

**MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL**  
**March 17, 2014 COUNCIL CHAMBERS**

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in a regular session on Monday, March 17, 2014 at 7:30 p.m. in Council Chambers in the Municipal Complex, Bridgewater, New Jersey 08807.

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 7, 2014 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 V. Norgalis  
Filipe Pedroso  
Christine Henderson Rose  
Council President Matthew C. Moench

Also Present: James T. Naples, Township Administrator  
William B. Savo, Township Attorney  
Natasha, Director of Finance  
Robert C. Bogart, Township Engineer  
Linda J. Doyle, Township Clerk

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

**Minutes for Approval**

On Motion of Councilwoman Rose, second by Councilman Kurdyla, the following minutes were approved on a unanimous vote of those present and eligible to vote:

2014 Capital Road Tour - February 22, 2014  
Agenda Session - February 27, 2014  
Regular Session - November 7, 2013  
Regular Session - November 14, 2013  
Regular Session - December 2, 2013  
Regular Session - December 16, 2013

Closed Session #1 - February 27, 2014  
Closed Session #2 - February 27, 2014

Closed Session - October 7, 2013  
Closed Session - October 21, 2013

## **Council Reports**

Councilman Norgalis reported he attended the Nipro Ribbon Cutting and a meeting with Declan O'Scanlon concerning Energy Aggregation.

Councilman Kurdyla reported he attended meetings with Rescue and Fire Departments, an open space meeting and a work session concerning 911 migration.

Councilman Pedroso attended a meeting of the Creative Arts Committee. He also attended the Nipro grand opening event and the BRRHS state championship hockey game.

Councilwoman Rose stated she too attended the Fire and EMS meetings.

Council President Moench reported as follows:

- Attended the Nipro grand opening event
- Attended Declan O'Scanlon meeting concerning Energy Aggregation
- There is an upcoming Planning Board meeting that will continue discussions concerning the Al-Falah Center application
- There will be a performance by Big Top Circus at the Senior Center

## **Mayor's Report**

Township Administrator Naples offered there will be a Senior Health Fair on Thursday, March 20 at the Senior Center. He added he had a meeting with Stephanie Moench, the Creative Arts Committee Chairwoman about their first exhibit scheduled for Monday, April 28, 2014. This exhibit will feature Musical and Artistic talent of Bridgewater Residents with Special Needs or Disabilities.

## **Public Comment**

On motion of Councilwoman Rose, 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.

Bill Metz, 45 Shannon Rd. was present. On question of Mr. Metz, Township Attorney Savo provided an update concerning the Al-Falah litigation noting the Court ruled the Planning Board should hear the application based on prior Ordinance. The Township appealed that decision and is currently waiting to hear from the Court of appeals. In the meantime, the Planning Board hearings proceed pursuant to the Judge's decision.

On motion of Councilman Pedroso, seconded by Councilwoman Rose, the public comment session was closed.

**Public  
Hearing &  
Final Action  
Ordinances**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$2,000,000 FOR THE ACQUISITION OF 9-1-1 COMMUNICATIONS EQUIPMENT, IN AND BY THE TOWNSHIP OF BRIDGEWATER, IN THE COUNTY OF SOMERSET, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,900,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION**

Councilman Kurdyla and Councilwoman Rose stated this bond will support the migration of 911-dispatch services to Somerset County and recommended adoption noting the goal of the project was to provide equal or better service to the residents of Bridgewater and all emergency service providers. To date, concerns with regard to the migration have been addressed and many people continue to work diligently to assure a smooth transition.

Council President Moench stated he will not be supporting this Ordinance as he did not and still doesn't support the migration.

On motion of Councilman Kurdyla, seconded by Councilman Norgalis, the meeting was opened to the public.

No one wished to speak.

On motion of Councilman Norgalis, seconded by Councilwoman Rose, 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 Moench	Nay
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

**THE ORDINANCE WAS ADOPTED.**

A copy of resolution #14-03-27-063 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 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 Kurdyla, seconded by Councilman Pedroso, Council convened in closed session at 7:50pm.

A copy of resolution #14-03-17-064 is appended to the official minutes.

