

**MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL**  
**April 7, 2014      COUNCIL CHAMBERS**

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in a regular session on Monday, April 7, 2014 at 7:30 p.m. in Council Chambers in the Municipal Complex, Bridgewater, New Jersey 08807.

Acting Council President Pedroso read the following announcement:

**Notice of Meeting**

In compliance with the Open Public Meetings Act of New Jersey, adequate notice of this meeting was provided on January 7, 2014 by sending written and electronic notice to the Courier News and the Star Ledger, posting on the Township website and on the bulletin board in the Municipal Building, and filing with the Township Clerk.

On call of the roll, the following Council members were present:

Allen Kurdyla  
Howard V. Norgalis            (absent)  
Filipe Pedroso  
Christine Henderson Rose  
Council President Matthew C. Moench (arrived 7:35pm)

Also Present:            James T. Naples, Township Administrator  
William B. Savo, Township Attorney  
Natasha, Director of Finance  
Robert C. Bogart, Township Engineer  
Linda J. Doyle, Township Clerk

Acting Council President Pedroso led the audience in the Pledge of Allegiance.

**Minutes for Approval**

On Motion of Councilwoman Rose, second by Councilman Kurdyla, the following minutes were approved on a unanimous vote of those present and eligible to vote:

Regular Session - March 17, 2014  
Closed Session #1 - March 17, 2014  
Closed Session #2 - March 17, 2014

Closed Session - November 7, 2013  
Closed Session - November 14, 2013  
Closed Session - December 2, 2013  
Closed Session - December 16, 2013

**Council Reports**

Councilwoman Rose reported she toured the Lane Brokaw house on Milltown Rd. This house is historic in nature and the meeting was in preparation for the possible purchase of the property through the Somerset County Historic Preservation Grant Program. Councilwoman Rose also attended a board meeting of the Somerset Regional animal shelter.

Councilman Kurdyla reported he attended the opening day ceremony of Bridgewater Baseball and also met with the Open Space Committee.

Councilman Pedroso had nothing new to report.

Council President Moench reported the Somerset County Governing Officials meeting is coming up and encouraged everyone to attend. He added the creative arts committee will be hosting an exhibit featuring the artistic and musical talent of Bridgewater residents with special needs or disabilities. The exhibit will be held on April 28, 2014 from 4pm - 6:30 pm at the Bridgewater Township Municipal Building.

**Mayor's Report**

Township Administrator Naples reported he and Finance Director Natasha met with the budget committee to discuss the 2014 budget.

**2014 MUNICIPAL BUDGET**

**PUBLIC HEARING  
INTRODUCTION OF BUDGET AMENDMENTS**

On motion of Councilman Kurdyla second by Councilwoman Rose, the meeting was opened up for public hearing.

No one wished to be heard.

On motion of Councilman Pedroso, second by Councilwoman Rose, the public portion was closed.

Township Administrator Naples stated the budget amendments involve functionary changes from the State and various other items. He added that with additional revenues and cost savings, the budget amendments are net zero.

Councilwoman Rose made motion to approve the introduction of budget amendments. The motion was seconded by Councilman Kurdyla and carried on the following roll call vote:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye

Councilwoman Rose  
Council President Moench

Aye  
Aye

**THE 2014 BUDGET AMENDMENT** was approved.  
A copy of resolution **#14-04-07-078** is appended to the official minutes.

**Public  
Comment**

On motion of Councilwoman Rose, seconded by Councilman Kurdyla, the meeting was opened to the public.

Members of the public wishing to address the Council on any matter will be allowed two minutes to speak, unless there are unusual circumstances.

No one wished to be heard

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the public comment session was closed.

**Public  
Hearing &  
Final Action  
Ordinances**

**CALENDAR YEAR 2014 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

On motion of Councilwoman Rose, seconded by Councilman Kurdyla, the meeting was opened to the public.

No one wished to speak.

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the public comment portion was closed.

Township Administrator Naples advised this is not an expenditure but rather an Ordinance that allows us to exceed the cap in the event that it is necessary.

On motion of Councilman Kurdyla, seconded by Councilwoman Rose, the foregoing Ordinance was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE ORDINANCE WAS ADOPTED.**  
A copy of resolution **#14-04-07-079** is appended to the official minutes.

