

**MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
NOVEMBER 8 2018 COUNCIL CHAMBERS**

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 (Absent)
Council Vice President Matthew C. Moench
Council President Christine Henderson Rose

Also Present: James T. Naples, Township Administrator
Christopher Corsini, Township Attorney
David Battaglia, Director of Municipal Services & Twp Engineer
Linda J. Doyle, Township Clerk

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

Minutes

**OCTOBER 11, 2018 - AGENDA SESSION
OCTOBER 15, 2018 - REGULAR SESSION**

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the October 11, 2018 agenda session minutes and October 15, 2018 regular session minutes were moved for approval and passed unanimously on a voice call vote.

Council Reports

Councilman Kurdyla:

- Looking forward to being with Martinsville VFW at Veteran's Park on Veterans Day in honor of those who have sacrificed in service to this nation.

Councilman Norgalis:

- Will be attending the Veterans Day observance at the American Legion on Old York Road.
- Attended the 200 Club of Somerset County Annual Meeting. His three (3) year term limit as Trustee is up and will therefore be stepping aside.

- Attended the Police Department Promotion Ceremony on November 1st. Promotions were as follows:
 - Lieutenant. Michael Maxwell to Captain
 - Sergeant Robert Stasiulaitis to Lieutenant
 - Officer Kevin Lamey to Sergeant
- Attended the SANOFI Annual recognition ceremony for their non-profit partners in New Jersey and Pennsylvania.
- Took part in the Township annual candy hand out on Halloween Evening. Gave out, along with Councilman Pedroso, approximately 80 pounds of sugary treats.
- The Planning Board continues its deliberation on the CIP application for the former SANOFI 100+ acre property on 202/206. The 400 home residential component review will probably continue into 2019.
- He will attend the League of Municipalities meeting next week.
- He regrets to report that Freeholders Patrick Scaglione and Mark Caliguire were defeated in their bid for reelection. Both were great friends to our town and were instrumental in our getting \$6M in County contribution toward the Camp Cromwell purchase.
- The Somerset County Recycling Division continues to roll out its “Dual Stream Collection Program”. I just received my sparkingly clean 65 gallon containers. The green topped container is for paper and cardboard and the yellow is for plastic and metal.

Vice President Moench

- Thanked Township Administrator Naples as Council has received from Administration various information they had previously requested.
- Requested information on what the Township has communicated to the company hired to conduct professional appraisal inspections as he would like to ensure they are adhering to the policies and guidance we have provided as far as going into people’s properties.
- Waiting on information from Administration regarding potential changes to our health insurance. Township Administrator Naples confirmed he has not received that information yet but will forward it to the Council as soon as it is available.

- Waiting on information from Administration regarding housing rehabs. Township Administrator Naples confirmed that he sent this information.

Council President Rose

- Also took part in the Township’s annual candy hand out on Halloween night.
- Thanked everyone for the positive response to the referendum question around being able to use a portion of Open Space funds for capital projects for historic homes. Councilwoman Rose has talked to Township Attorney Savo about preparing an Ordinance regarding same in order that the Council can enact by year’s end.
- Had the opportunity to go to Trenton where our application for nomination to the New Jersey Historic Register was reviewed and approved. This nomination will then go to the Federal government for their consideration in including it in the national registry.

Mayor’s Reports

Nothing new to report

Discussion

BEST PRACTICE WORKSHEET

Township Administrator Naples advised that every year we are required to review the best practice inventory in order to continue to qualify for full receipt of State Aid monies. A handout of our 2018 best practice inventory was provided to the governing body.

Natasha Turchan, Director of Finance fielded questions from the governing body. No further action was taken.

Presentation

LEGHORN AVENUE CONSTRUCTION

David Battaglia, Director of Municipal Services & Township Engineer was present for this presentation. He stated he is happy to report that Leghorn Avenue is now completely paved.

Concerning the construction of Leghorn Avenue, Engineer Battaglia stated construction projects are inconvenient under the best of circumstances. This project had complications including the finding of contaminated soil also because the design needed to be changed to ensure this project was completed by year’s end. Hiring an expert to handle the impacted soil delayed the project and unfortunately impacted a lot of residents.

Township Engineer Battaglia and Project Engineer Bill Burr of Maser Consulting fielded questions from the governing body. Council raised concern with the length of the project and the disruption to the residents on Leghorn Avenue. Engineer Battaglia assured the governing body he will purposefully be reviewing the progress of this project and will keep Council apprised.

**Public
Comment**

On motion of Councilman Moench, 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.

