

MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
MARCH 14, 2019 COUNCIL CHAMBERS

Council President Moench 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, 2019 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
Filipe Pedroso
Christine Henderson-Rose
Council Vice President Howard Norgalis
Council President Matthew C. Moench

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

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

Minutes

FEBRUARY 28, 2019 - AGENDA SESSION
MARCH 4, 2019 - REGULAR SESSION

These minutes will be considered for approval on Monday, March 18, 2019 during the regular session.

Council Reports

Council President Moench offered the reports will be presented during the regular session on March 18, 2019.

Mayor's Reports

Mr. Naples had no report

Discussion

CONSOLIDATION OF HEALTH OFFICER SERVICES

In light of Health Officer Peter Leung's retirement in April, Councilmen Moench and Norgalis offered that they wanted to discuss whether Administration has considered consolidating the Township's Health Department to Somerset County as a shared service option.

Council President Moench asked Township Administrator Naples whether there has been a review on this matter.

Mr. Naples offered he has not met with the Somerset County representatives but has researched other municipalities such as Franklin and others that utilize the Somerset County Health Services. Mr. Naples stated these services are not free as it would entail a transfer of services and offered that at this time, Administration does not believe it would be a cost effective consideration. He added the Township offers quality health services to residents which they would like to keep in house.

Council President Moench stated someone should meet with Somerset County representatives to determine which services they provide in comparison to our current standards and what dollar amount would work in order to facilitate. This way there would be actual numbers which would remove the guesswork.

Mr. Naples offered to meet and provide the number to Council for equal or better services than what we currently provide.

Councilman Norgalis said he reached out to the Mayor last September/October and has not heard back on this matter. Councilman Pedroso expressed concern as he would like the administration to make more effort in addressing Council's questions more expeditiously.

**Public
Comment**

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

**Public
Hearing &
Final Action
Ordinances**

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR THE 2019 CALENDAR YEAR (N.J.S.A. 40A: 4-45.14)

Mr. Naples stated this is something we do every year. It is not an expenditure but rather an Ordinance that allows us to exceed the cap in the event that it is necessary. This ordinance is consistent with similar ones over the years.

AN ORDINANCE AMENDING CHAPTER 126 (LAND USE), ARTICLE XLV (SUPPLEMENTAL REGULATIONS GOVERNING CERTAIN USES), SECTION 126-335 ENTITLED RENEWABLE ENERGY FACILITIES OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER SO AS TO PERMIT RENEWABLE ENERGY FACILITIES ON DETACHED RESIDENTIAL GARAGES

Council President Moench stated Resident Curtis Kraut appeared before the governing body a few weeks ago and explained the way our ordinance was written would disallow him from putting up solar facilities on his detached garage. This Ordinance will clarify the Council's intent.

Councilman Norgalis offered during discussion with Township Planner Scarlett Doyle that the ordinance may be too broad in describing what is considered a garage. It was agreed that Attorney Savo would discuss this issue with Planner Doyle.

Introduction of Ordinance AN ORDINANCE OF THE TOWNSHIP OF BRIDGEWATER AMENDING SECTION 126-326 PROVIDING FOR A NEW SECTION H REGULATING APPROVED LOT COVERAGE, LOT AREA COVERAGE, IMPERVIOUS LOT AREA COVERAGE, LOT WIDTH AND FLOOR AREA RATIO FOR LOTS THAT ARE SUBDIVIDED OR ACQUIRED BY GIFT OR PURCHASE BY A PUBLIC ENTITY FOR PERMANENT OPEN SPACE

Mr. Savo reported this ordinance was presented at the County's request and will promote the acquisition of Open Space. He will provide a list of properties for the regular Council session on Monday.

Resolutions AUTHORIZING BUDGET TRANSFERS FOR APPROPRIATION RESERVE IN THE AMOUNT OF \$382,200.00

Ms. Turchan explained transfers can only be done within the first three months of the beginning of each year and the last two months at the end of each year statutorily. This transfer will pay the obligated bills while we are on the temporary budget.

The governing body briefly discussed the following resolutions. No action was taken.

