



Town of Bridgewater
Town Council Meeting
Meeting Minutes
Tuesday, May 10, 2016

CALL TO ORDER:

A quorum being duly present, Town Council President Kevin Perry called the meeting of the Bridgewater Town Council to order at 7:31 pm, on May 10, 2016 at BTV Studios, 80 Spring Street, Bridgewater, Massachusetts.

PRESENT:

Council members present were, William Wood, Peter Colombotos, Edward Haley, Aisha Losche, Kevin Perry, Frank Sousa, Dennis Gallagher and Timothy Fitzgibbons. Town Manager Michael Dutton and Town Attorney Mark Gildea were also present.

ABSENT:

- Councilor Sandra Wright

PLEDGE OF ALLEGIANCE

TOWN COUNCIL REORGANIZATION

Town Clerk, Marilee Hunt came forward and briefly explained the reorganization process, then called for nominations for the seat of Town Council President.

Motion: A motion was made by Councilor Fitzgibbons to nominate Councilor Gallagher to President. The motion was seconded by Councilor Wood.

No other nominations were put forward.

A roll call vote was taken with results recorded as follows:

Wright – ABSENT; Colombotos – YEA; Wood – YEA; Losche – YEA; Perry – YEA; Haley – YEA; Sousa – YEA; Gallagher – YEA; Fitzgibbons - YEA. The motion passed 8-0.

Town Clerk, Marilee Hunt then called for nominations for the seat of Town Council Vice President.

Motion: A motion was made by Councilor Wood to nominate Councilor Fitzgibbons to Vice President. The motion was seconded by Councilor Gallagher.

No other nominations were put forward.

A roll call vote was taken with results recorded as follows:

Fitzgibbons – YEA; Gallagher – YEA; Sousa – YEA; Haley – YEA; Perry – YEA; Losche – YEA; Wood – YEA; Colombotos – YEA; Wright - ABSENT. The motion passed 8-0.

Councilors then drew numbers to assign new seating, with seat #1 to the Presidents far right. Seat assignments were drawn as follows:

- | | |
|-------------------------------|---------------------|
| 1. Councilor Wright | 6. Councilor Losche |
| 2. Councilor Colombotos | 7. Councilor Wood |
| 3. Councilor Haley | 8. Councilor Perry |
| 4. Vice President Fitzgibbons | 9. Councilor Sousa |
| 5. President Gallagher | |

** 7:34 p.m., President Gallagher called a brief recess*

** 7:40 p.m., President Gallagher called the meeting back to order.*

MOMENT OF SILENCE

A moment of silence was held for all veterans who have passed since our last meeting.

APPROVAL OF MINUTES

- April 26, 2016

Motion: A motion to approve was made by Councilor Fitzgibbons. The motion was seconded by Councilor Perry.

Discussion: Councilor Fitzgibbons reminded all that the newly elected councilors should abstain from the vote.



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A voice vote was taken and the motion passed 6-0 (Councilors Haley and Sousa abstaining, Councilor Wright absent)

Motion: A motion was made by Councilor Fitzgibbons to take agenda item “G: License Transactions” out of order. The motion was seconded by Councilor Wood.

Discussion: None

A voice vote was taken and the motion passed 8-0.

LICENSE TRANSACTIONS *(taken out of order)*

- Petition # P-2016-016 - Alteration of Licensed Premises – A.M.B.. Corporation dba Bernier’s Liquors, 905 Plymouth Street

President Gallagher opened the hearing at 7:41 p.m.

President Gallagher briefly explained the petition.

President Gallagher invited any questions from the public: Attorney Wesley Morris, Stetson Street came forward. Attorney Morris represents the Bernier family. This is an application to move from their old building to the new building. It’s the same address. They just need to have moving the license approved.

President Gallagher asked if there was anyone speaking in favor - No one came forward.

President Gallagher asked if there was anyone speaking in opposition – No one came forward.

President Gallagher entertained any questions from councilors:

- Councilor Perry asked if there is a timeline for the opening. Attorney Morris responded they’re looking at a June timeframe.

