



Borough of Rocky Hill
Borough Council
Minutes of the Regular Meeting
October 16, 2017

The regular meeting of the Borough Council of the Borough of Rocky Hill was called to order by Mayor Phil Kartsonis at 7:30 PM followed by the salute to the flag.

NOTICE OF COMPLIANCE WITH OPEN PUBLIC MEETINGS ACT

ROLL CALL

Attendee Name	Title	Status	Arrived
Robert Ashbaugh	Councilman	Present	
Billy Dawson	Councilman	Present	
John Hagemann	Councilman	Absent	
Anthony Sciaraffo	Councilman	Late	7:32 PM
Mark Sibley	Councilman	Present	
Robert Uhrik	Councilman	Present	
Phil Kartsonis	Mayor	Present	

Also present: Clerk Rebecca Newman, Deputy Clerk Christine Witt, CFO Joe Monzo, Attorney Albert Cruz.

MAYOR'S COMMENTS

Mayor Kartsonis asked for a moment of silence in honor of resident Dan Kluchinski.

APPROVAL OF MINUTES

A. Borough Council - First Meeting of Month - Oct 2, 2017 7:30 PM

RESULT:	ACCEPTED [4 TO 0]
MOVER:	Billy Dawson, Councilman
SECONDER:	Robert Ashbaugh, Councilman
AYES:	Ashbaugh, Dawson, Sciaraffo, Uhrik
ABSTAIN:	Sibley
ABSENT:	Hagemann

PUBLIC COMMENT

None.

APPROVAL OF VOUCHERS

A. Bill List Dated 10/16/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mark Sibley, Councilman
SECONDER:	Robert Ashbaugh, Councilman
AYES:	Ashbaugh, Dawson, Sciaraffo, Sibley, Uhrik
ABSENT:	Hagemann

DEPARTMENTAL REPORTS

CFO

1. CFO Report through 10/11/2017

Tax Collector

1. Tax Collectors Report September 2017

Court Administrator

1. Municipal Court Report September 2017

Water Department

Engineer

1. Engineers Report October 2017

COMMITTEE REPORTS

Administration & Records- B. Dawson

Looking into alternate hosting sites since current provider is increasing fees.

Buildings & Grounds- J. Hagemann

Painting and power washing complete. Looking into better lighting for parking lot.

Finance & Insurance- R. Uhrik

Looking at budgets.

Public Safety & Emergency Services- B. Dawson

The Franklin police reported 35 traffic stops from September 18-October 1, including 21 for speeding and 11 for other traffic violations. Data from the radar signs shows the average speeding violation on Crescent Avenue is 39 mph and on Montgomery Avenue is 37 mph. A clamming violation in the Millstone River was reported on October 3rd. These violations should be reported to the NJ Division of Fish and Wildlife. If residents see such violations taking place, they should take a picture of the violators license plate.

Street & Roads- M. Sibley

The signage realignment project is ongoing. Street sweeping needs to be scheduled.

Water, Sewer & Environmental Protection- R. Ashbaugh

Nothing to report.

Council Representatiiveto Planning Board- R. Ashbaugh

The Planning Board meets this week to hear applications from Trinity Church for a speaker on the roof of the church and Wells Tree Service for a zoning interpretation.

Council Liason to Recreation Committee- A. Sciaraffo

Nothing to report.

Council Representative to Board of Health- B. Uhrik

Flu Clinic will take place on October 24th.

Zoning Official's Report- M. Blasch

No report.

Grants Committee- P. Kartsonis

Nothing to report.

SPECIAL BUSINESS

- A. RESOLUTION-2017-62 Resolution Requesting Change in Title, Text, or Amount of Appropriation Pursuant to NJSA 40A:4-85

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mark Sibley, Councilman
SECONDER:	Billy Dawson, Councilman
AYES:	Ashbaugh, Dawson, Sciaraffo, Sibley, Uhrik
ABSENT:	Hagemann

- B. ORDINANCE-2017-04 An Ordinance Amending Part Ii Entitled "General Legislation" of the Revised General Ordinances of the Borough of Rocky Hill by the Addition and Creation of Chapter 200 Entitled "Massage Establishment Licensing"

Mr. Sibley moved to disapprove the ordinance, and Mr. Dawson seconded the motion. All 'yes' votes are to not approve the ordinance.

***Public Hearing took place before the vote.**

Publid Comments included:

Dante Carnavale, owner of 130 Washington Street, asked that his tenant, Spa Amadora, be exempted from the additional fees required by the proposed ordinance.

