ANNUAL TOWN MEETING
OFFICIAL MINUTES

Monday, June 4, 2018 – 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, Bruce L. Holmquist on May 17, 2018.

The Annual Town Meeting with 338 qualified voters and 44 guests, the meeting proceeded as follows:

The Opening Ceremonies began with Rev. Paul Ring of the 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. M/S High School Chorus Members, Haylee Devery, Isabella D’Agostino and Tayah Goode sang the “Star Spangled Banner”.

A moment of silence was held for deceased members of committees, employees and former officials. A special video tribute was presented in honor of the late Town Moderator James E. Benson.

Congressman Stephen F. Lynch spoke to the assembly.

The Victor R. Flaherty, Sr. Civic Award was awarded posthumously to Frank W. Nelson, Jr. and was presented to his wife Pearl E. Nelson by Victor R. Flaherty, Jr.

Town Clerk, Anne Iannitelli called the meeting to order at 7:40 p.m.

The first order of business was to elect a Temporary Town Moderator by ballot to run the meeting. Town Clerk, Anne Iannitelli asked for nominations from the floor. Selectmen, Anthony Kinahan nominated Marion Leonard and it was seconded. Hearing no other nominations, Anne Iannitelli asked for a motion to allow the Town Clerk to cast one ballot for Marion Leonard. It was moved and seconded.

UPON VOTE, PASSED UNANIMOUSLY

Anne Iannitelli cast one ballot vote for Marion Leonard and declared her elected. Anne swore Marion in as Temporary Moderator for the Meeting.

Marion Leonard took over as Moderator.

Consent Motion: Articles 2 and 3 are consent articles. Articles and Motions are listed here in the event Consent article is not voted as a whole.

<table>
<thead>
<tr>
<th>MOVE:</th>
<th>That the Town consider and approve Articles 2 and 3 as printed on the Warrant, as a single “consent” article.</th>
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Article 2: To hear reports of all Town Officers and act thereon.

Consent Article: Finance Committee, Refer to Voters (6-0)
Recommended Unanimously by the Board of Selectmen (3-0)
Consent-
MOVE: To accept reports of all Town Officers.

Article 3: 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 take any action relative thereto.

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

Consent-
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, 2018.

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

UPON VOTE, PASSED UNANIMOUSLY

Article 4: To see if the Town will vote to transfer a sum of money to provide for the snow and ice deficit for the fiscal year 2018 in the General Fund -Dept 4230 -DPW Snow and Ice, or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to transfer $192,000 from department number 9100-Benefits to provide for the snow and ice deficit for the fiscal year 2018 in the General Fund -4230 -DPW Snow and Ice.

Moved by Chris Iannitelli and seconded.
Chris spoke to the article.
Neil Conley asked to explain where the money came from?
Meredith Anderson said it came from an excess in the Benefits line. They have to appropriate each year as if all employees will use the Town’s benefits. David Gagne said we can use the excess appropriations from budget to cover the deficit.

UPON VOTE, PASSED UNANIMOUSLY

Article 5: To see if the Town will vote to determine the salaries of the following elected Town Officials for the fiscal year beginning July 1, 2018:

Moderator Tree Warden
Board of Selectmen  Board of Assessors
Town Clerk       Water Commissioners
Board of Health

The following officers to serve without pay:

Library Trustees  School Committee
Planning Board

Or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to determine the salaries of the following elected Town Officers for the fiscal year beginning July 1, 2018:

Moderator  $338  Tree Warden  $0
Board of Selectmen  $10,375  Board of Assessors  $10,539
Town Clerk  $69,557  Board of Health  $2,577
Board of Water Commissioners  $7,295

Moved by Eldon Moreira and seconded
Eldon spoke to article.

UPON VOTE, PASSED UNANIMOUSLY

Article 6: To raise such sums of money as may be necessary to defray Town charges for the fiscal year beginning July 1, 2018 and to make appropriations for the same, or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to appropriate the sum of $33,907,791 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, 2018 for the purposes herein described and further that the sum of $31,197,759 be raised and appropriated and the sum of $2,710,032 be transferred as follows:

From Estimated Water Revenues to:  Water Department (4500) 1,960,032
From Emergency Medical Services Receipts to:  Fire Department (2200) 400,000
From Free Cash to Offset the Debt Exclusion Borrowing  350,000
Costs for new Middle/High School:  2,710,032
TOTAL  2,710,032
Moved by Meredith Anderson and seconded.
Jack Hughes asked what is free cash and where does it come from? David Gagne said is from money not spent and unexpected revenue. He said that using this money to pay down the debt faster is a good thing for the Town. David Gagne says free cash will lower our budget.

Selectmen's Budget- John Dupois asked about the labor negotiator and the vehicle maintenance Line items. Anthony Kinahan said that the Town is going to acquire a vehicle, for the Town Department Heads to use instead of their own cars, from the Police Dept. The town vehicle would have the Town logo on it and be more professional than using their own car. The labor negotiator could be used instead of Town Counsel.
Neil Conley asked where was the Town Administrator’s budget? They should explain where it went. He is against the Town Administrator’s raise.
Denise Harvey-Vinskus said it was a $37,000 raise over three years.
Karen McCowan-Ryan said the type of work he does, $107,000 is not a lot of money.
Denise Reyes looked at like towns, like Avon and Mr. Gagne’s pay is within range. When she calls him she has the answer. It is a great increase, but it has to be based on Job performance.

Assessors' Budget- John Dupois asked about line 5111, Appointed Official increase from $70,000. to $82,000. Steve McCarthy said when they increased the principal assessor’s contract fulltime, they tried to come up with the salary based on other towns. They started him at below average to see job performance. His job performance was excellent.
Denise Harvey-Vinskus asked why the Consultant line has not gone away like they said it would back in 2016 when they made him fulltime? Steve said there was $8,000 in the line for GIS for assessor’s maps to go online. Steve said they never stated that the vendor would go away it would be less expensive. He works alongside with them. There is not enough time in a day.
Jack Hughes said that Finance Committee is who we put in place for this.
Paula Bunker says we did say it would go away over time, it would decrease over time. She said she knew nothing about the $8,000.
Steve Currier said we need someone in charge of HR.

