

MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
OCTOBER 21, 2013 COUNCIL CHAMBERS

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in an agenda session at 6:30 p.m. and a regular session immediately thereafter on Monday, October 21, 2013 at 6:45 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 (absent)
Council President Christine Henderson Rose

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

Discussion

John Anderson, Area Manager from Jersey Central Power & Light (JCP&L) was present. He discussed some of the initiatives that JCP&L is taking in order to provide more information in a more timely and transparent manner. He also provided Council with a handout detailing this information.

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 speak.

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

Council President Rose opened the hearing for discussion from Council concerning items on the agenda. Discussion pursued as follows:

EASTERN STAR HOME PERMISSION TO TRANSPORT TOPSOIL FROM TOWNSHIP AND DONATION OF 30CY OF TOPSOIL TO TOWNSHIP IN CONNECTION WITH THE RENOVATION OF THE FACILITY

Council was in consensus that in the future, the Ordinance will be changed to allow the Township Engineer to give permission in matters of top soil transportation.

AUTHORIZING CHANGE ORDER NO. 1/ FINAL CHANGE ORDER INCREASING THE PRICE FROM \$59,960.00 TO \$66,464.99, AN INCREASE OF \$6,504.99 AND A 10.85% INCREASE, AND FINAL PAYMENT TO DM FERNANDES CONTRACTS, LLC AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF PERFORMANCE BOND NO. 3894 IN THE AMOUNT OF \$59,960.00 AND ACCEPTANCE OF MAINTENANCE BOND NO. 3894 MB IN THE AMOUNT OF \$9,969.75, BOTH ISSUED BY BODEX INSURANCE COMPANY FOR UNION AVENUE SIDEWALK IMPROVEMENT PROJECT

Councilman Norgalis questioned the need to repave the driveway from the house to the road. Township Engineer Bogart explained that due to various existing factors, not repaving the driveway will prove detrimental to that resident's property.

AUTHORIZING EXECUTION OF A DEVELOPER'S AGREEMENT BETWEEN THE TOWNSHIP OF BRIDGEWATER AND 701 ROUTE 206, LLC FOR THE DEVELOPMENT OF AN AUDI DEALERSHIP ON LOT 23 IN BLOCK 476 ON THE BRIDGEWATER TOWNSHIP TAX MAP

It was confirmed the address for this property is 701 Route 202/206.

On the motion of Councilman Norgalis, seconded by Councilman Moench, the meeting adjourned at 6:45 p.m.

Immediately following the Agenda Session, the Regular Meeting Session commenced at 6:45 p.m.

REGULAR SESSION MEETING

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 (absent)
Council President Christine Henderson Rose

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

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

Council Reports

Councilman Norgalis reported he attended the groundbreaking at the new County Social Services building and the breast cancer support network also held at the County. As part of the breast cancer support and in keeping with the pledge he took, he implored women to be proactive in breast cancer preventative measures including mammograms.

Councilman Moench reported he attended a walk in Hillsborough that honored Assemblyman Peter Biondi and raised monies for Samaritan Homeless Interim Program (SHIP), an organization that was dear to him. He also attended the County's Historical event "Weekend Journey through the Past". Councilman Moench reminded everyone of the upcoming blood drive at the Municipal Building.

Councilman Kurdyla reported he has a work session meeting scheduled for the 911 migration on Monday, 10/28/13.

Councilwoman Rose reported she attended the candlelight vigil which was held in the courtyard by the Somerset County Resource Organization in support of victims of domestic abuse. She also attended the Governing Officials meeting.

Mayor's Report

Township Administrator Naples reminded everyone of the Senior Health Fair at the Senior Center on 10/24/13 from 10am to 2pm. The EPA will also be holding an information session in the Courtroom on 10/24/13 from 6:30PM to 8:30PM to discuss the proposed solutions for impounds 1 and 2 which are the worst of the areas in the Cyanamid Site. The Halloween Festival is also scheduled for 10/30/13 from 6:30Pm to 8:30PM in our courtyard.

**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.

George Jones 117 Mountainside Lane in Bridgewater was present. He asked that a procedure be put in place that will track accountability of issues raised by residents.

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

Resolutions

Councilman Norgalis made a consent motion for all the resolutions of the agenda. Councilman Kurdyla seconded the motion which carried on the following roll call vote:

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

AUTHORIZING AN INCREASE IN THE AMOUNT OF \$25,000.00 TO THE CONTRACT APPOINTING ERIC M. BERNSTEIN & ASSOCIATES AS TOWNSHIP LABOR ATTORNEY AND AWARDING OF PROFESSIONAL SERVICE CONTRACT IN AN AMOUNT NOT TO EXCEED \$50,000.00 FOR A TOTAL FINAL ANNUAL CONTRACT AMOUNT NOT TO EXCEED \$75,000.00

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-10-21-233 is appended to the official minutes

AUTHORIZING CHANGE ORDER NO. 1/ FINAL CHANGE ORDER INCREASING THE PRICE FROM \$59,960.00 TO \$66,464.99, AN INCREASE OF \$6,504.99 AND A 10.85% INCREASE, AND FINAL PAYMENT TO DM FERNANDES CONTRACTS, LLC AND AUTHORIZING ACCEPTANCE OF THE PROJECT AND RELEASE OF PERFORMANCE BOND NO. 3894 IN THE AMOUNT OF \$59,960.00 AND ACCEPTANCE OF MAINTENANCE BOND NO. 3894 MB IN THE AMOUNT OF \$9,969.75, BOTH ISSUED BY BODEX INSURANCE COMPANY FOR UNION AVENUE SIDEWALK IMPROVEMENT PROJECT

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-10-21-234 is appended to the official minutes

EASTERN STAR HOME PERMISSION TO TRANSPORT TOPSOIL FROM TOWNSHIP AND DONATION OF 30CY OF TOPSOIL TO TOWNSHIP IN CONNECTION WITH THE RENOVATION OF THE FACILITY

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-10-21-235 is appended to the official minutes

AUTHORIZING EXECUTION OF A DEVELOPER'S AGREEMENT BETWEEN THE TOWNSHIP OF BRIDGEWATER AND 701 ROUTE 206, LLC FOR THE DEVELOPMENT OF AN AUDI DEALERSHIP ON LOT 23 IN BLOCK 476 ON THE BRIDGEWATER TOWNSHIP TAX MAP

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-10-21-236 is appended to the official minutes

REQUEST FOR REIMBURSEMENT OF FIRE PERMIT FEE IN THE AMOUNT OF \$100, FOR THE MARTINSVILLE COMMUNITY CENTER, 1961 WASHINGTON VALLEY ROAD, MARTINSVILLE, NJ 08836, FOR THE 2013 ANNUAL FALL FESTIVAL WHICH WAS HELD ON SATURDAY, OCTOBER 12, 2013 FROM 11 AM TO 3 PM

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-10-21-237 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 Al Falah Center, LLC 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 Norgalis, seconded by Councilman Moench, Council convened in closed session at 6:45 p.m.

A copy of resolution #13-10-21-238 is appended to the official minutes.

On the motion of Councilman Kurdyla, seconded by Councilman Norgalis, the meeting reconvened to open session at approximately 7:00 p.m.

On the motion of Councilman Norgalis, seconded by Councilman Moench, the meeting adjourned at 7:00 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Christine Henderson-Rose
Council President