

CHARLES C. KOKOROS  
President  
District 1

LELAND A. DINGEE  
At Large

SEAN E. POWERS  
At Large

CHARLES B. RYAN  
At Large

JOHN C. MULLANEY  
District 2



THOMAS M. BOWES  
Vice President  
District 3

HENRY N. JOYCE  
District 4

RONALD E. DENAPOLI  
District 5

PAUL "DAN" CLIFFORD  
District 6

## OFFICE OF THE TOWN COUNCIL

### - AGENDA -

**May 28, 2013** • Horace T. Cahill Auditorium, Town Hall • Starting Time: **7:00PM**

#### PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

#### ROLL CALL

#### CORRESPONDENCE

#### ANNOUNCEMENTS

- 013 13 Council President: Town Meeting Citizen Recognition

#### APPROVAL OF MINUTES

- May 21, 2013

#### CITIZEN CONCERNS/COUNCIL RESPONSE

#### OLD BUSINESS

##### Committee on Ways & Means

- 13 012 FY2014 Operating Budget (**PUBLIC HEARING**)
- 13 013 FY2014 Revolving Accounts (**PUBLIC HEARING**)
- 13 018 FY2014 Community Preservation Committee Budget (**PUBLIC HEARING**)
- 12 050 Blue Hills Regional Vocational School: Creation of Stabilization Fund

#### COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

#### NEW BUSINESS

Topics the Chair does not reasonably anticipate will be discussed

#### ADJOURNMENT

Next Council Meetings: **Tuesday, June 11, 2013 @ 7:30pm**



# Braintree Town Council In Recognition of

# Dr. Peter Kurzberg

*Be it resolved that the Braintree Town Council, on behalf of its citizenry, does hereby dedicate the 6th Annual Town Meeting in honor of Dr. Peter Kurzberg, Superintendent of Schools, for his 22-years of dedicated service to the children of Braintree.*

*Charles C. Kokoros*

Charles C. Kokoros

President

*Thomas M. Bowes*

Thomas M. Bowes

Vice-President/District 3

*John C. Mullaney*

John C. Mullaney

District 2

*Leland A. Dingee*

Leland A. Dingee

At-Large

*Sean E. Powers*

Sean E. Powers

At-Large

*Charles B. Ryan*

Charles B. Ryan

At-Large

*Henry N. Joyce*

Henry N. Joyce

District 4

*Ronald E. DeNapoli*

Ronald E. DeNapoli

District 5

*Paul "Dan" Clifford*

Paul "Dan" Clifford

District 6

CHARLES C. KOKOROS  
President  
District 1

LELAND A. DINGEE  
At Large

SEAN E. POWERS  
At Large

CHARLES B. RYAN  
At Large

JOHN C. MULLANEY  
District 2



THOMAS M. BOWES  
Vice President  
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HENRY N. JOYCE  
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RONALD E. DENAPOLI  
District 5

PAUL "DAN" CLIFFORD  
District 6

## OFFICE OF THE TOWN COUNCIL

### May 21, 2013

## MINUTES

A meeting of the Town Council was held in the Horace T. Cahill Auditorium, Braintree Town Hall, on Tuesday, May 21, 2013 beginning at 7:30p.m.

Council President Kokoros was in the chair.

The Clerk of the Council conducted the roll call.

Present: Charles Kokoros, President  
Thomas Bowes, Vice President  
Leland Dingee  
Sean Powers  
Charles Ryan  
John Mullaney  
Henry Joyce

Not Present: Paul Dan Clifford  
Ronald DeNapoli

Others: Joseph Sullivan, Mayor  
Peter Morin, Chief of Staff  
Edward Spellman, Finance Director  
Peter Kurzberg, Superintendent of Schools  
Peter Kurzberg, Superintendent of Schools  
Maureen Murray, Assistant Superintendent of Schools  
Thomas Devin, School Committee  
Pamela Kiley, School Committee  
Lisa Heger, School Committee  
Peter Kress, Business Manager Schools  
Paul Mc Soley, Finance Director Police Department  
Debra Starr Helbig, Assistant Town Clerk  
Eric Kinsherf, Town Auditor

## **CORRESPONDENCE**

None

## **ANNOUNCEMENTS**

- 018 13 Council President: Notification of Late Evening Aerosol (ULV) Applications  
Councilor Powers: Mr. Bruno "Z" Zoltowski Memorial Scholarship Fundraiser  
Councilor Ryan: Kyleigh's Cure Road Race  
Councilor Ryan: Charlotte Swings Fundraiser  
Councilor Ryan: SEPAC Inclusion Awards

## **APPROVAL OF MINUTES**

- **May 1, 2013**

**Motion:** by Councilor Bowes to approve minutes of April 23, 2013

**Second:** by Councilor Ryan

**Vote:** For (6), Against (0), Abstain (1-Bowes), Absent (2-Clifford, DeNapoli)

## **CITIZEN CONCERNS/COUNCIL RESPONSE**

- **017 13 Council President: 1528 Liberty Street**

Ms. Showstack requested that concern be rescheduled to a later date.

## **OLD BUSINESS**

### **Committee on Ways & Means**

- **13 008 Councilor Mullaney: Adoption of MGL Chapter 64L - Local Option Meals Tax**

**Motion:** by Councilor Bowes to open public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Council President Kokoros reported that the Committee on Ways & Means recommended favorable action on a vote of two for, one against, one present and one absent.

Mayor Sullivan commented that the local meals tax was an appropriate revenue stream towards capital improvements.

Council President Kokoros asked if any member of the Council or anyone from the public would like to speak on Order 13 008. No one came forward.

**Motion:** by Councilor Bowes to close public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the following motion:

“That the Town vote to accept the provisions of General Laws Chapter 64L, Section 2(a) to impose a local meals excise tax beginning July 1, 2013, and further, that all proceeds derived from said excise tax shall be used solely to fund capital improvements, including but not limited to, equipment purchases and/or leases.”

**Motion:** by Councilor Bowes to approve Order 13 008

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

- **13 005 Mayor: FY2013 Capital Plan and Bonding**

**Motion:** by Councilor Bowes to open public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Council President Kokoros reported that the Committee on Ways & Means recommended favorable action.

Council President Kokoros asked if any member of the Council or anyone from the public would like to speak on Order 13 005. No one came forward.

**Motion:** by Councilor Bowes to close public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the first of four motions:

**(A):** That the Town of Braintree appropriates the sum of Four Million One Hundred – Thirty-Nine Thousand Dollars (\$4,139,000) to pay costs of the following capital projects:

(A1) Roadway Resurfacing	\$ 349,000	Ch. 44, s. 7(6)
(A2) Roadway Reconstruction	\$1,351,000	Ch. 44, s. 7(5)
(A3) School Remodeling Projects	\$ 700,000	Ch 44, s 7(3A)
(A4) School Roadway Resurfacing	\$ 300,000	Ch. 44, s. 7(6)
(A5) School Security Upgrades	\$ 279,000	Ch. 44, s. 7(3A)
(A6) Library Building Repairs	\$ 100,000	Ch. 44, s. 7(3A)
(A7) Police Building Improvements	\$ 140,000	Ch. 44, s. 7(3A)
(A8) Fire Building Improvements	\$ 268,000	Ch. 44, s 7(3A)
(A9) DPW Drainage Construction	\$ 180,000	Ch. 44, s 7(9)
(A10) DPW Engineering Signals	\$ 100,000	Ch. 44, s 7(9)
(A11) DPW Building Improvement	\$ 107,000	Ch. 44, s. 7(3A)
(A12) DPW Grounds Dump Truck	\$ 100,000	Ch. 44, s 7(9)
(A13) DPW Highway Dump Truck & Plow	\$ 165,000	Ch. 44, s 7(9)

and for the payment of all other costs incidental and related thereto; that the amounts indicated above for each project are estimates and that the Mayor may allocate more funds to any one or more of such projects, and less to others, so long as, in the judgment of the Mayor, each of the projects described above can be completed within the total appropriation made by this Order; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to the authorizing statutes described above, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion:** by Councilor Bowes to approve Order 13 005(A)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the second of four motions:

- (B) That the Town of Braintree appropriates the sum of Seven Hundred and Thirty-Eight Thousand Dollars (\$738,000) to pay costs of wastewater system rehabilitation projects, and for the payment of all other costs incidental and related thereto and that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to Chapter 44,s7(1) of the General Laws, or pursuant to any other enabling authority and to issue bonds or notes of the Town therefor.

**Motion:** by Councilor Bowes to approve Order 13 005(B)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the third of four motions:

- (C) That the Town of Braintree appropriates the sum of Three Million Five Hundred Thousand Dollars (\$3,500,000) to pay costs of Town-wide water distribution system improvements, and for the payment of all other costs incidental and related thereto and that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7 and 8 of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion:** by Councilor Bowes to approve Order 13 005(C)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the last of four motions:

- (D) That the Town of Braintree appropriates the sum of One Hundred Thirty Thousand Dollars (\$130,000) to pay costs of the following capital projects:

**W/S Backhoe w 4way bucket                    \$ 130,000    Ch 44, s 7(9)**

and for the payment of all other costs incidental and related thereto; that the amounts indicated above for each project are estimates and that the Mayor may allocate more funds to any one or more of such projects, and less to others, so long as, in the judgment of the Mayor, each of the projects described above can be completed within the total appropriation made by this Order; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to the authorizing statutes described above, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion:** by Councilor Bowes to approve Order 13 005(D)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

- **13 011 Mayor: FY2013 Line Item Transfers – Various Departments**

**Motion:** by Councilor Bowes to open public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Council President Kokoros reported that the Committee on Ways & Means recommended favorable action.

Council President Kokoros asked if any member of the Council or anyone from the public would like to speak on Order 13 011. No one came forward.

**Motion:** by Councilor Bowes to close public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the first of fourteen motions:

1. That the sum of \$66,367 be transferred from the Finance Department / Program 01-Administration /9C Reduction Reserve account, to the Blue Hills Regional School Assessment account 01-35501-5690.

**Motion:** by Councilor Bowes to approve Order 13 011(1)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the second of fourteen motions:

2. That the sum of \$1,800 be transferred from the Finance Department / Program 60-Fixed Assets account and the sum of \$2,100 be transferred from the Finance Department Auction account / Program 61 for a total of \$3,900 to be transferred to the Town Clerk Census listing account 01-16105-5383.

**Motion:** by Councilor Bowes to approve Order 13 011(2)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the third of fourteen motions:

3. That the sum of \$29,875 be transferred from the Town Council / Program 02–Reserve Fund to the Town Clerk Department / Program 04 –Special Elections Account 01-16104-5790.

**Motion:** by Councilor Bowes to approve Order 13 011(3)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the fourth of fourteen motions:

4. That the sum of \$16,000 be transferred from the Finance Department / Program 01-Administration / 9C Reduction Reserve account to the Police Department/Program 04 – Patrol Bureau / Overtime account 01-22004-5130.

**Motion:** by Councilor Bowes to approve Order 13 011(4)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the fifth of fourteen motions:

- 5A. That the sum of \$2,750 be transferred from the Finance Department/ Program 62-Actuary Valuation and the sum of \$1,990 be transferred Finance Department / program 01-Administration / 9C Reduction Reserve account, for a total of \$4,740 to the Finance Department / Program 01 – Department Head / Salary account 01-13301-5101.

**Motion:** by Councilor Bowes to approve Order 13 011(5A)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the sixth of fourteen motions:

- 5B. That the sum of \$20,000 be transferred from the Finance Department / Program 01-Administration / 9C Reduction Reserve Account to the Finance Department/ Program 08-Information Technology Other Equipment account 01-13308-5875.

**Motion:** by Councilor Bowes to approve Order 13 011(5B)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the seventh of fourteen motions:

- 6 That the sum of \$100,000 be transferred from Finance Department Assessors Overlay Surplus account to the Finance Department / Program 07-Assessors / Appellate Tax Board interest account 01-13307-5921.

**Motion:** by Councilor Bowes to approve Order 13 011(6)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the eighth of fourteen motions:

- 7 That the sum of \$20,000 be transferred from the Finance Department / Program 01-Administration / 9C Reduction Reserve Account to the Department of Public Works /Program 06 – Highway / Overtime Account 01-40006-5130.

**Motion:** by Councilor Bowes to approve Order 13 011(7)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the ninth of fourteen motions:

- 8 That the sum of \$100,000 be transferred from the Finance Department / Program 01-Administration / 9C Reduction Reserve Account and that the sum of \$100,000 be transferred from Finance Department Assessors Overlay Surplus Account and that the sum of \$35,000 be transferred from the Human Resources Department Employee Benefits Program 04 / Salary Reserve account for a total \$235,000 to be transferred to the Fire Department/ Program 04 –Fire Suppression / Overtime account 01-22004-5130.

**Motion:** by Councilor Bowes to approve Order 13 011(8)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the tenth of fourteen motions:

- 9 That the sum of \$2,275 be transferred from the Town Council /Program 02–Reserve Fund and the sum of \$92,725 be transferred from the Department of Public Works / Program 02 Faculties and Equipment Maintenance Department / Department Head Account for a total of \$95,000 to the Police Department / Program 04 –Patrol Bureau / Overtime account 01-21004-5130.

**Motion:** by Councilor Bowes to approve Order 13 011(9)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the eleventh of fourteen motions:

- 10 That the sum of \$5,000 be transferred from the Town Council / Program 02–Reserve Fund Account and that the sum of \$5,000 be transferred from the Finance / Program 08– Information Technology for a total of \$10,000 to the Law Department / Program 01 – Legal Services account 01-15101-5301

**Motion:** by Councilor Bowes to approve Order 13 011(10)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the twelfth of fourteen motions:

- 11 That the sum of \$20,000 be transferred from the Finance Department / Program 01- Administration / 9C Reduction Reserve Account to the Municipal Licenses and Inspections Department / Program 01 – Administration / Administrative/Clerical account 01-24101-5103.

**Motion:** by Councilor Bowes to approve Order 13 011(11)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the thirteenth of fourteen motions:

- 12 That the sum of \$385 be transferred from the Finance Department / Program 01- Administration / 9C Reduction Reserve Account and that the sum of \$2,850 be transferred from the Town Council / Program 02–Reserve Fund for a total of \$3,235 to be transferred to the Town Clerk / Program 01- Dog License Software account.

**Motion:** by Councilor Bowes to approve Order 13 011(12)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the last of fourteen motions:

- 13 That the sum of \$128,000 be transferred from the Stabilization fund to the Department of Public Works /Capital Project Fund Building Improvement Account 30-01205-6109.

**Motion:** by Councilor Bowes to approve Order 13 011(13)  
**Second:** by Councilor Ryan  
**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

- **13 014 Mayor: FY2013 Capital Plan Supplemental Appropriation/Re-Appropriation – General Government**

**Motion:** by Councilor Bowes to open public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Council President Kokoros reported that the Committee on Ways & Means recommended favorable action.

Council President Kokoros asked if any member of the Council or anyone from the public would like to speak on Order 13 014. No one came forward.

**Motion:** by Councilor Bowes to close public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the first of four motions:

**(1) Fire Department** That the sum of \$32,000 be transferred from Free Cash for the purpose of purchasing a vehicle for the fire department, as outlined in the fiscal year 2013 Capital Plan.

**Motion:** by Councilor Bowes to approve Order 13 014(1)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the second of four motions:

**(2) Police Department** That the sum of \$243,500 be transferred be transferred from Free Cash for the purposes of purchasing data processing equipment, radio replacement and vehicle replacement, as outlined in the fiscal year 2013 Capital Plan.

**Motion:** by Councilor Bowes to approve Order 13 014(2)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the third of four motions:

**(3) Public Works Department** That the sum of \$91,500 be transferred be transferred from Free Cash for the purposes of purchasing vehicles and lawn moving equipment as outlined in the fiscal year 2013 Capital Plan.