Denise Harvey-Vinskus made an amendment.
**Move:** I would like to amend line 5111 of Budget 1410 to $70,000 to reflect a bottom line budget of $222,560. and seconded.

David Gagne said that it would affect the bottom line of the budget.
The Moderator called for a counted vote.
The Tellers, Marian Goode, Kristine Roberts, Joseph Kennedy, Sandra Irving, Jack Hughes, Warren Turner, Peter Turner, Molly Smith and Chris Boujoukos were sworn in by the Town Clerk.

**UPON VOTE, THE AMENDMENT PASSED BY MAJORITY**
**HAND COUNTED VOTE**

**YES:** 176

**NO:** 84
Meredith Anderson just wanted to make sure everyone understands that the amendment lowers the Assessor’s Budget but does not necessary lower the Assessor’s salary. He is under contract.

**Meredith Anderson made a motion to reconsider and it was seconded.**

**UPON VOTE, THE RECONSIDERATION WAS DEFEATED BY MAJORITY**

Fred Adams asked if it was a line item amendment and David Gagne said you cannot amend a line item only the bottom line.
Brad Piesco said the Board of Health doesn’t give a raise before the budget is approved.
David Gay said the contract is between the Principal Assessor and the Board of Assessors, not the Selectmen.

**Town Counsel’s Budget** – Neil Conley wants to know who Counsel is representing Selectmen or David Gagne? He said he is representing the Selectmen and deals with the Town Administrator. What is his fee at this point? David Gagne didn’t bring amount. Denise Reyes she thinks she has the answer for the question. She has a sheet that David Gagne gave them. She gave it to David Gagne. He said $10,828.00 year to date.

**Education Budget**- Denise Harvey-Vinskus asked about the 3211 SPED Education increase of $92,000? Patty Oakley, there was a decrease in the Superintendent office of $92,000. Dr. Oakley said the difference was a change in jobs which was a decrease in the budget. They hired someone for the SPED and the Superintendent took over curriculum part of the job.
Denise Reyes was looking at increases in utility line, there was a $124,000.00 expected increase in rates. Why? Projections are not that high. Patty Oakley said that the new school not everything was on line in beginning, fields etc. and also change in the credits for solar panels electricity. They also had to finish HAVC.

**Snow Removal Budget**- Jason Ross asked what is the advertising line? Shawn Anderson said it was Newspaper ads for snow plowing.

**Water Department Budget**- Rick Krugger move to amend the motion as follows: To increase Water Department. Budget 4500 by $25,000 as follows: Line 5211-Heating by $3,000, Line 5537: Water purification chemicals by $10,000, Line 5315-Laboratory services by $3,000, Line 5243-Equipment repairs and maintenance by $2,000, Line 5301-GIS engineering and supplies by $3,000, Line 5533-Tools and supplies by $3,000, and Line 5340 Telephone by $1,000. And it was seconded.

Art Spoke to the amendment respectfully disagrees with the Finance Committee’s cuts. They need the money in the budget this year for services. Meredith Anderson says that the Water Department has surplus. Art says surplus doesn’t come until the end of the year and they don’t have surplus available to use it unless we come back to Town Meeting. He wants it in the budget incase. Rick Krugger said it was surplus from new home owners and was not counted on, it falls out the next year. They use it to pay mortgages, if not on water rate it is not extra surplus. Jeri Scrceni stated that the trend shows that the actuals spent were less than what was requested.
Wayne Parks told Fin Com they spend their money at end of year when we have extra money. Jeri said there was about $30,000, unpaid or forgiven payments and mortgage payments should be in budget. They want to keep rates as low as possible. David Gagne explained the final votes.

UPON VOTE, AMENDMENT FAILED BY MAJORITY

David Gagne explained the final vote. Meredith Anderson re-read the main motion with amendments made:

MOVE: That the Town vote to appropriate the sum of $33,895,791 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, 2018 for the purposes herein described and further that the sum of $31,185,759 be raised and appropriated and the sum of $2,710,032 be transferred as follows:

From Estimated Water Revenues to:  
Water Department (4500) 1,960,032
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
TOTAL 2,710,032

UPON VOTE, PASSED BY MAJORITY

Nancy Maloney made a motion to move Art #31 and it was seconded.

UPON VOTE, PASSED BY MAJORITY

Art #31 was discussed and voted on. (see Art #31)

Evan Murray made a motion to move Art #33 and it was seconded.

UPON VOTE, PASSED BY MAJORITY

Art #33 was discussed and voted on. (see Art #33)

Article 7: 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 take any action relative thereto.
Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

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 2019.

Moved by John Donahue and seconded.

UPON VOTE, PASSED UNANIMOUSLY

Article 8: 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 take any action relative thereto. (Borrow $319,476 per allocation of Chapter 90 funds for West Bridgewater from the State's Chapter 90 local transportation aid funding for FY 2019 in anticipation of reimbursement from the state.)

Recommended by a Majority of the Finance Committee (6-0-1)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town borrow $319,476, 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 and funding for Fiscal Year 2019 in accordance with the figures released by the Massachusetts Department of Transportation in accordance with Chapter 86 of the Acts of 2008.

Moved by Chris Iannitelli and seconded.
Neil Conley asked if it was a loan? Chris said that the Town gets it every year from the State it is 100% reimbursable.

UPON VOTE, PASSED UNANIMOUSLY

Article 9: 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.

Recommended by a Majority of the Finance Committee (6-0-1)
Recommended Unanimously by the Board of Selectmen (3-0)

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.

