



BRIDGEWATER TOWN COUNCIL

Tuesday, October 1, 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) September 17, 2019

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

- a) Conant Trust – *Marie Fahey*

F. HEARINGS

- a) **7:35 p.m.:** Order O-FY20-022: Loan Order - High Street Water Treatment Facility
At their meeting held 9/16/19, the Finance Committee voted 6-0 to recommend approval of this measure. On 9/17/19, the Budget & Finance Committee voted 3-0 to recommend approval. This measure has been duly advertised in the Enterprise and on the Town's website for a public hearing.
- b) **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 3-0 to recommend approval of 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. On 9/17/19 the Town Council continued the hearing to 10/1/19 pending a disposition from 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

H. PRESENTATIONS

I. TOWN MANAGER'S REPORT

- a) Grant Announcement
- b) Energy Assessment Update
- c) Strategic Plan Update
- d) Items for next meeting:

J. DISCUSSIONS

- a) Board and Committee Reporting Process (*Councilor Wood*)

K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION

- a) Order O-FY20-021: Rescind and Revote - Order O-FY18-022: Massachusetts Clean Water Trust for High Street Water Treatment Facility
At their meeting held 9/16/19, the Finance Committee voted 6-0 to recommend approval of this measure. On 9/17/19, the Budget & Finance Committee voted 3-0 to recommend approval. This measure may be finally voted this evening.
- b) Order O-FY20-022: Loan Order - High Street Water Treatment Facility
At their meeting held 9/16/19, the Finance Committee voted 6-0 to recommend approval of this measure. On 9/17/19, the Budget & Finance Committee voted 3-0 to recommend approval. This measure has been duly advertised in the Enterprise and on the Town's website for a public hearing. This measure may be finally considered this evening pending the conclusion of the scheduled public hearing.

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- c) Order O-FY20-024: Transfer Order - Capital Sewer Special Purpose Transfer
Finance Committee meet 9/30/19. Their disposition will be provided upon receipt. Budget & Finance Committee meet 10/1/19. Their disposition will be provided to the full Council. This measure may be finally considered pending dispositions from Finance Committee and Budget & Finance Committee.
- d) Order O-FY19-021: Establish Town Manager Goals
At their meeting held 9/25/29, the Strategic Planning Committee voted 3-0 to recommend adoption of this measure with proposed amendments. This measure may be finally considered this evening pending adoption of any proposed amendments.

M. OLD BUSINESS - None

N. NEW BUSINESS

- a) Order O-FY20-025: Pedestrian Tunnel (*Councilor's Wood and Rushton*)
- b) Order O-FY20-026: Free Cash Allocation to Trust Funds (*Town Manager*)
- c) Order O-FY20-027: Transfer Order – Capital Transfer Roadway Drainage – Flagg Street (*Town Manager*)
- d) Order O-FY20-028: Transfer Order – Capital Transfer – FY20 Lease Payments (*Town Manager*)
- e) Order O-FY20-029: Transfer Order – CPC Funding for Broad Street Property Purchase (*Town Manager*)
- f) Resolution R-FY20-004: 2020 Town Council Meeting Dates (*Councilor Wood*)

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT



Bridgewater Town Council

In Town Council, Tuesday, October 1, 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, October 1, 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. 9/16/19: No vote taken. 9/30/19:

ROLL CALL VOTE

<p>On 9/17/19, the Town Council re-opened and continued the hearing to 10/1/19 pending a disposition by Finance Committee.</p>	
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Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-021

Introduced By: Town Manager
Date Introduced: September 3, 2019
First Reading: September 3, 2019
Second Reading: October 1, 2019
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY20-021

RESCIND AND REVOTE - ORDER O-FY18-022: MASSACHUSETTS CLEAN WATER TRUST FOR HIGH STREET WATER TREATMENT FACILITY

ORDERED, in accordance with MGL c.44, section 7 and section 6 of the Bridgewater Home Rule Charter, that the Town Council assembled vote:

- **To rescind O-FY18-022 which appropriated \$10.4M appropriated**

Explanation:

*The original loan order O-FY18-022 has been revised with Added Value Components as well as Primary Project Updated needs totaling **\$16M***

*This project has been approved for funding through the State Revolving Fund (SRF) Loan programs referred to as the Primary Project at estimated costs of **\$16M**. The project is currently at 60% design phase.*

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: Vote 3-0 recommend approval.• 9/16/19: Vote 6-0 recommend approval.

