



BRIDGEWATER TOWN COUNCIL

Tuesday, May 1, 2012

7:30 PM

Memorial Building, 25 South Street

AGENDA - Updated

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

- a) March 14, 2012
- b) April 12, 2012

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS - None

D. CITIZEN OPEN FORUM

E. APPOINTMENTS - None

F. HEARINGS - None

G. LICENSE TRANSACTIONS

- a) 7:30 P.M. PUBLIC HEARING: Petition# P-2012-015: Transfer of Wine & Malt Package Store License - MPG Bridgewater LLC dba 7-Eleven, 155 Broad Street
- b) Petition# P-2012-016: One-Day Alcohol Licenses (2), VFW Post 2125, Kevin Moreira, Event Manager
- c) Petition# P-2012-017: One-Day Alcohol Licenses (2), Bridgewater State University, Gary Boothby, Event Manager

H. PRESENTATIONS - None

I. TOWN MANAGER'S REPORT

J. DISCUSSIONS

- a) Allocation of Interim Town Manager's Time – *Councilor Fitzgibbons*
- b) Budget Process Timelines – *Councilor Pitta*

K. SUBCOMMITTEE REPORTS

L. LEGISLATION FOR ACTION

- a) Order# O-2012-013: Recall Election Warrant
*** This legislation was not referred to a committee for review. Passage of this legislation would set a date certain for a Special Election for the recall of Mike S. Demos as Councilor District Three and Peter Riordan as Councilor District Seven.*
- b) Ordinance #2011-008: Pawn Shops
This measure was relieved from the Public Safety Committee on 1/3/2012 by vote of the Town Council: (9-0). This measure as amended was duly advertised on 3/29/2012.

- c) Ordinance # D-2012-004: Administration and Fiduciary Oversight of the Budget - Appropriation of Operating Expenses from Ambulance Receipts and/or Ambulance Reserve Account

*** The Finance Committee voted to table this item: 5-1 (meeting held 2/22/2012).*

*** This measure was duly advertised on 4/13/2012 pursuant to Section 2-9 of the Home Rule Charter.*

M. OLD BUSINESS

- a) Resolution #R-2012-003: Associate Town Counsel

*** This legislation was not referred to a committee for review. The 14-day requirement as specified in the Town Council Rules and Procedures – XVIII. Readings - has elapsed and the matter may be considered by the Town Council.*

- b) Ordinance #D-2012-005: Licensing Board

*** The Rules and Procedures Committee voted to return this matter to the full Town Council to consider its amendments: 2-0 (meeting held 4/19/12).*

NOTE: This measure may not be finally approved at this evening's meeting as it requires advertisement pending any amendments proffered by the Town Council.

- c) Ordinance #2011-013: Administration and Fiduciary Oversight of Budget – Approval Requirements

*** This measure was relieved from the Rules & Procedures committee on 11/22/2011 by vote of the Town Council (7-2).*

*** The Finance Committee voted to "not recommend" this item: 6-0 (meeting held 12/28/2011).*

*** This measure was duly advertised on 1/5/2012 pursuant to Section 2-9 of the Home Rule Charter and may be acted upon should there be no further amendments offered.*

- d) Ordinance #D-2012-009: Legislative Director

*** This legislation was not referred to a committee for review.*

NOTE: This measure may not be finally approved at this evening's meeting as it requires advertisement pending any amendments proffered by the Town Council.

- e) Order# O-2012-015: Contracts Requiring Multi-Year Approval

***This legislation was not referred to a committee for review. The 14-day requirement as specified in the Town Council Rules and Procedures – XVIII. Readings - has elapsed and the matter may be considered by the Town Council pending approval of proposed amendments.*

- f) Order# O-2012-019: Town Manager's Minimum Requirements (as amended on 4/10/2012)

***This legislation was not referred to a committee for review. The 14-day requirement as specified in the Town Council Rules and Procedures – XVIII. Readings - has elapsed and the matter may be considered by the Town Council pending approval of proposed amendments.*

- g) Order# O-2012-020: Town Manager's Selection (as amended on 4/10/2012)

***This legislation was not referred to a committee for review. The 14-day requirement as specified in the Town Council Rules and Procedures – XVIII. Readings - has elapsed and the matter may be considered by the Town Council pending approval of proposed amendments.*

- h) Ordinance #D-2012-007: Code of Conduct and Ethics, Statement of Financial Interest and Financial Disclosure Form

***This ordinance establishes a procedure to disclose potential conflicts of interest and substantial interests for certain municipal officials. It also establishes a requirement and procedure for the filing of financial interests by the Town Manager, Town Council,*

certain Town Officials (elected or appointed). The provisions of this legislation supplement the conflict of interest provisions of the State Ethics Law.

N. NEW BUSINESS

- a) Ordinance #D-2012-011: Creation of a Capital Stabilization Fund
- b) Ordinance #D-2012-012: Creation of OPEB Trust Fund
***Vote to accept the provisions of Chapter 479 of the Acts of 2008 (codified as M.G.L Chapter 32B, Section 20), to provide for the establishment of an "Other Post Employment Benefits Liability Trust Fund" and further, to establish a "Other Post Employment Benefits Liability Trust Fund" to account for appropriations made to cover the unfunded actuarial liability for retirees' health care and life insurance benefits*
- c) Transfer #T-2012-008: CPA Funded Finished Projects
*** Appropriate and transfer \$122,917.14 from the accounts listed (in the order) to the CPA Undesignated Fund Balance account 201-000-00-0000-359000 and \$1,436.90 from account listed (in the order) to the CPA Reserve for Historic Resources account 201-000-00-0000-324200*
- d) Order #O-2012-029: Bridgewater State University Restricted Public Safety Gift Expenditure
- e) Transfer T-2012-004: Funding of Collective Bargaining Agreements
(*Late File)
*** Transfer and appropriate funds to various departmental appointed officials accounts from the Stabilization Fund account #800-145-00-8051-596100*

ANNUAL ITEMS

- f) Order #O-2012-030: Chapter 90
*** Appropriate the sum of \$721,447.00, the same being the town share of the State Highway fund for fiscal year 2013, for the purpose of maintaining, repairing, improving and constructing town and county ways, bridges, sidewalks, and bikeways under G.L. ch.90, sec. 34(2)(a)*
- g) Transfer #O-2012-009: Community Preservation Annual Reserve Accounts
*** Legislation is to meet the Administrative Budget, Reserves and Debt Service and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2013*
- h) Order #O-2012-031: Authorization of Revolving Funds
*** Legislation would establish revolving funds for certain Town Departments under the provisions of G.L. c.44, §53E ½ for the fiscal year beginning July 1, 2012, with specific receipts credited to each fund, the purposes for which each fund may be spent, and the maximum amount that may be spent from each fund for FY2013.*

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT