ANNUAL TOWN MEETING
OFFICIAL MINUTES
Monday, June 3, 2019 – 7:00 PM
West Bridgewater Junior/Senior High School Auditorium

A meeting in which the inhabitants of the Town qualified to vote in elections and Town affairs were notified by warrant issued by the Board of Selectmen and posted by Constable, Patrick J. Galligan on May 22, 2019.

The Annual Town Meeting with 248 qualified voters and 40 guests, the meeting proceeded as follows:
The Opening Ceremonies began at 6:45 p.m. with Rev. Paul Ring of St. Ann’s Church giving the invocation. The Boys Scouts from Troop 25 presented the colors. The West Bridgewater Girls Scouts lead the Pledge of Allegiance and the Star Spangled Banner sung by all present. A moment of silence was held for deceased members of committees, employees and former officials. The Board of Selectmen honored Ross Dugan for his heroism. Chairman, Eldon Moreira presented him with a proclamation. Vice Chairman, Denise Reyes spoke of how Ross Dugan saved four people from a burning car on Rt. 24 in West Bridgewater on February 6, 2019, putting his own life in danger in doing so. Clerk, Anthony Kinahan presented a dozen roses to Ross’ daughter as a tribute to her father and how proud she must be. The Victor R. Flaherty, Sr. Civic Award was presented to Jerry Lawrence by Police Chief Victor Flaherty. Vic spoke of the many years of service Jerry has given to the Town, starting when he was a young teenager and continues even today. Jerry Lawrence accepted the award with gratitude and presented Lois Flaherty, the widow of Victor R. Flaherty, Sr. with flowers. Moderator Jason Ross called the meeting to order at 7:13 p.m. Town Clerk, Anne Iannitelli read the posting of the warrant.

Consent Motion-Articles 1 and 2 are consent articles. Articles and motions are listed here in the event Consent article is not voted as a whole.

**MOVE:** That the Town consider and approve Articles 1 and 2 as printed on the Warrant, as a single “consent” article.

Article 1: To hear reports of all Town Officers and act thereon.

**MOVE:** To accept reports of all Town Officers.

Consent Article: Recommended Unanimously by the Finance Committee (6-0)
Consent Article: Recommended Unanimously by the Board of Selectmen (3-0)

Article 2: To see if the Town will vote to authorize the Board of Selectmen to enter into a contract or contracts with the Massachusetts Department of Public Works for the construction and maintenance of public highways for the fiscal year, or to take any other action relative thereto.

**MOVE:** That the Town vote to authorize the Board of Selectmen to enter into a contract or contracts with the Massachusetts Department of Public Works for the construction and maintenance of public highways for the fiscal year beginning July 1, 2019.

Consent Article: Recommended Unanimously by the Finance Committee (6-0)
Consent Article: Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Denise Reyes and seconded.
Denise spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY
Article 3: To see if the Town will vote to determine the salaries of the following elected Town Officials for the fiscal year beginning July 1, 2019:

Moderator
Board of Selectmen
Town Clerk
Board of Health

The following officers to serve without pay:

Library Trustees
Planning Board

School Committee
Tree Warden

Or to take any other action relative thereto.

MOVE: That the Town vote to determine the salaries of the following elected Town Officers for the fiscal year beginning July 1, 2019:

<table>
<thead>
<tr>
<th>Office</th>
<th>Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moderator</td>
<td>$338</td>
</tr>
<tr>
<td>Board of Selectmen</td>
<td>$10,375</td>
</tr>
<tr>
<td>Town Clerk</td>
<td>$71,644</td>
</tr>
<tr>
<td>Board of Health</td>
<td>$4,936</td>
</tr>
<tr>
<td>Board of Assessors</td>
<td>$10,539</td>
</tr>
<tr>
<td>Water Commissioners</td>
<td>$7,295</td>
</tr>
</tbody>
</table>

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Eldon Moreira and seconded.
Eldon spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 4: To raise such sums of money as may be necessary to defray Town charges for the fiscal year beginning July 1, 2019 and to make appropriations for the same, or to take any other action relative thereto.

MOVE: That the Town vote to appropriate the sum of $35,312,819 for the maintenance and support of the several departments of the Town and other usual or necessary Town charges as herein specified and requested by the Finance Committee for the Fiscal Year beginning July 1, 2019 for the purposes herein described and further that the sum of $32,465,780 be raised and appropriated and the sum of $2,847,039 be transferred as follows:

- From Estimated Water Revenues to: Water Department (4500) $2,097,039
- From Emergency Medical Services Receipts to: Fire Department (2200) $400,000
- From Free Cash to Offset the Debt Exclusion Borrowing Costs for new Middle/High School: "$350,000" or "$2,847,039"

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)
Moved by Meredith Anderson and seconded.
Moderator, Jason Ross read the budget by department. The holds were as follows:

Selectmen’s Budget: Neil Conley asked about 5110 and 5111. What’s the difference? David Gagne said that 5110 was the Town Administrator’s salary and 5111 was the Asst. Town Administrator and Secretary. Neil Conley said that David Gagne’s $14,000.00 raise is a lot. Eldon Moreira said we can’t hire good people and he has proven himself, he is worth every cent. Meredith said that the $14,000 is over two years. Neil Conley said that the other department heads should get as much. Eldon Moreira said we should just hire the people at the high rate from the start. Denise Harvey-Vinskus asked about the vehicle repairs $2000. What is the car worth? David Gagne explained that it was for gas also and that the car was going to be used by town employees who use their private car to go out to residents’ home like; the Assessor or Conservation Agent. The residents would know that the person was from the town.

