



Board of Selectmen

65 North Main Street
West Bridgewater, MA 02379
Telephone (508) 894-1267
Fax (508) 894-1269

Open Session Agenda Wednesday, February 3, 2016 7:00 p.m. Board of Selectmen's Meeting Room

The listing of matters is those reasonably anticipated by the Chair, which may be discussed at the meeting. Not all items may, in fact, be discussed and other items not listed may be brought up for discussion to the extent permitted by law.

Appointments

7:00 p.m. Next Step Living Re-launch – Madeline Barr

1.) Warrants/Board of Selectmen Business:

- a.) Vote on Board of Selectmen Titles
- b.) Approve minutes of January 6, 2016
- c.) Accept for review minutes of January 20, 2016
- d.) Strategic Planning
- e.) Update on Dog Park
- f.) Temporary Help for Board of Selectmen
- g.) Sign Election Warrant
- h.) Review Warrant Articles for Special Town Meeting.
- i.) Sign Special Town Meeting Warrant
- j.) E-Mail from Lt. Flaherty re: Hands Free Technology

2.) Communication and Reports from Boards, Commissions and Town Officials:

- a.) Special Permit Application for 63 Maple Street Plasse Masonry. Modification to relocate Off Premise Outdoor Billboard.
- b.) Letter from the Water Department – Change of Hours

3.) Correspondence from the Public to Determine a Course of Action:

4.) Public Comment Period

5.) Town Administrator's Report:

- a.) Evaluation and Negotiation Process for Non-Union Personnel
- b.) Letter from Town Administrator re: Payroll Signatures
- c.) Letter from Mass School Building Authority re: Spring Street Elementary School
- d.) Letter from Governor Baker re: FY2017 Budget
- e.) FY17 Budget Process
- f.) Update Center of Town Mass DOT Meeting
- g.) Update on Bridgewater State Meeting with President Clark
- h.) Update Police Chief Assessment Center
- i.) OCPC – RFP Municipal Aggregation
- j.) Capital Budget – Board of Selectmen Representative
- k.) Update on Surrounding Community Negotiations for Brockton Casino

Adjourn - Open Session will not reconvene

Minutes of the Board of Selectmen meeting of Wednesday, January 6, 2016. Present were Nancy J. Maloney, Chairman; Eldon F. Moreira, Clerk; Jerry D. Lawrence. Also present was David L. Gagne, Town Administrator. The meeting convened in the Selectmen's Meeting Room in Town Hall at 7:04 p.m.

Also present at this time were:

Mr. Shawn George, President, Samoset Rod and Gun Club
Mr. Myles Heger, Vice President, Samoset Rod and Gun Club
Ms. Barbara George, Secretary, Samoset Rod and Gun Club
Ms. Lisa Sassone, Treasurer, Samoset Rod and Gun Club

Mr. Moreira abstained from the discussion regarding the Change of the Board of Directors for the Samoset Rod and Gun Club.

At 7:05 p.m., Sgt. Christopher Werner entered the room.

Mr. Shawn George, president of the Samoset Rod and Gun Club, stated that they were seeking to change the Board of Directors on the liquor license due to the Club's annual elections.

Mr. Lawrence **MOVED** to approve the change of Board of Directors for the Samoset Rod and Gun Club.

Mr. Lawrence suggested that the Club change its by-laws to reflect longer terms so that they did not have to change their liquor license every year.

Chairman Maloney seconded the motion on the floor. The Board voted in favor of the motion. Maloney, yes; Moreira, abstained; Lawrence, yes.

At 7:08 p.m., Mr. George, Mrs. George, Mr. Heger, and Ms. Sassone left the room. At this time, Lt. Victor Flaherty entered the room.

Mr. Moreira **MOVED** to approve the minutes of December 3, 2015. Seconded by Mr. Lawrence and so voted unanimously.

Mr. Lawrence **MOVED** to accept for review the minutes of December 16, 2015. Seconded by Mr. Moreira and so voted unanimously.

The Board reviewed the suggested edits to the Board of Selectmen Rules and Regulations.

At 7:09 p.m., Police Chief Donald Clark entered the room.

There was discussion regarding the changes made to the Rules and Regulations. Mr. Gagne said that the document was updated to reflect the various changes that have been instituted over the last few years such as meeting days, title changes, and what is listed on the agenda.

Mr. Lawrence **MOVED** to adopt the changes as presented. Seconded by Mr. Moreira and so voted unanimously.

The Board reviewed a site plan review application from Brian McLaughlin/Eagle Advertising to amend a previously granted special permit for a outdoor advertising billboard on Pleasant Street. Mr. Gagne said that this billboard is already operational but they are looking to move the billboard closer to Route 24. He said they have addressed issues with the Conservation Commission. Mr. Lawrence said that lighting should not be beaming into abutters' windows and that perhaps the billboard can be slightly tilted to accommodate that.

Mr. Lawrence **MOVED** to forward comments concerning shielding the light from neighboring homes to the Zoning Board of Appeals. Seconded by Mr. Moreira and so voted unanimously.

The Board then conducted interviews for two Patrolman positions.

At 7:14 p.m., Sgt. Mike Winkler, Officer Sean Devilly, Sgt. Russ Regan, Detective Jon Craven, and Sgt. Tim Nixon entered the room.

At 7:15 p.m. Mr. Ryan Webby, candidate for Patrolman, entered the room.

Chairman Maloney invited Mr. Webby to share something about himself and why he was interested in becoming a police officer in West Bridgewater. Mr. Webby said that he was interested in serving as a police officer in West Bridgewater because he likes to help people and that it is the best way to give back to his community. He said he grew up in West Bridgewater and currently lives in Town. Mr. Moreira noted Mr. Webby's computer background and asked how he could use those skills to add to the Police Department. Mr. Webby said he was very computer savvy and would be willing to help with any computer issues that may arise. Mr. Moreira asked if Mr. Webby was a people person. Mr. Webby said that he was. He said that he has coached basketball for the last five years and that in his current employment he works well with all types of people. Mr. Webby said that he is a team player. Mr. Lawrence asked Mr. Webby to describe his weakest attribute. Mr. Webby said that he is a bit of a perfectionist and sometimes spends too much time on one task when he could move on to something else. Mr. Lawrence asked Mr. Webby to describe his greatest strength. Mr. Webby said that he is coachable and willing to learn. Mr. Lawrence asked if Mr. Webby had volunteered in any service activities. Mr. Webby said he has coached youth basketball for five years in Brockton. He said he is paid a stipend but that he donates the money so that the team can play in the state playoffs. Chairman Maloney noted that Mr. Webby achieved Power 10 status at his current place of employment and asked Mr. Webby to explain what that meant. Mr. Webby said it is an award for the person who achieves the most insurance policies in the office. He said his is a customer service role and that he is always willing to go above and beyond to help someone. Mr. Moreira asked when Mr. Webby would be able to start. Mr. Webby said after he gave a proper two weeks notice.

At 7:20 p.m., Mr. Webby left the room. At this time, Mr. Jared Percival, candidate for Patrolman, entered the room.

Chairman Maloney invited Mr. Percival to share something about himself and why he was interested in becoming a police officer in West Bridgewater. Mr. Percival said that West Bridgewater was his home and where he has lived his entire life. He said he couldn't think of a better place to keep safe. Mr. Percival said he has always dreamed of being a patrolman. Mr. Moreira noted that Mr. Percival served in the Military Police as the Massachusetts Army National Guard. Mr. Moreira asked how Mr. Percival's time in the service would help him as a police officer. Mr. Percival said that he has completed police training and learned different tactics that could help him in his career as a police officer. He said that he is trainable, that he knows that he can undergo the rigorous training in the police academy, and that he can successfully complete the mentally straining tasks. Mr. Lawrence asked Mr. Percival to describe his greatest strength. Mr. Percival said that he is focused and that he does his work to the best of his abilities. He said he is a team player and a leader. Mr. Lawrence asked Mr. Percival to describe a feature on which his current boss would say he needs to improve. Mr. Percival said his penmanship. Mr. Lawrence stated that he usually asks what a candidate has done to give back to the community. Mr. Lawrence thanked Mr. Percival for his service. Chairman Maloney asked Mr. Percival what prompted him to join the National Guard. Mr. Percival said that being a police officer was a goal of his and that serving in the National Guard would help him achieve that goal. Chairman Maloney asked Mr. Percival what he liked the most about being in the National Guard. Mr. Percival said there is a strong form of brotherhood and camaraderie. Chairman Maloney asked what Mr. Percival disliked about the National Guard. Mr. Percival said he disliked the food. Mr. Lawrence asked Mr. Percival how committed he was to residing in West Bridgewater. Mr. Percival said that he has been in West Bridgewater all of his life and that it is the only place he has ever wanted to live.

At 7:25 p.m., Mr. Percival left the room. At this time, Mr. Ezequiel Sanchez, candidate for Patrolman, entered the room.

Chairman Maloney invited Mr. Sanchez to share something about himself and why he was interested in becoming a police officer in West Bridgewater. Mr. Sanchez said that he is interested in working closer to the community and protecting the community in which he lives. He said that he has had good experiences with officers and would like to continue that. He said he is bilingual which is an asset. Mr. Moreira asked how Mr. Sanchez's education in Criminal Justice and Computer Science would help him in his duties as a police officer. Mr. Sanchez said that his background in Criminal Justice would help as it is directly related to police work. He said that he has had success in computer science and has certifications in various skills. Mr. Moreira asked if Mr. Sanchez would stay in West Bridgewater if he were appointed. Mr. Sanchez said that he wants to settle in West Bridgewater as his family lives here. He said he is interested in having a family here and having a career within the West Bridgewater Police Department. Mr. Moreira asked if Mr. Sanchez was a team player. Mr. Sanchez said he is and that he is very loyal and dependable. He said he is not hard headed and that he is willing to ask for help and learn. Mr. Lawrence asked Mr. Sanchez to discuss his strongest attribute. Mr. Sanchez said that his strength is his perseverance. He said he is goal oriented and he will do anything to achieve his goals. Mr. Lawrence asked Mr. Sanchez to discuss his weakest attribute. Mr. Sanchez said he struggles with public speaking.

