

BRIDGEWATER TOWN COUNCIL

Tuesday, June 4, 2019

7:30 p.m.

Academy Building

66 Central Square

Council Chamber, Room 203

Bridgewater MA

MEETING AGENDA

RECEIVED
TOWN CLERKS OFFICE
BRIDGEWATER, MA.
2019 MAY 31 A 11:46

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

- a) May 21, 2019

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

- a) Water & Sewer Board – Joseph Bracken
- b) Board of Heath – Patricia Neary

F. HEARINGS

- a) **7:35 p.m.:** Order O-FY20-010: FY2020 Supplemental Appropriation

At their meeting held 5/13/19, the Finance Committee voted 5-0 to approve this measure. On 5/14/19, the Budget & Finance Committee voted 2-0 to recommend approval. This measure has been duly advertised in the Enterprise and on the Town's website for a public hearing and may be finally considered at the conclusion of the hearing.

G. LICENSE TRANSACTIONS

Council Chamber Room 203

- a) Petition P-2019-010: Common Victualler's License - Mike Shea's Coffee

H. PRESENTATIONS

- a) FY18 Audit – Roselli, Clark & Associates

I. TOWN MANAGER'S REPORT

- a) Update on House on Lake Nippenicket
- b) B-R School District Regional Agreement Update
- c) Items for Next Meeting

J. DISCUSSIONS

- a) Standing Discussion Items:
 - i. Mitchell School Update – Town Manager

K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION

M. OLD BUSINESS

N. NEW BUSINESS

- a) Order O-FY19-059: Loan Order - Amend Order O-FY19-041: Loan Order - Elm Street Project (Town Manager)
- b) Order O-FY19-060: Order of Taking - Property on Elm Street (Town Manager)
- c) Order O-FY19-061: Transfer Order - Notice of Intent - Municipal Separate Storm Sewer System (MS4) (Town Manager)
- d) Order O-FY19-062: Transfer Order - Funding for Clearing Out Town Hall and Highway Barn (Town Manager)
- e) Order O-FY19-063: Transfer Order - FY19 End of Year Transfers (Town Manager)
- f) Order O-FY19-064: Accept Permanent Easement - Elm Street (Town Manager)

- g) Order O-FY19-065: Accept Permanent Easement - Elm Street *(Town Manager)*
- h) Order O-FY19-066: Accept Permanent Easement - Elm Street *(Town Manager)*
- i) Order O-FY19-067: Accept Permanent Easement - Elm Street *(Town Manager)*
- j) Order O-FY19-068: Accept Permanent Easement - Elm Street *(Town Manager)*
- k) Order O-FY19-069: Accept Permanent Easement - Elm Street *(Town Manager)*
- l) Order O-FY19-070: Accept Permanent Easement - Elm Street *(Town Manager)*
- m) Order O-FY19-071: Accept Permanent Easement - Elm Street *(Town Manager)*
- n) Order O-FY19-072: Transfer Order - Elm Street Land Taking *(Town Manager)*

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT

BROCKTON

Councilor-at-large meeting draws ‘sanctuary’ debate

By Marc Larocque
THE ENTERPRISE

BROCKTON – The proposed Brockton United ordinance, described by the mayor as a “sanctuary city” policy, continues to be the subject of controversy.

The proposed ordinance led to a lengthy discussion as part of the quarterly meeting held by the four at-large city councilors last week at Sullivan Towers, drawing criticism from a few vocal members of the audience who panned it as encouraging illegal immigration.

Councilor-at-large Robert Sullivan sparked the discussion Wednesday night by mentioning the proposal, which was rejected recently in a 4-1 vote by the Ordinance Committee, but will still be up for a vote at the next meeting of the 11-member City Council as a whole. Sullivan mentioned the Brockton United vote in his introductory comments, explaining some of the recent work done by City Council, with five Ordinance Commit-

tee meetings that he chaired this year on the issue.

Sullivan said he was against the proposal because city lawyers believe it violates a federal law, but he also argued that Mayor Bill Carpenter was wrong to deem it a “sanctuary city” policy, with his “stop sanctuary city” political signs now scattered around the city.

“I voted against it, but it wasn’t a sanctuary city proposal,” said Sullivan, addressing a citizen. “The definition of sanctuary city is ... there can be no cooperation whatsoever with federal agencies. ... The problem I had with this proposal is that it had a carve-out where you couldn’t work with ICE (U.S. Immigration and Customs Enforcement). I don’t agree with that.”

There is no single definition for it, but “sanctuary city” is a broad term for places that have policies designed to limit cooperation with federal immigration authorities, whether it be refusal to help with immigration-related investigations or denial of access to jails and prisons, or other

assistance needed to detain people living in the U.S. illegally. The proposed Brockton United ordinance contains language stating that the Police Department “will not provide federal immigration authorities information relating to the incarceration status, length of detention, home address, work address, hearing information or pending release of a person in police custody or who has come of the attention of police,” with the exception of information that is already available through the state’s public records laws.

During the meeting, councilors-at-large Moises Rodrigues and Jean Bradley Derenoncourt defended the proposal to critics in the crowd, including a woman shouting “we don’t need sanctuary cities” and a man wearing a red Make America Great Again hat, made famous by the country’s chief illegal immigration opponent, President Donald Trump. Rodrigues said the intention of the ordinance is to encourage undocumented immigrants to report crimes to

police without fearing of being turned over to ICE, and to prevent violent criminals from preying on undocumented immigrants who are scared that police interaction could lead to their deportation..

“I don’t want sanctuary cities either,” said Rodrigues, who is president of the City Council. “I proposed an ordinance so victims of crime ... can discuss crime with the Police Department without fear of getting deported. ... We have people in this city who are on a regular basis getting assaulted – people who are in construction – they get assaulted for doing the work that they are doing. People take advantage of their status and don’t pay them for the work they are doing. If you’re OK with that, it’s on you. But it’s not OK with me.”

Derenoncourt, who is running for mayor, echoed those comments, stating that his support for the measure has been used against him politically, wrongly making it seem like he and Rodrigues “want to turn Brockton into a bad

place.”

“The paramount goal of this piece of legislation was to bring a sense of trust and confidence among all of us,” Derenoncourt said. “In Massachusetts, there is a saying, ‘If you see something, say something.’ ... When someone doesn’t trust you, they will not share any information with you.”

The four councilors-at-large also took other complaints and concerns, including comments from Patricia Wright about illegal activity at Calvary Cemetery, such as people having sex openly outside in the graveyard and others doing drugs there. Wright said someone desecrated the grave of her friend’s mother, burying a pet cat above it.

“It’s making me emotional,” said Wright, calling for more police patrols of the area. “Who does that? Who goes into a cemetery and buries a dead cat over someone’s grave?”

In addition to the odd complaint, the councilors-at-large also discussed state-legalized

marijuana. David Willette asked what City Council was doing to get local ordinances in place to accommodate “coffee shops,” the marijuana cafes that the state Cannabis Control Commission will permit in the coming years. Willette criticized City Council for putting a moratorium in place for about a year while crafting local marijuana ordinances related to retail shops and cultivation facilities.

Councilor-at-large Winthrop Farwell said he first wants to see the eight pot shops that the city plans to license, up and running, before moving on to the next phase of legalized marijuana. Farwell said he’d like to see first what effects the retail shops and cultivators have on public safety resources in the city.

“I’d kind of like to get the marijuana business rolled out to see what kind of effect it will have on the city ... before I embrace the next tier or next level of marijuana,” Farwell said. “I’d like to find out where we are before we jump to the next level.”



■ Melissa Hayes of Middleboro and Matthew Faulkner of Taunton dance during the Bristol-Plymouth Regional Technical School prom at Rhodes on the Pawtuxet in Cranston, Rhode Island, on Friday.

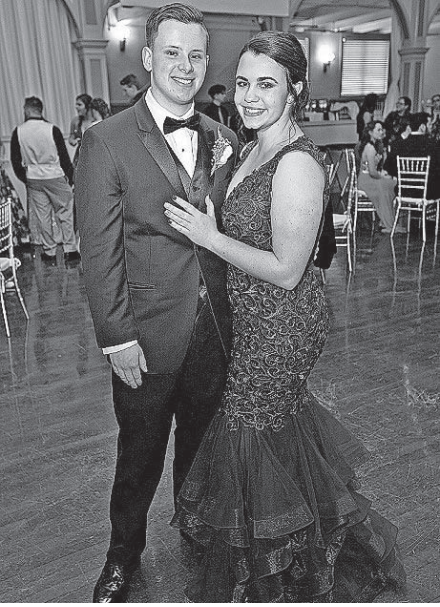
A night to remember



■ Amber Vargas of Taunton, a senior studying cosmetology, and Ian Jackson of Bridgewater, a 2017 graduate who studied electrical technology, arrive at the Bristol-Plymouth Regional Technical School prom.



■ Faith Polion of Taunton, left, talks with Rachel Burroughs of Middleboro at the Bristol-Plymouth Regional Technical School prom.



■ Zach Pepera of Raynham and Taytum LaPointe of Middleboro dance during the Bristol-Plymouth Regional Technical School prom.

BROCKTON

City man charged in Boston shooting

By Cody Shepard
THE ENTERPRISE

BOSTON – A Brockton man was arrested on a warrant over the weekend in connection with a shooting the previous weekend in Roxbury.

Officers assigned to the Boston Police Department Youth Violence Strike Force, also known as the gang unit, say they located and arrested 27-year-old Julio Soto of Brockton about 2:26 p.m. on Saturday in the area of Blue Hill Avenue and Westview Street in Dorchester.

There had been a warrant for Soto’s arrest, which investigators applied for and

were granted in connection with a May 11 shooting.

“The warrant was sought in connection to a non-fatal shooting of an adult male victim that occurred on Saturday, May 11, 2019, in the area of 1 Fairland St. in Roxbury,” police said in a written statement.

Soto was scheduled to appear in Roxbury District Court on Monday on charges of armed assault with intent to murder, aggravated assault and illegal possession of a firearm. The result of the hearing wasn’t immediately available.

AVON

Man charged with illegally possessing gun in Boston

By Cody Shepard
THE ENTERPRISE

BOSTON – An Avon man was charged with illegally possessing a loaded handgun during a motor vehicle stop in Roxbury.

Boston police officers assigned to District B-2 (Roxbury) were on a directed patrol in the area of Warren and Walnut streets about 1:49 a.m. Saturday when they conducted a traffic stop after noticing an equipment violation on a car.

As officers approached the vehicle, police say the driver put an unknown object under the driver’s seat.

The driver was later identified by police as 51-year-old Lorne Dyson of Avon.

“Officers conducted their investigation and removed the operator to perform a pat frisk, which led to the recovery of loaded 9mm Kel-Tec

P-11 handgun with a defaced serial number from inside the vehicle,” police said in a written statement.

Police say Dyson was taken into custody without incident.

Dyson was charged with illegal possession of a firearm, illegal possession of ammunition, carrying a loaded firearm and possession of a firearm with an altered serial number.

He was scheduled to be arraigned Monday in Roxbury District Court, but the result of the hearing wasn’t immediately available.

