

**BOROUGH OF ROCKY HILL  
COUNCIL MINUTES  
January 7, 2013**

Mayor Edward Zimmerman called the reorganization/regular meeting of the Borough Council of the Borough of Rocky Hill to order at 7:30 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. Notice of this meeting of January 7, 2013 was transmitted to the Courier News and Somerset Spectator on January 11, 2012 and remains continuously posted as to required notices under the Statute. A copy of this notice is and has been available to the public and is on file in the Office of the Borough Clerk.

**READING OF THE DETERMINATION OF THE BOARD OF CANVASSERS OF SOMERSET COUNTY**

The Clerk read the Determination of the Board of Canvassers of Somerset County.

**OATH OF OFFICE TO ELECTED OFFICIALS**

The Honorable Judge Perkins administered the oath of office to the following elected officials:

**Connie Hallman**, Council Member—three year term to expire 12/31/15,

**Jeff Donahue**, Council Member—three year term to expire 12/31/15.

**ROLL CALL**

Mr. Tom Bremner-present, Mr. Jeff Donahue-present, Ms. Connie Hallman-present, Ms. Julia Hasser-present, Bob McKelvey-present, Mr. Mark Pausch-present.

Also present: Mayor Edward Zimmerman, Borough Clerk Rebecca Newman, Deputy Clerk Christine Witt, and Borough Attorney Albert Cruz.

**NOMINATION OF COUNCIL PRESIDENT**

Bremner nominated Jeff Donahue as Council President for a one-year term to expire 12/31/13 and Hallman seconded the motion. Motion carried on roll call—all eyes.

For: Bremner, Donahue, Hallman, Hasser, McKelvey, Pausch

Against: None

Abstain: None

**MAYOR'S COMMENTS**

The Mayor gave his annual State of the Borough address recapping the accomplishments and events of 2012 and looking ahead to matters for the Council to address in 2013.

A full copy of the Mayor's address is available in the Borough Clerk's office.

**CONFIRMATION OF MAYORAL APPOINTMENTS**

The Mayoral Appointments as set forth by Mayor Zimmerman were read into the record. Advice and consent by Council of the appointments was requested.

Pausch made motion with a second by Hasser confirming all Mayoral Appointments for Borough Appointments, Council Committees, and Council Representatives. Motion carried on voice vote.

Hasser made a motion with a second by McKelvey confirming all Mayoral Appointments for Boards and Committees. Motion carried on voice vote.

**OATH OF OFFICE TO APPOINTED OFFICIALS**

The Honorable Judge Perkins administered the oath of office to the following appointed officials:

Fire Chief Todd Harris

Fire Official Erik Mickelson

**APPROVAL OF RESOLUTIONS (2013-01 – 2013-20)**

**2013-01 CONSENT AGENDA**

Bremner moved to adopt Resolution 2013-01 Consent Agenda with a second by Donahue. Motion carried on voice vote.

**2013-02 RULES OF ORDER**

**2013-03 2013 REORGANIZATION MEETING**

**2013-04 2012 MEETING SCHEDULE/POSTING**

**2013-05 FEE FOR MEETING NOTICES**

**2013-06 DESIGNATION OF OFFICIAL NEWSPAPERS**

**2013-07 DEPOSITORY**

**2013-08 AUTH. CFO/TREASURER TO MAKE INVESTMENTS**

**2013-09 TAX COLLECTION DATES AND INTEREST RATES**

**2013-10 REFUND/CANCELLATION OF TAXES LESS THAN \$10.00**

**2013-11 TAX APPEALS/AUTHORIZATION FOR BOROUGH ATTORNEY**

**2013-12 ADOPTION OF TEMPORARY BUDGET**

**2013-13 AUTHORIZATION TO CHARGE RETURNED CHECK FEE**

Pausch moved to adopt resolutions 2013-02 through 2013-13 with a second by Bremner. Motion carried on roll call vote.

For: Bremner, Donahue, Hallman, Hasser, McKelvey, Pausch

Against: None

Abstain: None

**2013-14 BOROUGH ATTORNEY**

**2013 -15 BOROUGH AUDITOR**

**2013 -16 BOROUGH ENGINEER**

**2013 -17 RISK MANAGEMENT CONSULTANT**

**2013 -18 BOROUGH PROSECUTOR**

**2013 -19 PUBLIC DEFENDER**

**2013- 20 BOROUGH PLANNER**

McKelvey moved to adopt resolutions 2013-14 through 2013-20 with a second by Hasser. Motion carried on roll call vote.

For: Bremner, Donahue, Hallman, Hasser, McKelvey, Pausch

Against: None

Abstain: None

**REGULAR MEETING (8:00PM)**

**APPROVAL OF MINUTES**

Regular Meeting Minutes – December 17, 2012–Motion was made by Donahue to approve the minutes.

Bremner seconded motion. Motion carried on roll call vote.

For: Bremner, Donahue, McKelvey, Pausch

Against: None

Abstain: Hallman, Hasser

**PUBLIC COMMENT**

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

**ENGINEER'S REPORT**

No Report

**CHIEF FINANCIAL OFFICER'S REPORT**

No Report

**SPECIAL BUSINESS**

**Christmas Tree Pick Up**

The Clerk will request that Raritan Valley Disposal schedule Christmas tree pick up for after January 18<sup>th</sup>.

**Grant Application for Historic Flag Preservation**

Donahue moved to grant permission for the Mayor and Clerk to certify the grant application. Hallman seconded the motion, and all voted in favor.

