

**Borough of Rocky Hill
Borough Council
Minutes of the Reorganization/Regular Meeting
January 6, 2016**

Mayor Jeff Donahue called the reorganization/regular meeting of the Borough Council of the Borough of Rocky Hill to order at 7:00 PM followed by the salute to the Flag.

NOTICE OF COMPLIANCE WITH OPEN PUBLIC MEETINGS ACT

Mayor Donahue 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 was transmitted to the Courier News and Somerset Spectator on December 22, 2015. 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.

OATH OF OFFICE TO ELECTED OFFICIALS

Clerk Newman administered the oath of office to the following elected officials:

Robert Ashbaugh, Council Member—three-year term to expire 12/31/18

John Hagemann, Council Member—three-year term to expire 12/31/18

ROLL CALL

Mr. Tom Bremner-present, Mr. Billy Dawson-present, Mr. John Hagemann-present, Mr. Phil Kartsonis-present, Mr. Bob Uhrik- arrived at 7:26 PM.

Also present: Mayor Jeff Donahue, Borough Clerk Rebecca Newman, Deputy Clerk Christine Witt, CFO Joe Monzo, Engineer Bill Tanner and Attorney Tim Beck.

Mayor Donahue thanked Ms. Hallman for her service to the Borough.

NOMINATION OF COUNCIL PRESIDENT

Mr. Ashbaugh nominated Tom Bremner as Council President for a one-year term to expire 12/31/16 and Kartsonis seconded the motion. Motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis

Against: None

Abstain: None

MAYOR'S COMMENTS

Mayor Donahue reflected upon the Borough Council's accomplishments in 2015 including Mr. Ashbaugh's insurance review, a new garbage contract, Mr. Bremner's spearheading the IT upgrade, and Ms. Hallman's organization of the 125th anniversary celebration. Moving forward the Mayor would like the town to focus on maintaining its infrastructure to avoid emergency repairs, continuing to foster community involvement and volunteerism, and the exploration of a community garden.

CONFIRMATION OF MAYORAL APPOINTMENTS

(A) BOROUGH APPOINTMENTS

(B) COUNCIL COMMITTEES

(C) COUNCIL REPRESENTATIVES

(D) BOARDS AND COMMITTEES

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

Mr. Bremner made a motion with a second by Mr. Dawson confirming all Mayoral Appointments.
Motion carried on roll call vote.
For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis
Against: None
Abstain: None

APPROVAL OF RESOLUTIONS

2016-01 CONSENT AGENDA

Mr. Dawson moved to adopt Resolution 2016-01 Consent Agenda with a second by Mr. Ashbaugh.
Motion carried on roll call vote.
For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis
Against: None
Abstain: None

2016-02 RULES OF ORDER

2016-03 2016 REORGANIZATION MEETING

2016-04 2015 MEETING SCHEDULE/POSTING

2016-05 FEE FOR MEETING NOTICES

2016-06 DESIGNATION OF OFFICIAL NEWSPAPERS

2016-07 DEPOSITORY

2016-08 AUTH. CFO/TREASURER TO MAKE INVESTMENTS

2016-09 TAX COLLECTION DATES AND INTEREST RATES

2016-10 REFUND/CANCELLATION OF TAXES LESS THAN \$10.00

2016-11 TAX APPEALS/AUTHORIZATION FOR BOROUGH ATTORNEY

2016-12 ADOPTION OF TEMPORARY BUDGET

2016-13 AUTHORIZATION TO CHARGE RETURNED CHECK FEE

2016-14 BOROUGH ATTORNEY

2016-15 BOROUGH AUDITOR

2016-16 BOROUGH ENGINEER

2016-17 BOROUGH PROSECUTOR

2016-18 PUBLIC DEFENDER

2016-19 BOROUGH PLANNER

2016-20 RECYCLING COORDINATOR

2016-21 MUNICIPAL JUDGE

Mr. Dawson moved to adopt resolutions 2016-02 through 2016-21 with a second by Mr. Ashbaugh.
Motion carried on roll call vote.
For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis
Against: None
Abstain: None

