

**MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
JULY 16, 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, July 16, 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
Grace Njuguna, Deputy Township Clerk

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

Closed Session

BE IT RESOLVED, by the Bridgewater Township Council that this body will now hold a closed meeting to discuss 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 Norgalis, seconded by Councilman Moench, Council convened in closed session at approximately 7:35 p.m.

A copy of resolution [#18-07-16-182](#) is appended to the official minutes.

On the motion of Councilman Kurdyla, seconded by Councilman Norgalis, the meeting reconvened to open session at approximately 7:50 p.m

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

Minutes

JUNE 18, 2018 - REGULAR SESSION

On motion of Councilman Kurdyla, seconded by Councilman Norgalis, the June 18th regular session minutes were moved for approval and passed unanimously on a voice call vote.

Council Reports

Councilman Kurdyla:

- Attended a meeting with the Mayor of Somerville and Mayor of Bridgewater along with the Police Chiefs to address resident concerns about weight restrictions and speeding on Adamsville Road.

Councilman Norgalis:

- The June 25th Planning Board meeting memorialized resolutions for Roman Jewelers (at the Commons) , 22 West Tap and Grill (Route 22) , Fast Fork (aka Char Burger and Creamery) on Route 202 and Allen Homes (Adamsville Rd and Sunnyside Terrace). In addition Somerset County showed plans for a Pavilion and Garden at the Bridgewater Branch of the Somerset County Public Library. They also are considering plans for a walkway around the Library.
- Attended the Somerset Patriots baseball game commemorating July 4th which was also Polish Night at the Stadium.
- Was contacted by a resident from Country Club Rd seeking help on a sewer connection issue. Thanks to Mr. Naples this issue was successfully resolved.
- Also received two separate pieces of correspondence from sisters representing their mother whose home is involved in the property accumulation for the WAWA development on Route 202. Closing on the property, one of ten homes involved, has been delayed from the original date of November 2017. He has asked, via e-mail, for input from Messes Savo, Naples and Collins as to whether there is any township mandated

timeframe for closing.

- Somerset County lowered flags to half-staff on July 12 in memory of Grace Gurisic the first woman County Freeholder who served from 1960 to 1965

Councilman Pedroso:

- Recognized War Hero Lieutenant Colonel Bob Vaucher who was in the audience.
- Had the pleasure of welcoming a new baby boy to their family.

Council Vice President Moench

- Congratulated Councilman Pedroso and his wife on the birth of their son.
- Attended the July 4th reading of the Declaration of Independence.
- Every year, the Zoning Board prepares a report of their recommendations. Councilman Moench stated he would like Council to consider reviewing and analyzing those recommendations and possibly taking action on same.
- Has received several emails recently regarding concerns over a flyer that was posted throughout the township from hate groups. Although there doesn't appear to be any public safety issue at this time, he noted Council does not condone any organization which promotes hate.

Council President Rose:

- Toured the Garden State marijuana dispensary. Earlier in the year, there was an invitation to tour the facility which she took advantage of and was very impressed.
- Had the opportunity to spend some time at the Elks Grand Lounge Convention at San Antonio as they celebrated the 150th anniversary of the Elks organization.
- Attended the Jacks Kids softball tournament which raises money to assist medically challenged children.

Mayor's Reports

Township Administrator Naples

- The Mayor has been working actively with Linda Mead and is excited about how the residents have rallied in support of the acquisition of the Lang property that is on tonight's agenda.
- Had the opportunity to visit with Sanofi and their staff. They are using their \$40M grow grant to renovate their facilities.
- He had the opportunity, along with Mayor Hayes to visit with the Governor's staff at the State house. They had a fruitful conversation. The Governor later called the Mayor to follow up at which time the Mayor shared what is going on in Bridgewater. They talked about the Governor's

agenda for New Jersey as well.

Discussion

RECREATIONAL MARIJUANA

Councilman Norgalis stated he would like the Council to instruct the Township Attorney to start the draft of an ordinance that will restrict the use or storage, sale, etc of recreational marijuana in Bridgewater. Although he has no issue with medical marijuana, Councilman Norgalis stated he does not want to see Bridgewater Township listed as the go to place to buy marijuana.

Councilman Moench stated he supports banning recreational marijuana in Bridgewater.

Councilman Pedroso was in agreement noting Council is being proactive which is smart government. He stated he supports moving forward to prepare the appropriate ordinances.

Councilman Kurdyla and Council President Rose opined it is best to deal with this matter after we have all the facts about this new law from the State.

There being majority Council support, Township Attorney Savo stated he will prepare a resolution but this matter will also need to be readdressed once the State releases the new law concerning recreational marijuana.

**Public
Comment**

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

**Public
Hearing &
Final Action
Ordinances**

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

On motion of Councilman Moench, seconded by Councilman Norgalis, the meeting was opened to the public.

No one wished to be heard.

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

Township Administrator Naples stated he supports the salary increase for Natasha Turchan, Director of Finance who he believes is one of the best in the State.

