Town of Bridgewater

Town Council

December 5, 2023
7:00 PM
66 Central Square
Academy Building
Council Chamber, 2nd Floor
The Town Council meeting is also aired via Facebook Live:
https://www.facebook.com/bridgewaterma.org

MEETING AGENDA

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

a) November 21, 2023 Town Council Meeting Minutes

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

F. HEARINGS

a) Order O-FY24-017: FY2024 Classification Tax Allocation - Adoption of Residential Factor
Public Hearing: *Budget & Finance meeting 12/5/23. Finance Committee meeting 12/4/23. Notice was published in the 11/21/23 Enterprise.*

G. LICENSE TRANSACTIONS

H. PRESENTATIONS

I. TOWN MANAGER'S REPORT

a) High Street Bridge Project Update
b) Winter Preparations
c) Oak Street Bridge Update
d) Rainbows End Update
e) Demolition Date of Self-Storage Facility on Perkins Street
f) Town River Landing Gazebo Update
g) Energy Aggregation Update

J. DISCUSSIONS

a) Kelvin Bimha, CED Office, Bridgewater State University Intern

b) Vision to Reality Update: Community and Economic Development Office

K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION

a) Order O-FY24-015: Sewer Enterprise Fund
Budget & Finance voted 3-0 to recommend at their 11/21/23 meeting. Finance Committee meeting 12/4/23.

b) Order O-FY24-016: Transfer Order - Sewer Waste Water Treatment Facility Phase I
Budget & Finance voted 3-0 to recommend at their 11/21/23 meeting. Finance Committee meeting 12/4/23.

c) Resolution R-FY24-003: Town Council Meeting Dates - 2024
This Resolution was not referred to any committee. 14 days has elapsed, therefore it may be finally considered this evening.

M. OLD BUSINESS

N. NEW BUSINESS

a) Order O-FY24-018: Establish Town Manager Goals

b) Order O-FY24-019: Eminent Domain Order of Taking for Two Lot Parcel on Broad Street

c) Order O-FY24-020: Acceptance of Gift - Lopieke Trust

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT

Town of Bridgewater

Town Council

November 21, 2023
7:00 PM

MEETING MINUTES

CALL TO ORDER

A quorum being duly present, Town Council President Erik Moore called the meeting of the Bridgewater Town Council to order at 7:00pm on Tuesday, November 21, 2023 in the Council Chambers.

PRESENT: Fred Chase, Paul Murphy, Shawn George, Dennis Gallagher, Erik Moore, Kevin Perry, Mark Linde, Brad McKinnon and Susan Robinson (via Zoom). Also in attendance was Town Manager Michael Dutton and Town Attorney Jason Rawlins.

Council President Moore asked for a moment of silence for a veteran who has recently passed: LeMoyne A. Benson "Lee" United States Army.

APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

a) November 7, 2023 Meeting Minutes

Councilor George made a motion to approve the November 7, 023 meeting minutes, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Abstained; Linde – Yea. Motion passed 8-0-1

ANNOUNCEMENTS FROM THE PRESIDENT

PROCLAMATIONS – None

CITIZEN OPEN FORUM – None

APPOINTMENTS – None

HEARINGS

a) Proposed Ordinance D-FY22-008: Bridgewater Town Charter Article II, Legislative Branch Section 2-13(a) Annual Stipend

Advertised in the 11/7/23 Enterprise.

Councilor Moore opened the public hearing at 7:02pm.

Councilor Moore asked if there were any questions from the public: None

Councilor Moore asked if anyone from the public wished to speak in favor: None

Councilor Moore asked if anyone from the public wished to speak in opposition:
Ed Ivaldi, 10 Boxwood Lane: against the Ordinance as written. Does not feel councilors should decide on their own raises; citizens should have input. Suggested establishing a Citizen Committee. Need more clarity on when paid and what happens if a new councilor comes in mid-cycle.

Councilor Moore asked if there were any questions from the Councilors:
Councilor Gallagher noted that he respects the comments and there has been a lot of talk about council stipends, wants to put before the voters.

