

**Borough of Rocky Hill
Borough Council
Minutes of the Regular Meeting
September 10, 2012**

The regular meeting of the Borough Council of the Borough of Rocky Hill was called to order by Mayor Edward Zimmerman at 7:34 PM followed by the salute to the Flag.

NOTICE OF COMPLIANCE WITH OPEN PUBLIC MEETINGS ACT

Mayor Zimmerman read the following statement into the record: 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 11, 2012. 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. Tom Bremner-present, Mr. Jeff Donahue-absent, Ms. Julia Hasser-present, Mr. Robert McKelvey-present, Mr. Mark Pausch-present, Mr. Robert Steen-present.

Also present: Mayor Ed Zimmerman, Clerk Rebecca Newman, Borough Attorney Albert Cruz, CFO Joe Monzo, Borough Engineer Bill Tanner.

MAYOR'S COMMENTS

The Mayor announced that the 9/11-commemoration ceremony will take place September 11 at 8:45 in Panicaro Park. The Mayor commented that the Mars rover landing presentation given by Rob Zimmerman at the Mary Jacobs Library went well and the presentation will be given again at the Hillsborough Library. The Mayor reported that the Vice President and Treasurer of the Rocky Hill First Aid Squad have resigned from their Board positions but remain on the Squad.

APPROVAL OF MINUTES

Regular Meeting Minutes – August 20, 2012. McKelvey moved to approve the minutes as presented.

Pausch seconded the motion. Motion carried on roll call vote- all ayes.

For: Bremner, McKelvey, Pausch

Against: None

Abstain: Hasser, Steen

Executive Session Minutes – August 20, 2012. Pausch moved to approve the minutes as presented.

McKelvey seconded the motion. Motion carried on roll call vote- all ayes.

For: Bremner, McKelvey, Pausch

Against: None

Abstain: Hasser, Steen

PUBLIC COMMENT

The floor was open to public comment. Hearing none, the floor was

STATE POLICE REPORT

Council Member Pausch summarized the state police report for the month of August 2012, as received from Lt. Steve Griffon of the NJSP (copy on file in the office of the Borough Clerk).

ENGINEER'S REPORT

Report dated September 10, 2012 was distributed and filed in the Borough Clerk's office. Engineer Tanner provided an overview of the report.

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Well Closure

Received two bids, and Steffen Drillers was the lower bidder.

Storm Sewer Line

South Brunswick Township will clean and video the lines on Merritt, Lemore and Crescent for approximately \$6,000.

Tennis Court Repair

A firm specializing in tennis court repair has sent an action plan but waiting for price.

2012 NJDOT Grants

The Engineer will apply for grants for Washington St. and Montgomery Ave.

Brush & Limb

The Engineer will put out a bid next week.

Leaf Pick Up

Branchburg is willing to continue with the agreement we had last year.

CHIEF FINANCIAL OFFICER'S REPORT

Transfers will take place November 1st, if necessary.

DEPARTMENTAL REPORTS

Tax Collector—August 2012

Mayor Zimmerman summarized the Court Administrator's report. Motion was made by Pausch to accept the report as presented. Motion seconded by Bremner. All voted in favor.

APPROVAL OF VOUCHERS

Bill List dated September 10, 2012 was presented for approval. Steen moved to approve all vouchers except 7355 and with the adjusted amount for 7359. Motion seconded by Bremner. Motion carried on roll call vote.

For: Bremner, Hasser, McKelvey, Pausch, Steen

Against: None

Abstain: None

Steen moved to approve voucher 7355, Pausch seconded the motion, and all voted in favor.

For: Hasser, McKelvey, Pausch, Steen

Against: None

Abstain: Bremner

COMMITTEE REPORTS

Administration & Records –No report.

Buildings & Grounds –Bremner reported that the Rocky Hill Cooperative Nursery School signed the revised lease. JML replaced the cherry tree at Panicaro Park. Tree work is scheduled for around Borough Hall and Crescent Point Park. The new Municipal Building sign is up. The Clerk volunteered to weed and plant flowers around Borough Hall. Hasser moved to approve the purchase of flowers and supplies for gardening in the front of Borough Hall in an amount not to exceed \$500. Bremner seconded the motion, and all voted in favor.

Finance & Insurance – No report.