President Gallagher closed the hearing at 7:42 p.m.

Motion: A motion to close the hearing was made by Councilor Fitzgibbons. The motion was seconded by Councilor Wood.

Discussion: None

A voice vote was taken and the motion passed 8-0.

Motion: A motion to approve was made by Councilor Fitzgibbons. The motion was seconded by Councilor Perry.

Discussion: None

A voice vote was taken and the motion passed 8-0.

Councilors Sousa and Haley spoke briefly each thanking the public for their votes.

- Petition #P-2016-018: New Class II Auto Dealer – D&C Auto Exchange, 808 Bedford Street

President Gallagher opened the hearing at 7:45 p.m.

President Gallagher briefly explained the petition.

President Gallagher invited any questions from the public – No one came forward.

President Gallagher asked if there was anyone speaking in favor – No one came forward.

President Gallagher asked if there was anyone speaking in opposition – No one came forward.

President Gallagher entertained any questions from councilors:

- Councilor Perry clarified this location is the small brown garage next to the car wash on Bedford Street.

President Gallagher closed the hearing at 7:47 p.m.

Motion: A motion to close the hearing was made by Councilor Fitzgibbons. The motion was seconded by Councilor Losche.

Discussion: None

A voice vote was taken and the motion passed 8-0.

Motion: A motion to approve was made by Councilor Fitzgibbons. The motion was seconded by Councilor Perry.

Discussion: None



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A voice vote was taken and the motion passed 8-0.

ANNOUNCEMENTS FROM THE PRESIDENT

- President Gallagher read a letter of recognition for Representative D'Emilia from Veterans Agent (included in materials).

PROCLAMATIONS - None

CITIZENS OPEN FORUM –

- Bud Morris 50 Ivy Circle: Mr. Morris spoke about the Board of Health Hearing. He feels the Board of Health is reading of the Right to Farm Ordinance incorrectly. Mr. Morris noted there are 40-50 houses in town with farm animals and cited several reasons why the proposed regulations are not fitting for Bridgewater.

APPOINTMENTS –

- Affordable Housing Trust

Mr. Dutton provided a brief explanation of the appointees.

- Joan Neumeister
- William Callahan
- Nancy Koczela
- Pat Driscoll

Motion: A motion to ratify was made by Councilor Fitzgibbons. The motion was seconded by Councilor Wood.

Discussion: Councilors Fitzgibbons and Wood stated they know several of the appointees and they all seem qualified. Councilor Colombotos stated he supports all the candidates, but noted there really isn't much more information provided on other candidates. He requested the Citizens Advisory Committee provide more information going forward.

A voice vote was taken and the motion passed 8-0.

- Open Space - Kevin Mandeville

Motion: A motion to ratify was made by Councilor Fitzgibbons. The motion was seconded by Councilor Sousa.

Discussion: None

A voice vote was taken and the motion passed 8-0.

LICENSE TRANSACTIONS

- Petition P-2016-019: Petition for Grant of Location to Install a Centralized Radio Access Network ("CRAN) by Cellco Partnership d/b/a Verizon Wireless ("Verizon") under MGL c 166 Sections 22 and 25A

President Gallagher opened the hearing at 7:55 p.m.

Attorney Josh Lanzetta representing Verizon Wireless came forward and explained; they are proposing six antenna installations. It's a very specific and pinpointed way to provide coverage. Mr. Lanzetta provided detail on how the CRAN works.

President Gallagher invited any questions from the public – No one came forward.

President Gallagher asked if there was anyone speaking in favor - No one came forward.

President Gallagher asked if there was anyone speaking in opposition - No one came forward.

President Gallagher entertained any questions from councilors:

- Councilor Losche asked Mr. Dutton how the Ordinance in the Rules & Procedures committee affects these requests. Mr. Dutton responded; he is looking for guidance from the Town Attorney on the Ordinance, however, future installations would fall under the ordinance.

