counterclaims under this resolution be filed with the Borough Clerk.
3. That the Tax Assessor and Special Tax Counsel is hereby authorized to execute a Stipulation of Settlement on any tax appeal filed by the taxing district or by a taxpayer for the tax year 2026.
4. A certified copy of this resolution shall be forwarded to the Tax assessor, Special Tax Counsel and the Middlesex County Board of Taxation.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-91

RESOLUTION APPOINTING THE LAW FIRM OF ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI, P.A. AS SPECIAL COUNSEL AND AS PRIMARY CONFLICT COUNSEL AND FURTHER APPOINTING THE LAW FIRM OF FLORIO, PERRUCCI, STEINHARDT, CAPPELLI & TIPTON, LLC AS SPECIAL COUNSEL AND SECONDARY CONFLICT COUNSEL.

WHEREAS, the Borough of South River has a need for an attorney to perform legal services for the Borough as Special Counsel; and

WHEREAS, the Borough of South River has a need for an attorney to perform legal services for the Borough as Conflict Counsel where the Borough Council may have a conflict of interest or where specialized legal expertise is required; and

WHEREAS, these services are exempt from bidding as professional services under N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, pursuant to the governing provisions of N.J.S.A. 19:44A-20.5, the Borough has engaged in a legally authorized procurement process; and

WHEREAS, the Borough has determined that the value of the contracts will exceed \$17,500; and

WHEREAS, the Borough has issued the mandatory documents including but not limited to a Business Entity Disclosure Certification, pursuant to the provisions of N.J.S.A. 19:44A-20.1 et seq., to the law firm of Rothstein, Mandell, Strohm, Halm & Cipriani, P.A. and the law firm of Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC with the completed packets received by the Borough; and

WHEREAS, the Borough issued a Request for Qualifications ("RFQ") for Special Counsel/Conflict Counsel services pursuant to the Fair and Open Process as prescribed by the New Jersey Local Public Contracts Law, N.J.S. A. 40A:11-1 et seq.; and

WHEREAS, the Borough received and reviewed proposals from qualified law firms in response to the RFQ; and

WHEREAS, the law firm of Rothstein, Mandell, Strohm, Halm & Cipriani, P.A. and the law firm of Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC submitted proposals that demonstrated the requisite expertise, experience, and qualifications to serve as Special Counsel for the Borough; and

WHEREAS, the Borough desires to appoint both the law firm of Rothstein, Mandell, Strohm, Halm & Cipriani, P.A. and the law firm of Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC as Special Counsel, with Rothstein, Mandell, Strohm, Halm & Cipriani, P.A. designated as Primary Conflict Counsel and Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC designated as Secondary Conflict Counsel; and

WHEREAS, the law firm of Rothstein, Mandell, Strohm, Halm & Cipriani, P.A., as the former Borough Counsel, possesses institutional knowledge regarding certain complex and ongoing legal matters that would benefit the Borough; and

WHEREAS, the appointment of both firms as Special Counsel will ensure continuity of legal representation in ongoing matters and provide the Borough with access to specialized legal expertise as needed; and

WHEREAS, the Borough has determined that these appointments are in the best interest of the Borough and its residents; and

WHEREAS, funds are available for this purpose as certified by the Chief Financial Officer.

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

1. As to the law firm of Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.:
 - a. Rothstein, Mandell, Strohm, Halm & Cipriani, P.A. is hereby appointed as Special Counsel and designated as Primary Conflict Counsel for the Borough of South River for the calendar year 2026 commencing on the date of this resolution and ending on December 31, 2026, which agreement shall include the same terms, fees and conditions of the agreement set forth in Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.'s proposal for Special Counsel services for calendar year 2026.
 - b. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, the execution of said agreement for professional services, setting forth the terms and conditions of the appointments, including the scope of services and compensation.
 - c. That the contract shall be an open-ended contract with funds being encumbered contingent upon the availability of funds in the budget year. No services shall be rendered under the contract until the Chief Financial Officer has certified the availability of funds for such services.

