

MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
December 16, 2013 COUNCIL CHAMBERS

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in a regular session meeting on Monday, December 16, 2013 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 8, 2013, and the time change noticed on September 6, 2013, 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
Matthew C. Moench
Howard V. Norgalis
Filipe Pedroso
Council President Christine Henderson Rose

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

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

Council Reports

Councilman Moench reminded everyone the Raritan Pregnancy Aid Center drive is ongoing. He also announced his term as the president of the Somerset County Governing Official's association has come to an end but he will continue to be involved as it is an organization that helps facilitate communication between towns. As the representative to the Raritan Valley Rail coalition, he announced that one-seat ride to Manhattan will begin in March of 2014 during off-peak hours.

Councilman Kurdyla reported he too attended the Raritan Valley Rail coalition meeting.

Councilman Norgalis reported he attended Somerset County Business Partnership Annual meeting, Planning Chair meeting at the County, Roman Jeweler Ribbon Cutting and the JCP&L Status Center meeting.

Councilman Pedroso had nothing new report.

Councilwoman Rose reported she attended the Somerset County Business Partnership Annual meeting and an emergency Board meeting of the animal shelter

Mayor's Report

Township Administrator Naples had nothing new to report.

Discussion

Thomas Branch conducted the presentation. He stated that he is the Vice President of 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. The application requests the exact same license that was requested the previous year.

Mr. Branch discussed the 2014 mine plan and provided a document regarding same which demonstrates the overall outline of the quarry, the active areas currently being worked on, existing stormwater basins, areas that have been reclaimed for development, County facilities, areas that are proposed for future redevelopment and areas that are available for future mining activities. Mr. Branch also discussed the 2014 reclamation plan.

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.

No one wished to speak.

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

Resolutions

2014 - STAVOLA QUARRY OPERATING LICENSE

On motion of Councilman Moench, seconded by Councilman Norgalis, the

foregoing resolution was proposed. The vote was as follows:

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-264 is appended to the official minutes.

CONFIRMATION OF APPOINTMENT OF CHIEF OF POLICE AND DEPARTMENT HEAD - MANUEL CARAVELA

Township Administrator Naples stated Chief Borden retired October 1, 2013. Mr. Caravela assumed that post as acting Chief and has done an outstanding job. Per Township Ordinance, Administration conducted a review of Mr. Caravella, with the help of Mr. Hayducka, South Brunswick's Chief of Police and Mr. Wayman, Westfield's Chief of Police. Based on Administration's review and recommendation of the Chiefs, Mayor Hayes and Administration recommends that Acting Chief Caravela be appointed Bridgewater's Chief of Police and Department Head.

Council expressed their utmost support in confirming this appointment.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-265 is appended to the official minutes.

PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE I N THE 2013 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948) DRIVE SOBER OR GET PULLED OVER-\$4,400.00

Township Administrator Naples advised this grant will be used for police overtime pay associated with drunk driving patrols. He provided statistics on the

number of arrests that have taken place in the past as a result of this grant including drunk drivers, speeding drivers, uninsured drivers, reckless drivers, felony arrests etc.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-266 is appended to the official minutes.

PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948) NJ BODY ARMOR-\$8,719.89

Township Administrator Naples advised this grant will aid in the replacement of body armor.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-267 is appended to the official minutes.

(PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948) ROID-\$10,000.00

Township Administrator Naples advised this grant was awarded by the New Jersey Department of Community Affairs and will help us to conduct programs that interact with disabled individuals throughout the Township.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-268 is appended to the official minutes.

AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2013 APPROPRIATIONS IN THE AMOUNT OF \$52,500.00 CURRENT FUND

Township Administrator Naples advised we will be moving monies that were not expended this year to a separate account in order to pay legal fees and a medical expense in the Human Resources department.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-269 is appended to the official minutes

AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL ARCHITECTURAL SERVICES FOR THE TOWNSHIP TO DENNIS KOWAL OF THE FIRM OF DENNIS KOWAL ARCHITECTS IN AN AMOUNT NOT TO EXCEED \$68,000

Township Administrator Naples advised this is the Architect that will assist us in the defense of the claim by Patock and USA Architects and our counterclaims to same.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-270 is appended to the official minutes.

AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, IN THE FORM OF CASH IN THE AMOUNT \$27,718.60, ACCEPTANCE OF THE PUBLIC AND SITE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE GUARANTEE FOR MERCAL, LLC (888 COUNTRY CLUB ROAD & 8887 GARFIELD AVENUE), BLOCK 452, LOTS 3.01 & 3.02

Township Engineer Bogart confirmed he has reviewed the construction status and associated paperwork and recommended the approval of this resolution.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-271 is appended to the official minutes.

AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, IN THE FORM OF A BOND IN THE AMOUNT \$392,040.00, ACCEPTANCE OF THE PUBLIC AND SITE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE GUARANTEE FOR RARITAN VALLEY HABITAT FOR HUMANITY (154 SOUTHSIDE AVENUE AND 1 THROUGH 8 DUTCH LANE (inclusive), BLOCK 300, LOTS 14.02 THROUGH 14.12 (inclusive))

Township Engineer Bogart confirmed he has reviewed the construction status and associated paperwork and recommended the approval of this resolution.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-272 is appended to the official minutes.

EMERGENCY RESOLUTION - N. J. S. A. 40 A: 4-46 SNOW REMOVAL EMERGENCY IN THE AMOUNT OF \$130,000

Township Administrator Naples advised the snow storm on 12/14/13 required us to provide town wide clean up over the entire weekend. This resolution is needed to transfer monies as funds remaining in the snow removal budget are not adequate to cover all the expenses.

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

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

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-12-16-273 is appended to the official minutes.

Closed Session

BE IT RESOLVED, by the Bridgewater Township Council that this body will now hold a closed meeting to discuss litigation and 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 Norgalis, seconded by Councilman Kurdyla, Council convened in closed session at 8:10 p.m.

A copy of resolution #13-12-16-274 is appended to the official minutes.

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

meeting reconvened to open session at approximately 9:20 p.m.

On the motion of Councilman Norgalis, seconded by Councilman Pedroso, the meeting adjourned at 9:20 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Christine Henderson-Rose
Council President