**Motion:** by Councilor Bowes to approve Order 13 014(3)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the last of four motions:

**(4) Planning and community Development Department** That the sum of \$125,000 be transferred from Free Cash for the purpose of updating and revision of the current zoning ordinances, as outlined in the fiscal year 2013 Capital Plan.

**Motion:** by Councilor Bowes to approve Order 13 014(4)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

- **13 015 Mayor: FY2013 Capital Plan Supplemental Appropriation/Re-Appropriation – Water/Sewer**

**Motion:** by Councilor Bowes to open public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Council President Kokoros reported that the Committee on Ways & Means recommended favorable action.

Council President Kokoros asked if any member of the Council or anyone from the public would like to speak on Order 13 015. No one came forward.

**Motion:** by Councilor Bowes to close public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the first of two motions:

**(1) Water Treatment Plant** That the sum of \$35,000 be transferred from Retained Earnings for the purpose of purchasing a 4x4 pickup truck for the treatment plant, as outlined in the fiscal year 2013 Capital Plan.

**Motion:** by Councilor Bowes to approve Order 13 015(1)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the last of two motions:

**(2) Water System Maintenance** That the sum of \$30,000 be transferred be transferred from Retained Earnings for the purposes of purchasing a 4x4 pickup truck for the system maintenance replacement, as outlined in the fiscal year 2013 Capital Plan.

**Motion:** by Councilor Bowes to approve Order 13 015(2)

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

- **13 016 Mayor: CPA Supplemental Funding Request – Town Clerk Vital Records: Phase I and II**

**Motion:** by Councilor Bowes to open public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Council President Kokoros reported that the Committee on Ways & Means recommended favorable action.

Council President Kokoros asked if any member of the Council or anyone from the public would like to speak on Order 13 016. No one came forward.

**Motion:** by Councilor Bowes to close public hearing

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Councilor Bowes read the following motion:

In accordance with the provisions of Chapter 44B of the General Laws and with the recommendation of the Community Preservation Committee, that the sum of \$15,000.00 be appropriated from the Community Preservation Act Unreserved Fund for the purpose of providing supplemental funding for Phase I and II of the Braintree Historical Vital Records Project proposed by the Town Clerk, with said appropriation subject to quarterly reports of progress to the Community Preservation Committee.

**Motion:** by Councilor Bowes to approve Order 13 016

**Second:** by Councilor Ryan

**Vote:** For (6), Against (1-Powers), Absent (2-Clifford, DeNapoli)

- **12 050 Blue Hills Regional Vocational School: Creation of Stabilization Fund**

Council President Kokoros reported that the Committee on Ways & Means recommended unfavorable action on a vote of 1 for, 3 against and 1 absent.

Councilor Dingee asked if there is a limit on the amount of money that could build in the account.

Eric Kinsherf, Town Auditor, commented that the Excess/Deficiency Account has a limit which the school is required to give back to the member communities. The Stabilization Fund has no limit and they do not have to return to member communities.

Councilor Ryan made a motion to table until the next Council Meeting; May 28, 2013.

**Motion:** by Councilor Ryan to table Order 12 050

**Second:** by Councilor Dingee

**Vote:** For (5), Against (2-Bowes, Kokoros), Absent (2-Clifford, DeNapoli)

## **NEW BUSINESS**

### **Refer to Committee on Public Works**

- 13 019 NationalGrid: Petition – 16 Washington Street
- 13 020 NationalGrid: Petition – 944 Washington Street
- 13 021 NationalGrid: Petition – 195 Elm Street
- 13 022 NationalGrid: Petition – 2 Bellevue Avenue

**Motion:** by Councilor Bowes to refer the above Orders to Committee

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

### **Refer to Committee on Ways & Means**

- 13 023 Mayor: Line Item Transfers #2 for Various Departments FY2013
- 13 024 Mayor: Line Item Transfers Golf Course FY2013

**Motion:** by Councilor Bowes to refer the above Orders to Committee

**Second:** by Councilor Ryan

**Vote:** For (7), Against (0), Absent (2-Clifford, DeNapoli)

Prior to adjournment the Council President announced that the Council meetings scheduled for June 4th and 18th will be combined into a single meeting on June 11<sup>th</sup>. On June 18<sup>th</sup>, the Council will post a meeting to host a recognition gathering for Project Prove.

## **ADJOURNMENT**

It was unanimously voted to adjourn the meeting at 8:30p.m.

Respectfully submitted,  
James M. Casey  
Clerk of the Council

## Documents provided for Meeting

- May 1, 2013 Minutes
- 017 13 Council President: 1528 Liberty Street
- 13 008 Councilor Mullaney: Adoption of MGL Chapter 64L - Local Option Meals Tax
- 13 005 Mayor: FY2013 Capital Plan and Bonding
- 13 011 Mayor: FY2013 Line Item Transfers – Various Departments
- 13 014 Mayor: FY2013 Capital Plan Supplemental Appropriation/Re-Appropriation – General Government
- 13 015 Mayor: FY2013 Capital Plan Supplemental Appropriation/Re-Appropriation – Water/Sewer
- 13 016 Mayor: CPA Supplemental Funding Request – Town Clerk Vital Records: Phase I and II
- 12 050 Blue Hills Regional Vocational School: Creation of Stabilization Fund
- 13 019 NationalGrid: Petition – 16 Washington Street
- 13 020 NationalGrid: Petition – 944 Washington Street
- 13 021 NationalGrid: Petition – 195 Elm Street
- 13 022 NationalGrid: Petition – 2 Bellevue Avenue
- 13 023 Mayor: Line Item Transfers #2 for Various Departments FY2013
- 13 024 Mayor: Line Item Transfers Golf Course FY2013

