



BRIDGEWATER TOWN COUNCIL

Tuesday, February 5, 2019

7:30 p.m.

Academy Building

66 Central Square

Council Chamber, Room 203

Bridgewater MA

MEETING AGENDA

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

a) January 22, 2019

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

a) Town Manager – *Michael Dutton (Reappointment)*

F. HEARINGS - *None*

G. LICENSE TRANSACTIONS - *None*

H. PRESENTATIONS

a) Public Safety Buildings – Next Steps (*Town Manager*)

I. TOWN MANAGER'S REPORT

J. DISCUSSIONS - *None*

K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION

a) Order O-FY19-040: Affix Town Clerk Salary

Finance Committee meet 2/4/19. Their disposition will be provided upon receipt. The Budget & Finance Committee meet 2/5/19. They will provide their disposition to the full Council. This measure may be finally acted upon this evening pending dispositions of the Finance Committee and Budget & Finance Committee.

b) Order O-FY19-043: Acceptance of Non-Recurring Revenue to Capital

Finance Committee meet 2/4/19. Their disposition will be provided upon receipt. The Budget & Finance Committee meet 2/5/19. They will provide their disposition to the full Council. This measure may be finally acted upon this evening pending dispositions of the Finance Committee and Budget & Finance Committee.

c) Order O-FY19-044: Ballot Question - Town of Bridgewater Home Rule Charter Changes

This measure was not referred to any committee. 14 days has elapsed per Section XVIII of the Council Rules & Procedures; therefore, this measure may be finally considered this evening.

d) Order O-FY19-045: Contract Ratification - Town Manager

This measure was not referred to any committee. 14 days has elapsed per Section XVIII of the Council Rules & Procedures; therefore, this measure may be finally considered this evening.

M. OLD BUSINESS - *None*

N. NEW BUSINESS

a) Order O-FY19-048: Acceptance of MassWorks Grant (*Town Manager*)

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT

RECEIVED
TOWN CLERKS OFFICE
BRIDGEWATER, MA.
2019 FEB - 1 P 12:22



Bridgewater Town Council

In Town Council, Tuesday, February 5, 2019

Council Order: O-FY19-040

Introduced By:	Councilor Gallagher
Date Introduced	January 22, 2019
First Reading:	January 22, 2019
Second Reading:	February 5, 2019
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-040

AFFIX TOWN CLERK SALARY

WHEREAS, the Town Clerk of the Town of Bridgewater shall receive a salary in lieu of all fees and other compensation provided for in the Massachusetts General Laws, which salary shall be in an amount fixed by the Legislative body of the Town of Bridgewater.

WHEREAS, pursuant to Massachusetts General Laws Chapter 41 § 15 the duties of the Town Clerk are defined as:

“record all votes passed at town meetings held during his term of office. He shall administer the oaths of office to all town officers who apply to him to be sworn, and shall make a record thereof and of the oaths of office taken before justices of the peace of which certificates are filed. He shall, immediately after every annual election of town officers, transmit to the state secretary, on blanks to be furnished by him, a complete list of all town officers elected and qualified and shall promptly report to the secretary any changes in such officers”.

WHEREAS, the Town, to ensure business continuity and to make certain that the needs of the general public are met, employs two full-time staff to address and perform the day-to-day activities of the Office of the Town Clerk.

WHEREAS, it is intended that these provisions be in accord with all applicable Federal and State laws, rules and regulations, including the Fair Labor Standards Act and the Federal Minimum Wage, and should be applied and interpreted to produce a result harmonious therewith.

WHEREAS, it is intended that these provisions be in accord with the Employee Manual of the Town of Bridgewater and should be applied and interpreted to produce a result harmonious therewith. If there is an irreconcilable conflict between this Order and any other Order of the Town of Bridgewater, this Order shall govern.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.

WHEREAS, the Town of Bridgewater is an equal opportunity employer and does not discriminate on the basis of race, color, religion, sex, national origin, age, handicap, disability or otherwise in violation of any federal or state law.

BE IT ORDERED, that beginning in the fiscal year 2020 (July 1, 2019), the salary of the Town Clerk shall be increased to \$69,956.25 annually. The Town Clerk is an elected position and eligible for membership with Plymouth County Retirement System (PCR) benefit and insurance benefits per employee policy manual. The Town Clerk shall be paid in accordance with the usual practices for other town employees.

