



BRIDGEWATER TOWN COUNCIL

Tuesday, July 10, 2012

7:30 PM

Memorial Building, 25 South Street

AGENDA

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

- a) May 22, 2012
- b) June 5, 2012
- c) June 28, 2012

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS - None

A. CITIZEN OPEN FORUM

B. APPOINTMENTS

- a) Golf Commission – Daniel Mahoney
- b) Planning Board – Francis Sullivan

C. HEARINGS

- a) 7:35 p.m., Ordinance #D-2012-013: Amend and Codify a Flood Plain Ordinance for the Town of Bridgewater

D. LICENSE TRANSACTIONS

- a) Petition #P-2012-022: One-Day Alcohol License - Bridgewater Veterans, Inc., 85 Cottage Street
- b) Petition #P-2012-023: One-Day Alcohol License – The Bridge Center, 470 Pine Street

E. PRESENTATIONS - None

F. TOWN MANAGER'S REPORT

G. DISCUSSIONS

- a) Bridgewater Town Manager Profile

H. SUBCOMMITTEE REPORTS

I. LEGISLATION FOR ACTION

- a) 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 initially advertised on 3/29/2012. This measure has been duly advertised as further amended on 6/5/12.

- b) Ordinance #D-2012-011: Creation of a Capital Stabilization Fund
 - ** The Budget & Finance voted on 5/30/2012 to recommend approval (3-0).*
 - ** The Finance Committee voted to approve: 7-0 (meeting held 5/16/2012).*
 - **This measure has been duly advertised and may be acted upon.*

- c) 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*
 - ** The Budget & Finance voted on 5/30/2012 to recommend approval (3-0).*
 - ** The Finance Committee voted to approve: 7-0 (meeting held 5/16/2012).*
 - ** This measure has been duly advertised and may be acted upon.*

J. OLD BUSINESS

- a) 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.*

- b) Transfer #T-2012-013: Academy Building Appropriation
 - Appropriate and transfer from the account #201-000-00-0000-324200 Reserve for Historic Resources to the account #201-172-23-1021-530006 Academy Building Property Survey the sum of \$4,115.00 as unanimously recommended by the Community Preservation Committee to contract with a land surveyor/engineering firm in a manner and within a budget consistent with the contract approved by the Town Manager or take any other action relative thereto*
 - **Finance Committee vote: 6-0 approve.*

K. NEW BUSINESS

- a) Order #O-2012-035: State Primary Election Warrant (Sponsors: President Colon and Vice President Fitzgibbons at the request of the Town Clerk)

L. CITIZEN COMMENTS

M. COUNCIL COMMENTS

N. EXECUTIVE SESSION

O. ADJOURNMENT



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Council Ordinance: D-2012-013

Introduced By:	Town Manager (at request of Town Planner)
Date Introduced:	June 5, 2012
First Reading:	June 5, 2012
Second Reading:	July 10, 2012
Public Hearing:	July 10, 2012
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Ordinance D-2012-013

AMEND AND CODIFY A FLOOD PLAIN ORDINANCE FOR THE TOWN OF BRIDGEWATER

WHEREAS, Sections 14.10 through 14.50 of the Town of Bridgewater Zoning By-Laws defines flood plain districts and regulates such districts and uses thereunder;

WHEREAS, Section 10-1 of the Town Charter relative to "Continuation of Existing Laws" provides that all by-laws which were in force at the time the Charter was adopted, not inconsistent with the provisions of the Town Charter, shall continue in full force until amended or repealed.

WHEREAS, the Federal Flood Plain maps have recently been updated some changes made to relevant regulations necessitating an amendment and update to the existing Town of Bridgewater flood plain by-law in order to remain a participating National Flood Insurance Program community; now, therefore,

Be it ordained by the Town Council of the Town of Bridgewater as follows:

Flood Plain District

14.10 Purposes

- a. The purpose of the Flood Plain District is: To provide that lands in the Town of Bridgewater subject to seasonal or periodic flooding as described hereinafter shall not be used for residence or other purposes in such a manner as to endanger the health or safety, of the occupants thereof or of the public generally, or as to burden the public with costs resulting from unwise individual choices of land use.
- b. To protect, preserve and maintain the water table and water recharge areas within the Town so as to preserve present and potential water supplies for the public health and safety.
- c. To assure the continuation of the natural flow pattern of the water courses within the Town in order to provide adequate and safe floodwater storage capacity to protect persons and property against the hazards of flood inundation.