Assessors’ Budget: Denise Harvey-Vinskus asked about the appointed official line 5111 and the increase of $15,000.00? She realized that he was under contract, but wanted to know about line 5309 consulting services, wasn’t that supposed to decreased because of the fulltime assessor? It went up from $20,000 to $28,000 and there was an increase to his pay. Why? Steve McCarthy said the reason why his pay went from $70,000 to $85,000 because the money was cut last year for his contractual amount of $82,500 so they had to find money elsewhere in budget, the increase is actually $3000. Steve McCarthy said that it was a 3-year contract with Patriot $20,000 per year. The $8000 is for Court cases and online maps. We are seeing some savings. We will not see as much of an increase in cost with new contract. John Donahue has saved the Town money by his experience and bringing more in house. We do our permits in house now. Eldon Moreira said that John does not just sit there. He researches for Appellate Board in Boston.

Denise Harvey-Vinskus made an Amendment that read: “I move to amend the motion as follows; the budget for the assessors to be amended to $209,539 for the fiscal year of 2020.” and it was seconded.

Jack Hughes said that maybe Denise Harvey-Vinskus should go to the Finance committee before hand to find out about this. Denise Harvey-Vinskus said that she is a voter in town and it is not her job to make them accountable to do what is right and not just trying to slide things in. Anthony Kinahan said he understands why this is being done, but it’s not in the best interest of the Town and it could end up costing us more money. Jeri Scrimenti said that Steve McCarthy convinced them that the money that West Bridgewater has saved is well worth the money we spent. Denise Harvey-Vinskus said she is questioning the cost of consultant fees not Assessors’ salary.

UPON VOTE, THE AMENDMENT FAILED BY MAJORITY

Police Budget: Denise Harvey-Vinskus asked about line 5115 salaries, why it went up? Chief Flaherty said last year’s warrant article for a school resource officer was moved into budget and the rest contractually. He is also looking to increase by one police officer. John Dupuis asked about line 5119 for $100,000, if he could get a further description? Chief Flaherty explained that it paid for matrons, crossing, and dispatch program which has 6-part time employees. John Dupuis asked where is the line items for the cameras around town? Chief Flaherty said that they were paid through grants and the upkeep will be in the budget, but has not had any as of yet.

Southeastern Regional High School Budget: Neil Conley said this is an ongoing battle over budget. We write it off every year. This fee is going to keep going up and up. He said it a State issue, maybe our State Rep. or Senator can help. Janice Fox said it is a blind acceptance for students. West Bridgewater has 50 students, 3.3% of students and the aid is disproportionate. Jeri Scrimenti said that there is no way to fight it. Not much we can do, we can’t say no.

Public Works Budget: Denise Harvey-Vinskus asked about the $65,000 increase in salaries, can you please explain? Chris Iannitelli said that is the combining of staff and it is contractual.
Water Dept. Budget: Denise Harvey-Vinskus asked about line 5113 labor and the $54,000 increase? Wayne Parks said it was for a part time person, he is hoping to split his crew into two crews.

UPON VOTED, PASSED UNANIMOUSLY

Article 5: To see if the Town will vote to accept the provisions of Section 4 of Chapter 73 of the Acts of 1986 and to further accept the provisions of Chapter 126 of the Acts of 1988, which will grant a percentage increase to real estate tax exemptions to persons who are otherwise qualified for such exemptions, or to take any other action relative thereto.

Section 4 of Chapter 73 of the Acts of 1986 authorizes towns certified by the Commissioner of Revenue to be assessing all property at its full and fair cash value, and which accept the provisions of that Act to grant additional real estate tax exemptions. Such additional exemptions may be granted to persons who qualify for property tax exemptions under Clauses 17D, 22, 22A, 22B, 22C, 22D, 22E, 37A and 41C.

This would increase the status exemptions to qualified individuals as follows:

<table>
<thead>
<tr>
<th>Exemption</th>
<th>FY2019 Amount</th>
<th>With 25% increase FY 2020</th>
</tr>
</thead>
<tbody>
<tr>
<td>Elderly</td>
<td>$500.00</td>
<td>$625.00</td>
</tr>
<tr>
<td>Widows/Over 70</td>
<td>$175.00</td>
<td>$218.75</td>
</tr>
<tr>
<td>Veterans</td>
<td>$400.00</td>
<td>$500.00</td>
</tr>
<tr>
<td>Blind</td>
<td>$500.00</td>
<td>$625.00</td>
</tr>
</tbody>
</table>

This increased amount will stay in place so long as it is voted each year at Town Meeting.

MOVE: That the Town accept the provisions of Section 4 of Chapter 73 of the Acts of 1986 and to further accept the provisions of Chapter 126 of the Acts of 1988 which will grant a percentage increase to real estate tax exemptions to persons who are otherwise qualified for such exemptions and further to increase the Real Estate Tax Exemption to persons so qualified by 25% for FY 2020.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Steve McCarthy and seconded.
Steve spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 6: To see if the Town will vote to borrow a sum of money in anticipation of reimbursement to meet the Town’s share of the cost of work for State Aid Construction and Maintenance or to take any other action relative thereto. (Borrow $322,502 per allocation of Chapter 90 funds for West Bridgewater from the State’s Chapter 90 local transportation aid funding for FY 2020 in anticipation of reimbursement from the state.)

MOVE: That the Town borrow $322,502, to be repaid in not more than one year, in anticipation of reimbursement to meet the Town’s share of the cost of work for State Aid Construction and
Maintenance as authorized as the Town’s apportionment of Chapter 90 Local Transportation aid funding for Fiscal Year 2020 in accordance with the figures released by the Massachusetts Department of Transportation in accordance with Chapter 86 of the Acts of 2008.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chris Iannitelli and seconded.
Chris spoke to the article.
Neil Conley asked what roads were going to be done over? Chris Iannitelli said United Drive and some milling of bad spots.

UPON VOTED, PASSED UNANIMOUSLY

Article 7: To see if the Town will vote to appropriate a sum of money for the purpose of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; to determine whether this appropriation shall be raised by using the monies repaid to the Town by current outstanding loans that are in excess of amounts due to be repaid to the Massachusetts Water Pollution Abatement Trust or otherwise, or to take any other action relative thereto.