Councilor Moore noted that the process for this ordinance would be the council votes on it then it is sent to the State for their approval and then would be put on as a ballot question during an Annual Election.

Councilor Murphy noted that there has been extensive discussion in Rules Committee and he is in support of continuing.

Councilor Chase noted that there is no Charter provision for a Citizen Committee and election day is starting point and that there is only one annual election a year. Change requires an ordinance which requires a public hearing so there would be citizen input.

Councilor Murphy made a motion to refer Proposed Ordinance D-FY22-008 back to Rules & Procedures for further discussion. The motion was duly seconded by Councilor McKinnon.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

Councilor Moore closed the public hearing at 7:16pm.

LICENSE TRANSACTIONS

a) Petition P-2024-004: Granting of a New Class II Used auto Dealers License - Northeast Motor Sales, 365 Elm Street
Abutter letters were sent certified mail on November 7, 2023 and notice was in the Enterprise on November 8, 2023.

Councilor Moore opened the public hearing at 7:16pm.

Petitioner Freddy Arriola noted to the council that he is requesting a Class II license at 365 Elm Street. Hours changing to Monday to Friday 9:00am to 6:00pm and Saturday 9:00am to 2:00pm.

Councilor Moore asked if there were any questions from the public: None

Councilor Moore asked if anyone from the public wished to speak in favor: None

Councilor Moore asked if anyone from the public wished to speak in opposition: None

Councilor Moore asked if there were any questions from the Councilors: None

Councilor Moore closed the public hearing at 7:17pm.

Councilor George made a motion to approve Petition P-2024-004, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

PRESENTATIONS- None

TOWN MANAGER'S REPORT

a) High Street Bridge Closure Update
Town Manager Dutton noted that the High Street Bridge was open as of Monday night but there is still more work to be done. A ribbon cutting ceremony will be scheduled once complete.

b) Fire Station Update
Town Manager Dutton noted that the sub-bids were under estimate.

Councilor McKinnon asked that a few items be added to the next meeting under Town Manager Update.

DISCUSSIONS – None

COMMITTEE REPORTS

Councilor Chase noted that Rules & Procedures met on the recall provision ordinance and voted 3-0 with amendments to recommend.

Councilor George noted that the Review Committee met on November 20th and will be using the last form with updates from councilors and noted that the Town Manager goals will be delivered during the review.

Councilor Robinson noted that the Community and Economic Development Committee met on November 2nd and discussed the Annual election signs that the Town Clerk discussed. Council President Moore noted that it will be added to the December 5th agenda for discussion.

LEGISLATION FOR ACTION

a) Order O-FY24-015: Sewer Enterprise Fund
Budget & Finance voted to 3-0 to recommend at their 11/21/23 meeting. Finance Committee did not meet on 11/20/23.

Councilor Moore noted that the Finance Committee did not meet on November 20th so this item cannot be voted on tonight.

Councilor Linde made a motion to continue Order O-FY24-015 to the December 5th meeting, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

b) Order O-FY24-016: Transfer Order - Sewer Waste Water Treatment Facility Phase I
Budget & Finance voted to 3-0 to recommend at their 11/21/23 meeting. Finance Committee did not meet on 11/20/23.

Councilor Moore noted that the Finance Committee did not meet on November 20th so this item cannot be v on tonight.

Councilor Linde made a motion to continue Order O-FY24-016 to the December 5th meeting, which was dul seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion pass 9-0-0

c) Proposed Ordinance D-FY22-009: Bridgewater Town Charter Article III, Elected Officials Recall Provision
To be referred to Advertising.

Councilor Chase made a motion to replace "Article II, Legislative Branch" in the first paragraph to read "Article III, Elected Officials". This was duly seconded by Councilor George.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

Councilor Chase noted that Rules & Regulations met and voted 3-0 to recommend with amendments. In Paragraph (b) (5), strike "lack of fitness" and paragraph (b) (6) strike "conviction of a felony involving moral turpitude".