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Public Safety & Emergency Services – Pausch reiterated the need for employees and elected officials to have accountability tags and for Council members to take training classes, which are available, online. Radios for first responders need to move to narrow band, which will cost between \$5,000 and \$6,000. Going forward the OEM will purchase radios.

Streets & Roads – The recently installed pedestrian signs are still in good shape.

Water, Sewer & Environmental Protection – The water usage for July and August was 25% higher than usual.

Council Representative to Planning Board – No report.

Council Liaison to Recreation Committee- Flu clinic will be held in October.

Council Representative to Board of Health – No August meeting.

Zoning Official's Report – No report.

Grants Committee – The Borough Hall grant is under review, should know if grant was approved in October. If it is approved, the grant will include replacing the doors.

SPECIAL BUSINESS

Resolution 2012- Resolution to Cancel a Portion Property Taxes for Block 1 Lot 33 owned by Phillip A. & Stephen B. Hayden

Tabled

Resolution 2012- Resolution to Cancel a Portion Property Taxes for Block 8 Lot 22 owned by Blue Waters Realty

Tabled

Resolution 2012- Resolution to Cancel a Portion Property Taxes for Block 4 Lot 48 owned by Maccarone, Sr. J. & Fortunata, et al.

Tabled

Resolution 2012- Resolution to Cancel a Portion Property Taxes for Block 1 Lot 22 owned by John Regan and Mary Francis

Tabled

Resolution 2012-68 Possible Award of Contract to Steffen Drilling for the Sealing of the Borough Well

Pausch moved to approve the resolution. Bremner seconded the motion. Motion carried on roll call vote.

For: Bremner, Hasser, McKelvey, Pausch

Against: Steen

Abstain: None

Public Hearing: Ordinance 2012-04: An Ordinance Granting a Twenty (20) Year Non-Exclusive Franchise to Fiber Technologies Networks, LLC, for the Use of a Limited Portion of the Borough of Rocky Hill's Public Road Rights-of-Way for the Purpose of Telecommunications Transmission Service.

Cliff Moore, Skillman Ave. asked if Fiber Technologies is paying the Borough for the right-of-way, and the Mayor answered that they are not.

Pausch moved to approve the Ordinance as presented, and Steen seconded the motion. Motion carried on roll call vote.

For: Bremner, Hasser, McKelvey, Pausch, Steen

Against: None

Abstain: None

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UNFINISHED BUSINESS

Resolution 2012-69 Authorizing a Contract for the Cleaning of Borough Hall

Hasser moved to approve the resolution as amended. Bremner seconded the motion. Motion carried on roll call vote.

For: Bremner, Hasser, McKelvey, Pausch, Steen

Against: None

Abstain: None

Resolution 2012-70 Authorizing the Mayor and Clerk to Sign the Sewer Agreement Between the Borough of Rocky Hill and the Township of Montgomery

Pausch moved to approve the resolution. Hasser seconded the motion. Motion carried on roll call vote.

For: Bremner, Hasser, McKelvey, Pausch, Steen

Against: None

Abstain: None

NEW BUSINESS

Hasser moved that the Borough should submit an application to renew its exemption from having a Public Works Department. Steen seconded the motion. Motion carried on roll call vote.

For: Bremner, Hasser, McKelvey, Pausch, Steen

Against: None

Abstain: None

COMMUNICATIONS

Communications as listed were distributed, disseminated and filed accordingly.

PUBLIC COMMENT

The floor was opened to the public for comments/questions.

Hearing none, the floor was closed.

ADJOURNMENT

Motion was made by Hasser with a second by McKelvey to adjourn the meeting at 9:17 PM. Motion carried on voice vote.

Respectfully submitted:

Christine Witt
Deputy Borough Clerk

RESOLUTION 2012-68

**BOROUGH OF ROCKY HILL
SOMERSET COUNTY**

WHEREAS, the Borough of Rocky Hill desires to enter into a contract for the sealing of the Borough Well; and

WHEREAS, the Borough requested proposals by August 29, 2012 at 4:30 PM;
and

WHEREAS, the Borough received two quotes by the requested deadline:

Steffen Drilling, LLC	\$ 8,490.00
Samuel Stothoff Co., Inc	\$10,490.00

And

WHEREAS, the most advantageous quote for the Borough is that from Steffen Drilling in the amount of \$8,490.00; and