At 7:29 p.m., Officer Rich Flaherty entered the room.

Mr. Lawrence asked if Mr. Sanchez had done any volunteer work or community service. Mr. Sanchez said that he has volunteered many hours with Give Kids the World in Orlando. He said volunteers do all sorts of work from serving food to operating a Ferris wheel to taking out the trash. He said the program benefits kids with life threatening illnesses. Mr. Lawrence asked Mr. Sanchez how committed he was to living in West Bridgewater as a resident. Mr. Sanchez said that he is very committed and that he wants to get married and have a family in West Bridgewater. Chairman Maloney asked if Mr. Sanchez has received his degree from UMass Boston. Mr. Sanchez said he has a semester and a half left and that he will finish by next winter. Chairman Maloney asked what attracted Mr. Sanchez to relocate to New England from Florida. Mr. Sanchez said that UMass Boston has a good criminal justice program and the school offered him a starting position as a baseball player. Mr. Sanchez said that his family has lived in West Bridgewater for five years. Chairman Maloney noted that Mr. Sanchez was interested in becoming an undercover investigator or being part of a K9 unit. Chairman Maloney asked what attracted Mr. Sanchez to those two areas. Mr. Sanchez said he has always been attracted to animals especially dogs. He said that he blends in in the community and that would be an asset for an undercover assignment.

At 7:33 p.m., Mr. Sanchez left the room. At this time, Mr. James Brown, candidate for Patrolman, entered the room.

Chairman Maloney invited Mr. Brown to share something about himself and why he was interested in becoming a police officer in West Bridgewater. Mr. Brown said that he has always wanted to be a police officer. He said he grew up in an area with a lot of crime and that urged him to make a positive effect on the community. He said his father worked with juveniles and in youth services which also encouraged him. Mr. Moreira asked how Mr. Brown's training with youth services and his education in criminal justice and sociology would assist him in being a police officer. Mr. Brown said that his background will be beneficial to dealing with both youth and adults in the community. He said he has experience helping people in any way that he can. Mr. Lawrence asked Mr. Brown to describe what he does well at his job. Mr. Brown said that he is good at building relationships with the youth and their families. He said he is there for the kids' best interest as well as their families. Mr. Lawrence asked Mr. Brown to describe how he could improve. Mr. Brown said he has a tendency to go over and above the means of his position which can sometimes sidetrack him. Mr. Lawrence asked if Mr. Brown has completed any volunteer or community service. Mr. Brown said he has spoken at schools and with athletic teams about his experiences and guiding them on the right path. Mr. Lawrence asked if Mr. Brown would be willing to move to West Bridgewater. Mr. Brown said that he would. Chairman Maloney asked Mr. Brown to describe his decision to leave Dean College to go to Marshall University. Mr. Brown said that the running back he played with was recruited by Marshall and he decided to go there as well. Chairman Maloney asked why Mr. Brown left the Department of Youth Services for a Personal Training position and then returned to the Department of Youth Services. Mr. Brown said that he went to California to further his football career and was offered a personal training position while he lived there. Chairman Maloney asked Mr. Brown to describe a day at his current job. Mr. Brown said that he oversees the youth offenders in the morning to make sure that the facility is secured and that the individuals are doing their hygiene

and eating breakfast. He said the kids then go to school after which they have extra curricular activities. He said his job is to maintain order, monitor the staff to make sure they are carrying out their duties, overseeing the youth offenders and supervising. Chairman Maloney asked how many offenders Mr. Brown monitors. Mr. Brown said 11 to 12 individuals. Mr. Gagne asked why Mr. Brown was interested in becoming a K9 officer. Mr. Brown said he was interested in being an veterinarian when he was little as well as being a police officer and being part of a K9 unit is a blend of the two.

At 7:43 p.m., Mr. Brown left the room.

Police Chief Donald Clark read his recommendation of hiring Mr. Ryan Webby and Mr. Jared Percival. Mr. Lawrence asked if the remaining two candidates were being considered for Permanent Intermittent officers. Chief Clark said he would be requesting to appoint them as Permanent Intermittent officers at the next meeting.

Lt. Victor Flaherty described the interview process that the candidates undergo prior to the Selectmen's interviews. He said it is a lengthy, deep rooted process. Lt. Flaherty said that the supervisors come to a consensus on which candidate would be the best fit. He said this is the first time that all the candidates would be a good fit.

At 7:48 p.m., Mr. Webby, Mr. Percival, Mr. Sanchez, and Mr. Brown entered the room.

Chairman Maloney said that the Board has not yet taken a vote on the appointment but that the Police Chief has made his recommendation. She said that all four individuals are great candidates but that there are only two positions available. She said it is encouraging that there were four candidates of this caliber. Chairman Maloney then read the recommendation of Chief Clark to the candidates, noting that the Police Chief recommended the appointment of Mr. Ryan Webby and Mr. Jared Percival.

Mr. Lawrence **MOVED** to appoint Mr. Ryan Webby and Mr. Jared Percival to Patrolman in accordance with the recommendation of the Police Chief. Seconded by Mr. Moreira and so voted unanimously.

At 7:51 p.m., Mr. Lawrence **MOVED** to take a brief recess. Seconded by Mr. Moreira and so voted unanimously.

The Board reconvened at 7:56 p.m. Present at this time was Mr. Jason Ross.

The Board reviewed a letter of interest from Mr. Jason Ross to be appointed to the Cable TV Committee. The Board also reviewed a recommendation from Mr. Jason Daniels, Chairman of the Cable TV Committee, on Mr. Ross' appointment. Mr. Moreira asked if Mr. Ross would have the time to volunteer in his capacity. Mr. Ross said that he did and that since the meetings were held at night they would not conflict with his class schedule. Mr. Lawrence said that the Cultural Council had difficulty contacting Mr. Ross. Mr. Ross said that was the result of an incorrect email address and that there has not been any issues since. Chairman Maloney asked how Mr. Ross envisioned the Cable Committee helping the community. Mr. Ross said that many times

students are interested in staying longer in the studio than the production teacher could so the Cable TV Committee members could step in. He said committee members can also assist residents interested in creating a show or learning about production.

Mr. Moreira **MOVED** to appoint Mr. Jason Ross to the Cable TV Committee. Seconded by Mr. Lawrence and so voted unanimously.

At 8:01 p.m., Mr. Ross left the room.

The Board reviewed notification from Forestry and Parks Superintendent and Tree Warden Christopher Iannitelli regarding the list of trees to be removed and trimmed along the roadside.

Mr. Lawrence **MOVED** to approve the list as presented.

Mr. Moreira noted that a resident has requested that a tree in front of his house be examined.

Mr. Lawrence amended his motion to include that the resident's request be forwarded to the Tree Warden for review. Seconded by Mr. Moreira and so voted unanimously.

The Board reviewed a letter from National Grid regarding a donation of clean processed gravel for the Rail Trail. Mr. Gagne said that National Grid may have some leftover gravel and that they were interested in donating it to the Town.

Mr. Moreira **MOVED** to accept the donation of clean processed gravel from National Grid. Seconded by Mr. Lawrence and so voted unanimously.

During the Public Comment Period, Mr. Moreira discussed the vandalism at Pleasant Hill Cemetery. Mr. Lawrence stated that for the third time Mr. Steve Springhetti of Springhetti Masonry has volunteered his time and effort and materials to restore the stones. He thanked the Springhetti family for their generosity.

Mr. Lawrence stated that the dedication for the newly named MacDonald-Brown meeting room on the first floor will take place sometime in March to coincide with Women's History Month.

Mr. Gagne gave the Town Administrator's Report. He discussed a draft evaluation and negotiation process for non-union personnel.

Mr. Moreira **MOVED** to accept for review the draft proposal. Seconded by Mr. Lawrence and so voted unanimously.

The Board reviewed a draft vacant building and disrepair by-law. Mr. Gagne said that there are various properties in the Town that would be addressed by the this by-law and allow the Town to take some action. Mr. Gagne said Town Counsel has reviewed the by-law and believes it to be acceptable. The Board agreed to forward the by-law to the By-Law Study Review Committee for their review and recommendation.

Mr. Gagne then discussed a response from MassDOT regarding the Town's request to place a stone wall veneer over the retaining wall in front of Dunkin Donuts. Mr. Gagne said that MassDOT agreed as long as funds were available. He said that he would like to sit down with the field engineer and other officials from MassDOT to work out the details of installing the veneer. Mr. Lawrence volunteered to attend the meeting.

Mr. Gagne discussed the West Bridgewater Housing Rehabilitation Program. He said that new applications are available for financial assistance for structural repairs on homes. Mr. Gagne said that applications are available in Town Hall, the Library and the Council on Aging.

Mr. Gagne then discussed the Surrounding Community Agreement with the Brockton Casino. He said the developers are in the final stages of the permitting process with the Gaming Commission. Mr. Gagne said the Town is still negotiating with the developers but that a decision must be reached on January 11 or the Town would enter into an arbitration process.

Mr. Gagne discussed the FY2016 Tax Bill. He said that when the idea of building the Middle/Senior High School was being discussed throughout Town, the original anticipated impacts to the tax bill were estimated at \$648 per average bill. He said that the actual impact of the school was on average an increase of \$340. Mr. Gagne said the tax bills increased by 3.5%, 2.5% of which is due to the fact that property values increased. Mr. Gagne noted that the Town did not raise the entire amount it is legally able to tax.

