



BRIDGEWATER TOWN COUNCIL

Tuesday, October 5, 2021

7:00 p.m.

The meeting will be held virtually via Zoom.

To attend via video, click on the link below:

<https://us06web.zoom.us/j/81446404305>

To attend via phone, dial: 1(646) 876-9923

Meeting ID: 814 464 043 05

MEETING AGENDA

Disclosure: Pursuant to Section 20 of Chapter 20 of the Acts of 2021, An Act Relative to Extending Certain Covid-19 Measures Adopted During the State of Emergency, this meeting of the Town Council for the Town of Bridgewater will be fully remote and accessible to the public through remote participation to the greatest extent possible. There will be no in person attendance permitted. Citizens who wish to tune in to the meeting may do so via Zoom or Facebook Live.

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

a) 9/21/2021

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

F. HEARINGS - *None*

G. LICENSE TRANSACTIONS - *None*

H. PRESENTATIONS

a) Re-precincting Final Presentation (*Town Clerk*)

b) Plymouth County Commissioners – CARES & ARPA Update (*Commissioner Jared Valanzola*)

I. TOWN MANAGER'S REPORT

a) Mitchell School Update

b) COVID-19 Update

J. DISCUSSIONS

a) Ad-Hoc Council Clerk Selection

K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION

a) Order O-FY22-011: Transfer Order Sick Leave Contractual Buyout (*Town Manager*)

The Budget and Finance Committee meet 10/05/2021, their disposition will be provided upon receipt. The Finance Committee voted to recommend approval at their meeting held on 9/29/21. This measure may be finally considered this evening upon receipt.

b) Order O-FY22-012: Transfer Order Old High School Buyout Agreement with the Town of Raynham (*Town Manager*)

The Budget and Finance Committee meet 10/05/2021, their disposition will be provided upon receipt. The Finance Committee voted to recommend approval at their meeting held on 9/29/21. This measure may be finally considered this evening upon receipt.

c) Order O-FY22-013: AFSCME Contractual Settlement (*Town Manager*)

The Budget and Finance Committee meet 10/05/2021, their disposition will be provided upon receipt. The Finance Committee voted to recommend approval at their meeting held on 9/29/21. This measure may be finally considered this evening upon receipt.

M. OLD BUSINESS

N. NEW BUSINESS

- a) Order O-FY22-014: The Adoption of the Plymouth County OPEB Trust Program (PCOT) *(Town Manager)*
- b) Order O-FY22-015: Transfer Order - General Fund Free Cash Allocation to Trust Funds *(Town Manager)*
- c) Ordinance D-FY22-012: Zoning Map Amendment 168-180 Broad Street *(Councilor Gallagher)*
- d) Resolution R-FY21-011: Acknowledgement of the Acceptance of Catch Basin Cleaning at Marilyn's Landing Land Reclamation Project *(Councilor Rushton)*

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

- a) *Pursuant to MGL Chapter 30A, Section 21(a) (2): To conduct strategy sessions in preparation for negotiations with nonunion personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel.*

R. ADJOURNMENT

City/Town Election Officials Information
Ordered by Town Name

Town/City	# Precincts	# Districts	# At-large Reps	# District or Precinct Reps	Total # Councilors (C) or Selectmen (S)	2020 Population	# Signatures for at-large nomination	# Signatures District/Precinct nomination
Ashland	5	0	5		5-S	18,832	50	
Barnstable	13	0		13	13-S	48,916	150	50
Bellingham	6 may change to 5	0	5		6-S	16,900	50	
Belmont	8	0	3		3-S	25,000	50	
Braintree	6	6	3	6	9- C	35,744	150	100
Bridgewater	7	0	2	7	9-C	28,633	150	100
Chelmsford	5	0	5		5-S	36,392	50	
Chelsea	16	4 (Wards)	3	11	11-C	40,787	50	
Dedham	7	0	5		5-S	25,364	50	
Dracut	9	0	5		5-S	~30,000	50	
Marlborough	14	7 (Wards)	4	7	11-C	41,793	50	
Marshfield	3	0	3		3-S	26,000	50	
Nahant	1	0	1		1-S	3600	25	
Natick	10	0	5		5-S	37,006	25	
Pepperell	3	0	3		3-S	2,504	50	
Somerset	5	0	5		5-S	17,600	50	
Southborough	5	0	5		5-S	10,400	50	
Sudbury	5	0	5		5-S	14,000	50	
Watertown		8	1	4	5-C	~35,000	100	
Wellesley	8	0	5		5-S	29,550	50	
Westborough	5	0	5		5-S	22,000	50	