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



Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-022

Introduced By: Town Manager
 Date Introduced: September 3, 2019
 First Reading: September 3, 2019
 Second Reading/Public Hearing: October 1, 2019
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-022

LOAN ORDER - HIGH STREET WATER TREATMENT FACILITY

ORDERED; that **\$16,000,000** is appropriated for the purpose of financing the construction of the High Street Water Treatment Facility including without limitation all costs thereof; that to meet this appropriation the Treasurer with the approval of the Town Manager is authorized to borrow **\$16,000,000** and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Town Manager or other appropriate local body or official determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C; 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 established pursuant to Chapter 29C; and in connection therewith to enter into a financing agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Town Manager is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary or convenient to carry out the project. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Explanation:

Loan Order O-FY18-021 for the High Street Water Treatment facility project adopted by this Council on March 27, 2018 is hereby rescinded. This project has been approved for funding through the State Revolving Fund (SRF) Loan program. The application for which is due October 15, 2019. The project is currently at 60% design phase with Stantec who will be attending the next Town Council meeting with a presentation of the project.

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: Vote 3-0 recommend approval. 9/16/19: Vote 6-0 recommend approval.

ROLL CALL VOTE – REQUIRES 2/3 OF FULL COUNCIL (6)



Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-024

Introduced By: Town Manager
 Date Introduced: September 17, 2019
 First Reading: September 17, 2019
 Second Reading: October 1, 2019
 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)
<ul style="list-style-type: none"> Budget & Finance Committee Finance Committee 	<ul style="list-style-type: none"> 10/1/19: 9/30/19:



Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY19-021

Proposed Amendments

Introduced By: Councilor William Wood
Date Introduced: September 11, 2018
First Reading: September 11, 2018
Second Reading: October 1, 2019
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY19-021

ESTABLISH TOWN MANAGER GOALS

WHEREAS, the Town Manager needs Council direction in the form of Goals for FY19;

THEREFORE, the Goals of the Town Manager are:

Focus on the following for the remainder of the calendar year:

1. Fire Station – Create a Building Committee made up of staff and community members, including the Chair of the Council’s Public Safety Committee and identify a firm to provide feasibility services which will culminate in a feasibility report. I will provide updates to the Council at each meeting.
2. Memorial Building – Finalize the schematic design and complete the permitting process prior to the end of the year. Finalize the funding request to the Community Preservation Committee prior to the end of October. File application to the Massachusetts Disabilities Commission for funding of the capital project by the October deadline. Be prepared to issue the RFP for construction services immediately after notification of any grant award from the state. I will provide updates to the Council at each meeting.
3. School District -
 - a. Regional School Agreement – ensure that Bridgewater is prepared to enter into negotiations and support the overall process. While timing of the agreement will depend upon other parties, encourage quick action on draft revisions. I will provide updates to the Council at each meeting.
 - b. Mitchell School – Make preparations in the event of a “no” vote for the new Mitchell School which calls for repairs of the existing structure and a timeline which can get the building reopened as soon as possible. I will likely NOT provide updates to the Council at each meeting since this initiative should not be viewed as an alternative to the current building plan.
4. Broad Street and Elm Street –
 - a. Elm Street – Ensure that the bid award and construction contracts are appropriately issued. Begin the project on time and complete the work identified in the project timeline as scheduled.

1. VOICE VOTE AMENDMENTS

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

b. Broad Street – Continue to work with the developer to approve any site plan and developer agreements in as timely a manner as the developer offers. Finalize the Central Square traffic plan with McMahon Associates for presentation to the C&ED Committee prior to year-end.

5. Create communication standard operating procedure -

a. Town Council should be briefed about all incidents and emergencies in Town. Create understandable protocol for Council notification.