APPOINTMENT OF WILLIAM T. KELLEHER AS CHIEF MUNICIPAL JUDGE

AUTHORIZING A REDUCTION IN THE PERFORMANCE GUARANTEE FROM \$1,885,629.60 to \$565,688.88 FOR BRIAD DEVELOPMENT, LLC, 600 SOMERSET CORPORATE BOULEVARD, BLOCK 411, LOTS 39.02 & 39.11

AUTHORIZING CHANGE ORDER NO. 1/FINAL CHANGE ORDER DECREASING THE PRICE FROM \$218,006.75 TO \$211,166.67 A DECREASE OF 3.14% OR (\$6,840.08), AND FINAL PAYMENT TO JTG CONSTRUCTION INC., AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF PERFORMANCE BOND AND ACCEPTANCE OF MAINTENANCE BOND FOR THE TALAMINI ROAD IMPROVEMENT PROJECT-PHASE IV BY JTG CONSTRUCTION, INC. (188 JEFFERSON STREET, SUITE 387, NEWARK, NJ 07105), FUNDED THROUGH THE 2017 CAPITAL FUND

AUTHORIZING CHANGE ORDER NO. 1/FINAL CHANGE ORDER DECREASING THE PRICE FROM \$348,920.51 TO \$322,429.15 A DECREASE OF 7.59% OR (\$26,491.36), AND FINAL PAYMENT TO TOP LINE CONSTRUCTION CORP., AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF PERFORMANCE BOND AND ACCEPTANCE OF MAINTENANCE BOND FOR THE MORGAN LANE IMPROVEMENT PROJECT BY TOP LINE CONSTRUCTION CORP. (22 FIFTH STREET, SOMERVILLE, NJ 08876), FUNDED THROUGH THE 2018 CAPITAL FUND

AUTHORIZING CHANGE ORDER NO. 1/FINAL CHANGE ORDER INCREASING THE PRICE FROM \$413,166.40 TO \$423,338.12 AN INCREASE OF 2.46% OR \$10,171.72 AND FINAL PAYMENT TO REIVAX CONTRACTING CORP., AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF PERFORMANCE BOND AND ACCEPTANCE OF MAINTENANCE BOND FOR THE BWT-2 ROAD IMPROVEMENT PROJECT - DONOHUE ROAD (FROM THOMPSON AVENUE TO ROUTE 22) AND THE ENTIRE LENGTH OF KRAMS TRAIL BY REIVAX CONTRACTING CORP. (356 THOMAS STREET, NEWARK, NJ 07114), FUNDED THROUGH THE 2017 CAPITAL FUND

AUTHORIZING CHANGE ORDER NO. 1/FINAL CHANGE ORDER DECREASING THE PRICE FROM \$252,855.72 TO \$204,544.24 A DECREASE OF 19.11% OR \$48,311.48 AND FINAL PAYMENT TO REIVAX CONTRACTING CORP., AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF PERFORMANCE BOND AND ACCEPTANCE OF MAINTENANCE BOND FOR THE HAUCK ROAD IMPROVEMENT PROJECT BY REIVAX CONTRACTING CORP. (356 THOMAS STREET, NEWARK, NJ 07114), FUNDED THROUGH THE 2017 CAPITAL FUND

REJECTING ALL BIDS FOR THE MANAGEMENT, OPERATION AND MAINTENANCE OF THE TOWNSHP OF BRIDGEWATER'S VEGATATIVE DROPOFF CENTER

Mr. Savo offered the bids came in higher than anticipated and the current operator has offered to continue through with the same terms. He advised its anticipated that there will be rebid in September.

REQUEST FOR WAIVER OF BUILDING, PLUMBING, ELECTRICAL AND FIRE PROTECTION PERMIT FEES IN THE TOTAL AMOUNT OF \$803.00 FOR THE SOMERVILLE LODGE #1068 LOCATED AT 375 UNION AVE, BRIDGEWATER, NJ 08807

Motion to Set Agenda

On motion of Councilman Norgalis, seconded by Councilwoman Rose, the agenda was set for the March 18, 2019 Township Council regular meeting.

On the motion of Councilman Norgalis, seconded by Councilman Pedroso, the meeting adjourned at approximately 8:10 pm.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Matthew C. Moench
Council President