LEGAL NOTICES

Town of Bridgewater
Town Council
Public Hearing Notice

Pursuant to section 6-4 of the Bridgewater Home Rule Charter, notice is given that the Bridgewater Town Council will hold the following public hearing on June 4, 2019 in the Academy Building Council Chambers, 66 Central Square, Bridgewater, MA 02324, to receive public input and consider for action:

- **7:35 p.m.:** Order O-FY20-010: FY2020 Supplemental Appropriation: Raise and appropriate and vote into tax, to be assessed per law and/or appropriate and transfer from the following available funds: Remaining Funds from O-FY18-043 BRRSD Capital FY19 of \$135,329.00. For the operations of the Town and further that such appropriation in the amount of \$335,329, be for such purposes, each Department and group being considered a separate appropriation as shown below:

- Dept 300 Bridgewater Raynham Regional School District Expenses: \$ 98,000.00
- Dept 300 Bridgewater Raynham Regional School District Capital: \$135,329.00
- Dept 420 DPW Salaries/Wages/Benefits: \$ 53,000.00
- Dept 420 DPW Expenses: \$ 49,000.00

The detailed Order is available on the Town’s website at www.bridgewaterma.org, and on file with the Town Council Clerk.

Attention
Avon Residents

Legacy Fire Protection
will be performing a
hydrant flow test for fire
protection engineering
at 15 Stockwell Drive
Avon MA

Thursday, May 23, 2019
at 9 am

Any discoloration in water
will be a result of this test
and will only be temporary.
Any questions, please call
Avon Water Dept at
508-588-0414

May 21, 2019



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY20-010

Introduced By: Town Manager
Date Introduced: May 7, 2019
First Reading: May 7, 2019
Second Reading/Public Hearing: June 4, 2019
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY20-010

FY2020 SUPPLEMENTAL APPROPRIATION

ORDERED that to provide for the payment of certain expenses of the Town for the Fiscal Year ending June 30, 2020;

The Town will raise and appropriate and vote into tax, to be assessed per law and/or appropriate and transfer from the following available funds:

- Remaining Funds from O-FY18-043 BRRSD Capital FY19 of \$135,329.00

For the operations of the Town and further that such appropriation in the amount of **\$335,329**, be for such purposes, each Department and group being considered a separate appropriation as shown below:

- Dept 300 Bridgewater Raynham Regional School District Expenses: \$ 98,000.00
- Dept 300 Bridgewater Raynham Regional School District Capital: \$135,329.00
- Dept 420 DPW Salaries/Wages/Benefits \$ 53,000.00
- Dept 420 DPW Expenses \$ 49,000.00

To supplement the Town Manager's FY2020 budget, this supplemental appropriation funds the BRRSD FY2020 assessment with "new growth" revenue and existing capital funding. It also adds one additional DPW highway employee, and increases expenses in DPW to begin to pay for compliance with new stormwater regulations, storm cleanup, tree trimming, etc.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee • Finance Committee	• 5/14/19: Vote 2-0 recommend approval • 5/13/19: Vote 5-0 approve

ROLL CALL VOTE – REQUIRES 9/10 OF THOSE PRESENT AND VOTING.



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Petition: P-2019-010

Date Introduced/Public Hearing: June 4, 2019

Amendments Adopted:

Date Adopted:

Date Effective:

Relative to:

THE GRANTING OF A COMMON VICTUALLER LICENSE

WHEREAS, *Mike Shea's Coffeehouse Traditionals, Inc.* has submitted all applicable documentation as required for a license to operate a food establishment located at 30 1st Street, Bridgewater, Massachusetts; and

WHEREAS, Michael J Shea will serve as the manager of record and the hours of operation will not exceed:

Monday - Sunday	7:00 a.m. – 7:00 p.m.
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and;

WHEREAS, Mike Shea's Coffeehouse Traditionals, Inc. has complied with the requirements of the Town of Bridgewater and applicable state laws inclusive of the Building Code, Fire Codes and Health Department's Food Service Specifications governing the serving of food to the public; and

WHEREAS, the Bridgewater Town Council, acting as the Legislative body of the Town has such licensing authority and with the affirmative recommendation of the Bridgewater Building Inspector, Fire, Police, and Health Departments who have oversight authority, it appears that the public good so requires such license be granted;

The Town Council of the Town of Bridgewater, Massachusetts, pursuant to Chapter 140 - section 2 and section 6 respectively of the Massachusetts General Law (M.G.L.), in Town Council assembled approve the petition of Mike Shea's Coffeehouse Traditionals, Inc. be granted a license to operate a food establishment within the Town of Bridgewater.

VOICE VOTE REQUIRED

ROSELLI, CLARK & ASSOCIATES
Certified Public Accountants

TOWN OF BRIDGEWATER, MASSACHUSETTS

MANAGEMENT LETTER

YEAR ENDED JUNE 30, 2018



TOWN OF BRIDGEWATER, MASSACHUSETTS

**MANAGEMENT LETTER
YEAR ENDED JUNE 30, 2018**

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CERTIFIED PUBLIC ACCOUNTANTS

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Woburn, MA 01801

Telephone: (781) 933-0073

www.roselliclark.com

The Honorable Members of the Town Council
Town of Bridgewater
Bridgewater, Massachusetts

In planning and performing our audit of the financial statements of the governmental activities, business-type activities, each major fund, and the aggregate remaining fund information of the Town of Bridgewater, Massachusetts, (the "Town") as of and for the year ended June 30, 2018, in accordance with auditing standards generally accepted in the United States of America, we considered the Town's internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Town's internal control. Accordingly, we do not express an opinion on the effectiveness of the Town's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over financial reporting that might be deficiencies, significant deficiencies, or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.

This communication is intended solely for the information and use of management, the Board of Selectman, and others within the organization, and is not intended to be and should not be used by anyone other than these specified parties.

Roselli Clark & Associates

Roselli, Clark & Associates
Certified Public Accountants
Woburn, Massachusetts
November 21, 2018

I. OVERVIEW

Fiscal year 2018 proved to be another financially positive year for the Town. The median household income within the Town is over 20% higher than the statewide median and its unemployment rate dipped to 3% during the year.

The Town ended the year with approximately \$8.4 million in unassigned fund balance which was \$2.8 million higher than the prior year due to conservative revenue estimates and increased funding of various stabilization funds.

These results continue the recent trend of positive unassigned fund balances. We would recommend that the Town's adhere to its adopted free cash policy that calls for free cash to be utilized primarily for one-time capital purchases, stabilization funds and other post-employment benefits liabilities that will ensure the Town builds on its positive momentum in developing solid reserve levels.

A common budgetary flexibility test used by the Standard and Poor's, a rating agency used by many bond issuers, when conducting a credit evaluation is called a reserve ratio. The ratio is calculated by adding general fund assigned and unassigned fund balances presented in the financial statements and dividing this by the general fund expenditures. 15% is considered tier one and 8% - 15% is considered tier two. The Town's ratio is 15.6% which places the Town in the tier one level. This is a fantastic achievement for a Town that not too long ago was near zero in reserves. This metric represents 10% of the overall credit profile and will contribute towards a possible increase in bond rating. This reserve ratio is a goal that the Town has been evaluating and we congratulate the Town on this achievement. In order to maintain the positive trend in its reserve ratio the Town must be cognizant that planned expenditure growth does not exceed estimated future revenues. The Town's bond rating is important, as maximizing the bond rating will minimize the cost of future borrowing for the Town.

The remainder of this report is intended to provide the Town and its management with recommendations for improvement in accounting and financial operations and informational items. The Town should review these recommendations and informational items, and, if determined to be cost-effective, implement these improvements.

II. INFORMATIONAL ITEMS

Statement on Auditing Standards No. 115 – Audit Communications

The American Institute of Certified Public Accountants (“AICPA”) in 2009 issued Statement on Auditing Standards No. 115, *Communicating Internal Control Related Matters Identified in an Audit* (“SAS 115”). SAS 115 establishes new standards and provides guidance on communicating matters related to an entity’s internal control over financial reporting identified in an audit of financial statements. In particular, SAS 115 provides guidance on evaluating the severity of deficiencies in internal control identified in an audit of financial statements in the following order:

1. Deficiency in internal control
2. Significant deficiency
3. Material weakness

Deficiencies identified as *significant deficiencies* or *material weaknesses* are required to be communicated to those charged with governance. *Deficiencies in internal control* are not required to be communicated; however, we have chosen to also report that type of deficiency in this report.

We did not deem any of the findings in this report to be categorized as either a significant deficiency or a material weakness.

Other Postemployment Benefit Liability

As discussed in our previous letter to management, the Town was required to adopt a new accounting standard related to OPEB in fiscal year 2018. Since fiscal year 2009, the Town had been reporting an OPEB *obligation* in its government-wide financial statements. Essentially, the OPEB obligation was the accumulation of shortfalls between the amount the Town should fund an OPEB plan (its annual required contributions) and the amount the Town paid on a pay-as-you-go basis. The adoption of the new OPEB accounting standards required the Town to actuarially determine the present value of its future OPEB *liability* and record this liability, net of any OPEB trust funds, in its government-wide financial statements.

As expected, the adoption of this new accounting standard materially affected the Town’s financial condition. A prior period restatement of approximately \$22.6 million was made to the beginning net positions of the Town’s governmental and business-type activities. At June 30, 2018, the Town’s net OPEB liability was approximately \$40.7 million.

The Town established an OPEB trust fund several years ago and has contributed approximately \$225,000 into it from its inception. As it stands at June 30, 2018, the OPEB trust fund is approximately 0.6% funded.

The Town should work with its actuary to develop policies to manage this net OPEB liability. For example, the current discount rate used in the calculation is under 4%. This could be improved through some policy implementations such as:

1. A policy that at the point the Town's pension liability is fully funded, to divert those funds to OPEB. This will be a windfall that would provide much needed contributions and expedite the fully fund date.
2. A policy to commit to \$100,000 in additional contributions per year plus the normal cost of new employees. This will avoid the fund ever running out of money.
3. Any possible health care design changes that have not been implemented.

Thinking outside the box, some simple policy changes could provide a significantly reduced liability.

Bond Rating

Future improvements to infrastructure and other capital outlays may increase the need for the Town to issue bonds through capital markets. As a result, the Town's bond rating is important to not only gain perception as a well-run community, but also to be able to issue bonds to investors for a lower interest rate. This will ultimately lead to reduced financing costs for the Town.

The Town's financial condition is an important component of the Town's credit rating; the Town has been annually rated by Moody's Rating Agency for many years and has been rated A1 since 2016. This is an average rating when compared to its peers. However, the Town has the financial condition of a Town that could move higher in rating. Receiving a credit evaluation from a "new set of eyes" such as Standard and Poor's could be a way to increase bond rating. Each rating agency uses its own set of metrics and a fresh set of metrics could benefit the Town. We understand the Town is evaluating using Standard and Poor's on its next rating and we encourage this.

