



BRIDGEWATER TOWN COUNCIL

Tuesday, November 8, 2011

7:30 PM

Memorial Building, 25 South Street

AGENDA

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

- a) September 20, 2011
- b) October 18, 2011
- c) October 21, 2011

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS - None

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

- a) Library Trustee – Brandy Thornhill
- b) Golf Commission – Peter Nash

F. HEARINGS

7:50 p.m. – Order #2011-044: Discontinuance of Old Halifax Road (High Street)

The public benefit requires the discontinuance or abandonment of that portion of Old Halifax Road, on the northerly side of said Old Halifax Road, situated northerly from what is now known as High Street.

*** The Community and Economic Development Committee unanimously approves this item: 3-0 (meeting held 9/28/2011).*

7:55 p.m. – Supplemental Appropriations:

- a) Appropriation Transfer #2011-042: Police Chief Contract
 - Transfer of \$8,863.39 to the Police budget account #001-210-01-0101-511100 (Department Head) from the Law budget account #001-151-01-0102-530020 (Attorney Fees)

*** The Finance Committee approves and supports this item: 8-1 (meeting held 10/12/2011). The Budget & Finance Committee unanimously approved this item, as amended, with transfer amount of \$10,284.76: 2-0 (meeting held 11/3/2011).*

FY12 CAPITAL PROGRAM

- b) Appropriation Order #2011-050: Bridgewater Middle School Intercom System Upgrade
 - Transfer of \$75,000.00 to new account - Upgrade Communication Systems(from borrowing) account #001-194-15-1020-585010 from the budget account #204-123-00-2051-596100 (Transfer to General Fund)

*** The Finance Committee deferred action on this item pending their request for more information*

from the Bridgewater-Raynham Regional School Committee. The Budget & Finance Committee deferred action pending Finance Committee dispositions (meeting held 11/3/2011).

c) Appropriation Order #2011-051: Bridgewater Middle School Telephone System Upgrade

-- Transfer of \$25,000.00 to new account - Upgrade Communication Systems (from Capital/ Prison Mitigation) account #001-194-15-1020-585010 from the budget account #204-123-00-2051-596100 (Transfer to General Fund)

*** The Finance Committee deferred action on this item pending their request for more information from the Bridgewater-Raynham Regional School Committee. The Budget & Finance Committee deferred action pending Finance Committee dispositions (meeting held 11/3/2011).*

d) Appropriation Order #2011-052: Town Telephone System Upgrade

-- Transfer of \$19,985.76 to the new account – Lease/Purchase Equipment (from Capital/ Prison Mitigation) account #001-194-15-1020-585000 from the budget account #204-123-00-2051-596100 (Transfer to General Fund)

*** The Finance Committee approves and supports this item: 8-0 (meeting held 10/26/2011). The Budget & Finance Committee unanimously approved this item: 2-0 (meeting held 11/3/2011).*

e) Appropriation Order #2011-053: Permitting Software

-- Transfer of \$25,000.00 to the new account – Lease/Purchase Software (from Capital/ Prison Mitigation) account #001-194-15-1020-585013 from the budget account #204-123-00-2051-596100 (Transfer to General Fund)

*** The Finance Committee approves and supports this item: 8-0 (meeting held 10/26/2011). The Budget & Finance Committee unanimously approved this item, as amended, with transfer amount of \$21,984.34: 2-0 (meeting held 11/3/2011).*

f) Appropriation Order #2011-056: Fire Apparatus

-- Transfer of \$800,000.00 to new account - Lease/Purchase Fire Truck/Ambulance (from borrowing) account #001-194-15-1020-586000 from the budget account #204-123-00-2051-596100 (Transfer to General Fund)

*** The Finance Committee approves and supports this item: 8-0 (meeting held 10/12/2011). The Budget & Finance Committee unanimously approved this item: 2-0 (meeting held 11/3/2011).*

G. LICENSE TRANSACTIONS

a) New Common Victualler's License : Pelton Family Corporation dba Tedeschi's, 169 Spring Street

b) Modification of Business Hours: Lisa Lundin dba Just Desserts, 1 Main Street

c) Modification of Business Hours for Alcohol Licensee: Ronald J. Emma dba Emma's Pub & Pizza Downtown, 128 Broad Street

d) Change of Situation: LaBelle Chevrolet dba LaBelle Sales & Service, 292 Bedford Street