On the motion of Councilman Norgalis, seconded by Councilman Pedroso, the meeting reconvened to open session at approximately 8:25 p.m.

**Resolution**

**RESOLUTION REJECTING BIDS FOR THIRD PARTY ELEVATOR INSPECTION SERVICES**

Township Administrator Naples advised only one bid was received and opened with respect to a solicitation for third party elevator inspection services in the amount of 100% of the costs charged by the Department of Community Affairs (DCA). The bid received was substantially higher than the amount anticipated and the Township, in turn, has decided, for reasons which include cost savings, efficiency and control, to hire its own elevator subcode inspection official as an employee, to satisfy its local code enforcement responsibility as it relates to elevators as opposed to utilizing the process of specification and solicitation.

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-065 is appended to the official minutes.

**Introduction  
of New  
Ordinances**

**AN ORDINANCE OF THE TOWNSHIP OF BRIDGEWATER CREATING THE POSITION OF ELEVATOR SUBCODE OFFICIAL, AMENDING SECTION 62-1A (OFFICE OF CONSTRUCTION CODE OFFICIAL) OF THE TOWNSHIP OF BRIDGEWATER MUNICIPAL CODE AND AMENDING THE SALARY ORDINANCE TO REFLECT THE CREATION OF THIS POSITION**

Township Attorney Savo recommended the title be amended as follows:

AN ORDINANCE OF THE TOWNSHIP OF BRIDGEWATER CREATING THE POSITION OF ELEVATOR SUBCODE OFFICIAL, AMENDING SECTION 62-1A (OFFICE OF CONSTRUCTION CODE OFFICIAL) OF THE TOWNSHIP OF BRIDGEWATER MUNICIPAL CODE AND ~~AMENDING THE SALARY ORDINANCE TO REFLECT THE CREATION OF THIS POSITION~~

Linda J. Doyle, Township Clerk read the following report:

BE IT RESOLVED that the said pending ordinance be passed on first reading and advertised as required by statute fixing the 7<sup>th</sup> day of April, 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; and

BE IT 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 with no charge and spread the same upon the minutes of the meeting.

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

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

**THE ORDINANCE WAS INTRODUCED.**

A copy of resolution #14-03-17-066 is appended to the official minutes.

## Resolutions

**AWARD OF CONTRACT FOR THE MANAGEMENT, OPERATION AND MAINTENANCE OF THE TOWNSHIP'S VEGETATIVE WASTE DROP OFF CENTER (YARD WASTE SITE) TO RELIABLE WOOD PRODUCTS, LLC FOR A 5 YEAR CONTRACT WITH COMPENSATION ANNUALLY TO THE TOWNSHIP IN THE AMOUNT OF \$50,100.00**

Township Administrator Naples advised this resolution will allow for the management, operation and maintenance of the Township's vegetative waste

drop-off center (yard waste site) at 136 Foothill Road, Bridgewater, New Jersey. The amount paid for such services last year by the Township was approximately \$120,000. Reliable Wood Products has submitted a bid as follows:

Reliable Wood Products                      \$50,100 per year for 5 years to be paid by the vendor to the Township.

It was noted that the Reliable Wood Products bid results in substantial cost savings to the Township and is the most financially advantageous to the Township

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 #14-03-17-067 is appended to the official minutes

**AUTHORIZING EXECUTION OF AN AGREEMENT WITH MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2016 WITH AN ANNUAL FEE OF \$1,250.00 FOR FIVE YEARS**

Township Administrator Naples advised the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process. It's a service we have utilized for many years.

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-068 is appended to the official minutes

Councilman Norgalis left the dias at approximately 8:30 pm.

**2014 SOMERSET COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

This agreement will allow Bridgewater to participate in the 2014 Somerset County Community Development Block Grant (CDBG) program along with some of Bridgewater's nonprofit organizations. The County requires that the governing body acknowledge they are aware an application has been made by Bridgewater to this program.