Mr. Gagne updated the Board regarding the Town's appeal of the June 17, 2015 Open Meeting Law Violation. He said that the appeal has been filed and that the Board would now determine a strategy with Town Counsel for the appeal.

Mr. Lawrence requested that the new Library Director be scheduled to attend an upcoming meeting.

At 8:29 p.m. the Board **MOVED** to enter into Executive Session pursuant to MGL Chapter 30A, Section 21 (a) Exception 3 to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body and the chair so declares, specifically to conduct a strategy session in appeal of the June 17, 2015 Open Meeting Law Violation. Open Session will not reconvene. Roll call vote showed: Maloney, yes; Moreira, yes; Lawrence, yes.

Eldon F. Moreira, Clerk

Respectfully submitted by Mallory E. Aronstein, Executive Administrative Assistant.

List of documents in Agenda Packet - January 6, 2016

- *Application from Samoset for Change of Board of Directors*
- *Resumes for Ryan Webby, Jared Percival, Ezequiel Sanchez and James Brown, all candidates for Patrolman*
- *Letter of recommendation to appoint Mr. Webby and Mr. Percival as Patrolmen*
- *Email from Jason Daniels recommending appointment of Jason Ross to Cable TV Advisory Committee*
- *Volunteer Information Form from Jason Ross requesting appointment to Cable TV Advisory Committee*
- *Minutes of December 3, 2015*
- *Minutes of December 16, 2015*
- *Edited Rules and Regulations of the Board of Selectmen meetings*
- *Special Permit Application from Brian McLaughlin/Eagle Advertising to amend a site plan review for outdoor billboard*
- *Memo from Forestry and Parks Superintendent Christopher Iannitelli regarding town wide tree removal*
- *Email from National Grid regarding donating crushed stone material for the Rail Trail*
- *Proposed Non-Union Evaluation and Negotiation Process*
- *Draft of Proposed Blight and Vacant Building By Law*
- *Letter from MassDOT regarding the stone veneer for the concrete retaining wall at Dunkin Donuts*
- *WB Housing Rehabilitation Program Application*

Minutes of the Board of Selectmen Meeting of Wednesday, January 20, 2016. Present were Eldon F. Moreira, Clerk; Jerry D. Lawrence. Nancy J. Maloney, Chairman, arrived at 7:09 p.m. Also present was David L. Gagne, Town Administrator. The meeting convened at 7:00 p.m. in the Selectmen's Meeting Room in Town Hall.

Also present at this time were:

Mr. Eric Arbeene, of Old Colony Planning Council
Mr. Pat Ciaramella, of Old Colony Planning Council
Mr. Shor'ty Billups, representing Chili Head BBQ
Ms. Hattie Barrett, representing Chili Head BBQ

Mr. Moreira led the meeting as Chairman Maloney was absent.

At 7:01 p.m. Ms. Ellen Snoyenbos, Library Director, entered the room.

Mr. Eric Arbeene of Old Colony Planning Council presented the Regional Hazardous Mitigation Plan that OCPC coordinated for 15 communities it represents. He said that the process for developing the regional plan started in 2010 and by adopting the plan, allows for the Town to apply for certain hazardous mitigation assistance grants available through FEMA.

At 7:09 p.m., Chairman Maloney entered the room.

Mr. Arbeene said that the plan identifies the critical facilities throughout the Town and reviews what needs to be improved or replaced, if anything. He said if the Town votes to adopt the plan, it will expire in five years, at which time a new approved plan should be in place. Mr. Arbeene said that the Town should consider beginning the process for an updated plan in three to four years to accommodate for processing delays. He said OCPC is willing to assist but that the plans will no longer be regional going forward and that each Town, if they choose to keep up-to-date plans will have their own hazardous mitigation plan. Mr. Arbeene suggested that the document should be routinely evaluated and revised, especially after major weather events. He said once the plan is approved, each Town will receive a hard copy of the regional plan along with a CD copy. He said there is also a link to the plan on the OCPC website which Town's can use to post to their respective websites.

Mr. Moreira turned the meeting back to Chairman Maloney.

At 7:18 p.m., Mr. Steve Lang, Chairman of the Economic Development Commission, entered the room.

Mr. Moreira asked if FEMA would still issue payments to the Town in the event of a disaster or emergency. Mr. Arbeene said the Town would remain covered by FEMA in that way. He said adopting the Hazardous Mitigation Plan is just an extra step. He noted that the first Town to adopt the plan did so on August 29, 2015, and that is the date of approval registered with FEMA. He said the plan will expire five years from that date.

Mr. Lawrence **MOVED** to adopt the Hazardous Mitigation Plan. Seconded by Mr. Moreira and so voted unanimously.

At 7:21 p.m., Town Clerk Anne Iannitelli entered the room.

Chairman Maloney said that there is a request from OCPC for volunteers to serve on the Bicycle Pedestrian Advisory Committee later on in the agenda. She said the Board would discuss it while Mr. Ciaramella and Mr. Arbeene were in the room.

Mr. Gagne said that it is an informational item for the Board to see if anyone in the Town might be interested in volunteering on this committee. He said that there are only four scheduled meetings and the Committee would allow OCPC to coordinate a regional approach to establishing more bike and pedestrian pathways.

Mr. Ciaramella said the committee will explore safety issues and connectivity of paths across communities so that there is a regional aspect to the bike and pedestrian trails.

Mr. Lawrence **MOVED** to forward the information to the Open Space and Recreation Committee. Seconded by Mr. Moreira and so voted unanimously.

At 7:25 p.m., Mr. Arbeene and Mr. Ciaramella left the room.

The Board reviewed a letter sent to Mr. Steven Wong, owner of Chili Head BBQ located at 320 West Center Street regarding outstanding paperwork for three transactions that must be registered with the Alcoholic Beverages Control Commission. The Board noted that Mr. Wong had failed to attend the meeting. Mr. Shor'ty Billups and Ms. Hattie Barrett stated that they were in attendance representing Chili Head BBQ. Mr. Billups said that he is a part owner and that Ms. Barrett is the manager.

Executive Administrative Assistant Mallory Aronstein said that in August 2015, the manager of record resigned from her position. She said that upon following up for change of manager paperwork, she discovered that there had also been a transfer of stock in the business and a transfer of the license from Mr. David Diogo, partner in Cape Cod International LLC dba Chili Head BBQ, to Mr. Billups. Ms. Aronstein said that she repeatedly asked for paperwork from Mr. Wong, Mr. Billups and Ms. Barrett but has failed to receive the paperwork necessary to file at the ABCC.

There was discussion regarding the various documents not filed at the Board's office. Mr. Gagne said that he and Ms. Aronstein devised a schedule targeting March 2 as the public hearing date for these transactions, which require a published advertisement in the newspaper. He said therefore all of the proper paperwork must be filed no later than February 12.

Chairman Maloney stated that the Board has historically been very business friendly and that they all want local businesses to thrive. She said that the Town has given a lot of chances to the business to file the paperwork and that it has come to the point where the Board must take action.

Mr. Moreira **MOVED** to schedule the public hearing for March 2, 2016 to vote on the transfer of license, transfer of stock and change of manager transactions. Seconded by Mr. Lawrence.

Mr. Lawrence said that it is unfair that Mr. Wong is not in attendance as the real issue is where is he and why isn't anything getting done.

The Board voted unanimously in favor of the motion.

At 7:38 p.m. Ms. Barrett and Mr. Billups left the room.

Ms. Ellen Snoyenbos, Library Director, introduced herself to the Board and discussed her experience working in libraries and her start in West Bridgewater. She said she is focusing on ways to make the building more efficient

At 7:41 p.m., Mr. Richard Rogers of the Economic Development Commission, entered the room.

Ms. Snoyenbos said she has been impressed with the staff's willingness to train and learn.

Discussion continued regarding the SAILS network.

There was discussion regarding Ms. Snoyenbos' experience writing grants and proposals for private funding.

At 7:48 p.m., Ms. Snoyenbos left the room.

Town Clerk Anne Iannitelli presented the Polling Evacuation Policy. She said this policy describes a course of action in the event that the polls need to be temporarily or permanently shut down. She said the Superintendent of Schools approved the use of the Howard School as an emergency polling place. Ms. Iannitelli said the gym could be closed off from the rest of the school.

Mr. Lawrence asked if the Spring Street School had a generator. He said that a power outage is the simplest disaster that could impact the polls. Ms. Iannitelli was unsure if the school had a generator.

Chairman Maloney asked if Ms. Iannitelli had discussed the policy with the Fire and Police Departments. Ms. Iannitelli said she had shown the policy to them. She said they had discussed utilizing the new Middle/Senior High School but that a disaster impacting the Spring Street School would likely also impact the Middle/Senior High School.

Ms. Iannitelli left the room at 7:51 p.m.

Mr. Gagne stated that Police Chief Donald Clark is sick and asked that Mr. Gagne speak on his behalf regarding his request to hire two Permanent Intermittent police officers. He said that the Police Chief is requesting that the Board call for a the list of potential officers to begin the process of hiring two Permanent Intermittent officers as discussed last meeting.

Mr. Moreira **MOVED** to grant the request and proceed with hiring two Permanent Intermittent Police Officers. Seconded by Mr. Lawrence and so voted unanimously.