MOVE: That the monies previously repaid through the loan program by the property owners be transferred and appropriated for the purpose of financing additional Water Pollution Abatement Facility projects concerning the repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to reissue those funds for additional Water Pollution Abatement Facility projects that are in excess of amounts due to be repaid to the Massachusetts Water Pollution Abatement Trust; that project and financing costs shall be repaid by the property owners in accordance with the agreements authorized under those statutes, of which the proceeds from interest, as well as any amounts received from the homeowner for the repayment of such loans, shall be credited to the “reserve for appropriation – W.P.A.T. Loan Repayment Account”, and shall, with approval of Town Meeting, be used to fund the repayment of any loans granted by the Water Pollution Abatement Trust under this authorization.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by John Cruz and seconded.
John spoke to the article.
Neil Conley asked how many loans we had? Scott Golder said just a few.

UPON VOTED, PASSED UNANIMOUSLY

Article 8: To see if the Town will vote to appropriate, or reserve from the projected Fiscal Year 2020 Community Preservation Estimated Revenues in the amounts recommended by the Community
Preservation Committee for committee administrative expenses, community debt services, community preservation projects, Open Space, Historic Resources, and Community Housing reserves, and other expenses in Fiscal Year 2020 with each item to be a separate appropriation or reserve:

Appropriations:
From FY 2020 estimated revenues for Committee Administrative Expenses .......$9,200
From FY 2020 estimated revenues for Open Space Reserve.........................$8,400
From FY 2020 estimated revenues for Historic Resources Reserve: .............$0
From FY 2020 estimated revenues for Community Housing Reserve: ....$18,400
From FY 2020 estimated revenues for Undesignated Funds (remainder of income) .... $0

Or to take any other action relative thereto.

MOVE: That the Town vote to appropriate from the Community Preservation Fund Estimated Revenues the following amounts recommended by the Community Preservation Committee for committee administrative expenses, Open Space, Historic Resources, and Community Housing reserves, and other expenses in Fiscal Year 2020 with each item to be a separate appropriation or reserve.

Appropriations:
From FY 2020 estimated revenues for Committee Administrative Expenses .......$9,200

Reserves:
From FY 2020 estimated revenues for Open Space Reserve.........................$8,400
From FY 2020 estimated revenues for Historic Resources Reserve: .............$0
From FY 2020 estimated revenues for Community Housing Reserve: ....$18,400
From FY 2020 estimated revenues for Undesignated Funds (remainder of income) ...$0

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Cheryl Cambria and seconded.
Cheryl spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 9: To determine whether the Town will vote to appropriate the sum of $15,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to $15,000 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic Preservation to be expended
under the direction of the Town Clerk for the continued preservation and digitization of historic vital records, or to take any other action relative thereto.

MOVE: That the Town vote to appropriate from the FY 2020 Community Preservation Fund estimated revenues a sum not to exceed $15,000, under the category of Historic Preservation, to be expended by the Town Clerk for the continued preservation and digitization of historic vital records.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Cheryl Cambria and seconded.
Cheryl spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 10: To determine whether the Town will vote to appropriate the sum of $10,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to $10,000 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic Preservation to be expended under the direction of the Board of Assessors for the continued preservation of historic vital records, or to take any other action relative thereto.

MOVE: That the Town vote to appropriate from the FY 2020 Community Preservation Fund estimated revenues a sum not to exceed $10,000, under the category of Historic Preservation, to be expended by the Board of Assessors for the continued preservation of historic vital records.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Cheryl Cambria and seconded.
Cheryl spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 11: To determine whether the Town will vote to appropriate the sum of $36,605, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to $36,605 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic Preservation to be expended under the direction of the West Bridgewater Historical Commission for the preservation and rehabilitation of the Old Fire Barn/Town Museum at 65 N. Main Street, Rear of Town Hall, or to take any other action relative thereto.

MOVE: That the Town vote to appropriate from the FY 2020 Community Preservation Fund estimated revenues a sum of which up to $36,605, under the category of Historic Preservation, to be expended by the West Bridgewater Historical Commission for the preservation and rehabilitation of the Old Fire Barn/Town Museum at 65 N. Main Street, Rear of Town Hall.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Cheryl Cambria and seconded.
Cheryl spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 12: To determine whether the Town will vote to appropriate the sum of $10,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to $10,000 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Open Space to be expended under the direction of the Department of Public Works for the War Memorial Park Fish Passage Improvement Study for wildlife habitat preservation, or to take any other action relative thereto.

MOVE: That the Town vote to appropriate from the FY 2020 Community Preservation Fund estimated revenues a sum of which up to $10,000, under the category of Open Space, to be expended by the Department of Public Works for the War Memorial Park Fish Passage Improvement Study for wildlife habitat preservation.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Cheryl Cambria and seconded.
Cheryl spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 13: To determine whether the Town will vote to appropriate the sum of $110,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to $76,395 shall be appropriated from projected Fiscal Year 2020 Fund Revenues and up to $33,605 shall be appropriated from the Community Preservation Undesignated Fund Balance in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic Preservation to be expended under the direction of the Department of Public Works for the repairs to the town-owned cemeteries, or to take any other action relative thereto.

MOVE: That the Town vote to appropriate from the Community Preservation Fund a sum of $110,000 of which up to $76,395 shall be appropriated from the FY 2020 Community Preservation Fund estimated revenues and up to $33,605 shall be appropriated from the Community Preservation Undesignated Fund Balance, under the category of Historic Preservation, to be expended by the Department of Public Works for the repairs to the town-owned cemeteries.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Cheryl Cambria and seconded.
Cheryl spoke to the article.
Maurice McCarthey asked if she could explain where the money comes from? Cheryl Cambria said that back in 2008 the Town voted a 1% tax for CPC it is on average about $27 per household. The rest of the balance comes from the State from fees collected at the Registry of Deeds. Last year the
Town brought in about $186,000. The Coalition is trying to increase the amount of money the State gives, it was a 100% match, they are trying to bring it back up.

