

**BOROUGH OF ROCKY HILL
COUNCIL MINUTES
June 6, 2011**

The regular meeting of the Borough Council of the Borough of Rocky Hill was called to order by Mayor Edward Zimmerman at 7:30 PM followed by the salute to the Flag.

SALUTE TO THE FLAG

NOTICE OF COMPLIANCE WITH OPEN PUBLIC MEETINGS ACT

The following statement was read into the record by Mayor Zimmerman: This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting was included in a list of meetings transmitted to the Courier News and Somerset Spectator on January 5, 2011. Notice remains continuously posted as to required notices under the Statute. A copy of this notice is available to the public and is on file in the Office of the Borough Clerk.

ROLL CALL

Mr. Thomas Bremner-present, Mr. Jeff Donahue-present, Mr. Joshua E. Hochberg-present, Ms. Julia Hasser-present, Mr. Mark Pausch-present, Mr. Robert Steen-present

Also present: Borough Attorney Albert Cruz, Deputy Clerk Raymond Whitlock, Borough Engineer Tanner

MAYOR'S COMMENTS

Mayor Zimmerman thanked Council President Pausch for filling in while he was away. Mayor Zimmerman stated that he heard Council President Pausch did a wonderful job.

Mayor Zimmerman stated that he played in a golf outing that was a fundraiser for the Resource Center for Women and their Families. Mayor Zimmerman stated that team Rocky Hill did very well. Mayor Zimmerman stated that the event was paid for by the Somerset County Freeholders so there was no cost to the Borough.

Mayor Zimmerman stated the check was released for the 4th of July event, and Mayor Zimmerman reminded buildings and grounds, to reach out and have the high grass in the field mowed for the event.

Mayor Zimmerman stated the SCGOA meeting would be at Colonial Park on Wednesday June 8th, 2011. Mayor Zimmerman stated that there will be no speaker and CT's Barbeque, which Mayor Zimmerman stated is tremendous, will supply the food.

APPROVAL OF MINUTES

Regular Meeting Minutes –May 16th, 2011

Motion was made by Hasser to approve the minutes as presented. Motion was seconded by Hochberg. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen
Against: None
Abstain: None

REQUEST OF COUNCIL FOR NEW OR OLD BUSINESS (NOT ON AGENDA)

New Business- Tennis Camp

PUBLIC COMMENT

The floor was opened to the public for comments/questions. Hearing none the floor was immediately closed.

Approved 6/20/2011

STATE POLICE REPORT

State police reports for the months of March, April & May, as received from Lt. Grillon of the NJSP were summarized by Council President Pausch (copy on file in the office of the Borough Clerk)

ENGINEER'S REPORT

Engineer Tanner distributed a report for the month of June 2011. Engineer Tanner provided an overview of the following items:

Montgomery Avenue Resurfacing- Engineer Tanner stated the resurfacing project would begin sometime this month.

Crosswalk signs- Engineer Tanner stated he is putting together bid specifications to be put out to bid this summer. Engineer Tanner stated all crosswalks would be considered in the bid specs. Bids received will determine the number of crosswalks the Borough will financially be able to install signs at.

Sewer Meter- Engineer Tanner stated that there was some indication of saturation into the sewer lines. Engineer Tanner stated that all of the manholes have been photographed and through that process it is evident that the grout has deteriorated on many of the manholes.

Playground Re-Mulching- Engineer Tanner stated that the work to re-mulch the playgrounds would take place on July 15th.

Washington & Montgomery Site Triangle- Engineer Tanner stated he inquired at the County as to when the removal of the shrubs would take place. Engineer Tanner stated the attorney that was working on it, Thomas Miller, was appointed as a judge, therefore there is a transition taking place at the County.

Council Member Hasser inquired about the branches that were left on Montgomery Ave after the clean up. Engineer Tanner responded saying that the branches needed to be in 4' lengths and bundled together to be removed for clean up. Many residents just piled branches out at curb in heaps, which was not covered in the heavy trash pick up contract.

PUBLIC COMMENT

The floor was opened to the public for comments/questions. Hearing none the floor was immediately closed.

