

MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
JUNE 7, 2018 COUNCIL CHAMBERS

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in a regular session on Monday, June 7, 2018 at 7:30 p.m. in Council Chambers in the Municipal Complex, Bridgewater, New Jersey 08807.

Council President Rose 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 9, 2018 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 Norgalis
Filipe Pedroso
Council Vice President Matthew C. Moench
Council President Christine Henderson Rose

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

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

Minutes

MAY 17, 2018 - AGENDA SESSION

MAY 21, 2018 - REGULAR SESSION

These minutes will be considered for approval at the next regular session meeting.

Discussion

OPEN SPACE REFERENDUM FOR NOVEMBER BALLOT

Council President Rose headed this discussion. She stated that being we have acquired some historic properties and have purchased 100 acres of the Camp Cromwell property, it is appropriate to have a discussion about whether or not we want to expand use of open space monies to include historic preservation and maintenance of open space. If Council agrees, this matter can be placed on the November ballot as a referendum question. Councilwoman Rose added that

others have asked that in addition to this question, the idea of Open Space tax also be included. At this point, we do not collect any taxes for open space but so that we do not deplete open space monies, this would be another question that can be posed on the November ballot.

Councilman Norgalis opined it would be inappropriate to consider using these funds for maintenance costs or historic preservation.

Councilman Moench stated he does not have a problem using Open Space monies for historic preservation but does not support using same for maintenance costs. He stated open space monies should not be used as a source to fund our current operating budget.

Councilman Pedroso stated he is willing to support use of open space monies for historic preservation but not for maintenance costs.

Councilman Kurdyla stated he would support a slight open space tax increase, about 0.25% noting it will benefit Bridgewater Township. He added he would support having a ballot question whether to have open space tax in order to support maintenance needs. Councilman Kurdyla offered “maintenance costs” needs to be better defined.

Councilman Moench stated he does not support open space tax increase at this time noting there is no pressing need for same.

Councilman Pedroso stated he feels we have sufficient monies in the open space fund but would like to see this question on the ballot for voters to decide.

Councilman Norgalis offered he does not see a need for additional monies on the open space and therefore does not see a need to place this question on the ballot.

Council President Rose directed the Township Attorney to prepare an ordinance that will allow us to pose the question on the November ballot for using open space funds for historic acquisition and capital preservation projects.

Council Reports

Councilman Kurdyla:

- Attended the Police promotion ceremony of Lieutenant Paul Payne to Captain.
- It was his pleasure to participate at Chimney Rock park with the Martinsville VFW
- Councilman Kurdyla advised that on Tuesday, June 12th at 7PM, there will be a hearing in this courtroom as the EPA will present plans for the final

clean up at the Cyanamid superfund site

- There is visible progress at the Eden Woods site and as with most construction, there are resident concerns regarding same.

Councilman Norgalis:

- Attended the Police promotion ceremony of Lieutenant Paul Payne to Captain. It was announced that Captain Hoey will retire in November.
- According to the 2017 Audit, which Council will attest to today, under page 51, third paragraph, “The governing body of the Municipality has the responsibility of determining whether the expenditures in any category will exceed \$40,000 within the fiscal year.” Councilman Norgalis stated that the governing body, as far as he knows, does not have a formal process or feedback loop to meet this requirement. He opined Council should explore how to best meet this responsibility.
- The multimillion dollar Somerset Raritan Sewerage Treatment Plant sludge burner replacement is about 80% complete according to SRVSA Board Member Bob Albano. He and Former Councilman Albano are planning a plant visit when complete in a few months anyone interested in joining them should let them know.
- The much heralded and much needed improvement to the 202/206 I287 Ramp merger next to the municipal building has begun. It involves curb, drainage, guard rail and paving and will be complete by the end of the year.
- Thanks to the involvement of Mayor Hayes and Administrator Naples, a long standing concern from resident Karen Mathews who lives on Country Club Rd is being addressed.
- Attended the Somerset County Planning Board “Partners Form” jointly chaired by County Planning Board Chair Bernie Navatto and County Planner Walter Lane. They provided a snapshot of various Council plans including Waste Water Management, Improvements to the county “Walk, Bike and Hike” facilities, Preservations Plans and Hazard Mitigation.
- Attended the May ELC meeting where Senator Michael Doherty provided a very loud and a passionate presentation on the spending ills of NJ and especially school funding.
- Attended the bid opening for the Bridgewater Pumping Station project on Somerville Rd near the Senior Center. The low bidder was Dulaine

Contracting of Gladstone with a bid of \$246,850. There were four other bids with the highest being \$451,000.

- Attended the opening day for Talbot's store at Chimney rock. The 10am scheduled opening was delayed until 10 minutes to 12 because of a township inspection. Somerville Mayor Ellen Brain was the first customer through the door. She teased Councilman Norgalis that she was ready to text Mayor Hayes asking why Bridgewater was holding up her shopping experience.