**UPON VOTED, PASSED UNANIMOUSLY**

**Article 14:** To determine whether the Town will vote to appropriate the sum of $320,000, or any other sum, from the Community Preservation Act Fund under the category of Recreation to be expended under the direction of the Department of Public Works for Friendship Park Playground Replacement project and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, be authorized to borrow the sum of up to $320,000 as authorized under the Community Preservation Program pursuant to Massachusetts General Laws, Chapter 44B Section 11, and to execute any instruments and to take any other action necessary to carry out the purposes of this vote, or to take any other action relative thereto.

**MOVE:** That the town vote to appropriate from the Community Preservation Fund a sum of money not to exceed $320,000, to be expended by the Department of Public Works for the Friendship Park Playground Replacement project and to meet this appropriation, the Treasurer, with the approval of the Selectmen, be authorized to borrow the sum of money as authorized under the Community Preservation Program pursuant to Massachusetts General Laws, Chapter 44B Section 11.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)
This requires a 2/3 vote because it is borrowing.

Moved by Cheryl Cambria and seconded.
Cheryl spoke to the article.
Four Parents from town made a Presentation to replace the playground; Meredith Anderson, Melissa Byrnes, Lauren Feroli and Christine Myaskovski. They said that the playground needs to be repaired. It was built back in 1994. They had a certified inspector come and spend the day. She concluded that it needs to be replaced. The playground is used by 40% below the age of 5. The playground is designed for 5-12 year olds. It needs to be brought up to today’s codes. They are doing a Community build to save money, so they are going to need volunteers to help. Anthony Kinahan asked if the fence is included? They said they need to raise funds for fence. Neil Conley said he hoped they didn’t skimp to keep cost down. Denise Harvey-Vinskus said they should go to the Boy Scouts for help, maybe it can be an Eagle Scout Project. Denise Reyes asked if the rubber will out live the equipment? Meredith Anderson said the rubber is easy to patch and will meet or exceed the equipment. Karen Ryan asked it’s a lot of money, is there anything else besides rubber? Meredith Anderson said that rubber will be required in couple years. Karen Ryan asked about ADA qualifications? Meredith Anderson said they had 3 consultants come and they highly recommended rubber for accessibility. Karen Ryan asked how much would fence cost? Melissa Byrnes said $2000 to $14,000 depending on what is done, either repaired, added to, or replaced. Karen Ryan asked about the environmental impacted of the rubber on the trees. Meredith Anderson said there were no concerns.

**UPON VOTED, DECLARED 2/3RDS**

**Article 15:** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to fund Other Post-Employment Benefits (OPEB) Liability Trust Fund established in accordance with Chapter 32B, Section 20 of the Massachusetts General Laws, or to take any other action relative thereto.
MOVE: That the Town raise and appropriate a sum of $100,000 to fund Other Post Employment Benefits (OPEB) Liability Trust Fund established in accordance with Chapter 32B, Section 20 of the Massachusetts General Laws.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Scott Golder and seconded.
Scott spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 16: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money as the Town’s match for the WEB Task Force in FY2020, or to take any other action relative thereto.

MOVE: That the Town raise and appropriate a sum of $10,000 as the Town’s match for the WEB Task Force in FY 2020.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chief Victor Flaherty and seconded.
Chief Flaherty spoke to the motion.

UPON VOTED, PASSED UNANIMOUSLY

Article 17: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to fund the Municipal Building Needs Fund, or to take any other action relative thereto.

MOVE: That the Town raise and appropriate a sum of $20,000 to fund the Municipal Building Needs Fund.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Art Cabral and seconded.
Art spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 18: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Fire Department to purchase 5 new AED’s (Automatic Defibrillators) to replace 5 obsolete AED’s, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $8,675 to be expended by the Fire Department to purchase 5 new AED’s (Automatic Defibrillators.)
Moved by Chief Kenneth May and seconded.
Chief May spoke to the motion.

**UPON VOTED, PASSED UNANIMOUSLY**

**Article 19:** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Fire Department to pay for the Towns share of a grant (if awarded) for a Source Capture Vehicle Exhaust System, or to take any other action relative thereto.

**MOVE:** That the Town vote to transfer from free cash a sum of $3,203 to be expended by the Fire Department to pay for the Towns share of a grant (if awarded) for a Source Capture Vehicle Exhaust System.

Moved by Chief Kenneth May and seconded.
Chief May spoke to the motion.

**UPON VOTED, PASSED UNANIMOUSLY**

**Article 20:** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Police Department to purchase and equip one new Ford Explorer All-wheel drive cruiser and to authorize the Board of Selectmen to dispose of the vehicle to be taken out of service in the best interest of the Town, or to take any other action relative thereto.

**MOVE:** That the Town vote to transfer from free cash a sum of $43,703 to be expended by the Police Department to purchase and equip a new Ford Explorer-all wheel drive cruiser, and to authorize the Board of Selectmen to dispose of the vehicle taken out of service in the best interest of the Town.

Moved by Chief Victor Flaherty and seconded.
Chief Flaherty spoke to the motion.
Neil Conley said that 115,000 miles not a lot for a car. How many do we have? Chief Flaherty said that we have a number of them and we replace at least one a year. It cost the Department $1800 to keep it running this year and it should be replaced.

**UPON VOTED, PASSED UNANIMOUSLY**

**Article 21:** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Police Department to purchase a new updated public safety console system, or to take any other action relative thereto.
MOVE: That the Town vote to transfer from free cash a sum of $49,150 to be expended by the Police Department to purchase a new updated public safety console system.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chief Victor Flaherty and seconded.
Chief Flaherty spoke to the motion.