Mr. Steve Lang, Chairman of the Economic Development Commission, and Mr. Richard Rogers, of the Economic Development Commission, discussed the Commission's plans and asked what the Board expected of them. Mr. Lang said he would like to furnish a list of available properties for commercial development. Chairman Maloney said that there are areas in Town that the Board would like to see developed commercially. She said one of those areas is the old Shaws Plaza. Chairman Maloney said that the Board has also prioritized working with the City of Brockton to get sewer services in the Manley Street area. Mr. Moreira stated that he has worked with OCPC and the Chamber of Commerce to help recruit businesses to locate to West Bridgewater. Mr. Lawrence said that he has long wanted to have a list of properties readily available on the website to provide prospective businesses that would also show the location on a map. Chairman Maloney said that there is a Strategic Planning group dedicated to the branding of the Town.

Mr. Lawrence discussed how some action taken by the Town has actually hindered development. Mr. Lawrence said regulating the solar farms to the industrial areas uses up space that could generate more tax revenue if a business located there.

Ms. Aronstein said that the new website features a business section that has a list of resources for businesses, including permitting and licensing information. She said it could be updated to include information the Economic Development Commission wanted to share with prospective partners.

The Board agreed to provide contact information for various individuals to Mr. Lang.

At 8:05 p.m., Mr. Lang and Mr. Rogers left the room.

Mr. Moreira **MOVED** to approve the minutes of December 16, 2015. Seconded by Mr. Lawrence.

Chairman Maloney said that there is a typo in the minutes indicating a vote from Mr. Lawrence when he was not in fact at the meeting yet.

As there was a motion on the floor with a second, the Board took a vote. The Board voted unanimously against the motion.

Mr. Moreira **MOVED** to approve the minutes of December 16, 2015 with the correction of the vote on taking a recess. Seconded by Mr. Lawrence and so voted unanimously.

Mr. Lawrence **MOVED** to accept for review the minutes of January 6, 2016. Seconded by Mr. Moreira and so voted unanimously.

Ms. Aronstein updated the Board on the status of the new website. She said the site will go live on February 1 and that currently various web editors are being trained on editing the new site.

She showed the Board what the new site looked like and reviewed how it was organized. Chairman Maloney suggested putting the Mission Statement adopted by the Board on the homepage of the new site.

The Board discussed setting a date for the proposed Special Town Meeting. Mr. Gagne said that the School Department has requested a Special Town Meeting for the Spring Street School Roof replacement project. Mr. Gagne said a preferred date is February 25 and that the Town Clerk, Town Counsel and the Town Moderator are all available that day.

Mr. Moreira **MOVED** to schedule a Special Town Meeting on Thursday, February 25 at 7:00 p.m. in the Middle/Senior High School.

Mr. Moreira said that when the Board opens a Warrant, oftentimes articles are submitted that should really be discussed at Annual Town Meeting.

Mr. Lawrence seconded the motion and the Board voted unanimously in favor.

Mr. Lawrence **MOVED** to open the Special Town Meeting Warrant and to close the Special Town Meeting Warrant on Friday, January 29, at 12:00 p.m. Seconded by Mr. Moreira and so voted unanimously.

Chairman Maloney discussed the status of Strategic Planning. She said that on March 16 the team leaders should be scheduled to present the progress of the goals. She said after that meeting the teams can begin devising action plans and generating discussion on their respective goals.

Ms. Aronstein updated the Board regarding the proposed dog park. She said that she has worked with the Forestry and Parks Superintendent to find another parcel of land that has water and electricity hookups available. She said the proposed location is the old Town Forest adjacent to the Sullivan Baseball Field. Ms. Aronstein said that the parcel is town-owned and makes it easier to apply for the grant through the Stanton Foundation. She said the contractor she has been working with is designing a new plan for this space, which is larger than the previous parcel. She said there will be a secondary entrance off of the Rail Trail as well as by the baseball field.

Chairman Maloney requested to table the discussion regarding temporary help for the Board of Selectmen's Office.

The Board reviewed a posting from the Board of Health regarding the Registered Nurse position that is now vacant as the previous nurse has resigned.

The Board then reviewed notification of converting land classified under Chapter 61A as agricultural to a housing lot. Chairman Maloney said this parcel is for one house lot on South Street. She said the Planning Board and Board of Assessors do not recommend that the Board exercises its first right of refusal to purchase the land but that the Conservation Commission is in favor of exercising the first right of refusal.

Mr. Lawrence stated that the first lot was sent to Town Meeting for a vote and it failed. He said bringing a second lot to the voters is redundant. Chairman Maloney said that many times residents wish we could have preserved land that was built upon. She said she would like to ask the voters again on preserving this parcel. Mr. Moreira said he understood both sides. He said that the voters have clearly told the Board that they did not want the Town to buy the property. Mr. Lawrence said the Board should wait until the back property is available as it could be more useful.

Mr. Moreira **MOVED** to not exercise the Board's right of first refusal for the parcel identified as lot C located at 0 Bryant Street, Assessors Map 46, Lot 62. Seconded by Mr. Lawrence.

Mr. Lawrence asked if there was recourse for a group to go forward with the purchase if the Board declined to exercise the first right of refusal. Mr. Gagne said a person could solicit 250 signatures and place the item on a warrant for Town Meeting.

The Board voted in favor of the motion. Maloney, no; Moreira, yes; Lawrence, yes.

During the Public Comment Period, Mr. Lawrence said that he would like to schedule the dedication to the MacDonald-Brown Meeting Room on March 16. He said perhaps the Board could meet in the room that night.

Mr. Lawrence said that River Bend Country Club was interested in expanding but was also looking for an incentive that may be available to them through the Town. Mr. Lawrence asked if the Board would be willing to allow him to meet with the owner and other Town officials to discuss his options. The Board agreed.

Chairman Maloney asked Mr. Gagne for an update on the Compact Community Agreement. Mr. Gagne said that there has not been any word back from the state. He said the State has contacted OCPC to get information on what the Town has done in the past so he is sure they are reviewing the Town's application.

Mr. Gagne then gave the Town Administrator's Report. He reviewed the Town Hall Parking Policy. He said that a memorandum was sent to all employees after the Board voted in October to enforce the Parking Policy. Mr. Gagne said that most employees have adhered to the policy but that the original vote did not include any compliance regulations. Mr. Gagne said this policy has regulations as well as some exceptions such as handicapped parking for those that needed, parking after Town Hall hours for night meetings, inclement weather, or a short term medical issue. Chairman Maloney asked who would make the decisions on the exceptions. Mr. Gagne said he would as he oversees the day-to-day operations of Town Hall.

Mr. Gagne reviewed the course of action for noncompliance as specified in the proposed policy.

Mr. Lawrence **MOVED** to approve the policy with the amendment of "on the north side of the gazebo" instead of "on the other side of the gazebo". Seconded by Mr. Moreira.

Chairman Maloney asked if the policy had been reviewed by Town Counsel. Mr. Gagne said that it had not.

Mr. Lawrence amended his motion to include that the policy be reviewed by Town Counsel. Seconded by Mr. Moreira and so voted unanimously.

Mr. Gagne updated the Board regarding the Brockton Casino and Surrounding Community negotiations. He said that an agreement between the developer and the Town was not reached. He said almost 40% of the traffic according to the developer's traffic study will travel north on Route 24, for which the Town has primary safety responsibility. Mr. Gagne said the Town will enter into arbitration and have its hearing on Friday, January 29 and attempt to negotiate a better agreement. Mr. Gagne said a decision must be made by February 8 per the Massachusetts Gaming Commission.

Discussion continued regarding the Town's experience with the proposed Raynham Slots Parlor.

Mr. Gagne that the last item on the agenda is in regards to the evaluation and negotiation process for non-union personnel. He said that this was added as a revised item after the Agenda had been posted originally. Mr. Gagne requested that the Board table the item until the next agenda. The Board agreed.

At 8:55 p.m., Mr. Moreira **MOVED** to adjourn the meeting. Seconded by Mr. Lawrence and so voted unanimously.

Eldon F. Moreira, Clerk

Respectfully submitted by Mallory E. Aronstein, Executive Administrative Assistant.

List of documents in agenda packet - January 20, 2016

- *Powerpoint Presentation - Hazardous Mitigation, from Mr. Eric Arbeene of OCPC*
- *Letter sent to owner of Chili Head BBQ regarding outstanding liquor license paperwork*
- *Polling Evacuation Policy*
- *Letter from Police Chief Donald Clark requesting the appointment of Permanent Intermittent Officers*
- *Email from Mr. Stephen Lang, of the Economic Development Commission, requesting the Board's input on EDC activities*
- *Minutes of December 16, 2015*
- *Minutes of January 6, 2016*
- *Posting of Registered Nurse vacancy for Board of Health*
- *Email regarding OCPC's Bicycle Pedestrian Advisory Committee*
- *Letter from Board of Assessors recommending that the Board not exercise right of first refusal for sale of land classified under Chapter 61A*

- *Letter from the Conservation Commission requesting that the Board exercise right of first refusal for sale of land classified under Chapter 61A*
- *Letter from Planning Board recommending that the Board not exercise right of first refusal for sale of land classified under Chapter 61A*
- *Notice of intent to sell and convert land under Chapter 61A to another use - 25.79 acres, Lot 62 Map 46 with purchase and sale agreement*
- *Town Hall Parking Policy*
- *Notification of Public Input meeting from the Massachusetts Gaming Commission*
- *Agenda for Public Input meeting from the Massachusetts Gaming Commission*

COMMONWEALTH OF MASSACHUSETTS
WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH

SS.