14.20 District Boundaries

The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Bridgewater designated as Zone A and AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Bridgewater are panel numbers 25023C0188J, 25023C0189J, 25023C0193J, 25023C0281J, 25023C0282J, 25023C0283J, 25023C0284J, 25023C0292J, 25023C0301J, 25023C0302J, 25023C0303J, 25023C0304J, 25023C0306J, 25023C0307J, 25023C0308J, 25023C0311, and 25023C0312J dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 17, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk.

14.30 Use Regulations

- a. The Flood Plain shall be superimposed on existing Zoning By-law Districts.
- b. In Flood Plain applicable use and provisions of the Zoning By-Law continue in force. All uses permitted in the underlying district are allowed, except mobile homes and trailers.

14.33 BASE FLOOD ELEVATION AND FLOODWAY DATA:

- a. Floodway Data - in Zone A and AE, alone watercourses that have not had a regulatory floodway designated the best available Federal, State, Local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
- b. Base Flood Elevation Data - in a Zone A, applicants may be required under the Wetland Protection Act, to determine base flood elevation information on engineering calculations. Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres; whichever is the lesser, within unnumbered A. Zones.
- c. In floodway, the following provisions apply: All encroachments (fill, construction, etc.) are prohibited unless engineer's certification is provided that such encroachment does not increase flood levels.
- d. In Flood Plain District, NO mobile homes, trailers,

14.34 In Flood Plains no new building shall be erected, altered, enlarged, unless special permit is received from the Board of Appeals.

14.35 Board of Appeals shall issue a permit stating the conditions under which a building may be erected in the Flood Plain.

14.36 All subdivision proposals must be designed to assure that:

- a) such proposals minimize flood damage;
- b) all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
- c) adequate drainage is provided to reduce exposure to flood hazards.

14.40 Permit Procedure

- a. Any person undertaking action described in Subsection 14,33B above, within the Flood Plain shall submit six (6) copies of application for permit to the Building Inspector, who transmits to the Board of Appeals, Board of Health, Department of Public Works, Conservation Commission and Planning Board. Application accompanied by plans that conform to existing Rules and Regulations of Subdivision Control.
- b. No permit to be issued by the Board of Appeals until receipt of recommendations from the Planning Board and Conservation Commission.
- c. Board of Appeals to issue permit under this Section if it does not endanger health, safety, welfare of occupants, and Board shall be satisfied:
 1. That floor level elevation is proper.
 2. That other land is protected against detriments.
 3. That safe vehicular and pedestrian passage be provided.
 4. That methods of drainage are adequate.
 5. That methods of filling will assure that the health and safety of occupants is protected.
 6. That the land is not subject to periodic flooding.
 7. That the portion of any lot used to meet the yard and area requirements, does not exceed 50% of the minimum lot area, except in the Residential A/B District, wherein the portion of any lot used to meet the yard and area requirements shall not exceed 50% of the minimum lot requirements.
- d. Nothing in this section limits the authority of the Board of Health in respect to premises in the Flood Plain or the applicability of the Town's Building Code.
- e. Nothing in this section shall limit the applicability of Section 40 of Chapter 131, Massachusetts General Laws.
- f. A permit issued by the Board of Appeals, or a building permit issued by the Building Inspector, shall be deemed to be a permit hereunder provided work is started within six (6) months, or take any other action relative thereto.

14.50 Compliance With Other Regulations

All development in the Flood Plain District including structural and non-structural activities whether permitted by right or special permit must be in compliance with Chapter 131 Section 40, of the Massachusetts General Laws and the following. (where applicable):

- 780 CMR Massachusetts State Building Code,
- 10 CMR 10.00, Wetlands Protection Regulations, Department of Environmental Protection (DEP)
- 310 CMR 13.00 Inland Wetlands Restriction
- 10 CMR 15, Title V, Minimum Requirements for Subsurface Disposal of Sanitary Sewage (DEP) Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedure of these state regulations.