FURTHER ORDERED, that the position of Town Clerk is exempt from the overtime provisions of the FLSA and shall not be entitled to overtime compensations in any form.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
<ul style="list-style-type: none">• Budget & Finance Committee	<ul style="list-style-type: none">• Meet 2/5/19. Will provide disposition to full Council.
<ul style="list-style-type: none">• Finance Committee	<ul style="list-style-type: none">• Meet 2/4/19. Disposition will be provided upon receipt.



Bridgewater Town Council

In Town Council, Tuesday, February 5, 2019

Council Order: O-FY19-043

Introduced By: Town Manager
Date Introduced: January 22, 2019
First Reading: January 22, 2019
Second Reading: February 5, 2019
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY19-043

ACCEPTANCE OF NON RECURRING REVENUE TO CAPITAL

WHEREAS: Pursuant to Massachusetts General Laws, Chapter 40, §5B the Town Council accepts and authorizes the expenditure of revenue sources that are deemed one-time revenue or take any other action relative thereto and

WHEREAS: The Town of Bridgewater has received a payment of \$254,809.93 from the Department of Corrections' FY 2019 budget earmarked for cities and towns hosting correctional facilities.

ORDERED: that the Town Council of Bridgewater, Massachusetts in Town Council assembled to vote to accept payment of \$254,809.93 into the Capital Stabilization Fund to appropriate for future Capital needs.

Explanation: *This Order accepts other one-time non-recurring revenues to the Capital Stabilization Fund for Capital appropriations.*

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
<ul style="list-style-type: none">Budget & Finance Committee	<ul style="list-style-type: none">Meet 2/5/19. Will provide disposition to full Council.
<ul style="list-style-type: none">Finance Committee	<ul style="list-style-type: none">Meet 2/4/19. Disposition will be provided upon receipt.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.



Bridgewater Town Council

In Town Council, Tuesday, February 5, 2019

Council Order: O-FY19-044

Introduced By: President Haley
Date Introduced: January 22, 2019
First Reading: January 22, 2019
Second Reading: February 5, 2019
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY19-044

BALLOT QUESTION - TOWN OF BRIDGEWATER HOME RULE CHARTER CHANGES

ORDERED, that, in accordance with MGL, the following question shall be placed upon the ballot for the Annual Town Election to be held on Saturday, April 27, 2019:

“Shall an act passed by the general court in the year 2018, entitled ‘AN ACT AMENDING THE CHARTER OF THE CITY KNOWN AS THE TOWN OF BRIDGEWATER’, be accepted?”

Explanation:

An affirmative vote of the Council will authorize the Town Clerk to add the aforementioned question to the 2019 Annual Town Election ballot.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
	<ul style="list-style-type: none">• This measure was not referred to any committee. 14 days has elapsed per Section XVIII of the Council Rules & Procedures, therefore may be finally considered this evening.



Bridgewater Town Council

In Town Council, Tuesday, February 5, 2019

Council Order: O-FY19-045

Introduced By:	President Haley
Date Introduced	January 22, 2019
First Reading:	January 22, 2019
Second Reading:	February 5, 2019
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order O-FY19-045

CONTRACT RATIFICATION – TOWN MANAGER

ORDERED, in accordance with the Bridgewater Home Rule Charter, the Town Council assembled vote to approve the negotiated agreement covering January 26, 2019 through December 31, 2021 with the Town Manager.

Explanation:

The Town Council negotiated an agreement with the Town Manager. An affirmative vote of the Council will approve the contract as presented.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
	<ul style="list-style-type: none">• This measure was not referred to any committee. 14 days has elapsed per Section XVIII of the Council's Rules & Procedures, therefore may be finally considered this evening.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.



Bridgewater Town Council

In Town Council, Tuesday, February 5, 2019

Council Order: O-FY19-048

Introduced By: Town Manager
 Date Introduced: February 5, 2019
 First Reading: February 5, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY19-048

ACCEPTANCE OF MASSWORKS GRANT

WHEREAS: Massachusetts General Laws, Chapter 44, §53A, states as follows:

“An officer ... of any city or town ... may accept grants or gifts of funds from ... from the Commonwealth ... or an agency thereof, ... and may expend such funds for the purposes of such grant or gift ... with the approval of the city manager and city council...;” and

WHEREAS: The Town of Bridgewater has received a MassWorks grant from the Commonwealth of Massachusetts to be expended by as outlined in the terms of the grant.

Now, therefore, in accordance with Chapter 44, §53A of the Massachusetts General Laws, the Town Council votes to take the following action:

ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to accept the grant of \$3,000,000.00 from the Commonwealth of MA accordance with stated purpose thereof.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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