6. Language from Budget Resolution:

a. Continue the Town’s efforts within all departments to obtain grant funding from federal, state, and other sources, including the implementation of internship programs.

b. Review cost implication of contracted services vs. staffing in various departments.

c. Continue to enhance the Town’s website and use other technologies as cost effective means for delivering information and services, increasing public awareness, and encouraging public feedback.

d. Submit a budget which maintains the Town’s current service level and a budget which will meet the Town Managers service priorities. [This space intentionally left blank.]

Explanation:

This measure should be sent to the appropriate committee of the Council for content recommendations and returned to the Council within a reasonable amount of time.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
<ul style="list-style-type: none">Strategic Planning Committee	<ul style="list-style-type: none">9/25/19: Vote 3-0 to recommend with proposed amendments.

1. VOICE VOTE AMENDMENTS

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



Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-025

Introduced By: Councilor William Wood and Councilor Matthew Rushton
 Date Introduced: October 1, 2019
 First Reading: October 1, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-025

PEDESTRIAN TUNNEL

WHEREAS, Plymouth Street separates the Bridgewater State University commuter parking lot from the rest of the campus; and

WHEREAS, hundreds of pedestrians cross Plymouth Street, traveling between parking and campus; and

WHEREAS, crossing Plymouth street in adverse weather or darkness can be hazardous to pedestrians; and

WHEREAS, randomly crossing pedestrians adversely affect the flow of vehicular traffic on Plymouth Street and on the connecting roadways;

ORDERED THAT, the Town of Bridgewater will build a pedestrian tunnel underneath Plymouth Street to minimize risks and maximize both pedestrian and vehicular traffic flow by allowing pedestrians to travel under Plymouth Street instead of across it.

Explanation:

Pedestrians and drivers alike have become increasingly distracted resulting in several near misses and accidents over the years because of congestion at the Plymouth Street crossing. Several times during the day, traffic can back up almost a mile in multiple directions due to the volume of traffic and pedestrians. A tunnel will reduce or eliminate these delays. It is expected that multiple sources of funding will be required for this project, including State resources.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-026

Introduced By: Town Manager
 Date Introduced: October 1, 2019
 First Reading: October 1, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-026

FREE CASH ALLOCATION TO TRUST FUNDS

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
GENERAL FUND UNDESIGNATED BALANCE	09905990-596120	TRANS OUT TO TRUST FUNDS	\$ 2,501,366.00
Total:			\$ 2,501,366.00
Use of Funds	Account No.	GL Account Description	Amount
GF STABILIZATION TRUST FUND	80054-497000	TRANSFER FROM GF	\$ 483,102.00
CAPITAL STABILIZATION FUND	80104-497000	TRANSFER FROM GF	\$ 1,531,188.00
OPEB STABILIZATION FUND	80114-497000	TRANSFER FROM GF	\$ 100,000.00
EMPLOYEE LIABILITY STABILIZATION FUND	80044-497000	TRANSFER FROM GF	\$ 250,000.00
OTHER ONE TIME UNFORESEEN STABILIZATI	80134-497000	TRANSFER FROM GF	\$ 137,076.00
Total			\$ 2,501,366.00

Explanation:

Recommended Allocation of the General Fund Undesignated Fund Balance (Certified Free Cash) to the established Trust Funds as noted in above.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-027

Introduced By: Town Manager
 Date Introduced: October 1, 2019
 First Reading: October 1, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-027

TRANSFER ORDER - CAPITAL TRANSFER ROADWAY DRAINAGE - FLAGG STREET

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
CAPITAL FUND STABILIZATION	80105-596110	TRANSFER TO CAPITAL	\$ 500,000.00
Total:			\$ 500,000.00
Use of Funds	Account No.	GL Account Description	Amount
ROADWAY DRAINAGE EMERGENCY	10420219-580000	O-FY20-0XX FLAGG ST DRAINAGE	\$ 500,000.00

Explanation:

The Roadways Superintendent has arranged for the underground assessment of the drainage systems on several Town streets. After completing the "scoping" of Flagg Street, it is evident that most of the drainage systems beneath the street have failed or are in imminent threat of failure. This transfer will pay for engineering services to design the road reconstruction, secure proper easements and drainage basins, and the cost of drainage installation. This transfer does not pay for full depth reclamation and repaving. That appropriation order will come at a later date once these costs have been better identified.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-028