Councilor George made a motion amend Proposed Ordinance D-FY22-009 as recommended by Rules & Procedures. This was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0.

Councilor Chase made a motion to refer Proposed Ordinance D-FY22-009 to advertising, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

OLD BUSINESS – None

NEW BUSINESS

a) Order O-FY24-017: FY2024 Classification Tax Allocation - Adoption of Residential Factor
Town Manager Dutton noted that before the tax rate can be set the Town Council must hold a public hearing to set the tax rate.

Councilor George made a motion to refer Order O-FY24-017 to Budget and Finance and Finance Committee, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

b) Proposed Zoning Ordinance D-FY24-003: Chapter 7.7 - Specialized Energy Code

Councilor Moore noted that he was bringing this proposed zoning ordinance forward on behalf of the Energy Committee.

Councilor George made a motion to refer proposed Zoning Ordinance D-FY24-003 to the Planning Department and Community and Economic Development Committee. This was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

c) Resolution R-FY24-003: Town Council Meeting Dates – 2024

Councilor Moore noted that this will set the council meeting dates for 2024.

Councilor George made a motion to keep Resolution R-FY24-003 at Town Council, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

d) Resolution R-FY24-004: FY2025 Budget Resolution

Councilor Gallagher noted that this was standard every year, sets the tone and creates guidelines.

Councilor George made a motion to refer Resolution R-FY24-004 to Budget and Finance and Finance Committee, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0

CITIZEN COMMENTS

Carlton Hunt, Austin Street: commended the council for sending the stipend back to committee. Noted that the lighting of the common will be Sunday, November 26th at 7pm.

COUNCIL COMMENTS

Councilor Robinson: Wished everyone a Happy Thanksgiving.
Councilor Chase: Noted that on December 3rd Christmas on the Common will be taking place.
Councilor Perry: Noted that the Lions Club is putting the decorations on the Common on Saturday and are looking for volunteers. Also that he marched in the November 11th Veterans Day parade and it was a great turnout.
Councilor Murphy: Noted that he attended an event at the State House for Toys for Tots event that was great.
Councilor Gallagher: Thanked East Bridgewater for hosting the Veterans Day parade. Noted that the Christmas procession is taking place on December 3rd and glad that the lights will be going up.
Councilor Linde: Noted that he is looking forward to the lighting of the common and that the Library has a tree for giving and that the Fire Department is doing Toys for Tots.
Councilor McKinnon: Noted that BTV is still looking for volunteers. Congratulated Lt. Anne Schuster on her retirement and thanked all of the fire departments for their efforts on the fire that took place at Car Guys.
Councilor George: Congratulated all those that were able to fundraise for the lights and wished everyone a Happy Thanksgiving.
Councilor Moore: Wished everyone a Happy Thanksgiving and encouraged people to drive around town to look at the amazing light displays that people have.

EXECUTIVE SESSION – None

ADJOURNMENT

Councilor George made a motion to adjourn, which was duly seconded by Councilor Perry.

A roll call vote was taken with the results recorded as follows: Chase – Yea; Murphy - Yea; George – Yea; Gallagher – Yea; Moore – Yea; Robinson – Yea; Perry – Yea; McKinnon – Yea; Linde – Yea. Motion passed 9-0-0.

Meeting adjourned at 7:55p.m.

Bridgewater Town Council

Introduced By:	Town Manager
Date Introduced:	11/21/2023
First Reading:	11/21/2023
Second Reading:	12/5/2023
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY24-017: FY2024 Classification Tax Allocation - Adoption of Residential Factor

ORDERED that, pursuant to G.L. c. 40, § 56, the Town Council of the Town of Bridgewater, Massachusetts in Town Council assembled vote to adopt a residential factor of 1 for fiscal year 2024.

FURTHER ORDERED that; the Town Council authorizes the Chief Assessor to sign the LA-5 Recap relative hereto.

