

**MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL  
DECEMBER 3, 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  
Council Vice President Matthew C. Moench  
Council President Christine Henderson Rose

Also Present: James T. Naples, Township Administrator  
Christopher Corsini, Township Attorney  
Linda J. Doyle, Township Clerk

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

**Minutes**

**NOVEMBER 8, 2018 – REGULAR SESSION**

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the November 8, 2018 regular session minutes were moved for approval and passed unanimously on a voice call vote.

**Council Reports**

Councilman Kurdyla:

- Attended the League of Municipalities conference.
- Asked that the governing body take a moment of silent following the passing of Green Knoll Fire Fighter Mike Gulay and Former President Bush.
- Congratulated Deputy Attorney Christopher M. Corsini Esq. on being recognized by the boy scouts

Councilman Norgalis:

- Attended the League of Municipalities Conference.
- Attended the Bridgewater Creative Arts Committee presentation which included art work, piano recital, singing and an Indian drum recital.

- The Planning Board approved the two hotels and office buildings replacing the Days Inn on Route 22. An approvals was also given to PSE&G for an additional 69,000 volt connection between it substation on North Bridge St and substation on Polhemus Lane.
- Eden Realty has completed and submitted the Compliance Report for Patriot Greens. The report is complete and they can now begin construction on East Main Street.
- An almost four hour special meeting to continue deliberation on the Advance Realty Center of Excellence project was held on November 27th. An attorney for AvalonBay Residential Development, which is suing Advance regarding the project, asked a great deal of questions despite objections by the Advance attorney who stated AvalonBay was simply trying to delay board action. The next meeting to discuss the Advance Project is January 28, 2019.
- On Saturday afternoon, Councilman Norgalis received a phone call from one of Governor Murphy's staff inviting him to the Nestle ribbon cut by Governor Murphy at noon on Monday at the COE site.
- Attended the Somerset County Quarterly Planning Board update
- Attended the Jewish Community Center ribbon cut of their refurbished exercise room
- Attended the 2018 Toast to Scouting Awards Dinner where our Township Deputy Attorney Christopher M. Corsini Esq. was recognized for both his scouting and civic engagement activities.
- Attended the wake for Green Knoll Fire Fighter Mike Gulay who passed away very suddenly. His passing is being investigated as a potential line of duty death if it occurred within 24 hours of his responding to a dispatched call.

#### Councilman Pedroso

- Acknowledged the birthday of Bob Vaucher who is 100-years old today. He is a historical figure in Bridgewater Township and had a significant role in World War II. He has also been a long time resident of Bridgewater and has had many involvements in many aspects of our town developments.

#### Vice President Moench

- Stated that GE as a company is having a lot of financial problems, some of

which implicates municipalities who have financial investments with them such as municipal bonds. Councilman Moench questioned whether or not Bridgewater Township has any relationship with or is associated with GE. He asked that this be looked into and a report be provided.

#### Council President Rose

- Attended the League of Municipalities Conference.
- Attended the Jewish Community Center ribbon cut on their refurbished fitness center
- Had the opportunity with the Mayor to attend a birthday party that was hosted by St. John's Episcopal Church for Bob Vaucher's 100<sup>th</sup> birthday.
- The Friends of Bridgewater History is doing a fundraiser this holiday season called "Merry & Bright". They have asked people to sign up their homes to be designated first place as "best lit house" in Bridgewater Township.
- On January 12<sup>th</sup> from 9pm to 1pm, the Mayor's adhoc committee on historical preservation is hosting a planning session. One of our residents will work with us to facilitate a discussion about what historic preservation looks like in Bridgewater and where we want it to be in 2 to 5 years.

#### Mayor's Reports

Mayor Daniel J. Hayes, Jr. was present.

- Attended the Bridgewater Creative Arts Committee presentation.
- Attended and cut the ribbon for the Jewish Community Center's new and refurbished fitness center.
- Was invited to participate on a panel to empower women. Fellow panelists were all women of accomplishment and they talked to women in their high school years and they discussed how to pursue a career that may or may not be traditional.
- Attended a birthday party that was put on by St. John's Episcopal Church for Bob Vaucher's birthday. He presented Mr. Vaucher with a proclamation acknowledging every contribution that he has made.
- Advised that Governor Murphy's attended and conducted the ribbon cutting for Nestle. Mayor Hayes stated that Nestle is an international company and had the opportunity to choose any place in the world for

one of their regional laboratories and yet they chose Bridgewater. They chose this town because of its proximity to markets, educated work force and quality of life we offer for their employees.