SPECIAL RESOLUTIONS & PROCLAMATIONS

2015-22 ACKNOWLEDGING CONNIE HALLMAN'S SERVICE TO THE BOROUGH

Mr. Bremner moved to approve the resolution, and Mr. Ashbaugh seconded. Motion carried on roll call vote.
For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis
Against: None
Abstain: None

REGULAR MEETING (7:20 PM)

APPROVAL OF MINUTES

Regular Meeting Minutes – December 21, 2015–Motion was made by Mr. Kartsonis to approve the minutes, and Mr. Dawson seconded the motion. Motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Kartsonis

Against: None

Abstain: Hagemann

Executive Session Minutes – December 21, 2015–Motion was made by Mr. Bremner to approve the minutes. Mr. Dawson seconded the motion. Motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Kartsonis

Against: None

Abstain: Hagemann

PUBLIC COMMENT

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

State Assemblyman Jack Ciattarelli commented that Rocky Hill is one of the smallest Borough's in his district, but it is still important, and he thanked all the public servants and employees in the Borough.

ENGINEER'S REPORT

Engineer Bill Tanner delivered the report. Mr. Tanner announced that there is currently a water main break on Hickory Court. The repair will be made in the morning, and residents still have water.

FIRE HOUSE DRIVEWAY

As part of the Montgomery Avenue Phase III road project the Engineer added an alternate to provide a price to overlay the driveway adjacent to the new apron to adjust an elevation differential.

PROJECTS

Tree Work. Engineer to follow up.

Snow Removal. Awarded to Mastroianni.

Leaf Collection. Fourth and final pick up completed.

Montgomery Avenue. The Borough received bids on the work by two qualified local contractors. The two bids were close and are below the NJDOT grant amount.

Generator Grant. The Borough will need to engage a firm to handle the electrical engineering part of the installation. The Engineer recommends that the firm that originally helped with the application be hired for this task.

NJDEP WATER RESTRICTION

There are two issues regarding water leaks on Crescent Avenue:

1. The possibility of the infiltration of water from the know waterline leak into the basement of the house at 6 Crescent Avenue was determined to be unrelated to the known waterline leak. This is done by testing a sample obtained from the water being pumped from the basement of the house for the presence of chlorine. There was no chlorine.
2. Tim Lesko has determined that the 8" main in Crescent is the source of the waterline leak. The Engineer contacted three firms this week specializing in water leak detection to confirm the leak location.

(Mr. Uhrik arrived 7:26 PM)

CHRISTMAS TREE PICK UP

JLM will perform two pick-ups in January

CONTRACTS FOR THE COMING YEAR

This year all of our small contracts should be re-bid. They include: grass mowing, brush and limb, leaf collection, and the Federal Emergency Management Administration generator.

CHIEF FINANCIAL OFFICER'S REPORT

The CFO reported that he filed the annual debt statement and the supplemental debt statement for the school board referendum.

SPECIAL BUSINESS

Resolution 2016-23: Authorizing the Mayor and Clerk to Sign a Contract with Topline Construction for the 2015 Montgomery Avenue Phase III Road Improvements

Mr. Bremner moved to approve the resolution, Mr. Dawson seconded, and motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Kartsonis, Uhrik

Against: None

Abstain: Hagemann

Resolution 2016-24: Authorizing the Mayor and Clerk to Sign a Contract with JML Landscaping for the Removal of Christmas Trees

Mr. Uhrik moved to approve the resolution, Mr. Bremner seconded, and motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis, Uhrik

Against: None

Abstain: None

Resolution 2016-25: Adoption of the Bylaws of the Borough of Rocky Hill

Mr. Dawson moved to approve the resolution, Mr. Bremner seconded, and motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis, Uhrik

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.

Former mayor Brian Nolan, 18 Washington Street, thanked the Mayor and Council for their service to the Borough.