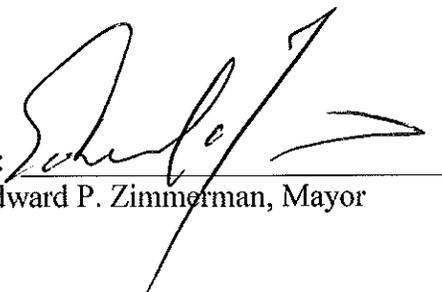
WHEREAS, the total value of this service for the year 2012 is less than \$17,500.00 and, therefore, these services are exempt from the Local Unit Pay-to-Play law, N.J.S.A. 19:44A-27.7 et seq.; and

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:

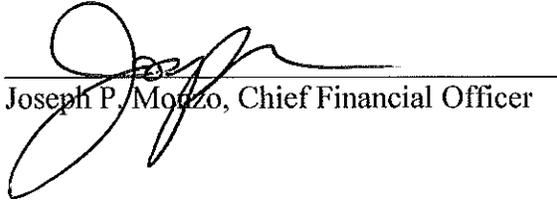
1. That the Borough Council confirms the award of contracts as follows:
-Steffen Drilling, LLC in the amount of \$8,490.00.
2. This Resolution shall take effect immediately.

ATTEST:

By: 
Rebecca P. Newman,
Borough Clerk

By: 
Edward P. Zimmerman, Mayor

I, Joseph P. Monzo, Chief Financial Officer of the Borough of Rocky Hill do hereby certify that funds for this contract are available from: _____.



Joseph P. Monzo, Chief Financial Officer

CERTIFICATION

I, Rebecca P. Newman, Acting 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 September 10, 2012.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2012-69

**BOROUGH OF ROCKY HILL
SOMERSET COUNTY**

WHEREAS, the Borough of Rocky Hill desires to enter into a contract for the cleaning of the Borough Hall; and

WHEREAS, the Borough has received a quote from the ARC of Somerset County for \$200.00 per month; and

WHEREAS, for a total of \$2,400 per year, the total value of this service for the year 2012 is less than \$17,500.00 and, therefore, these services are exempt from the Local Unit Pay-to-Play law, N.J.S.A. 19:44A-27.7 et seq.; and

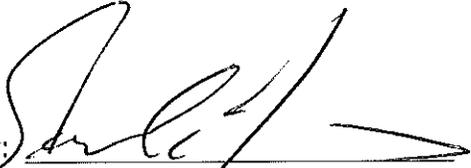
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, as follows:

1. That the Borough Council confirms the award of contracts as follows:
-ARC of Somerset County for the cleaning of Borough Hall in the amount of \$200.00 for a total of \$2,400
2. This Resolution shall take effect immediately.

ATTEST:

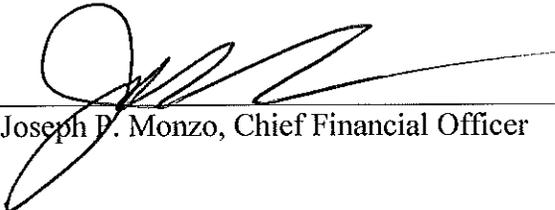
By: 

Rebecca P. Newman,
Borough Clerk

By: 

Edward P. Zimmerman, Mayor

I, Joseph P. Monzo, Chief Financial Officer of the Borough of Rocky Hill do hereby certify that funds for this contract are available from: _____.



Joseph P. Monzo, Chief Financial Officer

EXPLANATION: This Resolution authorizes the Mayor and Clerk to sign an Agreement between the Borough of Rocky Hill and the Township of Montgomery for the treatment of the Borough's sanitary sewage.

RESOLUTION 2012-70

**BOROUGH OF ROCKY HILL
SOMERSET COUNTY**

WHEREAS, the sanitary sewage of the Borough of Rocky Hill is treated at the Stage II Treatment Plant located in the Township of Montgomery; and

WHEREAS, the December 30, 1968 Agreement between the Borough and Montgomery for the treatment of the Borough's sanitary sewage expired; and

WHEREAS, the Borough desires to enter into a new agreement with Montgomery for the treatment of the Borough's sanitary sewage; and

WHEREAS, the Borough and Montgomery agreed to that Agreement attached to this Resolution; and

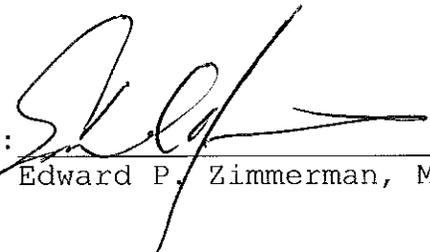
WHEREAS, the Borough believes that entering into the Agreement is in the best interests of the Borough's residents to protect their health, safety and welfare.

