

Sean E. Powers
President
At Large



Charles B. Ryan
Vice President
At Large

Shannon L. Hume
At Large

Stephen C. O'Brien
District 4

CHARLES C. Kokoros
District 1

Michael J. Owens
District 5

John C. Mullaney
District 2

PAUL "DAN" CLIFFORD
District 6

Thomas M. Bowes
District 3

OFFICE OF THE TOWN COUNCIL

February 23, 2016

MINUTES

A meeting of the Town Council was held in the Cahill Auditorium, Braintree Town Hall, on Tuesday, February 23, 2016 beginning at 7:30p.m.

Council President Powers was in the chair.

The Clerk of the Council conducted the roll call.

Present: Sean Powers, President
Charles Ryan, Vice President
Thomas Bowes
Paul Dan Clifford
Shannon Hume
Charles Kokoros
John Mullaney
Stephen C. O'Brien
Michael Owens

APPROVAL OF MINUTES

- February 2, 2016
 - Motion:** by Councilor Ryan to Approve Minutes of February 2, 2016
 - Second:** by Councilor Bowes
 - Vote:** For (9), Against (0), Absent (0), Abstain (0)
- February 9, 2016
 - Motion:** by Councilor Ryan to Approve Minutes of February 9, 2016
 - Second:** by Councilor Bowes
 - Vote:** For (9), Against (0), Absent (0), Abstain (0)

COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

- 024 16 Council President: Update from Chief Jenkins on Hotels in Braintree
Mayor Sullivan stated all 6 hotel representatives in Braintree and everyone involved including Councilor Kokoros, Chief O'Brien, Chief Jenkins came together in one room to discuss the hotel situation. There is sometimes criminal activity and disobedience in hotels. There were action steps

that came out of that meeting. We will establish a detailed officer at the 5 hotels. Motel 6 already has a detail. We are looking at getting the hotel registers from each hotel. Also to look at other means of egress coming in and out of the hotels where there will be cameras or keypads to heighten a level of security. We would also like to have all hotels only have guests pay by credit card. Each hotel/motel operator can say Braintree does not accept cash. That is another level of security.

Chief Jenkins spoke of training hotel staff to be alert to certain things and report to the Police Department. All Braintree Police Officers have been trained on this Human Trafficking problem. An officer can run the license plates and find if warrants are out for individuals staying in hotels. What is going on behind closed doors cannot be eliminated but we can try to control anyway we can.

OLD BUSINESS

• 16 003 Mayor: FY2016 Supplemental Appropriations #1 Debt Service or take up any action relative thereto (Public Hearing)

Motion by Councilor Ryan to Open Public Hearing for Order 16 003

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0)

Council President Powers asked if any member of the Council or General Public want to speak on Order 16 003?

Council President Powers referred to Councilor O'Brien (Committee Chair) for Committee on Ways & Means recommendation.

Chairman O'Brien stated this was discussed at the February 23 W&M meeting and unanimously voted for favorable action on all items to the Full Council. I did have some questions that were answered by Michael Coughlin, Chief of Staff and Ed Spellman, Director of Finance.

Council President Powers ask if there is any other discussion on Order 16 003?

Mayor Sullivan came to the podium and stated he sent a memo to the Town Council on January 27 which was very self-explanatory. I want to thank the Ways & Means Chairman and members for their questions. I felt the discussion at the Ways & Means went well.

Motion by Councilor Ryan to Close Public Hearing for Order 16 003

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0)

Councilor Ryan read the following (4) motions and they were voted on.

1. Finance Division – Principal on Bonds

MOTION: That the sum of \$68,167 be transferred from the Town's Stabilization fund to the Finance Department / Program 50 Debt Principal/ Bond Principal account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

2. Finance Division – Interest on Bonds

MOTION: That the sum of \$26, 140 be transferred from the Town’s Stabilization fund to the Finance Department / Program 51 Debt Interest / Bond Interest account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

3. Water Enterprise Fund

MOTION: That the sum of \$5,000 be transferred from the Water Enterprise Administration program/ Reserve Fund account Water Enterprise / Program 50 Debt Principal/ Bond Principal account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

4. Water Enterprise Fund

MOTION: That the sum of \$11,003 be transferred from the Water Enterprise Administration program/ Reserve Fund account Water Enterprise / Program 51 Debt Interest / Bond Interest account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

• **16 004 Mayor: FY2016 Supplemental Appropriations #2 Operating or take up any action relative thereto (Public Hearing)**

Motion by Councilor Ryan to Open Public Hearing for Order 16 004

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0)

Council President Powers asked if any member of the Council or General Public want to speak on Order 16 004?

Council President Powers referred to Councilor O’Brien (Committee Chair) for Committee on Ways & Means recommendation.