EXECUTIVE SESSION (7:47 PM)

Resolution 2016-26 Resolution to Retire Into Executive Session

Litigation-In the Matter of the Borough of Rocky Hill for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan, Docket No. L-901-15

Mr. Bremner moved to retire into Executive Session, and Mr. Dawson seconded. Motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis, Uhrik

Against: None

Abstain: None

(Executive Session Ended 7:57 PM)

RESULTS OF EXECUTIVE SESSION

Resolution 2016-27: Authorizing the Borough Attorney to Enter the Borough into an Agreement with Econsult

Mr. Bremner moved to approve the resolution, Mr. Dawson seconded, and motion carried on roll call vote.

For: Ashbaugh, Bremner, Dawson, Hagemann, Kartsonis, Uhrik

Against: None

Abstain: None

ADJOURNMENT

Motion was made by Mr. Bremner with a second by Mr. Dawson to adjourn the meeting at 7:59 PM. Motion carried on roll voice vote.

Respectfully submitted:

Christine Witt
Deputy Borough Clerk

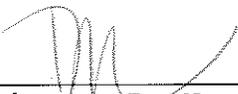
RESOLUTION 2016-01

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



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-02

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 2016.

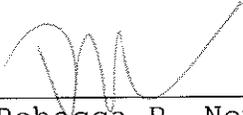
FIRST: The regular meetings of the Mayor and Council of the Borough of Rocky Hill shall be at 7:30 P.M. on the first and third Monday of each and every month, excluding the months of June, July, August and September during which there will only be one meeting on the third Monday of the month, at Borough 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:



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

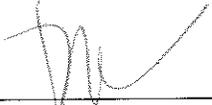
RESOLUTION 2016-03

REORGANIZATION MEETING 2017:

BE IT RESOLVED that the Reorganization Meeting of the Borough of Rocky Hill for the year 2017 shall be held at Borough Hall, 15 Montgomery Avenue, Rocky Hill, New Jersey 08553, on Monday, January 2, 2017 at 7:30 PM, or on another date to be scheduled by the Mayor and Council.

Attest:

Borough of Rocky Hill:



Rebecca P. Newman
Borough Clerk



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-04

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 2016.

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 2016.

Be posted on the Borough of Rocky Hill web site:
www.rockyhill-nj.gov.

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

Filed with the Borough Clerk.

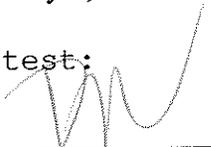
Mailed to those persons who have requested and paid the charges for copies of the schedule and revisions thereto and shall be promptly mailed to those persons who hereinafter make such request and prepay such charge in accordance with applicable law.

2015 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 2016 at 7:30 PM prevailing time, the 1st and 3rd Monday of the month (or as otherwise noted) and with the exception of the months of June, July, August, and September at Borough Hall, 15 Montgomery Ave., Rocky Hill, NJ, to include the reorganization/regular meeting of 2017:

January 20, 2016	4th Wednesday
February 1, 2016	1 st Monday
February 17, 2016	3 rd Wednesday
March 7, 2016	1 st Monday
March 21, 2016	3 rd Monday
April 4, 2016	1 st Monday
April 18, 2016	3 rd Monday
May 2, 2016	1 st Monday
May 16, 2016	3 rd Monday
June 20, 2016	3 rd Monday (one meeting per month)
July 18, 2016	3 rd Monday (one meeting per month)
August 15, 2016	3 rd Monday (one meeting per month)
September 19, 2016	3 rd Monday (one meeting per month)
October 3, 2016	1 st Monday
October 17, 2016	3 rd Monday
November 7, 2016	1 st Monday
November 21, 2016	3 rd Monday
December 5, 2016	1 st Monday
December 19, 2016	3 rd Monday
January 2, 2017	1 st Thursday (Reorganization/Regular Meeting) – 7:30 PM

Attest:



Rebecca P. Newman
Borough Clerk

Borough of Rocky Hill:



Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-05

FEES 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.

