



BRIDGEWATER TOWN COUNCIL

Tuesday, September 17, 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) September 3, 2019

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

F. HEARINGS

- a) **7:40 p.m.:** Order O-FY20-014: Transfer Order - High Street Dam & Bridge Preliminary Work
At their meeting held 9/3/19, the Budget & Finance Committee voted X-X to XXX this measure. This measure was duly advertised in the Enterprise and on the Town's website for a public hearing. On 9/3/19, the Town Council continued this hearing to 9/17/19 pending a disposition by Finance Committee. This measure may be finally considered this evening at the conclusion of the hearing, pending a final disposition by Finance Committee.

G. LICENSE TRANSACTIONS

- a) Petition P-2019-020: Change of Manager – Bridgewater Citizen's Club
- b) Petition P-2019-022: Pledge of License – Wine, Beer and More

H. PRESENTATIONS

I. TOWN MANAGER'S REPORT

- a) Mitchell School Update
- b) Rainbow's End
 - Soil Test Results
 - Lease Agreement Relationship
 - Town Authority Over Land Use
- c) Upcoming Street Repairs – Flagg Street
- d) Consultant/Project Update
- e) Goals
- f) Items for Next Meeting

J. DISCUSSIONS

- a) "The Farm" Petting Zoo – *Plymouth County Sherriff McDonald*
- b) Consideration to "Take From the Table": Resolution R-FY20-001: Supporting Plymouth County Sherriff's Department "The Farm" Petting Zoo and Horticultural Center – *President Gallagher*
At their meeting held 9/3/19, the Town Council voted to "Table" the above-mentioned Resolution. An affirmative vote of the Council can take this measure from the table for consideration at a future meeting.
- c) Recreation Maintenance Plan – *President Gallagher*
- d) October Meetings (*President Gallagher*)
- e) Crosswalk at Plymouth Street/Hale Street

K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION

- a) Order O-FY20-020: Transfer Order - Water Enterprise Transfers - Capital Special Purpose

RECEIVED
TOWN CLERK'S OFFICE
BRIDGEWATER, MA.
2019 SEP 13 A 11:57

- b) Resolution R-FY20-002: Declaring the Town of Bridgewater, MA a Pollinator-Friendly Community
This measure was not referred to any committee. 14-days have elapsed per Section XVIII of the Council's Rules & Procedures therefore, this measure may be finally considered this evening.
- c) Resolution R-FY20-003: Handicap Accessibility - Academy Building
This measure was not referred to any committee. 14-days have elapsed per Section XVIII of the Council's Rules & Procedures, therefore this measure may be finally considered this evening

M. OLD BUSINESS - None

N. NEW BUSINESS

- a) Order O-FY20-023: Loan Order – Community Septic Management Program (CSMP) Loans (*Town Manager*)
- b) Order O-FY20-024: Transfer Order – Capital Sewer Special Purpose Transfer

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

MGL, Chapter 30A, Section 21(a)(6) To consider the purchase, exchange, lease or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body).

R. ADJOURNMENT



Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Order: O-FY20-014

Introduced By: Town Manager
 Date Introduced: August 6, 2019
 First Reading: August 6, 2019
 Second Reading/Public Hearing: September 3, 2019
 Amendments Adopted:
 Third Reading/Public Hearing: September 17, 2019
 Date Adopted:
 Date Effective:

Order O-FY20-014

TRANSFER ORDER - HIGH STREET DAM & BRIDGE PRELIMINARY WORK

ORDERED, in accordance with Section 6-4 of the Bridgewater Home Rule Charter, that the Town Council assembled vote to transfer and appropriate the following funds for the purposes as intended:

Source of Funds	Account No.	GL Account Description	Amount
CAPITAL STABILIZATION	80105-596110	TRANSFER TO CAPITAL OUTLAY	\$ 45,000.00
Total:			\$ 45,000.00
Use of Funds	Account No.	GL Account Description	Amount
PRELIM DESIGN WORK	10123220-584000	Professional Services	\$ 45,000.00
Total			\$ 45,000.00

Explanation: The Massachusetts Division of Ecological Restoration from the Massachusetts Department of Fish and Game, in conjunction with numerous state, federal, and non-governmental organizations are partnering up for Town River Restoration and Dam and Bridge redesign and restoration projects. This appropriation for the Preliminary Design Services will match other funds to complete this design work.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
<ul style="list-style-type: none"> Budget & Finance Committee Finance Committee This measure was duly advertised in the Enterprise and on the Town's website for a public hearing on 9/3/19. At their meeting held 9/3/19, the Town Council continued the hearing to 9/17/19 pending a disposition from Finance Committee. 	<ul style="list-style-type: none"> 9/3/19: Vote 3-0 recommend approval. 8/19/19: Postpone pending additional information.