Stephanie Carey, Montgomery Township Health Officer, explained that the proposed ordinance is meant to promote health and safety and to uphold the good name of compliant establishments.

Ken Rizzi, Rocky Hill Board of Health president, said that the proposed ordinance is a good practice and promotes hygienic practices.

Chrissy Galatro, owner of Spa Amadora, stated the salon is already inspected by the state board of cosmetology and all practitioners of the spa pay for licenses.

Annmarie Rizicki, employee of Spa Amadora, stated the proposed ordinance duplicates what is already enforced by the state board of cosmetology.

Mr. Rizzi asked if the board of cosmetology ensures the hygienic day-to-day running of the establishment. Ms. Galatro replied that there are yearly surprise visits.

Henry Bristol, 104 Washington Street, asked if the proposed ordinance regulates hours of operation, signage and lighting. Mr. Cruz responded that the ordinance does regulate hours of operation, but signage and lighting fall under the zoning ordinances.

Council Discussion:

Mr. Ashbaugh commented that the proposed ordinance echoes the inspection process that already exists.

Mr. Uhrik asked why Council members are suddenly expressing reservations about the ordinance when the Board of Health has been discussing this since the beginning of the year. The proposed ordinance gives local oversight. These types of businesses can become a problem, so why wait until they are a problem happens?

Mr. Sibley stated that the proposed ordinance is not necessary.

Mr. Dawson asked which surrounding towns have similar ordinances and noted that while Hillsborough and South Brunswick do have them, Montgomery and Princeton do not. He stated that the proposed ordinance is a redundancy of what the state is already doing.

Mr. Uhrik stated that in South Brunswick at least three massage establishments have been shut down because of improper business.

Mr. Ashbaugh stated that licensing is the main enforcement mechanism of the proposed ordinance and that it would be prudent to wait before passing this ordinance.

Mayor Kartsonis stated that in his opinion the Council should take the advice of the Board of Health professionals, the proposed ordinance is reasonable and gives the Borough an opportunity to take ownership of enforcement.

RESULT:	DEFEATED [4 TO 1]
MOVER:	Mark Sibley, Councilman
SECONDER:	Billy Dawson, Councilman
AYES:	Ashbaugh, Dawson, Sciaraffo, Sibley
NAYS:	Uhrik
ABSENT:	Hagemann

UNFINISHED BUSINESS

- A. ORDINANCE-2017-03 An Ordinance Amending Chapter 189 Section 29 of the Code of the Borough of Rocky Hill Titled Parking

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mark Sibley, Councilman
SECONDER:	Billy Dawson, Councilman
AYES:	Ashbaugh, Dawson, Sciaraffo, Sibley, Uhrik
ABSENT:	Hagemann

- B. RESOLUTION-2017-63 Acceptance of Donation of a Shed from Montgomery Flag Football to be Placed at Van Horne Park

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Anthony Sciaraffo, Councilman
SECONDER:	Mark Sibley, Councilman
AYES:	Ashbaugh, Dawson, Sciaraffo, Sibley, Uhrik
ABSENT:	Hagemann

- C. Message Board Discussion (Cont'd)

Waiting for pricing on historic housing for proposed message board.

- D. Municipal Court Discussion/ Update

Mayor Kartsonis updated the Council on his discussion with Judge Perkins about the future of the Rocky Hill Court and the need to hire a new court administrator in the new year. Judge Perkins has one year left in his term and is willing to work with the Borough in determining the next steps. Changes in the municipal court requires approval of the Superior Court assignment judge.

NEW BUSINESS

COMMUNICATIONS

PUBLIC COMMENT

Ken Rizzi, 14 Crescent Avenue, raised the subject of the Eagle Scout project proposed by his son to build a boardwalk from Crescent Avenue to Van Horne Park. The concern is who will pay for the material, the Boy Scouts or the Borough. An cost estimate is needed before next steps are taken.

EXECUTIVE SESSION

1. RESOLUTION-2017-64 To Retire into Executive Session for the Purpose of 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. SOM-L-901-15

Council retired into Executive Session at 9:20 PM and ended at 9:52 PM.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mark Sibley, Councilman
SECONDER:	Billy Dawson, Councilman
AYES:	Ashbaugh, Dawson, Sciaraffo, Sibley, Uhrik
ABSENT:	Hagemann

RESULT OF EXECUTIVE SESSION (IF ANY)

None.

ADJOURNMENT

The meeting adjourned at 9:52 PM.