- Thanked Councilman Norgalis for the work that he has done in helping us bring Advance Realty’s very complex plan through the process

**Discussion**

**STAVOLA QUARRY OPERATING LICENSE - 2019**

Thomas Branch conducted the presentation noting it concerns Stavola Quarry’s relicensing for 2018. He stated he is the Vice President and Director of Engineering and Development for Stavola Construction Materials who are the owners/operators of the Stavola Quarry located along Route 22 on Chimney Rock Rd. Per Township Ordinances regarding Quarry manning, Stavola is required to submit a renewal application every year in order to continue their business and as such, an application was filed with Chip Mills, PE of the Engineering Department and found to be complete.

Mr. Branch discussed in detail the 2019 mine and reclamation plan noting they are not seeking any expansion of limits than what has been previously approved and asked for approval of their 2019 operating license. He also discussed how they have modified the blasting process to minimize the impact of the blasts.

As part of the presentation, the 2018 Stavola Quarry Activity synopsis was provided as well as the 2019 reclamation plan and 2019 mine license plan.

**2019 STAVOLA QUARRY OPERATING LICENSE - BLOCK 711, LOTS 3, 4 AND 6.01 CHIMNEY ROCK ROAD, BRIDGEWATER, NEW JERSEY SOMERSET COUNTY**

On motion of Councilman Norgalis, seconded by Councilman Moench, the foregoing resolution 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 RESOLUTION WAS APPROVED.**

A Copy of resolutions [#18-12-03-297](#) are appended to the official minutes

**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.

Jian Yi of 28 Shields Lane was present. He discussed the intersection on Route 28 and Garretson Road noting it is very congested during rush hour and has spotted many accidents. He asked whether there is anything that can be done to remedy this situation, for instance the installation of a traffic light. Township Administrator Naples stated that while Route 28 is a State highway, Garretson Road is a Township road. The information regarding accidents will be discussed with the Chief of police. Administration will then reach out to NJDOT about whether there are any safety features that can be installed.

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

**AN ORDINANCE CREATING A NEW CHAPTER 21 OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER ENTITLED “BRIDGEWATER- RARITAN YOUTH SERVICES COMMISSION”**

Public  
Hearing &  
Final Action  
Ordinances

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 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	Aye
Council Vice-President Moench	Aye
Council President Rose	Aye

**THE ORDINANCE WAS ADOPTED.**

A copy of resolution [#18-12-03-292](#) is appended to the official minutes.

**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 Councilman Kurdyla, the meeting was opened to the public.

No one wished to be heard.

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

On motion of Councilman Norgalis, 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	Abstain
Council President Rose	Aye

**THE ORDINANCE WAS ADOPTED.**

A copy of resolution [#18-12-03-293](#) is appended to the official minutes.

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

On motion of Councilman Moench, seconded by Councilman Pedroso, 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	Aye
Council Vice-President Moench	Aye
Council President Rose	Aye

**THE ORDINANCE WAS ADOPTED.**

A copy of resolution [#18-12-03-294](#) is appended to the official minutes.

**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 stated there has been resident support of this Ordinance amendment. Those residents made every attempt resolve parking issues amicably but unfortunately there were some uncooperative neighbors and therefore Administration is in support of this Ordinance amendment.

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 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	Aye
Council Vice-President Moench	Aye
Council President Rose	Aye

**THE ORDINANCE WAS ADOPTED.**

A copy of resolution [#18-12-03-295](#) is appended to the official minutes.

Ordinances  
for  
Introduction

**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 NOT ONLY FOR THOSE PURPOSES ALREADY ARTICULATED IN SECTION 20-6 BUT ALSO 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) IN AN AMOUNT NOT TO**

**EXCEED 25% OF THE FUNDS HELD IN THE OPEN SPACE TRUST FUND ON THE EFFECTIVE DATE OF THIS ORDINANCE AND AFTER THE PAYMENT OF DEBT**

Councilwoman Rose expressed appreciation that the residents voted to support using the open space funds to preserve historic properties and for their capital improvements. She noted this will allow us to do some of the work that needs to be done to preserve some of the historical properties we already own.