New Standard and Poor's ratings factors highlight seven areas from which a community's debt is rated. We discussed the budgetary flexibility aspect of the bond rating in the Overview section; another very important and controllable metric includes an evaluation of management and its effectiveness. This is evaluated based on the financial policies and procedures in place including budget policies, forecasting policies, reserve policies, investment policies, capital policies and debt policies. The management score counts 20% towards the rating evaluation and is rated on a scale of 1 to 5. A grade of 1 will strongly contribute toward upward pressure in the bond rating.

It is therefore imperative that the Finance Department review all of these factors in conjunction with the financial policies that are currently in place and develop or improve the financial policies that will contribute to a higher evaluation in this factor. Formal adoption by the Town Council of these policies will render their effectiveness stronger.

With respect to the other six factors; institutional framework, economy, budgetary flexibility, budgetary performance, liquidity and debt profile, the Town rates positively in all these factors.

III. FINDINGS AND RECOMMENDATIONS

RESOLUTION OF PRIOR YEAR RECOMMENDATIONS

The Town took action to reduce its outstanding tax title receivables by 28% through negotiating payments plans, identifying potential land of low value parcels, investigating the option of assigning certain tax title accounts and other collection procedures.

A full analysis of the Town's overlay account was completed and the Town has begun to allocate the surplus balance in the account.

TAILINGS (continued from prior year)

The vendor account includes approximately \$14,000 of old outstanding checks greater than one year old that should be moved to tailings. This represents a reduction from approximately \$75,000 outstanding checks in the prior year; as well as the complete cleanup of all payroll account outstanding checks. Once these remaining checks are moved into tailings the Treasurer should initiate procedures under MGL c.200A s.9A to advertise the checks, with the monies reverting to free cash after the appropriate time has elapsed without being claimed.

Management Response:

To address this long-standing issue, we have broken this project, into Three Phases. The first Phase, identify and disposition record keeping issues, will be complete by the end of FY 2019. The second Phase, initiate procedure under MGL c. 200A s.9A, will be completed six months later, and the final Phase, the appropriate time lapse, will follow accordingly.

TRANSFER STATION (continued from prior year)

As reported in previous management letters the Transfer Station Enterprise Fund has run operating deficits in recent years, primarily the result of stagnant fee collections and appropriations exceeding budgeted amounts. The current fiscal year did see a 3.9% increase in revenues however not enough to offset increased costs. At year end, the retained earnings certified by the State were approximately \$2,300. As a result any budgetary shortfalls in the near future will require supplemental funding from the General Fund. We recommend the Town develop a plan to eliminate structural deficits and to plan for the future of the Transfer Station operations.

Management Response:

This fiscal year, the Town has allocated financial and analytical resources to study, report, and recommend new rates for the operational and capital needs of the Transfer Station. The results of the study will be presented to the Town Manager so he can bring his final recommendation to the Town Council.

ACCOUNTING FOR SPECIAL FUNDS (continued from prior year)

We noted several items regarding the accounting for special funds that should be addressed by the Town:

- In the current year the Town had 55 Special Revenue Accounts totaling approximately \$240,000 that did not have any activity during fiscal 2018. Approximately \$95,000 of these funds are insurance proceeds or restitution that was not expended and should be re-appropriated for capital purposes or reverted to the General Fund. We suggest the Town analyze the remaining accounts in conjunction with the department heads to determine what accounts still have a purpose and dispose of those accounts whose purpose has expired as a one-time housekeeping entry.
- Performance bond balances as maintained by the Treasurer and as recorded in the general ledger varied by approximately \$155,000. We recommend that the Treasurer/Collector's Office and the Town Accountant work to identify the remaining differences, as the entire balance of these accounts should be maintained separately from the general cash of the Town.
- Currently, the Town maintains nearly 45 individual ledger accounts for funds received from developers and residents for consultant reviews that total approximately \$54,000; however several of the individual funds appear to be in a deficit. We recommend that Town consolidate these funds and maintain a subsidiary ledger that can reconciled back to a master account/fund on the ledger. Any deficit accounts should be investigated and additional funds obtained if necessary.

Management Response:

Subsequent to the audit the Town has completed an analysis of the special revenue funds noted in this item. We have identified, in conjunction with the Director of the CED Department, those remaining balances which are accurate and those items needing to be reclassified. We will close out balances to the general fund, where appropriate, at year end.

ENTERPRISE FUNDS INDIRECT COSTS (continued from prior year)

The Town does not have a documented calculation of indirect costs that it assesses its water, sewer, golf and transfer station enterprise funds. In 2018, \$336,178 was recorded as indirect costs. It is important to note that the Director of Accounts at the Department of Revenue may request documentation of the Town's methodology and may reject the methodology and/or amounts appropriated for tax rate setting purposes if deemed unreasonable.

We recommend that the Town establish a formal indirect cost calculation that includes a cost pool of general and administrative expenses that are paid for by the Town and have a direct benefit to the individual enterprise funds such as treasury and accounting personnel, related supplies, technology resources and general liability insurance.

Management Response:

The Town has allocated financial and analytical resources to analyze and update this calculation in this FY 2019.

MAXIMIZING INVESTMENT RETURNS

Over the past ten years, the interest earned on bank deposits have not kept pace with inflation. Many bank depository accounts currently return less than 1%. However, there are a growing number of banks and financial institutions like the Massachusetts Municipal Depository Trust, or MMDT, that are financially stable and offer very liquid short-term investments with annual interest rates greater than 2%.

In fiscal year 2018, the Town's general fund reported interest income of about \$33,000. A review of the Town's bank deposits at June 30, 2018 reveals that much of its non-trust fund deposits are in accounts bearing interest at 0.0% to 0.5%; with the outlier a bank account at Bridgewater Savings with over \$1.275 million earning interest at 1.26%.

We recommend that the Town Treasurer evaluate the Town's depository balances and accounts and evaluate the possible benefits of reallocating portions of the Town's excess funds to stable financial institutions that offer very liquid safe short-term investments.

Management Response:

The investment focus during FY18 was the priority of the Town Stabilization and OPEB Funds. During such time long term investment accounts were established and invested in the market through Bartholomew & Company. Although not reflected directly in GF earnings these investments are vital to the Town's overall cash position and future reserves.

The traditional accounts already in existence were reviewed thoroughly. The less than desirable rates have several driving factors. Many of which are a result of additional bank services offsetting rates. For example, the central depository, vendor and payroll accounts are offset by reconciliation support, electronic files, daily courier service, and other extremely valuable resources. Several other banks provide online banking functionality, lockbox processing, and additional services resulting in a lower rate of return. The referenced Bridgewater Savings rate was a promotional rate offered that we immediately engaged in.

This is a Treasury Department priority and the review process will continue in the best interest of the Town and our fiduciary responsibility.

HUMAN RESOURCE MANAGEMENT SYSTEM

Human resource and personnel documentation are mainly paper-based and are not integrated with the payroll system. Furthermore, these documents are not centralized to the extent possible and still reside in the multiple departments that process payroll and benefits. This condition does not ensure that the Town is compliant with all applicable laws and regulations. The Town has recently restructured its finance department and allocated more resources to this critical function; however, the appropriate software solution to manage the process has yet to be acquired.

Many municipal software solutions offer an HRM module as part of their systems. The primary benefit of a fully integrated HRM module would be to institute proper workflows within the payroll process and to maintain the associated records electronically within the payroll system. New hire additions, collectively bargained pay rate changes, step increases and other personnel actions would have specifically programmed workflows and approval levels to ensure that all payroll system changes are properly reviewed and maintained. Additional benefits of a HRM module include better resource planning for existing and open positions, a streamlined on-boarding process for new employees, the ability to run budget projections and what-if scenarios and to give the Town the ability to offer employee self-service options to its staff.

We recommend the Town investigate and purchase a fully integrated HRM solution for this critical Town function.

Management Response:

The Town has allocated financial and analytical resources to fully address and implement the HRM software within our existing financial software. This implementation will provide an integrated HR/Payroll interface and further ensure the Town is compliant with Federal, State and local reporting and regulations.



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-059

Introduced By: Town Manager
Date Introduced: June 4, 2019
First Reading: June 4, 2019
Second Reading:
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY19-059

LOAN ORDER - AMEND ORDER O-FY19-041: LOAN ORDER - ELM STREET PROJECT

ORDERED, that Council Order O-FY19-041, which appropriated \$6,500,000 and authorized borrowing to pay costs of the Elm Street reconstruction project, is hereby amended to increase said appropriation and borrowing authorization by \$1,000,000, so that said order shall now read as follows:

ORDERED: That \$7,500,000 is appropriated to pay costs of the Elm Street reconstruction project, including the payment of all costs incidental and related thereto (the "Project"), and that to meet this appropriation, the Treasurer, with the approval of the Town Manager, is authorized to borrow said amount under and pursuant to M.G.L. c. 40Q, M.G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; that the Town Manager is authorized to contract for and expend any grants, aid or gifts available to pay costs of the Project and to take any other action necessary or convenient to carry out the Project. The amount authorized to be borrowed shall be reduced to the extent of any MassWorks Infrastructure Grants or any other grants received by the Town to pay costs of this Project. Any premium received upon the sale of any bonds or notes approved by this order, 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 M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-061

Introduced By: Town Manager
Date Introduced: June 4, 2019
First Reading: June 4, 2019
Second Reading:
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY19-061

TRANSFER ORDER - NOTICE OF INTENT MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

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
NON RETURN - CONSULTANT FEES	2381-258100-10010	NR - CONSULTANT REVIEW FEES	\$ 77,950.00
Total:			\$ 77,950.00
Use of Funds	Account No.	GL Account Description	Amount
Professional Services	04105013-530000	Professional Services	\$ 77,950.00
Total			\$ 77,950.00

Explanation:

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-062

Introduced By: Town Manager
Date Introduced: June 4, 2019
First Reading: June 4, 2019
Second Reading:
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY19-062

TRANSFER ORDER - FUNDING FOR CLEARING OUT TOWN HALL AND HIGHWAY BARN

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
Other One Time Stabilization	80135-596010	Transfer to Capital Outlay Fund	\$ 20,000.00
Total:			\$ 20,000.00
Use of Funds	Account No.	GL Account Description	Amount
Site Improvements	10123219-584000	Site Improvements	\$ 20,000.00
Total			\$ 20,000.00

Explanation: This transfer pays for the cleanout and disposal of unwanted items in the old Town Hall at 64 Central Square and the old Highway Barn at 50 Spring Street.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-063

Introduced By: Town Manager

Date Introduced: June 4, 2019

First Reading: June 4, 2019

Second Reading:

Amendments Adopted:

Third Reading:

Date Adopted:

Date Effective:

Order O-FY19-063

END OF YEAR TRANSFERS

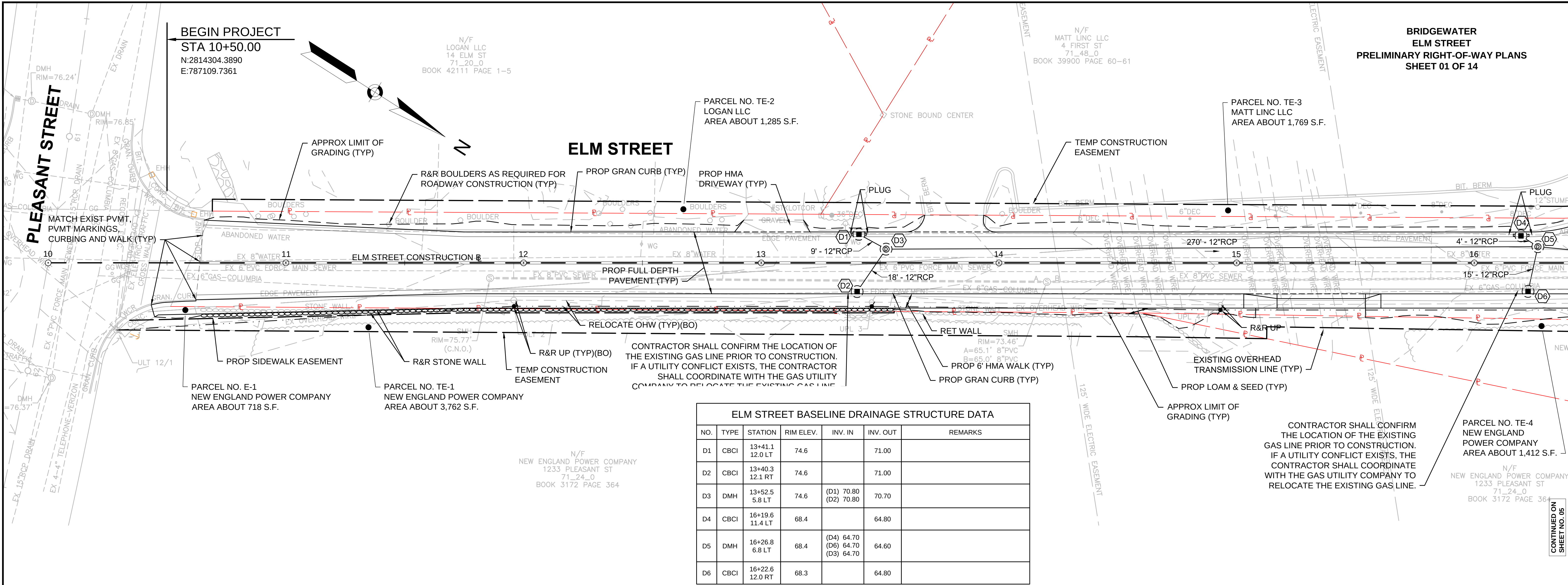
ORDERED; pursuant to Section 6-4 of the Town of Bridgewater Charter, that the Town Council of Bridgewater, Massachusetts Town Council assembled vote to appropriate and transfer the amounts from below schedule Source of Funds to below schedule Use of Funds:

Dept	Dept Description	Group	Amount
Source of Funds			
132	Finance Reserve	2-Expenses	(60,000.00)
141	Assessor	2-Expenses	(50,000.00)
145	Treasurer	1-Salaries&Benefits	(60,250.00)
176	ZBA	1-Salaries&Benefits	(20,911.00)
192	Town Buildings	1-Salaries&Benefits	(40,000.00)
210	Police	1-Salaries&Benefits	(370,000.00)
220	Fire	1-Salaries&Benefits	(160,000.00)
240	Inspectional Svc	2-Expenses	(8,000.00)
306	Bristol Agriculture	2-Expenses	(36,362.00)
420	Highway	1-Salaries&Benefits	(2,000.00)
424	Energy Fund	2-Expenses	(15,887.00)
511	Transfer Station	1-Salaries&Benefits	(9,000.00)
543	Veteran's	2-Expenses	(30,000.00)
655	OSLGC	1-Salaries&Benefits	(38,000.00)
912	Worker's Comp	1-Salaries&Benefits	(35,000.00)
913	Unemployment	1-Salaries&Benefits	(5,000.00)
Source of Funds Total			(1,003,410.00)

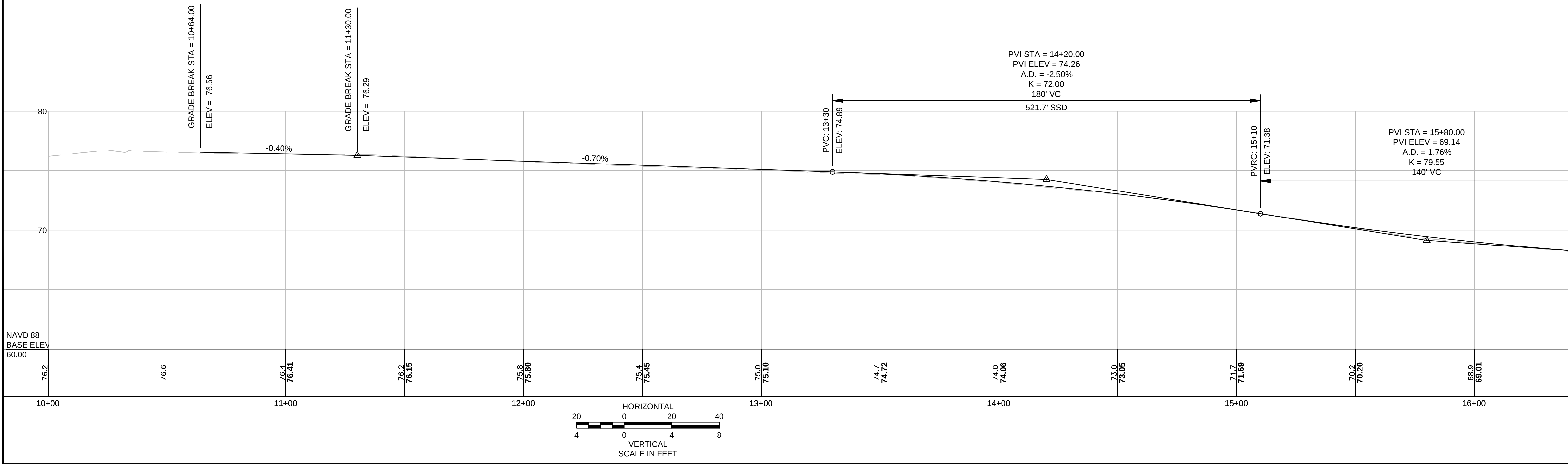
Dept	Dept Description	Group	Amount
Use of Funds			
111	Town Council	1-Salaries&Benefits	100.00
123	Town Manager	2-Expenses	41,000.00
135	Finance Dept	1-Salaries&Benefits	10,171.00
135	Finance Dept	2-Expenses	3,000.00
141	Assessor	1-Salaries&Benefits	9,000.00
145	Treasurer	2-Expenses	60,250.00
151	Legal	1-Salaries&Benefits	35.00
151	Legal	2-Expenses	5,000.00
155	IT	1-Salaries&Benefits	26,270.00
155	IT	2-Expenses	10,000.00
161	Town Clerk	1-Salaries&Benefits	4,412.00
171	Conservation	1-Salaries&Benefits	1,002.00
175	Planning	1-Salaries&Benefits	3,682.00
175	Planning	2-Expenses	25,000.00
192	Town Buildings	2-Expenses	40,000.00
210	Police	3-Capital	270,000.00
220	Fire	2-Expenses	5,000.00
220	Fire	3-Capital	155,000.00
240	Inspectional Svc	1-Salaries&Benefits	8,000.00
292	Animal Control	1-Salaries&Benefits	1,050.00
292	Animal Control	2-Expenses	1,000.00
424	Street Lights	2-Expenses	50,000.00
510	Board of Health	1-Salaries&Benefits	300.00
511	Transfer Station	2-Expenses	79,000.00
511	Transfer Station	4-Revenue	7,000.00
610	Library	2-Expenses	1,500.00
630	Recreation	1-Salaries&Benefits	17,000.00
655	OSLGC	2-Expenses	38,000.00
914	Health & Life	1-Salaries&Benefits	42,638.00
950	Gas & Oil	2-Expenses	26,000.00
Use of Funds Total			1,003,410.00
			0.00

Committee Referrals and Dispositions:

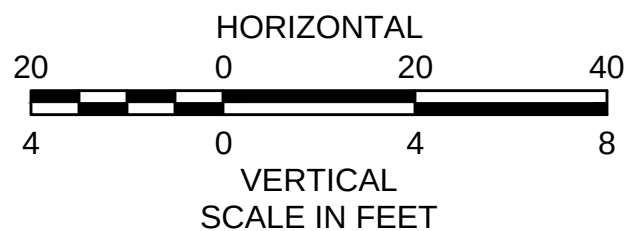
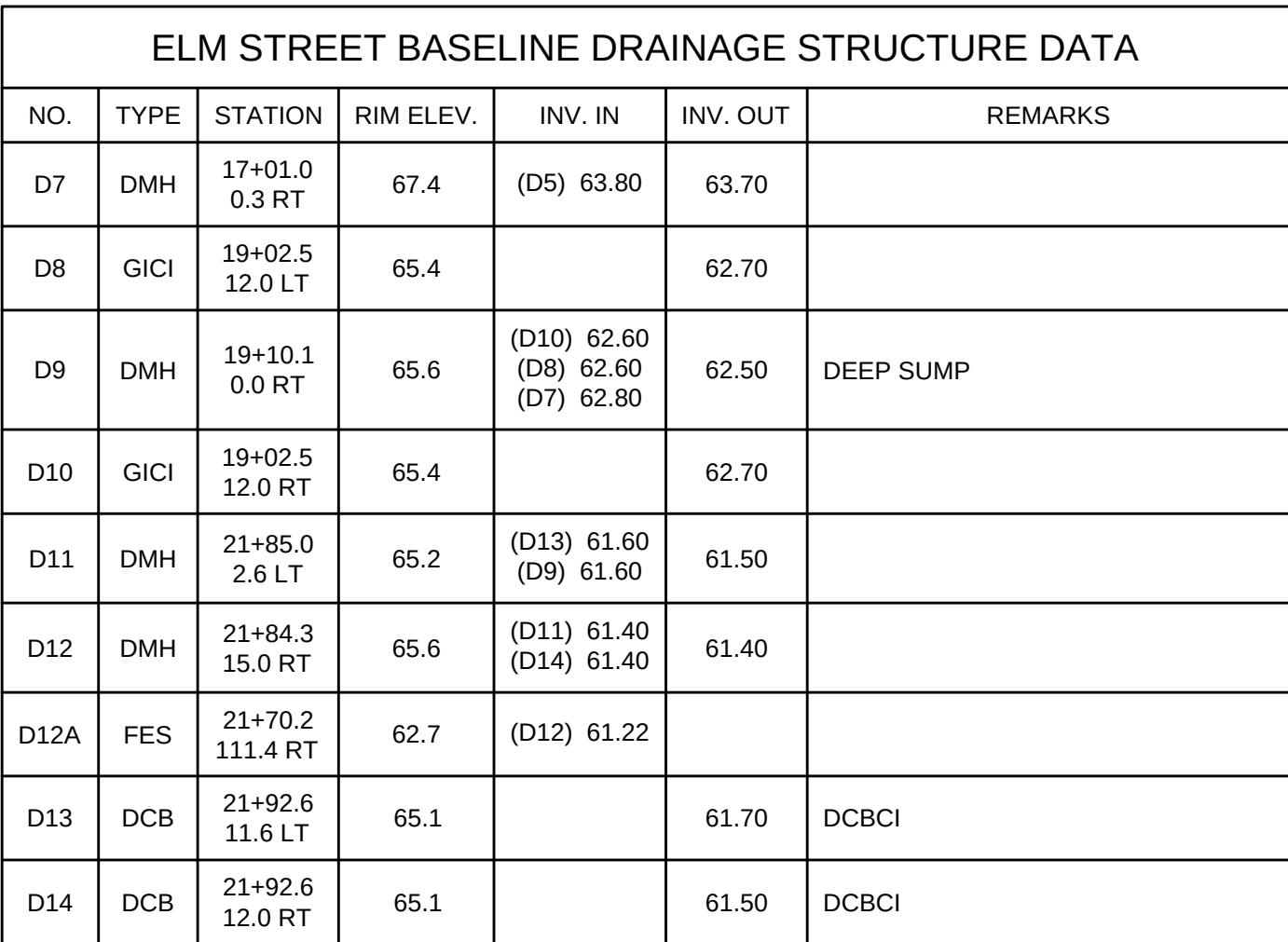
Referral(s)	Disposition(s)
•	•