UPON VOTED, PASSED UNANIMOUSLY

Article 22: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works to purchase a new Vermeer 1500 Chipper, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $59,262 to be expended by the Department of Public Works to purchase a new Vermeer 1500 Chipper.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chris Iannitelli and seconded.
Chris spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 23: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works to purchase a new Ford F150 4 x 4 pickup truck and to authorize the Board of Selectmen to dispose of the vehicle to be taken out of service in the best interest of the Town, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $37,982 to be expended by the Department of Public Works to purchase a new Ford F150 4 x 4 pickup truck and to authorize the Board of Selectmen to dispose of the vehicle to be taken out of service in the best interest of the Town.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chris Iannitelli and seconded.
Chris spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 24: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works for Engineering and Surveying services for site design of a new Transfer Station Building, or to take any other action relative thereto.
MOVE: That the Town vote to transfer from free cash a sum of $18,000 to be expended by the Department of Public Works for Engineering and Surveying services for site design of a new Transfer Station Building.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chris Iannitelli and seconded.

Chris spoke to the article.

Neil Conley asked about the septic system? Chris Iannitelli said it was a cesspool. Neil Conley asked if they could just use an outhouse? Chris Iannitelli said it has to be up to code and handicap accessible. We are looking at a metal building for next year at Town Meeting. Denise Harvey-Vinskus asked if the site design includes the septic and building? Chris Iannitelli said yes it does.

UPON VOTED, PASSED BY MAJORITY

Article 25: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works to purchase and install a new Cold Storage Facility and to authorize the Board of Selectmen to dispose of the old facility in the best interest of the Town, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $105,375 to be expended by the Department of Public Works to purchase and install a new Cold Storage Facility and to authorize the Board of Selectmen to dispose of the old facility in the best interest of the Town.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chris Iannitelli and seconded.

Chris spoke to the article.

UPON VOTED, PASSED BY MAJORITY

Article 26: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Town Treasurer to pay down debt on Article 24 of the Annual Town Meeting of June 4, 2018 “East Street/East Center Street traffic lights”, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $225,000 to be expended by the Town Treasurer to pay down debt on Article 24 of the Annual Town Meeting of June 4, 2018 “East Street/East Center Street traffic lights”.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Scott Golder and seconded.

Scott spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY
Article 27: To see if the Town will vote to close out Article 4 of the Special Town Meeting of October 22, 2015, “Traffic Signal Design Study for East Street/East Center St” and to transfer the unexpended funds to a new account labeled “Design Study and Engineering Costs Associated with the Construction, Re-construction of Sidewalks and Intersections”, to be expended by the Department of Public Works, or to take any other action relative thereto.

MOVE: That the Town vote to transfer $80,000 out of Article 4 of the Special Town Meeting of October 22, 2015, “Traffic Signal Design Study for East Street/East Center Street” to be expended by the Department of Public Works and to Transfer the unexpended funds to a new account labeled “Design Study and Engineering Costs Associated with the Construction, Re-construction of Sidewalks and Intersections.”

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chris Iannitelli and seconded.
Chris spoke to the article.
Mia MacDonald when is it going to be done on East St? Denise Reyes said that she is speaking with National Grid about moving the lines and moving pole in road.

UPON VOTED, PASSED UNANIMOUSLY

Article 28: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Board of Selectmen for the construction of sidewalks, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $100,000 to be expended by the Board of Selectmen for the construction of sidewalks.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Anthony Kinahan and seconded.
Anthony spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 29: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Board of Selectmen to purchase netting for the Turf Athletic Field adjacent to Route 106, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $14,000 to be expended by the Board of Selectmen to purchase netting for the Turf Athletic Field adjacent to Route 106.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Anthony Kinahan and seconded.
Anthony spoke to the article.

UPON VOTED, PASSED BY MAJORITY
Article 30: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by Data Processing to Upgrade the Network Infrastructure, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $171,341 to be expended by Data Processing to Upgrade the Network Infrastructure.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Ed Sarro and seconded.
Ed spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 31: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the School Committee to cover the costs of unanticipated and unbudgeted Special Education costs in the FY 19 operating budget, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $150,000 to be expended by the School Committee to cover the costs of unanticipated and unbudgeted Special Education costs in the FY 19 operating budget.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Donna Hulme and seconded.
Donna spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 32: To see if the Town will vote to accept Massachusetts General Laws, Chapter 40, Section 13E, to establish a reserve fund to be utilized in the upcoming fiscal years to pay, without further appropriation, for unanticipated or unbudgeted costs of special education, out of district tuition or transportation. The balance in such reserve fund shall not exceed two percent of the annual net school spending of the school district, or to take any other action relative thereto.

MOVE: That the Town vote to accept Massachusetts General Laws, Chapter 40 Section 13E, to establish a reserve fund to be utilized in the upcoming fiscal years to pay, without further appropriation, for unanticipated or unbudgeted cost special education, out of district tuition or transportation. The balance in such reserve fund shall not exceed two percent of the annual net school spending school district.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)
Moved by Sue Sullivan and seconded.
Sue spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 33: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Town Treasurer to pay off and close Article 27 of the Annual Town Meeting of June 4, 2018 “Replacement of the Library Roof”, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $48,925 and from Unexpended Bond Proceeds from Article 27 of the Annual Town Meeting of June 4, 2018 “Replacement of the Library Roof” a sum of $28,575 to be expended by the Town Treasurer to pay off and close said Article 27.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Scott Golder and seconded.
Scott spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 34: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Library Trustees to install exterior/interior cameras and associated security items at the West Bridgewater Public Library, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $10,000 to be expended by the Library Trustees to install exterior/interior cameras and associated security items at the West Bridgewater Public Library.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Jerry Lawrence and seconded.
Jerry spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 35: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Library Trustees to upgrade and move the network cabling, racks and switch boxes at the West Bridgewater Public Library, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $10,000 to be expended by the Library Trustees to upgrade and move the network cabling, racks and switch boxes at the West Bridgewater Public Library.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Jerry Lawrence and seconded.
Jerry spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 36: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be placed in the Town’s Stabilization Fund, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from free cash a sum of $220,000 to be placed in the Town’s Stabilization Fund.

 Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Eldon Moreira and seconded.
Eldon spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 37: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Water Commissioners to continue permitting of a new water source, or to take any other action relative thereto.