Chris Halligan, 163 Leghorn Ave was present. He stated there were times when there wasn't a crew working on Leghorn Avenue. He expressed great concern over this project's drainage design expressing fear that he would be faced with all kinds of drainage problems as he doesn't believe it is being done properly.

Bill Maser discussed the engineering and drainage design noting he is confident that although the grade elevations are not proper at this time, we will ensure that at the end of the day, the drainage will work. It was also confirmed that there is a 2-year maintenance bond so that if anything doesn't function as it should within this time, the contractor is obligated to return to the job to resolve any issues. In addition, there will not be a sign-off on this project until it is confirmed that everything has been done correctly.

Ellen Librizzi, 165 Leghorn Ave was present. She questioned why she is the only one on all of Leghorn Avenue who has a swale in the front of her property and added now has drainage problems. Township Engineer Battaglia stated he will meet her out there and determine best way moving forward.

Christine Wood, 215 Great Hills Road was present. She asked where the contaminated soil was dumped and why it was considered dirty. Ms. Wood was advised NJ Department of Environmental Protection deemed the soil contaminated based on their residential standards. The dirty soil was dumped at the Bayshore treatment facility where it is being treated.

Ms. Wood stated she lives near Eisenhower school and wondered why they were installing sidewalks when school is in session. She was advised it is not possible to do all construction in the summer time. Engineer Battaglia added we do the best we can to coordinate with the schools but there are times when residents are inconvenienced short-term for a long-term need.

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the public

comment portion was closed.

**Public
Hearing &
Final Action
Ordinances**

AN ORDINANCE OF THE TOWNSHIP OF BRIDGEWATER AMENDING SECTION 126-321.6 OF THE BRIDGEWATER TOWNSHIP CODE, REDEVELOPMENT SPECIAL ECONOMIC AND EMPLOYMENT DEVELOPMENT DISTRICT, SECTION 126-321B, PRINCIPAL PERMITTED USES ALLOWING FOR A DRIVE-THROUGH IN LIMITED CIRCUMSTANCES

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	Absent
Council Vice-President Moench	Aye
Council President Rose	Aye

THE ORDINANCE WAS ADOPTED.

A copy of resolution [#18-11-08-279](#) is appended to the official minutes.

**Ordinances
for
Introduction**

AN ORDINANCE AMENDING CHAPTER 206 (VEHICLES AND TRAFFIC), ARTICLE XIV (SCHEDULES), SECTION 206-29 ENTITLED SCHEDULE I: NO PARKING OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER SO AS TO PROHIBIT PARKING ALONG EITHER SIDE OF MARLIN STREET (ENTIRE LENGTH) AND WARREN AVENUE (ORCHARD STREET TO NORTH END)

Township Administrator Naples explained a concern was brought to administration by residents who complained that one of the neighbors was impacting the entire street with the way they were either parking or coming in and out of their driveway. The Township Engineer visited the site and made a recommendation for “no parking”.

Frank and Ruth Rochelle, 134 Warren Ave were present. They provided background on the struggles with the neighbors leading to the request for a “no parking” ordinance. They added this issue started around 2011 and have tried to

work with their neighbor who has refused to cooperate. Mr. Rochelle stated deliveries are a challenge because there is a neighbor who uses the narrow street as their primary parking. In addition, this poses a safety issue due to access for emergency vehicles.

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

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

THE ORDINANCE WAS INTRODUCED.

A copy of resolution [#18-11-08-280](#) is appended to the official minutes

Linda 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 3rd day of December, 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 CREATING A NEW CHAPTER 18 OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER ENTITLED “CREATIVE ARTS ADVISORY COMMITTEE” FOR THE PURPOSES OF THE SUPPORT AND ADVANCEMENT OF THE CREATIVE ARTS IN THE TOWNSHIP OF BRIDGEWATER

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

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

THE ORDINANCE WAS INTRODUCED.

A copy of resolution [#18-11-08-281](#) is appended to the official minutes

Linda 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 3rd day of December, 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 CREATING A NEW CHAPTER 21 OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER ENTITLED “BRIDGEWATER-RARITAN YOUTH SERVICES COMMISSION”

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

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

THE ORDINANCE WAS INTRODUCED.