To either of the Constables of the City/Town of **West Bridgewater**

GREETING:

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

PRECINCTS ONE AND TWO

SPRING STREET SCHOOL

on **TUESDAY, THE FIRST DAY OF MARCH, 2016**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the Presidential Primary for the candidates of political parties for the following offices:

PRESIDENTIAL PREFERENCE	FOR THIS COMMONWEALTH
STATE COMMITTEE MAN	_____ SENATORIAL DISTRICT
STATE COMMITTEE WOMAN	_____ SENATORIAL DISTRICT
WARD OR TOWN COMMITTEE	_____ CITY OR TOWN

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

Given under our hands this 3rd day of February, 2016.

Selectmen of **West Bridgewater**

Pursuant to the within Warrant I have this day notified and warned the inhabitants of the Town of West Bridgewater qualified to vote in elections and Town Affairs to meet at the time and place within mentioned by posting fifteen attested copies of within Warrant at various locations throughout Precincts One and Two seven days at least before the time of holding the aforesaid State Primary Election.

February __, 2016.

Bruce L. Holmquist
Constable, Town of West Bridgewater

A true Copy:

Attest: _____
Anne G. Iannitelli, Town Clerk

West Bridgewater Historical Commission

65 North Main Street
West Bridgewater, MA 02379



February 1, 2016

The Honorable Board of Selectmen
Town Hall
65 North Main St.
West Bridgewater, MA 02379

Dear Board of Selectmen,

The West Bridgewater Historical Commission meeting on this date has voted to ask the Board of Selectmen to bring the option of the Town purchasing the lot being taken out of Chapter 61A land by Mrs. Marion Gibson (Map 46 Lot 062 South St.) to the voters at the upcoming Special Town Meeting by placing it on the warrant.

While we fully realize that the voters turned down the option to buy the previous lot offered by Mrs. Gibson we feel that this current lot is more significant due to its close proximity to the town's oldest extant graveyard dating to 1683. This lot and the graveyard are separated only by a right of way to other Gibson land. One possibility for this lot should the town vote to purchase it would be to turn it into a small parking area and heritage site for those wishing to access this historic graveyard which has no safe location for visitors to park. This graveyard contains among its interred Captain John Ames who established his shovel industry in the town, Deacon Samuel Edson, whose grist mill was located in what, is now War Memorial Park, Oakes Angiers, a noted barrister of his time, Reverend James Keith the town's first settled clergyman and many others of note to our history.

Thank you for your consideration.


James E. Benson
Chairman

SPECIAL TOWN MEETING WARRANT ARTICLES

**Thursday, February 25, 2016 – 7:00 PM
West Bridgewater Middle/Senior High School Auditorium**

Article 1: To see if the Town will vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of the Superintendent of the West Bridgewater Public Schools for the roof replacement project at the Spring Street Elementary School at 2 Spring 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.

Article 2: To see if the Town will accept a donation of a parcel of land located off of Cyr Street, designated on Town Assessors Map 19 as Lot 9, consisting of approximately 166,904 square feet, to be conveyed to the Town as a gift for no consideration.

Said parcel of land is more particularly described as follows:

That certain parcel of land thereon located off of Cyr Street in West Bridgewater, Plymouth County, Massachusetts and shown as Parcel A on a plan entitled, "Definitive Subdivision of Victoria Lane West Bridgewater, MA" Submission Date: September 2, 2015, revised October 7, 2015, Owner: White Family Nominee Trust, Applicant: 406 Pine Street Realty Trust, said plan recorded with Plymouth County Register of Deeds in Plan Book 60 Page 112.

Premises are conveyed subject to easements and restrictions of record;

Or take any action relative thereto.

Article 3: 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 a parcel of land consisting of 30,000 square feet in the northwest corner of Lot 62 shown on Assessor's Map 46 with frontage on South Street, and to pay for associated costs, or to take any action relative thereto.



Jacquie Lee <jlee@wbridgewater.com>

Hands Free

1 message

Victor Flaherty <vflaherty@wbpd.com>

Fri, Jan 29, 2016 at 11:05 AM

To: Nancy Maloney <nmaloney@wbridgewater.com>, Jackie Lee <JLee@wbridgewater.com>, David Gagne <dgagne@wbridgewater.com>, Mallory Cole <mcole@wbridgewater.com>, Len Hunt <lhunt@wbridgewater.com>, Len Graf <lgraf@wbridgewater.com>, Patty Oakley <poakley@wbridgewater.com>, Mary Graf <mgraf@wbridgewater.com>, Chris Iannitelli <ciannitelli@wbridgewater.com>

To all,

I not sure if you are aware but the Senate has passed bill #s2093 paving the way for a law on hands free while operating a motor vehicle. The House of Representatives in the past few years had past similar sponsored bills but was later voted down in the Senate, so the bill died.. So now it appears since the senate has first past (S2093) the hand free bill is likely to get past in the house. My understanding is the Governor will sign this bill to law.

Why I bring this up is Town departments may want to install hands free technology or if purchasing new vehicles have this part of the bid. Although **emergency personnel are exempt** from the present language for making calls of an emergency nature the police department has decided its safer, less distracting and makes no sense not to go hand free. I have started outfitting all of our vehicles with hands free technology. This is not a huge expense and feel with budget season in full bloom other departments may want to add some money to get their vehicle hands free.

I will keep everyone up to date when the bill becomes law.

Any questions let me know,

Vic

--

Victor R. Flaherty Jr.
Lieutenant
West Bridgewater Police Dept.
[508-894-4032](tel:508-894-4032)

INSPECTOR OF BUILDINGS/ZONING OFFICER



WEST BRIDGEWATER TOWN HALL
65 North Main Street, West Bridgewater, MA 02379
Steven Solari
Telephone 508-894- 1207 – FAX 508-894-8111

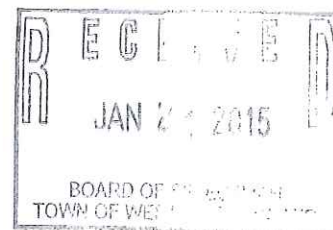
MEMORANDUM

To: Boards, Commissions and Departments

From: Steven Solari
Inspector of Buildings / Zoning Enforcement Officer

Date: January 20, 2016

Re: Special Permit Application / Zoning Board of Appeals
Site Plan Review /Variance
63 Maple Street / Plasse Masonry/Robert Pellegrini, Esq.



Applicant is seeking a modification to an existing Special Permit from the Zoning Board of Appeals. Modification is to relocate approved 14ft. x 48ft. Off Premise Outdoor Advertising Billboard located at 63 Maple Street as shown by new plans dated 12/1/2015.

Applicant is seeking Variance's pursuant to Section 7.3.2.1c of the zoning bylaws for a change in height to (90') feet and a change of message interval to not less than 10 seconds.

Off Premise Outdoor Advertising billboard signs are prohibited in all districts as of June 9, 2014.

Existing Special Permit was approved on August 15, 2014.
Applicable Section of Zoning Bylaw: Signs 6.5.2 Business and Industrial Districts
(h) 1-4

7.2. Site Plan

RECEIVED
TOWN CLERK

DATE:

16 JAN -8 AM 9:47

FILE NO. 6
WEST BRIDGEWATER, MA

Address: 63 Main Street, Suite 1

Bridgewater, MA 02324

Phone Number: 508-807-1131

Location of Property: 63 Maple Street

West Bridgewater, MA 02379

Applicant is Owner (owner, tenant, licensee, prospective purchaser)

Nature of application or appeal: 1. Modification to an existing special permit dated 3/15/14 and 2. for a variance pursuant to Section 7.3.2.1c of the zoning Bylaws to allow for construction of a ninety (90') foot off-premise outdoor advertising electronic sign w/ message interval of not less than 10 seconds.
See attached Narrative.

Applicable Section of Building, Zoning Bylaw Section 6.5.2.h.1 & 6.5.2.h.2

Date of Denial: - 1 8 16

Building Inspector

Planning Board

Zoning Administrator

I hereby request a hearing before the Permit or Special Permit Granting Authority with reference to the above noted application or appeal.

~~Robert R. Pellegrini, Esq.~~

Law Offices of Robert Pellegrini, Inc.

Received from the above applicant, the sum of \$ 317.22 to apply against advertising costs.

Received from the above applicant, the sum of \$ 50.00 for the filing fee.

Received from the above applicant, the sum of
Sharon L Redon

Advertising costs.

P A I D
JAN 08 2016
By _____



Town of West Bridgewater

WATER SUPERINTENDENT

WEST BRIDGEWATER, MASSACHUSETTS 02379

To: Honorable Board of Selectmen

From: Wayne Parks, Water Superintendent

Re: Water Department Hours

Date: January 20, 2016

At the meeting on January 19, 2016, the Board of Water Commissioners voted, by unanimous vote, to change the hours of the Water Department to Monday, Tuesday, Thursday and Friday 7:00 a.m. to 4:00 p.m., Wednesday 7:00 a.m. – 7:00 p.m. These changes became effective today, Wednesday, January 20, 2016. The change in hours was approved so that we can be more flexible for the residents of West Bridgewater.

Thank you for your attention to this.

Sincerely,

Wayne Parks, Superintendent



Office of the Town Administrator

Town Hall
65 North Main Street
West Bridgewater, MA 02379
508-894-1267

Non-Union Evaluation and Negotiation Process

The following proposal refers to all non-union employees that have personnel contracts with the Board of Selectmen ("Board").

Evaluation Process

The Town Administrator ("Administrator") shall create an employee evaluation tool to be used subject to approval by the Board.

Once the form to be used is approved by the Board, the Administrator shall perform an annual evaluation on each employee in the month of January for the preceding calendar year and complete the evaluation form.

The Administrator shall forward copies of each evaluation to each member of the Board individually maintaining the confidentiality of each report. A copy of the evaluation shall be maintained in the employee's personnel folder.

Upon written request, an employee can appeal the findings of the evaluation to the Board. Such appeal, subject to the Open Meeting Law, shall be performed by the Board in Open Session.

