

Sean E. Powers  
President  
At Large

Shannon L. Hume  
At Large

CHARLES C. Kokoros  
District 1

John C. Mullaney  
District 2

Thomas M. Bowes  
District 3



Charles B. Ryan  
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

### MARCH 2, 2016

### MINUTES

A meeting of the Town Council was held in the Cahill Auditorium, Braintree Town Hall, on Wednesday, March 2, 2016 beginning at 7:30p.m.

Council President Powers was in the chair.

Prior to the start of the meeting the Council President read statement into the records the following statement "Mayor Sullivan has authorized the use of remote participation for March 18, 2014 to allow Councilor Clifford, who is out of state, to participate in tonight's Council meeting. Commonwealth of Massachusetts Open Meeting Laws allows remote participation for several reasons; with geographical distance being one.

Those participating in a meeting remotely must do so in compliance with the regulations issued by the Attorney General. All votes taken during the time the participant is engaged in the meeting must be by a roll-call vote.

The Mayor revokes remote participation effective March 19, 2014.

The Clerk of the Council conducted the roll call.

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O'Brien – Yes	Owens – Yes	Clifford - Yes

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

Also Present: Sheriff Michael Bellotti  
Jim Smith, BEMA  
BEMA Members

**ANNOUNCEMENTS**

Councilor Powers recognized Jim Smith who turned 94 years old. He stated we are honored to have you here tonight. Jim Smith stated he has lived in Braintree for 55 years. He has been with BEMA for 35 years.

**APPROVAL OF MINUTES**

- February 23, 2016

**Motion:** by Councilor Ryan to Approve Minutes of February 23, 2016

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

**OLD BUSINESS**

- **14 022(R) Council President: Update of Chapter 5-565: Peddling & Solicitation or take up any action relative thereto (PUBLIC HEARING)**

Motion by Councilor Ryan to Open Public Hearing for Order 14 022 (R)

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

Council President Powers asked if any member of the Council or General Public want to speak on Order 14 022 (R)?

Council President Powers referred to Councilor Clifford (Committee Chair) for Committee on Ordinance & Rules recommendation.

Chairman Clifford stated this was discussed due to recommendations from the Public Safety Committee and some revisions were made at the O&R meeting and unanimously voted for favorable action to the Full Council.

Council President Powers ask if there is any other discussion on Order 14 022 (R)?

Councilor O’Brien noted a typo with the word fluorescent. That will be revised.

Motion by Councilor Ryan to Close Public Hearing for Order 14 022 (R)

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

MOTION: Councilor Ryan to Approve the Amendments

Chapter 5.565 PEDDLING AND SOLICITING

**SECTION 5.565.050 Solicitation and Canvassing**

C. Prohibition and Requirements.

2. Persons engaged in solicitation or canvassing shall “prominently display around their neck a fluorescent orange ~~(5”x7”)~~ lanyard **and attached card holder, and a (5”x7”) Identification card** visible at all times on the chest area. The solicitor or company is responsible to provide said lanyard and create an identification card, which shall be inserted into ~~or attached to~~ the lanyard **card holder**. The identification-card will contain an 1) identification number (assigned by the company or entity soliciting), 2) company name, 3) solicitor’s name, 4) signature, 5) current photo, 6) phone number and name of company official responsible for the canvassing or soliciting operation in case of emergency or other immediate contact needs, 7) start date and expiration date (not to exceed 30 days), and shall have the approved 8) Braintree Police certificate of registration inserted in back of the identification card, and shall produce such certificate upon request. Failure to wear the provided lanyard **and card holder** shall result in a violation of \$300 per individual. 9) \$300 per primary employing entity per violation per day and shall be considered separate from item #8. If a fine is issued to any party or entity, said party will be prohibited from soliciting in the Town of Braintree until the fine is paid.

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

• **021 16 Council President: Town Council Rules – Rule 56 or take up any action relative thereto**

Council President Powers referred to Councilor Clifford (Committee Chair) for Committee on Ordinance & Rules recommendation.

Chairman Clifford stated this was discussed Rule 56 states these rules (Town Council Rules) will be reviewed and adopted within 90 days after the first Council Meeting in every even year. There were no revisions needed but that the Table of Contents be updated with Rule 59 and Rule 60 which were passed this January 5, 2016. This was unanimously voted for favorable action to the Full Council.

Motion: by Councilor Ryan to accept the Town Council Rules as they stand.

