

MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
SEPTEMBER 21, 2015 COUNCIL CHAMBERS

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in a regular session on Monday, September 21, 2015 at 7:30 p.m. in Council Chambers in the Municipal Complex, Bridgewater, New Jersey 08807.

Council President Norgalis 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, 2015 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
Matthew C. Moench
Filipe Pedroso
Christine Henderson Rose
Council President Norgalis

Also Present: James T. Naples, Township Administrator
 William B. Savo, Township Attorney
 Linda J. Doyle, Township Clerk

Council President Norgalis led the audience in the Pledge of Allegiance.

Minutes for Approval

On motion of Councilwoman Rose, second by Councilman Moench, the following minutes were moved for approval and passed unanimously:
September 10, 2015 - Regular Session

Council Reports

Councilwoman Rose:

- She is pleased that the bridge and intersection leading to Gilbride Road is open.

Councilman Kurdyla:

- He has a Planning Board meeting scheduled for tomorrow
- Today marks the 25th anniversary of the explosion of a Finderne Fire Department Truck that was due to a natural gas leak in the street. The explosion left 3-members injured, 1 critically. Craig Ally, suffered third degree burns that led to a lengthy hospital stay and long recovery.

Councilman Moench:

- Reported that Anita Ventantonio, wife of Jim Ventantonio passed away. Jim ran for Mayor a few years ago. Both he and his wife have been philanthropic in community activity.
- Attended “Red Mass” which celebrates government officials and lawyers.

Councilman Pedroso:

- Attended a fundraiser for the Raritan Borough Republican Party.
- Looking forward to Maggianno’s event in the coming week.

Council president Norgalis:

- Has had several conversations with former Judge Foley who represents the Bound Brook cemetery. The judge has requested 3-minor changes to their resolution and same is on tonight’s agenda.
- Talked to Joseph Stager, head of Dynamic Traffic, LLC who advised they needed to await for the start of school before conducting a traffic study for Eden Woods.
- Attended the viewing of Anita Ventantonio. She was the chair of the adult day care center and vice chair and board member of Vo-Tech.
- Advised that the NJ Department of Transportation has scheduled very significant changes for the merger at Southbound 287 and 202/206 by the mall. They are scheduled to provide Council a presentation regarding same on October 5th.

Mayor’s Report

Township Administrator Naples:

- Nothing new to report

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 Councilman Pedroso, seconded by Councilman Kurdyla, the public comment portion was closed.

Public Hearing & Final Action Ordinances

ORDINANCE OF THE BRIDGEWATER TOWNSHIP COUNCIL AUTHORIZING THE ACQUISITION OF LAND IDENTIFIED AS LOT 1.03 AND 2, IN BLOCK 535, KNOWN AS 587 and 589 NORTH BRIDGE STREET FOR THE PURCHASE PRICE OF \$1,00,000.00 TO BE PAID FROM THE OPEN SPACE TRUST FUND

On motion of Councilwoman Rose, seconded by Councilman Kurdyla, the

meeting was opened to the public.

Chris Pissarro, 133 Hillside Ave was present. He asked what will happen to the homes on these properties. Township Attorney Savo stated the single family home will be demolished. There are no formal plans at this time for the old barn on the property.

On question of Mr. Pissaro, it was confirmed that although there are no formal plans at this time for this property Council has authority to use the land for active or passive recreation

On motion of Councilman Moench, seconded by Councilman Kurdyla, the public comment portion was closed.

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

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

THE ORDINANCE WAS ADOPTED.

A copy of resolution #15-09-21-286 is appended to the official minutes

Resolutions

PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2015 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948) 2015 BULLETPROOF VEST \$13,749.83

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-274 is appended to the official minutes

PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2015 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)2015

DRIVE SOBER GRANT-\$5,000.00

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-275 is appended to the official minutes

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION UNDER THEIR 2016 MUNICIPAL AID PROGRAM FOR THE VOSSELLER AVENUE- SECTION IV-ROAD IMPROVEMENT PROJECT

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-276 is appended to the official minutes

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION UNDER THEIR 2016 MUNICIPAL AID PROGRAM FOR THE COUNTRY CLUB ROAD IMPROVEMENT PROJECT - SECTION VIII

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-277 is appended to the official minutes

AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, IN THE AMOUNT OF \$45,834.00, 100% CASH PERFORMANCE BOND ACCEPTANCE OF THE SITE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE GUARANTEE IN THE AMOUNT OF \$5,729.00, INTERNATIONAL FIDELITY INSURANCE COMPANY, BOND NUMBER 0685388 FOR LANDMARK HOMES, LLC], BLOCK 907, LOT 60.13 76 BLAZIER ROAD, BRIDGEWATER, NJ

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-278 is appended to the official minutes