ROLL CALL VOTE



Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Petition: P-2019-020

Date Introduced/Public Hearing: September 17, 2019

Amendments Adopted:

Date Adopted:

Date Effective:

Petition: P-2019-020

Relative to:

CHANGE OF MANAGER OF AN ALCOHOL ESTABLISHMENT

WHEREAS, Bridgewater Citizen's Club has petitioned to change the manager of the alcohol establishment from William Kupchun to Richard Coakley; and

WHEREAS, Approval of such request is required by Massachusetts General Law – Chapter 138 prior to the final submission to the Commonwealth's Alcohol Beverages Control Commission who must ratify such appointment; and

WHEREAS, Bridgewater Citizen's Club has complied with the policies and requirements of the Town of Bridgewater; and

WHEREAS, the Bridgewater Town Council, acting as the Legislative body of the Town has such local licensing authority and with affirmative recommendation from Police Department, it appears that the public good so requires such petition be granted;

The Town Council of the Town of Bridgewater, Massachusetts, pursuant to Chapter 138 of the Massachusetts General Law (MGL), in Town Council assembled approve the petition of Bridgewater Citizen's Club to change its manager from William Kupchun to Richard Coakley as requested.

VOICE VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.



Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Petition: P-2019-022

Date Introduced/Public Hearing: September 17, 2019

Amendments Adopted:

Date Adopted:

Date Effective:

Council Petition: P-2019-022

Relative to:

Pledge of an Alcohol License

WHEREAS, N.A.R.H., Inc. dba Wine, Beer & More has petitioned the Town to pledge their all alcohol package store license/stock for a loan with a principal amount of \$150,000 for a payment term of four (4) years to the lender, Santander Bank, NA.; and,

WHEREAS, Approval of such request is permitted by Massachusetts General Law- Chapter 138, section 23; and,

WHEREAS, N.A.R.H., Inc. dba Wine, Beer & More has complied with the policies and requirements of the Town of Bridgewater; and,

The Town Council of the Town of Bridgewater, Massachusetts, pursuant to Chapter 138, section 23 of the Massachusetts General Law (MGL), in Town Council assembled approve the petition to approve the petition for N.A.R.H., Inc., dba Wine, Beer & More located at 1440 Pleasant Street, Suite D & E, to pledge their license/stock as petitioned.



Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Order: O-FY20-020

Introduced By: Town Manager
Date Introduced: September 3, 2019
First Reading: September 3, 2019
Second Reading: September 17, 2019
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY20-020

TRANSFER ORDER - WATER ENTERPRISE TRANSFERS - CAPITAL SPECIAL PURPOSE

ORDERED, pursuant to Section 6-4 of the of the Bridgewater Home Rule Charter, that the Town Council assembled vote to appropriate and transfer the sum of **\$131,300**

- from WTR Reserved Special Purpose -Capital account# **6200-358000**
- to High Street Water Treatment Facility Capital Fund# **62125-530055**

Explanation:

To fund additional design work contract for upgrade of High Street Water Treatment Facility as detailed in Change Order Number 2 dated August 26, 2019.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
<ul style="list-style-type: none">• Budget & Finance Committee• Finance Committee	<ul style="list-style-type: none">• 9/17/19:• 9/16/19:



Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Resolution: R-FY20-002

Introduced By: Councilor Sousa
 Date Introduced: September 3, 2019
 First Reading: September 3, 2019
 Second Reading: September 17, 2019
 Amendments Adopted:
 Date Adopted:
 Effective Date:

Resolution R-FY20-002

DECLARING THE TOWN OF BRIDGEWATER, MA A POLLINATOR-FRIENDLY COMMUNITY

WHEREAS, bees and other pollinators are a necessary component of a healthy ecosystem and food system, providing pollination of plants in order to grow vegetables, herbs and fruits; and
WHEREAS, locally grown crops such as apples, blueberries, strawberries, squash and tomatoes depend on pollinators and thus are at risk; and
WHEREAS, extensive research has documented that neonicotinoid and other systemic insecticides cause illness and death to bees and pollinators; and
WHEREAS, alternative land management practices are available that dramatically increase pollinator forage while decreasing maintenance costs; and
WHEREAS, the monetary and social costs of maintaining pollinator-friendly landscapes can be less expensive than costs associated with maintaining chemically-treated monocrop landscapes.
NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Bridgewater, Massachusetts, that the Town of Bridgewater is hereby declared a Pollinator-Friendly Community, and that the Town encourages adoption of policies and practices that protect and support pollinator health by minimizing the sale and use of insecticides.