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-069 is appended to the official minutes

**AWARD OF CONTRACT TO BEYER FORD TO PURCHASE THREE 2014 FORD POLICE INTERCEPTOR SUV'S AND TWO 2014 FORD INTERCEPTOR SEDANS IN THE TOTAL AMOUNT OF \$176,935.15 TO BE FUNDED THRU THE SOMERSET COUNTY IMPROVEMENT AUTHORITY**

**AWARD OF CONTRACT TO DAY CHEVROLET MUNICIPAL EQUIPMENT ENTERPRISES FOR THE PURCHASE OF TWO 2014 CHEVROLET IMPALA'S ON STATE CONTRACT IN THE TOTAL AMOUNT OF \$38,478.00**

Township Administrator Naples discussed the vehicles proposed to be purchased for police duty. Council was concerned about the high price for the Ford vehicles when compared to the Chevys. These resolutions were tabled to allow time for an investigation.

**APPOINTMENT TO THE HOUSING ADVISORY BOARD - DEBRA HARRISON**

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-070 is appended to the official minutes

**APPOINTMENT TO THE ENVIRONMENTAL COMMISSION - LINDA SIKORA**

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-071 is appended to the official minutes

**AUTHORIZING CHANGE ORDER NO. 1 / FINAL CHANGE ORDER DECREASING THE PRICE FROM \$249,577.00 TO \$237,547.65, AN DECREASE OF \$12,029.35 AND A 4.8% DECREASE, AND FINAL PAYMENT TO LUCAS CONSTRUCTION GROUP, AND AUTHORIZING ACCEPTANCE OF THE PROJECT, ACCEPTANCE OF THE MAINTENANCE BOND AND RELEASE OF PERFORMANCE BOND FOR THE BUENA PARKWAY - SANITARY SEWER AND ROAD IMPROVEMENTS PROJECT**

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-072 is appended to the official minutes

**AWARD OF CONTRACT TO DESANTIS CONSTRUCTION, INC. FOR THE SOUTHSIDE AVENUE ROAD IMPROVEMENT PROJECT THE SUM OF \$229,607.23 THE RESOLUTION WAS ADOPTED.**

This resolution will allow for construction services that will consist of milling and resurfacing, sidewalk and curbs construction, drainage improvements and incidental work and restoration for Southside Avenue. Township Administrator Naples noted the Township has good working experience with Desantis Construction, Inc.

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-073 is appended to the official minutes

**AWARD OF CONTRACT TO LAND-TECH ENTERPRISES, INC., FOR TRIBUTARY TO PETER'S BROOK DRAINAGE IMPROVEMENT PROJECT, PHASE III (HILLSIDE AVENUE CULVERT) IN THE SUM OF \$128,779.00**

This resolution will allow for Construction services which will consist of improvements to the Tributary to Peter's Brook Drainage Improvement Project, Phase III (Hillside Avenue Culvert) including but not limited to removal of the existing pipes, installation of new headwalls and culvert, regarding and stabilizing the channel, installation of new storm sewer and inlets, grading, top soiling, seeding, fertilizing and mulching.

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-074 is appended to the official minutes

**REIMBURSEMENT OF FIRE PERMIT FEE IN THE AMOUNT OF \$166 FOR THE RARITAN VALLEY HABITAT FOR HUMANITY FOR THE “MR. HABITAT “ EVENT AT THE BRIDGEWATER COMMONS CENTER COURT ON FRIDAY, MARCH 14 FROM 6-9 PM**

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-075 is appended to the official minutes

**AUTHORIZATION FOR FIREWORK DISPLAYS AT SOMERSET PATRIOTS STADIUM ON APRIL 25, MAY 16, MAY 24, JUNE 5, JUNE 13, JUNE 21 AND JUNE 24, 2014**

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

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

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #14-03-17-076 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.

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 Councilwoman Rose, Council convened in closed session at 8:45 p.m.

A copy of resolution #14-03-17-077 is appended to the official minutes.

On the motion of Councilman Norgalis, seconded by Councilwoman Rose, the meeting reconvened to open session at approximately 9:00 p.m.

On the motion of Councilwoman Rose, seconded by Councilman Pedroso, the meeting adjourned at 9:00 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC  
Municipal Clerk

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Matthew C. Moench  
Council President