Attest:

Borough of Rocky Hill:



Rebecca P. Newman
Borough Clerk



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-06

DESIGNATION OF 2016 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 2016 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:

Borough of Rocky Hill:



Rebecca P. Newman
Borough Clerk



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-07

DEPOSITORY:

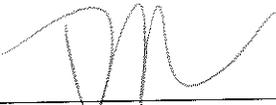
WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body shall, by Resolution passed by a majority vote of the full membership thereof, designate as a depository of its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this 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 2016.

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

Attest:

Borough of Rocky Hill:



Rebecca P. Newman
Borough Clerk



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-08

AUTHORIZING CHIEF FINANCIAL OFFICER AND TREASURER TO MAKE INVESTMENTS :

**CASH MANAGEMENT PLAN OF THE BOROUGH OF ROCKY HILL,
IN THE COUNTY OF SOMERSET, NEW JERSEY**

I. STATEMENT OF PURPOSE.

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Borough of Rocky Hill, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN.

A. The Plan is intended to cover the deposit and/or investment of the following funds of the Borough of Rocky Hill:

General
Capital
Animal Control
COAH
Developers Escrow
Public Assistance
Water and Sewer Utility
Payroll

B. It is understood that this Plan is not intended to cover certain funds and accounts of the Borough of Rocky Hill, specifically:

Not Applicable

III. DESIGNATION OF OFFICIALS AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN.

The Chief Financial Officer and the Comptroller of the Borough of Rocky Hill , (the "Designated Officials") are hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Borough of Rocky Hill are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such officials.

IV. DESIGNATION OF DEPOSITORIES.

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

- 1st Constitution
 - General 163171
 - Capital 163058
 - Animal Control 163023
 - COAH/Escrow 177962
 - Public Assistance 163031
 - Water and Sewer Utility 158356
 - Payroll 179418

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

V. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official(s) of the Borough of Rocky Hill referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits.

New Jersey Cash Management
New Jersey Arbitrage Rebate Management (NJ ARM)

All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

VI. AUTHORIZED INVESTMENTS.

A. Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America (any investment contracts providing for resale arrangements with the supplier should be analyzed for legality and should be specifically authorized in the cash management plan);
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (C.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
 - (b) the custody of collateral is transferred to a third party;
 - (c) the maturity of the agreement is not more than 30 days;
 - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41); and
 - (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.
- (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and

- (c) which has:
 - (i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
 - (ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec.80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

- (a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- (b) which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;
- (e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
- (f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

B. Notwithstanding the above authorization, the monies on hand in the following funds and accounts shall be further limited as to maturities, specific investments or otherwise as follows:

Not Applicable

VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN.

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Borough of Rocky Hill, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Borough of Rocky Hill to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the Borough of Rocky Hill or by a third party custodian prior to or upon the release of the Borough of Rocky Hill's funds.

To assure that all parties with whom the Borough of Rocky Hill deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

VIII. REPORTING REQUIREMENTS.

On the first day of each month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the governing body of the Borough of Rocky Hill a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

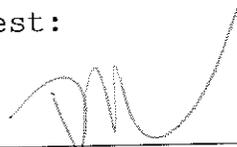
- A. The name of any institution holding funds of the Borough of Rocky Hill as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the governing body of the Borough of Rocky Hill.

IX. TERM OF PLAN.

This Plan shall be in effect from January 1, 2016 to December 31, 2016. Attached to this Plan is a resolution of the governing body of the Borough of Rocky Hill approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Committee, the Designated Official is directed to supply copies of the amendments to all of the

parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

Attest:



Rebecca P. Newman
Borough Clerk

Borough of Rocky Hill:



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-09

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 2016, and no interest shall be charged if payment of any installment is made within the tenth (10th) 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 shall 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:



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

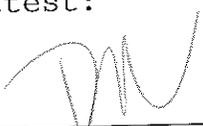
RESOLUTION 2016-10

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:



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-11

TAX APPEALS:

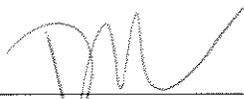
BE IT RESOLVED by the Mayor and Borough Council of the Borough of Rocky Hill, Somerset County, New Jersey, that the Borough Attorney is hereby authorized to file corrective appeals for errors in assessments or counterclaims to increase assessments, defend tax appeals filed by taxpayers, and agree to 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 2016; and