# Budget for the Fiscal Year 2014



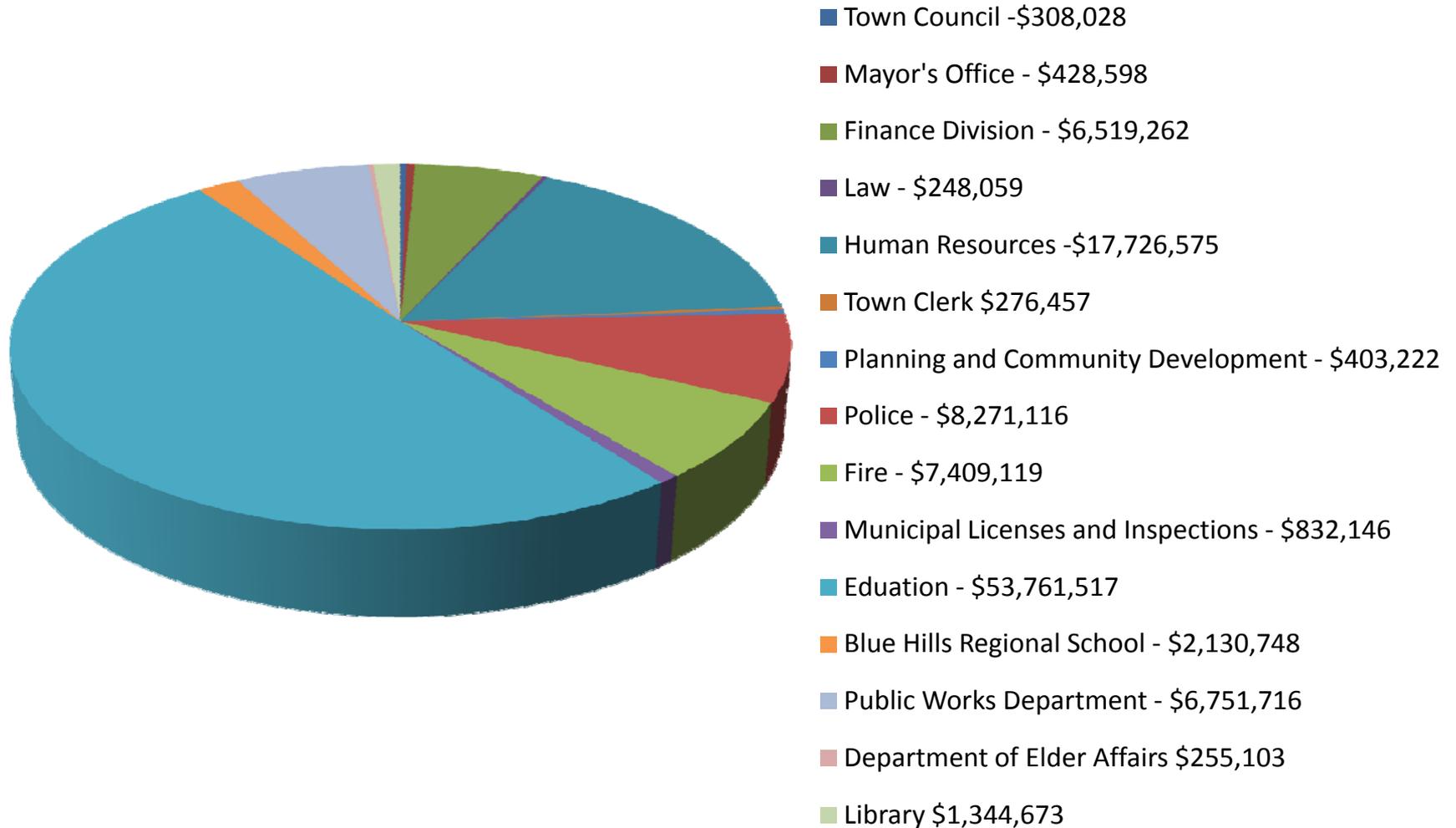
Joseph C. Sullivan  
Mayor

Peter J. Morin  
Chief of Staff and Director of Operations

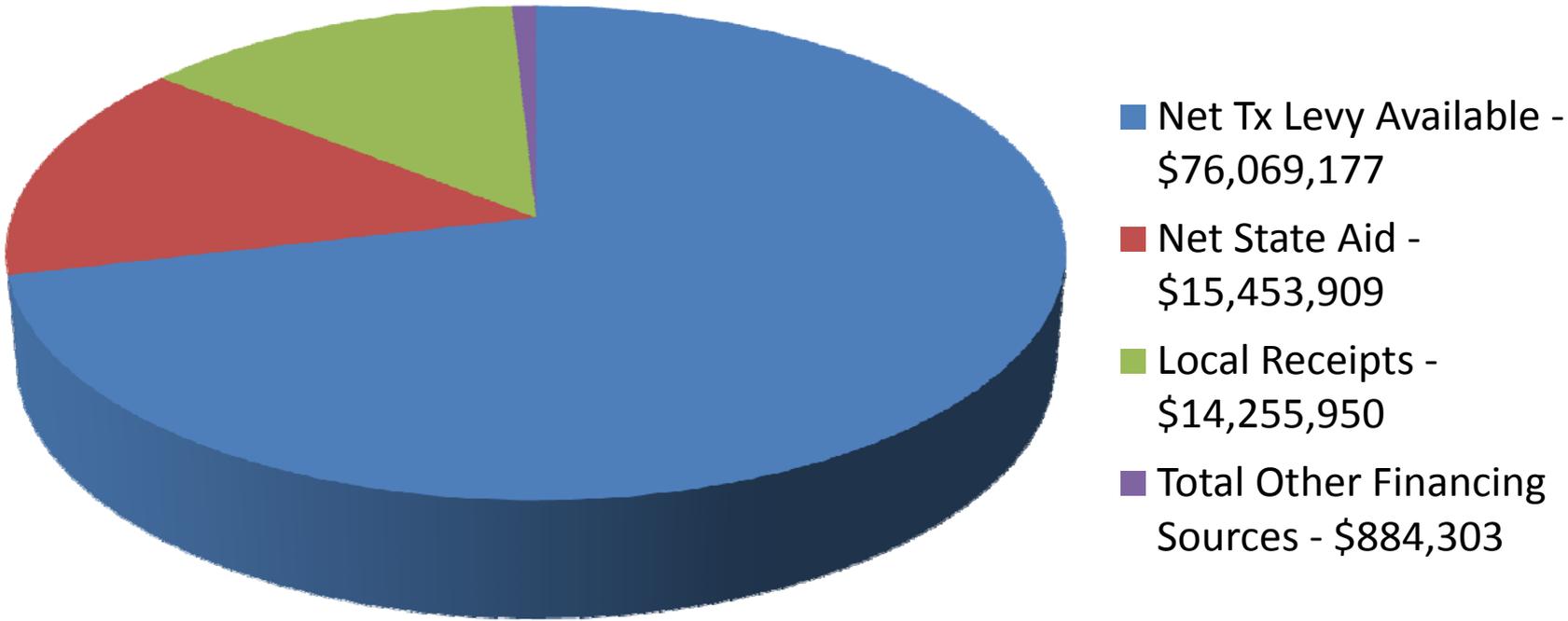
Edward J. Spellman  
Director of Municipal Finance