MOVE: That the Town vote to transfer from Water Surplus a sum of $80,000 to be expended by the Water Commissioners to continue permitting of a new water source.

 Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Wayne Parks and seconded.
Wayne spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 38: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Water Commissioners to refit piping of the Spring St tanks with altitude valves in a new above ground building, or to take any other action relative thereto.

MOVE: That the Town vote to borrow a sum of $620,000 to be expended by the Water Commissioners to refit piping of the Spring St tanks with altitude valves in a new above ground building.

 Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)
Requires a 2/3 Vote because it is borrowing article.

Wayne Parks did not move the Motion.
Article 39: To see if the Town will vote to approve a PILOT (Payment in Lieu of Taxes) agreement negotiated by the Board of Selectmen and the Board of Assessors with Proffetty Solar LLC, 71 Austin Street, Bridgewater, Massachusetts, 02324, for the purposes of a solar array, or to take any other action relative thereto.

MOVE: That the Town vote to approve a PILOT (Payment in Lieu of Taxes) agreement negotiated by the Board of Selectmen and the Board of Assessors with Proffetty Solar LLC, 71 Austin Street, Bridgewater, Massachusetts, 02324, for the purposes of a solar array as printed on the document provided at the Town Meeting registration table.

Finance Committee, Refer to Voters (6-0)
Board of Selectmen, Refer to Voters (3-0)

Passed without action by Paula Bunker

Article 40: To see if the Town will vote to approve a PILOT (Payment in Lieu of Taxes) agreement negotiated by the Board of Selectmen and the Board of Assessors with Clean Energy Collective, or its affiliates, 361 Centennial Parkway, Third Floor, Louisville, Colorado, 80027, for the purposes of a solar array, or to take any other action relative thereto.

MOVE: That the Town vote to approve a PILOT (Payment in Lieu of Taxes) agreement negotiated by the Board of Selectmen and the Board of Assessors with Clean Energy Collective, or its affiliates, 361 Centennial Parkway, Third Floor, Louisville, Colorado, 80027, for the purposes of a solar array as printed on the document provided at the Town Meeting registration table.

Finance Committee, Refer to Voters (6-0)
Board of Selectmen, Refer to Voters (3-0)

Passed without action by Paula Bunker

Article 41: Home Rule Petition-Special Legislation concerning Special Police Officers:
An Act Relative to Special Police Officers in the Town of West Bridgewater.

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the Board of Selectmen of the Town of West Bridgewater may appoint, at the recommendation of the Police Chief and as said Chief deems necessary, individuals as Special Police Officers to perform police details or any other duties arising therefrom or during the course of police detail work, whether or not related to the detail work. Prior to appointment under this act, a Special Police Officer shall pass a medical examination conducted by a physician or other certified professional chosen by the Town to determine whether the Special Police Officer is capable of performing the essential duties of a Special Police Officer and the cost thereof shall be borne by the Special Police Officer.

SECTION 3. A Special Police Officer shall be appointed by the Board of Selectmen upon a recommendation by the Chief of Police for a one-year term, subject to removal or suspension by the Chief at any time. Within (5) days of any removal or suspension, a Special Police Officer may request in writing from the Chief the reason(s) for such removal or suspension. Upon receiving a written request, the Chief shall provide written notice of the reason(s) for such removal or suspension within (10) days of receipt from the request. The Special Police Officer may appeal to the Board of Selectmen and request a hearing within 10 business days. Said hearing shall be held within 30 days of receipt of the appeal. The Board of Selectmen shall render a written decision within 10 business days of the Hearing. Said decision shall be final.

SECTION 4. When performing duties authorized under Section 1, Special Police Officers shall have the same power to make arrests as do regular police officers of the Town of West Bridgewater. Special Police Officers shall be subject to the rules and regulations, policies and procedures and requirements of the Board of Selectmen and the Chief of Police of the Town of West Bridgewater including, but not limited to, restrictions on the type of detail assignments, responsibilities, authority, requirements regarding medical examinations to determine continuing capability to perform the duties of a Special Police Officer, requirements for training, requirements for firearms licensing and qualifications and requirements regarding uniform and equipment. Special Police Officers shall not be subject to Section 96B of Chapter 41 of the General Laws. The cost of all training, uniforms and equipment shall be borne by the Special Police Officer.

SECTION 5. Special Police Officers shall be sworn before the Town Clerk of the Town of West Bridgewater who shall keep a record of all such appointments.

SECTION 6. Special Police Officers appointed under this act shall be subject to Sections 100 and 111F of Chapter 41 of the General Laws. The amount payable under said Section 111F shall be calculated by averaging the amount earned over the prior 52 weeks as a Special Police Officer working police details, or averaged over such lesser period of time for any officer designated as a Special Police Officer less than 52 weeks prior to the incapacity. Payments under said Section 111F of said Chapter 41 shall not exceed, in a calendar year, the limitation on earnings in paragraph (b) of Section 91 of Chapter 32 of the General Laws. Payments under said Section 111F of said Chapter 41 shall terminate in accordance with said Section 111F of said Chapter 41 or when a Special Police Officer reaches the age of 65, whichever occurs sooner. In the event the age limitation applicable to regular Police Officers serving a town is increased under said Chapter 32 from the current 65 years of age, the termination benefits under said Section 111F of said Chapter 41, as provided under this act to Special Police Officers, shall terminate at such higher age limit but in no event shall those termination benefits extend beyond the age of 70 for such Special Police Officers. Special Police Officers appointed under this act shall not be subject to Sections 89E, 85H or 85H½ of said Chapter 32 nor shall they be eligible for any benefits pursuant thereto.

SECTION 7. An appointment as a Special Police Officer shall not entitle that person to assignment to a detail.

SECTION 8. Special Police Officers appointed under this act shall be subject to the limitation on hours worked and other restrictions on earnings as provided in paragraph (b) of Section 91 of Chapter 32 of the General Laws.