For: Bremner, Donahue, Hallman, Hasser, McKelvey, Pausch

Against: None

Abstain: None

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

None

**COMMUNICATIONS:**

None

**FINAL PUBLIC COMMENT**

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

**ADJOURNMENT:**

Motion was made by Donahue with a second by Bremner to adjourn the meeting at 8:07 PM. Motion carried on voice vote.

Respectfully submitted:

Christine Witt  
Deputy Borough Clerk

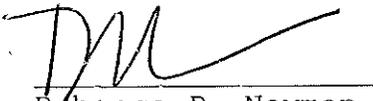
RESOLUTION 2013-01

CONSENT AGENDA

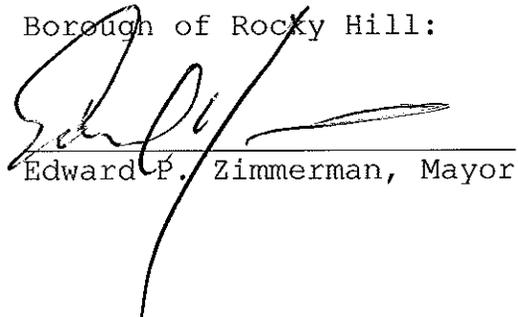
**BE IT RESOLVED** by the Mayor and Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, that approval is given for the use of a "Consent Agenda" which may also be noted as "Resolutions" on the Agenda where matters of a routine nature be placed.

Attest:

Borough of Rocky Hill:



Rebecca P. Newman  
Borough Clerk



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

## RESOLUTION 2013-02

### RULES OF ORDER:

**BE IT RESOLVED** that the Rules of Order as hereinafter set forth be adopted by the Mayor and Council of the Borough of Rocky Hill to govern proceedings of the Mayor and Council for the year 2013.

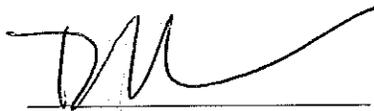
**FIRST:** The regular meetings of the Mayor and Council of the Borough of Rocky Hill shall be at 7:30 P.M. on the first and third Monday of each and every month, excluding the months of July, August and September during which there will only be one meeting on the third Monday of the month, at Borough Hall, 15 Montgomery Avenue, Rocky Hill, New Jersey 08553, except otherwise specified. Special meetings may be called at any time by the Mayor, or by three (3) Council members, on due and timely notice.

**SECOND:** The Order of Business shall be:

1. Call to Order - Salute to the Flag - Announcement of Notice of Meeting - Roll Call.
2. Approval of Minutes.
3. Public Comment - (Members of the Public Wishing to Address the Mayor and Council are Requested to Stand And State Their Name and Address for the Record).
4. New Jersey State Police Reports (First Meeting of month).
5. Engineer's Report (First meeting of month).
6. Chief Financial Officer's Report (First Meeting of month).
7. Resolutions for Transfers of Funds (\*If necessary)
8. Approval of Vouchers to be paid.
9. Departmental Reports (Second meeting of month).
10. Committee Liaison Reports (Second meeting of month).
11. Special business such as public hearings on all matters scheduled pursuant to public notice such as Ordinances, Introduction of Ordinances, and Resolutions.
12. Unfinished Business.
13. New Business.
14. Communications.
15. Final Public Comment (Members of the Public Wishing to Address the Mayor and Council are Requested to Stand And State Their Name and Address for the Record).

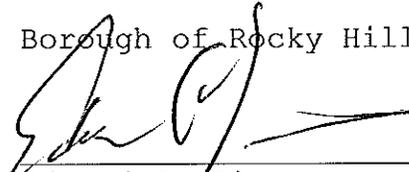
16. Adjournment.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

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Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-03

REORGANIZATION MEETING 2014:

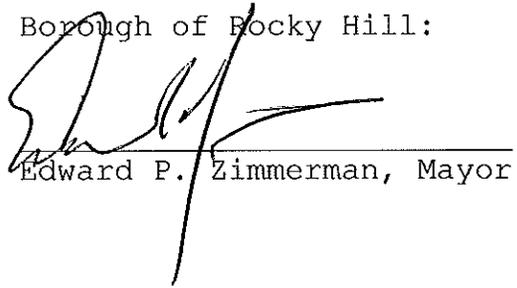
**BE IT RESOLVED** that the Reorganization Meeting of the Borough of Rocky Hill for the year 2014 shall be held at Borough Hall, 15 Montgomery Avenue, Rocky Hill, New Jersey 08553, on Monday, January 6, 2014 at 7:30 PM, or on another date to be scheduled by the Mayor and Council.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

**RESOLUTION 2013-04**

**MEETINGS:**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Rocky Hill that the following is established as a schedule of meetings of the Mayor and Council to be held during 2013.

**BE IT FURTHER RESOLVED** that meetings shall commence at 7:30 P.M. and the location shall be Borough Hall, 15 Montgomery Avenue, Rocky Hill, New Jersey 08553, except as otherwise noted.

In accordance with the Open Public Meetings Act, a copy of this Resolution shall immediately:

Be posted on the Post Office and the Public Library located in the Borough of Rocky Hill and shall remain posted for the year 2013.

Be posted on the Borough of Rocky Hill web site:  
[www.rockyhill-nj.gov](http://www.rockyhill-nj.gov).

Be transmitted to the following newspapers: The Courier-News and the Somerset Spectator.

Filed with the Borough Clerk.

