

**MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL**  
**March 18, 2013 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 18, 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 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  
Robert C. Bogart, Township Engineer  
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 Kurdyla, the following minutes were approved on a unanimous voice vote of all present:  
Regular Session - March 4, 2013

**Council Reports**

Councilman Norgalis reported as follows:

- Gerald Mobus, Mayor of Watchung has passed away.
- He attended the St. Baldwick's head shaving in Eisenhower school in an effort to raise money for children's cancer research.
- Attended the St. Patrick's Day Parade
- Attended the Somerset County Governing Officials meeting. The topic of discussion was school security and the guest speakers were Goeff Soriano, Esq., county prosecutor and Hillsborough's Chief Kaminsky

Councilman Kurdyla reported he was teacher for a day at Mrs. Bezak's 3<sup>rd</sup> Grade class at Van Holten School. Also, attended the St. Baldwick's head shaving in Eisenhower school with three of his grand children who participated. In addition, he attended the meeting concerning 9-11 transition. On question of Councilman Kurdyla, it was confirmed that Bridgewater does not have a public radio license.

Councilman Moench reported as follows:

- Mayor Gerald Mobus will be missed as he was a great public servant.
- He discussed Municipal energy aggregation and wondered whether Council was interested in pursuing this. In summary, under municipal aggregation, the municipality acts as an energy buying agent on behalf of its constituents. By functioning as the go-between or broker for its constituents, the municipality solicits bids from qualified suppliers. The highest bidder most likely will reduce local electricity costs. Council was in consensus that this is something they are interested in pursuing. This matter will be placed on a future agenda for further discussion.

Councilman Pedroso reported he attended the Festival of the Arts at Bridgewater High School

Council President Rose had nothing new to report.

**Mayor's  
Report**

Township Administrator Naples had nothing new to report.

**Discussion**

**NJ GASP - CANCER COALITION**

**Discussion of Somerset County ban on smoking in County Owned Parks**

Councilman Norgalis stated he is involved with the Somerset County Cancer Coalition. The County has banned smoking in all County controlled parks. The Cancer Coalition is asking Bridgewater to get involved and ban smoking in their public parks. We have turf fields which although were very expensive to put up can be greatly damaged by cigarette butts. He added that dog owners have lobbied to ban smoking in dog parks. He asked that Council support the County's initiative to ban smoking in public parks.

Township Administrator Naples advised the Health Advisory Board is privy to this agenda and will be making a recommendation by their next meeting. Their findings will be brought before Council at that time for further discussion.

**Public  
Comment**

On motion of Councilman Norgalis, seconded by Councilman Moench, 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 Moench, 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 2013 CALENDAR YEAR (N.J.S.A. 40A: 4-45.14)**

Township Administrator Naples explained this Ordinance will allow us to bank the excess monies not being expended.

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

No one wished to speak.

On motion of Councilman Norgalis, seconded by Councilman Moench, the public comment portion was closed and the meeting was opened up for discussion.

There was no further discussion on this Ordinance.

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

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

**THE ORDINANCE WAS ADOPTED.**

A copy of resolution #13-03-18-068 is appended to the official minutes.

**Introduction  
of New  
Ordinances**

**AN ORDINANCE AMENDING CHAPTER 26 ENTITLED "PERSONNEL POLICIES", ARTICLE 32, SICK LEAVE, OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER**

Township Administrator Naples stated Council asked that an Ordinance is prepared for the non-union members concerning personnel policies on sick leave

and its cap bank.

BE IT RESOLVED that the said pending ordinance be passed on first reading and advertised as required by statute fixing the 1<sup>st</sup> day of April 2013, 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 and spread the same upon the minutes of the meeting.

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

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

**THE ORDINANCE WAS INTRODUCED.**

A copy of resolution #13-03-18-069 is appended to the official minutes.

**Resolutions**

**AUTHORIZATION TO EXECUTE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE TOWNSHIP OF BRIDGEWATER AND BRIDGEWATER TOWNSHIP SUPERIOR OFFICERS' ASSOCIATION (SOA) FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2015**

Township Administrator Naples asked that Council grant a closed session to discuss this matter.