BE IT FURTHER RESOLVED that this authority shall expire as of December 31, 2016; and

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

Attest:

Borough of Rocky Hill:



Rebecca P. Newman
Borough Clerk



Jeff Donahue, 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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-12

**ROCKY HILL BOROUGH
SOMERSET COUNTY
RESOLUTION OF THE BOROUGH OF ROCKY HILL,
COUNTY OF SOMERSET, NEW JERSEY, SETTING THE
2015 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 2016 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 2014 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 1, 2015 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	4,000.00
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	

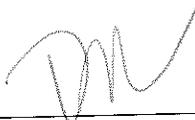
TELEPHONE - OTHER EXPENSE	1,000.00
	700.00
HEATING OIL - OTHER EXPENSE	1,500.00
WATER & SEWER - OTHER EXPENSE	250.00
SOCIAL SECURITY - OTHER EXPENSE	2,500.00
MUNICIPAL COURT - SALARY AND WAGES	6,200.00
MUNICIPAL COURT - OTHER EXPENSE	1,200.00
FREE COUNTY LIBRARY-OTHER EXPENSES	2,625.00
Shade Tree Committee-Other Expenses	800.00
PUBLIC DEFENDER - OTHER EXPENSE	300.00
SOUTH BD BROOK- OTHER EXPENSES	<u>12,600.00</u>
Total	206,175.00

UTILITY FUND

Salaries	5,000.00
Other Expenses	30,000.00
Sewer Service Charge	<u>43,000.00</u>
Total	78,000.00

ATTEST:

BOROUGH OF ROCKY HILL



 Rebecca P. Newman
 Borough Clerk

BY: 

 Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-13

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: 

Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-14

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, Kunzman, Davis & Lehrer, P.C., has submitted a proposal indicating he will provide legal services at the rate of \$165.00 per hour not to exceed \$36,000; and

WHEREAS, Albert E. Cruz, Esq., of DiFrancesco, Bateman, 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, 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

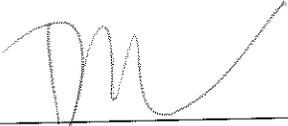
New Jersey, hereby retains Albert E. Cruz, Esq., of DiFrancesco, Bateman, Kunzman, Davis & Lehrer, P.C., as Attorney for the Borough of Rocky Hill for the year 2016, to perform the professional services ordinarily provided by an attorney of the State of New Jersey and receive such compensation as may 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, 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: 

Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-15

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 2016, 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:



Jeff Donahue, Mayor

Dated: January 1, 2016

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 1, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-16

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 2016, 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:



Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-17

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, 2016 through December 31, 2016, 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: 

Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-18

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, 2016 through December 31, 2016, 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: 

Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-19

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; 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.

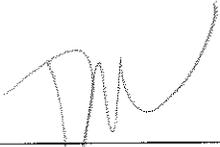
NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Rocky Hill in the County of Somerset, State of New Jersey, hereby retains Tamara Lee, P.P., as Planner for the Borough of Rocky Hill for the year 2016, to perform the professional services ordinarily provided by a professional 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:

BOROUGH OF ROCKY HILL



Rebecca P. Newman
Borough Clerk

BY: 

Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-20

APPOINTMENT OF SOMERSET COUNTY AS A RECYCLING COORDINATOR

WHEREAS, the Borough of Rocky Hill has a need for a recycling coordinator; and

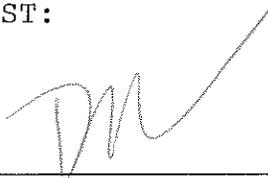
WHEREAS, the County of Somerset has a certified Recycling Coordinator and has expressed interest in entering a shared service agreement for these services; and

WHEREAS, the cost for this service would be billed at \$33.50 per hour.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, that the Borough enters into a shared service agreement with the County of Somerset for a Recycling Coordinator to be billed at a rate of \$33.50 per hour for the term of January 1, 2016 through December 31, 2016.