H. PRESENTATIONS

a) Mayflower Municipal Health Group - Health Insurance Reform Legislation

b) Enterprise Fund Indirect Cost Study

I. TOWN MANAGER'S REPORT

J. DISCUSSIONS

- a) Disposition of Valuable Artwork
- b) Set Date for Continuation of Recall Investigation

K. SUBCOMMITTEE REPORTS

L. LEGISLATION FOR ACTION

- a) Ordinance #2011-007: Veterans Exemption
** The Finance Committee approves and supports the this item: 7-0-1 (meeting held 10/12/2011).
The Budget & Finance Committee will consider this item at their meeting on 11/3/2011.*
- b) Ordinance #2011-011: Establishment of an Audit Committee
**This item has the unanimous approval of the Rules & Procedures Committee: 3-0 (meeting held 10/14/2011)*

M. OLD BUSINESS

- a) Order #2011-049: Establishment of a Bridgewater-Raynham Regional School District Stabilization Fund
** The Finance Committee approves and supports the this item: 8-0 (meeting held 10/26/2011).
The Budget & Finance Committee will consider this item at their meeting on 11/3/2011.*

N. NEW BUSINESS

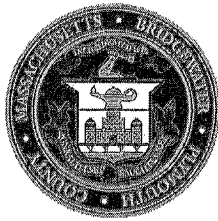
- a) Order #2011-066: Energy Reduction Plan - *Councilor Colombotos*
- b) Resolution #2011-007: Massachusetts Beverage Container Deposit Law -
Councilor Riordan

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION – None

R. ADJOURNMENT



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-044

Introduced By:	Councillor William Wood
Date Introduced/First Reading:	September 6, 2011
Second Reading:	October 4, 2011
Third Reading:	November 8, 2011
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Order #2011-044

Discontinuance of Old Halifax Road (High Street)

ORDERED:

That the portion of Old Halifax Road, on the northerly side of said Old Halifax Road, situated northerly from what is now known as High Street, be and the same is hereby discontinued or abandoned, a more particular description of the portion to be discontinued or abandoned as follows:

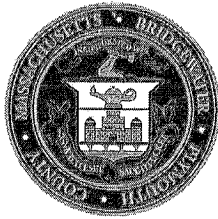
Being 3950 sq. ft of Parcel 16 to be discontinued as shown on a Plan of Land recorded at Plymouth County Registry of Deeds at Plan Book O, Page 43, a copy of which is attached.

Explanation:

Whereas, the public benefit requires the discontinuance or abandonment of that portion of Old Halifax Road, on the northerly side of said Old Halifax Road, situated northerly from what is now known as High Street.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
- Measure referred to Community and Economic Development Committee 9/6/11 by Unanimous Consent - This measure has been advertised	Unanimous vote to recommend passage 9/28/11.



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-042

Introduced By: Town Manager Clarkson

Date Introduced/First Reading: October 4, 2011

Second Reading: November 8, 2011

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Order #2011-042

POLICE CHIEF CONTRACT FUNDING

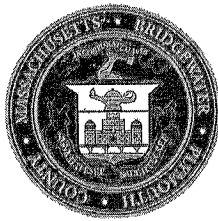
ORDERED, pursuant to Section 6-4(d) of the Bridgewater Home Rule Charter, that the Town Council vote to appropriate and transfer the sum of \$8,863.39 to the Police budget account #001-210-01-0101-511100 (Department Head) from the Law budget account #001-151-01-0102-530020 (Attorney Fees) or take any other action relative thereto.

Explanation:

The Town Manager and the Chief of Police have successfully negotiated a contract to cover the fiscal years FY11-FY14. The FY12 Police budget did not include an appropriation to account for the retroactive pay that the Town is obligated to pay the Chief since his official appointment to the position last fall

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget Committee 10/4/11 • Referred to Finance Committee 10/4/11 • This measure has been advertised.	• 11/3/11 Vote unanimously adopt funding. • Approved and Supported (8-1) 10/12/11



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-050

Introduced By: Town Manager *at the request of Bridgewater Raynham School District*
Date Introduced/First Reading: October 4, 2011
Second Reading: November 8, 2011
Amendments Adopted:
Date Adopted:
Date Effective:

Proposed Order #2011-050

APPROPRIATION TRANSFER – MIDDLE SCHOOL INTERCOM SYSTEM UPGRADE

ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate the sum of \$75,000.00 from account #201-123-00-2051-596100 to account #001-194-15-1020-585010 (Upgrade Communication System from borrowing) to fund an upgrade to the intercom system at the Bridgewater Middle School or to take any action relative thereto.