Mailed to those persons who have requested and paid the charges for copies of the schedule and revisions thereto and shall be promptly mailed to those persons who hereinafter make such request and prepay such charge in accordance with applicable law.

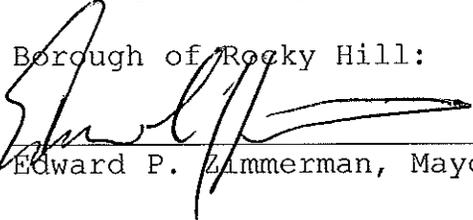
**2013 SCHEDULE OF REGULAR MEETINGS**

BE IT RESOLVED by the Borough Council of the Borough of Rocky Hill that the following is hereby established as the schedule of the regular meetings of the Borough Council to be held during calendar year 2012 at 7:30 PM prevailing time, the 1<sup>st</sup> and 3<sup>rd</sup> Monday of the month (or as otherwise noted) and with the exception of the months of July, August, and September at Borough Hall, 15 Montgomery Ave., Rocky Hill, NJ, to include the reorganization/regular meeting of 2013:

January 23, 2013	4th Wednesday
February 4, 2013	1 <sup>st</sup> Monday
February 20, 2013	3 <sup>rd</sup> Wednesday
March 4, 2013	1 <sup>st</sup> Monday
March 18, 2013	3 <sup>rd</sup> Monday
April 1, 2013	1 <sup>st</sup> Monday
April 15, 2013	3 <sup>rd</sup> Monday
May 6, 2013	1 <sup>st</sup> Monday
May 20, 2013	3 <sup>rd</sup> Monday
June 3, 2013	1 <sup>st</sup> Monday
June 17, 2013	3 <sup>rd</sup> Monday
July 15, 2013	3 <sup>rd</sup> Monday (one meeting per month)
August 19, 2013	3 <sup>rd</sup> Monday (one meeting per month)
September 16, 2013	3 <sup>rd</sup> Monday (one meeting per month)
October 7, 2013	1 <sup>st</sup> Monday
October 21, 2013	3 <sup>rd</sup> Monday
November 4, 2013	1 <sup>st</sup> Monday
November 18, 2013	3 <sup>rd</sup> Monday
December 2, 2013	1 <sup>st</sup> Monday
December 16, 2013	3 <sup>rd</sup> Monday
January 6, 2014	1 <sup>st</sup> Monday (Reorganization/Regular Meeting) – 7:30 PM

Attest

  
\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:  
  
\_\_\_\_\_  
Edward P. Zimmerman, Mayor

Dated: January 7, 2013

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky

Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

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Rebecca P. Newman  
Borough Clerk

**RESOLUTION 2013-05**

**FEEES FOR MEETING NOTICES:**

**WHEREAS**, Section 14 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the public body to fix a reasonable sum to be charged to persons who request that notice of meetings as required under the Act be mailed to them individually; and

**WHEREAS**, said sum is to cover the costs of providing such notices; and

**WHEREAS**, said Section further permits the public body to provide such notices free of charge to news media who so request.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Rocky Hill as follows:

1. Each person requesting an individual notice be mailed to him shall pay annually to the Borough of Rocky Hill the sum of \$10.00 to cover the costs thereof, as required under the Act.
2. Requests for such individual notice made by news media shall be granted without cost.
3. The sum herein designated is subject to change upon the adoption of superseding resolution by this public body.
4. This Resolution shall take effect immediately.
5. That the agenda be posted on the Borough of Rocky Hill web site: [www.rockyhill-nj.gov](http://www.rockyhill-nj.gov).

Attest:

  
\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:

  
\_\_\_\_\_  
Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

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Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-06

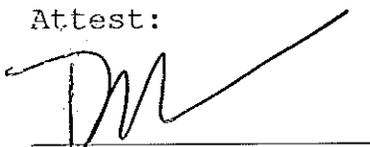
DESIGNATION OF 2012 OFFICIAL NEWSPAPER:

WHEREAS, N.J.S.A. 10:4-8(d) of the Open Public Meetings Act requires that said notice of meetings be submitted to two (2) newspapers, and

WHEREAS, the Mayor and Council of the Borough of Rocky Hill has determined that The Courier-News and the Somerset Spectator have the greatest likelihood of informing the public within the jurisdictional boundaries of the Borough of Rocky Hill of such meetings.

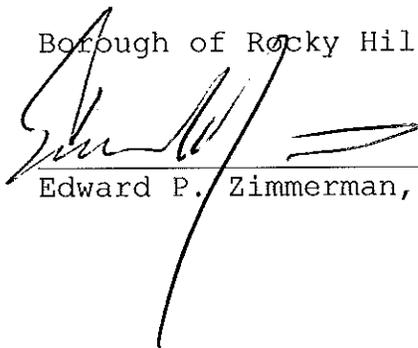
BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Rocky Hill that The Courier-News and Somerset Spectator are hereby designated as official newspapers of this body during 2012 as required by N.J.S.A. 10:4-18 and N.J.S.A. 10:4-8(d)(2) of the Open Public Meetings Act.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-07

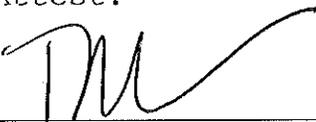
DEPOSITORY:

**WHEREAS**, N.J.S.A. 40A:5-14 mandates that the governing body shall, by Resolution passed by a majority vote of the full membership thereof, designate as a depository of its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state.