ELM STREET BASELINE DRAINAGE STRUCTURE DATA						
NO.	TYPE	STATION	RIM ELEV.	INV. IN	INV. OUT	REMARKS
D1	CBCI	13+41.1 12.0 LT	74.6		71.00	
D2	CBCI	13+40.3 12.1 RT	74.6		71.00	
D3	DMH	13+52.5 5.8 LT	74.6	(D1) 70.80 (D2) 70.80	70.70	
D4	CBCI	16+19.6 11.4 LT	68.4		64.80	
D5	DMH	16+26.8 6.8 LT	68.4	(D4) 64.70 (D6) 64.70 (D3) 64.70	64.60	
D6	CBCI	16+22.6 12.0 RT	68.3		64.80	

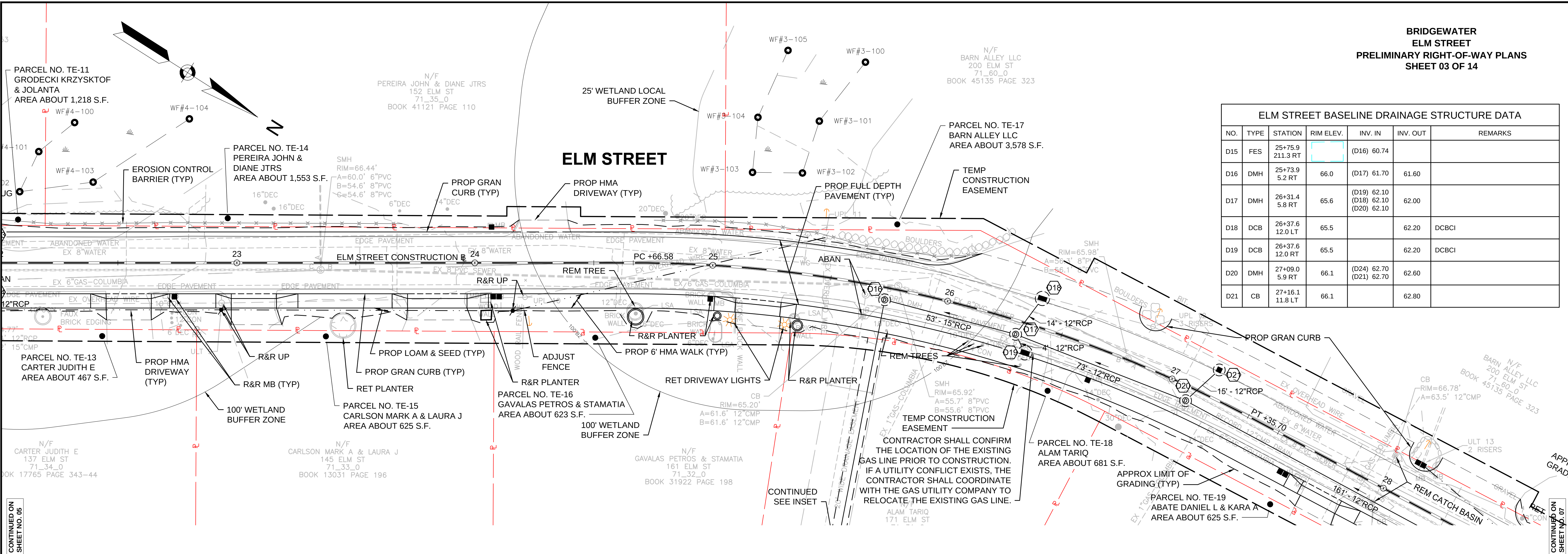


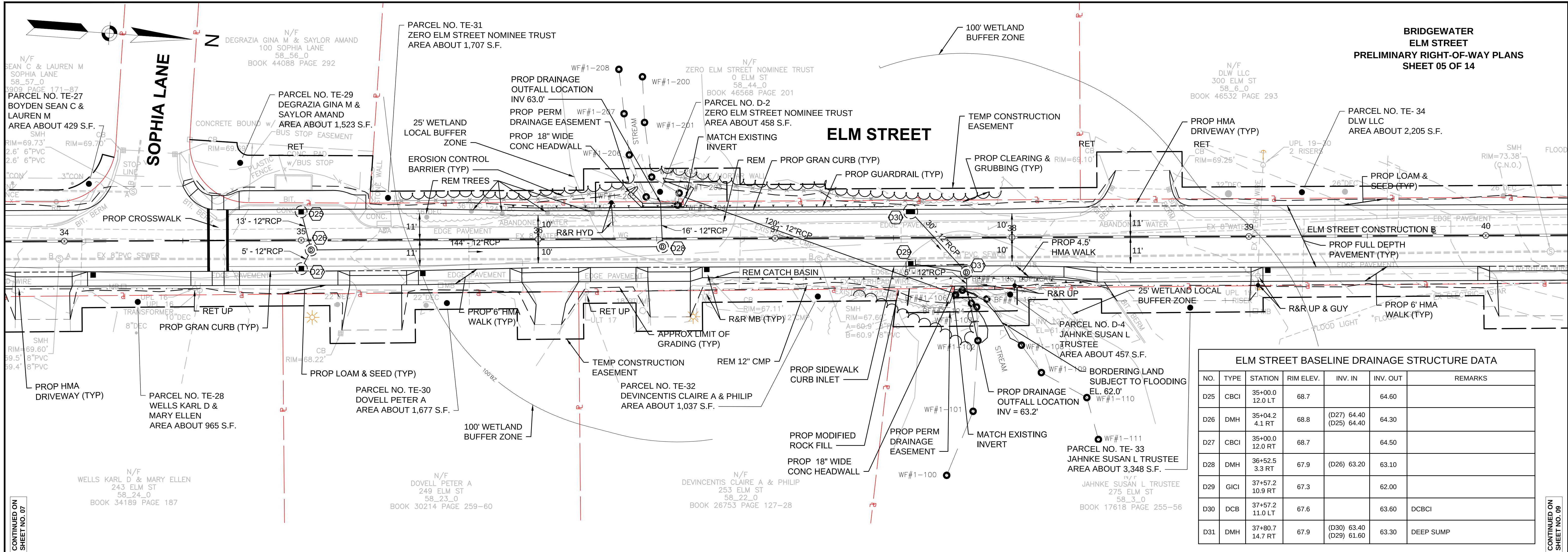
PARCEL NO. TE-14
PEREIRA JOHN & DIANE
AREA: ABOUT 1.75 AC.



BRIDGEWATER
ELM STREET
PRELIMINARY RIGHT-OF-WAY PLANS
SHEET 03 OF 14

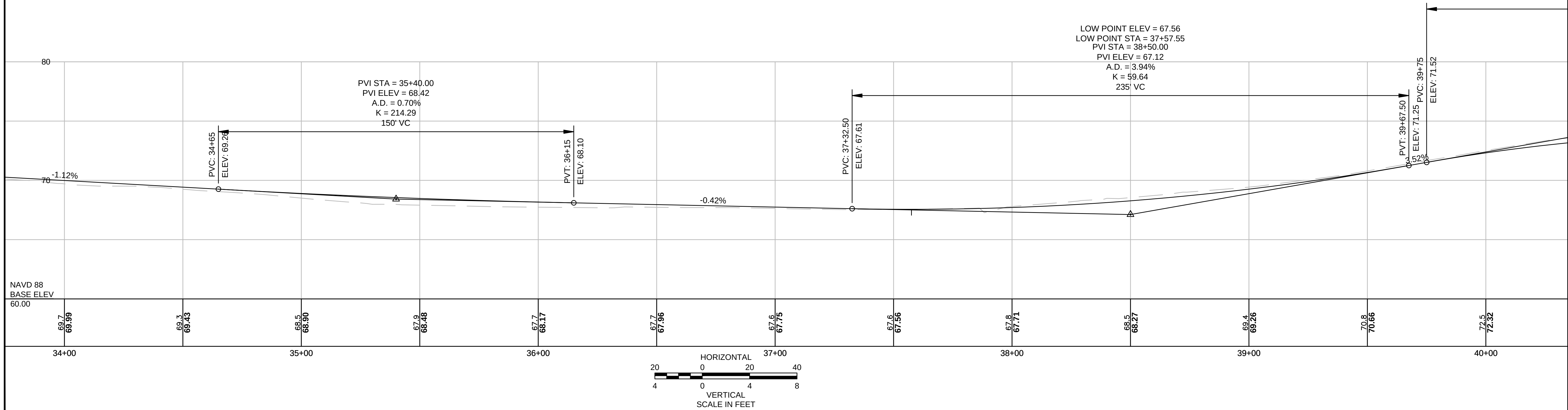
ELM STREET BASELINE DRAINAGE STRUCTURE DATA						
NO.	TYPE	STATION	RIM ELEV.	INV. IN	INV. OUT	REMARKS
D15	FES	25+75.9 211.3 RT		(D16) 60.74		
D16	DMH	25+73.9 5.2 RT	66.0	(D17) 61.70	61.60	
D17	DMH	26+31.4 5.8 RT	65.6	(D19) 62.10 (D18) 62.10 (D20) 62.10	62.00	
D18	DCB	26+37.6 12.0 LT	65.5		62.20	DCBCI
D19	DCB	26+37.6 12.0 RT	65.5		62.20	DCBCI
D20	DMH	27+09.0 5.9 RT	66.1	(D24) 62.70 (D21) 62.70	62.60	
D21	CB	27+16.1 11.8 LT	66.1		62.80	





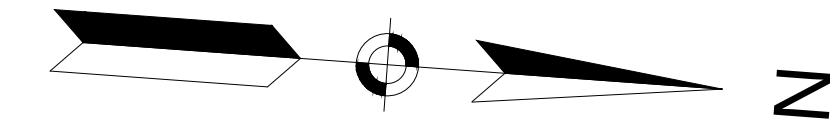
BRIDGEWATER
ELM STREET
PRELIMINARY RIGHT-OF-WAY PLANS
SHEET 05 OF 14

ELM STREET BASELINE DRAINAGE STRUCTURE DATA						
NO.	TYPE	STATION	RIM ELEV.	INV. IN	INV. OUT	REMARKS
D25	CBCI	35+00.0 12.0 LT	68.7		64.60	
D26	DMH	35+04.2 4.1 RT	68.8	(D27) 64.40 (D25) 64.40	64.30	
D27	CBCI	35+00.0 12.0 RT	68.7		64.50	
D28	DMH	36+52.5 3.3 RT	67.9	(D26) 63.20	63.10	
D29	GICI	37+57.2 10.9 RT	67.3		62.00	
D30	DCB	37+57.2 11.0 LT	67.6		63.60	DCBCI
D31	DMH	37+80.7 14.7 RT	67.9	(D30) 63.40 (D29) 61.60	63.30	DEEP SUMP



CONTINUED ON
SHEET NO. 07

CONTINUED ON
SHEET NO. 09



N/F
DLW LLC
300 ELM ST
58_6_0
BOOK 46532 PAGE 293

PARCEL NO. TE- 34
DLW LLC
AREA ABOUT 2,205 S.F.