Councilman Moench and Councilman Pedroso offered salary increases should be done through the budget process.

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	Nay
Council Vice-President Moench	Nay
Council President Rose	Aye

THE ORDINANCE WAS ADOPTED.

A copy of resolution [#18-07-16-196](#) is appended to the official minutes

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 Moench, the meeting was opened to the public.

No one wished to be heard.

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

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

Councilman Kurdyla	Aye
Councilman Norgalis	Aye

Councilman Pedroso	Nay
Council Vice-President Moench	Yes
Council President Rose	Aye

THE ORDINANCE WAS ADOPTED.

A copy of resolution [#18-07-16-197](#) is appended to the official minutes

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

On motion of Councilman Moench, seconded by Councilman Norgalis, the meeting was opened to the public.

No one wished to be heard.

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

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	Nay
Council Vice-President Moench	Nay
Council President Rose	Aye

THE ORDINANCE WAS ADOPTED.

A copy of resolution [#18-07-16-198](#) is appended to the official minutes

Introduction
of
Ordinances

AN ORDINANCE AUTHORIZING A BINDING REFERENDUM, PURSUANT TO AN ORDINANCE AUTHORIZING A BINDING REFERENDUM, PURSUANT TO N.J.S.A. 40:69A-185 ET SEQ. AND IN COMPLIANCE WITH N.J.S.A. 40:12-15.7, AS TO WHETHER THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRIDGEWATER SHOULD ADOPT AN ORDINANCE AMENDING SECTION 20-6 (UTILIZATION OF THE LAND) OF CHAPTER 20 (OPEN SPACE ADVISORY COMMITTEE) OF THE

MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER, COUNTY OF SOMERSET, STATE OF NEW JERSEY, SO AS TO PERMIT THE OPEN SPACE TRUST FUND MONIES TO BE UTILIZED FOR THE ACQUISITION OF HISTORIC PROPERTIES OR STRUCTURES AND FOR CAPITAL IMPROVEMENTS TO ANY SUCH HISTORIC PROPERTIES OR STRUCTURES, IN FURTHERANCE OF THE PRESERVATION OF SAME PURSUANT TO N.J.S.A. 40:12-15.7(A)(1)(E)

Councilman Pedroso stated it is great that Township residents will have an opportunity to speak about how they feel open space monies should be spent.

Councilman Moench explained the purpose of this ordinance noting it will allow the township to include as permitted uses for the funds held in trust in the Open Space Trust Fund the acquisition of historic properties or structures and for capital improvements to any such historic properties or structures.

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

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

[THE ORDINANCE WAS INTRODUCED.](#)

A copy of resolution [#18-07-16-199](#) is appended to the official minutes

Grace Njuguna, Deputy 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 6th day of August, 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 AUTHORIZING THE ACQUISITION OF LAND IDENTIFIED AS A PORTION OF LOT 4, BLOCK 712 CONSISTING OF APPROXIMATELY 31 ACRES, KNOWN AS 440 FOOTHILL ROAD,

TWIN OAKS ROAD AND 501 STEELE GAP ROAD FROM BRIDGEWATER ESTATES, LLC (“SELLER”) FOR THE PURCHASE PRICE OF \$1,925,000.00, \$250,000.00 TO BE PAID BY THE COUNTY OF SOMERSET (the “County”); \$250,000.00 TO BE PAID BY THE CROSS ROADS OF THE AMERICAN REVOLUTION (“the Cross Roads”), \$175,000.00 BY THE D&R GREENWAY LAND TRUST (“D & R”), \$1,150,000.00 FROM THE TOWNSHIP’S OPEN SPACE TRUST FUND, A CHARITABLE DONATION FROM BRIDGEWATER ESTATES, LLC OF BLOCK 718, LOT 63 APPROXIMATELY 1.319 ACRES AND THE TOWNSHIP TAKING TITLE SUBJECT TO ROLL BACK TAXES IN THE APPROXIMATE AMOUNT OF \$100,000.00

Councilman Moench stated it is very rare that the government partners with others to take action in a very meaningful way in terms of preserving our quality of life and for this reason was very thankful.

Councilman Pedroso congratulated and thanked the residents who took a role in raising money to acquire this property. He also acknowledged and thanked the County for its participation in this purchase.

Councilman Norgalis offered a slight title change. He also acknowledged and thanked the County for their participation.

Councilman Kurdyla expressed he is pleased with this and is in support. He also acknowledged the efforts of Township Attorney Savo and his office.

Council President Rose concurred with the sentiments offered and thanked everyone for a job well done.

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

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

THE ORDINANCE WAS INTRODUCED.

A copy of resolution [#18-07-16-200](#) is appended to the official minutes

Grace Njuguna, Deputy 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 6th day of August, 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.

Resolutions

AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS IN CONNECTION WITH THE SOMERSET COUNTY IMPROVEMENT AUTHORITY'S SOMERSET MUNICIPAL BANC PROGRAM

Township Administrator Naples explained the Chief has made a request to purchase 4-marked cars.

