

Borough of Rocky Hill  
Planning Board  
Minutes of the Regular Meeting  
September 14th, 2010

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The Regular Meeting of the Planning Board was called to order by Chairman Blasch at 7:31 pm.

**NOTICE OF COMPLIANCE WITH OPEN PUBLIC MEETINGS ACT**

Blasch read the following statement into the record: This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting was included in a list of meetings transmitted to the Courier News and Somerset Spectator on January 13th, 2010. Notice remains continuously posted as required under the Statute. A copy of this notice is available to the public and is on file in the Borough Hall.

**SALUTE TO THE FLAG**

**ROLL CALL**

Present: Cathy Cann, Tim Corlis, Martin Engelbrecht, Linda Goldman, Connie Hallman, Dan Kluchinski, Raymond Whitlock, Ed Zimmerman, Mark Blasch

Absent: Robert Ayrey, Julia Hasser, George White

Also Present: Attorney Michael Butler

**APPROVAL OF MINUTES**

Motion was made by Goldman to approve the July 13, 2010, minutes as presented. Motion was seconded by Cann. Motion carried on roll call vote. All ayes.

**APPLICATIONS**

**Preservation Plan, Robert Hilimczyk, 25-27 Crescent Ave. Block 10 Lots 5 & 6**

Attorney Kimson swore Mr. Hilimczyk in. Applicant asked the Boards permission to replace the existing siding on his home to a cream-colored cement board siding. Applicant submitted a sample of the actual siding to the Board. Applicant stated he would like to remove the screens from the screened in porch, and return them back to their original state, open with pillars on his portion of the home. Applicant stated the other screens on the other unit would remain. Blasch asked the applicant if the existing window trim would be replaced. Applicant stated yes. Blasch confirmed the profile would remain the same as the existing trim profile. Applicant agreed. Blasch asked if it was Mr. Hilimczyk's intention to put the shutters back on the home. Mr. Hilimczyk asked if that was necessary. Members of the Board felt that replacing the shutters would keep the home consistent with other homes on the block. Applicant stated he would replace the shutters. Goldman asked if the windows would be replaced. Applicant stated not at this time. Motion was made by Kluchinski to approve the application as presented. Motion was seconded by Hallman. Motion carried on roll call vote. All ayes.

**OPEN PUBLIC COMMENT**

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The meeting was opened to the public, no one commented, public comment period immediately closed.

**CHAIRMAN'S COMMENTS**

Chairman Blasch stated he had no comments for the board.

**OTHER BUSINESS**

Zoning Officer Whitlock stated he approved the repair of a dormer on the rear of Jim Banks house. Whitlock stated it was leaking and the shingles would be replaced with exact materials.

**Resolution RHPB #2010-12, Professional Service Contract, Mason, Griffin & Pierson**

Motion was made by Whitlock to approve the resolution as presented. Motion was seconded by Zimmerman. Motion carried on roll call vote. All ayes.

**PDF Submission Requirements**

The Board briefly discussed the amending the submission checklist to require a PDF submission for applications, to make the application available on the Borough's website. At the conclusion of the discussion, the Board declined amending the checklist and requiring PDF submissions.

**County Grant Discussion**

A discussion ensued regarding the County Grant the Board will utilize for the creation of the historical website guide. Blasch stated he has been working around the clock and is unable to draft a proposal for the County. A discussion ensued as to who will write the draft. Hallman stated she would discuss it with Bill Hallman and get back to the Board as to whether or not they would be agreeable to draft this proposal.

**APPROVAL OF BILL LIST**

No bills presented.

**NEW BUSINESS**

**ADJOURNMENT**

A motion was made at 8:23 PM by Zimmerman to adjourn the meeting. Motion seconded by Cann. All voted in favor of adjournment.

The next meeting is scheduled for Tuesday October 12<sup>th</sup> 2010, at 7:30 PM.

Respectfully Submitted:

Rebecca Newman  
Planning Board Secretary

**RESOLUTION AUTHORIZING AMENDED CONTRACT FOR PROFESSIONAL  
SERVICES  
FOR THE ROCKY HILL BOROUGH PLANNING BOARD**

**WHEREAS**, there exists a need for the retention of the professional services to render legal advice and services to the Chairman, Members and Administrative Staff of the Rocky Hill Borough Planning Board on planning board issues, to review applications for development, to represent the Board in related litigation, and as otherwise may be directed by the Board:

**WHEREAS**, funds for said contracts are available in the appropriation to the Rocky Hill Borough Planning Board, and have been certified by the Local Finance Officer; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bids on the contract itself must be available for public inspection; and

**WHEREAS**, the Planning Board Attorney has become Of Counsel to the Mason Griffin & Pierson, P.C. law firm, and the Board and Attorney desire to amend the Planning Board Attorney 's 2010 contract in order to reflect the new law firm affiliation and address , effective July 19, 2010; and

**WHEREAS**, the contract is being awarded as "non fair and open" pursuant to N.J.S.A. 19:44A-20.5.

**NOW, THEREFORE, BE IT RESOLVED** on this 14<sup>th</sup> day of Sept., 2010 by the Planning Board of the Borough of Rocky Hill, Somerset County, New Jersey, as follows:

A. The Chairman and Secretary of the Planning Board are hereby authorized and directed to execute the professional services agreement with Valerie J. Kimson Esq., Mason Griffin & Pierson, P.C., 101 Poor Farm Road, Princeton N.J. 08540, effective nunc pro tunc, July 19, 2010.

B. The contract is awarded without competitive bidding as professional services in accordance with N.J.S.A. 40A:11-2 and 40A:11-5(1)(a) of the Local Public Contracts Law in regard to the Professionals special knowledge as to planning board and land use issues, which knowledge is particularly valuable to the Planning Board.

C. The Professional shall supply the Board with Federal Affirmative Action Plan Approval or a State Certificate of Employee information Report within the time period required by N.J.A.C. 17:17. The contract shall contain the Mandatory Affirmative Action Language for Professional Service Contracts as required by N.J.A.C. 17:27.

D. The Professionals comply with the requirements of N.J.S.A. 19:44A-20.5 and shall provide a written certification that the Professional has not made a contribution that would bar the award of the contract pursuant to N.J.S.A. 19:44A-20.8.

E. A notice of this action shall be printed once in the official newspaper of the Borough.

F. A copy of this Resolution and the professional services contract shall be filed with the Rocky Hill Municipal Clerk, and be available there for public inspection.

ROCKY HILL BOROUGH PLANNING BOARD

By:   
Mark Blasch, Chairman

Certified to be a true copy of a Resolution adopted this 14<sup>th</sup> day of Sept. 2010.

  
Rebecca Newman, Planning Board Secretary