- 14.51 Prior to the alteration and/or relocation of any river or watercourse in a riverine situation, notice shall be given to the following:

Adjacent Communities

NFIP State Coordinator,
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104

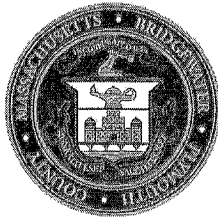
NFIP Program Specialist
Federal Emergency Management Agency
Region I,
99 High Street 6th Floor
Boston, MA 02110

Councilor _____

Explanation:

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
6/5/12: Measure referred to Planning Board - This measure has been duly advertised as a Public Hearing and for consideration in the Enterprise on Tuesday, June 19, 2012 and Tuesday June 26, 2012.	6/18/12: Vote favorable recommendation 4-0.



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Council Petition: P-2012-022

Date Introduced/Public Hearing: July 10, 2012

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Petition: #P-2012-022

Relative to:

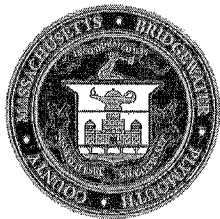
THE GRANTING OF A ONE-DAY ALCOHOL LICENSE

WHEREAS, Bridgewater Veterans, Inc. has petitioned for a One-Day Alcohol Permit for its club's annual summer outing to be held on the grounds of the club at 85 Cottage Street; and

WHEREAS, Bridgewater Veterans, Inc. 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 14 of the Massachusetts General Law (MGL), in Town Council assembled approve the petition that the Bridgewater Veterans, Inc. be granted a One-Day Alcohol Permit for its event on Sunday, August 19, 2012 to be held between the hours of 12:00 p.m. and 8:00 p.m.



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Council Petition: P-2012-023

Date Introduced/Public Hearing: July 10, 2012

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Petition: #P-2012-023

Relative to:

THE GRANTING OF A ONE-DAY ALCOHOL LICENSE

WHEREAS, The Bridge Center (*formerly HandiKids*) has petitioned for a One-Day Alcohol Permit for a Annual Golf Tournament event to be held at the Rudofsky Building on its campus at 470 Pine Street; and

WHEREAS, this golf event is its annual fundraiser for the non-profit agency that provides recreational activities for children and young adults with disabilities; and

WHEREAS, The Bridge Center 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 14 of the Massachusetts General Law (MGL), in Town Council assembled approve the petition that The Bridge Center be granted a One-Day All Alcohol Permit for its event on Monday, July 23, 2012 to be held between the hours of 2:00 p.m. and 9:00 p.m. Further, the Town Council assembled votes to waive the license fee for this event.



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Council Ordinance: #2011-008

Introduced By:	Councilor Pitta
Date Introduced/Public Hearing:	September 6, 2011
Second Reading:	January 17, 2012
Third Reading:	February 15, 2012
Fourth Reading:	March 6, 2012
Fifth Reading:	March 29, 2012
Sixth Reading:	June 5, 2012
Seventh Reading:	July 10, 2012
Amendments Adopted:	January 17, 2012, March 6, 2012, June 5, 2012
Date Adopted:	
Date Effective:	

Proposed Ordinance #2011-008 (as amended)

Pawn Shops

Ordered that, Dealers in Junk, Second-Hand Articles, Gold, Silver, and other precious metals and Pawnbrokers, no person who makes a business of purchasing or purchasing and selling, or who keeps a place of business in the Town of Bridgewater for purchasing or purchasing and selling, either gold, silver, other precious metals, including catalytic converters, other precious or semi-precious gemstones, jewelry, computers and computer equipment, video equipment, audio equipment, cameras, other electronic devices such as video game systems, games, software, shall engage in such business or open such place of business unless duly licensed by the Town of Bridgewater.

Definitions:

A Second Hand Dealer is a person or business who makes an outright purchase of personal property that has been used.

A Pawnbroker is a person or business, who offers loans to individuals who use their personal property as collateral. These items are called pledges or pawns. For purposes of this Ordinance, Pawnbrokers shall be licensed as a Second Hand Dealers and shall comply with all record keeping requirements of Second Hand Dealers.

Application for license:

Each application for a license under this section shall set forth the name and address of the business being licensed as well as the principal(s) of the business, their dates of birth and current addresses. The Chief of Police or his designee shall conduct a character investigation upon the applicant and such findings shall be forwarded to the Town Manager. The Town Manager may refuse to issue a license to a principal(s) who is deemed "unsuitable" to operate such business or whose registration has been revoked for violation of this Ordinance previously, or who has been convicted of a felony. The license shall be in force until the 1st day of January unless sooner revoked.