ATTEST:

BOROUGH OF ROCKY HILL



Rebecca P. Newman
Borough Clerk

BY:



Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

RESOLUTION 2016-21

APPOINTMENT OF MUNICIPAL COURT JUDGE

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

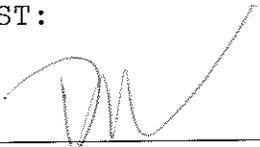
WHEREAS, the term of Eric Perkins, presiding Judge of the Borough of Rocky Hill Municipal Court expired on December 31, 2015; and

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, 2016 through December 31, 2018.

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, 2016 through December 31, 2018 for an annual salary of \$7,828.00.

ATTEST:

BOROUGH OF ROCKY HILL



Rebecca Newman, RMC
Borough Clerk



Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca Newman, Clerk

RESOLUTION 2016-22

ACKNOWLEDGING CONNIE HALLMAN'S SERVICE

WHEREAS, Connie Hallman did serve as a Rocky Hill Borough Council Member from January 2013 through December 2015, and

WHEREAS, Connie Hallman during her tenure served admirably as Council President; and

WHEREAS, the position of Member of the Borough Council of the Borough of Rocky Hill is a time consuming and unpaid effort, and

WHEREAS, Connie Hallman did contribute freely of her time, energy and abilities for the betterment of the residents of the Borough of Rocky Hill during her service;

WHEREAS, Connie Hallman organized many events including the 4th of July Celebrations, the 125th Anniversary of the Borough of Rocky Hill Celebration and the Journey Through the Past Weekend.

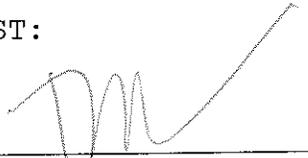
NOW THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Rocky Hill does express its sincere and heartfelt gratitude to Connie Hallman for her dedicated service to the residents of the Borough of Rocky Hill.

THEREFORE BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the minutes of the meeting of the Borough Council of the Borough of Rocky Hill as an expression of its gratitude for Mrs. Hallman and its appreciation for her service.

SO RESOLVED this the 6th day of January 2016.

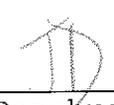
ATTEST:

BOROUGH OF ROCKY HILL



Rebecca P. Newman
Borough Clerk

BY:



Jeff Donahue, Mayor

Dated: January 6, 2016

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 6, 2016.

Rebecca P. Newman
Borough Clerk

**BOROUGH OF ROCKY HILL
SOMERSET COUNTY**

RESOLUTION 2016-23

WHEREAS, the Borough of Rocky Hill requested sealed bids for the Montgomery Avenue Phase III resurfacing project; and

WHEREAS, two sealed bids were received as follows:

DeSantis Construction	\$83,209.05
Topline Construction	\$81,472.42; and

WHEREAS, the quote that is most advantageous to the Borough is the quote from Topline Construction; and

WHEREAS, there are sufficient funds in the Borough's budget to pay for this purchase.

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 of Rocky Hill authorizes the Mayor and Clerk to sign a contract with Topline Construction for the Montgomery Avenue Phase III resurfacing project.
2. That there are sufficient funds in the Borough of Rocky Hill budget for this purchase as certified by the Chief Financial Officer.
3. This Resolution shall take effect immediately.

ATTEST:

By: _____

Rebecca P. Newman, RMC
Borough Clerk

By: _____

Jeff Donahue,
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, 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 January 6, 2016.

Rebecca P. Newman, RMC
Borough Clerk

RESOLUTION 2016- 24

**BOROUGH OF ROCKY HILL
SOMERSET COUNTY**

WHEREAS, the Borough of Rocky Hill has a need to remove Christmas trees that are placed curbside; and

WHEREAS, the Borough solicited 3 quotes for this work because it is below the bid threshold; and

WHEREAS, the following quotes were received:

- JML Landscaping Inc., Neshanic Station, NJ - \$500.00 per pick up; and

WHEREAS, the quote that was most advantageous to the Borough was that of JML Landscaping Inc. at a price of \$500.00 per pick up; and

WHEREAS, there are sufficient funds in the Borough's budget to pay for these service.