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

- **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 only 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 21<sup>st</sup>. The RFP was posted on the Town Website on Monday, February 29 until March 14, 2016.

**NEW BUSINESS**

- **029 16 Council President: Special Committee on the Opioid Epidemic or take up any action relative thereto - consisting of 4 members and the Council President to serve as Ex Officio. (SAME NIGHT ACTION)**

I ask that this be taken up on SAME NIGHT ACTION. There was no objection to same night action. We should form a special committee to have 4 members and Council President serve as ex-officio. Logistically this would be difficult for Department heads and council members to be at too many meetings.

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

Councilor O’Brien stated this is the correct type of thing to vote on for Same Night Action.

**Refer to the Committee on Opioid Epidemic:**

- **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 or take up any action relative thereto.**

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

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

- **16 009 Mayor: Revoke Prior Order accepting land or take up any action relative thereto**

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

- 16 010 Mayor: Vote on corrected motion for acceptance of donation of land or take up any action relative thereto

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

- 16 011 Mayor: Transfer land to conservation commission and to authorize conservation restriction or take up any action relative thereto

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

**Refer to the Committee on Council Chambers:**

- 032 16 Councilor Mullaney: Council Table Proposals

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

- 033 16 Councilor Mullaney: Location of Council Chambers

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford - Yes

Councilor Powers asked for a 5 minutes recess to wait for the arrival of Sheriff Michael Bellotti.

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O’Brien – Yes	Owens – Yes	Clifford – Yes

## COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

- 023 16 Council President: Sheriff Michael Bellotti on How to Prevent Addiction & Invest in Kids

I would like to extend my appreciation to you all, the Mayor, the police chief, the fire chief, the council on aging director and some of the seniors that help keep some of those programs going. Primarily the Sheriff's office is for the care and custody of our inmates. We have a \$33 million budget. About 98% of the budget goes to the care and custody of inmates: housing, feeding, medical, programs on substance abuse, mental health, partnerships with housing in the community, so we can re-enter the offenders in the most successful way. We have many community services programs and we work closely with the Mayor. The Mayor has stepped up with our Youth Program. Approximately 1,400 youths go to our Sheriff's Youth Academy each year. The Substance Abuse Leadership works together with local police and the courts to help people get back into the outside world. We also have a program to help Seniors where we make wellness calls. A big thank you also goes out to Chief O'Brien, Chief Jenkins and the Town Council for their support. What we want to accomplish is enhance the quality of life in Braintree.

Councilor Owens stated you take the most in need of help and help them enter back in to our communities and make our communities safer.

Councilor Hume stated the Youth Leadership Academy is the only one teens can volunteer and be a peer leader. Your staff is incredible.

Councilor Kokoros stated we get so much thru you and the Leadership Program. It is great having a relationship with you and the Mayor to get so much done. Thank you for what you bring to Braintree.

Councilor Clifford stated it is important to increase prevention programs to our youth when it comes to addiction.

Sheriff Bellotti agreed it is important to begin making good decisions early in life.

Council President Powers stated how great the Field Operations Team is in assisting with the July 4<sup>th</sup> celebration. Many deputies and staff assist on that day and contribute to the safety of the July 4<sup>th</sup> celebration in Braintree.

### Topics the Chair does not reasonably anticipate will be discussed

#### UPCOMING MEETINGS:

Next Council Meeting - **TUESDAY, MARCH 15, 2016@ 7:00pm**

This will be a joint meeting with the Planning Board. Please note start time!!!

#### ADJOURNMENT

**Motion:** by Councilor Ryan

**Second:** by Councilor Bowes

**On a Roll Call Vote:**

Powers – Yes	Ryan – Yes	Hume - Yes
Kokoros – Yes	Mullaney – Yes	Bowes – Yes
O'Brien – Yes	Owens – Yes	Clifford – Yes

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**

- 14 022(R) Council President: Update of Chapter 5-565: Peddling & Solicitation or take up any action relative thereto
- 021 16 Council President: Town Council Rules – Rule 56 or take up any action relative thereto (no PH needed)
- 16 009 Mayor: Revoke Prior Order accepting land or take up any action relative thereto
- 16 010 Mayor: Vote on corrected motion for acceptance of donation of land or take up any action relative thereto
- 16 011 Mayor: Transfer land to conservation commission and to authorize conservation restriction or take up any action relative thereto