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

UPON VOTE, PASSED UNANIMOUSLY

Article 10: To see if the Town will vote to appropriate, or reserve from the Community Preservation Fund Estimated Revenues the following amounts recommended by the Community Preservation Committee for committee administrative expenses, debt services, Community Preservation projects, Open Space, Historic Resources, and Community Housing reserves, and other expenses in fiscal year 2019 with each item to be a separate appropriation or reserve:

Appropriations:
From FY 2019 estimated revenues for Committee Administrative Expenses $10,622

Reserves:
From FY 2019 estimated revenues for Historic Resources Reserve: $0
From FY 2019 estimated revenues for Community Housing Reserve: $19,800
From FY 2019 estimated revenues for Open Space Reserve... $0
From FY2019 estimated revenues for Undesignated Funds.... $ 0

Or take any other action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town appropriate from the Community Preservation Fund
Estimated Revenues the following amounts recommended by the Community
Preservation Committee for committee administrative expenses, debt
services, Community Preservation projects, Open Space, Historic Resources,
and Community Housing reserves, and other expenses in fiscal year 2019
with each item to be a separate appropriation or reserve:

Appropriations:
From FY 2019 estimated revenues for Committee Administrative
Expenses ...................... $ 10,622

Reserves:
From FY 2019 estimated revenues for Historic Resources Reserve:
............................. $ 0
From FY 2019 estimated revenues for Community Housing Reserve:
............................. $ 19,800
From FY 2019 estimated revenues for Open Space Reserve... $ 0
From FY2019 estimated revenues for Undesignated Funds.... $ 0

Moved by Cheryl Cambria and seconded.

UPON VOTE, PASSED UNANIMOUSLY

Article 11: To see if the Town will vote to transfer and appropriate from the Undesignated
Funds portion of the FY 2019 Community Preservation Fund estimated revenue a
sum not to exceed $125,000, to be expended by the Department of Public Works
for the continued restoration and preservation of the War Memorial Park and the
completion of eight alternate elements of the original preservation project, or any
other action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to transfer and appropriate from the Undesignated
Funds portion of the FY 2019 Community Preservation Fund estimated
revenue a sum not to exceed $125,000, to be expended by the Department of
Public Works for the continued restoration and preservation of the War
Memorial Park and the completion of eight alternate elements of the original
preservation project.
Moved by Cheryl Cambria and seconded.

UPON VOTE, PASSED UNANIMOUSLY

Article 12: To see if the Town will vote to transfer and appropriate from the Open Space Reserve portion of the FY 2019 Community Preservation Fund estimated revenues a sum not to exceed $19,800, and from the Fund Balance Reserve of the Open Space Reserve portion of the Community Preservation Fund a sum not to exceed $5,200, for a total sum not to exceed $25,000 to be expended by the Department of Public Works for the Memorial Park Fish Passage Improvements project, or any other action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to transfer and appropriate from the Open Space Reserve portion of the FY 2019 Community Preservation Fund a sum not to exceed $19,800, and from the Fund Balance Reserve of the Open Space Reserve portion of the Community Preservation Fund a sum not to exceed $5,200, for a total sum not to exceed $25,000 to be expended by the Department of Public Works for the Memorial Park Fish Passage Improvements project.

Moved by Cheryl Cambria and seconded.

UPON VOTE, PASSED UNANIMOUSLY

Article 13: To see if the Town will vote to transfer and appropriate from the Historic Resources Reserve portion of the FY 2019 Community Preservation Fund estimated revenues a sum not to exceed $17,542, and from the Fund Balance Reserve of the Historic Resources Reserve portion of the Community Preservation Fund a sum not to exceed $2,458, for a total sum not to exceed $20,000 to be expended under the direction of the Community Preservation Committee to assist the Old Bridgewater Historical Commission to complete assessments of the architectural condition and the present and future maintenance needs of their ca. 1901 building and the ca. 1662 Keith House and to assess the preservation needs and conditions of their archival collections, or any other action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to transfer and appropriate from the Historic Resources Reserve portion of the FY 2019 Community Preservation Fund estimated revenues a sum not to exceed $17,542, and from the Fund Balance Reserve of
the Historical Resources Reserve portion of the Community Preservations Fund a sum not to exceed $2,458 for a total sum not to exceed $20,000 to be expended under the direction of the Community Preservation Committee to assist the Old Bridgewater Historical Commission to complete assessments of the architectural condition and the present and future maintenance needs of their ca. 1901 building and the ca. 1662 Keith House and to assess the preservation needs and conditions of their archival collections.

Moved by Cheryl Cambria and seconded.

UPON VOTE, PASSED UNANIMOUSLY

Article 14: To see if the Town will vote to transfer and appropriate from the Undesignated Funds portion of the FY 2019 Community Preservation Fund a sum not to exceed $15,000, to be expended by the Town Clerk for the continued preservation and digitization of historic vital records, or any other action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to transfer and appropriate from the Undesignated Funds portion of the FY 2019 Community Preservation Fund a sum not to exceed $15,000 to be expended by the Town Clerk for the continued preservation and digitization of historic vital records.

Moved by Cheryl Cambria and seconded
Denise Harvey-Vinskus asked about using the scanner that the Eagle Scout is purchasing for the Old Historical Society? Anne Iannitelli said that the Town Clerk Office does not do a lot of digitization because we are required to keep paper copies of Death, Birth and Marriage Certificates.

UPON VOTE, PASSED BY MAJORITY

Article 15: To see if the Town will vote to transfer and appropriate from the Undesignated Funds portion of the FY 2019 Community Preservation Fund a sum not to exceed $10,000, to be expended by the Board of Assessors for the preservation of the Assessor Valuation Books, or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to transfer and appropriate from the Undesignated Funds portion of the FY 2019 Community Preservation Fund a sum not to exceed $10,000, to be expended by the Board of Assessors for the preservation of the Assessor Valuation Books.
Moved by Cheryl Cambria and seconded.

UPON VOTE, 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 to fund Other Post-Employment Benefits (OPEB) Liability Trust Fund established in accordance with Chapter 32B, Section 20 of the Massachusetts General Laws, or take any other action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

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.

Moved by Scott Golder and seconded.

UPON VOTE, 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 as the Town's match for the WEB Task Force Grant in FY2019, or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town raise and appropriate a sum of $10,000 as the Town’s match for the WEB Task Force Grant in FY2019.

Moved by Chief Flaherty and seconded.

UPON VOTE, 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 Police Department to purchase and equip one new Ford Taurus Interceptor all-wheel drive vehicle and to authorize the Board of Selectmen to dispose of the vehicles taken out of service in the best interest of the Town, or take any action relative thereto.

