

Charles B. Ryan
President
At Large

Sean E. Powers
At Large

Shannon L. Hume
At Large

Thomas W. Whalen
District 2

Thomas M. Bowes
District 3



CHARLES C. Kokoros
Vice President
District 1

Stephen C. O'Brien
District 4

David M. Ringius, Jr.
District 5

Timothy P. Carey
District 6

OFFICE OF THE TOWN COUNCIL

August 14, 2018 MINUTES

A meeting of the Town Council was held in the Cahill Auditorium, Braintree Town Hall, on Tuesday, August 14, 2018 beginning at 7:30p.m.

Council President Ryan was in the chair.
Clerk of the Council, Susan Cimino conducted the roll call.

Present: Charles B. Ryan, President
Thomas M. Bowes
Timothy P. Carey
Shannon L. Hume
Sean E. Powers
David M. Ringius, Jr.
Thomas W. Whalen

Not Present: Charles C. Kokoros
Stephen C. O'Brien

Also Present: Joseph Reynolds, Chief of Staff
Dave Flewelling, Comcast representative

APPROVAL OF MINUTES

• June 19, 2018

Motion: by Councilor Powers to Approve Minutes of June 19, 2018

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O'Brien), Abstain (0)

• July 9, 2018

Motion: by Councilor Powers to Approve Minutes of July 9, 2018

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O'Brien), Abstain (0)

OLD BUSINESS

• **18 042 Mayor: Acceptance of Donations or take up any action relative thereto**

Councilor Bowes, Chairman of the Committee of Ways & Means stated the committee met and unanimously voted favorable recommendation to the Full Council.

Motion read by Councilor Powers:

That the Town of Braintree accepts the following gift upon the conditions attached and herein set forth:

<u>DONOR</u>	<u>GIFT</u>	<u>PURPOSE</u>
Stephen E. Goldman Family Trust	\$500.00	Recreation & Community Events

Motion: by Councilor Powers

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O’Brien), Abstain (0)

• **18 043 Mayor: Appointment – Associate Member to Planning Board or take up any action relative thereto**

Councilor Bowes, Chairman of the Committee of Ways & Means stated the committee met and unanimously voted favorable recommendation to the Full Council.

Motion read by Councilor Powers:

To Approve the Appointment of Hector Erinna as Associate Member to the Planning Board in accordance with section 3-3 of the Town Charter.

Motion: by Councilor Powers

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O’Brien), Abstain (0)

• **18 044 Comcast Petition: 150 Grossman Drive or take up any action relative thereto**

Councilor Whalen, Chairman of the Committee on the Department of Public Works stated the committee met and unanimously voted favorable recommendation to the Full Council.

Motion read by Councilor Powers:

To install and maintain approximately 2,309 feet of communications cable 24 inches deep 521 feet in Georganna Street and Washington Street, 1059 feet in the Union Street layout and adjacent MBTA property but not under the roadway and 729 feet in the Grossman Drive sidewalk to #150 Grossman Drive and including 4 new handholes, from utility pole #1A near the intersection of Georganna Street and Washington Street, to an existing conduit at 150 Grossman Drive in order to provide cable communication service to #150 Grossman Drive with staff recommendations:

BELD: There are No underground electric utility conflicts or special requirements within the proposed scope of work.

Please note,

BELD has a 13,800 volt underground system on these roads. This is a concrete encased duct bank to be identified through the Dig safe process.

DPW: Both Union Street and Grossman Drive are under the moratorium but sidewalk and roadside areas where the conduits are to be installed are not. Since the plan is to install the conduit and cable WITHOUT disturbing the roadway pavement we'd recommend that the permit be granted with the normal conditions imposed by the DPW Highway Division plus that:

1. any work outside of the accepted Public Way be located within a properly acquired easement, recorded copies of which must be presented to the Town prior to the start of the work;
2. in the Traffic Management Plan (TMP) Phase 4- the set-ups for the off-road work need to be added during construction. Also need two drum transition rows west of the bridge with a buffer space between them;
3. in the TMP Phases 6 through 9- The sidewalk closures and the set-ups for the in-sidewalk work need to be added during construction;
4. where sidewalk surfaces are disturbed the surface is to be replaced in kind, at ADA compliant slopes and for the full width of the sidewalk;
5. all matches with existing surfaces be smooth, safe, properly surfaced and satisfactory to the Town;
6. the work be coordinated with the abutters to ensure that the properties are accessible at all times, including ADA compliant pedestrian access;
7. the cable be installed outside of the trenches of the water and sewer mains and other utilities in service and that the trench pavement not be left low for any length of time;
8. as-built plans be prepared and submitted satisfactory to the Department of Public Works;
9. the construction portion of the permit period not exceed two months from the start of construction and that the entire permit period be set at one year beginning at the date of Council approval.

We also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither Comcast nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Powers

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O'Brien), Abstain (0)

NEW BUSINESS

Same Night Action Requested – No Council member objected.

- 18 052 Mayor: Appointment – Board of Registrars – Frederick Foley or take up any action relative thereto

To Approve the Appointment of Frederick Foley to the Board of Registrars in accordance with sections 3-3 of the Town Charter.

Motion: by Councilor Powers

Second: by Councilor Bowes

Vote: For (6), Against (1-Whalen), Absent (2-Kokoros, O'Brien), Abstain (0)

Councilor Powers read the following Motions for referral to committee(s):

Refer to the Committee on the Department of Public Works

- 18 050 S&H Realty Trust: Encroachment Easement or take up any action relative thereto

Motion: by Councilor Powers

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O'Brien), Abstain (0)

Refer to the Committee of Ways & Means

- 18 051 Mayor: Create Revolving Account: Friends of Braintree Military or take up any action relative thereto

Motion: by Councilor Powers

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O'Brien), Abstain (0)

- 18 053 Mayor: Appointment – Town Solicitor – Nicole Taub or take up any action relative thereto

Motion: by Councilor Powers

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-Kokoros, O'Brien), Abstain (0)

ADJOURNMENT

It was unanimously voted to adjourn the meeting at 7:47p.m.

Respectfully submitted,

Susan M. Cimino

Clerk of the Council

Documents provided for Meeting

- 18 042 Mayor: Acceptance of Donations or take up any action relative thereto
- 18 043 Mayor: Appointment – Associate Member to Planning Board or take up any action relative thereto
- 18 044 Comcast Petition: 150 Grossman Drive or take up any action relative thereto
- 18 053 Mayor: Appointment – Town Solicitor – Nicole Taub or take up any action relative thereto