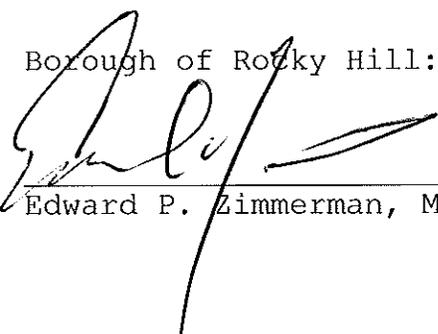
**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, that First Constitution Bank be and is hereby designated as depository for the Borough of Rocky Hill for the year 2013.

Prior to the deposit of any municipal funds in the above mentioned depository, said bank shall file with the Chief Financial Officer a statement indication that First Constitution Bank is covered under the Government Units Deposit Protection Act (N.J.S.A. 17:9-41).

Attest:

  
\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:

  
\_\_\_\_\_  
Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-08

AUTHORIZING CHIEF FINANCIAL OFFICER AND TREASURER TO MAKE INVESTMENTS:

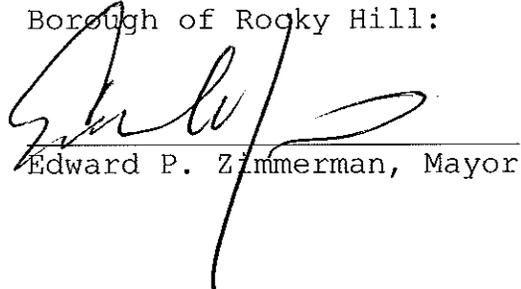
**BE IT RESOLVED** by the Mayor and Council of the Borough of Rocky Hill that the Borough Chief Financial Officer and Treasurer is hereby authorized to negotiate the purchase and sale of U.S. Government obligations or to invest in time open accounts, or certificates of deposit, whichever is the most favorable to achieve the best program for the investment of surplus municipal funds.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-09

**TAX COLLECTION AND INTEREST ON DELINQUENT TAXES:**

**WHEREAS**, N.J.S.A. 54:4-67 implies that affirmative action is required on the part of the governing body in fixing the rate of interest on delinquent taxes and grace period; and

**WHEREAS**, taxes are due and payable on the following dates: February 1, May 1, August 1, and November 1;

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Rocky Hill that a 10 day grace period be afforded after which date unpaid taxes will be charged interest from the due date;

**BE IT FURTHER RESOLVED** by the Mayor and Council of the Borough of Rocky Hill that the interest rate on delinquent taxes shall be eight (8%) percent per annum of the first \$1,500.00 and eighteen (18%) percent per annum on any amount in excess of \$1,500.00 for the year 2013, and no interest shall be charged if payment of any installment is made within the tenth (10<sup>th</sup>) calendar day following the day upon which same became payable; and

**BE IT FURTHER RESOLVED** in accordance with N.J.S.A. 54:4-67 that the governing body may also fix a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay that delinquency prior to the end of the calendar year and that such penalty shall not exceed six (6%) percent of the amount of the delinquency; and

**BE IT FURTHER RESOLVED** in any case where the taxes are not paid during the respective extended periods, the full interest rate from the due date shall apply.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

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Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-10

AUTHORIZING TAX COLLECTOR TO REFUND AND CANCEL TAXES LESS THAN \$10.00:

WHEREAS, the governing body of a municipality may authorize a municipal employee to refund and/or cancel property taxes less than \$10.00 without further action of the governing body.

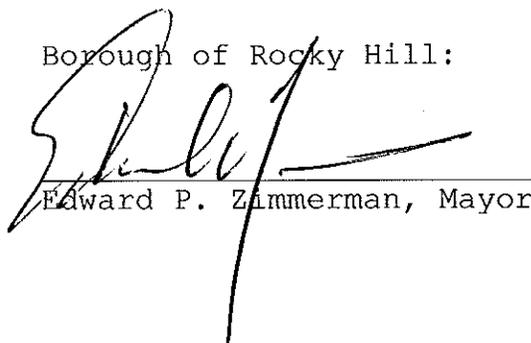
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rocky Hill that the Borough of Rocky Hill Tax Collector is hereby authorized to process refunds and delinquencies as permitted by applicable law.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-11

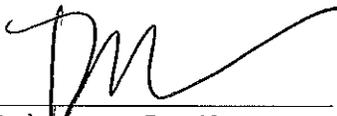
**TAX APPEALS:**

**BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Rocky Hill, Somerset County, New Jersey, that the Borough Attorney is hereby authorized to file corrective appeals for errors in assessments or counterclaims to increase assessments, defend tax appeals filed by taxpayers, and agree to the terms of any stipulation of settlement of tax appeals as he deems necessary and in the best interest of the Borough for the calendar year 2013; and

**BE IT FURTHER RESOLVED** that this authority shall expire as of December 31, 2013; and

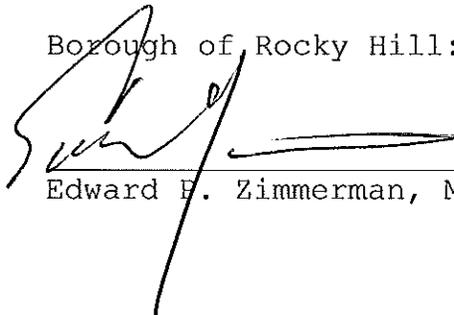
**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be forwarded to the Somerset County Board of Taxation.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward F. Zimmerman, Mayor

**CERTIFICATION**

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

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Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-12

ADOPTING TEMPORARY BUDGET:

ROCKY HILL BOROUGH  
SOMERSET COUNTY  
RESOLUTION OF THE BOROUGH OF ROCKY HILL,  
COUNTY OF SOMERSET, NEW JERSEY, SETTING THE  
2013 TEMPORARY BUDGET

WHEREAS, Section 40A-4-19 provides that temporary appropriations may be made to provide for the period between the beginning of the budget year and the date of adoption of the budget; and,

WHEREAS, the date of this resolution is within the first thirty days of the 2013 budget year; and,

WHEREAS, the total of the following temporary appropriations does not exceed 26.25% of the total amount of the appropriations made for all purposes in the 2012 budget (exclusive of Debt Service, Capital Improvement Fund and Public Assistance)

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, at a meeting held January 7, 2013 that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer after adoption.