City/Town Elected Officials Information
Sorted by City/Town Population

Town/City	# Precincts	# Districts	# At-large Reps	# District or Precinct Reps	Total Councilors (C) or Selectmen (S)	2020 Population	# Signatures for at-large nomination	# Signatures for District/Precinct nomination
Pepperell	3	0	3		3-S	2,504	50	
Nahant	1	0	1		1-S	3600	25	
Southborough	5	0	5		5-S	10,400	50	
Sudbury	5	0	5		5-S	14,000	50	
Bellingham	6 may change to 5	0	5		6-S	16,900	50	
Somerset	5	0	5		5-S	17,600	50	
Ashland	5	0	5		5-S	18,832	50	
Westborough	5	0	5		5-S	22,000	50	
Belmont	8	0	3		3-S	25,000	50	
Dedham	7	0	5		5-S	25,364	50	
Marshfield	3		3		3-S	26,000	50	
Bridgewater	7	0	2	7	9-C	28,633	150	100
Wellesley	8	0	5		5-S	29,550	50	
Dracut	9	0	5		5-S	30,000	50	
Watertown	?	8	1	4	5-C	35,000	100	
Braintree	6	6	3	6	9- C	35,744	150	100
Chelmsford	5	0	5		5-S	36,392	50	
Natick	10	?	5		5-S	37,006	25	
Chelsea		8	3	11	11-C	40,787	50	
Marlborough	14	7 (Wards)	4	7	11-C	41,793	50	
Barnstable	13	0		13	13-S	48,916	150	50



Bridgewater Town Council

In Town Council, Tuesday, October 5, 2021

Council Order: O-FY22-011

Introduced By: Town Manager
Date Introduced: September 21, 2021
First Reading: September 21, 2021
Second Reading: October 5, 2021
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY22-011

Transfer Order - Sick Leave Contractual Buyout

ORDERED, that 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 \$154,742 from Employer's Liability Trust Fund to accounts as outlined:

Source of Funds	Account No.	GL Account Description	Amount
EMPLOYEE SLLB LIABILITY TRUST	80045-596100	TRANSFER TO GF	\$154,742.00
Total:			\$154,742.00
Use of Funds	Account No.	GL Account Description	Amount
Salaries CED	01825001-519005	Salary Contractual Pay	\$19,049.00
Salaries Police	02105001-519005	Salary Contractual Pay	\$66,965.00
Salaries Police	02105001-519005	Salary Contractual Pay	\$22,763.00
Salaries Library	06105001-519005	Salary Contractual Pay	\$10,477.00
Salaries Highway	04205001-519005	Salary Contractual Pay	\$10,375.00
Salaries Fire	02105001-519005	Salary Contractual Pay	\$25,113.00
Total			\$154,742.00

Explanation: Contractual Buyouts, Retirements, Employee Liabilities

Referral(s)	Disposition(s)
- Budget and Finance Committee - Finance Committee	- Vote: Disposition to be provided upon receipt. - Vote: 7-0 recommend approval.