If an employee would prefer to make the completed evaluation document public, he/she shall notify the Administrator in writing of said request.

Negotiation Process

The Administrator shall engage in negotiations with each contractual employee per the timelines outlined in the respective contracts.

In Executive Session, the Administrator shall present the Board the contractual requests and/or negotiated terms for the Board's approval.

- Approved – The Administrator shall notify the employee and the Board shall execute in Open Session once funding has been authorized
- Rejected – The Administrator shall notify the employee and present the Board's counter proposal(s)

- If the employee would like to meet with the Board directly, the Administrator shall facilitate the request. It should be noted that the performance evaluation will, subject to the Open Meeting Law, become a public document at that time

Town Administrator

Evaluation Process

Each Selectman shall individually perform a performance evaluation on the Administrator utilizing the same evaluation form.

The Administrator shall receive each evaluation and pass along to the Chair. The Chair shall aggregate the responses into a single document.

Said document shall be utilized in an evaluation performed on the Administrator by the Board at an Open Meeting.

Negotiation Process

In Executive Session, the Board shall engage in negotiations with the Administrator per the timelines outlined in the personnel contract.

Although the evaluation is conducted in Open Session, the Administrator is free to challenge the evaluation in Executive Session as part of contract negotiations.

The Board shall execute the contract in Open Session once funding has been authorized.

So executed by the Board on _____, 2016

Nancy J. Maloney, Chair

Eldon F. Moreira, Clerk

Jerry D. Lawrence



Office of the
Town Administrator

Town Hall
65 North Main Street
West Bridgewater, MA 02379

To: Ann MacNaughton, Town Accountant
Maureen Adams, Assistant Town Treasurer
Mallory Aronstein, Executive Administrative Assistant
From: David L. Gagne, Town Administrator *DLG*
RE: Signed Payroll
Date: January 25, 2016

This past week, due to the fact that I was attending an MMA Conference, payroll was sent to the Treasurer's Office unsigned. In order to make sure this does not occur again, in the few instances I am not here, I believe it would be appropriate to allow Mallory to sign on behalf of the department.

If it is helpful, I have no issue also signing/initializing when I return, but I do not want to see payroll interrupted in my absence.

Any questions please let me know.

Thanks

Town of West Bridgewater

Accounting Office

65 N. Main Street
West Bridgewater, MA 02379
Telephone(508)-894-1201 FAX(508)894-1210
Email jobrien@wbridgewater.com

February 9, 2007

To: All Boards and Commissions

From: John J. O'Brien, Town Accountant

RE: Signing authority for payment requests

As in all other aspects of municipal government, who can and cannot authorize the payment of bills is governed by statute, in this case our Massachusetts General Laws (MGL). The disbursement of Town funds falls generally into two categories: payment for goods and services (vendor bills) and for personnel services (payroll). MGL Ch. 41 section 41 and MGL Ch. 4 section 6 para. 5 provide the guidance.

Vendor Bills:

The authority to approve vendor bills rests in the hands of a majority in a multi-member board or where no board exists in the department head. MGL leaves no exceptions, therefore:

- Multi-Member Boards **must sign** (approve) vendor bills. A majority must sign.
- Department heads **must sign** (approve) vendor bills

I had a visit from our field representative to the MA Dept of Revenue. She concurred, that there is no exception and therefore delegation to someone other than the above is not acceptable authorization.

Payroll:

MGL Ch. 41 section 41 does provide an exception to the above for payroll, but it is limited. That exception states "in the case of the absence or disability of the head of the department ...then by a person designated by the head of the department and approved by the board of selectmen".

The exception recognizes the need to make payroll when the department head is "absent or disabled" but not as a general rule. It also imposes a requirement for the Board of Selectmen to approve the designee.

Our field representative indicates that in the case of a multi-member board then the board can designate one member of the board to sign payroll but not a department head unless the department head also happens to be a member of the board (payroll only exception).

One final note:

Signatures must be the authorized signer's original signature –not the authorized signer's name followed by the initials of a subordinate, nor is a signature stamp sufficient.

I hope this clarifies any misunderstandings on who has the authority to sign payment requests. Please call me if you have any questions.

Thank you,

Town Accountant

Massachusetts School Building Authority

Deborah B. Goldberg
Chairman, State Treasurer

Maureen G. Valente
Chief Executive Officer

John K. McCarthy
Executive Director / Deputy CEO

January 27, 2016

Mr. David L. Gagne, Town Administrator
Town of West Bridgewater
West Bridgewater Town Hall
65 North Main Street
West Bridgewater, MA 02379

Re: Town of West Bridgewater, Spring Street Elementary School

Dear Mr. Gagne:

I am pleased to report that the Board of the Massachusetts School Building Authority (the "MSBA") voted to approve the Proposed Accelerated Repair Project (the "Proposed Project") for the Town of West Bridgewater (the "Town") for a roof replacement project at the Spring Street Elementary School.

The Board approved an Estimated Maximum Total Facilities Grant of \$673,667, which does not include any funds for potentially eligible owner's or construction contingency expenditures. In the event that the MSBA determines that any owner's and/or construction contingency expenditures are eligible for reimbursement, the Maximum Total Facilities Grant for the Proposed Project may increase to \$705,760. The final grant amount will be determined by the MSBA based on a review and audit of all project costs incurred by the Town, in accordance with the MSBA's regulations, policies, and guidelines and the Project Funding Agreement. The final grant amount may be an amount less than \$673,667.

Pursuant to the terms of the MSBA's Accelerated Repair Program, the Town has 90 days to acquire and certify local approval for an appropriation and all other necessary local votes or approvals showing acceptance of the cost, site, type, scope and timeline for the Proposed Project. Upon receipt of the certified votes demonstrating local approval, the MSBA and the Town will execute a Project Funding Agreement, which will set forth the terms and conditions pursuant to which the Town will receive its grant from the MSBA. Once the Project Funding Agreement has been executed by both parties, the Town will be eligible to submit requests for reimbursement for Proposed Project costs to the MSBA.

We will be contacting you soon to discuss these next steps in more detail, but in the meantime, I wanted to share with you the Board's approval of the Proposed Project for the Town of West Bridgewater for a roof replacement project at the Spring Street

Page 2

January 27, 2016

West Bridgewater Accelerated Repair Project Funding Agreement Board Action Letter

Elementary School, and the Board's authorization to execute a Project Funding Agreement for this Proposed Project.

Sincerely,



John K. McCarthy
Executive Director

Cc: Legislative Delegation
Nancy J. Maloney, Chair, West Bridgewater Board of Selectmen
Susan Sullivan, Chair, West Bridgewater School Committee
Dr. Patricia Oakley, Superintendent, West Bridgewater Public Schools
John G. Duggan, West Bridgewater Treasurer/Collector
Sarah Smith, Business Office Manager, West Bridgewater Public Schools
Gregory J. Walsh, Owner's Project Manager, Potomac Capital Advisors
Randall Luther, Designer, Tai Soo Kim Partners, LLC
File: 10.2 Letters

GOV. BAKER FILES \$39.5B FY 2017 BUDGET

- **UNRESTRICTED MUNICIPAL AID WOULD INCREASE BY \$42 MILLION (4.3%)**
- **CHAPTER 70 AID WOULD INCREASE BY ONLY \$72 MILLION (1.6%)**
- **MOST OTHER MUNICIPAL AND SCHOOL ACCOUNTS LEVEL-FUNDED**

Earlier this afternoon, Gov. Charlie Baker submitted a \$39.55 billion fiscal 2017 state budget plan with the Legislature, proposing a spending blueprint that would increase overall state expenditures by 3.5 percent, as the new Administration seeks to close a projected \$635 million structural budget deficit by restraining spending across the board.

The Governor's budget includes a \$42 million increase in Unrestricted General Government Aid, and \$72 million more for Chapter 70 school aid. Most other municipal and education aid accounts in the Governor's budget proposal would remain at fiscal 2016 levels. This includes the special education circuit breaker, payments-in-lieu of taxes, regional school transportation, Shannon anti-gang grants, McKinney-Vento reimbursements and METCO funding. Kindergarten development grants would be level funded, with language to have the state develop guidelines to have recipients focus on early literacy outcomes.

The Governor would increase funding for charter school reimbursements by \$20.5 million, yet proposes to revamp the reimbursement formula so that this increase would be targeted to those cities, towns and school districts whose charter cap exceeds 9 percent of net school spending because of underperforming test scores.

- Click here to see the UGGA and Chapter 70 Aid amounts listed by community in the Governor's budget:

http://www.mass.gov/bb/h1/fy17h1/os_17/h3.htm

- Click here to see the Division of Local Services preliminary fiscal 2017 Cherry Sheet aid amounts for your community, based on the Governor's proposed budget (you will need to insert the name of your community and "2017" in the fiscal year field):

<https://dls.gateway.dor.state.ma.us/DLSReports/DLSReportViewer.aspx?ReportName=CherrySheetBudgets&ReportTitle=Cherry+Sheet+Budgets>

- Click here to see DESE's calculation of fiscal 2017 Chapter 70 aid and Net School Spending requirements for your city, town, or regional school district, based on the Governor's proposed budget:

<http://www.doe.mass.edu/finance/chapter70/chapter-17p.html>

UNRESTRICTED MUNICIPAL AID INCREASED BY \$42 MILLION

In a major victory for cities and towns, House 2 (the Governor's fiscal 2017 budget submission) would provide \$1.022 billion for UGGA, a \$42 million increase over current funding. This fulfills one of Gov. Baker's major campaign promises to increase direct municipal aid by the same rate of growth as state tax revenues.

