

**MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
JUNE 6, 2013 COUNCIL CHAMBERS**

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in an agenda and regular session on Thursday, June 6, 2013 at 6:30 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 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 (arrived at 6:35pm)
Howard V. Norgalis
Filipe Pedroso
Council President Christine Henderson Rose

Also Present: James T. Naples, Township Administrator
 William Savo, Township Attorney
 Robert C. Bogart, Director of Municipal Services
 Thomas Forsythe, Deputy Director of Municipal Services
 Linda J. Doyle, Township Clerk

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

Minutes for Approval

On motion of Councilman Norgalis, second by Councilman Pedroso, the following minutes were approved on a unanimous voice vote of all present:

Regular Session - May 20, 2013
Closed Session - May 20, 2013

Resolutions

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) HAZARDOUS DISCHARGE SITE REMEDIATION - \$115,526

Township Administrator Naples advised this is the last installment of a series of installments that New Jersey Economic Development Authority has given the

township for the remediation of what used to be the former public works site.

RATIFYING AND MEMORIALIZING APPROVAL OF THE BRIDGEWATER MUNICIPAL EMPLOYEES ASSOCIATION (BMEA) AGREEMENT FOR THE PERIOD FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2014

This resolution was tabled.

AWARD OF CONTRACT COMMUNICATION SPECIALIST, INC. FOR SUPPLY, DELIVER & INSTALL REPLACEMENT RADIO TOWER AND ANTENNA SYSTEM ON LOGAN ROAD DAMAGE FROM HURRICANE SANDY IN THE AMOUNT OF \$87,840.00

Township Administrator Naples advised this is for a communications facility that was damaged by Hurricane Sandy. These monies will be reimbursed by the insurance company.

AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL LEGAL SERVICES: CHIEF MUNICIPAL PROSECUTOR IN AN AMOUNT NOT TO EXCEED \$75,000

Township Administrator Naples recommended the continuing services of Prosecutor Christopher S. Bateman and his firm as they have continued to do an excellent job.

AWARD OF CONTRACT TO TOP LINE CONSTRUCTION CORP. FOR THE VAN HOLTEN ROAD IMPROVEMENT PROJECT - SECTION 1, IN THE SUM OF \$322,182.93

Township Administrator Naples advised this is the first section we will be improving on Van Holten Road that will extend from Meadow Road to the School Driveway.

AWARD OF CONTRACT TO TOP LINE CONSTRUCTION CORP. FOR THE GARRETSON ROAD IMPROVEMENTS (COUNTRY CLUB ROAD TO THE WESTERLY EXIT DRIVEWAY AT THE BRIDGEWATER - RARITAN HIGH SCHOOL PROPERTY) PROJECT IN THE SUM OF \$300,766.44

Township Administrator Naples advised this is for a much needed improvement that will address drainage complaints and road resurfacing.

AUTHORIZATION FOR FIREWORKS DISPLAYS SOMERSET PATRIOTS JUNE 14, JUNE 28, JULY 5, JULY 6, JULY 19 AND JULY 24, 2013

There was no discussion on this resolution. It was confirmed there has been no

complaints concerning this request for the display of fireworks.

PERMITTING STILO EXCAVATING, INC. TO WITHDRAW/RESCIND ITS BID OF \$593,286.36 WITH RESPECT TO THE TOWNSHIP SOLICITATION OF BIDS FOR THE PROJECT KNOWN AS 2013 ROAD IMPROVEMENTS FOR GILBRIDE ROAD, SECTION 1

This resolution was discussed at closed session.

AWARD OF CONTRACT TO MOUNTAIN VIEW DEVELOPMENT FOR 2013 ROAD IMPROVEMENTS FOR GILBRIDE ROAD, SECTION 1 PROJECT IN THE SUM OF \$743,445.97

This resolution was discussed at closed session.

DENYING STILO EXCAVATING, INC. PERMISSION TO WITHDRAW /RESCIND ITS LOW BID AND AWARDING THE CONTRACT TO STILO EXCAVATING, INC. FOR THE PROJECT KNOWN AS 2013 ROAD IMPROVEMENTS FOR GILBRIDE ROAD, SECTION 1 FOR THE SUM OF \$593,286.36

This resolution was discussed at closed session.

SOMERSET REGIONAL ANIMAL SHELTER MANAGEMENT COMMITTEE APPOINTMENT AS ALTERNATE MEMBER CHRISTINE HENDERSON- ROSE

This resolution was discussed at closed session.

**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.

The following boy scouts were present and addressed Council:
Chris Rimouski, 921 Madison Ave in Bridgewater.

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

**Closed
Session**

BE IT RESOLVED, by the Bridgewater Township Council that this body will now hold a closed meeting to discuss contract negotiations and 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 Kurdyla, seconded by Councilman Norgalis, Council convened in closed session at 6:45 p.m.

A copy of resolution #13-0-06-128 is appended to the official minutes.

On the motion of Councilman Norgalis, seconded by Councilman Kurdyla, the meeting reconvened to open session at 7:30 p.m.

On motion of Councilman Kurdyla, seconded by Councilman Pedroso, the agenda was set for tonight's regular session.

On the motion of Councilman Kurdyla, seconded by Councilman Pedroso, the meeting adjourned at 7:30 p.m.

**Motion to Set
the Agenda**

REGULAR SESSION MEETING - 7:30PM

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 Savo, Township Attorney
Robert C. Bogart, Director of Municipal Services
Thomas Forsythe, Deputy Director of Municipal Services
Linda J. Doyle, Township Clerk

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

Councilman Norgalis reported as follows:

- 5-22-13 - Attended the County sponsored Mayor's meeting and sat in on the Health Benefits presentation given by County Coordinator Lucille Talbot. This was a follow up to an item he raised several weeks ago

**Council
Reports**

regarding banning smoking in township controlled parks. The County already does this and numerous towns have followed.