Chairman O’Brien stated it was at this time the Mayor joined this committee meeting. All of the Directors and Department heads were there as well. I did have some questions that were answered by the Mayor and his staff, Michael Coughlin, Chief of Staff and Ed Spellman, Director of Finance and other department heads. This was discussed at the February 23 W&M meeting and unanimously voted for favorable recommendation on all items to the Full Council.

Please note item #9 was partly for the air conditioner at the Library and the other part for the elevator repairs.

Item #16 for the Town Council for \$25,000 was not given a presentation from the Council Chambers Committee. I would hope we get a presentation.

Council President Powers replied that we are currently getting proposals for a new desk. Once those proposals are in the Council Chambers Committee will review them and make a recommendation to the full Council.

Item #18 should read \$49,333 as the correct amount. I hope we would pause on using these funds until we get a new proposal from BELD.

Council President Powers ask if there is any discussion on Order 16 004? He stated Hearing None.

Motion by Councilor Ryan to Close Public Hearing for Order 16 004

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0)

Councilor Ryan read the following (19) motions and they were voted on.

1. Department of Public Works

MOTION: That the sum of \$64,700 be transferred from the Town's Stabilization fund to the Department of Public Works / Program 12 – Environmental Affairs and Waste Collections program / recycling processing account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

2. Licenses and Inspections

MOTION: That the sum of \$ 8,580 be transferred from the Town's Handicap parking fine account to the Licenses and Inspections Department / Program-05 Inspections - Code Enforcement program / ADA Coordinator account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

3. Town Council

MOTION: That the sum of \$ 3,500 be transferred from the Town's Stabilization fund to the Town Council Department / Program-01 Administration / Audit Fee account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

4. Police Department

MOTION: That the sum of \$ 20,839 be transferred from the Town's Stabilization fund to Police Department and that the Director of Municipal Finance be authorized to allocate said sums to and among the various line items affected thereby.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

5. Police Department

MOTION: That the sum of \$12,711 be transferred from the Town's Stabilization fund to Police Department / Program-02/ Maintenance program/ building repairs account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

6. Legal Office

MOTION: That the sum of \$ 126,000 be transferred from the Town's Stabilization fund to the Legal Department/ Program-01/ Administration program/ Legal Services account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

7. DPW

MOTION: That the sum of \$ 40,926 be transferred from the Town's Stabilization fund to Department of Public Works Department / Program 05-Construction Administration / Engineering account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

8. DPW

MOTION: That the sum of \$ 35,000 be transferred from the Town's Stabilization fund to Department of Public Works Department / Program 02-Facilities And Equipment Maintenance / Building Repairs account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

9. DPW

MOTION: That the sum of \$ 91,900 be transferred from the Town's Stabilization fund to Department of Public Works Department / Program 02-Facilities And Equipment Maintenance / Building Repairs account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

10. DPW

MOTION: That the sum of \$ 15,000 be transferred from the Department of Public Works Department / Program 69-capital equipment/ Compressor account to the Department of Public Works Department / Program 69-capital equipment / Roller account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

11. Planning and Development

MOTION: That the sum of \$ 21,000 be transferred from the Town's Stabilization fund to Planning and Development Department / Program 07-Economic Development / Consultant account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

12. Licenses and Inspections

MOTION: That the sum of \$ 6,000 be transferred from the Town's Stabilization fund to the Licenses and Inspections Department / Program-05 Inspections - Code Enforcement program / mitigation account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

13. Planning and Development

MOTION: That the sum of \$ 2,500 be transferred from the Town's Stabilization fund to Planning and Development Department / Program 07-Economic Development / Life Science Development Consultant account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

14. Fire Department

MOTION: That the sum of \$ 37,890 be transferred from the Town's Stabilization fund to Fire Department and that the Director of Municipal Finance be authorized to allocate said sums to and among the various line items affected thereby.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

15. School Department

MOTION: That the sum of \$ 10,000 be transferred from the Town's Stabilization fund to School department capital account# 01-400-65-6118 / Braintree High school Restroom repairs account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

16. Town Council

MOTION: That the sum of \$ 25,000 be transferred from the Town's Stabilization fund to the Town Council Department / Program-01 Administration / furniture account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

17. Mayor's Office

MOTION: That the sum of \$ 10,000 be transferred from the Town's Stabilization fund to the Mayors Department / Program-01 Administration / furniture account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

18. Town Council

MOTION: That the sum of \$49,333 be transferred from the Town Council Department / Program 04 Internal Audit / Town auditor account to the Town Council Department / program 01 administration / Consultant account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

19. Mayor's Office

MOTION: That the sum of \$2,318 be transferred from the Town's Stabilization fund to the Mayors Department / Program-01 Administration / Consultants account.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

• **16 007 Mayor: FY2016 Supplemental Appropriation #3 For the Expanded Scope of the East Middle School Feasibility Study or take up any action relative thereto (Public Hearing)**

Motion by Councilor Ryan to Open Public Hearing for Order 16 007

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0)

Council President Powers asked if any member of the Council or General Public want to speak on Order 16 007?