Explanation:
The Town Council shall annually first determine the percentages of the local tax levy to be borne by each class of real property, as defined in section two A of chapter fifty-nine and personal property for the next fiscal year. In determining such percentages, the Town Council, shall first adopt a residential factor. Said factor shall be an amount not less than the minimum residential factor determined by the commissioner of revenue in accordance with the provisions of section one A of chapter fifty-eight and shall be used by the board of assessors to determine the percentages of the local tax levy to be borne by each class of real and personal property.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance	• Meeting 12/5/23
• Finance Committee	• Meeting 12/4/23

Attachments: None

VOICE VOTE - REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

Bridgewater Town Council

Introduced By:	Town Manager
Date Introduced:	11/7/2023
First Reading:	11/7/2023
Second Reading:	11/21/2023
Amendments Adopted:	
Third Reading:	12/5/2023
Date Adopted:	
Date Effective:	

Order O-FY24-015: Sewer Enterprise Fund

ORDERED, that the Town Council assembled vote to

pursuant to Section 6-4 of the Town of Bridgewater Charter, that the Town Council of Bridgewater, Massachusetts assembled vote to transfer from Sewer Enterprise Retained Earnings a sum of $220,363 to be used to fund total costs of operations of the Sewer Department.

Explanation:
This transfer from Retained Earnings will be necessary to fund the FY2024 Sewer Enterprise Operations based on the current Sewer Revenue Estimates.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance	• 11/21/23: Voted 3-0 to recommend
• Finance Committee	• Meeting 12/4/23

Attachments: None

VOICE VOTE - REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

Bridgewater Town Council

Introduced By: Town Manager
Date Introduced: 11/7/2023
First Reading: 11/7/2023
Second Reading: 11/21/2023
Amendments Adopted:
Third Reading:
Date Adopted:
Date Effective:

Order O-FY24-016: Transfer Order - Sewer Waste Water Treatment Facility Phase I

ORDERED, that the Town Council assembled vote to

In accordance with section 6-4 of the Bridgewater Home Rule Charter, vote to appropriate and transfer $850,000 from Sewer Retained Earnings to Sewer Capital Projects Fund 61134-497003.

Explanation:
For Town Share costs of the Waste Water Treatment Facility Morris Avenue Phase 1 Project amounts not covered by Special Revolving Fund (SRF) loan proceeds. Sustaining positive cash flow in this Capital Project fund is essential to avoid any short-term borrowing.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance	• 11/21/23: Voted 3-0 to recommend
• Finance Committee	• Meeting 12/4/23.

Attachments: None

VOICE VOTE - REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

Bridgewater Town Council

Introduced By:	Erik Moore, Councilor
Date Introduced:	11/21/2023
First Reading:	11/21/2023
Second Reading:	12/5/2023
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Resolution R-FY24-003: Town Council Meeting Dates - 2024

WHEREAS: The Bridgewater Town Council Rules and Procedures, Section III Meetings states, "The Town Council will hold regular meetings on the first and third Tuesdays of each month beginning at 7:30 p.m. In the months of June, July and August, the Council will meet monthly on the first Tuesday, following the first Monday"; and

WHEREAS: Adoption of this Resolution, establishes regular meeting dates which are an exception to the aforementioned rule; and

RESOLVED: The following dates are established as regular meetings for the calendar year 2024 and regular meetings will be held in the Academy Building, Council Chambers, 66 Central Square, Bridgewater MA, to the greatest extent possible, beginning at 7:00 p.m., unless otherwise noted.

FURTHER RESOLVED: Due to COVID-19 restrictions relative to building capacity and social distancing requirements, remote participation for Councilors will be offered while allowable under the revised Open Meeting Law and meetings will begin at 7:00 p.m.

January 2, 2024	June 18, 2024
January 16, 2024	July 16, 2024
February 6, 2024	August 13, 2024
February 20, 2024	September 3, 2024*
March 12, 2024*	September 17, 2024*
March 26, 2024*	October 1, 2024
April 9, 2024*	October 15, 2024
April 23, 2024*	November 12, 2024*
May 7, 2024	November 26, 2024*
May 21, 2024	December 3, 2024
June 4, 2024	December 17, 2024

VOICE VOTE - REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

*Exceptions to Section III of the Council Rules and Procedures are noted with an asterisk.