President Gallagher closed the hearing at 7:58 p.m.

Motion: A motion to close the hearing was made by Councilor Fitzgibbons. The motion was seconded by Councilor Perry.

Discussion: None



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A voice vote was taken and the motion passed 8-0.

Motion: A motion was made by Councilor Fitzgibbons. The motion was seconded by Councilor Perry.

Discussion: None

A roll call vote was taken with results recorded as follows:

Wright – ABSENT; Colombotos – YEA; Haley – YEA; Fitzgibbons – YEA; Gallagher – YEA; Losche – YEA – Wood – YEA; Perry – YEA; Sousa – YEA. The motion passed 8-0

- Petition #P-2016-020: Annual Festival (3) One-day Alcohol and (3) One-day Entertainment Licenses, Portuguese Club, Inc

Motion: A motion to approve was made by Councilor Fitzgibbons. The motion was seconded by Councilor Perry.

Discussion: Councilors Wood and Sousa both spoke favorably about the festival.

A voice vote was taken and the motion passed 8-0.

- Petition P-2016-021: New Common Victualler's License (Food Truck) – Uncle Shwarma, 85 Plymouth Street
President Gallagher explained this measure will be postponed at the request of the Town Manager.

HEARINGS - None

PRESENTATIONS -

- FY2017 Budget Presentation (*Town Manager*)

Mr. Dutton announced they have scheduled the budget hearing at the next meeting. He wanted to go over the Sources and Uses document this evening (included in materials). Mr. Dutton is requesting using \$700,000 for new growth, which is different from the Budget Resolution. Mr. Dutton walked through the debt exclusions planned. Mr. Dutton stated he will also be asking for a variance from the Budget Resolution on the motor vehicle excise to use 100% of actual and \$1,150,000 in ambulance receipts. All three of the basic priorities Mr. Dutton had originally set, have had to be set aside. For all intents and purposes there will be a hiring freeze for FY17. In terms of General Fund Operating Budget we're looking at \$21,398,000 and all school assessments \$29,189,000. For a total budget of \$50,589,285.

Councilor Questions:

Councilor Fitzgibbons requested the following be included in the budget presentation: break out Bridgewater-Raynham Regional School District for the debt exclusion, explain the exemptions for the Veteran's and explain state owned land, comparatively relative to other towns– acreage owned, by state and town. On the expense side, explain allowance for abatements and exceptions.

Councilor Gallagher noted he gives a lot of credit to all who helped bring a balanced budget. It does not call for any layoffs in any departments. He also thanked the schools for working with us.

Mr. Dutton reminded all that the information is up on website. Anyone with questions can e-mail Mr. Dutton.

TOWN MANAGER'S REPORT

- Inspectional Services and Bylaw/Ordinance Enforcement

Mr. Dutton invited Andrew Delonno and Mike White to give an update.

Andrew Delonno explained; since combining into divisions, we have had numerous staff meetings, and started to institute systemic changes so departments work more cohesively. They have started normalizing the hours of operations. The Building Inspector has office hours now and staff has started responding to citizen inquiries. They have also had discussions on ruling out paper and will be rolling out paper backups. Work continues on finding efficiencies and working towards express permitting. They are also starting work on the zoning side.

Building Inspector, Mike White came forward and handed out list of projects. Mr. White pointed out page 2, which highlights the top 17 residential projects. He then spoke about commercial projects and new businesses. Mr. White noted; a year ago we were in a slump, but with the help of Mr. Dutton we were able to bring on some independent contractors and have really come a long way. He has set office hours from 8am – 9am and from 1pm – 2pm. They are developing a list of the minimum documentation for each permit so it's known as a home owner and contractor. They are also working on express permits for roof, siding and windows. Mr. White stated we are outpacing permits and provided several statistics supporting the statement. Finally, Mr. White thanked his staff for their hard work and support.



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Councilor Questions:

Councilor Wood asked if the inspectors were carrying Ipads. Mr. White confirmed they are utilizing Ipads, noting it's a key factor.