Record of Purchases

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

Every dealer, clerk, agent or other person in charge of such premises shall record, in legible written English language, at the time of purchase, the detailed description of each item purchased including serial numbers(s) if present, the price paid for the item, the name, date of birth, current residence, giving a street and number of the person from whom the purchase was made. Such name, date of birth, and residence obtained by the production of a photo identification issued by the Commonwealth of Massachusetts, passport, or out of state driver's license containing a photo of the seller. At the time of purchase the day, date and hour of the purchase shall also be recorded. Further, a statement shall be taken from the seller of the item, as to the manner in which such item was obtained by the seller, which statement shall be entered on such record.

An electronic photograph of each item purchased, clearly showing the item shall be taken of each item along with the identification presented. Each dealer or keeper of the shop shall also take a photograph of the person presenting such item and ID which will also be maintained for the permanent record, and available for inspection by the Chief or his designee. No Entry on such record shall be changed, erased, obliterated or defaced. Such record shall be maintained on a form approved by the Chief of Police and shall be in duplicate form. The original and a copy of the electronic photograph shall be delivered, either electronically or by hand, to the Chief of Police or his designate by the opening of business on the nearest Monday and Thursday following said purchase. The duplicate copy shall be kept in some suitable place by the licensee for a period of three (3) years. Video game systems and related games for those systems are exempt from the photograph requirement as long as the complete purchase is held together as a unit for seven (7) days and the seller's information has been properly recorded.

Every licensee, at his expense, will be required to record all such information on a form prescribed or participate in an electronic database for recording and transmitting such data immediately, including color pictures, to the Chief of Police or his designee. All items purchased must be photographed individually or separated in a singular photograph so they can be easily identified.

Articles Purchased to be Kept for 21 Days Before Resale or Removal From Town

No such item purchased or received by any dealer or keeper of a shop shall be removed from the Town or sold or otherwise disposed of, nor its identity changed for at least twenty one (21) days from its date of purchase or acquisition unless permission in writing has been obtained from the Chief of Police or his designee. Games for Video Game Systems may be released after five (5) days. Per MGL c.140 §71, any item taken in by a Pawnbroker or Pawn shop must be retained by them for a period of no less than four months from time of deposit.

Purchase From Persons Under Eighteen Years of Age Prohibited

No licensee or keeper of a shop shall directly or indirectly receive or buy any such items from any person under the age of eighteen (18) years.

Display of License

Each such dealer or keeper of a shop shall have conspicuously displayed his license at the place where he does business.

Reason to Believe Items are Stolen

Every dealer, clerk, agent or other person in charge of such premises shall immediately report to the Bridgewater Police Department any persons and items they have reason to believe may have stolen or be in possession of stolen items.

Repeat Sales

Every dealer, clerk, or agent shall be required to report to the Chief of Police or his designee any person who offers for sale any such items defined above on three (3) or more occasions in any 30 day period, or four (4) or more occasions in a 60 day period.

Revocation of License

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

A violation of any provision of the license or subsequent rule or regulation that may be passed shall be sufficient cause and reason to revoke said license. The Town Manager, may at any time, revoke said license for cause following notice and an opportunity to be heard.

Penalty for Violation of Article

Any person, firm, or corporation violating any provisions of this Article shall also be fined of twenty (\$20.00) for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Per MGL c140 §55, \$20 is max fine.

Examination and Inspection of Records, Articles and Merchandise

The Chief of Police or his designee shall at all times have the authority to inspect or examine all books, records, photographic images, articles and merchandise therein as required to be maintained in compliance with this Ordinance.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• This measure was referred to the Public Safety Committee on 9/6/11 • This measure was relieved from the Public Safety Committee by a unanimous vote of the Council on 1/3/12 • Amendments voted at 1/17/12 Council Meeting • This measure has been duly advertised. • Further amendments to be considered on 3/6/12. • Amendments voted at 3/6/12 meeting. Final review/advertising approval 3/20/12 • Measure not taken up 3/20/12. Final review/advertising approval 3/29/12 • This measure has been duly advertised. • Measure included on 4/24/12 agenda, but not taken up. • 5/1/12: Measure postponed to 5/8/12. • Postponed to 5/15/12 • 5/15/12: postponed to 5/22 (sponsor absence). • 5/22/12: postponed to 6/5/12 (sponsor absence) • Amendments approved at 6/5/12 meeting. • Measure duly advertised in Enterprise 6/28/12.	• No action taken



