

Thomas M. Bowes  
President  
District 3

Shannon L. Hume  
At Large

CHARLES B. Ryan  
At Large

CHARLES C. Kokoros  
District 1

JOHN C. MULLANEY  
District 2



Sean E. Powers  
Vice President  
At Large

Stephen C. O'Brien  
District 4

Michael J. Owens  
District 5

PAUL "DAN" CLIFFORD  
District 6

## OFFICE OF THE TOWN COUNCIL

### September 2, 2014

## MINUTES

A meeting of the Town Council was held in the Horace T. Cahill Auditorium, Braintree Town Hall, on Tuesday, September 2, 2014 beginning at 7:38p.m.

Council President Bowes was in the chair.

The Clerk of the Council conducted the roll call.

Present: Thomas Bowes, President  
Sean Powers, Vice President  
Shannon Hume  
Michael Owens  
Paul Dan Clifford (arrived @7:40pm)  
Charles Kokoros  
John Mullaney  
Charles Ryan

Not Present: Stephen O'Brien

Others: Michael Coughlin, Chief of Staff  
Peter Morin, Town Solicitor  
James Casey, Town Clerk  
Ed Spellman, Finance Director  
Paul McSoley, Police Department

### **CORRESPONDENCE**

None

### **ANNOUNCEMENTS**

- 059 14 Council President: Recognition – Maria's Restaurant 35<sup>th</sup> Year Anniversary
- 061 14 Councilor Clifford: Ground Breaking – Fallen Heroes Memorial at New Seaport Square Park
- 063 14 Councilor Powers: Heritage Day Farm to Table September 20<sup>th</sup>
- 064 14 Council President: Tuesday, September 9<sup>th</sup> Primary Election

- 066 14 Councilor Hume: Mary E. Flaherty School – Fall 5K Run/Walk
- 067 14 Councilor Powers: Recreation Department - additional trips
- 068 14 Councilor Ryan: Lincoln Park Cleanup (9 AM -Noon on October 4th, at Hobart St.)
- 070 14 Councilor Powers: POW/MIA Honorary Chair – September 29@3pm Town Hall

### **APPROVAL OF MINUTES**

- August 12, 2014

**Motion:** by Councilor Powers to approve

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

### **CITIZEN CONCERNS/COUNCIL RESPONSE**

None

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

- 065 14 Town Clerk: to explain Educational Courses - Conference/Seminar/Travel (Town Clerk, Assistant Town Clerk, Principal Clerk)

Town Clerk, James Casey explained the need for continued education and asked for approval of travel expenses.

**Motion:** by Councilor Powers to approve

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

### **OLD BUSINESS**

- **14 051 National Grid: Petition – 1727 Liberty Street or take up any action relative thereto**

Council President Bowes referred to Councilor Ryan for Committee on Public Works recommendation. Councilor Ryan, Chairman of the Committee on the Department of Public Works, stated the committee has recommended favorable action with staff recommendations.

Councilor Kokoros questioned the effectiveness of the 5 year moratorium and would like to see future discussion on a possible 7 year or 10 year moratorium. Council President Bowes requested the Clerk of the Council to check with the Town Solicitor if the current 5 year moratorium could be increased to suggested levels.

Councilor Powers read the following motion:

**To install and maintain approximately 140 feet more or less of 2 inch gas main in Liberty Street, Braintree from the existing 2 inch gas main at Liberty Ridge Drive, northerly to house #1727 for a new gas service.**

**Motion:** by Councilor Powers to approve

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

• **14 053 National Grid: Petition – Howie Road or take up any action relative thereto**

Council President Bowes referred to Councilor Ryan for Committee on Public Works recommendation. Councilor Ryan, Chairman of the Committee on the Department of Public Works, stated the committee has recommended favorable action with staff recommendations.

Councilor Powers read the following motion:

**To install and maintain approximately 80 feet more or less of 2 inch gas main in Howie Road, Braintree from the existing 2 inch gas main at house #3, northerly to the proposed 2 inch gas main in Worthington Circle and approximately 220 feet more or less of 2 inch gas main in Worthington Circle from the proposed 2 inch gas main in Howie Road, westerly to the existing 2 inch gas main at Marcia Road.**

**Motion:** by Councilor Powers to approve

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

• **14 055 Mayor: Line Item Transfers to Fund Police Superior Officers and International Association of Fire Fighters Collective Bargaining Agreements or take up any action relative thereto**

Motion by Councilor Powers to open public hearing.

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

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

Councilor Mullaney, Chairman of the Committee on Ways & Means reported that the committee recommended favorable action. Councilor Mullaney stated Fire and Police are two departments that are so important to this town and the employees deserve this new contract.

Mike Coughlin, Chief of Staff, gave a brief overview of each Collective Bargaining Agreement and changes being made. He highlighted yearly percentage increases and Bi-Weekly pay.

Council President Bowes asked if any members of the Council or General Public would like to speak on Order 14 055. No one came forward.

Motion by Councilor Powers to close public hearing.

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

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

Councilor Powers read the following motion:

- 1) To approve and fund the Braintree Police Superior Officers contract

**MOTION:**

That the Town vote to amend the wage and salary classification schedules, as most recently amended by appropriating the sum of \$37,197 for the purpose of funding a wage increase and other items as detailed in the Memorandum of Agreement (MOA) for the Braintree Police Superior Officers Union effective July 1, 2013, and for this purpose, the sum of \$37,197 be transferred from the Human Resources Department/ Program 02 Employee Benefits / Benefits Reserve Account and further, that the Director of Municipal Finance is authorized to allocate said sums to and among the various accounts affected thereby in such amounts as are proper and required.