STORM WATER PRESENTATION

Engineer Tanner distributed the Tier B annual report summary and a tri-fold flyer for his presentation. Engineer Tanner explained that there are two tier classifications for the State of NJ, and Rocky Hill is a Tier B. Engineer Tanner stated that he needs to file a report stating that the Borough is in compliance with regulations, than a permit is issued that is good for five years. Engineer Tanner stated that the Borough has done many things, marking all inlets and an ordinance adoption, to be in compliance. Engineer Tanner explained the purpose of the storm sewer grates, which work exceptionally well. Engineer Tanner stated this is evident after a storm when there is a large pile of debris on the grate. Engineer Tanner commented on the wonderful effort from the residents to keep the storm sewer grates clean. Engineer Tanner stated that in is imperative to keep the grates and the retention ponds clear of debris, which the Borough does. Engineer Tanner commented on the tri-fold flyer that was designed and provided by Paige Pongrazzi, daughter of Borough Clerk Newman. Engineer Tanner gave an overview of the brochure and its key points.

CHIEF FINANCIAL OFFICER'S REPORT

CFO Report was tabled to the June 20th meeting.

APPROVAL OF VOUCHERS

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Deputy Clerk Whitlock stated there were 23 volunteers who qualified for the LOSAP program in 2010. The Borough had budgeted \$25,000.00 for this program.

Motion was made by Steen to approve the vouchers as presented. Motion seconded by Hasser. Motion carried on roll call vote – all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen
Against: None
Abstain: None

SPECIAL BUSINESS

Resolution 2011-53 Resolution Appointing Rebecca Newman Borough Clerk

Mayor Zimmerman stated that Rebecca Newman passed all of the required courses for her Clerk certification, and passed the state exam on April 12th, 2011, making her a Registered Municipal Clerk. Motion was made by Hasser to approve the resolution as presented. Motion was seconded by Bremner. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen
Against: None
Abstain: None

Oath of Office, Rebecca Newman, Borough Clerk, Three-year term through June 6th, 2014- Mayor Zimmerman administered the Oath of Office to Rebecca Newman.

Resolution 2011-54 Resolution to Amend Resolution 2011-49 William Hallman Constable

Motion was made by Hasser to approve the resolution as presented. Motion was seconded by Donahue. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen
Against: None
Abstain: None

Resolution 2011 – 55 Renewal of Plenary Retail Consumption Liquor License – Copper Bottom LLC, T/A Rocky Hill Inn

Borough Clerk Newman stated the required application, fees and tax clearance certificate was received. Borough Clerk Newman also stated there have been no complaints received.

PUBLIC COMMENT

The floor was opened to the public.

Peggy Harris, 17 Crescent- Ms. Harris asked that the Rocky Hill Inn employees be reminded to park behind the firehouse instead of on the streets.

Hearing no further comments the floor was closed.

Motion was made by Steen to approve the resolution as presented. Motion was seconded by Pausch. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen
Against: None
Abstain: None

UNFINISHED BUSINESS

9/11 Monument- Possible Location Change- Mayor Zimmerman informed the Council that the sculptor Steven Ferrari, has agreed to complete the monument at no cost to the Borough. Mayor Zimmerman stated that Trap Rock Industries has agreed to donate a 36-ton piece of stone and the necessary equipment to

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move and place the stone. Mayor Zimmerman stated that Van Cleef Engineering has agreed to donate the Engineering services to design the platform the monument will be placed on. Mayor Zimmerman informed the Council that the Somerset County Freeholders have denied all financial assistance to create the monument. Mayor Zimmerman stated he was very disappointed with this, as they indicated they would offer assistance. Mayor Zimmerman stated that Council Member Donahue discussed the possibility of placing the monument at the Borough Hall on the crest of the hill. Council Member Donahue stated that he did not want the monument to be out of scale in Panicaro Park, and he thought the crest of the hill on the Open space at the Borough Hall would be very prominent and dramatic. A discussion ensued and the Council felt the monument should remain at Panicaro Park, the Memorial Park where it was originally intended.

PUBLIC COMMENT

Peggy Harris, 17 Crescent- Ms. Harris agrees the monument should remain in the Memorial Park. Ms. Harris stated she would be concerned with vandalism in the Open space. Ms. Harris also felt that it would be nice to have the monument viewed by people driving by on Route 518.