Explanation:

- School system is in need of an upgrade to the school intercom system.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget Committee 10/4/11 • Referred to Finance Committee 10/4/11	• Deferred pending additional information 10/12/11. Deferred pending additional information from School Committee (10/26/11).
• This measure has been advertised as a Public Hearing.	



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-051

Introduced By: Town Manager *at the request of Bridgewater Raynham School District*
Date Introduced/First Reading: October 4, 2011
Second Reading: October 8, 2011
Amendments Adopted:
Date Adopted:
Date Effective:

Proposed Order #2011-051

APPROPRIATION TRANSFER – MIDDLE SCHOOL TELEPHONE SYSTEM UPGRADE

ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate the sum of \$25,000.00 from account #204-123-00-2051-596100 to account #001-194-16-1020-585010 (Upgrade Communication System from Capital/Prison Mitigation) to fund an upgrade to the telephone system at the Bridgewater Middle School or to take any action relative thereto.

Explanation:

- School system is in need of an upgrade to the school telephone system.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget Committee 10/4/11 • Referred to Finance Committee 10/4/11 • This measure has been advertised for a Public Hearing.	• Deferred pending additional information 10/12/11. Deferred pending additional information from School Committee 10/26/11.



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-052

Introduced By: Town Manager
Date Introduced/First Reading: October 4, 2011
Second Reading: November 8, 2011
Amendments Adopted:
Date Adopted:
Date Effective:

Proposed Order #2011-052

CAPITAL PROJECTS APPROPRIATION – TOWN TELEPHONE SYSTEM

ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate \$19,985.76 from account #204-123-00-2051-596100 to account #001-194-13-1020-585000 (Lease/Purchase Equipment from Capital/Prison Mitigation) to make the required vendor payment or to take any action relative thereto.

Explanation:

- This is the second of three required lease payments in the Lease to Own plan for the Town's Telephone System.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget Committee 10/4/11 • Referred to Finance Committee 10/4/11 • This measure has been advertised as a Public Hearing.	• 11/3/11 unanimous vote recommend approval • Deferred pending additional information 10/12/11. Vote approve/support (8-0) 10/26/11



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-053

Introduced By: Town Manager
Date Introduced/First Reading: October 4, 2011
Second Reading: November 8, 2011
Amendments Adopted:
Date Adopted:
Date Effective:

Proposed Order #2011-053

CAPITAL PROJECTS APPROPRIATION – PERMITTING SOFTWARE

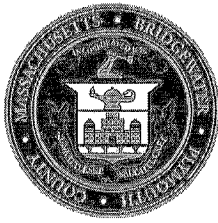
ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate \$25,000.00 from account #204-123-00-2051-596100 to account #001-194-14-1020-585013 (Lease/Purchase Software from Capital/Prison Mitigation) to purchase Building Permitting Software or to take any action relative thereto.

Explanation:

- As presented and discussed during August 2, 2011 Town Council Meeting.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget Committee 10/4/11 • Referred to Finance Committee 10/4/11 • This measure has been advertised as a Public Hearing.	• 11/3/11 unanimous vote recommend approval • Deferred pending additional information 10/12/11. Voted approve/support 10/26/11.



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-056

Introduced By: Town Manager
Date Introduced/First Reading: September 20, 2011
Second Reading: November 8, 2011
Amendments Adopted:
Date Adopted:
Date Effective:

Proposed Order #2011-056

CAPITAL PROJECTS APPROPRIATION – FIRE APPARATUS

ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote that the sum of \$800,000.00 be appropriated to new account #001-194-17-1020-586000 Lease/Purchase Fire Truck/Ambulance for the purpose of purchasing new fire apparatus and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$800,000.00 and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

Explanation:

- This is to purchase new fire truck and ambulance from the borrowing proceeds, principal and interest to be paid from ambulance receipts.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget Committee 10/4/11 • Referred to Finance Committee 10/4/11 • This measure has been advertised as a Public Hearing.	• 11/3/11 unanimous vote recommend approval • Deferred pending additional information 10/12/11. Voted approve/support (8-0) 10/26/11.



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Petition: 2011-027

Introduced By: Council President
Date Introduced/Public Hearing: November 8, 2011
Date Adopted:
Date Effective:

Relative to:

THE GRANTING OF A COMMON VICTUALLER LICENSE

WHEREAS, Pelton Family Corporation dba Tedeschi's #374 has submitted all applicable documentation as required for a license to operate a food establishment at 169 Spring Street, Bridgewater, Massachusetts; and

WHEREAS Pelton Family Corporation proposes to operate the business during the following hours:

Sunday - Saturday	6:00 a.m. – 11:00 p.m.
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and;

WHEREAS, Pelton Family Corporation 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 Pelton Family Corporation doing business as Tedeschi's #374 be granted a license to operate a food establishment within the Town of Bridgewater.