Committee Referrals and Dispositions:
This Resolution was not referred to any committee. 14 days has elapsed, therefore it may be finally considered this evening.

Attachments: None

VOICE VOTE - REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

Bridgewater Town Council

Introduced By:	Erik Moore, Councilor
Date Introduced:	12/5/2023
First Reading:	12/5/2023
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY24-018: Establish Town Manager Goals

WHEREAS; The Town Council adopted The Resolution Establishing the Town Council's Vision for Bridgewater (R-FY22-006), which reads, "By the year 2035, Bridgewater will have established itself as the region's most accessible and desirable hub of culture, commerce, education, and open space recreation with a thriving downtown area, a breadth of housing choices, sustainable infrastructure, and a connected network of scenic outdoor recreation options, all of which preserve our quaint small-town aesthetic and highlight our historic heritage and charm. This will be supported by a best-in-class town government that prioritizes sound fiscal management, fast and reliable municipal services, community engagement and inclusivity, and economic prosperity to create better everyday lives for all generations and cultures;" and

WHEREAS; The Planning Board adopted the 10-year Master Plan on May 18, 2022, which reads in part, "The purpose of a Master Plan is to guide policy decisions that will shape the community's physical, social, and economic development through leadership, regulations, public investment, and effective public engagement in the civic life of the town;" and

WHEREAS; The Town Council wishes to implement those portions of the Master Plan which satisfy its goals as outlined in the Vision for Bridgewater and prioritize them alongside other town needs;

WHEREAS; The Town Council recognizes that establishing priorities for the Town and Town Manager is critical to ensuring our Town's resources are allocated to our highest priority initiatives;

NOW THEREFORE; The Town Council prioritizes the following goals for the Town of Bridgewater and instructs the Town Manager to complete these goals prior to the end of FY25:

Goal	Responsible Party	Evidence of Success
FY25-TCG-001 Exemplary Town Operations	Town Manager	The Town Manager has completed each milestone by the defined date and we see measurable improvement in

Develop, communicate, and deliver against the following Town Service milestones: • Develop and adhere to a balanced budget • Conduct a Town-wide Resident Satisfaction Survey to baseline opinions on key town services, projects, and communications by 04/01/2023 • Deliver a Town Manager Status Update to the Town Council every 3 weeks • **{populate with input from the TC, Town Manager and Town Clerk; Populate in the format of Milestone – Due Date}**		Resident satisfaction score and Town Manager Annual Review.
FY25-TCG-002 Downtown Revitalization Milestones Develop, communicate, and deliver against the following milestones in support of Downtown Revitalization: • **{populate with input from the TC, Town Manager and CED Director; Populate in the format of Milestone – Due Date}**	Town Manager	The Town Manager has completed each milestone by the defined date and we see progress toward downtown revitalization.
FY25-TCG-003 Drinking Water Milestones Develop, communicate, and deliver against the following milestones to reduce concerns over the quality of Bridgewater's drinking water and ensure a quality product is delivered at the tap: • **{populate with input from the TC, Town Manager and DPW Director; Populate in the format of Milestone – Due Date}**	Town Manager	The Town Manager has completed each milestone by the defined date and we see a reduction in the occurrence of brown water and an increase in actions taken to procure additional water sources and capacity.
FY25-TCG-004 Key Project Milestones Develop, communicate, and deliver against the following milestones in support of prioritized projects:	Town Manager	The Town Manager has completed each milestone by the defined date and these prioritized projects are moving forward as planned.