# Department Recommendations

Amount: \$106,663,339

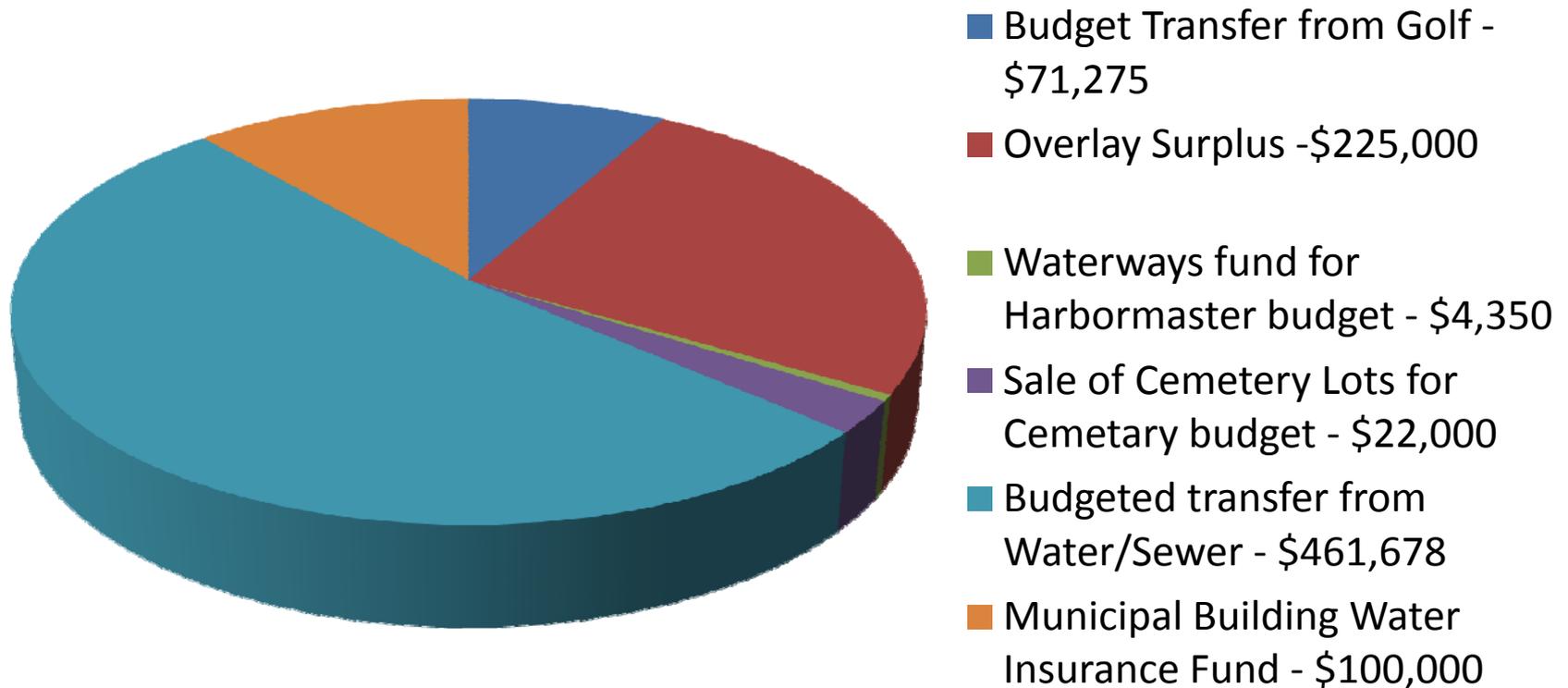


# FY2014 General Fund Revenue



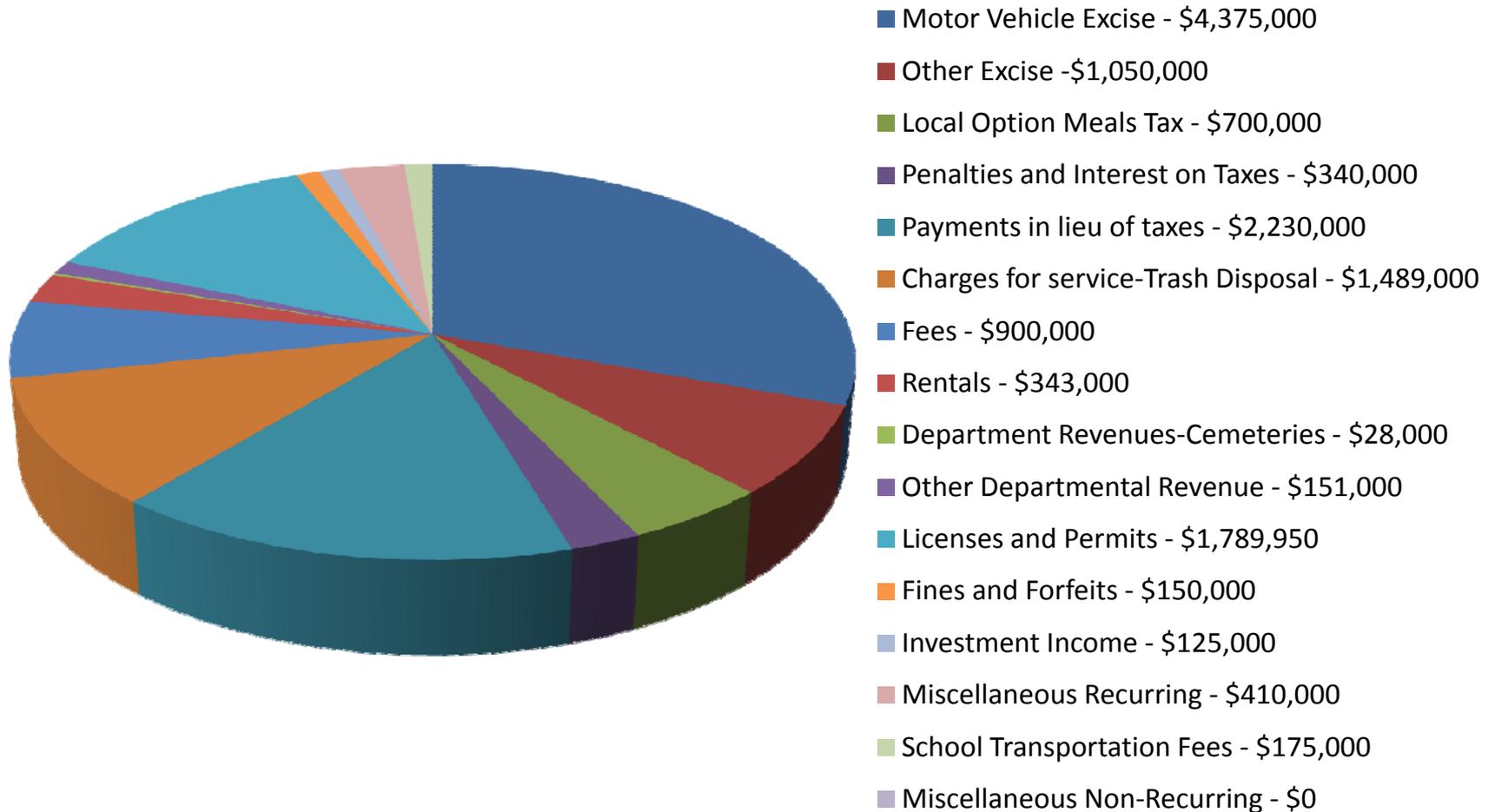
# FY 2014 Other Financing Sources

Amount: \$884,303



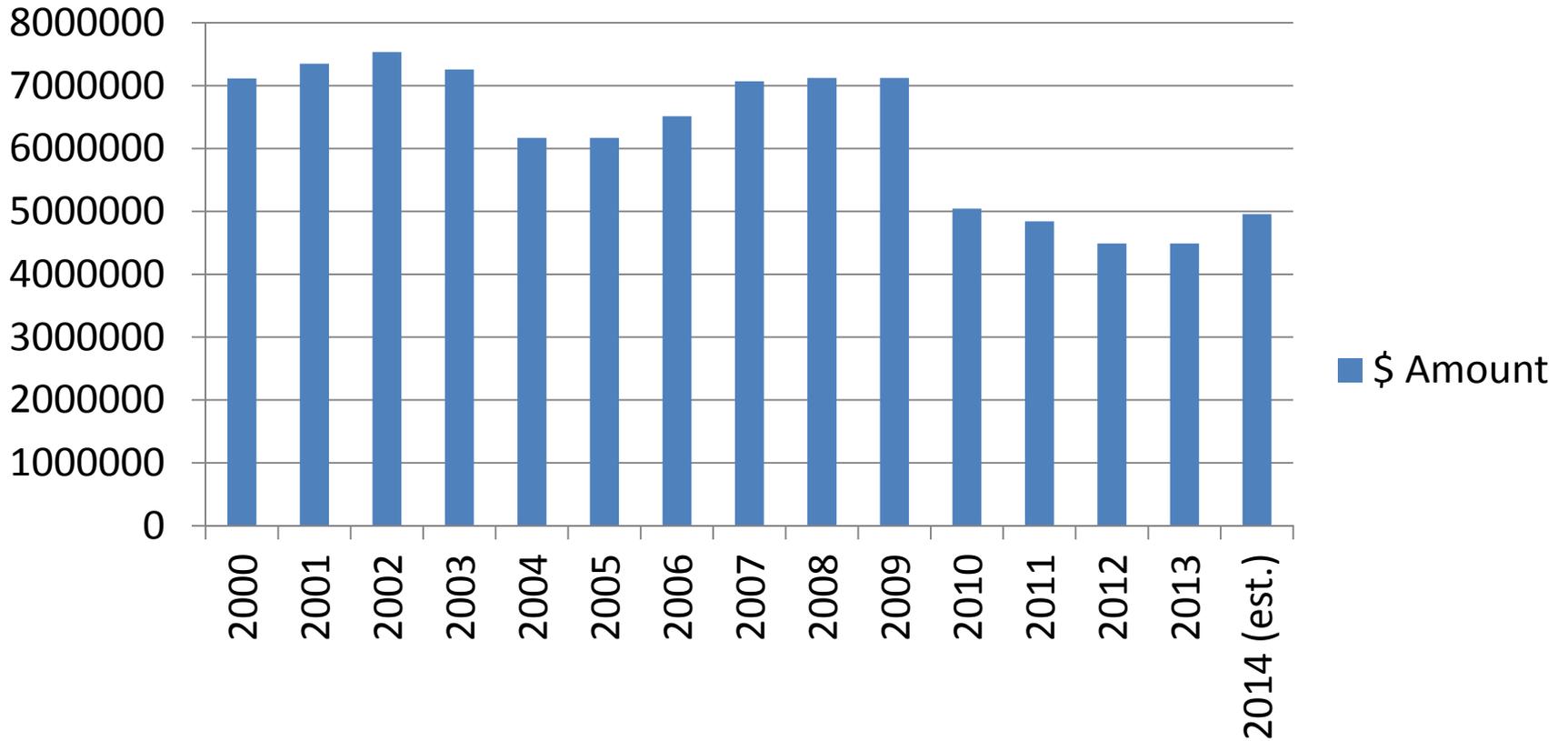
# FY 2014 Local Estimated Receipts

Amount: \$14,255,950



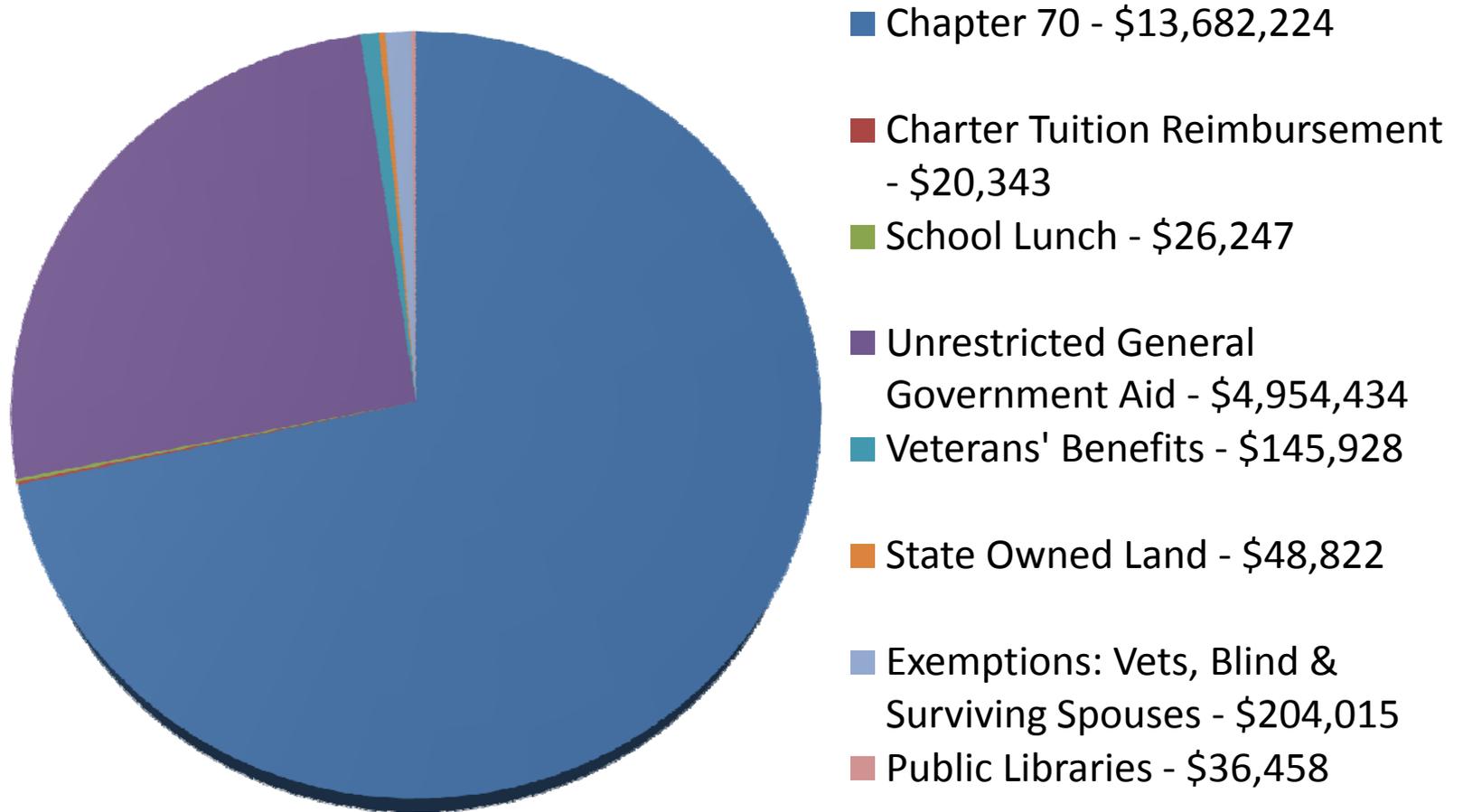
# Unrestricted Local Aid – FY 2000-2014

**\$ Amount**



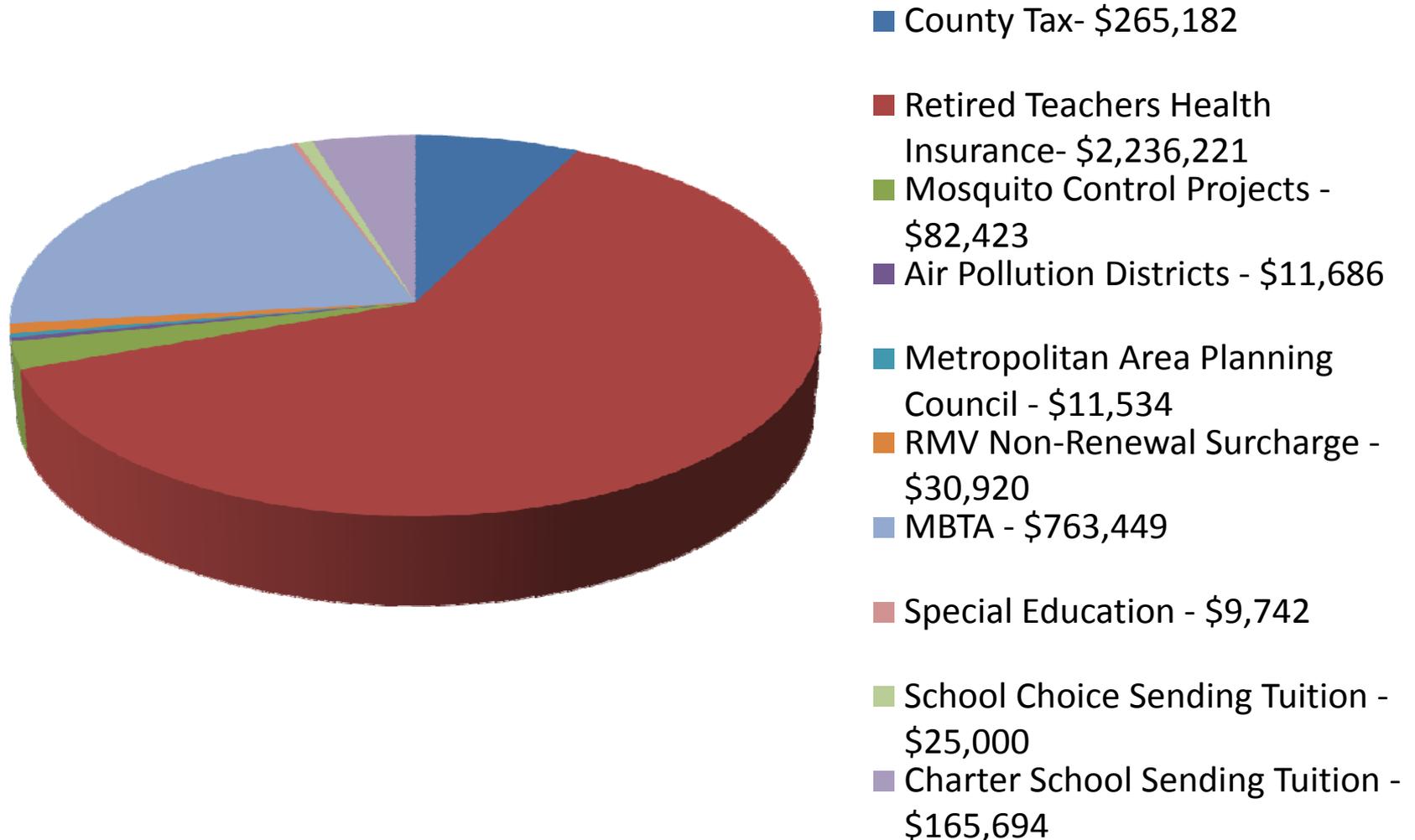
# Gross State Aid

Amount: \$19,118,471



# Offsets and Assessments

Amount: \$3,601,857



MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 OPERATING BUDGET

13 012

1. That the Town of Braintree raise and appropriate the sum of \$106,663,339 to provide for all of the expenses for the maintenance and operation of the Town's several departments and programs for the fiscal year 2014 and that the several sums herein set forth are hereby approved for the several purposes and are subject to the source of funding for said expenditures as outlined on the attached Exhibit A, specifically, that the sum of \$71,275 be transferred from Golf Course receipts, the sum of \$225,000 be transferred from the Overlay Surplus account, the sum of \$4,350 be transferred from the Waterways Improvement fund, the sum of \$22,000 be transferred from the Sale of Cemetery Lots, the sum of \$461,678 be transferred from Water and Sewer receipts, the sum of \$100,000 be transferred from the Municipal Building Insurance Fund and the balance to be raised in the tax levy.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 OPERATING BUDGET