A copy of resolution [#18-11-08-282](#) is appended to the official minutes

Linda 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 3rd day of December, 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 AMENDING CHAPTER 4 ENTITLED “ADMINISTRATIVE ORGANIZATION,” ARTICLE XIX ENTITLED “LIBRARY ADVISORY BOARD,” SECTION 4-107 ENTITLED “ESTABLISHMENT, MEMBERS AND DUTIES” TO CLARIFY THE PROVISIONS THEREOF

Council discussed whether or not they should require that the Library Board or other Township Board keep minutes and then transmit a copy of those minutes to the Township Clerk for Council’s review. They also discussed whether or not language needs to be included in our Ordinances that speaks to the role and/or authority of the Council liaison and their engagement with various township boards and committees.

Council agreed to table this Ordinance to allow time to review these matters in greater detail.

AN ORDINANCE AMENDING CHAPTER 146 ENTITLED “BRUSH, WEEDS AND DEBRIS” TO AMEND THE PENALTY PROVISION THEREOF

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

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

[THE ORDINANCE WAS INTRODUCED.](#)

A copy of resolution [#18-11-08-283](#) is appended to the official minutes

Linda 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 3rd day of December, 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

EXTENDING SUNDAY HOURS OF OPERATION FOR PLENARY RETAIL DISTRIBUTION LICENSES INCLUDING WEGMANS MARKETS, SPIRITS OF THE VALLEY, KRISHA BEVERAGE AND BUY BEST WINE AND LIQUORS FOR SUNDAY, NOVEMBER 18, SUNDAY, DECEMBER 23, AND SUNDAY, DECEMBER 30, 2018

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

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

THE RESOLUTION WAS APPROVED.

A Copy of resolutions [#18-11-08-284](#) are appended to the official minutes

AWARD OF CONTRACT IN THE SUM OF \$120,000.00 TO ARAE NETWORK SOLUTION LLC, 107 BLUEBIRD DRIVE, UNIT 1D, HILLSBOROUGH, NEW JERSEY FOR THE POLICE DOMAIN AND NETWORK OVERHALL AS AN EXTRAORDINARY UNSPECIFIED SERVICE PURSUANT TO N.J.S.A. 40a:11-5(1)(A)(II) FUNDED THROUGH THE 2018 CAPITAL

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	Absent
Council Vice-President Moench	Aye
Council President Rose	Aye

THE RESOLUTION WAS APPROVED.

A Copy of resolutions [#18-11-08-285](#) are appended to the official minutes

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

AUTHORIZING THE RELEASE OF THE MAINTENANCE GUARANTEE IN THE AMOUNT OF \$36,367.98 (CASH) FOR BRIDGEWATER VEHICLE SALES, INC. DBA

BILL VINCE'S BRIDGEWATER ACURA, BLOCK 559, LOT 7 - 1231 ROUTE 22 WEST, BRIDGEWATER, NJ 08807

AUTHORIZING CANCELLATION AND REFUND OF THE PROPERTY MAINTENANCE CHARGES FOR BLOCK 532 LOT 18, 63 SOMERSET AVENUE IN THE AMOUNT OF \$538.25

AUTHORIZING AMENDMENTS TO THE PREVIOUSLY AUTHORIZED SHARED SERVICES AGREEMENT WITH THE BOROUGH OF RARITAN, RESOLUTION 18-07-16-189, FOR THE PROVISION OF INSPECTIONS SERVICES FOR ELECTRICAL SUBCODE OFFICIAL/INSPECTOR SERVICES AND ELEVATOR SUBCODE OFFICIAL/INSPECTOR SERVICES

AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT FOR SHARING SOMERSET COUNTY DEPARTMENT OF PUBLIC WORKS EQUIPMENT AND PERSONNEL BETWEEN TOWNSHIP OF BRIDGEWATER AND THE COUNTY OF SOMERSET

AUTHORIZING EXECUTION OF A ONE YEAR LEASE WITH THE BRIDGEWATER COMMONS MALL, II, LLC FOR THE PARKING LOT LOCATED AT PRINCE RODGERS PARK

REIMBURSEMENT OF FIRE PERMIT FEE IN THE AMOUNT OF \$60.00 FOR SPRING RUN CORPORATION LOCATED AT 1722 WEST CIRCLE DRIVE, MARTINSVILLE FOR THE ANNUAL HALLOWEEN CAMPFIRE ON FRIDAY, OCTOBER 26, 2018 WITH A RAINDATE OCTOBER 27TH

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

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

THE RESOLUTIONS WERE ADOPTED.

Copies of resolutions [#18-11-08-286 thru #18-11-08-291](#) are appended to the official minutes

Adjournment

On the motion of Councilman Norgalis, seconded by Councilman Kurdyla, the meeting adjourned at approximately 8:56 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Christine Henderson-Rose
Council President