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Council Ordinance: D-2012-011

Introduced By:	Town Manager (at request of Town Accountant)
Date Introduced:	May 1, 2012
First Reading:	May 1, 2012
Second Reading:	June 5, 2012
Third Reading:	July 10, 2012
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Ordinance D-2012-011

CREATION OF A CAPITAL STABILIZATION FUND

WHEREAS: The Bridgewater Home Rule Charter, Section 6-6, sets forth the requirements for a five year capital plan; and

WHEREAS: Capital planning is an important part of the town's fiscal planning; and

WHEREAS: It is imperative and appropriate that the Town Council have a dedicated fund from which to appropriate capital resources;

Now, therefore, in accordance with the authority so vested in it by the Bridgewater Home Rule Charter, the Town Council votes to take the following action:

ORDERED that under Massachusetts General Laws, Chapter 40, §5B, the Town of Bridgewater establish a Capital Stabilization Fund for the purpose of accepting funds from a variety of sources to be used exclusively for the purpose annual capital expenditures, or take any other action relative thereto.

Explanation:

This ordinance will establish a capital fund to be used for ongoing capital needs and will demonstrate the town's commitment to ongoing capital improvements.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Measure referred to Finance Committee • Referred to Budget & Finance Committee • This measure requires advertising • This measure was duly advertised in the Enterprise on 6/28/12	• 5/16/12: Vote approve 7-0. • 5/30/12: Vote 3-0 recommend

ROLL CALL VOTE: REQUIRES 2/3 VOTE



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Council Ordinance: D-2012-012

Introduced By:	Town Manager (at request of Town Accountant)
Date Introduced:	May 1, 2012
First Reading:	May 1, 2012
Second Reading:	June 5, 2012
Third Reading:	July 10, 2012
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Ordinance D-2012-012

CREATION OF OPEB TRUST FUND

ORDERED: The Town Council 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; or take any other action relative thereto.

Explanation:

As noted in the FY11 Management Letter under “Informational Items”, the Town has not yet begun to act on a strategy to fund its other post-employment benefits. By creating an irrevocable trust, the Town can slowly begin funding OPEB costs and work towards reducing its’ liability. Roselli, Clark & Associates points out that the towns that have at least begun to put some funds aside are being viewed as more fiscally responsible by the credit agencies. Legislation submitted in conjunction with the 5 Year Capital Plan included a free cash policy that devoted 2% of annual free cash to the unfunded pension liability.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Measure referred to Finance Committee • Referred to Budget & Finance Committee • This measure requires advertising. • Measure duly advertised in Enterprise 6/28/12.	• 5/16/12: Vote approve 7-0. • 5/30/12: Vote recommend 3-0



Bridgewater Town Council

In Town Council, July 10, 2012

Council Ordinance: 2011-013

Introduced By:	Councilor Michael Berolini
Date Introduced/First Reading:	October 18, 2011
Second Reading:	December 6, 2011
Third Reading:	February 7, 2012
Fourth Reading:	July 10, 2012
Amendments Adopted:	None
Date Adopted:	
Date Effective:	

Proposed Ordinance #2011-013

ADMINISTRATION AND FIDUCIARY OVERSIGHT OF BUDGET **APPROVAL REQUIREMENTS**

Due to the ongoing need to ensure that Bridgewater continues to hold spending to the budgeted appropriations approved and set by the Council and because the hiring of staff has long term budget implications beyond the current fiscal year, and because the Town Council needs to be able to provide policy oversight on the long term spending requirement of the budget.

ORDERED: Pursuant to Section 6-5 of the Bridgewater Home Rule Charter, which allows the Town Council to provide ordinances on procedures for the administration and fiduciary oversight of the budget, the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to require the Town Manager to:

- Get approval from the Town Council by majority vote prior to taking any steps to backfill or hire any new personnel in any town department;
- Get approval from the Town Council by majority vote prior to taking any steps to reallocate, reclassify, upgrade or downgrade any position in any town department;
- Prior to bring forward any request to do any of the above, the town manager will provide documentation to the Town Council at least one week in advance of the Council meeting to support any request by the Town Manager to hire, backfill, reallocate, reclassify, upgrade, or downgrade any position. This information will include the impact on salary amounts, fringe benefits, sick leave buyout and any other expenditure relating to this action.