CURRENT FUND

GENERAL ADMINISTRATION - OTHER EXPENSE	8,800.00
MAYOR AND COUNCIL - OTHER EXPENSE	1,500.00
MUNICIPAL CLERK - SALARY AND WAGES	6,600.00
MUNICIPAL CLERK - OTHER EXPENSE	1,000.00
FINANCIAL ADMINI- SALARY AND WAGES	4,000.00
TAX COLLECTION - SALARY AND WAGE	3,000.00
TAX COLLECTION - OTHER EXPENSE	275.00
TAX ASSESSMENT - SALARY AND WAGES	2,000.00
TAX ASSESSMENT - OTHER EXPENSE	250.00
LEGAL SERVICES - OTHER EXPENSE	7,000.00

SURETY BONDS- OTHER EXPENSE	300.00
ENGINEERING SERVICES - OTHER EXPENSE	8,000.00
PLANNING BOARD - SALARY AND WAGES	3,000.00
PLANNING BOARD - OTHER EXPENSE	8,875.00
COAH -SALARY AND WAGES	300.00
COAH - OTHER EXPENSE	50.00
POLICE- SALARIES AND WAGES	3,000.00
POLICE- OTHER EXPENSES	1,575.00
LIABILITY INSURANCE - OTHER EXPENSE	17,000.00
WORKER S COMPENSATION INS. - OTHER EXPEN	3,150.00
EMERGENCY MANAGEMENT - OTHER EXPENSE	525.00
AID TO VOLUNTEER FIRE COMPANIES - CONTRI	6,575.00
AID TO VOLUNTEER AMBULANCE COMPANIES - C	6,575.00
FIRE PREVENTION BUREAU - SALARY AND WAGE	1,200.00
FIRE PREVENTION BUREAU - OTHER EXPENSE	150.00
MUNICIPAL PROSECUTOR - SALARY & WAGES	1,700.00
STREETS AND ROAD- OTHER EXPENSES	17,000.00
GARBAGE AND TRASH-OTHER EXPENSE	12,000.00
RECYCLING - OTHER EXPENSE	6,300.00
BUILDINGS AND GROUNDS - OTHER EXPENSE	12,000.00
BOARD OF HEALTH- SALARIES AND WAGES	200.00
Board of Health- OE-Contractual	7,500.00
Board of Health-OE-Miscellaneous	650.00
RECREATION SVS AND PROGRAMS - OTHER EXPE	2,750.00
MAINTENANCE OF PARKS - OTHER EXPENSE	5,500.00
ELECTRICITY - OTHER EXPENSE	1,200.00
STREET LIGHTING - OTHER EXPENSE	

	3,000.00
SIDEWALK MAINT-OTHER EXPENSES	10,000.00
FIRE HYDRANT SERVICE-OTHER EXPENSES	1,000.00
TELEPHONE - OTHER EXPENSE	700.00
HEATING OIL - OTHER EXPENSE	1,500.00
WATER & SEWER - OTHER EXPENSE	250.00
SOCIAL SECURITY - OTHER EXPENSE	2,500.00
MUNICIPAL COURT - SALARY AND WAGES	6,200.00
MUNICIPAL COURT - OTHER EXPENSE	1,200.00
FREE COUNTY LIBRARY-OTHER EXPENSES	2,625.00
Shade Tree Committee-Other Expenses	800.00
PUBLIC DEFENDER - OTHER EXPENSE	300.00
SOUTH BD BROOK- OTHER EXPENSES	<u>12,600.00</u>
Total	204,175.00

**UTILITY FUND**

Salaries	5,000.00
Other Expenses	30,000.00
Sewer Service Charge	<u>30,000.00</u>
Total	65,000.00

RESOLUTION 2013-13

**AUTHORIZATION TO CHARGE A RETURNED CHECK FEE:**

**WHEREAS**, State statute permits local authorities to set a fee for returned checks; and

**WHEREAS**, the maximum amount to be charged per State statute is \$20.00; and

**WHEREAS**, the Borough Council of the Borough of Rocky Hill, hereby desires to set a fee for checks returned by financial institutions for insufficient funds or other reasons by which funds are not able to be collected,

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Rocky Hill that a returned check of \$20.00 be imposed for each check presented to the Borough of Rocky Hill that is returned for uncollected funds purposes;

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

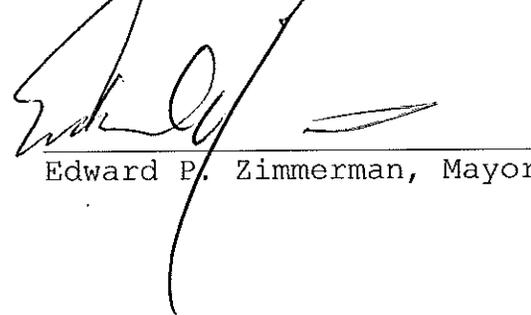
ATTEST:

BOROUGH OF ROCKY HILL



Rebecca P. Newman  
Borough Clerk

BY:



Edward P. Zimmerman, Mayor

Dated: January 7, 2013

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

Rebecca P. Newman  
Borough Clerk

**RESOLUTION 2013-14**

**APPOINTMENT OF BOROUGH ATTORNEY/CORPORATION COUNSEL:**

**WHEREAS**, N.J.S.A. 40A:9-139 requires that every municipality shall have an attorney; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of an attorney is a professional service as defined in said statute; and

**WHEREAS**, the Borough of Rocky Hill has a need to acquire legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

**WHEREAS**, the Clerk of the Borough of Rocky Hill has determined and certified in writing that the value of the contract may exceed \$17,500.00; and

**WHEREAS**, the term of this contract is one (1) year; and

**WHEREAS**, Albert E. Cruz, Esq., of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, P.C., has submitted a proposal indicating he will provide legal services at the rate of \$155.00 per hour not to exceed \$36,000; and

**WHEREAS**, Albert E. Cruz, Esq., of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, P.C., has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Rocky Hill in the previous one (1) year, and that the contract will prohibit Albert E. Cruz, Esq., of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, P.C., from making any reportable contributions through the term of the contract.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of

New Jersey, hereby retains Albert E. Cruz, Esq., of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, P.C., as Attorney for the Borough of Rocky Hill for the year 2013, to perform the professional services ordinarily provided by an attorney of the State of New Jersey and receive such compensation as may be reasonable for such services; and

**IT IS FURTHER RESOLVED** that the Mayor of the Borough of Rocky Hill is hereby authorized to enter into said agreement with DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, P.C.; and

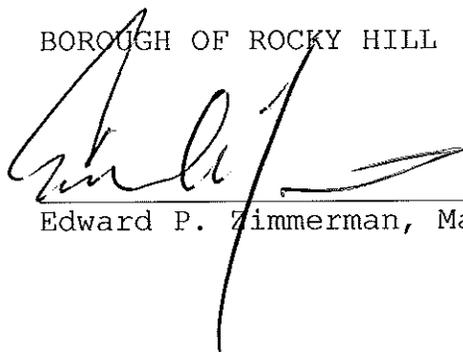
**IT IS FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

ATTEST:

BOROUGH OF ROCKY HILL



Rebecca P. Newman  
Borough Clerk

BY:   
Edward P. Zimmerman, Mayor

Dated: January 7, 2013

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

**RESOLUTION 2013-15**

**BOROUGH AUDITOR:**

**WHEREAS**, N.J.S.A. 40A:5-4 requires that every municipality shall have an annual audit of its books and financial transactions by a Registered Municipal Accountant of New Jersey; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of a Municipal Auditor is a professional service as defined in said statute; and

**WHEREAS**, the Borough of Rocky Hill has a need to acquire auditor services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

**WHEREAS**, the Clerk of the Borough of Rocky Hill has determined and certified in writing that the value of the contract may exceed \$17,500.00; and

**WHEREAS**, the term of this contract is one (1) year; and

**WHEREAS**, Robert S. Morrison of Hodulik & Morrison, P.A., has submitted a proposal indicating he will provide auditor services at the rate of \$130.00 per hour not to exceed \$16,000.00 (Current) and \$6,500.00 (Water and Sewer Utility) a total of \$22,500; and

**WHEREAS**, Robert S. Morrison of Hodulik & Morrison, P.A., has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Rocky Hill in the previous one (1) year, and that the contract will prohibit the Robert S. Morrison of Hodulik & Morrison, P.A., from making any reportable contributions through the term of the contract.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of New Jersey, hereby retains Robert S. Morrison of Hodulik &

Morrison, P.A., as Municipal Auditor for the Borough of Rocky Hill for the year 2013, to perform the professional services ordinarily provided by a Registered Municipal Accountant of the State of New Jersey and receive such compensation as may be reasonable for such services; and

**IT IS FURTHER RESOLVED** that the Mayor of the Borough of Rocky Hill is hereby authorized to enter into said agreement with Hodulik & Morrison, P.A.; and

**IT IS FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

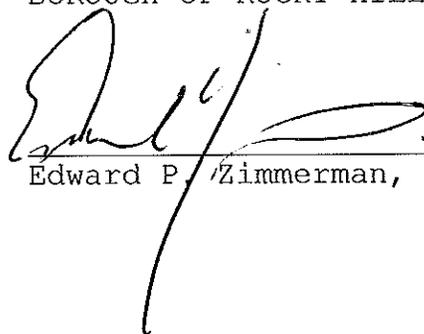
ATTEST:

BOROUGH OF ROCKY HILL



\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

BY:



\_\_\_\_\_  
Edward P. Zimmerman, Mayor

Dated: January 7, 2013

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-16

APPOINTMENT OF BOROUGH ENGINEER

**WHEREAS**, N.J.S.A. 40A:9-140 requires that every municipality shall have a Municipal Engineer; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of a Municipal Engineer is a professional service as defined in said statute; and

**WHEREAS**, the Borough of Rocky Hill has a need to acquire engineering services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

**WHEREAS**, the Clerk of the Borough of Rocky Hill has determined and certified in writing that the value of the contract may exceed \$17,500.00; and