Roll Call Vote



Bridgewater Town Council

In Town Council, Tuesday, October 5, 2021

Council Order: O-FY22-012

Introduced By:	Town Manager
Date Introduced	September 21, 2021
First Reading:	September 21, 2021
Second Reading:	October 5, 2021
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY22-012

Transfer Order – Old High School Buyout Agreement with the Town of Raynham

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 \$70,000 from Capital Stabilization fund to account 10300221-581000 Raynham Land Agreement.

Explanation: Contractual Agreement with Town of Raynham

Referral(s)	Disposition(s)
- Budget and Finance Committee - Finance Committee	- Vote: Disposition to be provided upon receipt. - Vote: 7-0 recommend approval.

Roll Call Vote



Bridgewater Town Council

In Town Council, Tuesday, October 5, 2021

Council Order: O-FY22-013

Introduced By: Town Manager
Date Introduced: September 21, 2021
First Reading: September 21, 2021
Second Reading: October 5, 2021
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY22-013

Transfer Order – AFSCME Contractual Settlement

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 Use of Funds:

Source of Funds	Account No.	GL Account Description	Amount
Other One Time Stabilization Fund	80135-596100	TRANSFER TO GF	\$23,250.00
WTR Reserved for Special Purpose	6200-358000	TRANSFER TO GF	\$13,500.00
SWR Reserved for Special Purpose	6100-358000	TRANSFER TO GF	\$12,500.00
Total:			\$49,250.00
Use of Funds	Account No.	GL Account Description	Amount
Salaries Highway	04205001	Salary Contractual Pay	\$23,250.00
Salaries Water	62005001	Salary Contractual Pay	\$13,500.00
Salaries Sewer	61005001	Salary Contractual Pay	\$12,500.00
Total			\$49,250.00

Explanation: AFSCME Contract Settlement Approved recently by Town Council O-FY21-056; This order will fund any PY and CY salary appropriations otherwise not yet funded.

Referral(s)	Disposition(s)
- Budget and Finance Committee - Finance Committee	- Vote: Disposition to be provided upon receipt. - Vote: 7-0 recommend approval.

Roll Call Vote



Bridgewater Town Council

In Town Council, Tuesday, October 5, 2021

Council Order: O-FY22-014

Introduced By:	Town Manager
Date Introduced	October 5, 2021
First Reading:	October 5, 2021
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY22-014

THE ADOPTION OF THE PLYMOUTH COUNTY OPEB TRUST PROGRAM (PCOT)

WHEREAS the Town of Bridgewater (the “Town”) has accepted the provisions of Chapter 32B, Section 20 of the Massachusetts General Laws, as amended; and

WHEREAS Plymouth County sponsors the Plymouth County OPEB Trust Program (PCOT); and

WHEREAS the Town is eligible to participate in PCOT, a program designed to fund post-employment benefits for its employees as specified in the Town’s policies and/or applicable collective bargaining agreements; and

WHEREAS it is determined to be in the best interest of the Town to adopt the Public Agencies Post-Retirement Health Care Plan Trust (the “OPEB Fund”), a tax-exempt trust performing an essential governmental function within the meaning of Section 115 of the Internal Revenue Code, as amended, and the relevant statutory provisions of the Commonwealth of Massachusetts; and

WHEREAS the Town has authorized investment of the OPEB Fund in accordance with the prudent investor rule under the provisions of Chapter 203C of the Massachusetts General Laws; and

WHEREAS the Town’s adoption and operation of the OPEB Fund has no effect on any current or former employee’s entitlement to post-employment benefits; and

WHEREAS the terms and conditions of post-employment benefit entitlement, if any, are governed by contracts separate from and independent of the OPEB Fund; and

WHEREAS the Town’s funding of the OPEB Fund does not, and is not intended to, create any new vested right to any benefit nor strengthen any existing vested right; and

WHEREAS the Town reserves the right to make contributions, if any, to the OPEB Fund.