Councilor Fitzgibbons asked what happened to Burgess Pest Control. Mr. White explained the property they were looking at was an aquifer protection district and the chemicals would have been a problem.

Councilor Perry asked what the current timeline is for a report for a residential sale. Mr. White responded they try to do it in a week.

Mr. Dutton reported on information about various activities happening around town and highlighted meetings and events. Items of note included: He is scheduling a tour of the Academy Building for next Wednesday. There has been good response from citizens for board seats. He is hoping to get applicants before the Council for ratification. Mr. Dutton thanked the BTV Board and Jeff Fowler for the help in outfitting the Council room in the new Academy Building. He also thanked BTV for their help in prodding Comcast in moving the head-end. Mr. Dutton noted Cable negotiations will be upcoming in 2017. The Regency Casino was denied by the Mass Gaming Commission. It is likely there will be one in Taunton. Regarding Carver's Pond; the town applied to the Office of Dam Safety for an extension, which was granted. Mr. Dutton spoke about the Board of Health's proposed regulation of keeping of animals and foul. The hearing is tomorrow night. All should attend. Mr. Dutton explained; MGL Chapter 111 gives the Board of Health the ability to promulgate regulations for the town. He thinks there are portions of the proposed regulations that fill in some gaps in our current ordinances, but it appears to be a bit of an over-reach. They will not be voting to approve the regulation tomorrow night, but will be taking public comment. Mr. Dutton is hoping for a better communication strategy going forward.

Councilor Questions:

- At Councilor Wood's request, Mr. Dutton provided a brief update on the light at High and Broad Street, noting it is supposed to be completed by June 1st.
- Finally, Mr. Dutton read an announcement from the Police Chief regarding their accreditation process (included in materials)

DISCUSSIONS - None

SUBCOMMITTEE REPORTS:

- Budget & Finance: Councilor Wood invited anyone interested to attend Budget & Finance and Finance Committee meetings Monday 7:00 p.m.
- Rules & Procedures: Councilor Losche stated she has been communicating with Mr. Dutton on the final calendar for Charter Changes. They're looking to have it on the Annual Town Election ballot next spring. They will be meeting again in the next couple of weeks.

Councilor Losche suggested; in light of the Taunton Casino; it may be good to have an ad hoc committee

LEGISLATION FOR ACTION -

- Order O-2016-009: Acceptance of a Gift – BSU for Music Alley
President Gallagher noted the Council cannot take action on this measure this evening as Finance Committee has not considered it yet.

OLD BUSINESS

- Ordinance D-2016-001: Zoning Ordinance – Downtown Zoning
Councilor Colombotos noted the Community & Economic Development Committee voted 2-0 to support passage as amended.

Motion: A motion was made by Councilor Fitzgibbons to accept all amendments as presented. The motion was seconded by Councilor Wood.

Discussion: Councilor Wood would like to see amendments accepted so we can read a clean copy. He would like to postpone sending this to advertising for one meeting so the clean copy can be read and presented.

A voice vote was taken and the motion passed 8-0.

Motion: A motion was made by Councilor Colombotos to send to advertising. The motion was seconded by Councilor Sousa.



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Discussion: Councilor Colombotos does not have a hard time reading the amendments and thinks it should move forward. Councilor Fitzgibbons is generally in support of the amendments and measure, but if we're going to send to advertising and spend the money, we should give it the extra week for review.

Councilor Colombotos withdrew the motion.

Motion: A motion was made by Councilor Wood to postpone to the next meeting. The motion was seconded by Councilor Fitzgibbons.

Discussion: Councilor Colombotos requested the Council Clerk provide a clean copy in the future for extensive amendments.

A voice vote was taken and the motion to postpone passed 8-0.

- Ordinance D-2016-002: Zoning Ordinance – Open Space Conservation

Councilor Colombotos stated the Community & Economic Development Committee recommended approval of the measure with proposed amendments.

Motion: A motion was made by Councilor Fitzgibbons to accept amendments as submitted. The motion was seconded by Councilor Perry.