N/F
BRIDGEWATER TOWN OF
0 ELM ST
58_45_0
BOOK 44390 PAGE 229

PARCEL NO. TE- 36
BRIDGEWATER TOWN OF
AREA ABOUT 500 S.F.

ELM STREET

PARCEL NO. TE- 37
DUBORD CLAUDE JR & MARLENE
AREA ABOUT 896 S.F.

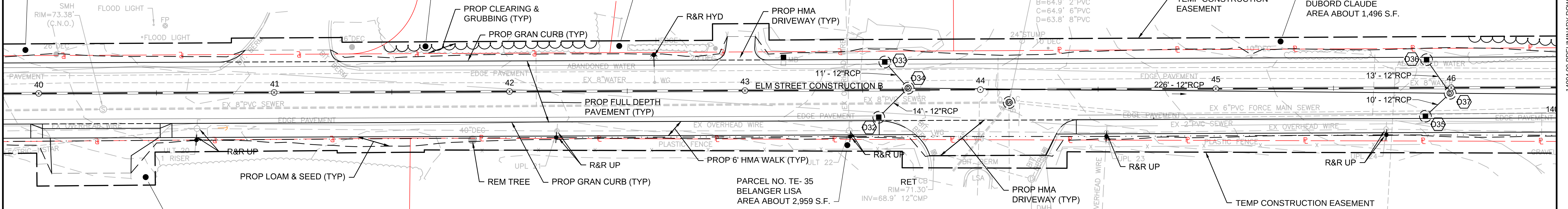
N/F
DUBORD CLAUDE JR & MARLENE
344 ELM ST
58_8_0
BOOK 3177 PAGE 094

N/F
DUBORD CLAUDE
0 ELM ST
58_9_0
BOOK 22383 PAGE 097

BRIDGEWATER ELM STREET PRELIMINARY RIGHT-OF-WAY PLANS SHEET 06 OF 14

58_9_0
BOOK 22383 PAGE 097

PARCEL NO. TE- 38
DUBORD CLAUDE
AREA ABOUT 1,496 S.F.



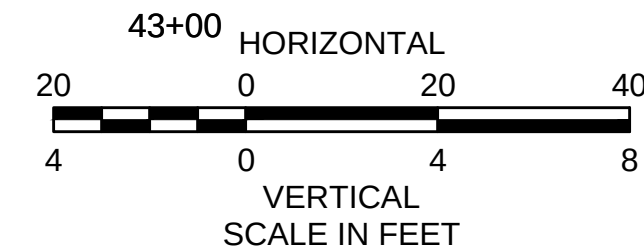
ELM STREET BASELINE DRAINAGE STRUCTURE DATA						
NO.	TYPE	STATION	RIM ELEV.	INV. IN	INV. OUT	REMARKS
D32	CBCI	43+56.8 11.5 RT	71.2		67.70	
D33	CBCI	43+59.4 11.9 LT	71.1		67.70	
D34	DMH	43+69.3 0.8 LT	71.1	(D33) 67.60 (D32) 67.60	67.50	
D35	CBCI	45+89.0 12.0 RT	65.6		62.40	
D36	CBCI	45+99.6 12.0 LT	65.6		62.40	
D37	DMH	45+99.5 2.3 RT	65.6	(D34) 62.30 (D36) 62.30 (D35) 62.30	62.20	

HIGH POINT ELEV = 73.95
HIGH POINT STA = 41+13.52
PVI STA = 40+60.00
PVI ELEV = 74.51
A.D. = -4.32%
K = 39.35
170' VC
334.8' SSD

PVI STA = 43+20.00
PVI ELEV = 72.43
A.D. = -1.84%
K = 59.78
110' VC
641.5' SSD

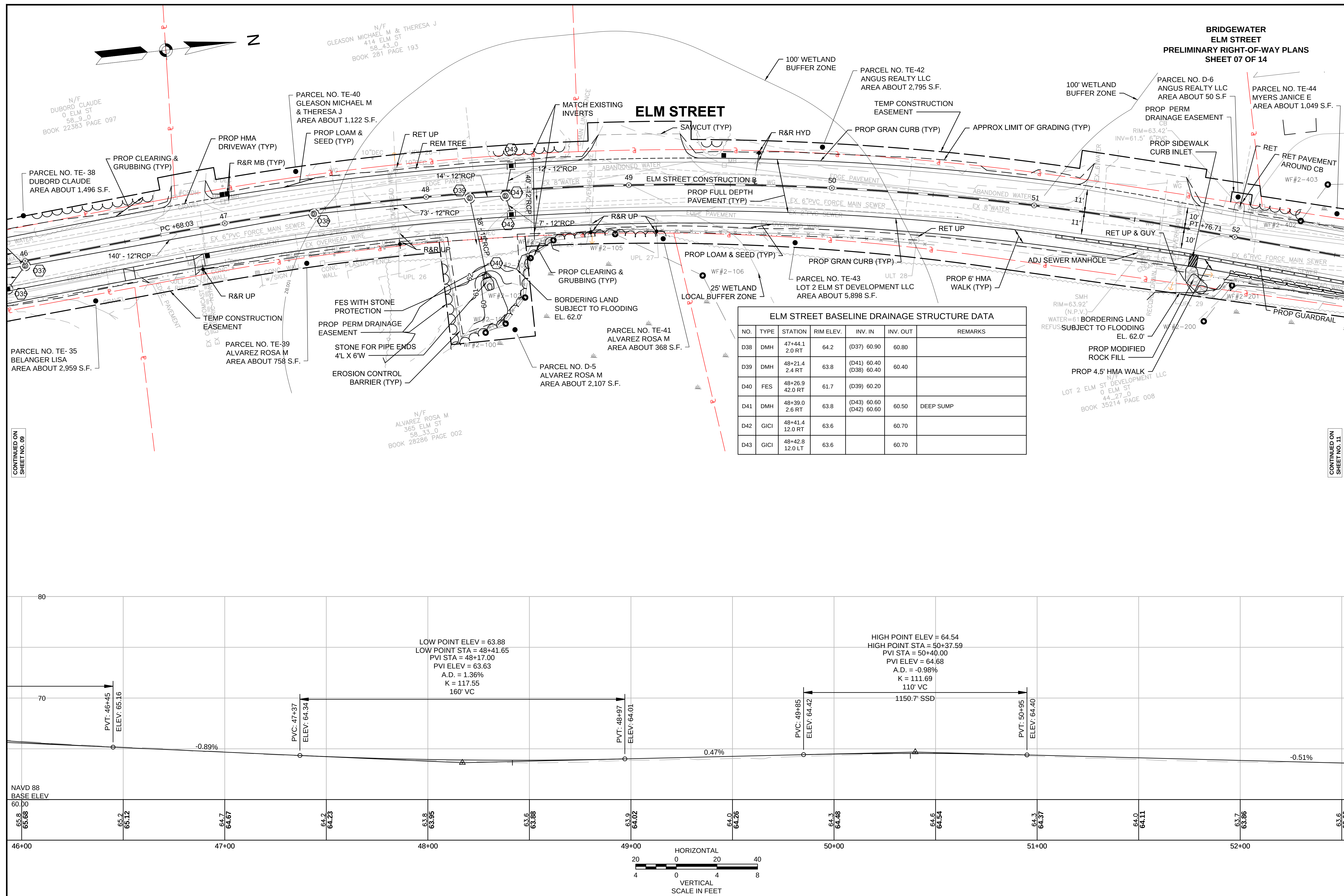
PVI STA = 45+70.00
PVI ELEV = 65.83
A.D. = 1.75%
K = 85.73
150' VC