BE IT FURTHER RESOLVED that the Town of Bridgewater urges all Bridgewater property owners, residents, businesses, institutions, and neighborhoods to become more pollinator-friendly by adopting practices including:

- Committing to avoiding use of insecticides, including systemic insecticides on their property;
- A voiding the planting of flowering plants which are treated with systemic insecticides;
- Planting more pollinator-supporting forage on their property and adopting organic or chemical-free lawn and landscaping practices.

The Town Clerk is requested to send copies of this Resolution to Governor Charlie Baker, Massachusetts Department of Agricultural Resources Commissioner John Lebeaux, State Senator Marc R Pacheco, and State Representative, Angelo L. D'Emilia or to take any other action relative thereto.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	This measure was not referred to any committees. 14 days has elapsed per section XVIII of the Council Rules & Procedures therefore, this measure may be finally considered this evening.

VOICE VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.



Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Resolution: R-FY20-003

Introduced By: Councilors Sousa and Gallagher
Date Introduced: September 3, 2019
First Reading: September 3, 2019
Second Reading: September 17, 2019
Amendments Adopted:
Date Adopted:
Effective Date:

Resolution R-FY20-003

HANDICAP ACCESSIBILITY – ACADEMY BUILDING

WHEREAS, the Academy Building houses employees and services citizens daily during weekdays; and

WHEREAS, the Academy Building renovation was successfully completed in 2016; and

WHEREAS, the main entrance of the Academy Building is equipped with ADA compliant, handicap accessible doorways and;

WHEREAS, the door at the top of the ramp which enters the building on the Bedford Street side is not equipped with a handicap accessible door;

RESOLVED, that the Town Council hereby requests the Town Manager investigate the feasibility and necessity of upgrading applicable Academy Building doors including, but not limited to the Bedford Street entrance to ADA compliant, handicapped accessible;

FURTHER RESOLVED; that the Town Manager report back to the Town Council at the earliest possible date, but no later than December 1, 2109

Committee Referrals and Dispositions:

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

VOICE VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.



Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Order: O-FY20-023

Introduced By: Town Manager
 Date Introduced: September 17, 2019
 First Reading: September 17, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-023

LOAN ORDER - COMMUNITY SEPTIC MANAGEMENT PROGRAM (CSMP) LOANS

ORDERED, that, **\$400,000** is appropriated for the purpose of financing the repair, replacement, and/or upgrade of septic systems, pursuant to agreements between the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Town Manager is authorized to borrow \$400,000 and issue bonds or notes therefore under G.L. c.111, ss.127B ½ and/or Chapter 29C of the General Laws; that project and financing costs shall be repaid by the property owners, in accordance with those agreements, but such bonds or notes shall be general obligations of the Town; that the Treasurer with the approval of the Town Manager is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust (MCWT) established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise to contract with Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the projects or for the financing thereof; that the Town Manager or the Treasurer is authorized to enter into a project regulatory agreement with the Department of Environmental Protection; and that the Town Manager or any other appropriate Town officials are authorized to expend all funds available for the projects and take any other action necessary or convenient to carry out the projects.

Explanation

The Community Septic Management Program was created in 1995 by the state legislature to assist homeowners to defray the cost of septic system repair or replacement. Using State Revolving Fund (SRF) loans for the MCWT (the Trust) communities such as Bridgewater can provide betterment loans to assist homeowners who must address septic system failures.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Bridgewater Town Council

In Town Council, Tuesday, September 17, 2019

Council Order: O-FY20-024

Introduced By: Town Manager
 Date Introduced: September 17, 2019
 First Reading: September 17, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-024

TRANSFER ORDER - CAPITAL SEWER SPECIAL PURPOSE TRANSFER

ORDERED pursuant to Section 6-4 of the Town of Bridgewater Charter, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate and transfer **from** below schedule Source of Funds **to** below schedule of Use of Funds:

Source of Funds	Account No.	GL Account Description	Amount
SWR Reserved for Special Purpose	6100-358000	SWR Reserved Special Purpose	\$ 217,500
Total:			\$ 217,500
Use of Funds	Account No.	GL Account Description	Amount
Sewer Capital	61105-586XXX	Purchase of Equipment	\$ 217,500
Total:			\$ 217,500

Explanation: This transfer will fund the capital expense associated with replacing a 1987 Volvo L90 loader which is beyond its useful life expectancy.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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