• Start Fire Station Build by MM/DD/YYYY • Secure funding for the 5 prioritized roadway reconstruction projects by 10/31/24 • **{populate with input from the TC, Town Manager by reviewing the list of prioritized projects; Populate in the format of Milestone – Due Date}**		

Explanation:

This Order represents the Town Council's priorities for the Town Manager. It is designed to identify achievable goals for the Town Manager and serves as a unified communication of priorities from the Town Council.

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Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Attachments: None

Bridgewater Town Council

Introduced By:	Town Manager
Date Introduced:	12/5/2023
First Reading:	12/5/2023
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY24-019: Eminent Domain Order of Taking for Two Lot Parcel on Broad Street

WHEREAS, the Town of Bridgewater wishes to create additional downtown parkland and passive recreational space for the people of Bridgewater for the public purpose of improving the living experience of residents of Bridgewater who live in the downtown area and providing outdoor passive recreational opportunities for residents and visitors alike.

Ordered, that by the Town Council for the Town of Bridgewater as follows:

1. That the Town of Bridgewater, by right of eminent domain, pursuant to the applicable provisions of Massachusetts General Laws, Chapter 79 and Chapter 121B and also Chapter 610 of the Acts of 1967 and of any and every power granted or implied, hereby takes for itself in fee simple for the purposes set forth or referred to, the Property located in the Town of Bridgewater presently known as 000 Broad Street more particularly described as Lots #1 and #2 in a Plan recorded with the Plymouth County Registry of Deeds at Plan Book 19, Page 406 and in a Deed recorded with the Plymouth County Registry of Deeds at Book 56779, Page 234, together with any and all easements and rights and privileges as specifically referred to if any, but not limited thereto, and all claims, rights and interests of any kind or nature therein, whether vested or otherwise, including the trees, buildings, structures, bridges, overhead bridges, standing upon or affixed thereto, including air rights and the fee, if any, in all streets and passageways in said area and rights, if any, either contiguous or nearly contiguous and adjacent or nearly adjacent to the Properties taken hereby.

2. It is further ordered that in accordance with the provisions of the General Laws, awards are made by the Town of Bridgewater for damages, if any, sustained by the owner or owners and all other persons including mortgagees of record having any and all interest in each parcel.

3. It is further Ordered that a copy of this Order of Taking and related plans, if any, be recorded at the Plymouth County Registry of Deeds, and the Land Registration Section thereof, if applicable, in compliance with M.G.L. Chapter 79.

4. The Parcel known as 000 Broad Street, Bridgewater, MA 02324 being taken, is specified as Parcel Lots #1

and #2 in a Plan recorded with the Plymouth County Registry of Deeds at Plan Book 19, Page 406.

Explanation:
To take by "friendly" Eminent Domain, a certain parcel of Land in the Town of Bridgewater for Municipal Purposes, namely, to create additional downtown parkland and open space for the benefit of all Bridgewater residents. The property will be incorporated into the Stiles and Hart Parkland.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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Attachments: None

Bridgewater Town Council

Introduced By:	Town Manager
Date Introduced:	12/5/2023
First Reading:	12/5/2023
Second Reading:	
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY24-020: Acceptance of Gift - Lopieke Trust

ORDERED, that the Town Council assembled vote to:

WHEREAS: Massachusetts General Laws, Chapter 44, §53A, states as follows:
"An officer ... of any city or town … may accept grants or gifts of funds from … from a charitable foundation, a private corporation, or an individual, or from the commonwealth, a county or municipality or an agency thereof, … and may expend such funds for the purposes of such grant or gift ... with the approval of the city manager and city council...;" and

WHEREAS: The Town of Bridgewater has received a gift of $3,382.18, therefore, in accordance with Chapter 44, §53A of the Massachusetts General Laws, the Town Council votes to take the following action:

ORDERED that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to accept the gift of $3,382.18 from The Lopiekes Family Memorial Trust and in accordance with stated purpose thereof.

Explanation:
The Bridgewater Library and the Town of Bridgewater are the beneficiaries of two Lopiekes family trusts. These distributions are pursuant to the instruction contained in the respective trusts.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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NOT FOR ACTION - FIRST READING

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Attachments: None