The \$42 million would increase UGGA funding by 4.3 percent. This would be the largest increase in discretionary municipal aid in nearly a decade. Every city and town would see their UGGA funding increase by this 4.3 percent growth rate.

CHAPTER 70 SCHOOL AID WOULD GO UP JUST 1.6 PERCENT

The Governor's budget submission proposes a very small 1.6 percent increase in Chapter 70 education aid of \$72 million, providing every city, town and school district with a minimum increase of at least \$20 per student. The Governor's budget would continue to implement the target share provisions enacted in 2007. The overall Chapter 70 increase would be significantly smaller than in recent years. Nearly 70 percent of cities and towns would only receive an increase of \$20 per student under the Governor's budget. This below-inflation increase is far too low, and would force communities to reduce school programs or further shift funds from the municipal side of the budget.

Please ask your Legislators to support a funding increase for Chapter 70 school aid that ensures that all schools receive a suitable and appropriate increase in fiscal 2017, which the MMA believes should be at least \$100 per student. The MMA also strongly supports implementation of the recommendations of the Foundation Budget Review Commission to update the Chapter 70 "foundation budget" minimum spending standards for special education and health insurance costs for school employees, and to add to the spending standard a measure of recognition for the cost of services for low-income, English Language Learner (ELL) and other students who would benefit from more intensive services. The Commission recommended phasing in the changes over a four-year period, a position the MMA supports as well. Increasing minimum aid and fixing the inadequacies in the foundation formula are essential.

It should also be noted that House 2 contains language that would continue to allow communities to count retiree health insurance toward their net school spending, but only if they have done so beginning when the school finance law first went into effect in 1994, or if they have already voted to adopt the local-option provision in section 260 of the fiscal year 2015 general appropriations act to allow a phase-in of retiree health insurance costs in their net school spending calculation.

\$20.5 MILLION MORE FOR CHARTER SCHOOL REIMBURSEMENTS

The Governor's budget would add \$20.5 million to charter school reimbursements, bringing funding up to \$101 million. In fiscal 2017, all communities would receive 100 percent reimbursement for their increased charter school tuition payments above fiscal 2016 levels. For most communities, the current 5-year reimbursement schedule would be replaced with a one-year reimbursement of increased costs compared to the previous year. For underperforming school districts that have a charter cap that is higher than 9 percent of Net School Spending, the Governor is proposing a 3-year schedule, to reimburse those communities 100 percent in the first year, 50 percent in the second year, and 25 percent in the third year. Local officials will need to examine their own enrollment and tuition costs to determine how this new formula would impact them. The estimate of both the tuition amount and the reimbursement amount for each community are available on the Division of Local Services' preliminary Cherry Sheets at

FY2017 Local Aid Estimates

West Bridgewater

	FY2016 Cherry Sheet Estimate	FY2017 Governor's Budget Proposal	FY2017 House Budget Proposal	FY2017 Senate Budget Proposal	FY2017 Conference Committee
Education:					
Chapter 70	3,031,677	3,549,808			
School Transportation	0	0			
Charter Tuition Reimbursement	893	1,298			
Smart Growth School Reimbursement	0	0			
Offset Receipts:					
School Choice Receiving Tuition	1,346,309	1,339,979			
Sub-total, All Education Items:	4,378,879	4,891,085			
General Government:					
Unrestricted Gen Gov't Aid	602,833	628,755			
Local Sh of Racing Taxes	0	0			
Regional Public Libraries	0	0			
Urban Revitalization	0	0			
Veterans Benefits	28,387	28,387			
State Owned Land	31,218	30,963			
Exemp: VBS and Elderly	36,845	32,100			
Offset Receipts:					
Public Libraries	9,159	9,201			
Sub-Total, All General Government	708,442	729,406			
Total Estimated Receipts	5,087,321	5,620,491			

FY2017 Local Aid Assessments

West Bridgewater

	FY2016 Cherry Sheet Estimate	FY2017 Governor's Budget Proposal	FY2017 House Budget Proposal	FY2017 Senate Budget Proposal	FY2017 Conference Committee
County Assessments:					
County Tax	21,496	22,033			
Suffolk County Retirement	0	0			
Essex County Reg Comm Center	0	0			
Sub-Total, County Assessments:	21,496	22,033			
State Assessments and Charges:					
Retired Employees Health Insurance	0	0			
Retired Teachers Health Insurance	379,487	387,104			
Mosquito Control Projects	32,826	33,512			
Air Pollution Districts	2,201	2,256			
Metropolitan Area Planning Council	0	0			
Old Colony Planning Council	2,446	2,409			
RMV Non-Renewal Surcharge	8,460	8,460			
Sub-Total, State Assessments:	425,420	433,741			
Transportation Authorities:					
MBTA	36,411	36,427			
Boston Metro. Transit District	0	0			
Regional Transit	9,368	9,635			
Sub-Total, Transp Authorities:	45,779	46,062			
Annual Charges Against Receipts:					
Multi-Year Repayment Program	0	0			
Special Education	3,089	3,089			
STRAP Repayments	0	0			
Sub-Total, Annual Charges:	3,089	3,089			
Tuition Assessments:					
School Choice Sending Tuition	55,021	48,400			
Charter School Sending Tuition	10,826	11,609			
Sub-Total, Tuition Assessments:	65,847	60,009			
Total Estimated Charges:	561,631	564,934			



Jacquie Lee <jlee@wbridgewater.com>

Fwd: Notice of Host Community Meeting

1 message

David Gagne <dgagne@wbridgewater.com>

Mon, Feb 1, 2016 at 10:43 AM

To: Jacquie Lee <jlee@wbridgewater.com>

Please add this under my report

"Update on Surrounding Community negotiations for Brockton Casino"

David L. Gagne
Town Administrator
Town of West Bridgewater
65 North Main Street
West Bridgewater MA 02379
(508) 894 1267

----- Forwarded message -----

From: **Ziemba, John S (MGC)** <John.S.Ziemba@massmail.state.ma.us>

Date: Fri, Jan 29, 2016 at 3:03 PM

Subject: Notice of Host Community Meeting

To:

Cc: "Thurlow, Mary (MGC)" <mary.thurlow@state.ma.us>

Attached please find a copy of a notice of public hearing scheduled for Tuesday, March 1, 2016 @ 4 P.M. – 6 P. M. (longer if necessary), which is intended to provide the Commission with the opportunity to hear comments or concerns relative to the proposal of Mass Gaming & Entertainment, LLC to build a casino/resort establishment in Brockton, including but not limited to the scope and quality of the gaming area and amenities, the integration of the gaming establishment into the surrounding community and the extent of required mitigation plans and to receive input from members of the public from an impacted community.

If you have any questions regarding the public hearing, please e-mail Commission Ombudsman John Ziemba at john.s.ziemba@state.ma.us or call him at 617-979-8423.

John S. Ziemba, Ombudsman

Massachusetts Gaming Commission

101 Federal Street, 12th Floor

Boston, Massachusetts 02110

TEL 617.979.8423 | FAX 617.725.0258

www.massgaming.com



Office of the
Town Administrator

Town Hall
65 North Main Street
West Bridgewater, MA 02379

January 29, 2016

Honorable Gregory R. Baler
Commonwealth Mediation and Conciliation
1145 West Chestnut Street
Suite 202
Brockton, MA 02301

To the Honorable Gregory Baler,

The Town of West Bridgewater believes it has unique circumstances versus other designated Surrounding Communities based on its proximity to the site, the only Town south of Brockton and the fact that West Bridgewater has primary public safety responsibility for Route 24 south of Brockton. In fact, the Town's responsibility for Route 24, namely over 9 miles, far exceeds any other Surrounding Community's responsibility.

Exhibit A: Named Surrounding Communities which have "negotiated" an agreement highlighted in blue.

Brockton highlighted in red, with the precise location of the casino indicated in maroon.

West Bridgewater highlighted in green.

Analysis: West Bridgewater is not only contiguous to Brockton, but its northern border is less than ½ mile from the proposed casino. Please note that other towns, while contiguous to the City of Brockton, are not near the actual site of the casino. Lastly, while the applicant boasts that 7 out of 9 communities have reached an agreement, it is interesting to note that the two towns closest to the actual casino (West Bridgewater and Easton) have not reached an agreement.

MGE's argument that West Bridgewater and other surrounding communities should have the same mitigation agreement is inconsistent with the spirit of the Statute. MGE stated from the beginning they were looking to have all communities agree to the same language for mitigation ("...MGE then grouped

the towns into two tiers based on these factors...¹). Obviously this is an attempt to divert attention from the unique characteristics of each town frustrating the spirit of MGL C23K and subsequent regulations. . Exhibit A highlights the unique geographical characteristic of the location of West Bridgewater versus the other communities.

Exhibit B: “The Casino Market is Already Saturated”; *The New York Times*, October 9, 2013;sourced January27 2016
<http://www.nytimes.com/roomfordebate/2013/10/09/are-casinos-too-much-of-a-gamble/the-casino-market-is-already-saturated>

Analysis: Key takeaway is that industry sources state that between 25%-28% of all Americans visits a casino at least once on an annual basis.

Exhibit C: Cities and Towns, with respective populations, that must travel through West Bridgewater to patronize MGE’s proposed casino in Brockton.

Analysis: Total population – 774,626

Based on industry data, around 200,000 patrons or 75,000 – 100,000 additional vehicles will travel through West Bridgewater to access the casino in Brockton. This is additional traffic that will stress West Bridgewater’s public safety which already responds to over 2700 calls per year. The Town’s public safety Fire and EMS unit is a 4 member unit for every 24 hours. While MDM’s report states that 36% of travelers will travel Route 24 from the South, the Town believes that secondary roads will be used and that MDM/MGE under appreciates this fact.