Introduced By: Town Manager
 Date Introduced: October 1, 2019
 First Reading: October 1, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-028

TRANSFER ORDER - CAPITAL TRANSFER - FY20 LEASE PAYMENTS

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
Capital Stabilization Trust Fund	80105-596010	Transfer to GF Capital Project Fund	\$ 141,852.46
Ambulance Fund	25015-596010	Transfer to GF Capital Project Fund	\$ 128,843.30
Total:			\$ 270,695.76
Use of Funds	Account No.	GL Account Description	Amount
FY 2020 Capital Items 2020	10220220-586000	Ambulance Lease Payment#4	\$ 61,025.03
FY 2020 Capital Items 2020	10220220-586001	Ambulance Lease Payment#2	\$ 67,818.27
FY 2020 Capital Items 2020	10420220-586000	Plow & Sand Lease Payment#2	\$ 47,136.61
FY 2020 Capital Items 2020	10420220-585005	Sweeper Vac Lease Payment#5	\$ 53,497.90
FY 2020 Capital Items 2020	10420220-586000	DPW Sidewalk Plow Payment#2	\$ 41,217.95
Total			\$ 270,695.76

Explanation:

Transfer of Funding for Lease Payments previously approved in Town's Capital Plan.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Order: O-FY20-029

Introduced By: Town Manager
 Date Introduced: October 1, 2019
 First Reading: October 1, 2019
 Second Reading:
 Amendments Adopted:
 Third Reading:
 Date Adopted:
 Date Effective:

Order O-FY20-029

TRANSFER ORDER - CPC FUNDING FOR BROAD STREET PROPERTY PURCHASE

WHEREAS, the Town Manager has negotiated a purchase of property located on Broad Street for \$475,000;

WHEREAS, the property is intended to provide public access and parking for the Stiles and Hart Park, roughly 70 acres of preserved parkland, forest, and water bodies;

WHEREAS, to meet this appropriation, up to \$500,000 (Five Hundred Thousand dollars) was recommended from available amounts in the Community Preservation Fund; now, therefore it is hereby

ORDERED, that the Town Manager is authorized to expend up to \$500,000 from the Community Preservation Funds Reserve Balance for the purpose of paying costs incidental and related for the Project.

Explanation:

For several years, the Town Manager has been negotiating the purchase of a 5 +/- acres piece of property off Broad Street to create a proper entrance to Stiles and Hart with formalized parking areas, a trailhead, and signage. This transfer provides funds to purchase the property. State grant funding will offset the cost to the Town in the amount of \$325,974.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Bridgewater Town Council

In Town Council, Tuesday, October 1, 2019

Council Resolution: R-FY20-004

Introduced By: Councilor William Wood

Date Introduced: October 1, 2019

First Reading: October 1, 2019

Second Reading:

Amendments Adopted:

Date Adopted:

Effective Date:

Resolution R-FY20-004

TOWN COUNCIL MEETING DATES - 2020

WHEREAS: The Bridgewater Town Council Rules and Procedures, Section III Meetings states, "The Town Council will hold regular meetings on the first and third Tuesdays of each month beginning at 7:30 p.m. In the months of June, July and August, the Council will meet monthly on the first Tuesday, following the first Monday"; and

WHEREAS: Adoption of this Resolution, establishes regular meeting dates which are an exception to the aforementioned rule; and

RESOLVED: The following dates are established as regular meetings for the calendar year 2020 and regular meetings will be held in the Academy Building, Council Chambers, 66 Central Square, Bridgewater MA, beginning at 7:30 p.m., unless otherwise noted.

January 7, 2020	June 23, 2020*
January 21, 2020	July 7, 2020
February 4, 2020	August 4, 2020
February 25, 2020*	September 1, 2020
March 12, 2020*	September 22, 2020*
March 24, 2020*	October 6, 2020
April 7, 2020	October 20, 2020
April 21, 2020	November 10, 2020*
May 5, 2020	November 24, 2020*
May 19, 2020	December 1, 2020
June 2, 2020	December 15, 2020

*Exceptions to Section III of the Council Rules and Procedures are noted with an asterisk.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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