- d. As Special Counsel and Primary Conflict Counsel, Rothstein, Mandell, Strohm, Halm & Cipriani, P.A. shall be responsible for:
 - i. Continuing representation in complex and ongoing legal matters previously handled while serving as Borough Counsel;
 - ii. Providing legal services in matters where the current Borough Counsel has a conflict of interest;
 - iii. Providing specialized legal expertise as needed by the Borough.
2. As to the law firm of Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC:
 - a. Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC is hereby appointed as Special Counsel and designated as Secondary Conflict Counsel for the Borough of South River for the calendar year 2026 commencing on the date of this resolution and ending on December 31, 2026, which agreement shall include the same terms, fees and conditions of the agreement set forth in Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC 's proposal for Special Counsel services for calendar year 2026.
 - b. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, the execution of said agreement for professional services, setting forth the terms and conditions of the appointments, including the scope of services and compensation.
 - c. That the contract shall be an open-ended contract with funds being encumbered contingent upon the availability of funds in the budget year. No services shall be rendered under the contract until the Chief Financial Officer has certified the availability of funds for such services.
 - d. As Special Counsel and Secondary Conflict Counsel, Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC shall be responsible for:
 - i. Providing legal services in matters where both the current Borough Counsel and Primary Conflict Counsel have conflicts of interest;
 - ii. Providing specialized legal expertise in areas not covered by the current Borough Counsel or Primary Conflict Counsel;
 - iii. Assisting with overflow work as directed by the Borough.
3. These appointments shall be governed by and construed in accordance with the laws of the State of New Jersey without regard to principles of conflicts of law. The parties hereby irrevocably and unconditionally submit to the exclusive jurisdiction of the courts of the State of New Jersey for any disputes related to these appointments.
4. This Resolution shall take effect immediately.
5. The Borough Clerk is hereby directed to publish a notice of these appointments in the official newspaper of the Borough, in accordance with the Local Public Contracts Law of New Jersey, within ten (10) days of passage of this Resolution.
6. That a certified copy of this resolution shall be forwarded by the Borough Clerk to the Chief Financial Officer, to the law firm of Rothstein, Mandell, Strohm, Halm & Cipriani, P.A., and to the law firm of Florio, Perrucci, Steinhardt, Cappelli & Tipton, LLC

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
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<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

**Councilman Donato votes no on Resolutions 2026-86 and 2026-87

**Council President DeSantis abstains from voting on purchase order 26-00318

GOVERNING BODY COMMENTS (For the Good and Welfare of the Borough)

Councilwoman DaSilva

- Thank you to DPW. Please be careful at night and help your fellow residents

Councilman Gurchensky

- Thank you to all public safety officers
- Thank you to DPW for their hard work
- Speaks on E-bikes

Councilman Giannakopoulos

- Thank you to DPW for their hard work during the snowstorm
- The Borough will be closed on 2/16
- Happy Valentines Day

Councilman Dziemian

- Thank you to DPW for their work during the snowstorm
- Speaks on the VFW breakfast
- The next free concert at the Imperial Music Center will be on 3/1

Councilman Donato

- Speaks on DPW snow removal
- Speaks on the process for resolutions

Council President DeSantis

- Speaks on a new nonprofit, Friends of South River Recreation
- Thanks DPW for their hard work with the snow removal
- Speaks on social media

Mayor Guindi

- Speaks on the resolution process
- Speaks on resolutions that were added at the last meeting
- Thank you to DPW for their hard work during the last snow storm
- Speaks on social media posts. Please come to the council meetings
- Speaks on water main breaks
- East Brunswick Skating rink

EXECUTIVE SESSION

2026-92 **WHEREAS**, Section 8 of Chapter 231, Public Law 1975 permits the exclusion of the general public from a meeting of the Governing Body under certain circumstances; and

WHEREAS, the Mayor and Council of the Borough of South River are of the opinion such circumstances presently exist.

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River in the County of Middlesex of the State of New Jersey, that the public be excluded upon the hereinafter specific subject matter and that such subject matter to be so discussed is as follows:

- Personnel
- Property Acquisition

BE IT FURTHER RESOLVED that such record of the above discussion will be made public when confidentiality is no longer required. The Borough Council of the Borough of South River may or may not take formal action at the conclusion of the Executive Session.