On motion of Councilwoman Rose, 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	Aye
Council President Rose	Aye

**[THE ORDINANCE WAS INTRODUCED.](#)**

A copy of resolution [#18-12-03-296](#) 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 17<sup>th</sup> 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 "ADMINISTRATIVE ORGANIZATION", ARTICLE XIV ENTITLED "DEPARTMENT OF POLICE", SECTION 4-84 D, (COMPOSITION AND ORGANIZATION OF THE POLICE FORCE) MODIFYING THE NUMBER OF POLICE OFFICERS TO ALLOW EMPLOYMENT OF 6 ADDITIONAL POLICE OFFICERS**

Mayor Hayes was present for this discussion. Police Chief Nicaretta, Captain Pain and Captain Maxwell were also present to answer any questions from the governing body. Mayor Hayes stated information has been provided based on the presentation and questions that were raised at the last meeting. The request is

to increase the table of organization in the police department by a total of twelve (12) officers - six (6) officers in 2019 and an additional six (6) officers in 2020 so as to provide the level of safety that our residents deserve and require.

Mayor Hayes advised the impact to the 2019 budget is \$120,000.00. This is because it will take approximately six months to identify the officers who qualify and to perform due diligence including background checks. These officers would then be enrolled in the police academy for six months in order to begin employment in 2020. In 2019, the police department will go through the same process to obtain the remaining six (6) police officers and enroll them in the academy to begin employment in 2021.

The police staff fielded questions from the governing body. Council was concerned that although the police department had provided information of calls for service and various other data, it seemed that based on the information provided, the data did not support the hiring of additional officers. Police Chief Nicaretta reiterated that data does not always show a clear picture of what he feels will provide required public safety for our community.

Following this session, Councilman Norgalis requested that the remainder of this discussion be done in closed session.

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

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 a closed session at approximately 9:00 p.m.

A copy of resolution [#18-12-03-309](#) is appended to the official minutes

On the motion of Councilman Pedroso, seconded by Councilman Norgalis, the meeting reconvened to open session back in the courtroom at approximately 9:25 pm

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

Allen Kurdyla

Closed  
Session

Howard Norgalis  
Filipe Pedroso  
Council Vice President Matthew C. Moench  
Council President Christine Henderson Rose

Also Present: James T. Naples, Township Administrator  
Christopher Corsini, Township Attorney  
Linda J. Doyle, Township Clerk

Council stated their potential intent is to introduce this Ordinance at the first available meeting in January and the public hearing will be held in February.

Councilman Kurdyla made motion to table this Ordinance, seconded by Councilman Pedroso. The vote was as follows:

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

On motion of Councilman Moench, seconded by Councilman Kurdyla, the meeting was opened to the public to discuss matters concerning the proposed ordinance to amend the organization of the police department.

Henry Wang of 571 Buena Parkway, Bridgewater, NJ 08807 was present. He stated that he has been a resident of Bridgewater for 12 years and is also the president of the Chinese American Association for Bridgewater. He appreciated the discussion to increase the police department's manpower noting there is a need and gave examples of some safety situations that he and his friends have experienced in the neighborhood.

## Resolutions

### **AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2018 APPROPRIATIONS IN THE AMOUNT OF \$65,460.00 IN THE CURRENT FUND**

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	Nay
Council President Rose	Aye

**THE RESOLUTION WAS APPROVED.**

A Copy of resolutions [#18-12-03-298](#) are appended to the official minutes

**AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2018 APPROPRIATIONS IN THE AMOUNT OF \$85,000.00 IN THE CURRENT FUND**

On motion of Councilman Kurdyla, seconded by Councilwoman Rose, the foregoing resolution 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 RESOLUTION WAS APPROVED.**

A Copy of resolutions [#18-12-03-299](#) are appended to the official minutes

**CANCELLATION OF CAPITAL BOND ORDINANCES IN THE AMOUNT OF \$1,536,335.96**

On motion of Councilman Kurdyla, seconded by Councilwoman Rose, the foregoing resolution 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 RESOLUTION WAS APPROVED.**