Council President Powers referred to Councilor O'Brien (Committee Chair) for Committee on Ways & Means recommendation.

Chairman O'Brien stated on this item questions were asked and it is greatly appreciated the answers received. I appreciate the Mayor's attendance at this session and Dr. Frank Hackett who shed light on this issue. By taking this action we are going from a renovation project to an education project. The School Building Authority has been working on this for quite some time. It should be noted this money is only for a study. The MSBA is a partner of ours with this and they will pick up a considerable percentage of what occurs if anything.

Chairman O'Brien stated this was discussed at the February 23 W&M meeting and unanimously voted for favorable recommendation to the Full Council.

Mayor Sullivan came to the podium and stated this is an additional request for a feasibility study. Schools cost money to renovate, build and operate. Braintree is recognized as a strong educational community.

Dr. Frank Hackett came to the podium and stated this plan takes advantage of an opportunity that was not available a few months ago but the MSBA is now listening to us with a reimbursement program of up to 58%. What is best educationally first and what makes the most sense with the space issues that you have been dealing with for a few years now. This is a great opportunity as a school system and a town.

Councilor Hume stated the School Building Authority and the School Committee have been working on space needs since 2007. We completed the South project that was completed in 2010. We were asked for a priority school. We submitted East Middle School. We have been working on East since 2010. In the meantime, Monatiquot was opened. Our class sizes are smaller than they have ever been. The MSBA looks at that saying we have space in our schools and we could increase our class sizes. We chose as a community not to do that. We have looked at every option when it comes to adding on to school buildings. I think this is the best option before us and I am excited about this project.

Council President Powers ask if there is any other discussion on Order 16 007? Hearing none is there a motion to close the public hearing?

Motion by Councilor Ryan to Close Public Hearing for Order 16 007

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0)

Councilor Ryan read the following motion:

That the Town appropriate the amount of Two Hundred and Fifty –Three Thousand Five Hundred and Sixty Six (\$253,566) Dollars for the purpose of paying costs for a feasibility study for extraordinary repairs, including but not limited to substantial renovations and/or an addition thereto the East Middle School, located at 305 River Street , Braintree Massachusetts 02184 , including the payment of all costs incidental or related thereto, and for which the Town may be eligible for a grant from the Massachusetts School Building Authority (“MSBA”), said amount to be expended under the direction of the School Building Committee. To meet this appropriation the sum of Two Hundred and Fifty – Three Thousand Five Hundred and Sixty Six (\$253,566) Dollars be transferred from the Town’s Building Capital Stabilization fund. 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 costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (9), Against (0), Absent (0), Abstain (0)

• **033 15 Council President: Town Auditor Position - Job Description to include qualifications, requirements, compensation, posting or take up any action relative thereto**

Council President Powers referred to Councilor O’Brien, Chairman of the Committee on Ways & Means for an update on the Town Auditor Job Posting.

Councilor O’Brien stated it is now on the Town of Braintree website – braintreema.gov, MMA website, Indeed, Monster and The Braintree Forum until March 21st. The RFP will be posted by Monday, February 29 until March 14, 2016.

NEW BUSINESS

- None

Councilor Ryan made a Motion to refer the following to committees and read:

Refer to the following Committees:

The Committee on Ways & Means, The Committee on Ordinance & Rules, The Committee on Public Safety, The Committee on Parks & Recreation, The Committee on Education & Library

- 027 16 Councilor Clifford: *"An Obligation to Lead"*, from the *MMA Municipal Opioid Addiction and Overdose Prevention Task Force*, The *"Call to Action"* is a Clarion call for leaders to take specific actions and implement innovative programs based on local needs.

Refer to the Committee on Ordinance & Rules

- 021 16 Council President: Town Council Rules – Rule 56 or take up any action relative thereto
- 14 022(R) Council President: Update of Chapter 5-565: Peddling & Solicitation or take up any action relative thereto

Refer to the Committee on Elder Affairs & Veterans Services

- 025 16 Councilor Clifford: Proposed Town flag created for those serving in the military or take up any action relative thereto

Topics the Chair does not reasonably anticipate will be discussed

UPCOMING MEETINGS:

Next Council Meeting - **WEDNESDAY, MARCH 2, 2016@ 7:30pm**

ADJOURNMENT

It was unanimously voted to adjourn the meeting at 9:20p.m.

Respectfully submitted,

Susan M. Cimino
Clerk of the Council

Documents provided for Meeting

- 16 003 Mayor: FY2016 Supplemental Appropriations #1 Debt Service or take up any action relative thereto (Public Hearing)
- 16 004 Mayor: FY2016 Supplemental Appropriations #2 Operating or take up any action relative thereto (see revision) (Public Hearing)
- 16 007 Mayor: FY2016 Supplemental Appropriation #3 For the Expanded Scope of the East Middle School Feasibility Study or take up any action relative thereto (Public Hearing)