

Shannon L. Hume
President
At Large

Charles B. Ryan
At Large

Julia C. Flaherty
District 1

Steven A. Sciascia
District 2



David M. Ringius, Jr.
Vice President
At Large

Donna L. Connors
District 3

Stephen C. O'Brien
District 4

Meredith Boericke
District 5

Lawrence C. Mackin, Jr.
District 6

OFFICE OF THE TOWN COUNCIL – AGENDA –

Wednesday, JULY 15, 2020 • Horace T. Cahill Auditorium, Town Hall • Starting Time: 7:30PM

Governor Charles Baker has declared a state of emergency in Massachusetts to support the state's response to COVID-19 (Coronavirus). According to the Town of Braintree's "Temporary Emergency Policy for Remote Participation Under the Open Meeting Law Pursuant to Massachusetts Executive Order of March 12, 2020," the Town Council will meet fully remotely for the health and safety of Councilors and the public during the Massachusetts State of Emergency. The Town Council will be using Zoom software to run meetings online for the immediate future. The Town continues to monitor the situation through the Health Department and specific questions should be directed to Jean McGinty, Public Health Nurse at 781-794-8094 or Marybeth McGrath, Director of Health, at 781-794-8095.

Please click the link to join the webinar: <https://us02web.zoom.us/j/85877044669>

Or Telephone

Dial: +1 646 558 8656

Webinar ID: 858 7704 4669

ANNOUNCEMENTS

- 024 20 Council President: Community Conversations on Racial and Social Diversity, Equity and Inclusion

APPROVAL OF MINUTES

- June 2, 2020

COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

- 012 20 Council President: COVID-19 Update

OLD BUSINESS

- 20 042 Town Clerk: Proposal to Create Election Voting Centers or take up any action relative thereto

NEW BUSINESS

- 20 046 Town Clerk: Designation of Early Voting Site and Hours or take up any action relative thereto
- 20 047 Town Clerk: Designation of Early Voting Central Tabulation Facility or take up any action relative thereto
- 20 048 Town Clerk: Call of the State Primary Election - September 1, 2020 or take up any action relative thereto
- 20 049 Mayor: Acceptance of Donations or take up any action relative thereto (**SAME NIGHT ACTION** requested)
- 20 053 Town Clerk: Call of the Local Special Election – September 26, 2020 or take up any action relative thereto

Refer to the Committee on Ordinance & Rules

- 20 044 Mayor: Amendment to Town Zoning Map—General Business District (Liberty and Grove Streets) or take up any action relative thereto

Refer to the Committee of Ways & Means

- 20 045 Mayor: Request for Appropriation - CPA funds for the land purchase at Liberty and Grove or take up any action relative thereto
- 20 050 Mayor: Request for Appropriation –Archie T. Morrison Elementary School-Outdoor Classroom or take up any action relative thereto
- 20 054 Mayor: Transportation Infrastructure Enhancement Trust Fund or take up any action relative thereto

Refer to the Committee on Ordinance & Rules

- 20 051 National Grid Petition: Argyle Road or take up any action relative thereto.
- 20 052 National Grid Petition: River, Railroad, Hooker Streets or take up any action relative thereto.

Topics the Chair does not reasonably anticipate will be discussed

UPCOMING MEETINGS:

Next Council Meeting scheduled on: **Tuesday, August 4, 2020 @7:30pm**

ADJOURNMENT



Shannon L. Hume
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At Large

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OFFICE OF THE TOWN COUNCIL

Tuesday, June 2, 2020

(zoom webinar)

MINUTES

A meeting of the Town Council was held via Zoom Webinar, on Tuesday, June 2, 2020 beginning at 7:00p.m.

Council President Hume was in the chair.

Clerk of the Council, Susan M. Cimino conducted the roll call.

The meeting began with a moment of silence.

Present: Shannon Hume, President
David M. Ringius, Jr., Vice-President
Charles Ryan
Julia Camille Flaherty
Steven A. Sciascia
Donna L. Connors
Stephen C. O'Brien
Meredith L. Boericke
Lawrence C. Mackin, Jr.