Discussion: None.

A voice vote was taken and the motion passed 8-0.

Motion: A motion was made by Councilor Fitzgibbons to postpone taking further action to the next meeting. The motion was seconded by Councilor Wood.

Discussion: Councilor Wood would like comment from Andrew Delonno after amendments accepted to ensure the final document is correct and accurate.

A voice vote was taken and the motion passed 8-0.

- Ordinance D-2016-005: Zoning Ordinance – Demolition Delay Ordinance

Councilor Wood suggested someone else take up sponsorship so the measure can be considered.

Motion: A motion was made by Councilor Fitzgibbons to suspend the rules to bring this forward. The motion was seconded by Councilor Wood.

Discussion:

A voice vote was taken and the motion passed 8-0.

President Gallagher clarified this was introduced by Councilor Norris who is no longer on the Council.

Motion: A motion was made by Councilor Fitzgibbons to send to advertising. The motion was seconded by Councilor Perry.

Motion: A motion was made by Councilor Fitzgibbons to accept all amendments as presented. The motion was seconded by Councilor Perry.

Discussion: None

A voice vote was taken and the motion to amend passed 8-0.

A voice vote was taken and the motion to send to advertising passed 8-0.

NEW BUSINESS

- Resolution R-2016-003: Establish Town Manager Goals (*Councilor Gallagher*)

President Gallagher gave a brief history of the measure. Councilor Fitzgibbons asked Mr. Dutton if he is comfortable with these goals. Mr. Dutton responded he is not uncomfortable, but there are some that will be a work in progress. He explained; as we move forward, some of the more long term goals of the town will flush out. For this short period of time he does not object to them. For the next iteration he would like to see more long term goals.

Motion: A motion was made by Councilor Fitzgibbons to refer to Strategic Planning. The motion was seconded by Councilor Perry.

Discussion: None

A voice vote was taken and the motion

CITIZEN COMMENTS - None



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COUNCIL COMMENTS

- Councilor Wright: Absent
- Councilor Colombotos: Welcomed Mr. Sousa and Mr. Haley. Thanked Councilor Perry for his term as President. Councilor Colombotos encouraged all to attend the Board of Health hearing tomorrow.
- Councilor Haley: Thanked all for being so welcoming.
- Councilor Wood: Welcomed the new members and congratulated the new officers. Mr. Wood stated the Council had a good meeting tonight and offered comments on suspending rules for Sponsor Absence.
- Councilor Losche: Welcomed the new councilors and congratulated the new officers.
- Councilor Sousa: Thanked the Council and Town Manager for welcoming him.
- Councilor Fitzgibbons: Congratulated and welcomed Mr. Sousa and Mr. Haley. Mr. Fitzgibbons congratulated Councilor Gallagher on becoming President.
- Councilor Perry: Congratulated Mr. Sousa and Mr. Haley for their elections. He is looking forward to working with them. Dr. Perry congratulated Mr. Gallagher and Mr. Fitzgibbons. He thanked the Town Council for their support during his time as President.
- Councilor Gallagher: Congratulated Mr. Sousa and Mr. Haley on their elections. He then thanked the Council for the Presidency. Mr. Gallagher has been involved in public service since 1995 and always hopes to be involved.

EXECUTIVE SESSION – *No Executive Session was held.*

ADJOURNMENT

Motion: A motion to adjourn was made by Councilor Fitzgibbons. The motion was seconded by Councilor Losche. A voice vote was taken and the motion passed 8-0.

The meeting adjourned at 9:17 p.m.
Minutes submitted by: Ann Holmberg

In accordance with the applicable provisions of the Town of Bridgewater Home Rule Charter and Town Council Rules and Procedures, the Town Council assembled voted, at their meeting on Tuesday, May 24, 2016, to approve the aforementioned minutes by a voice vote (8-0) (Councilor Wright absent).

A TRUE COPY ATTEST:

Ann M. Holmberg
Town Council Clerk