Councilman Pedroso:

- Looking forward to the arrival of their new baby in July.

Council President Rose:

- Had the opportunity to attend the Bradley Gardens Memorial Day parade on the 28th.
- Attended the Friends of Bridgewater Meeting on Tuesday night.
- Attended the Police promotion ceremony of Lieutenant Paul Payne.
- Reminded everyone the importance being attentive to flashing lights on our roadways. Councilwoman Rose stated there was a tragedy yesterday on Route 287 as a result of someone not paying attention to the flashing lights of a tow truck that was trying to gather up a vehicle that had broken down.

Mayor's Reports

- Mr. Naples stated the EPA meeting starts at 6pm with a public information session. The actual meeting will commence at 7pm.
- We had another successful year of the Shop Bridgewater program where over 1,700 people participated and saved over \$45,000 in property taxes and direct rebates. This is a good indicator to shop locally.

Public Comment

On motion of Councilman Pedroso, seconded by Councilman Norgalis, 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.

Larry Powers, 14 Campbell Court was present. He stated he supports the referendum to expand the use of Open Space funds and commended the Council for considering it. He also spoke in favor of putting questions on the ballot noting it is the purest form of democracy as it allows the public an opportunity for their voice to be heard.

Paul Berry, 1326 Mr. Vernon Road in Bridgewater was present. He was present to discuss a Soccer Club named First Touch having 10-boys, aged 10. Recently, the superintendent of recreation advised them they will no longer be able to play on Bridgewater fields as the travels teams and in-town recreation teams have first priority. Mr. Berry presented graphs to support that opportunity to play on Bridgewater fields is possible & added they are being discriminated against because they left the Bridgewater United program. Mr. Berry offered that the only reason this team left the Bridgewater United program was because the opportunity for the growth they needed to continue as young student athletes was no longer available. This team is asking for the ability, as Bridgewater residents, to train on the same fields they have used since they were 6-years old. He asked Council to engage the Bridgewater Recreation department, on behalf of these athletes and help them continue to use the municipal turf fields.

Township Administrator Naples agreed to investigate, as requested by Council President Rose and will report back to Coach Berry and the governing body at a later date.

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

BE IT RESOLVED, by the Bridgewater Township Council that this body will now hold a closed meeting to discuss contract negotiations.

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 Pedroso, seconded by Councilman Norgalis, Council convened in closed session at approximately 8:30p.m.

A copy of resolution [#18-06-07-149](#) is appended to the official minutes.

On the motion of Councilman Kurdyla, seconded by Councilman Pedroso, the meeting reconvened to open session at approximately 8:45p.m.
Councilman Moench left the dais at 8:00pm.

Closed
Session

Introduction
of
Ordinances

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$477,000 FOR VARIOUS ACQUISITIONS AND IMPROVEMENTS FOR PUBLIC WORKS, PARKS AND POLICE DEPARTMENT, INCLUDING ACQUISITION OF AN EXCAVATOR, EXPANSION OF CHIMNEY ROCK PARK PARKING LOT, UPGRADES TO TRAFFIC LIGHTS,

ACQUISITION OF A FORK LIFT AND POLICE TECHNOLOGY UPGRADES INCLUDING SERVERS IN AND BY THE TOWNSHIP OF BRIDGEWATER, IN THE COUNTY OF SOMERSET, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$431,146 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION

Township Administrator Naples explained this Ordinance is the same as the one discussed at the last meeting, minus the money previously proposed to be expended for Bridgewater parks signage.

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

Councilman Kurdyla	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council Vice-President Moench	Absent
Council President Rose	Aye

THE ORDINANCE WAS INTRODUCED.

A copy of resolution [#18-06-04-150](#) is appended to the official minutes

Linda J. Doyle, Township Clerk read the following report:

BE IT FURTHER RESOLVED, that the said pending ordinance be passed on first reading and advertised as required by statute fixing the 2nd day July 2018, at 7:30 p.m. prevailing time on said day as the time and the Bridgewater Township Municipal Court Chambers at 100 Commons Way in said Township as the place for hearing and final action; and

FURTHER RESOLVED, that the Township Clerk shall forthwith post on the bulletin board in the Township Municipal Building at 100 Commons Way, a true copy of said ordinance and make copies available to members of the general public and spread the same upon the minutes of the meeting.