**Motion:** by Councilor Powers to approve

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

Councilor Powers read the following motion:

- 2) To approve and fund the International Association of Fire Fighters contract

**MOTION:**

That the Town vote to amend the wage and salary classification schedules, as most recently amended by appropriating the sum of \$121,638 for the purpose of funding a wage increase and other items as detailed in the Memorandum of Agreement (MOA) for the International Association of Fire Fighters Union effective July 1, 2013, and for this purpose, the sum of \$121,638 be transferred from the Human Resources Department/ Program 02 Employee Benefits / Benefits Reserve Account and further, that the Director of Municipal Finance is authorized to allocate said sums to and among the various accounts affected thereby in such amounts as are proper and required

**Motion:** by Councilor Powers to approve

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

- **14 056 Mayor: Disposition of Land – one-acre parcel West Division Street or take up any action relative thereto**

Motion by Councilor Powers to open public hearing.

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

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

Councilor Mullaney, Chairman of the Committee on Ways & Means reported that the committee recommended favorable action. Councilor Mullaney suggested listening to all the residents' concerns. Council President Bowes asked if any members of the Council or General Public would like to speak on Order 14 056.

Peter Morin, Town Solicitor, gave a brief overview of the proposed sale of land. Mr. Morin explained currently proposed is a Garrison Colonial home built to house 6 adults who need 24/7 long-term care and accommodate staff.

Residents were in attendance - many who reside on West Division Street. The resident's concerns being made were: there are currently no sidewalks, it is a tough street to put more traffic on, safety concerns for children, and residents do not want the dead end street opened up.

Joe Sargent resident of 35 West Division Street, Holbrook asked isn't the question whether to sell or find another location? I say go to 39 Bradford Road.

Bethany Lyons resident of 184 West Division Street, Braintree, stated her concerns being safety. There are currently no sidewalks. Can you guarantee the cliental will not change once this house is built?

Mariam Sternagle resident of 146A West Division Street said I am not shoveling snow. I moved there because it is a dead end street. I do not want vehicles going up and down it.

Caren O'Connell resident of 146 West Division Street, Braintree asked if the existing problems can be corrected. We need a dead end sign and people already speed down the road. Councilor Kokoros stated as Chairman of the Committee on Public Safety to propose a look at these issues.

Kevin Lacey, owner of 146 West Division Street, Braintree. There are no sidewalks. It is a tough street to put more traffic on. I have grandchildren living on that street. Traffic is my main concern.

Richard Brewer resident of 31 West Division Street, Holbrook, stated adding a business to a residential street is his biggest concern.

Peter Morin, Town Solicitor, stated you could restrict residents/visitors/staff to only use Roosevelt Street entrance with emergency access on West Division Street. This is a 30 year deed agreement.

Frank DiFanchesco, resident of 38 Roosevelt Street asked what it will do to Roosevelt Street if you put the entrance there instead of on West Division Street.

After much discussion, residents were mostly in favor of the home being built but to have the main entrance on Roosevelt Street and emergency entrance/exit on West Division Street. Another concern is that the lighting around the residence is in compliance with residential lighting.

Councilor Clifford reminded residents that tonight is to vote on the selling of the land. There will be other meetings with other departments on what will be built. Councilor Clifford stated he will stay on top of things. Our job is to mitigate residents concerns for a smooth transition into the neighborhood. It can work really well. I will be responsive to all your needs. I will be your advocate.

Motion by Councilor Powers to close public hearing.

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

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

Councilor Powers read the following motion:

At the request of Mayor Joseph C. Sullivan that the Town Council approve the conveyance of the Town's rights, title and interest in a one acre parcel of land located on West Division Street as shown on Assessor's Map 1058, Parcel Lot 1E to Vinfen Corporation, a nonprofit corporation identified as the purchaser following a solicitation conducted pursuant to the requirements of Massachusetts General Laws Chapter 30B, for the sum of \$250,000 and other consideration relating to the sale of property owned by Vinfen Corporation on 39 Bradford Road, Braintree.

**Motion:** by Councilor Powers to approve

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

## **NEW BUSINESS**

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

- 14 057 National Grid Petition – Bower Road

Motion by Councilor Powers to refer Order 14 057 to the Committee on Public Works.

**Motion:** by Councilor Powers to refer Order 14 057 to committee

**Second:** by Councilor Kokoros

**Vote:** For (8), Against (0), Absent (1-O'Brien)

## **ADJOURNMENT**

It was unanimously voted to adjourn the meeting at 9:21p.m.

Respectfully submitted,  
Susan M. Cimino  
Clerk of the Council

## **Documents provided for Meeting**

- August 12, 2014 Council Minutes
- 059 14 Council President: Recognition – Maria’s Restaurant 35<sup>th</sup> Year Anniversary
- 061 14 Councilor Clifford: Ground Breaking – Fallen Heroes Memorial at New Seaport Square Park
- 063 14 Councilor Powers: Heritage Day Farm to Table September 20<sup>th</sup>
- 065 14 Town Clerk: to explain Educational Courses/Travel Expenses
- 066 14 Councilor Hume: Mary E. Flaherty School – Fall 5K Run/Walk
- 067 14 Councilor Powers: Recreation Department - additional trips
- 068 14 Councilor Ryan: Lincoln Park Cleanup (9 AM -Noon on October 4th, at Hobart St.)
- 14 055 Mayor: Line Item Transfers to Fund Police Superior Officers and International Association of Fire Fighters Collective Bargaining Agreements
- 14 056 Mayor: Disposition of Land – one-acre parcel on West Division Street
- 14 051 National Grid: Petition – 1727 Liberty Street
- 14 053 National Grid: Petition – Howie Road