**WHEREAS**, the term of this contract is one (1) year; and

**WHEREAS**, William Tanner, P.E., of Van Cleef Engineering, has submitted a proposal indicating he will provide engineering services at a rate of \$133.00 per hour not to exceed \$95,000.00; and

**WHEREAS**, William Tanner, P.E., of Van Cleef Engineering, has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Rocky Hill in the previous one (1) year, and that the contract will prohibit the William Tanner of Van Cleef Engineering from making any reportable contributions through the term of the contract.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of New Jersey, hereby retains William Tanner of Van Cleef Engineering as Municipal Engineer for the Borough of Rocky Hill for the year 2013, to perform the professional services ordinarily provided by a professional engineer of the State of New Jersey and receive such compensation as may be reasonable for such services; and

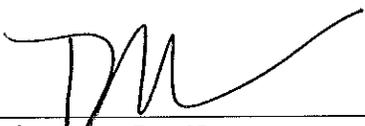
**IT IS FURTHER RESOLVED** that the Mayor of the Borough of Rocky Hill is hereby authorized to enter into said agreement with Van Cleef Engineering Associates; and

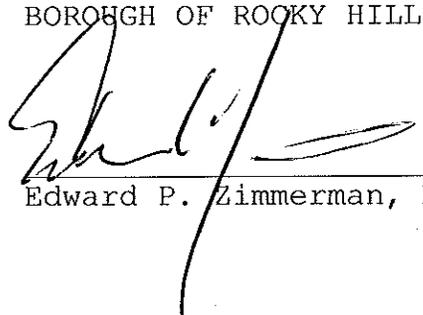
**IT IS FURTHER RESOLVED** that notice of this Resolution shall be published in the Courier News as required by law; and

**IT IS FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

ATTEST:

BOROUGH OF ROCKY HILL

  
\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

BY:   
\_\_\_\_\_  
Edward P. Zimmerman, Mayor

Dated: January 7, 2013

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-17

APPOINTMENT OF RISK MANAGEMENT CONSULTANT

**WHEREAS**, the Borough of Rocky Hill (hereinafter "Local Unit") has joined the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq.; and

**WHEREAS**, the by-laws require participating members to appoint a Risk Management Consultant, as those positions are defined in the by-laws, if requested to do so by the "Fund"; and

**WHEREAS**, the "Fund" has requested its members to appoint individuals or entities to that position; and

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Rocky Hill, County of Somerset, State of New Jersey, as follows:

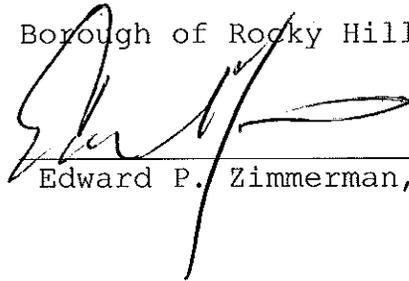
1. Borough of Rocky Hill appoints Bollinger Inc./ Kevin McCall its local Risk Management Consultant.
2. The Mayor and Risk Management Consultant are hereby Authorized to execute the Risk Management Consultant's Agreement for the year 2013 in the form attached hereto.

Attest:



Rebecca P. Newman  
Borough Clerk

Borough of Rocky Hill:



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

**RESOLUTION 2013-18**

**APPOINTMENT OF MUNICIPAL PROSECUTOR**

**WHEREAS**, the Borough of Rocky Hill is in need of the services of a Municipal Prosecutor; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of an attorney is a professional service as defined in said statute; and

**WHEREAS**, the Borough of Rocky Hill has a need to acquire legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

**WHEREAS**, the Clerk of the Borough of Rocky Hill has determined and certified in writing that the value of the contract will not exceed \$17,500.00; and

**WHEREAS**, the term of this contract is one (1) year; and

**WHEREAS**, Raymond J. Stine, Esq., submitted a proposal indicating he will provide services at the rate of \$500.00 for each Municipal Court session where an appearance is required (not to exceed \$6,000.00 per year); and

**WHEREAS**, Raymond J. Stine, Esq., has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Rocky Hill in the previous one (1) year, and that the contract will prohibit Raymond J. Stine, Esq., from making any reportable contributions through the term of the contract.

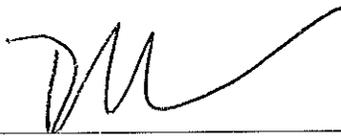
**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of New Jersey, hereby retains Raymond J. Stine, Esq., as Municipal Prosecutor for the Borough of Rocky Hill for the period January 1, 2013 through December 31, 2013, to perform the professional services ordinarily provided by a Municipal Prosecutor of the State of New Jersey and receive such compensation as may be reasonable for such services; and

**IT IS FURTHER RESOLVED** that the Mayor of the Borough of Rocky Hill is hereby authorized to enter into said agreement with Raymond J. Stine, Esq.; and

**IT IS FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

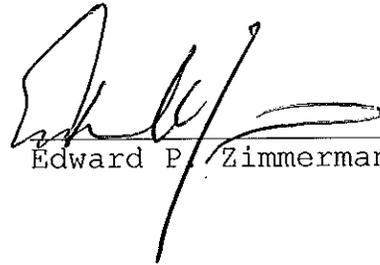
ATTEST:

BOROUGH OF ROCKY HILL



\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

BY:



\_\_\_\_\_  
Edward P. Zimmerman, Mayor

Dated: January 7, 2013

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

**RESOLUTION 2013-19**

**APPOINTMENT OF MUNICIPAL PUBLIC DEFENDER**

**WHEREAS**, the Borough of Rocky Hill is in need of the services of a Municipal Public Defender; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of an attorney is a professional service as defined in said statute; and