AN ORDINANCE TO SET THE COMPENSATION OF THE MAYOR, TOWNSHIP COUNCIL MEMBERS, DEPARTMENT HEADS AND CERTAIN OTHER MUNICIPAL EMPLOYEES PURSUANT TO CHAPTER 374 OF THE PUBLIC LAWS OF 1985; N.J.S.A. 2A:809; N.J.S.A. 2A:8-13; N.J.S.A. 40A:9-165; N.J.S.A.40A:9-135; N.J.S.A. 40A:9-146, AND CHAPTER 95 OF THE PUBLIC LAWS OF 1996

Township Administrator Naples explained the salary and wage ordinance for 2018 reflects a wage increase of 2% for all positions with the exception of the

Mayor, Council and Municipal Court Judge which remain at no increase from the previous year. The Township Clerk and the Director of Finance are both being recommended for an additional \$5,000. The increase for these two exemplary employees was discussed at previous Council meetings.

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

Councilman Kurdyla	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council Vice-President Moench	Absent
Council President Rose	Aye

THE ORDINANCE WAS INTRODUCED.

A copy of resolution [#18-06-07-151](#) is appended to the official minutes

Linda J. Doyle, Township Clerk read the following report:

BE IT FURTHER RESOLVED, that the said pending ordinance be passed on first reading and advertised as required by statute fixing the 18th day of June , 2018, at 7:30 p.m. prevailing time on said day as the time and the Bridgewater Township Municipal Court Chambers at 100 Commons Way in said Township as the place for hearing and final action.

FURTHER RESOLVED that the Township Clerk shall forthwith post on the bulletin board in the Township Municipal Building at 100 Commons Way, a true copy of said ordinance and make copies available to members of the general public and spread the same upon the minutes of the meeting.

AN ORDINANCE OF THE TOWNSHIP OF BRIDGEWATER AMENDING SECTION 126-349, CLUSTER DEVELOPMENT, TO COMPLY WITH THE RECOMMENDATIONS OF THE BRIDGEWATER TOWNSHIP PLANNING BOARD PURSUANT TO A PERIODIC EXAMINATION REPORT TO BRING DEVELOPMENT REGULATIONS IN HARMONY WITH THE 1990 MASTER PLAN

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

Councilman Kurdyla	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Abstain
Council Vice-President Moench	Absent

Council President Rose

Aye

THE ORDINANCE WAS INTRODUCED.

A copy of resolution [#18-06-07-152](#) is appended to the official minutes

Linda J. Doyle, Township Clerk read the following report:

BE IT FURTHER RESOLVED, that the said pending ordinance be passed on first reading and advertised as required by statute fixing the 2nd day July 2018, at 7:30 p.m. prevailing time on said day as the time and the Bridgewater Township Municipal Court Chambers at 100 Commons Way in said Township as the place for hearing and final action; and

FURTHER RESOLVED, that the Township Clerk shall forthwith post on the bulletin board in the Township Municipal Building at 100 Commons Way, a true copy of said ordinance and make copies available to members of the general public and spread the same upon the minutes of the meeting.

FURTHER RESOLVED, that the Township Clerk forward this ordinance to the Bridgewater Township Planning Board for their meeting to be held June 25, 2018 to review and prepare a recommendation.

Resolutions

CERTIFICATION OF 2017 AUDIT WITH GROUP AFFIDAVIT

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

Councilman Kurdyla	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council Vice-President Moench	Absent
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution [#18-06-07-153](#) is appended to the official minutes

There being no questions concerning the following resolutions, Council President Rose called for a consent vote:

PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2018 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948) ALCOHOL EDUCATION REHABILITATION AND ENFORCEMENT FUND-\$952.02

AUTHORIZING BRIDGEWATER TAX COLLECTOR DARROW MURDOCK TO CONDUCT AN ELECTRONIC TAX SALE

AUTHORIZING ROSE WITT, QUALIFIED PURCHASING AGENT OF BRIDGEWATER TOWNSHIP TO WAIVE THE REQUIREMENT FOR CLAIMANT'S CERTIFICATION FOR THE PURCHASE ORDER BELOW 15% OF THE BID THRESHOLD PURSUANT TO N.J.S.A. 40A:5-1(c) (3)

AUTHORIZING AWARD OF CONTRACT PROFESSIONAL LEGAL SERVICES: CHIEF MUNICIPAL PROSECUTOR CHRISTOPHER BATEMAN ESQ. IN AN AMOUNT NOT TO EXCEED \$80,000

AWARD OF CONTRACT TO BBC CLEANING CORPORATION OF 1121 EDGEWATER AVE., RIDGEFILED, NEW JERSEY FOR CUSTODIAL SERVICES FOR THE MUNICIPAL BUILDING, POLICE BUILDING, PUBLIC WORKS AND THE SENIOR CENTER IN THE AMOUNT OF \$56,700.00 FOR THE CONTRACT PERIOD OF JULY 1, 2018 THROUGH JUNE 30, 2019

AWARD OF CONTRACT TO DULAIN CONTRACTING, INC. (PO BOX 526, GLADSTONE, NJ 07934) FOR THE SOMERVILLE ROAD PUMP STATION, IN THE SUM OF \$246,850.00, FUNDED THROUGH THE 2013 SEWER IMPROVEMENT FUND