NAVD 88
BASE ELEV
60.00

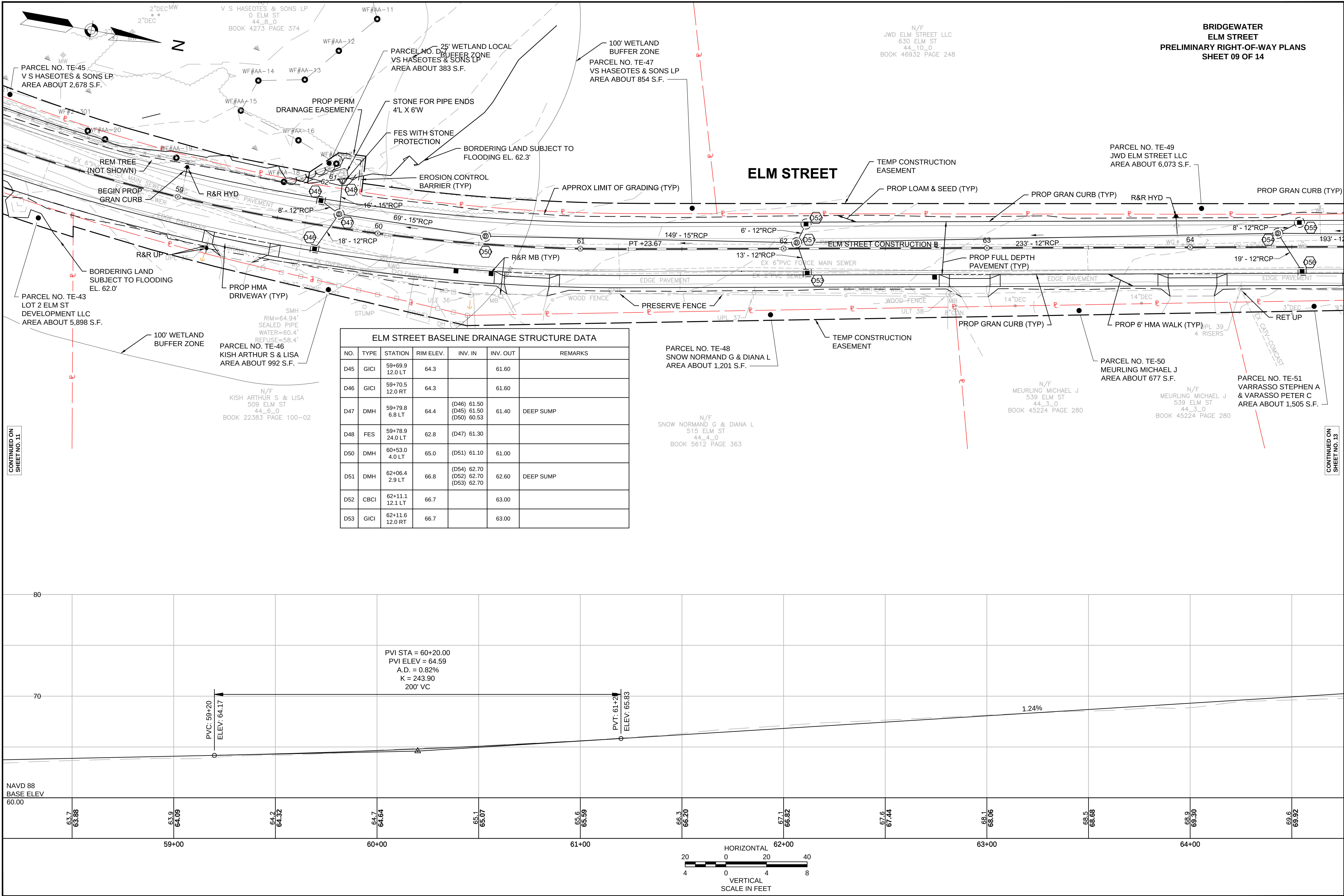


CONTINUED ON
SHEET NO. 08

CONTINUED ON
SHEET NO. 10





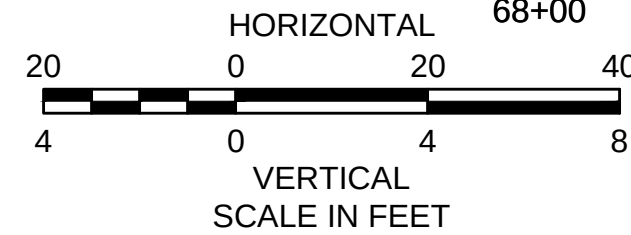


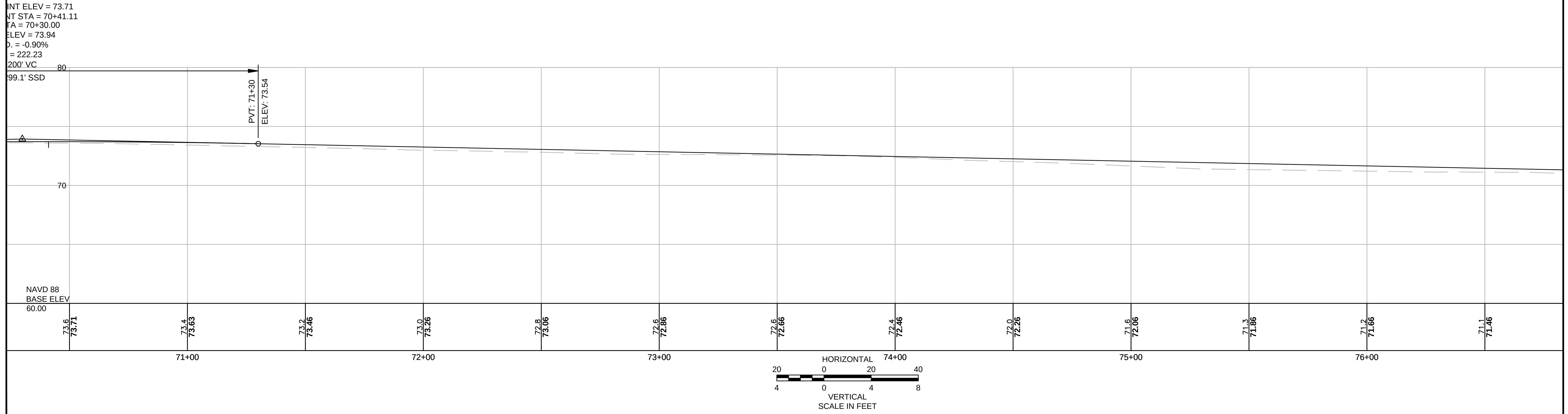
CONTINUED ON
SHEET NO. 11

CONTINUED ON
SHEET NO. 13

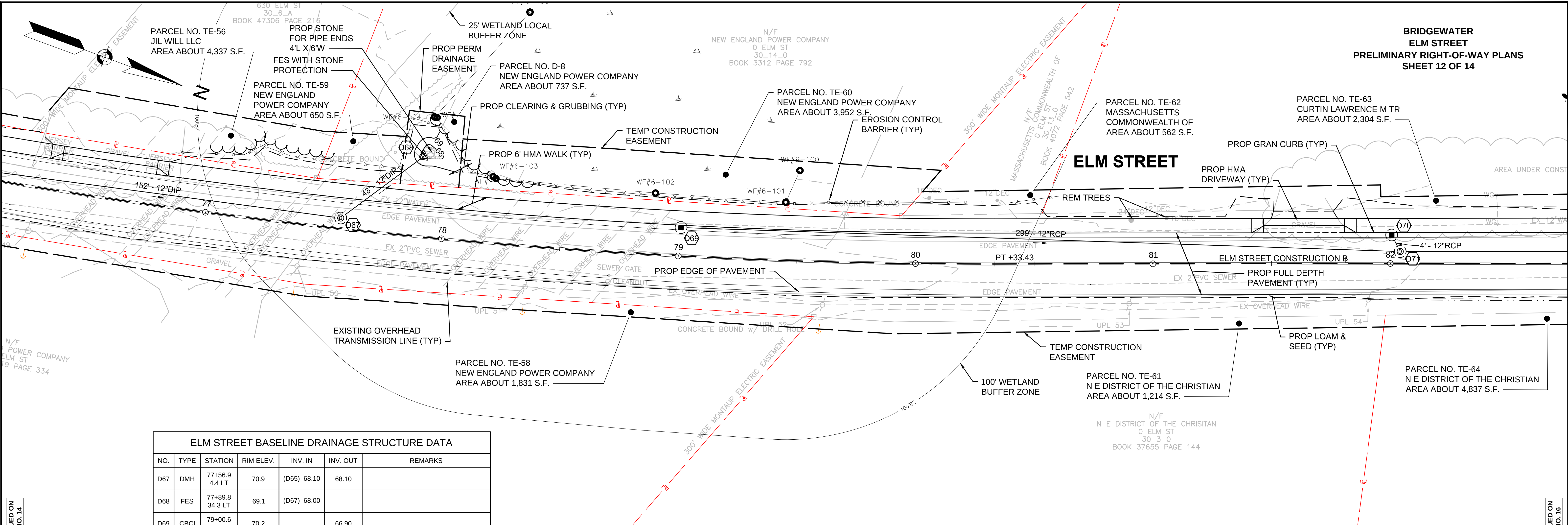


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SHEET NO. 14

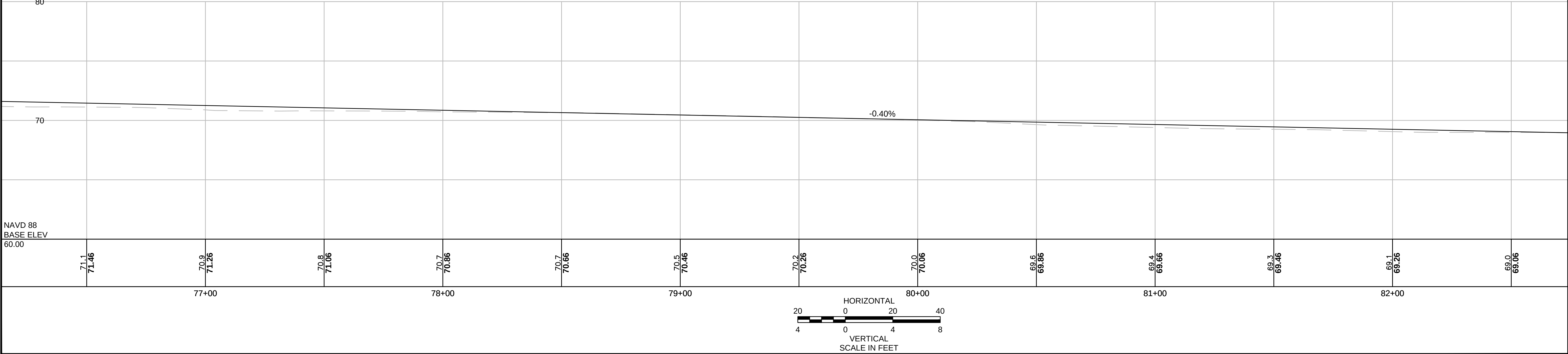




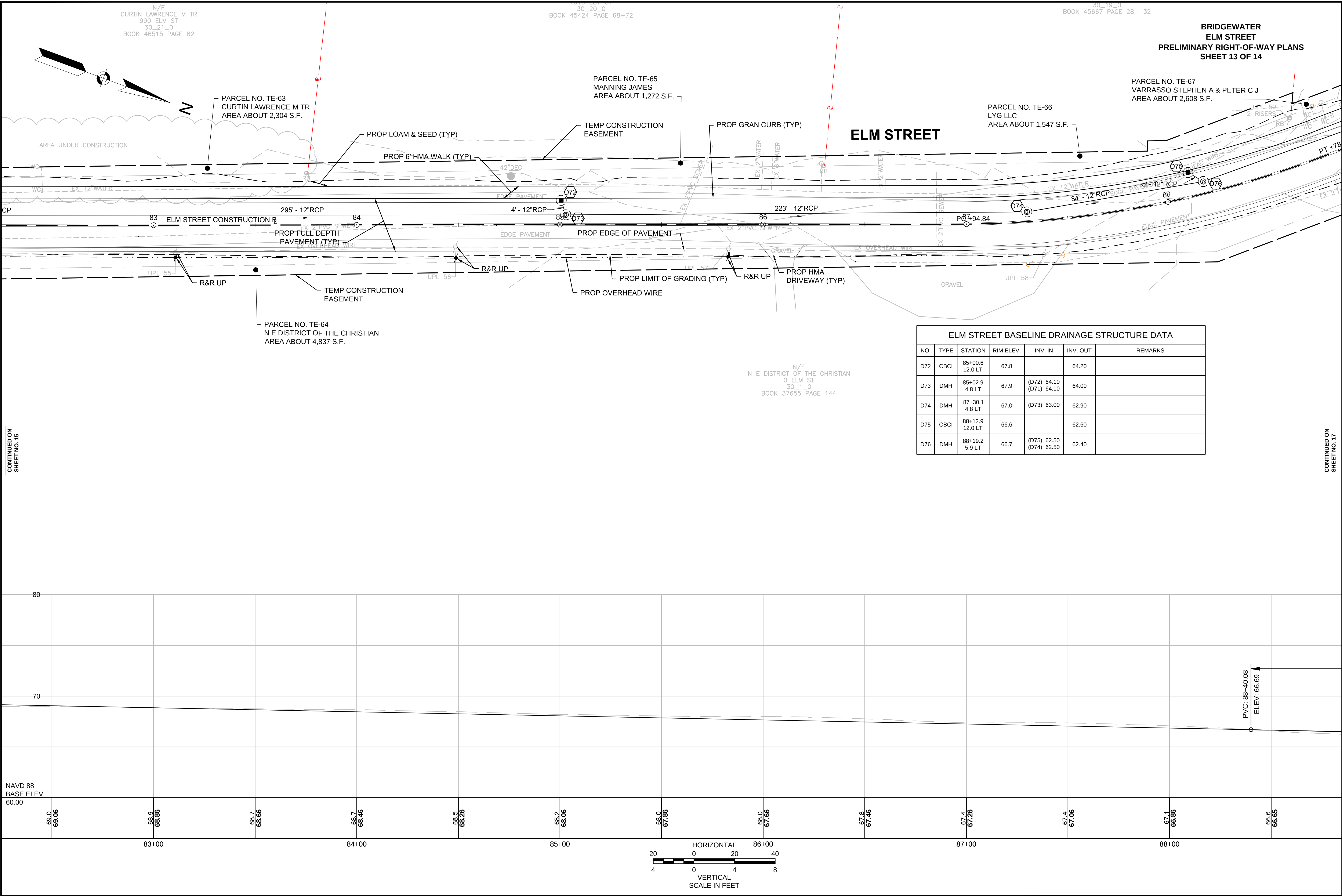
CONTINUED ON
SHEET NO. 14



ELM STREET BASELINE DRAINAGE STRUCTURE DATA						
NO.	TYPE	STATION	RIM ELEV.	INV. IN	INV. OUT	REMARKS
D67	DMH	77+56.9 4.4 LT	70.9	(D65) 68.10	68.10	
D68	FES	77+89.8 34.3 LT	69.1	(D67) 68.00		
D69	CBCI	79+00.6 12.0 LT	70.2		66.90	
D70	CBCI	82+00.6 12.0 LT	69.0		65.60	
D71	DMH	82+04.2 5.0 LT	69.1	(D70) 65.50 (D69) 65.50	65.50	



CONTINUED ON
SHEET NO. 16



Return to:
Jason Rawlins, Esq.
Law Office of Jason Rawlins
555 Bedford Street, Suite 1
Bridgewater, MA 02324

GRANT OF EASEMENTS

_____, having an address of _____ Elm Street, Bridgewater, Massachusetts, with a mailing address of _____, for consideration paid of One Dollar (\$1.00), grants to the **TOWN OF BRIDGEWATER** (“Grantee”), a Massachusetts municipal corporation, having an address of 66 Central Square, Bridgewater, Massachusetts 02324, with **Quitclaim Covenants**, for all purposes for which public ways are used, including, without limitation, constructing, improving, repairing, relocating, realigning and/or reconstructing Elm Street, located in Bridgewater, Plymouth County, Massachusetts, the following interests in land:

1. Permanent easements in, on, over, under and along the parcels of land on Elm Street, Bridgewater, shown as “_____,” “_____,” “_____,” (the “Permanent Easement Premises”) on a plan of land entitled “Bridgewater Elm Street Preliminary Right-of-Way Plans,” plotted on 11-Feb-2019, and recorded with the Plymouth County Registry of Deeds in Plan Book _____, Plan _____ (the “Plan”), for all purposes for which public ways are used in the Town of Bridgewater and for all uses necessary or incidental thereto, including but not limited to, constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading.

2. Temporary construction easements in, on, over, under and along the parcels of land on Elm Street, Bridgewater, shown on the Plan as “_____,” “_____,” “_____,” (the “Temporary Construction Easement Premises”) for the purpose of undertaking the construction, repair and replacement of Elm Street, and for all uses necessary or incidental thereto, including, without limitation, grading land, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing slopes of excavation and/or embankment, clearing, landscaping, loaming and seeding, rip rap, paving, and/or erosion control. Said temporary construction easements shall terminate automatically three (3) years from the date on which this Grant of Easements is recorded with the Plymouth County Registry of Deeds without the necessity of recording any instrument with said Deeds. Nothing in this paragraph shall affect the permanent easements conveyed to Grantee hereunder.

Grantee shall have the right of entry upon and passage over the Permanent Easement Premises and the Temporary Construction Easement Premises (together, the “Easement

Premises”) from time to time by foot and motor vehicles, including heavy equipment, for all uses necessary or incidental thereto. Grantee shall have the right to remove any structures, objects, utilities and/or vegetation (including trees and shrubs) now or hereafter located within the Easement Premises as may be necessary or convenient to exercise the easements granted hereunder. Grantor agrees not to place, or cause to be placed, any temporary or permanent buildings or structures on or upon the Permanent Easement Premises or, during the term of the temporary easements, on or upon the Temporary Construction Easement Premises, that unreasonably affect the rights granted to Grantee hereunder. Nothing herein shall impair Grantor’s ability to place any facilities under the Easement Premises.

Grantee shall restore the Easement Premises to their condition prior to the exercise of the rights granted hereunder as closely as practicable.

All rights and privileges herein granted, including all benefits and burdens, shall run with the land and shall be binding upon and inure to the benefit of the parties hereto and their successors and assigns.

For Grantor’s title, see deeds recorded with the Plymouth County Registry of Deeds in .

Grantee’s acceptance of this Grant of Easements is attached hereto and incorporated herein.

[Signature Page Follows]

WITNESS the execution hereof under seal this __th day of _____, 2019.

Name:

COMMONWEALTH OF MASSACHUSETTS

Hampshire, ss.

On this __th day of _____, 2019, before me, the undersigned Notary Public, personally appeared _____, proved to me through satisfactory evidence of identification, being a MA driver's license, to be the person whose name is signed on the preceding document, and acknowledged to me that he/she/they signed it voluntarily for its stated purpose.

Notary Public
My Commission Expires:

ACCEPTANCE OF GRANT OF EASEMENTS

On this _____ day of _____, 2014, the Town of Bridgewater, acting by through its Town Manager, hereby accepts the foregoing Grant of Easements from the above-mentioned Grantor.

TOWN OF BRIDGEWATER,
By its Town Manager

Michael Dutton

COMMONWEALTH OF MASSACHUSETTS

Plymouth, ss.

On this ____ day of _____, 2019, before me, the undersigned Notary Public, personally appeared Michael Dutton, Town Manager of Bridgewater, MA, as aforesaid, proved to me through satisfactory evidence of identification, which was MA driver's license, to be the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose on behalf of the Town of Bridgewater.

Notary Public
My Commission Expires:



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-064

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-064

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **LYNNE HOUGHTON BLAKELY** owns a parcel of land located at 137 Elm Street, described in a deed to Grantor dated [date of deed in] recorded with the Plymouth County Registry of Deeds in Book 17765, Page 343 (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-1," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 02 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Exhibit B.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-065