**AN ORDINANCE OF THE TOWNSHIP OF BRIDGEWATER CREATING THE POSITION OF ELEVATOR SUBCODE OFFICIAL, AMENDING SECTION 62-1A (OFFICE OF CONSTRUCTION CODE OFFICIAL) OF THE TOWNSHIP OF BRIDGEWATER MUNICIPAL CODE**

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the meeting was opened to the public.

No one wished to speak.

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the public comment portion was closed.

Councilman Kurdyla, Councilman Pedroso and Council President Moench concurred this Ordinance is a positive move for the Township.

On motion of Councilman Kurdyla, seconded by Councilman Pedroso, the foregoing Ordinance was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE ORDINANCE WAS ADOPTED.**

A copy of resolution #14-04-07-080 is appended to the official minutes.

**Resolutions**

**RE-APPOINTMENT TO THE HOUSING ADVISORY BOARD - REX HAHN**

On motion of Councilman Kurdyla, seconded by Councilwoman Rose, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-081 is appended to the official minutes

**PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS FOR CURRENT FUND \$ 10,449,454.01**

Township Administrator Naples advised this resolution has been prepared in the event there is a delay with the State in adopting our 2014 budget.

On motion of Councilwoman Rose, seconded by Councilman Kurdyla the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-082 is appended to the official minutes

**AWARD OF CONTRACT TO BEYER FORD TO PURCHASE THREE 2014 FORD POLICE INTERCEPTOR SUV'S AND TWO 2014 FORD INTERCEPTOR SEDANS IN THE TOTAL AMOUNT OF \$176,935.15 TO BE FUNDED THRU THE SOMERSET COUNTY IMPROVEMENT AUTHORITY**

On motion of Councilman Kurdyla, seconded by Councilwoman Rose, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-083 is appended to the official minutes

**AWARD OF CONTRACT TO DAY CHEVROLET MUNICIPAL EQUIPMENT ENTERPRISES FOR THE PURCHASE OF TWO 2014 CHEVROLET IMPALA'S ON STATE CONTRACT IN THE TOTAL AMOUNT OF \$38,478.00**

On motion of Councilman Kurdyla, seconded by Councilwoman Rose, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-084 is appended to the official minutes

**AUTHORIZATION TO EXECUTE AGREEMENT WITH THE BOARD OF CHOSEN FREEHOLDERS OF SOMERSET COUNTY FOR RECYCLING IN THE AMOUNT OF \$400,680.00**

This resolution will allow us to enter into an agreement to conduct a curbside pick-up service for recyclable materials.

On motion of Councilman Pedroso, seconded by Councilwoman Rose, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-085 is appended to the official minutes

**RECYCLING TONNAGE GRANT APPLICATION**

This resolution endorses the submission of the Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection.

On motion of Councilman Pedroso, seconded by Councilwoman Rose, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-086 is appended to the official minutes

**A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY UP TO THE AMOUNT OF \$60,000.00**

Township Administrator Naples advised this is a grant we continue to receive since the mid 1990's. Although this doesn't cover the full cost, it does partially pay the salaries of two police officers.

On motion of Councilwoman Rose, seconded by Councilman Kurdyla, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-087 is appended to the official minutes

**AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, IN THE AMOUNT OF \$1,002,097.20 (VALLEY NATIONAL BANK IRREVOCABLE STANDBY LETTER OF CREDIT NUMBER OD 11001601), ACCEPTANCE OF THE SITE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE GUARANTEE IN THE AMOUNT OF \$125,262.15 (VALLEY NATIONAL BANK IRREVOCABLE STANDBY LETTER OF CREDIT NUMBER OD 14001885) FOR LUSTIG ENTERPRISES, LLC (AUTOSPORT HONDA II) BLOCK 559 LOT 5.01 1201 ROUTE 22 WEST**

Upon review of the construction status and associated paperwork, the Township Engineer has found that all on-site improvements have been completed in accordance with the approved plans and has recommended the release of the performance guarantee and acceptance of the improvements.