NOW THEREFORE, BE IT RESOLVED THAT:

1. The Town Council of the Town of Bridgewater (the “Council”) hereby approves participating in the Plymouth County OPEB Trust Program (PCOT); and
2. The Council hereby adopts the Public Agencies Post-Retirement Health Care Plan Trust, including the Public Agencies Post-Retirement Health Care Plan, effective 30 days after the date of

NOT FOR ACTION – FIRST READING ONLY

acceptance; and

3. The Council hereby appoints the Treasurer/Collector or his/her successor or his/her designee as the Town's Plan Administrator for the OPEB Fund. The Plan Administrator shall act on behalf of the Town in all matters relating to the Town's participation in the OPEB Fund, including, but not limited to, authorizing the investment of OPEB Fund assets in PCOT's investment pool, providing directions to the Trustee and/or the Trust Administrator, and authorizing contributions and disbursements from the Town's trust assets; and
4. The Council hereby appoints the PCOT Investment Committee for the oversight of investments; and
5. The Town's Plan Administrator is hereby authorized to execute the legal and administrative documents on behalf of the Town and to take whatever additional actions are necessary to maintain the Town's participation in the OPEB Fund and to maintain compliance of any relevant regulations issued or as may be issued.

Explanation: The Finance Director recommends the adoption of this to be the best investment method for funds the Town appropriates towards its outstanding Other Post-Employment Benefits liability. The Plymouth County OPEB Trust has outperformed other public investment vehicles over time and is comprised of almost 30 municipal entities throughout southeast Massachusetts.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• •	• •



**Plymouth County
OPEB Trust (PCOT)**

Plymouth County OPEB Trust Program (PCOT)

A Comprehensive Prefunding Solution to Address Retiree Healthcare Obligations

The Plymouth County OPEB Trust Program (PCOT) is an IRS-approved Section 115 trust vehicle, established by Plymouth County, that is available for local governments in Barnstable, Bristol, Norfolk and Plymouth counties to prefund their retiree healthcare liabilities.

Why Prefund OPEB?



Assets Address Liabilities: Contributions are considered "assets" that address liabilities on financial statements



Diversify Assets: Invest to save & maximize assets through diversified investing for the long term



Reduced GASB 75 Exposure: Helps offset financial impact of GASB 75 which requires liabilities to be placed on the balance sheet



Strengthens Credit Rating: Rating agencies look favorably on prefunding, which can lower the cost of borrowing



Long-Term Benefits: Safeguard budgets from healthcare inflation and baby boomer retirements



Look After Future Employees: Trust funds dedicated for OPEB costs cannot be diverted for other uses

Program Providers

PCOT is administered by Public Agency Retirement Services (PARS), a national leader in OPEB trust administration & utilizes the largest trustee of OPEB assets in the nation, U.S. Bank.

PUBLIC
AGENCY
RETIREMENT
SERVICES

PARS

TRUSTED SOLUTIONS. LASTING RESULTS.

usbank



One Stop Shop for OPEB Trust Services

Trust Administration &
Trustee Services

Ready-to-go Compliant
Trust Documents

Flexible, Low-Cost
Investments

Experienced Hands-on
Client Support



Fiduciary Investment
Management

Annual Audit & GASB
Reporting Support

Federal & State
Compliance Monitoring

No Start-Up Costs or
Funding Requirements

Program Providers

Trust Administrator & Consultant



- Recordkeeping/account valuations, compliance monitoring, document management & coordination of all agency services

37

Years of Experience
(1984-2021)

2,000+

Plans under
Administration

Trustee & Investment Manager Option



- 5th largest commercial bank
- Open architecture with active & passive options
- Custodian of assets; safeguards plan assets

158

Years of Experience
(1863-2021)