AWARD OF CONTRACT TO STAVOLA ASPHALT COMPANIES INC. AND STAVOLA CONSTRUCTION MATERIALS INC. OF CHIMNEY ROCK ROAD, BOUND BROOK, NEW JERSEY TO UTILIZE THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM CONTRACT #CC00-11-15 TO PURCHASE ROAD MATERIALS FOR THE AMOUNT OF \$70,000.00

AUTHORIZING CHANGE OF SCOPE #2 TO THE PROFESSIONAL SERVICES CONTRACT INCREASING THE CONTRACT PRICE BY THE SUM OF \$2,762.80 FOR ADDITIONAL NJDEP PERMITS FOR THE VOSSELLER AVENUE ROAD RETAINING WALLS CONSTRUCTED AS PART OF PHASE I TO THE REYNOLDS GROUP, INC (575 ROUTE 28, SUITE 110, RARITAN, NJ 08869) FROM THE ORIGINAL CONTRACT PRICE OF \$18,600.00 TO \$23,750.03 AFTER CHANGE OF SCOPE #2 INCREASE OF CONTRACT PRICE IN THE AMOUNT OF \$2,762.80 FUNDED THROUGH THE 2016 CAPITAL FUND

AUTHORIZING SUBMISSION OF THE YOUTH SERVICES COMMISSION FY2018 COMPETITIVE GRANT APPLICATION IN AN AMOUNT NOT TO EXCEED \$6,000 FOR BREATHE-YOUTH YOGA IN THE PARK PROGRAM

AUTHORIZING FIREWORK DISPLAYS AT SOMERSET PATRIOTS STADIUM ON

THURSDAY, JUNE 28 (RAIN DATE 7-8), FRIDAY, JULY 6 (RAIN DATE 7-15), SATURDAY, JULY 7 (RAIN DATE 7-23) FRIDAY, JULY 13 (RAIN DATE 7-25) SATURDAY, JULY 14 (RAIN DATE 7-26) FRIDAY, JULY 27 (RAIN DATE 7-29), AND SATURDAY, JULY 28 (RAIN DATE 7-29)

REQUEST FOR WAIVER OF FIRE PERMIT FEE IN THE AMOUNT OF \$430.00 AND AUTHORIZATION FOR FIREWORKS DISPLAY FOR THE SOMERSET COUNTY PARK COMMISSION, 355 MILLTOWN ROAD, BRIDGEWATER, NJ ON JULY 4, 2018

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the foregoing resolutions were proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council Vice-President Moench	Absent
Council President Rose	Aye

THE RESOLUTIONS WERE ADOPTED.

Copies of resolutions [#18-06-07-154 thru #18-06-07-164](#) are appended to the official minutes

Councilman Norgalis left the dais at approximately 8:55pm

There being no questions concerning the following resolutions, Council President Rose called for a consent vote:

2018-2019 RENEWAL OF PLENARY RETAIL DISTRIBUTION LIQUOR LICENSES FOR SQUIRES CORNER LIQUORS, INC. WEGMANS FOOD MARKETS, INC. AND RAMARAM, INC., AKA BUY BEST WINE & LIQUORS

2018-2019 RENEWAL OF THE TOWNSHIP OF BRIDGEWATER CLUB LIQUOR LICENSES

RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE HOTEL/MOTEL EXCEPTION 2018-2019 FOR THE HYATT SUMMERFIELD SUITES HOTEL, HILTON GARDENS INN AND FSG BRIDGEWATER HOTEL, LLC ALSO KNOW AS HAMPTON INN AND SUITES

2018-2019 RENEWAL OF TOWNSHIP OF BRIDGEWATER PLENARY RETAIL CONSUMPTION LIQUOR LICENSES

**2018-2019 RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE
CAFÉ EMILIA, INC. WITH CONDITION**

**2018-2019 RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE
NUMBER 1806-33-021-009 FOR MISH-J.O. INVESTMENT CORP. T/A GREEN
KNOLL GRILLE**

**2018-2019 RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE
HOTEL/MOTEL EXCEPTION MARRIOTT HOTEL SERVICES, INC WITH CONDITIONS**

**RENEWAL OF INACTIVE PLENARY RETAIL CONSUMPTION LIQUOR LICENSE
#1806-33-004-007 BRIAD DEVELOPMENT, LLC**

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

Councilman Kurdyla	Aye
Councilman Norgalis	Absent
Councilman Pedroso	Aye
Council Vice-President Moench	Absent
Council President Rose	Aye

THE RESOLUTIONS WERE ADOPTED.

Copies of resolutions [#18-06-07-165 thru #18-06-07-172](#) are appended to the official minutes

On the motion of Councilman Norgalis, seconded by Councilman Kurdyla, the meeting adjourned at approximately 9:00pm.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Christine Henderson-Rose
Council President