SECTION 9. A Special Police Officer shall not be subject to maximum age restrictions applied to regular officers under Chapter 32 of the General Laws, but shall not be eligible to serve as a
Special Police Officer upon reaching the age of 70. The provisions of this section shall apply to any Special Police Officer appointed prior or subsequent to the effective date of this act.

SECTION 10. This act shall take effect upon its passage.

Or to take any other action relative thereto.

MOVE: That the Town vote to approve a Home Rule Petition-Special Legislation An Act Relative to Special Police Officers, as printed on the warrant.

Finance Committee, Refer to Voters (6-0)  
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Chief Victor Flaherty and seconded.
Chief Flaherty spoke to the motion.

Chief Flaherty said that they are trying to clarify the law for special police officers have to retire as of 70 years old. Neil Conley asked if it was at the Chief’s discretion? Chief Flaherty said the process for hiring special will not change. Denise Harvey-Vinskius asked if this police office could pull on pension and can keep working? Chief Flaherty said if the police was retired full time then yes they could pull on their pension and work a limited number of hours as a special; 960 hours. John Dupuis asked if there is any current litigation? Chief Flaherty said no, they just want to get ahead of the curve. John asked if this is the first of its kind? Chief Flaherty said that other towns have passed this before.

UPON VOTED, PASSED UNANIMOUSLY

Article 42: To see if the Town will vote to rescind in its entirety Article 43 of the Town’s General Bylaws Fee Schedule for Sealer of Weights and Measures. The current bylaw reads as follows:

FEE SCHEDULE FOR SEALER OF WEIGHTS AND MEASURES

The Sealer of Weights and Measures shall receive the following fees for sealing the following weighing or measuring devices:

**Scales and Balances**

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Over 10,000 pounds</td>
<td>$100.00</td>
</tr>
<tr>
<td>5,000 to 10,000 pounds</td>
<td>$75.00</td>
</tr>
<tr>
<td>1,000 to 5,000 pounds</td>
<td>$60.00</td>
</tr>
<tr>
<td>100 to 1,000 pounds</td>
<td>$30.00</td>
</tr>
<tr>
<td>10 to 100 pounds</td>
<td>$18.00</td>
</tr>
<tr>
<td>Under 10 pounds</td>
<td>$12.00</td>
</tr>
</tbody>
</table>

**Weights**

<table>
<thead>
<tr>
<th>Type</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Avoirdupois</td>
<td>$2.00</td>
</tr>
<tr>
<td>Metric</td>
<td>$2.00</td>
</tr>
<tr>
<td>Apothecary</td>
<td>$2.00</td>
</tr>
<tr>
<td>Troy</td>
<td>$2.00</td>
</tr>
</tbody>
</table>
Capacity Measures

Vehicle Tanks

Each Indicator $10.00
Each 100 gallons or fraction thereof $5.00

Liquid

1 gallon or less $2.00
More than 1 gallon $3.00

Liquid Measuring Meters

Inlet ½ inch or less

Oil, grease $10.00

Inlet more than ½ to 1 inch

Gasoline or Diesel Fuel $20.00

Inlet more than 1 inch

Vehicle Tank Pump $35.00
Vehicle Tank Gravity $35.00

Bulk Storage $60.00

Company Supplies Prover $30.00

Pumps

Each stop on pump $2.50

Other Devices

Taxi Meters $20.00
Odometer-Hubodometer $20.00
Leather Measuring (Semi-Annual) $10.00
Fabric Measuring $10.00
Wire-Robe-Cordage $10.00
Container Redemption Machines $10.00

Linear Measurers

Yard Sticks $2.00
Metal Rules $2.00
Tapes $3.00
Milk Jars (Per Gross) $10.00
Scanner System

1 to 3 Scanners  $ 75.00
4 to 11 Scanners  $ 150.00
12 or more Scanners  $ 250.00

Additional Fees

Re-Inspection Fee  $ 20.00
Adjustment or Repair Fee  $ 10.00

MOVE: That the Town vote to rescind, in its entirety, Article 43. Fee Schedule for Sealer of Weights and Measures of the Town’s General Bylaws, as printed on the Warrant.

Recommended Unanimously by the Finance Committee (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Anthony Kinahan and seconded.
Anthony spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 43: To see if the Town will vote to rescind its entirety Article 51 of the Town’s General Bylaws Cigar Wrappers. The current bylaw reads as follows:

ARTICLE 51
CIGAR WRAPPERS

Section 1. Sale or Display Prohibited. No person or retail business shall sell or offer for sale, nor display any cigar wrappers in the Town of West Bridgewater.

Section 2. Violations and penalties. Any person or business which violates this article shall be punished by a fine of $50.00 for each offense.

MOVE: That the Town vote to rescind, in its entirety, Article 51. Cigar Wrappers of the Town’s General Bylaws, as printed on the Warrant.

Finance Committee, Refer to Voters (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by John Dupuis and seconded.
John spoke to the article.

UPON VOTED, PASSED UNANIMOUSLY

Article 44: To see if the Town will vote to amend the Town’s Zoning By-Law by adding the following language to Section 5.2.2.e, as follows (new language shown in bold):

5.2.2. Other Dimensional and Density Provisions
e. All lots being subdivided shall be designed geometrically to show a 100’ foot) by 100’ (foot) square beginning at the minimum front yard setback line for a structure and shall not contain any wetland or the 50’ buffer thereto.

MOVE: That the Town vote to amend the Town’s Zoning Bylaws by amending 5.2.2.e, Other Dimensional and Density Provisions as printed on the Warrant.

Finance Committee, Refer to Voters (4-2)
Not Recommended by Board of Selectmen (3-0)
Requires a 2/3rds vote because it is zoning.

Passed without action by Hugh Hurley

Article 45: To see if the Town will vote to amend the Town’s Zoning By-Laws by amending Section 6.3.1.1.e, as follows (old language stricken, new language in bold):

6.3.1. Required Parking

e. Place of Assembly, Restaurant: One (1) parking space per every four (4) two and one half (2 ½ seats)

MOVE: That the Town vote to amend the Town’s Zoning Bylaws by amending Section 6.3.1.1.e, as printed on the Warrant.