Others: Charles C. Kokoros, Mayor
Nicole Taub, Chief of Staff/Town Solicitor
Ed Spellman, Director of Finance
James F. O'Brien, Fire Chief
Dr. Frank Hackett, Superintendent of Schools
Marybeth McGrath, Director of the Department of Municipal Licenses & Inspections
Christine Stickney, Director of Planning & Community Development
Karen Shanley, Director of Human Resources
Sharmila Biswas, Director Elder Affairs
James Arsenault, DPW Director
Terri Stano, Library Director
Robert Brinkmann, Deputy Assessor
James M. Casey, Town Clerk
Debra Starr, Assistant Town Clerk
Nelson Chin, Parks & Recreation Director

Others: Jim Lee, Assistant Superintendent of Schools
Daryn Brown, Director of Golf
Corey Chambers, Sgt. Police/Finance
Lorraine See, Procurement
Ben Hulke, Assistant DPW Director
John Keenan, Senator
Walter Timilty, Senator
Mark Cusack, State Representative
Shawn McGoldrick, Town Auditor
Steve Leary, Assistant to the Mayor
Kate Naughton, Services Coordinator
George Kokoros, School Committee
Tom Devin, School Committee Chair

Council President Hume stated I want to make a brief comment that we are all living in uncertain times with recent events in Minneapolis as well as throughout the nation. I just want to thank the Braintree residents who have expressed themselves peacefully, supported their neighbors and included everyone in every aspect of daily life. Braintree is an inclusive and supportive community and in these uncertain times we need to come together more than ever. I do not have all the answers but I will be happy to listen. I will do whatever I can to help and if anyone has anything we can do. For us, the Council, we will be here, we will listen and we will do whatever we can. A thanks to the Braintree Police, the men and woman serving our community keeping us safe every day.

Mayor Kokoros made a statement about the egregious misconduct of the Minneapolis Police Officers that resulted in the tragic death of George Floyd. The behavior of these officers constitute a complete failure of their sworn oath to protect all. I condemn their actions and offer my sincerest condolences to the family of George Floyd. The Town of Braintree prides itself on being an inclusive community that serves all residents. This sentiment is exemplified by the actions of all Town departments. As matters of social justice are brought to the forefront the importance of our constitutional right to free speech and assembly is only heightened. It is our hope that these assemblies are conducted in a way that allows the true message of the people to be heard without further acts of violence so we can continue this important dialogue as a community. There is no place for hate, racism and injustice in our country. As mayor I remain committed to continuing to fight against injustice and maintaining high standards of ethics and integrity that our community expects and deserves.

ANNOUNCEMENTS

- 023 20 Council President: Master Plan Steering Committee Council Representative
The Mayor is forming a Master Plan Steering Committee. Council President Hume will appoint a Town Council representative to be named at a future date.

APPROVAL OF MINUTES

- April 28, 2020

Motion made by Councilor Ringius to Approve Minutes of April 28, 2020

Motion: by Councilor Ringius to Approve Minutes of April 28, 2020

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O'Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

• **012 20 Council President: COVID-19 Update**

Mayor Kokoros made a statement the total COVID cases as of today are 851. Today there were no new cases to report. We have about 80-100 active cases and unfortunately we have to report 90 deaths. We have taken action to cancel our traditional summer programs. We are working with Nelson Chin, Director of Parks & Recreation to put together activities that would allow for social distancing. The continued efforts of residents in this town has brought our numbers down. We truly appreciate all their hard work and compliance in using masks and social distancing.

Marybeth McGrath, Director of the Department of Municipal Licenses & Inspections stated we are working through all the phased re-opening plans. It is a lot of work on the establishment to be able to reopen and meeting all the requirements. My department is available to assist them to do that. We are working with establishments on the possibility of outdoor seating. It also includes personal care services and recreational camps for children. There are very stringent requirements to see if they are allowed to operate. Swimming pools in apartment and condo complexes are allowed to reopen under guidelines. My department works daily to get all the industry sector information out. There is a reopening page on the Town's website under the COVID-19 Resources.