Susan Bristol, 104 Washington St., Ms. Bristol commented that she was pleased to know a landscape architect was working on the design. Ms. Bristol also agreed that the monument should remain in the Memorial Park and that the Open Space should be left as such.

Hearing no further comments the floor was closed.

First Aid Squad- Mayor Zimmerman commented that he was invited to attend a meeting on June 11, 2011 to determine how many volunteers would be sent for EMT training and various other things. Mayor Zimmerman stated he is very impressed with the changes they have made. Mayor Zimmerman stated he feels the Squad is getting close to being re-commissioned.

Attorney Cruz stated this must be done by resolution when it does take place.

40 Washington- Sidewalk Concerns- Mayor Zimmerman stated Steven Hayden approached him about the extensive sidewalk that was installed 2 years ago in front of his property. Mr. Hayden told Mayor Zimmerman it costs him \$1,500.00 per year to have the sidewalks shoveled. Mayor Zimmerman stated that Mr. Hayden was looking for some sort of relief. Council Member Bremner stated that the Council would have to consider the entire town's sidewalks to be fair, which Council was not in favor of doing.

Historic District Celebration- Mayor Zimmerman stated a letter was received asking for the use of the bathrooms & Borough Hall property on October 9th 2011. Council approved this request.

NEW BUSINESS

Flag Purchase- Mayor Zimmerman stated the Borough should consider replacing the Rocky Hill flags. Deputy Clerk Whitlock stated that while installing flags this year, he noticed many of the poles are getting old and the brackets are damaged.

Tennis Camp- Council Member Hasser distributed a flyer for the Council's review. Motion was made by Donahue to approve the flyer and the funds of up to \$1,200.00 for the Tennis Camp Program pending verification from the CFO. Motion was seconded by Steen. Motion carried on roll call vote.

For: Bremner, Donahue, Hochberg, Pausch, Steen

Against: Hasser

Abstain: None

COMMUNICATIONS

Mayor Zimmerman stated he received a letter from the Princeton Airport honoring Richard A. Newhouse, a former Rocky Hill Resident. There will be a celebration at the Princeton Airport at 1:00 PM on June 18th, 2011. A rain date will be June 19th.

FINAL PUBLIC COMMENT

Council Member Bremner extended a thank you to Raymond Whitlock for installing the flags so quickly.

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Susan Bristol, 104 Washington Street-Ms. Bristol distributed a flyer highlighting all the events for the Historic District Celebration and inquired if the Council had any questions for her.

Peggy Harris, 17 Crescent Ave.- Ms. Harris stated that Noel, her granddaughter, and Noel's Girl Scout troop planted over 100 trees in Van Horne Park. Council applauded Noel Harris's efforts.

Executive Session – Resolution 2011-56 Resolution to Retire into Executive Session (9:16 PM)

Borough Clerk Newman read the resolution in full. Motion was made by Donahue to approve the resolution as presented. Motion was seconded by Hasser. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen

Against: None

Abstain: None

Results of Executive Session (if any)

ADJORNMENT

Motion was made by Pausch with a second by Hasser to adjourn the meeting at 10:06 PM. All voted in favor of adjournment.

Respectfully Submitted;

Rebecca P. Newman
Borough Clerk

Bill List 6/6/11
List of Bills - (0110101001) CASH
CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
6802	8 - DIV OF ALCOHOLIC BEVERAGE CONTROL	PO 3297 2 Liquor License Renewals	6.00	6.00
6803	71 - DIFRANCESCO BATEMAN PC	PO 3296 Legal Fees April 2011	2,775.00	2,775.00
6804	72 - DUO BLDG MAINTENANCE	PO 3298 borough cleaning June 2011	185.00	185.00
6805	354 - IKON Office Solutions Inc	PO 3291 copy mach rental may 2011	124.50	124.50
6806	173 - N J League of Municipalities	PO 3293 League Magazine Subscription Renewa	128.00	128.00
6807	210 - PSE&G	PO 3299 street lights to 6/2/11	640.34	640.34
6808	247 - SOMERSET COUNTY TREASURER	PO 3295 Health fees May 2011	955.08	955.08
6809	253 - SPRINT COMMUNICATIONS	PO 3301 Mayor and Clerk blackberries	175.45	175.45
6810	284 - VALIC	PO 3300 LOSAP contribution emergency servic	23,000.00	23,000.00
6811	289 - VERIZON	PO 3290 emergency services phone	61.09	61.09
6812	289 - VERIZON	PO 3294 Boro phone	194.69	194.69
6813	387 - W. B. MASON CO.	PO 3292 office suplies jan to may 2011	804.11	804.11
TOTAL				29,049.26
Total to be paid from Fund 01 CURRENT FUND			29,049.26	
			<u>29,049.26</u>	
			29,049.26	