Councilman Moench opined he would prefer that the cars be paid for in cash in order to avoid the financing cost.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution [#18-07-16-183](#) is appended to the official minutes

RESOLUTION APPOINTING HUMANE LAW ENFORCEMENT OFFICERS PURSUANT TO N.J.S.A. 4:19-14.1 FOR THE PURPOSE ENFORCING ANIMAL WELFARE LAWS AND REGULATIONS WITHIN BRIDGEWATER TOWNSHIP

Council was concerned that the language in this resolution gives the Humane Law Enforcement Officer powers to arrest violators. Council agreed to revise this resolution to include language that the Humane Law Enforcement Officer shall corporate such actions with the police department.

Councilman Norgalis made motion to table the resolution to allow for proposed amendments. The motion was seconded by Councilman Pedroso and carried on the

following roll call vote:

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

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) CLEAN COMMUNITIES-\$93,025.11

AWARD OF CONTRACT TO ATLANTIC TACTICAL OF 772 CORPORATE CIRCLE, NEW CUMBERLAND, PENNSYLVANIA FOR THE PURCHASE OF POLICE UNIFORMS, SHOES, LEATHER GEAR IN THE AMOUNT OF \$79,830.50

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

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

THE RESOLUTIONS WERE ADOPTED.

A copy of resolutions [#18-07-16-184 & #18-07-16-185](#) are appended to the official minutes

AWARD OF CONTRACT TO ASPHALT PAVING SYSTEMS, INC. FOR THE MAINTENANCE AND REPAIR WORK (CHIP SEAL AND MICROSURFACING 2018) PROJECT IN THE SUM OF \$327,730.75 FUNDED THROUGH THE 2014, 2017 & 2018 CAPITAL FUNDS

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution [#18-07-16-186](#) is appended to the official minutes

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

AUTHORIZING AWARD OF PROFESSIONAL ENGINEERING / SURVEYING SERVICES CONTRACT FOR THE GRAPHICAL INFORMATION SYSTEM (GIS) FILED MAP/SEWER DATA AND MAPPING SERVICES TO MASER CONSULTING, P.A. IN THE AMOUNT OF \$199,700.00 FUNDED THROUGH THE 2018 CAPITAL SEWER FUND

AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT FOR THE GRAPHICAL INFORMATION SYSTEM (GIS) SOFTWARE SUPPORT AND HOSTING FEES TO MASER CONSULTING, P.A. IN THE AMOUNT OF \$19,200.00 FUNDED THROUGH 2018 FUNDS

AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP OF BRIDGEWATER AND THE BOROUGH OF RARITAN PROVIDING FOR INSPECTION SERVICES FOR ELECTRIC SUBCODE OFFICIAL/INSPECTOR SERVICES AND ELEVATOR INSPECTION SERVICES.

AUTHORIZING THE TOWNSHIP OF BRIDGEWATER TO ACCEPT FUNDS FROM STATE OF NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY SUBGRANT AWARD OF THE CFDA #16-734 2016 NATIONAL CRIME STATISTICS EXCHANGE IMPLEMENTATION ASSISTANCE PROGRAM FUNDING IN THE AMOUNT OF \$3,200.00 IN FEDERAL FUNDS

AUTHORIZING THE TOWNSHIP OF BRIDGEWATER TO ACCEPT FUNDS FROM A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2018 OF EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM FUNDING IN THE AMOUNT OF \$10,000.00 AND PROVIDING APPROPRIATE MATCH OF \$10,000.00

AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEES IN THE AMOUNT OF \$29,515.79, AND ACCEPTANCE OF THE SITE IMPROVEMENTS FOR NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS, BLOCK 168, LOT 18, ON 551 MILLTOWN ROAD, BRIDGEWATER, NJ

REQUEST FOR WAIVER OF FIRE PERMIT FEE IN THE AMOUNT OF \$50 FOR THE BRIDGEWATER UNITED METHODIST CHURCH IN CONNECTION WITH OUTDOOR WORSHIP AND FELLOWSHIP USE OF THEIR FIRE PIT ON TUESDAY, WEDNESDAY AND THURSDAY EVENINGS AT 7:00PM BEGINNING AUGUST 1, 2018 THROUGH AUGUST 31, 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	Aye
Council President Rose	Aye

THE RESOLUTIONS WERE ADOPTED.

Copies of resolutions [#18-07-16-187 thru #18-07-16-193](#) are appended to the official minutes

RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE #1806-32-003-006 SOLO BRIDGEWATER LLC, POCKET LICENSE

2018-2019 RENEWAL OF PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE ELLIOTT HOME BEVERAGES, INC. PLENARY LICENSE NUMBER 1806-44-022-006

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

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

THE RESOLUTIONS WERE ADOPTED.

Copies of resolutions [#18-07-16-194 thru #18-07-16-195](#) are appended to the official minutes

On the motion of Councilman Pedroso, seconded by Councilman Moench, the meeting adjourned at approximately 8:50pm.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Christine Henderson-Rose
Council President