13 012

2. That the Town of Braintree appropriate the sum of \$1,479,006 to provide for all of the expenses for the maintenance and operation of the Town's Golf Course and related programs for the fiscal year 2014 and that the several sums herein set forth are hereby approved for the several purposes as outlined on the attached Exhibit A, specifically, and that the sum of \$1,479,006 be raised in the Golf Course receipts.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 OPERATING BUDGET

13 012

3. That the Town of Braintree appropriate the sum of \$15,730,333 to provide for all of the expenses for the maintenance and operation of the Town's Water and Sewer Division and related programs for the fiscal year 2014 and that the several sums herein set forth are hereby approved for the several purposes as outlined on the attached Exhibit A, specifically, and that the sum of \$400,000 be transferred from Water and Sewer Retained Earnings, that the sum of \$68,846 be transferred from the Water Sewer Rehabilitation Fund and the balance of \$15,261,487 be raised in the Water and Sewer receipts.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 OPERATING BUDGET

13 012

4. Pursuant to General Law Chapter 44, Section 31D, the town is authorized to incur a liability in excess of the amount appropriated for snow and ice for fiscal year 2014.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 OPERATING BUDGET

13 012

5. That the Town of Braintree vote to accept the provisions of General Laws Chapter 64L, Section 2(a) to impose a local meals excise.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 COMMUNITY PRESERVATION COMMITTEE BUDGET  
13 018

- C1.** IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 44B, SECTION 5 OF THE GENERAL LAWS AND THE RECOMMENDATION OF THE COMMUNITY PRESERVATION COMMITTEE, THAT THE SUM OF \$90,000 BE APPROPRIATED FROM THE COMMUNITY PRESERVATION FUND TO THE COMMUNITY HOUSING RESERVE FOR ACQUISITION, CREATION, PRESERVATION, OR SUPPORT OF **COMMUNITY HOUSING** OR THE REHABILITATION OR RESTORATION OF COMMUNITY HOUSING THAT IS ACQUIRED OR CREATED AS PROVIDED IN CHAPTER 44B, SECTION 5, OF THE GENERAL LAWS.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 COMMUNITY PRESERVATION COMMITTEE BUDGET  
13 018

- C2.** IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 44B, SECTION 5 OF THE GENERAL LAWS AND THE RECOMMENDATION OF THE COMMUNITY PRESERVATION COMMITTEE, THAT THE SUM OF \$90,000 BE APPROPRIATED FROM THE COMMUNITY PRESERVATION FUND TO THE OPEN SPACE RESERVE FOR THE ACQUISITION, CREATION, OR PRESERVATION OF **OPEN SPACE** OR THE REHABILITATION OR RESTORATION OF OPEN SPACE THAT IS ACQUIRED OR CREATED AS PROVIDED IN CHAPTER 44B, SECTION 5, OF THE GENERAL LAWS.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 COMMUNITY PRESERVATION COMMITTEE BUDGET  
13 018

- C3.** IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 44B, SECTION 5 OF THE GENERAL LAWS AND THE RECOMMENDATION OF THE COMMUNITY PRESERVATION COMMITTEE, THAT THE SUM OF \$90,000 BE APPROPRIATED FROM THE COMMUNITY PRESERVATION FUND TO THE HISTORIC RESOURCES RESERVE FOR THE ACQUISITION, PRESERVATION, REHABILITATION, OR RESTORATION OF **HISTORIC RESOURCES** AS PROVIDED IN CHAPTER 44B, SECTION 5, OF THE GENERAL LAWS.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 COMMUNITY PRESERVATION COMMITTEE BUDGET  
13 018

- C4.** IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 44B, SECTION 5 OF THE GENERAL LAWS AND THE RECOMMENDATION OF THE COMMUNITY PRESERVATION COMMITTEE, THAT THE SUM OF \$400,000 BE APPROPRIATED FROM THE COMMUNITY PRESERVATION FUND TO THE COMMUNITY PRESERVATION **BUDGETED RESERVE** AS PROVIDED IN CHAPTER 44B, SECTION 5, OF THE GENERAL LAWS.

MOTIONS FOR TOWN COUNCIL  
APPROVAL OF FISCAL YEAR 2014 COMMUNITY PRESERVATION COMMITTEE BUDGET  
13 018

- C5.** IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 44B, SECTION 5 OF THE GENERAL LAWS AND THE RECOMMENDATION OF THE COMMUNITY PRESERVATION COMMITTEE, THAT THE SUM OF \$35,000 BE APPROPRIATED FROM THE COMMUNITY PRESERVATION FUND TO FOR FISCAL YEAR 2013 ADMINSTRATIVE OPERATING FUND AS PROVIDED IN CHAPTER 44B, SECTION 5, OF THE GENERAL LAWS. SAID FUNDS TO BE EXPENDED UNDER THE DIRECTION OF COMMUNITY PRESERVATION COMMITTEE AND BY THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT.

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R1.** THAT THE DEPARTMENT OF ELDER AFFAIRS BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E1/2 THAT MAY BE SPENT BY THE DEPARTMENT OF ELDER AFFAIRS WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013, TO PAY SALARIES, EXPENSES, AND CONTRACTUAL SERVICES REQUIRED TO PROVIDE SERVICES AND ACTIVITIES FOR THE TOWN'S ELDERLY RESIDENTS. THE DEPARTMENT OF ELDER AFFAIRS REVOLVING FUND IS TO BE CREDITED WITH ALL FEES AND CHARGES RECEIVED DURING FISCAL YEAR 2014 FROM PERSONS USING SAID PROGRAMS. THE COUNCIL ON AGING MAY SPEND UP TO \$30,000 IN REVOLVING FUND MONIES DURING FISCAL YEAR 2014.

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R2.** THAT THE BOARD OF HEALTH BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E 1/2 THAT MAY BE SPENT BY THE BOARD OF HEALTH WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013, TO PAY FOR SALARIES, EXPENSES, AND CONTRACTUAL SERVICES ASSOCIATED WITH PURCHASING, PROMOTING, AND ADMINISTERING PUBLIC HEALTH IMMUNIZATIONS AND FOR PUBLIC HEALTH EDUCATION PROGRAMS. THE BOARD OF HEALTH REVOLVING FUND IS TO BE CREDITED WITH ALL FEES AND CHARGES COLLECTED DURING FISCAL YEAR 2014 FOR IMMUNIZATIONS ADMINISTERED UNDER THE DEPARTMENT OF PUBLIC HEALTH. THE BOARD OF HEALTH MAY SPEND UP TO \$50,000 IN REVOLVING FUND MONIES DURING FISCAL YEAR 2014

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R3.** THE LIBRARY TRUSTEES BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E1/2 THAT MAY BE SPENT BY THE LIBRARY TRUSTEES WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013, FOR THE PURCHASE OF LIBRARY BOOKS AND AUDIOVISUAL MATERIALS. THE LIBRARY TRUSTEES REVOLVING FUND IS TO BE CREDITED WITH ALL FINES AND FEES COLLECTED DURING FISCAL YEAR 2014 FOR LOST OR OVERDUE LIBRARY MATERIALS. THE LIBRARY TRUSTEES MAY SPEND UP TO \$40,000 IN REVOLVING FUND MONIES DURING FISCAL YEAR 2014.