List of Bills - (1926005) INTERFUND - DUE CURRENT
TRUST OTHER

Check#	Vendor	Description	Payment	Check Total
6814	71 - DIFRANCESCO BATEMAN PC	PO 3296 Legal Fees April 2011	15.00	15.00
TOTAL				15.00
Total to be paid from Fund 19 TRUST OTHER			15.00	
			<u>15.00</u>	
			15.00	

List of Bills - (0810101001) CASH
UTILITY OPERATING

Check#	Vendor	Description	Payment	Check Total
6517	415 - AQUA PRO TECH LABS	PO 3306 water samples test 4/26/11	408.08	408.08
6518	447 - HACH CO.	PO 2628 sewer meter along princeton ave	995.00	995.00
6519	321 - MIRACLE CHEMICAL CO	PO 3305 20 gal clorine	58.80	58.80
6520	204 - PITNEY BOWES	PO 3302 postage machine supplies	93.48	93.48
6521	204 - PITNEY BOWES	PO 3307 postage machine rental May 2011	29.00	29.00
6522	311 - TIM LESKO	PO 3304 Water Department maintenance	160.00	160.00
6523	289 - VERIZON	PO 3303 Water Department Phone	28.78	28.78
TOTAL				1,773.14
Total to be paid from Fund 08 UTILITY OPERATING			1,773.14	
			<u>1,773.14</u>	
			1,773.14	

Explanation: This Resolution confirms the appointment of Rebecca P. Newman as the Borough Clerk.

**BOROUGH OF ROCKY HILL
RESOLUTION NO. 2011-53**

WHEREAS, the Borough of Rocky Hill currently has an Acting Borough Clerk,

WHEREAS, Rebecca P. Newman was appointed Acting Borough Clerk, prior to obtaining her Registered Municipal Clerk (RMC) Certification; and

WHEREAS, Rebecca P. Newman has completed all the necessary courses and has successfully completed the Registered Municipal Clerk Exam administered by the State of New Jersey on April 12, 2011; and

WHEREAS, the Borough would like to appoint Rebecca P. Newman as the Borough Clerk, for a term of 3 years; and

WHEREAS, Rebecca P. Newman shall be paid the annual salary of \$17,700.00 so designated for this position.

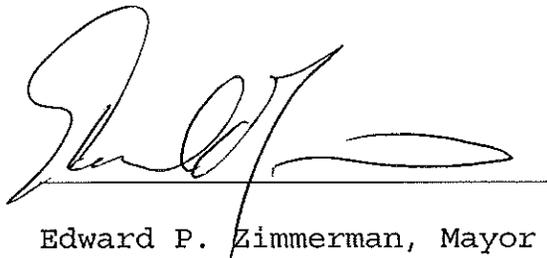
NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Rocky Hill, County of Somerset, and State of New Jersey, as follows:

1. That Rebecca P. Newman shall be appointed Borough Clerk for the Borough of Rocky Hill for a three-year term.
2. That Rebecca P. Newman shall be paid the annual salary so designated for this position for the term of 3 years.
3. That this Resolution shall take effect immediately.

ATTEST:



Rebecca P. Newman, RMC
Borough Clerk



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Municipal Clerk of the Borough of Rocky Hill, County of Somerset and State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution duly adopted by the Mayor and Council on June 6, 2011.

Rebecca P. Newman, RMC
Borough Clerk

Explanation: This Resolution amends the appointment of William Hallman as a Summer Constable for the Borough.