Recommended by a Majority of the Finance Committee (6-1)
Recommended Unanimously by the Board of Selectmen (3-0)
MOVE: That the Town transfer from free cash a sum of $30,519 to be expended by the Police Department to purchase and equip one new Ford Taurus Interceptor all-wheel drive vehicle and to authorize the Board of Selectmen to dispose of the vehicles taken out of service in the best interest of the Town.

Moved by Chief Flaherty and seconded.
Neil Conley asked how much in free cash does the Town have? David Gagne created a slide; $756,998.
Peter Turner asked who voted against this on Fin Com and why? Maurice McCarthy said he didn’t think that they needed a new vehicle this year, maybe next year.

UPON VOTE, PASSED BY MAJORITY

Article19: 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 F-150 four-wheel drive vehicle to be utilized by the K-9 officer and to authorize the Board of Selectmen to dispose of the vehicles taken out of service in the best interest of the Town, or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town transfer from free cash a sum of $46,125 to be expended by the Police Department to purchase and equip one new vehicle for the K-9 officer’s use, and to authorize the Board of Selectmen to dispose of the vehicles taken out of service in the best interest of the Town.

Moved by Chief Flaherty and seconded.

UPON VOTE, 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 Department of Public Works to purchase a new 6.5 Cu.Yd. capacity Stainless Steel Sander, or take any action relative thereto.

Recommended by a Majority of the Finance Committee (6-0-1)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: To transfer from free cash a sum of $18,000 to be expended by the Department of Public Works to purchase a new 6.5 Cu.Yd. capacity Stainless Steel Sander.

Moved by Chris Iannitelli and seconded.
Chris Iannitelli made an amendment.
Move to strike out 6.5 Cu. Yd. and replace with 10 Cu Yd. and seconded.
UPON VOTE, AMENDMENT PASSED UNANIMOUSLY

The original motion with amendment:

UPON VOTE, 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 Department of Public Works to purchase a new 10' Dump Body, or take any other action relative thereto.

Recommended by a Majority of the Finance Committee (6-0-1)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town transfer from free cash a sum of $14,150 to purchase a new 10' Dump Body.

Moved by Chris Iannitelli and seconded.

UPON VOTE, 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 14” Bobcat Planer, or take any action relative thereto.

Recommended by a Majority of the Finance Committee (6-0-1)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town transfer from free cash a sum of $9,704 to be expended by the Department of Public Works for a new 14” Bobcat Planer.

Moved by Chris Iannitelli and seconded.

Jack Hughes asked what a Planer was? Chris said that it is an attachment to bobcat to help fix potholes.

UPON VOTE, 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 New Overhead Garage Doors, or take any action relative thereto.

Recommended by a Majority of the Finance Committee (6-0-1)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town transfer from free cash a sum of $55,000 to be expended by the Department of Public Works to purchase New Overhead Garage Doors.

Moved by Chris Iannitelli and seconded.

UPON VOTE, 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 Work
Works, for the purpose of installing a traffic signal to be located at East Center Street (Route 106) and East Street, or to take any action relative thereto.

Recommended by a Majority of the Finance Committee (6-1)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town borrow $513,000 to be expended by the Department of Public Works for the purpose of installing a traffic signal to be located at East Center Street (Route 106) and East Street.

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

UPON VOTE, MOTION PASSED BY 2/3 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 Fire Department to purchase Personal Protective Clothing, or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town transfer from free cash a sum of $44,000 to be expended by the Fire Department to purchase Personal Protective Clothing.

Moved by Chief May and seconded.
Chief May spoke to the article.

UPON VOTE, PASSED UNANIMOUSLY

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 Fire Department to purchase a forest fire skid unit, or to take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town transfer from free cash a sum of $14,500 to be expended by the Fire Department to purchase a forest fire skid unit.

Moved by Chief May and seconded.
Chief May spoke to the article.

UPON VOTE, PASSED UNANIMOUSLY
Article 27: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to be expended under the direction of the Library Director to replace the Library’s flat roof.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town borrow $77,500 to be expended under the direction of the Library Director to replace the Library’s flat roof.

Moved by Deborah Lancaster and seconded. Needed 2/3 vote.

UPON VOTE, 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 fund the Municipal Building Needs Fund, or take any action relative thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town raise and appropriate a sum of $30,000 to fund the Municipal Building Needs Fund.

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

UPON VOTE, 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 for the construction of sidewalks.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

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

Moved by Anthony Kinahan and seconded.
Anthony spoke to the article.
Paul Conners said he has lived in town for 26 years and no sidewalks have been repaired. Kerrin Snell is it going to be for new or old sidewalks? Anthony said that has not been established yet, that is for the committee to decide. Chris Iannitelli said they are going after several different State funding. They have put a committee together of nine people to help decide and there will also be public input. He looking to get $400,000 from a State program. Shawn Anderson said that Chapter 90 has new regulations that can now include the sidewalks.

UPON VOTE, PASSED UNANIMOUSLY
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 under the direction of the Superintendent of the West Bridgewater Public Schools for the gym roof replacement project at the Howard School at 70 Howard Street, which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority (“MSBA”). The Town acknowledges that the MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town. Any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) Fifty-Two point sixty-nine percent (52.69 %) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA. ($75,000, Free Cash and $75,000, Borrow)

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

THE ARTICLE WAS NOT MOVED

At 11:57 PM, the Moderator, Marion Leonard asked for a motion to continue meeting past 11:00 PM. The Town By-Laws does not allow us to start another Article after 11:00 PM.
Meredith Anderson moved the motion and it was seconded.

UPON VOTE, 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 Police Department to create a School Resource Officer position.

Recommended by a Majority of the Finance Committee (4-3)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town raise and appropriate a sum of $78,500 to be expended by the Police Department to create a School Resource Officer position.

Moved by Bill Flynn and seconded.
Chief Flaherty spoke to the article. Jim Best asked if the officer will be working for the schools only?
Chief Flaherty said yes in the school full time.
Neil Conley all schools, full time? Chief Flaherty said yes and he is also looking at grants. The Officer will be housed in High School. He will go to the other schools and the Department will continue spot checks.