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 of Rocky Hill extends the contract to JML Landscaping, Inc., to perform the following services: removal of Christmas Trees for a fee of \$500.00 per pick up with a maximum of two pick ups.
2. That there are sufficient funds in the Borough of Rocky Hill budget for this purchase as certified by the Chief Financial Officer.
3. This Resolution shall take effect immediately.

ATTEST:

By: _____

Rebecca P. Newman
Borough Clerk

By: _____

Jeff Donahue, 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, 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 January 6, 2016.

Rebecca P. Newman
Borough Clerk

**BOROUGH OF ROCKY HILL
COUNTY OF SOMERSET**

RESOLUTION 2016-25

WHEREAS, the Bylaws of the Borough of Rocky Hill were revised in 2014; and

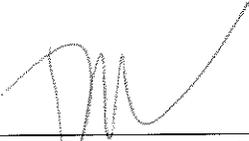
WHEREAS, the Borough Council desires to adopt the Bylaws for the calendar year 2016; and

WHEREAS, the Bylaws have been circulated and reviewed by the Council.

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 of Rocky Hill adopts the existing By-Laws as presented.
2. This Resolution shall take effect immediately.

ATTEST:

By: 

Rebecca P. Newman, RMC
Borough Clerk

By: 

Jeff Donahue,
Mayor

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

BOROUGH OF ROCKY HILL

RESOLUTION 2016- 26

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

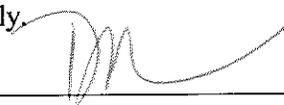
WHEREAS, the Borough Council is of the opinion that such circumstances exist.

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 January 6, 2016

Litigation-In the Matter of the Borough of Rocky Hill for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan, Docket No. L-901-15
2. Minutes of said discussion will be made available as soon as it is deemed in the public interest to do so.
3. 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 January 6, 2016.

Rebecca P. Newman

Borough Clerk

**BOROUGH OF ROCKY HILL
RESOLUTION NO. 2016-27**

WHEREAS, on July 2, 2015, the Borough of Rocky Hill filed a Complaint for Declaratory Judgment captioned In the Matter of the Borough of Rocky Hill for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan, Docket No. HNT-L-901-15; and

WHEREAS, that Complaint was filed in accordance with the New Jersey Supreme Court decision in In the Matter of the Adoption of N.J.A.C. 5:96, 221 N.J. 1 (2015); and

WHEREAS, on October 23, 2015, the Honorable Thomas C. Miller, P.J. Cv., entered an Order in the Declaratory Judgment Action requiring that the Borough advise him by January 8, 2016 of the expert that the Borough intends to use on affordable housing fair share issues; and

WHEREAS, the Borough joined with 271 other municipalities to retain Econsult Solutions, LLC, to prepare a report addressing affordable housing fair share issues within the State of New Jersey ; and

WHEREAS, Econsult issued a revised report on December 30, 2015; and

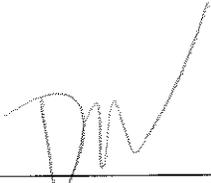
WHEREAS, the Borough intends to rely upon that report at the trial of the Declaratory Judgment Action and to call upon Econsult to testify at the trial; and

WHEREAS, the Borough hereby authorizes the Borough Attorney to notify Judge Miller of its intention by January 8, 2016.

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 of Rocky Hill Attorney is hereby authorized to notify Judge Thomas C. Miller, P.J. Cv., that it intends to rely upon the revised report of Econsult Solutions, LLC, dated December 30, 2015, and to retain Econsult to testify at trial.
2. That this Resolution shall take effect immediately.

ATTEST:

By: 
Rebecca Newman, Clerk

By: 
Jeff Donahue, Mayor

CERTIFICATION

I, Rebecca Newman, 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 January 6, 2016.

Rebecca Newman, Clerk