**WHEREAS**, the Borough of Rocky Hill has a need to acquire legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

**WHEREAS**, the Clerk of the Borough of Rocky Hill has determined and certified in writing that the value of the contract will not exceed \$17,500.00; and

**WHEREAS**, the term of this contract is one (1) year; and

**WHEREAS**, Jared Witt, 19 Montgomery Ave., Rocky Hill, NJ submitted a proposal indicating he will provide services at the rate of \$200.00 per case, as needed, but shall not exceed \$1,000.00 per year; and

**WHEREAS**, Jared Witt, Esq., has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Rocky Hill in the previous one (1) year, and that the contract will prohibit Jared Witt, Esq., from making any reportable contributions through the term of the contract.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of New Jersey, hereby retains Jared Witt, Esq. as Municipal Public Defender for the Borough of Rocky Hill for the period January 1, 2013 through December 31, 2013, to perform the professional services ordinarily provided by a Municipal Public Defender of

the State of New Jersey and receive such compensation as may be reasonable for such services; and

**IT IS FURTHER RESOLVED** that the Mayor of the Borough of Rocky Hill is hereby authorized to enter into said agreement with Jared Witt, Esq.; and

**IT IS FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

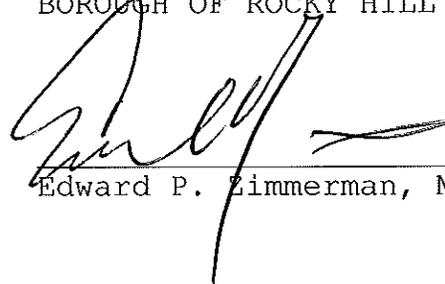
ATTEST:

BOROUGH OF ROCKY HILL



\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

BY:



\_\_\_\_\_  
Edward P. Zimmerman, Mayor

Dated: January 7, 2013

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

**RESOLUTION 2013-20**

**APPOINTMENT OF BOROUGH PLANNER**

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of a Borough Planner is a professional service as defined in said statute; and

**WHEREAS**, the Borough of Rocky Hill has a need to acquire planning services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

**WHEREAS**, the Clerk of the Borough of Rocky Hill has determined and certified in writing that the value of the contract will not exceed \$17,500.00; and

**WHEREAS**, the term of this contract is one (1) year; and

**WHEREAS**, Tamara Lee, P.P., has submitted a proposal indicating she will provide planning services at the rate of \$105.00 per hour not to exceed \$1,000.00; and

**WHEREAS**, Tamara Lee, P.P., has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Rocky Hill in the previous one (1) year, and that the contract will prohibit Tamara Lee from making any reportable contributions through the term of the contract.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of New Jersey, hereby retains Tamara Lee, P.P., as Planner for the Borough of Rocky Hill for the year 2013, to perform the professional services ordinarily provided by a professional planner of the State of New Jersey and receive such compensation as may be reasonable for such services; and

**IT IS FURTHER RESOLVED** that the Mayor of the Borough of Rocky Hill is hereby authorized to enter into said agreement with Tamara Lee; and

**IT IS FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

ATTEST:

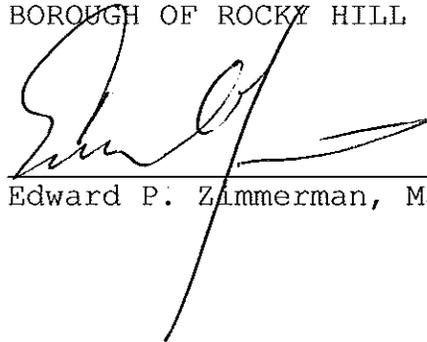


\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

Dated: January 7, 2013

BOROUGH OF ROCKY HILL

BY:



\_\_\_\_\_  
Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Acting Borough Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca P. Newman  
Borough Clerk

RESOLUTION 2013-21

APPOINTMENT OF MUNICIPAL COURT JUDGE

WHEREAS, the Borough of Rocky Hill is in need of the services of a Municipal Court Judge and

WHEREAS, the term of Eric Perkins, presiding Judge of the Borough of Rocky Hill Municipal Court expired on December 31, 2012; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Rocky Hill, County of Somerset, to reappoint Judge Perkins to a three year term commencing January 1, 2013 through December 31, 2015.

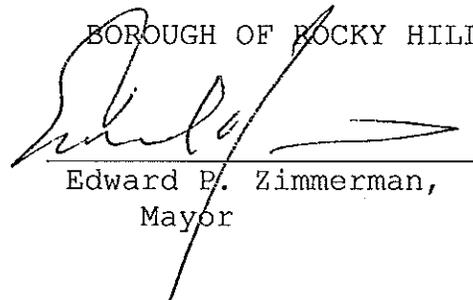
NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of New Jersey, hereby reappoint Erick Perkins as the Municipal Court Judge for a three year term commencing January 1, 2013 through December 31, 2015.

ATTEST:

  
\_\_\_\_\_  
Rebecca Newman, RMC

Borough Clerk

Dated: January 7, 2013

BOROUGH OF ROCKY HILL  
  
\_\_\_\_\_  
Edward P. Zimmerman,  
Mayor

CERTIFICATION

I, Rebecca Newman, Clerk of the Borough of Rocky Hill, County of Somerset, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on January 7, 2013.

\_\_\_\_\_  
Rebecca Newman, Clerk