UPON VOTE, PASSED BY MAJORITY
Article 32: To see if the Town will vote to amend Article 17 ANIMAL CONTROL OFFICERS of the Town's General By-Laws by removing Section 5b in its entirety, which reads as follows: "Section 5. b. Dogs brought or shipped into the Commonwealth for commercial resale shall, as is required by Chapter 140, Section 138A of the General Laws, be inoculated against distemper not more than thirty (30) nor less than seven (7) days before entry and shall be accompanied by an official health certificate signed by an accredited veterinarian and a copy sent to the Commissioner of Agriculture. If such certificate is unavailable in the state of origin, then a similar examination and certificate shall be made within fourteen (14) days of the arrival of the dog in the Commonwealth."

Finance Committee, Refer to Voters (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to amend Article 17 ANIMAL CONTROL OFFICERS of the Town's General By-Laws as printed on the Warrant.

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

UPON VOTE, PASSED UNANIMOUSLY

Article 33: To see if the Town will vote to ban non-medical Marijuana Establishments in Town as established in MGL c. 94G and as defined in 935 CMR 500.002 as a Marijuana Cultivator, Craft Marijuana Cooperative, Marijuana Product Manufacturer, Marijuana Retailer, Independent Testing Laboratory, Marijuana Research Facility, Marijuana Transporter, or any other type of licenses marijuana-related business, except a medical marijuana treatment center.

Not Recommended by a Majority of the Finance Committee (5-2)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to ban non-medical Marijuana Establishments in Town as established in MGL c. 94G and as defined in 935 CMR 500.002.

Moved by Eldon Moreira and seconded.
Anthony Kinahan moved an amendment and seconded.
MOVE: to strike marijuana cultivator, Craft Marijuana Cooperative, marijuana product manufacturer, independent testing laboratory, marijuana research facility and marijuana transporter from the article, only banning Marijuana Retailer.

Anthony spoke to the Article. This would get rid of any consumer sales, but allows for warehouses in the industrial district and an opportunity to bring businesses to the Town. We will be missing out if we don't allow this. Several people spoke to the motion asking for clarification. Anthony says we are voting to allow: marijuana cultivator, Craft Marijuana Cooperative,
marijuana product manufacturer, independent testing laboratory, marijuana research facility and marijuana transporter. A yes vote on the amendment would allow everything but Marijuana Retailer to stay in main motion. Mark Churchill reminded us that we voted no on the non-binding question on Annual Town Election in April, Selectmen said they would go on what the voters want.
Anthony re-read the amendment.
People still asked for clarification. David Gay says that it has to be written this way because of the Statue.

**UPON VOTE, AMENDMENT FAILED BY MAJORITY**

Rue Kream moved an amendment and it was seconded.

**MOVE:** to amend Article 33 in order to separate the eight categories of Marijuana Establishments listed so each can be voted on individually, as each has its own potential beneficial or detrimental effects.

**To Vote on each of the following:**

a) To see if the Town will vote to ban non-medical Marijuana Cultivators in Town.
b) To see if the Town will vote to ban non-medical Craft Marijuana Cooperatives in Town.
c) To see if the Town will vote to ban non-medical Marijuana Products Manufacturers in Town.
d) To see if the Town will vote to ban non-medical Marijuana Retailers in Town.
e) To see if the Town will vote to ban non-medical Marijuana Independent Testing Laboratories in Town.
f) To see if the Town will vote to ban non-medical Marijuana Research Facilities in Town.
g) To see if the Town will vote to ban non-medical Marijuana Transporter in Town.
h) To see if the Town will vote to ban any other type of licenses marijuana-related business, except a medical marijuana treatment center in Town.

**UPON VOTE, AMENDMENT FAILED BY MAJORITY**

Dagney Kream spoke in favor of allowing sales of recreational marijuana in the Town. She cited statistics that show marijuana is safer than alcohol. Allowing it would help people you need it and can’t afford medical marijuana, because medical marijuana is more expensive. We allow alcohol to be sold, we should allow marijuana. Several other people spoke against allowing marijuana. Evan Murray said what lesson are we teaching our children? We have a DARE program teaching them not to use drugs, but we will allow the sale of recreational marijuana?
Marion Loughman said we are not debating whether marijuana is legal, but is this the type of business we want in our town?
Warren Turner made a motion to: Move the Question and it was seconded.

**UPON VOTE, PASSED UNANIMOUSLY**

Hand counted vote was taken for original motion.

**UPON VOTE, PASSED BY MAJORITY**
HAND COUNTED VOTE
YES: 146
NO: 63

Article 34: To see if the Town will vote to accept G.L. c. 64N § 3 to impose an excise on the retail sales of marijuana for adult use at the rate of 3 percent.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

ARTICLE WAS NOT MOVED

Article 35: To see if the Town will vote to amend the Town’s Zoning By-Laws by adding the following new Section 7.9, Marijuana Establishments, as proposed and allow the Town Clerk to number the By-Law as deemed appropriate:

7.9 Marijuana Establishments

7.9.1 Definitions

Marijuana: As that term is defined under Massachusetts General Laws chapter 94C and as in 105 CMR 725.004.

Marijuana Establishment: As established in MGL c. 94G and as defined in 935 CMR 500.002 as a Marijuana Cultivator, Craft Marijuana Cooperative, Marijuana Product Manufacturer, Marijuana Retailer, Independent Testing Laboratory, Marijuana Research Facility, Marijuana Transporter, or any other type of licenses marijuana-related business, except a medical marijuana treatment center.

7.9.2 Purposes

a. To protect the health, safety, convenience and general welfare of the inhabitants of the Town of West Bridgewater;

b. To provide for the limited establishment of Marijuana Establishments in appropriate places and under strict conditions in accordance with applicable laws;

c. To minimize the adverse impacts of Marijuana Establishments on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with said Marijuana Establishments;

d. To regulate the siting, design, placement, safety, monitoring, modification, and removal of Marijuana Establishments;
e. To limit the overall number of Marijuana Establishments in West Bridgewater to what is essential to serve the public convenience and necessity.