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R4.** THAT THE LIBRARY TRUSTEES BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E1/2 THAT MAY BE SPENT BY THE LIBRARY TRUSTEES WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013, FOR THE COSTS ASSOCIATED WITH THE SUPPORT AND PROMOTION OF SPECIAL PROGRAMS, INCLUDING SALARIES RELATED THERETO. THE LIBRARY TRUSTEES REVOLVING FUND IS TO BE CREDITED WITH ALL REVENUE FROM THE RENTAL OF MEETING ROOMS COLLECTED DURING FISCAL YEAR 2014. THE LIBRARY TRUSTEES MAY SPEND UP TO \$5,000 IN REVOLVING FUND MONIES DURING FISCAL YEAR 2014.

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R5.** THAT THE MAYOR BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E1/2 THAT MAY BE SPENT BY THE MAYOR, IN CONJUNCTION WITH THE RECYCLING COORDINATOR, WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013, FOR THE PURCHASE OF HOME COMPOSTING BINS, CURBSIDE RECYCLING BINS, RECYCLING BAGS AND FOR THE COLLECTION OF FEES AND PAYMENTS FOR RECYCLING MATERIALS, INCLUDING HAZARDOUS WASTE. THE RECYCLING REVOLVING FUND IS TO BE CREDITED WITH ALL FEES COLLECTED DURING FISCAL YEAR 2014. THE MAYOR MAY SPEND UP TO \$3,000 IN REVOLVING FUND MONIES DURING FISCAL YEAR 2014.

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R6.** THAT THE MAYOR BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E1/2 THAT MAY BE SPENT BY THE MAYOR, IN CONJUNCTION WITH THE RECYCLING COORDINATOR WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013, FOR THE COLLECTION OF FEES AND PAYMENTS FROM THE COLLECTION OF REVENUE-GENERATING MATERIALS AND TO USE THE INCOME TO PROMOTE TOWN RECYCLING INITIATIVES AND EVENTS, INCLUDING HOUSEHOLD HAZARDOUS WASTE EVENTS. THE RECYCLING REVOLVING FUND IS TO BE CREDITED WITH ALL FEES COLLECTED DURING FISCAL YEAR 2014. THE MAYOR MAY SPEND UP TO \$45,000 IN REVOLVING FUND MONIES DURING FISCAL YEAR 2014.

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R7.** THAT THE SCHOOL COMMITTEE BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E1/2 THAT MAY BE SPENT BY THE SCHOOL COMMITTEE WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013 TO PAY FOR SALARIES, EXPENSES, AND CONTRACTUAL SERVICES ASSOCIATED WITH THE OPERATION OF EXTRA CURRICULAR ACTIVITIES. THE SCHOOL DEPARTMENT REVOLVING FUND IS TO BE CREDITED WITH ALL FEES AND CHARGES FROM ALL EXTRA CURRICULAR ACTIVITIES COLLECTED DURING FISCAL YEAR 2014 FROM STUDENTS ENGAGING IN SUCH ACTIVITIES. THE SCHOOL COMMITTEE MAY SPEND UP TO **\$225,000** IN REVOLVING FUND MONIES IN FISCAL YEAR 2014.

MOTIONS FOR RE-AUTHORIZATION OF REVOLVING FUNDS

13 013

**R8.** THAT THE SCHOOL COMMITTEE BE AUTHORIZED TO USE A REVOLVING FUND IN ACCORDANCE WITH THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS CHAPTER 44, SECTION 53E1/2 THAT MAY BE SPENT BY THE SCHOOL COMMITTEE WITHOUT FURTHER APPROPRIATION DURING THE FISCAL YEAR COMMENCING JULY 1, 2013, TO PAY FOR SALARIES, EXPENSES, AND CONTRACTUAL SERVICES ASSOCIATED WITH THE OPERATION OF FULL DAY KINDERGARDEN. THE REVOLVING FUND IS TO BE CREDITED WITH ALL FULL DAY KINDERGARDEN FEES AND CHARGES COLLECTED DURING FISCAL YEAR 2014. THE SCHOOL COMMITTEE MAY SPEND UP TO \$480,000 IN REVOLVING FUND MONIES IN FISCAL YEAR 2014.

Blue Hills Regional Vocational School

Creation of Stabilization Fund

12 050

That the Town vote to authorize the Blue Hills Regional Technical School District to establish a Stabilization Fund according to Chapter 71, Section 16G.5 of the Massachusetts General Laws, or take any other action relative thereto.

# BLUE HILLS REGIONAL VOCATIONAL SCHOOL DISTRICT



James P. Quaglia  
Superintendent-Director

Michael J. Barrett  
Assistant Superintendent/Principal

David W. Proule  
Business Manager

Avon	Francis J. Fiston
Braintree	Germano John Silveira
Canton	Aidan G. Maguire, Jr., Vice Chairman
Dedham	Joseph A. Pascarella, Chairman
Holbrook	Robert S. Austin, Secretary
Milton	Festus Joyce
Norwood	Kevin L. Connolly
Randolph	Richard Riman
Westwood	Charles W. Flahive

October 10, 2012

City Council Members  
Braintree Town Hall  
One JFK Memorial Drive  
Braintree, MA 02184

Dear Councilors:

This is a reminder that last year we spoke to town officials and municipal officials requesting they put on their Town Fall Meeting a warrant article requesting that Blue Hills would be able to establish a stabilization fund. We are not looking to fund the stabilization fund in FY12-13 but to just establish it for future use. I have enclosed a copy of the Massachusetts General Law Chapter 71 Section 16G.5 for Stabilization Fund as it was written and the votes needed to pass. Also is an example of the wording that could be used in the Town/Municipal Warrant.

Example of Article:

- By the Town Administrator at the request of the Director of Finance. To see if the Town will vote to authorize the Blue Hills Regional Technical School District to establish a Stabilization Fund according to Chapter 71, Sections 16G.5 of the Massachusetts General Laws, or take any other action relative thereto.

If you have any questions regarding this request, please contact our Director of Finance David W. Proule at 781-828-5800, Ext. 202.

On behalf of the District School Committee,

Respectfully yours,

David W. Proule  
Business Manager

DWP/jk

Enclosure



020-51#

#12-050



THE 187<sup>TH</sup> GENERAL COURT OF  
THE COMMONWEALTH OF MASSACHUSETTS

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**PART I ADMINISTRATION OF THE GOVERNMENT  
(Chapters 1 through 182)**

PREV NEXT

**TITLE XII EDUCATION**

PREV NEXT

**CHAPTER 71 PUBLIC SCHOOLS**

PREV NEXT

**Section 16G.5 Stabilization fund**

PREV NEXT

Section 16G1/2. A regional school district may, upon a majority vote of all the members of the regional district school committee and, with the approval of a majority of the local appropriating authorities of the member municipalities, establish a stabilization fund and may, in any year, include in its annual budget for deposit in the stabilization fund an amount not exceeding five per cent of the aggregate amount apportioned to the member municipalities for the preceding fiscal year or such larger amount as may be approved by the director of accounts. The aggregate amount in the fund at any time shall not exceed five per cent of the combined equalized valuations of the member municipalities. Any interest shall be added to and become a part of the fund. The annual report submitted to the member municipalities pursuant to clause (k) of section sixteen shall include a statement of the balance in the stabilization fund and all additions to and withdrawals from the fund during the period covered by such report.

The treasurer of the regional school district shall be the custodian of such fund and may deposit or invest the fund in such deposits or investments as are legal for the deposit or investment of revenue funds of the district or in such securities as are legal for the investment of funds of savings banks under the laws of the commonwealth.

*[ Third paragraph effective until July 27, 2010. For text effective July 27, 2010, see below.]*

The stabilization fund may be appropriated by vote of two-thirds of all the members of the regional district school committee for any purpose for which regional school districts may borrow money or for such other district purpose as the emergency finance board may approve. No expenditure may be made from such appropriation unless the procedures set forth in clause (d) or clause (n) of section sixteen, or in any other provision requiring approval of a debt issue by the member municipalities of the regional school district, have been complied with.



#12-050

*[ Third paragraph as amended by 2010, 188, Sec. 58 effective July 27, 2010. For text effective until July 27, 2010, see above.]*

The stabilization fund may be appropriated by vote of two-thirds of all of the members of the regional district school committee for any purpose for which regional school districts may borrow money or for such other district purpose as the director of accounts may approve.

This section shall also apply to any regional school district established under the provisions of a special law.