Explanation:

Due to the ongoing need to ensure that Bridgewater continues to hold spending to the budgeted appropriations approved and set by the Council and because the hiring of staff has long term budget implications beyond the current fiscal year, and because the Town Council needs to be able to provide policy oversight on the long term spending requirement of the budget.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Rules & Procedures Committee (10/18/11) • Measure referred to Finance Committee • This measure has been duly advertised on 1/5/12. • This measure was included on the 1/17/12 and 2/15/12, 2/28/12 3/6/12 and 3/20/12 agendas, but not taken up. • This measure was postponed on 3/29/12 for further council considerations for amendments. • Measure included on 4/24/12 agenda, but not taken up. • 5/1/12: Measure postponed to 5/8/12. • 5/8/12: Measure postponed to 5/15/12. • 5/15/12: Measure postponed to 5/21. • 5/21/12: Postponed to 6/5/12 • 6/5/12: Postponed to 7/10/12	• 11/22/11: Reported deadlocked. Measure relieved from further consideration by Rules & Procedures. Bring back before Council 12/6/11. • 12/28/11: Finance Committee voted Not Recommended (6-0)



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Transfer: T-2012-013

Introduced By: Town Manager *(at the request of the Town Planner and CPC)*
Date Introduced: June 5, 2012
First Reading: June 5, 2012
Second Reading: July 10, 2012
Amendments Adopted:
Date Adopted:
Date Effective:

Proposed Transfer - # T-2012-013

Academy Building Property Survey

ORDERED that, the Town Council appropriate and transfer from the account #201-000-00-0000-324200 Reserve for Historic Resources to the account #201-172-23-1021-530006 Academy Building Property Survey the sum of \$4,115.00 as unanimously recommended by the Community Preservation Committee to contract with a land surveyor/engineering firm in a manner and within a budget consistent with the contract approved by the Town Manager or take any other action relative thereto.

Explanation: This action will fund the request for the firm Outback Engineering, Inc. to perform the property survey for the forthcoming Academy Building restoration project.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Measure referred to Finance Committee 6/5/12	• 6/13/12: Deferred to 6/27/12 • 6/27/12: Vote approved 6-0.



Bridgewater Town Council

In Town Council, Tuesday, July 10, 2012

Council Order: O-2012-035

Introduced By:	President Kristy Colon and Vice President Timothy Fitzgibbons (At the request of the Town Clerk)
Date Introduced	July 10, 2012
First Reading:	July 10, 2012
Second Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Order O-2012-035

2012 STATE PRIMARY WARRANT

ORDERED: that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to accept the attached Warrant for 2012 State Primary

Explanation:

It is required that the Town Council accepts and approves the attached Warrant for State Primary as a matter of record.

COMMONWEALTH OF MASSACHUSETTS
WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH

WARRANT FOR 2012 STATE PRIMARY

SS.

To the Constables of the Town of Bridgewater

GREETING:

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said town who are qualified to vote in Primaries to vote at

Precincts 1,2,3,4,5,6,& 7
(ward/precinct numbers)

Bridgewater Middle School, 166 Mount Prospect Street
(polling location)

on **THURSDAY, THE SIXTH DAY OF SEPTEMBER, 2012**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the State Primaries for the candidates of political parties for the following offices:

SENATOR IN CONGRESS.	FOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESS.	<u>9th Congressional</u> DISTRICT
COUNCILLOR.	<u>1st Councillor</u> DISTRICT
SENATOR IN GENERAL COURT.	<u>1st Plymouth & Bristol</u> DISTRICT
REPRESENTATIVE IN GENERAL COURT.	<u>8th Plymouth</u> DISTRICT
REGISTER OF DEEDS.	<u>Plymouth County</u> DISTRICT
CLERK OF COURTS.	<u>PLYMOUTH</u> COUNTY
COUNTY COMMISSIONERS (if applicable)	<u>PLYMOUTH</u> COUNTY

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this _____ day of _____, 2012.
(month)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Town Council of: Bridgewater
(Town)

(Indicate method of service of warrant.)

_____, 2012.
Constable (month and day)

Warrant must be posted by **August 30, 2012**, (at least *seven days prior* to the **September 6, 2012** State Primary).