Adjourn to Executive Session at 8:04 pm

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

Reconvene to Public Session at 8:22 pm

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>	X		X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>		X	X			
<i>Council President DeSantis</i>			X			

NEW BUSINESS

There will be two resolutions to be voted on after Executive Session

RESOLUTION 2026-93

ACCEPTING ARTHUR LONDENSKY'S RESIGNATION IN ALL POSITIONS EFFECTIVE ON FEBRUARY 9, 2026

February 9, 2026 Council Regular Meeting Minutes- APPROVED 3/23/26

WHEREAS, Arthur Londensky serves as the part-time Borough Administrator, part-time Construction Official, part-time Fire Subcode official, and part-time Zoning Officer for the Borough of South River;

WHEREAS, Arthur Londensky has submitted his letter of resignation from all positions, effective February 9, 2026;

THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of South River, County of Middlesex, and State of New Jersey as follows:

1. The Borough hereby accepts Arthur Londensky's resignation as part-time Borough Administrator, part-time Construction Official, part-time Fire Subcode official, and part-time Zoning Officer, and any other position held, effective immediately.
2. This Resolution shall take effect immediately upon final passage according to law.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>			X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>	X		X			

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

RESOLUTION 2026-94

RESOLUTION AUTHORIZING THE TERMINATION OF THE EMPLOYMENT OF CHARLIE HEISER AS A LABORER WITH THE BOROUGH OF SOUTH RIVER ROAD DEPARTMENT.

WHEREAS, Charlie Heiser is currently employed by the Borough of South River as a Laborer in the Borough of South River Road Department; and

WHEREAS, Charlie Heiser has engaged in conduct constituting cause for termination; and

WHEREAS, Charlie Heiser was provided with written notice of the misconduct and a pre-disciplinary hearing was scheduled in accordance with applicable Borough policies, the Collective Negotiations Agreement, and New Jersey law; and

WHEREAS, a pre-disciplinary hearing was conducted before Mark Tinitigan, Interim Borough Administrator, during which Charlie Heiser was provided with notice and an opportunity to state why he should not be suspended without pay pending termination; and

WHEREAS, following the pre-disciplinary hearing, Mark Tinitigan, Interim Borough Administrator issued written findings and recommendations, concluding that there was sufficient evidence to support the allegations against Charlie Heiser and recommending termination of employment; and

WHEREAS, Mark Tinitigan, Interim Borough Administrator and Adriano Soares, Director of the Department of Public Works have reviewed the findings and recommendations and concur that termination for cause is warranted and necessary; and

WHEREAS, the Mayor and Council have thoroughly reviewed all documentation related to this matter, including the pre-disciplinary hearing findings, and have determined that the termination of Charlie Heiser from employment with the Borough of South River is in the best interest of the Borough and is supported by just cause; and

WHEREAS, the Borough of South River has complied with all procedural requirements set forth in applicable employment laws, collective negotiations agreement, and Borough policies governing employee discipline and termination;

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

The employment of Charlie Heiser as Laborer in the Road Department is hereby terminated for cause, effective February 9, 2026, based on the findings and recommendations resulting from the pre-disciplinary hearing and subsequent review by Borough officials.

The Mayor, Interim Borough Administrator, and Borough Clerk are hereby authorized and directed to take all necessary actions to effectuate this termination, including but not limited to:

1. Providing written notice of termination to Charlie Heiser;
2. Calculating and processing any final compensation due to Charlie Heiser, including any accrued but unused vacation or compensatory time, in accordance with Borough policy and applicable law;
3. Ensuring the return of all Borough property in Charlie Heiser's possession;
4. Notifying all appropriate departments and agencies of the termination; and
5. Processing all required documentation related to the termination.

The Interim Borough Administrator shall ensure that all documentation related to this termination, including the findings and recommendations from the pre-disciplinary hearing, shall be placed in Charlie Heiser's personnel file.

The Borough Clerk shall provide a certified copy of this Resolution to Charlie Haeiser, the Interim Borough Administrator, the Director of the Department of Public Works, the Borough Attorney, and the Borough's Human Resources Department.

This Resolution shall take effect immediately.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman DaSilva</i>		X	X			
<i>Councilman Donato</i>			X			
<i>Councilman Dziemian</i>	X		X			
<i>Councilman Giannakopoulos</i>			X			
<i>Councilman Gurchensky</i>			X			
<i>Council President DeSantis</i>				X		

I do hereby certify that the foregoing is a true and exact copy of authorization to approve the foregoing resolution adopted by the Mayor and Borough Council of South River on February 9, 2026.

Alyssa Hager, RMC
Municipal Clerk
Borough of South River

ADJOURNMENT

Being no further business; Mayor Guindi requested motion to adjourn. Councilman Gurchensky motioned to adjourn; seconded by Council President DeSantis. All in favor. Meeting adjourned at 8:26 pm.

Respectfully submitted,

Alyssa Hager

Alyssa Hager, RMC
Borough Clerk