Exhibit D: Map of Massachusetts illustrating the south coast and Cape Cod.

Analysis: Unique position that West Bridgewater encompasses – the ENTIRE south shore and the cape MUST travel through West Bridgewater to access the casino. Residents north of Brockton will eventually have multiple venues to choose from (once Wynn in Everett opens) but the communities to the South will only have ONE option. This provides an exceptional marketing advantage for MGE – namely they can market to the entire south shore without competition. Since the belief is that they will, West Bridgewater roads then become a “pass through” for these residents.

Additionally, most residents will use GPS. According to Mapquest, residents in Plymouth and towns just north and west of Plymouth have the ability to travel Route 24 or Route 3 to Route 106 since these options vary by only a few minutes.

¹ Arbitration Statement of Mass Gaming and Entertainment LLC, Page 9

As such, West Bridgewater will experience much more local traffic than MDM claims. Hence, the Town needs to develop the intersections of East Street/East Center Street (Route 106) and Matfield Street/Route 28 as these are direct access points from the southeast to Brockton. Therefore, the Town is seeking the necessary funding to develop these areas.

Summary: Because of Route 24, and the fact that West Bridgewater will serve as a gateway to all southern commuters to Brockton, the Town could easily justify additional mitigation funds in excess of what MGE has proposed. The Town believes it is being more than fair by accepting the proposed upfront/annual payments as long as the intersections that will definitely be impacted by the casino are upgraded. In fact, from a customer service perspective, MGE should feel obligated to upgrade these intersections in order to provide a better experience to their customers.

Conclusion: The Town of West Bridgewater feels that accepting the same funds as all the other Towns, who will experience FEWER impacts, is fair and equitable as long as the intersections in Town that will experience much more traffic are upgraded. The Town is hoping you agree.

On behalf of the Board of Selectmen,

David L. Gagne
Town Administrator

Exhibit A

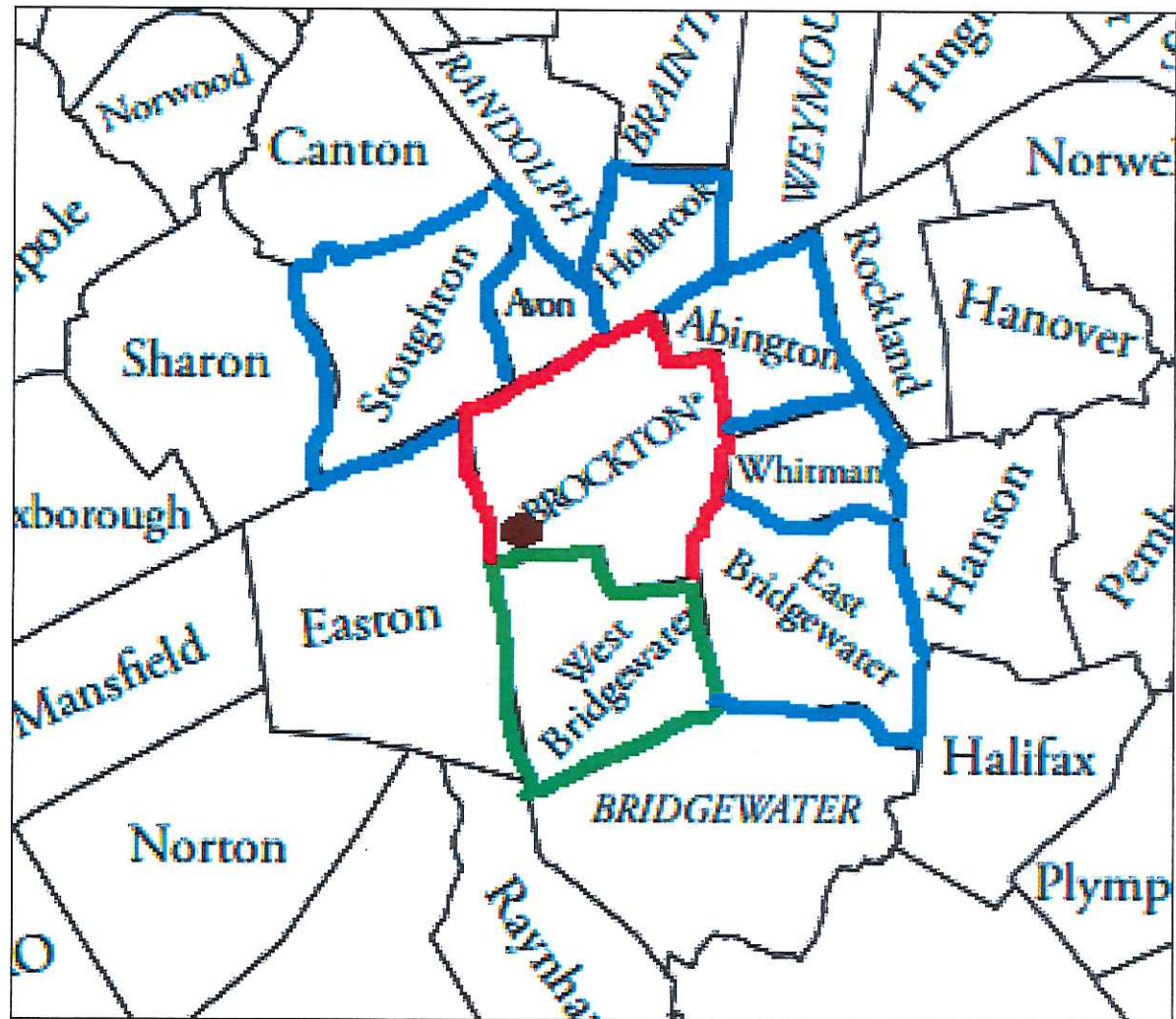


Exhibit B

The New York Times

The Casino Market Is Already Saturated

Michael A. Meczka is the president of [MMRC](#), a gambling marketing, research and consulting firm.

October 9, 2013

More casinos do not equal more gambling revenue. The incidence of those who gambled in casinos at least once per year ranged a relatively constant 25 percent to 28 percent between 2008 and 2011. This rate has been consistent for decades [according](#) to the industry's trade group, the American Gaming Association.

Thus, as casino supply increased and the rate of visitor demand remained steady, the result has been each casino property in the competitive environment received a smaller slice of the casino revenue pie.

As more casinos opened, rosy revenue projections failed because more states competed for slices of the same pie.

Increasing the number of casinos in Atlantic City resulted in no total revenue growth. So each property had less revenue. [Delaware](#) is another contracting market. As more casinos are built in Maryland, Pennsylvania and New York, Delaware's revenue has fallen more than 20 percent. As each state added casinos, revenue drifted away to closer, more convenient venues.

Most recently, Ohio added many casino and gambling options, drawing revenue away from casinos in immediately adjacent states. Ohio's casinos, however, [perform](#) at barely half of the \$1.9 billion projected. Despite this, Ohio is awaiting the Hard Rock Casino at Northfield Park to open at year's end to further reduce the size of each slice of an increasingly diminished pie.

Each state's Pollyanna positioning for maximum tax from casino revenue required two things. First, it required its residents to stay and play within the home state. Second, it required those from neighboring states to visit and gamble across state lines. While this worked for states first into gambling, like Delaware and New Jersey, it no longer applies.

As each state develops more of its own casinos, there will be fewer reasons or attractions to draw travelers outside of their home state. Casino gambling will eventually become a commodity where 95 percent of the U.S. population will have their very own club just an hour's drive away. Each casino will soon serve a smaller and smaller local-oriented market. And, states will bemoan the lost tax revenue.

More casino properties definitely do not yield more casino revenue.

Sourced January 27, 2016: <http://www.nytimes.com/roomfordebate/2013/10/09/are-casinos-too-much-of-a-gamble/the-casino-market-is-already-saturated>

EXHIBIT C

Town	Population*	Likely Route to Travel		
		Route 28	Route 106	Route 24
Acushnet	10,350			X
Assonet	(see Freetown)	X		X
Barnstable	44,641			X
Berkley	6,516			X
Bourne	19,733			X
Brewster	9,754			X
Bridgewater	26,506	X	X	X
Carver	11,494			X
Chatham	6,131			X
Dartmouth	34,557			X
Dennis	14,067			X
Dighton	7,214			X
Eastham	4,932			X
East Bridgewater	14,090	X	X	
Fairhaven	16,065			X
Fall River	88,697			X
Falmouth	31,644	X		X
Freetown	9,035	X		X
Halifax	7,606		X	
Harwich	12,202			X
Kingston	12,819		X	
Lakeville	11,144	X		X
Marion	4,919	X		
Mashpee	14,068	X		X
Mattapoisett	6,172	X		
Middleborough	23,601	X		X
New Bedford	95,078			X
Orleans	5,868			X
Plymouth	57,826	X	X	X
Plympton	2,859	X	X	X
Provincetown	2,966			X
Raynham	13,554		X	X
Rochester	5,381	X		X
Sandwich	20,589			X
Taunton	56,069			X
Truro	2,011			X
Wareham	22,384	X		
Wellfleet	2,733			X
Westport	15,700			X
Yarmouth	23,651			X
Total Population:	774,626			
25%**	193,657	69,716 Will travel RT 24 North***		
28%**	216,895	78,082 Will travel RT 24 North***		
** Percentage of population expected to make at least one trip to casino annually				
*** MDM traffic study stating that 36% of visitors will travel north on Route 24				
*2013 Census				
Data Compiled from Mass. GIS map				
http://maps.massgis.state.ma.us/dls/landingmap/#general				

Towns Not Included
Hanson
Duxbury
Marshfield
Pembroke
Hanover

Exhibit D