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

1. The Borough of Rocky Hill agrees to the Agreement in the form attached.
2. The Borough of Rocky Hill's Mayor and Clerk are hereby authorized to sign the Agreement on behalf of the Borough.
3. This Resolution shall take effect immediately.

ATTEST:

By: 
Rebecca Newman, Clerk

By: 
Edward P. Zimmerman, Mayor

BILL LIST SEPT. 10, 2012
List of Bills - (0110101001) CASH
CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
7353	60 - COURIER NEWS	PO 3981 Publication of Ordinance 2012-04	20.68	20.68
7354	71 - DIFRANCESCO BATEMAN PC	PO 3986 Legal Services: Tax appeals, genera	1,868.66	1,868.66
7355	82 - ROCKY HILL FIRST AID SQUAD	PO 3988 Reimbursement of expenses from 2012	10,335.83	10,335.83
7356	122 - KENCOR INC	PO 3990 Bi-monthly elevator service	75.00	75.00
7357	123 - JOHN KESSLER	PO 3991 Lawn mowing green acres 7/7/12 to 8	1,800.00	1,800.00
7358	173 - N J League of Municipalities	PO 3987 League Luncheon: Mayor and Clerk	80.00	80.00
7359	417 - PELLEGRINO SIGNS	PO 3902 Municipal Building Sign	3,000.00	3,000.00
7360	210 - PSE&G	PO 3994 Street lights August 2012	617.86	617.86
7361	354 - RICOH USA, INC.	PO 3980 Copy machine rental August 2012	124.50	124.50
7362	452 - SPRINT-NEXTEL CORP	PO 3989 Mayor and Clerk's cell phones	165.61	165.61
7363	259 - NEW JERSEY STATE TREASURER	PO 3982 Green Acre loan payment September 2	23,318.69	23,318.69
7364	523 - Somerset County Library System	PO 3976 Purchase of litter books for the Ma	355.75	355.75
7365	455 - TAMARA LEE PP	PO 3992 Washington Street Scape Project: To	478.45	478.45
7366	445 - United States Postal Service	PO 3975 Pre-stamped envelopes	821.85	821.85
7367	289 - VERIZON	PO 3977 Borough Hall phone	231.16	231.16
7368	289 - VERIZON	PO 3978 EMS phone	75.85	75.85
7369	387 - W. B. MASON CO.	PO 3995 Office supplies	389.43	389.43
TOTAL				43,759.32
Total to be paid from Fund 01 CURRENT FUND			43,403.57	
Total to be paid from Fund 02 STATE AND FEDERAL GRANT FUND			355.75	
			<u>43,759.32</u>	

List of Bills - (0810101001) CASH
UTILITY OPERATING

Check#	Vendor	Description	Payment	Check Total
6696	71 - DIFRANCESCO BATEMAN PC	PO 3986 Legal Services: Tax appeals, genera	345.66	345.66
6697	380 - HANS OLSEN	PO 3985 Water Dept. maintenance	65.00	65.00
6698	321 - MIRACLE CHEMICAL CO	PO 3993 Water Dept. chemicals	29.90	29.90
6699	259 - NEW JERSEY STATE TREASURER	PO 3983 Catastrophic illness fund	28.50	28.50
6700	311 - TIM LESKO	PO 3984 Water Dept. maintenance	125.00	125.00
6701	289 - VERIZON	PO 3979 Water Dept. phone	29.48	29.48
TOTAL				623.54
Total to be paid from Fund 08 UTILITY OPERATING			623.54	
			<u>623.54</u>	

List of Bills - (0110101001) CASH CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
7370	417 - PELLEGRINO SIGNS	PO 3902 Municipal Building Sign	2,620.00	2,620.00
	TOTAL			----- 2,620.00
Total to be paid from Fund 01 CURRENT FUND			2,620.00	
			=====	
			2,620.00	