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-065

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **ZERO ELM STREET NOMINEE TRUST** owns a parcel of land located at 137 Elm Street, described in a deed to Grantor recorded with the Plymouth County Registry of Deeds in Book 46568, Page 201 (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-2," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 05 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Exhibit B.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-066

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-066

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **SCHWAL REALTY TRUST, Susan L. Jahnke, Trustee**, owns a parcel of land located at 275 Elm Street, described in a deed to Grantor recorded with the Plymouth County Registry of Deeds in Book 17618, Page 255 (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-4," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 05 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Exhibit B.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-067

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-067

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **ROSA M. ALVAREZ**, owns a parcel of land located at 365 Elm Street, described in a deed to Grantor recorded with the Plymouth County Registry of Deeds in Book 28286, Page 22 (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-5," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 07 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Exhibit B.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-068

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-068

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **ANGUS REALTY LLC**, owns a parcel of land located at 434 Elm Street, described in a deed to Grantor recorded with the Plymouth County Registry District Office of the Land Court in Document 569737 (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-6," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 07 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Exhibit B.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-069

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-069

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **VS HASEOTES AND SONS, LP**, owns a parcel of land located at 0 Elm Street, described in a deed to Grantor recorded with the Plymouth County Registry of Deeds in Book 4273, Page 374. (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-7," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 09 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Ex

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-070

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-070

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **NEW ENGLAND POWER COMPANY**, owns a parcel of land located at 0 Elm Street, described in a deed to Grantor recorded with the Plymouth County Registry of Deeds in Book 3312, Page 792. (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-8," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 12 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Exhibit B.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-071

Introduced By:	Town Manager
Date Introduced	June 4, 2019
First Reading:	June 4, 2019
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY19-071

ACCEPT PERMANENT EASEMENT - ELM STREET

WHEREAS, **1050 ELM STREET REALTY TRUST, Stephen A. and Peter C.J. Varrasso Trustees**, owns a parcel of land located at 1050 Elm Street, described in a deed to Grantor recorded with the Plymouth County Registry of Deeds in Book 46931, Page 106. (the "Grantor Property"); and

WHEREAS, the Town has requested from Grantor an easement upon the Grantor Property for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, said easement shown as "Parcel No. D-9," (the "Permanent Easement Premises") on a plan of land entitled "Bridgewater Elm Street Preliminary Right-of-Way Plans, Sheet 14 of 14" plotted on 11-Feb-2019, prepared by VHB, Inc., attached hereto as Exhibit A, and incorporated herein (the "Plan"); and

WHEREAS, the Grantor is willing to grant the Town a temporary and perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading, as shown on the Plan, in the form of a Grant of Easement, attached hereto as Exhibit B, and incorporated herein; and

WHEREAS, the Town is willing to construct, operate, improve, maintain, repair, replace, relocate, realign and/or reconstruct Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading upon the Grantor Property, at the Town's sole cost and expense; and

WHEREAS, the Town Manager, under the Home Rule charter of the Town known as the Town of Bridgewater, is charged with the responsibility for developing and maintain a full and complete inventory of all town-owned real and personal property;

NOW THEREFORE BE IT ORDERED: That, the Town Council of the Town of Bridgewater does hereby vote to accept a perpetual easement, in gross upon the Grantor Property, for the purpose of constructing, operating, improving, maintaining, repairing, replacing, relocating, realigning and/or reconstructing Elm Street, including, but not limited to, drainage facilities, slopes of excavation and/or embankments, clearing and grading at its sole cost and expense.

NOT FOR ACTION – FIRST READING ONLY.

AND FURTHER, the Town Council hereby authorizes the Town Manager to accept and/or acquire a Grant of Easement, in the form attached hereto as Exhibit B.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•



Bridgewater Town Council

In Town Council, Tuesday, June 4, 2019

Council Order: O-FY19-072

Introduced By: Town Manager
Date Introduced: June 4, 2019
First Reading: June 4, 2019
Second Reading:
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY19-072

TRANSFER ORDER - ELM STREET LAND TAKING

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
HWY Department-Salaries	510000	Full Time Salaries	\$ 11,000.00
Total:			\$ 11,000.00
Use of Funds	Account No.	GL Account Description	Amount
Land Taking	580010	Land-Taking	\$ 11,000.00
Total			\$ 11,000.00

Explanation: This transfer pays for the "friendly" taking of land from National Grid in order to enlarge and complete the intersection at Elm and Pleasant Streets.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•