AUTHORIZING RELEASE OF IRREVOCABLE STANDBY LETTER OF CREDIT AND AMENDMENT TO IRREVOCABLE STANDBY LETTER OF CREDIT NO. 2013001 ISSUED BY SUN NATIONAL BANK FOR NEW JERSEY EASTERN STAR HOME, INC., AND ACCEPTANCE OF THE REPLACEMENT PERFORMANCE GUARANTEE-IRREVOCABLE STANDBY LETTER OF CREDIT NO. 8050002314 ISSUED BY THE PROVIDENT BANK IN THE SUM OF \$311,796.99 FOR THE NEW JERSEY EASTERN STAR HOME, INC., 111 FINDERNE AVENUE, BLOCK 252, LOT 2.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-279 is appended to the official minutes

AUTHORIZING CHANGE ORDER NO. 1/FINAL CHANGE ORDER DECREASING THE PRICE FROM \$68,926.80 TO \$54,369.91, A DECREASE OF \$14,556.89, AND FINAL PAYMENT TO PAVE-RITE, INC., AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF PERFORMANCE BOND AND ACCEPTANCE OF

MAINTENANCE BOND FOR THE LOESER AVENUE ROAD IMPROVEMENT PROJECT

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-280 is appended to the official minutes

AUTHORIZING EXECUTION OF A DEVELOPER’S AGREEMENT BETWEEN THE TOWNSHIP OF BRIDGEWATER AND WALNUT BUILDERS, LLC FOR THE DEVELOPMENT OF 570 BUENA PARKWAY LOT 18 IN BLOCK 184 ON THE BRIDGEWATER TOWNSHIP TAX MAP AS A THREE LOT RESIDENTIAL SUBDIVISION IN ACCORDANCE WITH PRELIMINARY AND FINAL SUBDIVISION APPROVAL GRANTED BY THE TOWNSHIP PLANNING BOARD

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-281 is appended to the official minutes

AUTHORIZING EXECUTION OF A DEVELOPER’S AGREEMENT BETWEEN THE TOWNSHIP OF BRIDGEWATER AND 10 FINDERNE AVENUE SOLAR, LLC., (“THE APPLICANT/ DEVELOPER) TO CONSTRUCT AND INSTALL, AN ELEVATED GROUND MOUNTED SOLAR AND PHOTOVOLTAIC ENERGY FACILITY ON LOT 1 IN BLOCK 304 (10 FINDERNE AVENUE) ON THE BRIDGWATER TOWNSHIP TAX MAP OWNED BY DENVER ROAD, LLC

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

Councilman Kurdyla	Aye
Councilman Moench	Aye

Councilman Pedroso	Aye
Councilwoman Rose	Aye
Council President Norgalis	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-282 is appended to the official minutes

REQUEST FOR WAIVER OF FIRE PERMIT FEE IN THE AMOUNT OF \$50 FOR THE MARTINSVILLE COMMUNITY CENTER LOCATED AT 1961 WASHINGTON VALLEY ROAD, MARTINSVILLE, NJ IN CONNECTION WITH THE 2015 ANNUAL FALL FESTIVAL WHICH WILL BE HELD ON SATURDAY, SEPTTEMBT 19, 2015

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-283 is appended to the official minutes

AUTHORIZING EXECUTION OF AMENDMENT TO MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT FOR NO ADDITIONAL CONSIDERATION

Township Attorney Savo stated the Township authorized the execution of a joint defense agreement for towns that are experiencing affordable housing litigation. Unfortunately the professor at Rutgers who was preparing an analysis and report has suffered a stroke so the joint group has contacted another expert at the University of Pennsylvania. The prior agreement has been terminated. This resolution amends same.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-284 is appended to the official minutes

AMENDING RESOLUTION 15-06-29-191 GRANTING PERMISSION TO EXPAND THE EXISTING BOUND BROOK CEMETERY OF THE PRESBYTERIAN CHURCH OF BOUND BROOK LOCATED IN THE BOROUGH OF BOUND BROOK TO PROPERTY LOCATED IN THE TOWNSHIP OF BRIDGEWATER FORMALLY KNOWN AS BLOCK 381, LOTS 22.27 AND 28 SO AS TO CLARIFY CERTAIN CONDITIONS

Council President Norgalis read the amended conditions to the record as follows:

1. All internments will either be traditional in-ground burials or ashes placed in columbaria similar in size and style to those installed in the Bound Brook Cemetery as of this date
2. Above ground structures with the exception of columbaria are not permitted
3. Grave stones, columbaria or markers will not exceed six (6) feet in height
4. The Bound Brook Presbyterian Church cemetery property in Bridgewater and the Bound Brook Presbyterian Church cemetery property in Bound Brook will be one indivisible cemetery

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #15-09-21-285 is appended to the official minutes

On the motion of Councilman Moench, seconded by Councilwoman Rose, the meeting adjourned at 8:00pm

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Howard Norgalis

Council President