\$9.0 T

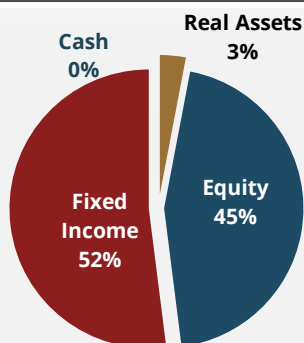
Assets under
Trust Custody

PCOT Investment Portfolio Options

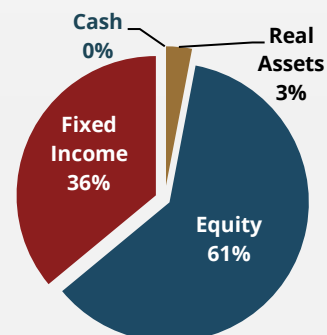
Customized Investments

PCOT members can select from four diversified portfolios that have been designed in conjunction with PCOT's investment policy statement.

Income



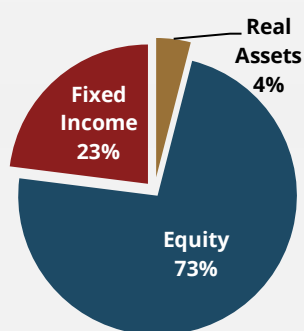
Balanced



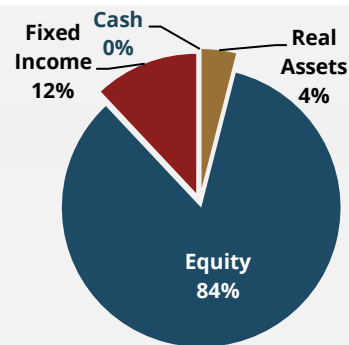
Low-Expense Funds

The portfolios are comprised of institutional, low-expense mutual funds, determined through an open architecture, "best-of-class" investment approach.

Growth (Original)



Aggressive Growth



Contact

Kathryn Cannie
Senior Manager, PARS
(617) 549-6555
kcannie@pars.org

Thomas O'Brien
Plymouth County Treasurer
(508) 830-9130
tobrien@plymouthcountyma.gov



Bridgewater Town Council

In Town Council, Tuesday, October 5, 2021

Council Order: O-FY22-015

Introduced By: Town Manager
Date Introduced: October 5, 2021
First Reading: October 5, 2021
Second Reading:
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY22-015

TRANSFER ORDER – GF 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	\$ 4,288,020.00
Total:			\$ 4,288,020.00
Use of Funds	Account No.	GL Account Description	Amount
GF STABILIZATION TRUST FUND	80054-497000	TRANSFER FROM GF	\$ 146,553.00
CAPITAL STABILIZATION FUND	80104-497000	TRANSFER FROM GF	\$ 3,191,467.00
OPEB STABILIZATION FUND	80114-497000	TRANSFER FROM GF	\$ 100,000.00
EMPLOYEE LIABILITY STABILIZATION FUND	80044-497000	TRANSFER FROM GF	\$ 500,000.00
OTHER ONE TIME UNFORESEEN STABILIZATION	80134-497000	TRANSFER FROM GF	\$ 350,000.00
Total			\$ 4,288,020.00

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)
•	•



Bridgewater Town Council

In Town Council, Tuesday, October 5, 2021

Council Ordinance: D-FY22-012

Introduced By: Councilor Gallagher

Date Introduced: October 5, 2021

First Reading: October 5, 2021

Second Reading:

Third Reading:

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Ordinance D-FY22-012

ZONING ORDINANCE - ZONING MAP AMENDMENT - 168-180 BROAD STREET

WHEREAS, In accordance with the provisions of MGL, Chapter 40A ;