A Copy of resolutions [#18-12-03-300](#) are appended to the official minutes

**AUTHORIZING THE TOWNSHIP OF BRIDGEWATER TO EXECUTE AN AGREEMENT WITH THE SOMERSET COUNTY BOARD OF CHOSEN FREEHOLDERS TO ACCEPT THE HISTORIC PRESERVATION GRANT IN THE AMOUNT OF \$85,660 FOR IMPROVEMENTS TO THE LANE-BROKAW HOUSE ON MILLTOWN RD**

Councilman Pedroso had questions regarding mold remediation and how much that would cost. Council stated they were not comfortable moving forward until the cost and final proposal regarding mold remediation is presented.

Councilwoman Rose stated at the last meeting regarding this matter, she was encumbered to provide proposals on roofing and electrical work. She advocated for the open space referendum to assist with historic preservation and felt that all of that has been accomplished. She has not yet hired LSRP consultant to perform a professional remedial proposal because she wanted to accept the grant monies first to begin the process.

After considerable discussion, Councilman Moench proposed that they use the administrative match of \$85, 000 to cover the cost for the roof and electric work. The remaining monies can be used to solicit LSRP remedial estimates. Council will feel more inclined to continue the preservation on the Lane Brokaw house after this has been completed.

Council agreed to continue discussions on the Lane Brokaw house historic preservation grant at a future Council meeting.

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) HEROES AND HELPERS GRANT-\$2,000.00**

**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) WORKPLACE YOGA GRANT-\$350.00**

**AUTHORIZING SUBMISSION OF THE FISCAL YEAR 2019-2020 BRIDGEWATER/RARITAN MUNICIPAL ALLIANCE REQUEST FOR APPLICATION WITH SOMERSET COUNTY BOARD OF CHOSEN FREEHOLDERS IN THE AMOUNT OF \$72,417**

**AUTHORIZING AWARD OF CONTRACT FOR OPEN CHANNEL FLOW MONITORING SERVICES - SANITARY SEWER SYSTEM, TO THE HACH COMPANY, LOCATED AT 5600 LINDBERGH DRIVE, LOVELAND, CO 80503, IN THE AMOUNT OF \$98,760.00, FUNDED THROUGH THE 2018 SANITARY SEWER FUND**

**AUTHORIZING A REDUCTION IN THE PERFORMANCE GUARANTEE POSTED BY ALLEN HOMES, INC. FROM \$171,150.00 TO \$44,328.00 FOR SUNNYSIDE TERRACE, BLOCK 224, LOT 4, 5 & 7**

**AUTHORIZING EXECUTION OF AN ASSIGNMENT AGREEMENT WITH THE CROSSROADS OF THE AMERICAN REVOLUTION ASSOCIATION, INC. (hereinafter**

“Crossroads”) FOR THE PURCHASE OF PROPERTY KNOWN AS BLOCK 712, PART OF LOT 4 AND BLOCK 718, LOT 63 LOCATED ON FOOTHILL ROAD, FORMERLY THE JOHN WEMPLE ESTATE, KNOWN AS THE LANG PROPERTY

WAIVER OF FIRE PERMIT FEE IN THE AMOUNT OF \$60.00 FOR BRADLEY GARDENS VOLUNTEER FIRE COMPANY, INC LOCATED AT 24 OLD YORK ROAD, BRIDGEWATER FOR THE BURN BARREL TO WARM THE FIREFIGHTERS IN THE PARKING LOT DURING THE CHRISTMAS TREE AND WREATH HOLIDAY FUNDRAISER

WAIVER OF FIRE PERMIT FEE IN THE AMOUNT OF \$60.00 FOR SOMERVILLE ELKS LODGE #1068 AT 375 UNION AVENUE, BRIDGEWATER FOR THE BURN BARREL TO WARM THE MEMBERS DURING THE CHRISTMAS TREE SALES

On motion of Councilman Norgalis, seconded by Councilman Moench, 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 [#18-12-06-301 thru #18-12-03-308](#) are appended to the official minutes

**Adjournment**

On the motion of Councilman Norgalis, seconded by Councilman Kurdyla, the meeting adjourned at approximately 10:00 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC  
Municipal Clerk

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Christine Henderson-Rose  
Council President