**BOROUGH OF ROCKY HILL
RESOLUTION NO. 2011-54**

WHEREAS, the Borough of Rocky Hill is in need of a Summer Constable, and

WHEREAS, on May 2, 2011, the Mayor and Council appointed William Hallman Jr. as a Summer Constable; and

WHEREAS, the Borough Council recommends that Mr. Hallman be compensated at a monthly salary of \$412.50 for his term, and

WHEREAS, the term of the Summer Constable position will be from May 15, 2011 through September 1, 2011.

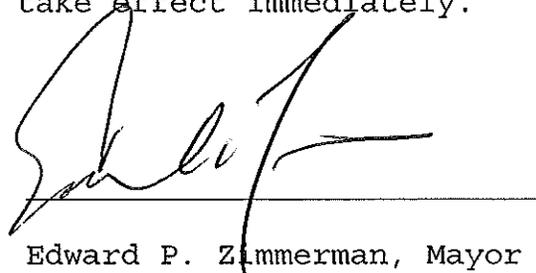
NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Rocky Hill, County of Somerset, and State of New Jersey, as follows:

1. That the appointment of William Hallman Jr. as the Borough's Summer Constable at the May 2, 2011, meeting of Borough Council is hereby confirmed.
2. That William Hallman Jr. will be compensated \$412.50 per month for the term of May 15, 2011 through September 1, 2011.
3. That this Resolution shall take effect immediately.

ATTEST:



Rebecca P. Newman
Borough Clerk



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Acting Municipal Clerk of the Borough of Rocky Hill, County of Somerset and State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution duly adopted by the Mayor and Council on June 6, 2011.

Rebecca P. Newman, Borough Clerk

RESOLUTION 2011- 55

**BOROUGH OF ROCKY HILL
SOMERSET COUNTY**

WHEREAS, application has been received from Copper Bottom LLC, T/A Rocky Hill Inn for renewal of the Plenary Retail Consumption Liquor License (1817-33-002-006); and

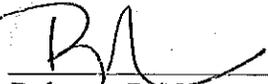
WHEREAS, said application is complete and accompanied by the required fees, affidavits, and tax clearance certificate from the New Jersey Division of Taxation; and

WHEREAS, no written objection to the renewal of this license was received by the Borough Clerk;

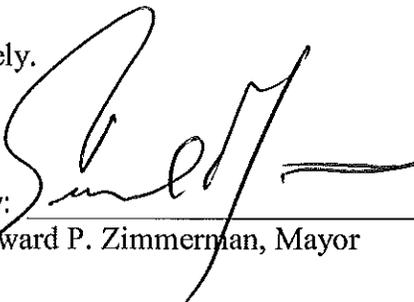
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, as follows:

1. That the license as referenced above be renewed for the 2011-2012 license year and that the Borough Clerk be directed to forward a certified copy of this Resolution and the renewal application and accompanying fee to the Division of Alcoholic Beverage Control, Department of Law and Public Safety, for processing, and to the applicants; and;
2. That the Borough Clerk be authorized to issue the 2011-2012 license to the proper holder with the effective date of July 1, 2011.
3. This Resolution shall take effect immediately.

ATTEST:

By: 

Rebecca P. Newman
Borough Clerk

By: 

Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Borough Council on June 6, 2011.

Rebecca P. Newman
Borough Clerk

EXPLANATION: THIS RESOLUTION ALLOWS THE BOROUGH COUNCIL TO RETIRE INTO EXECUTIVE SESSION.

BOROUGH OF ROCKY HILL

RESOLUTION 2011-56

WHEREAS, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12(b) (1-9) permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Borough Council is of the opinion that such circumstances exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action on the executive Session of June 6th, 2011
2. The general nature of the subject matter to be discussed is as follows: -
Contract Negotiations: Township of Montgomery: Sewer Agreement
3. Minutes of said discussion will be made available as soon as it is deemed in the public interest to do so.
4. The Borough Council may take official action on those items discussed in executive session upon completion of the executive session.

This Resolution takes effect immediately.



Rebecca P. Newman

Borough Clerk

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk, of the Borough of Rocky Hill, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Borough Council at a regular meeting of said Council held on June 6th, 2011.

Rebecca P. Newman

Borough Clerk