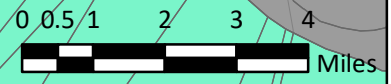
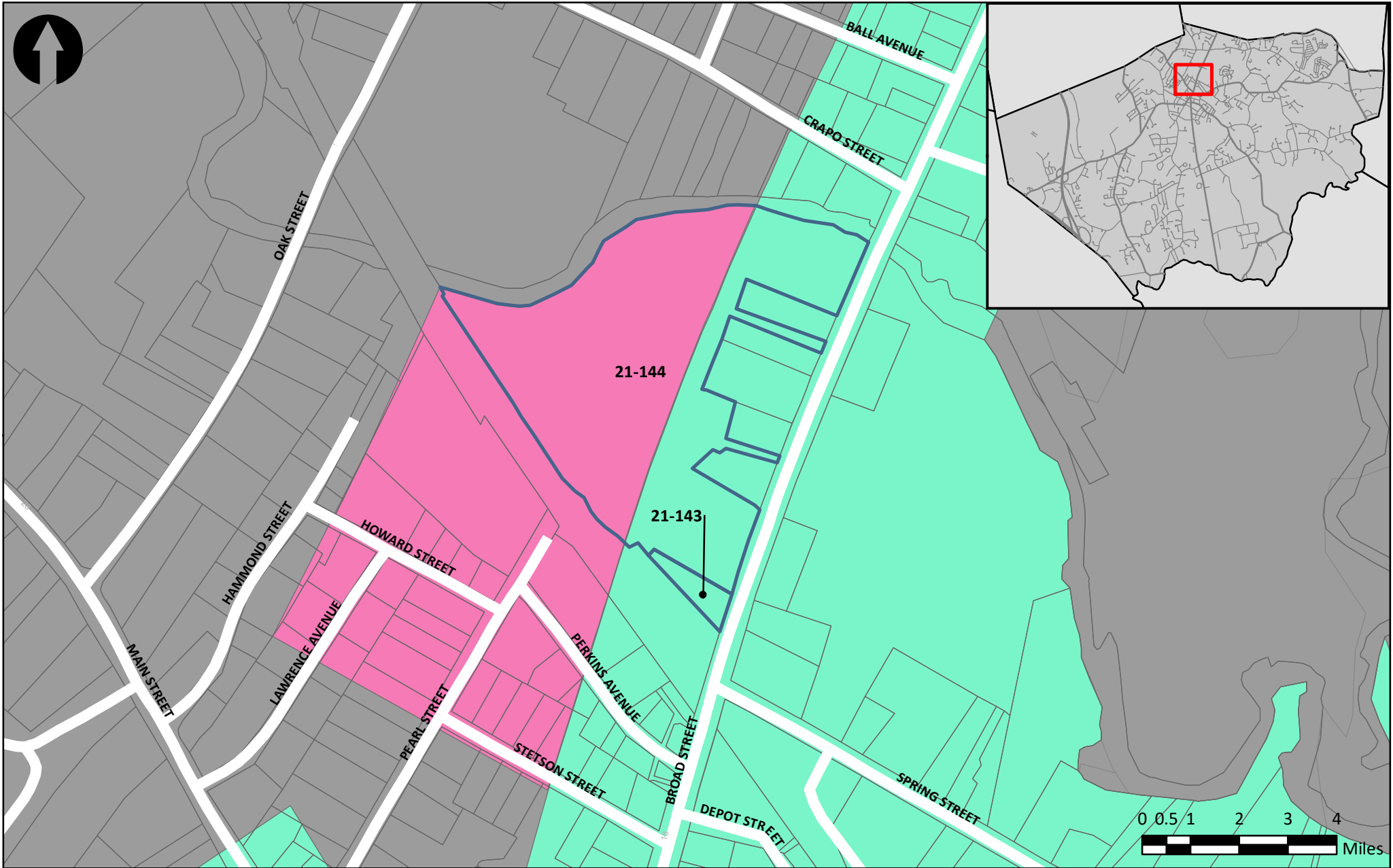
ORDERED, that the Town Council assembled votes to amend the Bridgewater Zoning Map by rezoning Map 21 Parcel 143 and Map 21 Parcel 144, also known as 168 & 180 Broad Street, to Central Business District (CBD) in their entirety.