7.9.3 Applicability

a. Medical Marijuana Treatment Centers are covered under separate Section 7.8.0;

b. No Marijuana Establishment shall be established except in compliance with the provisions of Section 7.9.0;

c. Nothing in this bylaw shall be construed to supersede federal and state laws governing the sale and distribution of narcotic drugs;

d. If any provision of this Section or the application of any such provision to any person or circumstance shall be held invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this Section are severable.

7.9.4 Eligible Locations for Marijuana Establishments:

7.9.4.1 Marijuana Establishments may be allowed by Special Permit from the Special Permit Granting Authority, the West Bridgewater Zoning Board of Appeals, in the Industrial District bounded by the westerly line of Route 24, the towns of Bridgewater, Raynham, and Easton, southerly line of West Street, Hockomock River and the southerly line of Walnut Street provided the facility meets the requirements of this Section 7.9.0 and any applicable requirements found in Section 7.5 et seq.

7.9.5 General Requirements and Conditions for all Marijuana Establishments:

In addition to the considerations for granting a Special Permit contained in Section 7.5 et seq., an application for a Special Permit required by this By-law for a Marijuana Establishment shall not be granted unless each of the standards set forth in this section are fully satisfied:

7.9.5.1 All Marijuana Establishments shall be contained within an alarmed and secured building or structure.

7.9.5.2 No Marijuana Establishments shall have a gross floor area of less than 2,500 square feet or be in excess of 10,000 square feet.

7.9.5.3 Drive-through services for the purpose of dispensing marijuana are prohibited.

7.9.5.4 The hours of operation of a Marijuana Establishment shall be set by the Special Permit Granting Authority, but in any event no Marijuana Establishment shall be open and/or operating between the hours of 8:00 PM and 8:00 AM.
7.9.5.5 No smoking or burning or consumption of marijuana or marijuana-related products shall be permitted on the premises of a Marijuana Establishment, including its curtilage which specifically shall encompass, but not be limited to, a Marijuana Establishment’s parking lot areas.

7.9.5.6 No Marijuana Establishment shall be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a movable or mobile structure such as a van or truck.

7.9.5.7 No Marijuana Establishment shall be allowed within a building containing residential or consumer uses, or within a shopping center, shopping plaza, mall, recreational establishment or restaurant.

7.9.5.8 All Marijuana Establishments shall provide the West Bridgewater Police Department and the Special Permit Granting Authority with the names, phone numbers and email addresses of all management staff and key holders to whom one can provide notice if there are operating problems associated with the establishment. Any changes to this information shall be provided to the West Bridgewater Police Department and the Special Permit Granting Authority immediately, but in no event later than seventy-two (72) hours after such the change, and changes shall be part of the Annual Reporting required in Section 7.9.8 of this by-law. Failure to comply with this requirement shall result in the nullification of the Special Permit.

7.9.5.9 No Marijuana Establishment shall be located within the following designated areas:

a. Five hundred feet (500) from the nearest boundary line of any residential zoning district or from the nearest property line of any residential use.

b. Five hundred feet (500) from the nearest property line of any public or private school.

c. Five hundred feet (500) from the nearest property line of any church or other religious facility.

d. Five hundred feet (500) from the nearest property line of any public park or recreation area and any principal or accessory private recreational facility use.

e. Five hundred feet (500) from the nearest property line of any group day care center, family day care center, nursing home and hospital.

f. One thousand feet (1000) from the nearest property line of any other Marijuana Establishment or Registered Marijuana Dispensary.

g. The distances specified above shall be measured by a straight line from the nearest property line of the premises on which the Marijuana Establishment 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 Marijuana
Establishment use, as the case may be.

7.9.5.11 A Marijuana Establishment shall comply with the off-street parking requirements
contained in Section 6.3 of this By-law.

7.9.5.11 No Marijuana Establishment may have a freestanding accessory sign.

7.9.6 Special Permit Requirements

7.9.6.1 Marijuana Establishment shall only be allowed by special permit from the Special
Permit Granting Authority in accordance with Massachusetts General Laws chapter
40A, section 9, subject to the following statements, regulations, conditions, and
limitations.

7.9.6.2 A special permit for a Marijuana Establishment shall be limited to one or more of the
following uses that shall be prescribed by the Special Permit Granting Authority:

a. Cultivation of Marijuana for recreational use;

b. Processing and packaging of Marijuana for recreational use, including Marijuana
   that is in the form of smoking materials, food products, oils, aerosols, ointments,
   and other products;

c. Retail sale or distribution of Marijuana;

d. Marijuana Research Facility.

7.9.6.3 In addition to the application requirements set forth in Sections 7.9.5 and 7.9.6 of this By-
law, a special permit application for a Marijuana Establishment shall include the following:

a. The name, address, telephone number and email address of each owner of the facility;

b. Copies of all required licenses and permits issued to the applicant by the
   Commonwealth of Massachusetts and any of its agencies for the facility;

c. Evidence of the applicant’s right to use the site of the facility for as a Marijuana
   Establishment, such as a deed, lease, purchase and sale agreement or other legally binding
   document;

d. If the applicant is a business organization, a statement under oath disclosing all of
   its owners, shareholders, partners, members, managers, directors, officers, or other similarly-
   situated individuals and entities. If any of the above are entities rather than persons, the applicant
   must disclose the identity of the owners of such entities until the disclosure contains the names of
   individuals;
e. A certified list of all parties in interest entitled to notice of the hearing for the special permit application, taken from the most recent tax list of the town and certified by the Town Assessor.

7.9.6.4 Mandatory Findings: The Special Permit Granting Authority shall not issue a special permit for a Marijuana Establishment unless it finds:

a. That the requirements and conditions set forth in Section 7.5.3.1 of the Zoning By-laws have been met as well as the conditions set forth in Section 7.5.3.2 pertaining to the Water Resource Protection District when those latter conditions are applicable;

b. The facility is designed to minimize any adverse visual or economic impacts on abutters and other parties in interest;

c. The facility demonstrates that it will meet all the permitting requirements of all applicable agencies within the Commonwealth of Massachusetts and will be in compliance with all applicable state laws and regulations;

d. The applicant has satisfied all of the requirements and conditions of this By-law.