Finance Committee, Refer to Voters (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)
Recommended by Planning Board (5-0)
Requires a 2/3rds vote because it is zoning.

Moved by Hugh Hurley and seconded.
Hugh spoke to the motion.

Neil Conley would not support because you are going to hurt existing businesses. Atty. Matt Costa said that this zoning does not affect preexisting because they are grandfathered by law.
Town does not have the authority to change zoning for a business that is already operating.
John Dupuis said this is not going to address the issues that we are seeing now, but going forward, so where are we going? Denise Reyes it is for the future so we do not have problem going forward. John Dupuis said that places of assembly are also churches. Is this something that we want to consider? Hugh Hurley said we are not trying to fix things now but in the future. Denise Harvey-Vinskus asked when does a place lose its ability to open again, through the bylaws, like a closed restaurant now? Matt Costa said that the time limit is if not used for 2 years. Denise Harvey-Vinskus we could lose the opportunity to use those places and they will be left as ugly places. Matt Costa said that businesses can apply for a variance in those cases. Mark Churchill said he will vote against this because it limits places and we may end up with more vacant places and job losses. Howard Hayward asked if this proposed change would affect ADA requirement?
Hugh Hurley said ADA requirements are different it will not affect them. Peter Turner asked when does it take effect as far as grandfathering? If a church came into town and has been to hearing before this is passed? Matt Costa said that religious facilities are exempt under zoning. Hugh Hurley said all we trying to do is to have adequate parking in the future. So that people are not parking on the street etc.
Moderator Declared 2/3rds and it was Challenged by 7 voters. A Secret ballot called by 7 voters.

The Town Clerk swore in the Tellers, Marion Loughman, Sandra Irving, Joan McAndrew and Jack Hughes.

Results of secret ballot was: 71 yes 54 no

UPON VOTED, DID NOT MEET 2/3RDS REQUIREMENT AND THE MOTION FAILED

Article 46: To see if the Town will vote to amend the Town’s Zoning Bylaws by amending Section 7.8.1 by adding the following language as follows:

7.8.1. Definitions

“Facility” shall be defined as: The physical structure where medical marijuana is to be cultivated, processed, and sold, as well as all permitted guest and employee parking spaces.

MOVE: That the Town vote to amend the Town’s Zoning Bylaws by amending Section 7.8.1, as printed on the Warrant.

Recommended Unanimously by the Finance Committee (6-0) Recommended Unanimously by the Board of Selectmen (3-0) Recommended by Planning Board (5-0) Requires a 2/3rds vote because it is zoning.

Moved by Hugh Hurley and seconded. Hugh spoke to the motion.

UPON VOTED, PASSED UNANIMOUSLY

Article 47: To see if the Town will vote to amend the Town’s Zoning Bylaws by amending Section 7.8.5.10 (g) as follows (old language stricken, new language in bold):

7.8.5.10 No RMD shall be located within the following designated areas:

(g) “The distances specified above shall be measured by a straight line from the nearest property line of the premise on point of the facility in which the RMD is to be located to the nearest boundary line of a residential zoning district, or to the nearest property line of any residential use, public or private school, church or other religious facility, public park or recreational area, group day care center, family day care center, nursing home, hospital or any other RMD use, as the case may be.”

MOVE: That the Town vote to amend the Town’s Zoning Bylaws by amending Section 7.8.5.10 (g) as printed on the Warrant.

Recommended by a Majority of the Finance Committee (5-1) Recommended Unanimously by the Board of Selectmen (3-0) Recommended by Planning Board (5-0) Requires a 2/3rds vote because it is zoning.
Moved by Hugh Hurley and seconded. Hugh spoke to the motion.

UPON VOTED, PASSED UNANIMOUSLY

Article 48: To see if the Town will vote to accept, in accordance with Chapter 82, Sections 22 through 24 of the Massachusetts General Laws, Pearl Road as a Town way as shown on plans approved by the Planning Board, filed with the Town Clerk and recorded in the Registry of Deeds, or to take any other action relative thereto.

MOVE: That the Town vote to accept in accordance with Chapter 82, Sections 22 through 24 of the Massachusetts General Laws, Pearl Road as a Town way as approved by the Planning Board, filed with the Town Clerk and recorded in the Registry of Deeds.

Not Recommended by a Majority of the Finance Committee (4-2) Not Recommended by the Board of Selectmen (3-0)

Moved by Hugh Hurley and seconded. Hugh spoke to the motion.

Jeri Scrceni said the reason the Finance Committee voted against it was because it was designed and accepted as a private way. It was not in the best financial interest of the Town. Several people spoke to the motion. People were concerned that it would open a can of worms for other private ways. There was concern that the septic system under the road would become the Town’s responsibility. Hugh Hurley said that the agreement was that the homeowners’ association would be responsible for the septic and if they had to dig the road up it would have to be return to its original state. People felt that the homeowners knew what they were getting into when they purchased the houses. Tim Hay from Conservation Commission said that when it came before the board they looked at it as a homeowners’ association, they would have looked at it differently. The DPW does not plow the street it is the resident’s responsibility and they paid for it through taxes. The money we would receive in Chapter 90 would not be worth accepting the street. Eldon Moreira said that it did not come through the way other request come through it didn’t go before other boards. It is not in the best interest of the town. Hugh Hurley said that the road was put in properly and it went in front of the Planning Board and it should be accepted. The residents of Pearl Rd were concerned with the safety of their children having to walk to the bus stop because the bus doesn’t come down the road. They all pay taxes in the town and do not receive the same services.

Jonathan Kream Moved the question and it was seconded. PASSED UNANIMOUSLY

UPON VOTED, PASSED BY MAJORITY

The meeting was dissolved at 10:38 pm

A true copy, Attest: 

Anne G. Iannitelli, CMC, CMMC
Town Clerk