YEAS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons

NAYS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Petition: 2011-028

Introduced By: Council President
Date Introduced/Public Hearing: November 8, 2011
Amendments Adopted:
Date Adopted:
Date Effective:

Relative to:

CHANGING OF HOURS OF BUSINESS OPERATIONS

WHEREAS, Lisa Lundin dba Just Desserts, 1 Main Street has petitioned to modify her operating hours and open the business on Monday from 10:00 a.m. - 5:00 p.m.; and

WHEREAS, Lisa Lundin dba Just Desserts has complied with the policies and requirements of the Town of Bridgewater; and

WHEREAS, the Bridgewater Town Council, acting as the Legislative body of the Town has such licensing authority and with approval Police Department and Fire Department who has oversight authority, it appears that the public good so requires such license be granted;

The Town Council of the Town of Bridgewater, Massachusetts in Town Council assembled approve the petition of Lisa Lundin dba Just Desserts to modify her Monday hours of operation as requested.

YEAS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons

NAYS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Petition: 2011-029

Introduced By: Councillor President

Date Introduced/Public Hearing: November 8, 2011

Amendments Adopted:

Date Adopted:

Date Effective:

Relative to:

CHANGING OF HOURS OF BUSINESS OPERATIONS for an ALCOHOL LICENSEE

WHEREAS, Ronald John Emma dba Emma's Pub & Pizza Downtown, has petitioned to extend the hours of operation on Sunday; and

WHEREAS, the establishment located at 128 Broad Street will open and provide alcohol service two hours earlier at 10:00 a.m.; and

WHEREAS, approval of such request is permitted by Massachusetts General Law – Chapter 138, section 33 and section 33B (*as amended*); and

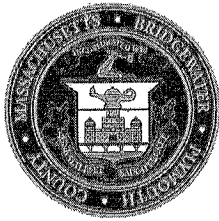
WHEREAS, Ronald John Emma dba Emma's Pub & Pizza Downtown has complied with the policies and requirements of the Town of Bridgewater; and

WHEREAS, the Bridgewater Town Council, acting as the Legislative body of the Town has such licensing authority and with approval Police Department and Fire Department who has 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 138, section 33 and section 33B (*as amended*) of the Massachusetts General Law (MGL), in Town Council assembled approve the petition of Ronald John Emma dba Emma's Pub & Pizza Downtown to extend his establishment's Sunday hours as requested.

YEAS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons

NAYS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Petition: 2011-030

Introduced By: Council President

Date Introduced/Public Hearing: November 8, 2011

Date Adopted:

Date Effective:

Relative to:

THE GRANTING OF A CHANGE FOR A CLASS I AUTO DEALERS LICENSE

WHEREAS, LaBelle Chevrolet, LLC has submitted applicable documentation as required for a license change for the auto dealer establishment in Bridgewater, Massachusetts; and

WHEREAS, Stephen LaBelle will continue to serve as the establishment's manager of record; and

WHEREAS, LaBelle Chevrolet, LLC wishes to amended his address from 300 Bedford Street to 292 Bedford Street and operate the business during the following hours:

Monday - Saturday	9:00 a.m. - 8:00 p.m.
Sunday	12:00 p.m. - 5:00 p.m.

WHEREAS, LaBelle Chevrolet, LLC wishes to change its company name to LaBelle Chevrolet doing business as LaBelle Sales & Service. Under a new dealer agreement the company will sell & service new Honda, Dodge and Chrysler wheelchair vans.

WHEREAS, LaBelle Chevrolet, LLC has complied with the requirements of the Town of Bridgewater and applicable state laws inclusive of the zoning requirements, Building and Fire Codes governing the operation of such licenses; and

WHEREAS, Stephen LaBelle appeared before the Planning Board on this matter; and

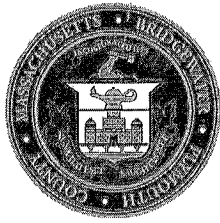
WHEREAS, LaBelle Chevrolet, LLC will operate with the following stipulations that: (1) The business office is housed in one 480 sq. ft. temporary office trailer on 2.7 acres (*Per the agreement with the Planning Board, this structure is permitted for a period of one year only and Mr. Labelle will go through site plan approval for the construction of the permanent building*). Total premises: 7.7 acres. (2) Number of vehicles for display: 60 (3) Parking: 4 spaces for customer parking (*includes 1 handicap accessible space*); 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 with consensus from the Fire and Police 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 58 specifically; and also sections 57 and 59 generally, of the Massachusetts General Law (M.G.L.), in Town Council assembled approve the petition of LaBelle Chevrolet, LLC, doing business as LaBelle Sales & Service, be granted a change of situation of its license to operate as a Class I - New Car Dealer within the Town of Bridgewater.