7.9.7 Site Plan

7.9.7.1 A site plan shall be submitted by the applicant in order that the Special Permit Granting Authority may determine that the above standards have been met. The site plan shall show among other things all existing and proposed buildings, parking spaces, driveways, service areas and other open uses. The site plan shall also show the distances between the proposed Marijuana Establishment and any residential zoning district, public or private school, church or other religious facility, public park or recreation area, group day care center, family day care center, nursing home and hospital and any other Marijuana Establishment.

7.9.7.2 Additionally, the site plan submitted shall include the proposed security measures for the Marijuana Establishment, including lighting, fencing, gates and alarms, etc. to ensure the safety of persons and to protect the premises from theft in accordance with 105 CMR 725.110. These security plans shall be submitted in a separate sealed envelope and viewed only by individual members of the Special Permit Granting Authority and the Police Chief of the Town of West Bridgewater, or the Police Chief's designee (or his/her designee), as these security plans are deemed excluded from the category of public record pursuant to Massachusetts General Laws chapter 4, section 7(26)(n). The Special Permit Granting Authority shall not make the security plans part of the record of the public hearing on any special permit application.

7.9.8 Annual Reporting.

Each Marijuana Establishment permitted under this By-law shall as a condition of its special permit file an annual report to and appear before the Special Permit Granting Authority
and the Town Clerk no later than January 31st, providing a copy of all current applicable state licenses for the Marijuana Establishment and/or its owners and demonstrate continued compliance with the conditions of the special permit.

7.9.9 Duration of Permit

A special permit granted under this Section shall have a term limited to the duration of the applicant's right to occupy the premises (i.e. ownership or lease) as a Marijuana Establishment. A special permit may be transferred only with the approval of the Special Permit Granting Authority in the form of an amendment to the special permit with all of the information required in this By-law.

7.9.10 Abandonment or Discontinuance of Use

A special permit issued under this By-law shall lapse if not exercised within one year of issuance and the Marijuana Establishment shall be required to remove all material, plants, equipment, and other paraphernalia either prior to surrendering its state issued licenses/permits or within six months of ceasing operations, whichever comes first.

7.9.11 Licensing Requirements and Maximum Number of Retail Marijuana Establishments

a. Any Marijuana Establishment seeking a license under this Section 7.9 must be duly licensed by the Cannabis Control Commission as required under M.G.L. c. 94G prior to being issued a license hereunder.

b. Pursuant to M.G.L. c. 94G the number of Marijuana Establishment licenses in Town shall not exceed 20% of the number of licenses issued within Town for the retail of sale of alcoholic beverages not to be drunk on the premises where sold under M.G.L. Ch. 138 § 15.

c. Pursuant to M.G.L. c. 94G any Marijuana Establishment licensed hereunder will be required to execute a host community agreement with the Town through the Board of Selectmen.

7.9.12 Violations

Any violation of this By-law may be grounds for revocation of the special permit that was issued pursuant to it.

Finance Committee, Refer to Voters (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

ARTICLE WAS NOT MOVED

Article 36: To see if the Town will vote to amend the Town’s General By-Laws by adding a new ARTICLE 57, MARIJUANA – PUBLIC USE as proposed and allow the Town Clerk to number the By-Law as deemed appropriate:
Section 1. Restrictions on Marijuana Public Use & Consumption

No person shall smoke, vaporize, ingest or otherwise consume marijuana, medical marijuana or delta-9-tetrahydrocannabinol (THC), while in or upon any public way or any way to which the public has a right of access, street, sidewalk, footway, passageway, stairs, bridge, park, playground, recreation area, boat landing, public building, schoolhouse, school grounds, cemetery, parking lot, or any area owned by or under the control of the Town of West Bridgewater, or any place to which members of the public have access as invitees or licensees, or private land, building, structure or place without the consent of the owner or person in control thereof.

Section 2. Violations & Penalties

This by-law may be enforced through any lawful means in law or in equity including, but not limited to, enforcement by criminal indictment or complaint by the West Bridgewater Board of Selectmen, or their duly authorized agents, or any police officer. The fine for violation of this by-law shall be three hundred dollars ($300) for each offense, or take any action in relation thereto.

Finance Committee, Refer to Voters (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to amend its General By-Laws by adding a new ARTICLE 57, MARIJUANA – PUBLIC USE as printed on the Warrant and allow the Town Clerk to number the By-Law as deemed appropriate.

Moved by Chief Flaherty and seconded.
Chief Flaherty spoke to the article.

UPON VOTE, PASSED UNANIMOUSLY

Article 37: To see if the Town will vote to amend the Town’s General By-Laws by adding a new ARTICLE 58, REVOLVING FUNDS as proposed and allow the Town Clerk to number the By-Law as deemed appropriate:

DEPARTMENTAL REVOLVING FUNDS

1. Purpose. This by-law establishes and authorizes revolving funds for use by town, departments, boards, committees, agencies and officers in connection with the operation of programs or activities that generate fees, charges or other receipts to support all or some of the expenses of those programs or activities. These revolving funds are established under and governed by General Laws Chapter 44, § 53E 1/2.
2. **Expenditure Limitations.** A department or agency head, board, committee, or officer may incur liabilities against and spend monies from a revolving fund established and authorized by this by-law without appropriation subject to the following limitations:

A. Fringe benefits of full-time employees whose salaries or wages are paid from the fund shall also be paid from the fund.

B. No liability shall be incurred in excess of the available balance of the fund.

C. The total amount spent during a fiscal year shall not exceed the amount authorized by Annual Town Meeting on or before July 1 of that fiscal year, or any increased amount of that authorization that is later approved during that fiscal year by the Selectboard or Finance Committee.

3. **Interest.** Interest earned on monies credited to a revolving fund established by this by-law shall be credited to the general fund.

4. **Procedures and Reports.** Except as provided in General Laws Chapter 44, § 53E ½ and this by-law, the laws, charter provisions, by-laws, rules, regulations, policies or procedures that govern the receipt and custody of town monies and the expenditure and payment of town funds shall apply to the use of a revolving fund established and authorized by this by-law. The Town Accountant shall include a statement on the collections credited to the fund, the encumbrances and expenditures charged to each fund and the balance available for expenditure in the regular report the Town Accountant provides the department, board, committee, agency or officer on appropriations made for its use.