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye

Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-088 is appended to the official minutes

**AUTHORIZING AN AWARD OF CONTRACT TO APPRAISAL SYSTEMS, INC. TO PERFORM PROFESSIONAL APPRAISAL INSPECTIONS AND RELATED SERVICES IN CONNECTION WITH THE TOWNSHIP REASSESSMENT PROGRAM FOR 2014 IN AN AMOUNT NOT TO EXCEED \$74,260.00**

This resolution will allow for professional appraisal inspections and related services in connection with the 2014 Township Reassessment Program.

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-089 is appended to the official minutes

**AUTHORIZING CHANGE ORDER NO. 1/FINAL CHANGE ORDER IN THE SUM OF \$547.31, INCREASING THE AMENDED CONTRACT PRICE FROM THE ORIGINAL CONTRACT PRICE OF \$83,872.64 TO \$84,419.95, WHICH IS A 0.65% INCREASE FROM THE ORIGINAL CONTRACT PRICE, AND FINAL PAYMENT TO DeSANTIS CONSTRUCTION, INC., AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF THE PERFORMANCE BOND AND ACCEPTANCE OF THE MAINTENANCE BOND FOR PROFESSIONAL SERVICES RELATED TO THE ROAD REPAVING, CURB, DRAINAGE AND INCIDENTAL IMPROVEMENTS FOR ROAD IMPROVEMENTS FOR SOMERVILLE ROAD-FOOTHILL ROAD TO MIDDLE SCHOOL EXIT DRIVEWAY PROJECT BY DeSANTIS CONSTRUCTION, INC.**

The Change Order and request for the additional \$547.31 is associated with the adjustment of various item quantities to suit the actual As-Built quantities verses the bid quantities

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the foregoing resolution was proposed. The vote was as follows:



Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-090 is appended to the official minutes

**AUTHORIZING CHANGE ORDER NO. 1/FINAL CHANGE ORDER IN THE SUM OF \$8,348.00, INCREASING THE AMENDED CONTRACT PRICE FROM THE ORIGINAL CONTRACT PRICE OF \$157,822.84 TO \$166,170.84, WHICH IS A 5.29% INCREASE FROM THE ORIGINAL CONTRACT PRICE, AND FINAL PAYMENT TO STILO EXCAVATION, INC., AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF THE PERFORMANCE BOND AND ACCEPTANCE OF THE MAINTENANCE BOND FOR PROFESSIONAL SERVICES RELATED TO THE ROAD REPAVING, CURB, DRAINAGE AND INCIDENTAL IMPROVEMENTS FOR THE ROAD IMPROVEMENTS FOR LEEHAM AVENUE - HILLSIDE AVENUE TO ASH STREET BY STILO EXCAVATION, INC.**

The Change Order and request for the additional \$8,348.00 is associated with the adjustment of various item quantities to suit the actual As-Built quantities verses the bid quantities.

On motion of Councilwoman Rose, seconded by Councilman Pedroso, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-091 is appended to the official minutes

**AUTHORIZING THE ADOPTION OF THE 2013 SOMERSET COUNTY MULTI-JURISDICTIONAL ALL-HAZARDS MITIGATION PLAN UPDATE**

Township Administrator Naples advised we are required, every 5-years, to update our participation in the plan. This plan has served the Township well

when we have had emergencies such as flooding from hurricanes.

On motion of Councilwoman Rose, seconded by Councilman Kurdyla, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Moench	Aye

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-04-07-092 is appended to the official minutes

**Closed  
Session**

BE IT RESOLVED, by the Bridgewater Township Council that this body will now hold a closed meeting to discuss Contract Negotiations, Open Space and Litigation.

When and if the matters discussed become public record, this will be made known to the public at that time.

The public is excluded from said meeting and further notice thereof is dispensed with all in accordance with Sections 8 and 4a of the Open Public Meetings Act.

On the motion of Councilman Kurdyla, seconded by Councilwoman Rose, Council convened in closed session at 8:15 p.m.

A copy of resolution #14-04-07-093 is appended to the official minutes.

On the motion of Councilwoman Rose, seconded by Councilman Kurdyla, the meeting reconvened to open session at approximately 9:40 p.m.

On the motion of Councilwoman Rose, seconded by Councilman Kurdyla, the meeting adjourned at approximately 9:40 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC  
Municipal Clerk

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Matthew C. Moench  
Council President