Explanation:

The properties located at 168 and 180 Broad Street, collectively known as The Perkins property, are currently split zoned. The front portion of the properties are zoned CBD and the rear portion is zoned Industrial B (IB). The property owner has a prospective buyer who would like to propose a mixed use project under section 19 of the Town ordinance. This zoning change is proposed to allow the mixed use development on the entire property.

Committee Referrals and Dispositions:

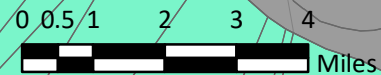
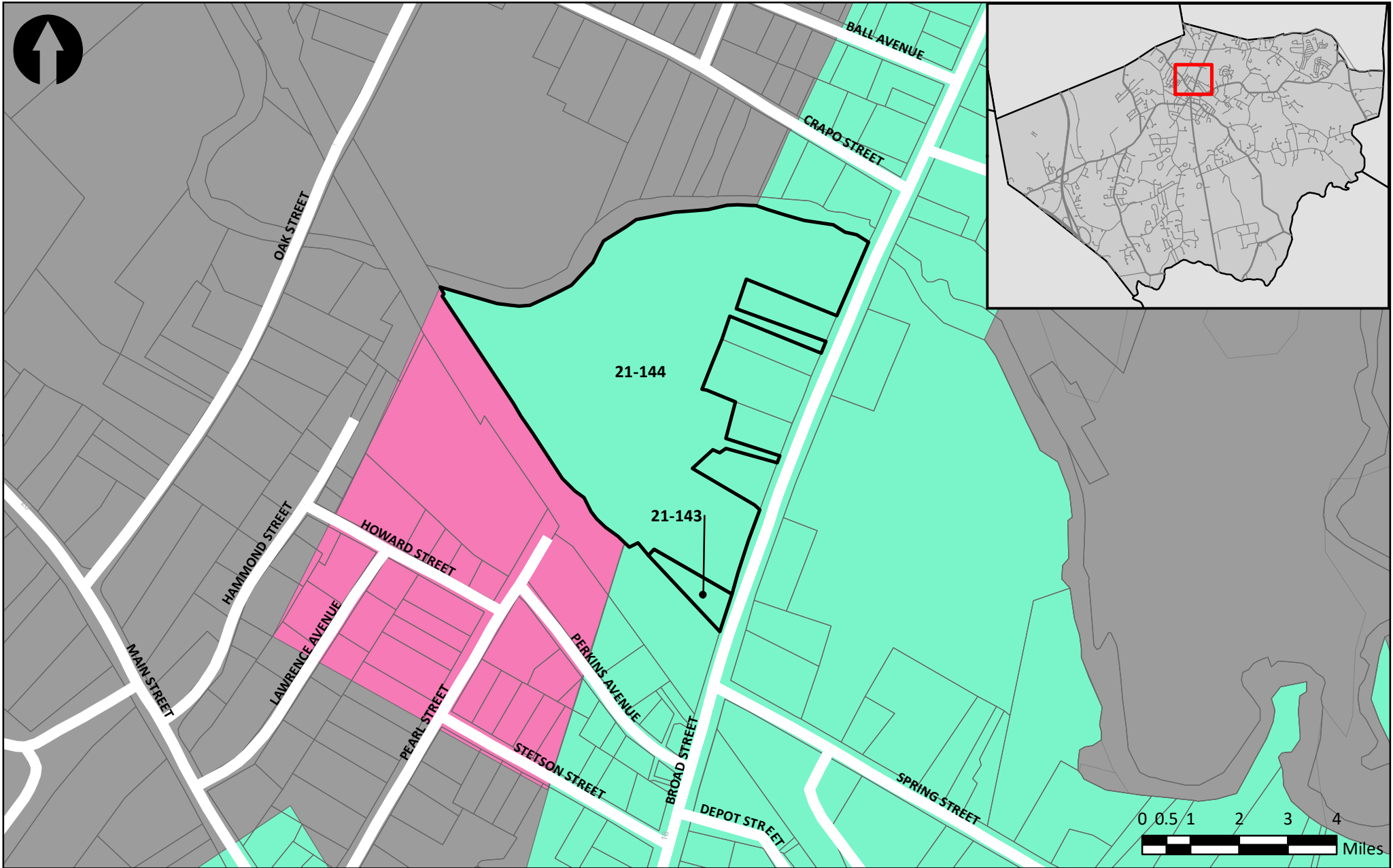
Referral(s)	Disposition(s)
•	•