5. **Authorized Revolving Funds.** The table establishes:

A. Each revolving fund authorized for use by a town department, board, committee, agency or officer,

B. The department or agency head, board, committee or officer authorized to spend from each fund,

C. The fees, charges and other monies charged and received by the department, board, committee, agency or officer in connection with the program or activity for which the fund is established that shall be credited to each fund by the Town Accountant,

D. The expenses of the program or activity for which each fund may be used,

E. Any restrictions or conditions on expenditures from each fund;

F. Any reporting or other requirements that apply to each fund, and

G. The fiscal years each fund shall operate under this by-law.
Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town will vote to amend the Town’s General By-Laws by adding a new ARTICLE 58. REVOLVING FUNDS as printed on the Warrant and allow the Town Clerk to number the By-Law as deemed appropriate.

Moved by Anthony Kinahan and seconded.

UPON VOTE, PASSED UNANIMOUSLY

Article 38: Pursuant to Article 37 of the June 4, 2018 Annual Town Meeting, to see if the Town will vote to set the upper spending limit for Revolving Funds for the fiscal year 2019 as follows:

a. Council on Aging Supportive Care Program Fund with an upper spending limit of $40,000;
b. Council on Aging Nutrition Program Fund with an upper spending limit of $28,000;
c. Council on Aging Transportation Program Fund with an upper spending limit of $4,000;
d. General Library Expenses Fund with an upper spending limit of $12,000;
e. West Bridgewater Public School’s Preschool Program Fund with an upper spending limit of $100,000;

f. Fire Department Fire Alarm Maintenance Program Fund with an upper spending limit of $18,500;

g. Intermunicipal Agreement between the Town and the City of Brockton Fund with an upper spending limit of $15,000; and

h. Pursuant to Article 55 of the Town’s General By-Laws, Town Golf Course Revolving Fund with an upper limit of $400,000.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to set the upper spending limit for Revolving Funds for the fiscal year 2019 as printed on the Warrant.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

Moved by Anthony Kinahan and seconded.
Anthony spoke to the article.
Rick Krugger asked about 400,000 revolving account, why don’t we have a budget for the golf course? Meredith Anderson said it was for paying the mortgage. Rick says that Town mortgages go down every year. Who is in charge of the account? Meredith Anderson said the extra stay in the account as free cash. David Gagne said we need to set the amount high enough to cover the cost in case the management company defaults. Rick who spends the money? David Gagne says it has to be spent on the issues laid out in the By-Law. Rick says with revolving accounts no one gets to see where the money is being spent.
David Gay read the By-law, section 2 which states what it can be spent on. The By-Law is more restrictive than any other revolving account. The By-Law was passed by Town Meeting a year ago. The Selectmen are in charge of the account.
Fred Adams asked have they made their first year payment? Scott Goldner said yes we have, they pay us quarterly and we already have a year in the bank.

UPON VOTE, PASSED BY MAJORITY

Article 39: To see if the Town will vote to accept the provisions of M.G.L., Chapter 40, Section 58, Municipal Charges Lien Statute, which will grant the town the ability to impose a lien on real property located in West Bridgewater for any unpaid charges imposed by the West Bridgewater Stormwater Authority or its agents on a land owner who allows their stormwater management system to fail to operate as required by permit or agreement and causes the Town, its agents or assigns, to maintain, repair or replace such stormwater management system on behalf of the landowner of such stormwater management facility, or take any action thereto.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to accept the provisions of M.G.L., Chapter 40, Section 58, Municipal Liens Statute, which will grant the Town the ability to impose a lien on real property located in West Bridgewater for any unpaid charges imposed by the West Bridgewater Stormwater Authority or its agents on a land owner who allows their stormwater management system to fail to operate as required by permit or agreement and causes the Town, its agents or assigns, to maintain, repair or replace such stormwater management system on behalf of the landowner of such stormwater management facility.

Moved by Tim Hay and seconded.
John Delano spoke to the article.
Paula Bunker asked if this was just for commercial? John said yes just for commercial; anything large enough to require an agreement. Paula asked what about something the Town is not maintaining? John says that if the Town has an agreement to maintain, but that is not going to happen. This is only on new agreements going forward.

UPON VOTE, PASSED UNANIMOUSLY

Article 40: To see if the Town will vote to accept the provisions of Chapter 41 Section 111F, fourth paragraph, authorizing the Town to establish and appropriate amounts to a special injury leave indemnity fund for payment of injury leave, compensation, or medical bills incurred under said section or M.G.L. Chapter 41, Section 100, and may deposit into such fund any amounts received from insurance proceeds or restitution for injuries to firefighters or police officers. The monies in the special fund may be expended, with the approval of the chief executive officer and without further appropriation, for paying expenses incurred under this section or said section 100, including, but not limited to, expenses associated with paying compensation other than salary to injured firefighters or police officers and providing replacement services for the injured firefighters or police officers, in lieu of or in addition to any amounts appropriated for the compensation of such replacements. Any balance in the fund shall carry over from year to year, unless specific amounts are released to the general fund by the chief executive officer upon a finding that the amounts released are not immediately necessary for the purpose of the fund, and not required for expenses in the foreseeable future.

Recommended Unanimously by the Finance Committee (7-0)
Recommended Unanimously by the Board of Selectmen (3-0)

MOVE: That the Town vote to accept the provisions of M.G.L. Chapter 41 Section 111F, fourth paragraph, as printed on the Warrant.

Moved by Chief Flaherty and seconded.
Chief Flaherty spoke to the motion.
UPON VOTE, PASSED UNANIMOUSLY

Article 41: To see if the Town will vote to accept, in accordance with Chapter 82, Sections 22 through 24 of the Massachusetts General Laws, Woodrow Lane 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.

Finance Committee, Refer to Voters (7-0)  
Recommended Unanimously by the Board of Selectmen (3-0)

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

Moved by Tony Kinahan and seconded.

UPON VOTE, PASSED UNANIMOUSLY

The Town Meeting was dissolved at 11:21pm

A true copy, Attest:  
Anne G. Iannicelli, Town Clerk