YEAS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons

NAYS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-066

Introduced By: Councilor Peter Colombotos

Date Introduced/First Reading: November 8, 2011

Second Reading:

Amendments Adopted:

Date Adopted:

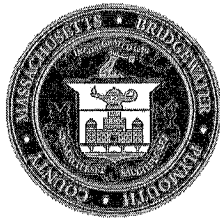
Date Effective:

Proposed Order #2011-066

ENERGY REDUCTION PLAN

ORDERED, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to adopt the Bridgewater Energy Reduction Plan prepared by the Bridgewater Energy Committee in compliance with Criterion 3 of the Massachusetts Green Communities Designation and Grant Program to establish an energy use baseline and develop a plan to reduce energy use by twenty percent (20%) within five (5) years.

Explanation:



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Ordinance: 2011-007

Introduced By:	Town Manager – At the request of the Assessor's Office
Date Introduced/Public Hearing:	August 2, 2011
Second Reading:	November 8, 2011
Third Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Ordinance #2011-007

PROPERTY TAX EXEMPTION FOR VETERANS ORGANIZATIONS

ORDERED that, pursuant to G.L. c. 4, § 4, the Town Council of the Town of Bridgewater, Massachusetts in Town Council assembled vote to accept a new local option clause, G.L. c. 59, § 5, Fifth C. a property tax exemption for Veterans Organizations :

Fifth C, The real and personal estate belonging to or held in trust for the benefit of incorporated organizations of veterans of any war in which the United States has been engaged, to the extent of \$1,500,000, if used and occupied by such association, and if the net income from the property is used for charitable purposes, but the estate shall not be exempt for any year in which the association, or the trustees holding for the benefit of the association, willfully fails to file with the assessors the list and statement required by section 29. This clause shall take effect upon its acceptance by any city or town. In a city or town which accepts this clause, clauses Fifth, Fifth A and Fifth B shall not be applicable.

Explanation: Adds a new local option clause, G.L. c. 59, § 5, Clause 5C, that if accepted, provides a property tax exemption of \$1,500,000 worth of real and personal property owned by or held in trust for veterans organizations. Unlike charitable organizations exempt under G.L. c. 59, § 5, Clause 3, veterans organizations are not fully exempt from local taxes on real and personal property owned by or held in trust for them and used for their organization's charitable purposes. The exemption is limited to a certain amount of the fair cash value of the organization's property. The basic exemption is for \$200,000 worth of property (G.L. c. 59, § 5, Clause 5). A community can give a higher exemption benefit by accepting local option Clauses 5A (\$400,000 exemption) or Clause 5B (\$700,000). The new local option Clause 5C allows communities to provide relief to organizations that are now receiving tax bills because the valuation of their property has increased beyond the exemption amount currently allowed under the other local option clauses. Currently, the exemption in the Town of Bridgewater is \$700,000.

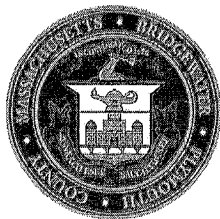
ROLL CALL VOTE – PASSAGE REQUIRES MAJORITY VOTE OF FULL COUNCIL (5)

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
- Referred to Budget Committee 8/2/11 - Referred to Finance Committee 8/2/11 - This measure has been advertised.	- Vote 2-0 recommend - Vote approve (7-0) 1 recusal.

YEAS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons

NAYS Colombotos Riordan Demos Colon Berolini Pitta Wood Callahan Fitzgibbons



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Ordinance: 2011-011

Introduced By: Councilor Michael Demos

Date Introduced/Public Hearing: October 4, 2011

Second Reading: November 8, 2011

Third Reading:

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Ordinance #2011-011

ANNUAL INDEPENDENT AUDIT

ORDERED that the Town Council of the Town of Bridgewater, Massachusetts in Town Council assembled, vote to establish an audit committee.

Whereas, the Bridgewater Home Rule Charter, Section 6-8 states, "The Town Council shall designate no fewer than 3 of its members to serve as an audit committee."