- Legend**
- Parcels for Rezoning
 - Cental Business District
 - Industrial B
 - FY18/19 Parcel Boundaries

**TOWN OF BRIDGEWATER
PLYMOUTH COUNTY
DRAFT ZONING MAP AMENDMENT
PERKINS PROPERTY 168-180 BROAD STREET**

Source: Town of Bridgewater, MassGIS, Silva Engineering Associates
Prepared by: Elijah Romulus, Assistant Town Planner,
Community & Economic Development Department
January 25, 2021
Please note location of features and boundaries shown are
approximate and intended for planning and visualization.



Legend

-  Parcels for Rezoning
-  Cental Business District
-  Industrial B
-  FY18/19 Parcel Boundaries

TOWN OF BRIDGEWATER PLYMOUTH COUNTY DRAFT ZONING MAP AMENDMENT PERKINS PROPERTY 168-180 BROAD STREET

Source: Town of Bridgewater, MassGIS, Silva Engineering Associates
Prepared by: Elijah Romulus, Assistant Town Planner,
Community & Economic Development Department
January 25, 2021
Please note location of features and boundaries shown are
approximate and intended for planning and visualization.



Bridgewater Town Council

In Town Council, Tuesday, October 5, 2021

Council Resolution: R-FY21-011

Introduced By: Councilors Rushton
Date Introduced: October 5, 2021
First Reading: October 5, 2021
Second Reading:
Amendments Adopted:
Date Adopted:
Date Effective:

Resolution R-FY21-011

ACKNOWLEDGEMENT OF THE ACCEPTANCE OF CATCH BASIN CLEANING AT MARILYN'S LANDING LAND RECLAMATION PROJECT

WHEREAS; on February 28, 2017, Town Council unanimously approved issuance of a letter to the Massachusetts Department of Environmental Protection ("MassDEP") consenting to the land reclamation project at approximately eight (8) acres of land owned by MacDonald Industries, D/B/A Marilyn's Landing that has been mined of its soils, gravel, and stone;

WHEREAS; the Department of Environmental Protection has issued an Administrative Consent Order approving the land reclamation project.;

WHEREAS; the Department of Environmental Protection oversees the reclamation process, including the testing of all fill;

WHEREAS; MacDonald Industries now proposes to accept municipal catch basin cleanings ("CBC") at Marilyn's Landing and to accept CBC from the Town of Bridgewater free of charge;

WHEREAS; acceptance of CBC is subject to sampling as required by MassDEP, and such sampling results shall not exceed existing testing criteria for soil;

WHEREAS; the Town Manager recommends the issuance of municipal consent based upon the DEP policy governing land reclamation, and;

WHEREAS; land reclamation will bring the land contour back to its approximate original form,

BE IT RESOLVED: The Town Council acknowledges and approves the acceptance of CBC at Marilyn’s Landing, provided it is approved by MassDEP and meets all applicable regulatory standards.

Explanation: In 2017 the Town Council unanimously voted a resolution approving a letter of support for Marilyn’s Landing land reclamation project. The project straddles the Bridgewater/Halifax town line and is made up of the capped landfill on one side and Marilyn’s Landing on the other. As noted in the resolution, the Department of Environmental Protection oversees the project and all fill used to reclaim the land, including determining appropriate materials, testing, and site compliance. This confirmation is sought by the DEP to confirm the Town’s understanding that catch basin cleanings are permitted as part of the fill used to reclaim the land. The Town of Halifax has already assented to the DEP request.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•