- 5-27-13 - Attended the Memorial Day parade in Bradley Gardens. Great weather and a good turnout.
- 5-28-13 - Attended the Library Open House featuring Combat Paper as an art form. This is the process whereby returning combat veterans take military fatigues and cut them up and process them into paper. The paper is then used to create art work as a therapy and also a form of bonding with fellow veterans. A tour of the library back rooms was conducted.
- 5-31-13 - Attended the Business Partnership Fifth Friday Friars meeting which featured guest speaker Michele Brown CEO of the NJ Economic Development Authority.
- 6-4-13 - Attended the Christie celebration at the Bridgewater Marriott on Primary Day
- 6-5-13 - Attended the DEP meeting which released the Phase II study of the Raritan River Basin. This study, which begun in 2004 provides a scientific basis for pollutant and observed water quality. In the coming months new state rules will be published to significantly improve water quality.
- 6-7-13 - He will attend the Economic Summit at Raritan Valley Community College sponsored by the business partnership.

Councilman Moench reported as follows:

- Attended Chris Christie's celebration at the Bridgewater Marriott on Primary Day
- Attended a fundraiser at the Children's therapy center, a school for disabled children
- Attended the Memorial Day parade
- Attended the adult day center gala honoring Senator Bateman
- Advised of the Somerset County Governing Officials golf event and picnic on Thursday, 6/13/2013
- Congratulated Jeffrey Kiasa who has been nominated by Governor Christie

as the new US Senator

- Advised that today is the anniversary of D-Day and remembered the armed forces and troops that have served our country throughout history

Councilman Kurdyla reported he attended the Chimney Rock Park ceremony at Veteran's Park on Memorial Day. He also attended a meeting regarding the protection movement of the 911 system.

Councilwoman Rose reported she attended the regional center partnership meeting. Some of the projects that are coming to Bridgewater include:

- Hampton Inn Suites adjacent to the Red Bull Inn
- 7-Eleven on Finderne Ave and East Main street across from the Burger King
- Wawa with a gas station on Route 28 and Chimney Rock Rd across from the UPS parking Lot
- Eastern Star has started construction and the nearby CVS is slated to get started

She also attended the Memorial Day Parade in Bradley Garden, the library tour and the adult day center gala honoring Senator Bateman

Mayor's Report

There was no report.

Public Comment

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, 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.

Tom Mulligan, 595 Sudbury Lane in Bridgewater was present. He advised that Hatch Matt McDonald was recently seen conducting a survey of the Darby tract and asked why this work was being performed noting the public was against a dog park and trail at this location. Township Administrator Naples advised the firm is performing work for a draft design for feasibility purposes. He was further advised that this project cannot move forward without Council's approval. In the meantime, Administration will soon reach out to him with more

concrete information concerning the project.

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

Resolutions

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) HAZARDOUS DISCHARGE SITE REMEDIATION - \$115,526

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 #13-06-06-124 is appended to the official minutes

AWARD OF CONTRACT COMMUNICATION SPECIALIST, INC. FOR SUPPLY, DELIVER & INSTALL REPLACEMENT RADIO TOWER AND ANTENNA SYSTEM ON LOGAN ROAD DAMAGE FROM HURRICANE SANDY IN THE AMOUNT OF \$87,840.00

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 #13-06-06-125 is appended to the official minutes

AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL LEGAL SERVICES: CHIEF MUNICIPAL PROSECUTOR IN AN AMOUNT NOT TO EXCEED \$75,000

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 #13-06-06-126 is appended to the official minutes

AWARD OF CONTRACT TO TOP LINE CONSTRUCTION CORP. FOR THE VAN HOLTEN ROAD IMPROVEMENT PROJECT - SECTION 1, IN THE SUM OF \$322,182.93

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 #13-06-06-127 is appended to the official minutes

AWARD OF CONTRACT TO TOP LINE CONSTRUCTION CORP. FOR THE GARRETSON ROAD IMPROVEMENTS (COUNTRY CLUB ROAD TO THE WESTERLY EXIT DRIVEWAY AT THE BRIDGEWATER - RARITAN HIGH SCHOOL PROPERTY) PROJECT IN THE SUM OF \$300,766.44

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 #13-06-06-128 is appended to the official minutes

AUTHORIZATION FOR FIREWORKS DISPLAYS SOMERSET PATRIOTS JUNE 14, JUNE 28, JULY 5, JULY 6, JULY 19 AND JULY 24, 2013

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 #13-06-06-129 is appended to the official minutes

PERMITTING STILO EXCAVATING, INC. TO WITHDRAW/RESCIND ITS BID OF \$593,286.36 WITH RESPECT TO THE TOWNSHIP SOLICITATION OF BIDS FOR THE PROJECT KNOWN AS 2013 ROAD IMPROVEMENTS FOR GILBRIDE ROAD, SECTION 1

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 #13-06-06-130 is appended to the official minutes

AWARD OF CONTRACT TO MOUNTAIN VIEW DEVELOPMENT FOR 2013 ROAD IMPROVEMENTS FOR GILBRIDE ROAD, SECTION 1 PROJECT IN THE SUM OF \$743,445.97

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 #13-06-06-131 is appended to the official minutes

**SOMERSET REGIONAL ANIMAL SHELTER MANAGEMENT COMMITTEE
APPOINTMENT AS ALTERNATE MEMBER CHRISTINE HENDERSON- ROSE**

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 #13-06-06-132 is appended to the official minutes

On the motion of Councilman Norgalis, seconded by Councilman Kurdyla, the meeting adjourned at 7:50 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Christine Henderson-Rose
Council President