Following a closed session at the end of the meeting, Council reconvened to open session and was of the consensus that this matter should be tabled to the April 1<sup>st</sup> Council meeting.

**AUTHORIZING BUDGET TRANSFERS FOR APPROPRIATION RESERVE IN THE CURRENT FUND FOR 2012 BUDGET YEAR IN THE AMOUNT OF \$85,400.00**

Township Administrator Naples advised this resolution will allow us to move excess monies in order to pay prior years' bills.

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 #13-03-18-070 is appended to the official minutes.

**AUTHORIZING BUDGET TRANSFERS FOR APPROPRIATION RESERVE IN THE SEWER UTILITY FUND FOR 2012 BUDGET YEAR IN THE AMOUNT OF \$20,000.00**

Township Administrator Naples advised this resolution will allow transfer of monies from the sewer utility expense budget to the sewer utility salaries and wages budget.

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 #13-03-18-071 is appended to the official minutes.

**AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH A.W. HOLDINGS, LLC, D/B/A BENCHMARK HUMAN SERVICES, SUBSTITUTING 946 7<sup>th</sup> AVENUE AND 950 7<sup>th</sup> AVENUE FOR 1402 AND 1404 PRINCE RODGERS ROAD**

Township Administrator Naples stated Benchmark Human Services was originally approved to enter into agreement to buy properties for use as group homes on 7<sup>th</sup> Avenue but were unable to enter into agreement with said properties. This resolution allows substituting the properties on 7<sup>th</sup> Avenue with 1402 and 1404 Prince Rodgers Rd. with whom an agreement has already been reached.

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 #13-03-18-072 is appended to the official minutes

**2013 SOMERSET COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

Township Administrator Naples offered this agreement will allow Bridgewater to participate in the 2013 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 Councilman Pedroso, 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	Abstain

**THE RESOLUTION WAS ADOPTED.**

A copy of resolution #13-03-18-073 is appended to the official minutes

**AUTHORIZING CHANGE OF SCOPE NO. 1 IN THE SUM OF \$6,400.00, INCREASING THE CONTRACT PRICE FROM THE ORIGINAL PRICE OF \$32,958.00 TO \$39,358.00, WHICH IS A 19.4% INCREASE FROM THE ORIGINAL CONTRACT PRICE FOR PROFESSIONAL ENGINEERING/SURVEYING/INSPECTION SERVICES FOR EASTBROOK ROAD DRAINAGE IMPROVEMENT PROJECT, PHASE III BY VAN CLEEF ENGINEERING ASSOCIATES, INC.**

Township Administrator Naples advised the changes indicated on the resolution and supporting documentation were dictated by NJDEP after their initial assessment.

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 #13-03-18-074 is appended to the official minutes

**AUTHORIZATION FOR FIREWORKS DISPLAY SOMERSET PATRIOTS APRIL 18, APRIL 20, MAY 4, MAY 17, MAY 29 AND JUNE 6, 2013**

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 #13-03-18-075 is appended to the official minutes

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 Moench, seconded by Councilman Pedroso, Council convened in closed session at 7:52 p.m.

A copy of resolution #13-03-18-076 is appended to the official minutes.

Motion of Councilman Norgalis, seconded by Councilman Pedroso, the meeting reconvened to open session at 8:20 p.m.

**Closed  
Session #1**

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 Moench, seconded by Councilman Pedroso, Council convened in closed session at 8:00 p.m.

A copy of resolution **#13-03-18-076** is appended to the official minutes.

Motion of Councilman Norgalis, seconded by Councilman Pedroso, the meeting reconvened to open session at 8:20 p.m.

**Closed  
Session #2**

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 Norgalis, seconded by Councilman Pedroso, Council convened in a second closed session at 8:30 p.m. to discuss contract negotiations.

A copy of resolution **#13-03-18-077** is appended to the official minutes.

On motion of Councilman Norgalis, second by Councilman Pedroso, the meeting convened to open session at 9:10 pm.

On the motion of Councilman Norgalis, seconded by Councilman Moench, the meeting adjourned at 9:10 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC  
Municipal Clerk

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Christine Henderson-Rose  
Council President