Be It Ordained by the Town Council of the City known as the Town of Bridgewater that:

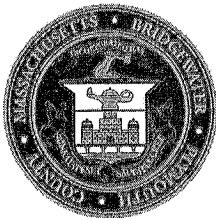
The three (3) council members serving on the Town Council Budget and Finance Committee shall also be designated to serve as the audit committee.

Explanation: This measure meets the charter requirement for the council to designate an audit committee to "lead the process of selecting an independent auditor; direct the work of the independent auditor as to the scope of the annual audit and any matters of concern with respect to internal controls; and receive the report of the internal auditor and present that report to the town council with any recommendations from the committee."

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Rules and Procedures Committee 10/4/11 • This measure has been advertised	• Voted 3-0 to return to Council as is.

ROLL CALL VOTE – PASSAGE REQUIRES MAJORITY VOTE OF FULL COUNCIL (5)



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Order: 2011-049

Introduced By: Town Manager *at the request of Bridgewater-Raynham School Committee*
Date Introduced/First Reading: October 4, 2011
Second Reading: October 18, 2011
Third Reading: November 8, 2011
Amendments Adopted:
Date Adopted:
Date Effective:

Proposed Order #2011-049

CREATION OF STABILIZATION FUND: BRIDGEWATER- RAYNHAM SCHOOL DISTRICT

ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to approve the establishment of a Stabilization Fund under M.G.L. Chapter 71 Section 16G.5 beginning July 1, 2011 or take any other action relative thereto.

Explanation:

Section 16G1/2. A regional school district may, upon a majority vote of all the members of the regional district school committee and, with the approval of a majority of the local appropriating authorities of the member municipalities, establish a stabilization fund and may, in any year, include in its annual budget for deposit in the stabilization fund an amount not exceeding five per cent of the aggregate amount apportioned to the member municipalities for the preceding fiscal year or such larger amount as may be approved by the director of accounts. The aggregate amount in the fund at any time shall not exceed five per cent of the combined equalized valuations of the member municipalities.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget Committee 10/4/11 • Referred to Finance Committee 10/4/11 • No advertising required.	• No Quorum for meeting. 11/3/11 Unanimous vote to recommend approval pending amendments from School Committee • Deferred pending additional information 10/12/11. Voted favorably recommend 10/26/11



Bridgewater Town Council

In Town Council, Tuesday, November 8, 2011

Council Resolution: #2011-007

Introduced By: Councilor Peter Riordan

Date Introduced: November 8, 2011

Second Reading:

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Resolution #2011-007

A RESOLUTION ON MASSACHUSETTS BEVERAGE CONTAINER DEPOSIT LAW

WHEREAS: The Massachusetts Bottle bill, enacted in 1982, has allowed Bridgewater residents to enjoy a cleaner environment by creating an incentive for users of certain beverage containers to recycle those used containers; and,

WHEREAS: States with deposit laws have higher residential recycling rates of beverage containers than those of non-deposit states, and;

WHEREAS: Litter decrease in states with Bottle Bills averages 70-85%, and,

WHEREAS: Through the Massachusetts Bottle Bill, we recycle nearly 80% of containers of deposit containers, but only 22% on non-deposit containers, and

WHEREAS: The Governor of the Commonwealth, and members of the Massachusetts Senate and House of Representatives have recognized that the original bottle bill does not take into account those beverages such as bottled water, sports drinks and teas.

WHEREAS: The addition of bottled water sports drinks, and teas to the Bottle Bill will decrease the total volume of municipal solid waste that is needed to be collected, thus saving disposal fees and landfill space.

NOW THEREFORE BE IT RESOLVED: That the Town Council of the City known as the Town of Bridgewater commemorates the 30th anniversary of the implementation of the Massachusetts Bottle Bill.

FURTHERMORE: Be it Resolved that the Town of Bridgewater be placed on record as being in support of the Massachusetts Beverage Container Deposit Law and encourages it's strengthening through expanding the list as recommended by the Governor in his proposed budget and currently being considered by the House and Senate Joint committee on Telecommunications, Utilities and Energy.

FURTHERMORE: Be It Resolved that the Town of Bridgewater goes on record in supporting programs that encourage residents and visitors to return or recycle all beverage containers and other recyclable materials to fully utilize the currently available recycling programs.

BE IT FUTHTER RESOLVED: That the Town request that our state representatives, state senators and our Governor to support and vote in favor of updating the Massachusetts Container Beverage Law.