Mark Cusack, State Representative stated we continue to monitor the revenue picture. It is not pretty. We continue to use the \$6 billion dollar loss of revenue as a floor. As we slowly start to reopen the economy hopefully these numbers come back to life a little bit and we can weather this better. There is no indication from the Federal level of assistance coming our way. Hopefully we have some guidance soon. Two bills begin taken up soon. One is to mail every registered voter an absentee ballot application and will allow early voting for the elections. This is being paid by federal funding. The other bill is to allow for outdoor seating and bypass the ABCC level and allow City/Town Licensing Boards to allow outdoor seating and suspend zoning to accommodate this including cocktails to go if in a sealed container. This also includes what delivery services can charge only up to 15%. We are constantly looking at other things to help small businesses and restaurants come back to life.

Nicole Taub, Chief of Staff stated we have been to court to get the extension to allow for the Special Election for the Debt Exclusion vote to not go beyond September 30, 2020. We will continue to evaluate when the most appropriate date for us to hold this election is.

Marybeth McGrath, Director of the Department of Municipal Licenses & Inspections and her team are out there enforcing and assisting anyway we can. The entire team is working very hard to get this done.

We also encourage the residents to take steps to help prevent exposure to any respiratory viruses, including seasonal influenza and Coronavirus by:

- Washing your hands often with soap and warm water for at least 20 seconds.
- Avoid touching your eyes and face.
- Cover coughs and sneezes with a tissue or the inside of your elbow.
- Clean things that are frequently touched (like doorknobs and countertops) with household cleaning sprays or wipes.
- Stay at home when feeling sick.

For more information on COVID-19, visit the MDPH website at www.mass.gov/2019coronavirus and the CDC website at <https://www.cdc.gov/coronavirus/index.html>

For questions, please feel free to contact the Town of Braintree Health Department:

Jean McGinty, Public Health Nurse at 781-794-8094 or Marybeth McGrath, Director of Health at 781-794-8095.

OLD BUSINESS (PUBLIC HEARINGS)

Council President Hume stated if anyone from the public would like to speak during any of these Public Hearings please submit an email to towncouncil@braintreema.gov or text questions to our Clerk of the Council 339-987-2726 or use the raise hand function during the Zoom webinar.

• 20 038 Mayor: FY2021 Operating Budget or take up any action relative thereto

Council President Hume asked is there a motion to Open the Public Hearing for Order 20 038?

Councilor Ringius made a Motion to OPEN the Public Hearing on Order 20 038

Motion: by Councilor Ringius to OPEN the Public Hearing on Order 20 038

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O'Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

Council President Hume referred to the Chairperson of the Committee of Ways & Mean, Councilor Boericke for a recommendation. Councilor Boericke stated the Ways & Means Committee held a series of Budget Hearings over nine nights in May. The committee reviewed and scrutinized every line of the budget. We sent dozens of challenging questions. We asked about income sources and revenue streams. An overall reduction of \$416,000 was made from the original proposed budget. The bulk was from a reduction of the MWRA sewer assessment negotiated by the Mayor's office. President Hume asked the Town Council and the Town Clerk's budget be reduced. The Golf also found some additional savings. This

budget preserves our critical town services at fully staffed levels. The Braintree Historical Society received an additional \$10,000 from the Mayor in its budget. The Committee of Ways & Means sends this to the full Council with a unanimous favorable recommendation.

Council President Hume asked if any member of the Council or General Public want to speak on Order 20 038?

Mayor Kokoros stated thank you to all department heads and his entire staff. He thanked the Committee of Ways & Means for doing such a thorough job even during a pandemic. I commend you with the amount of questions and the back and forth. The week after the election in November 2019 I started looking at the numbers. While putting the budget together I asked for a 1% cut (an additional 3% was requested due to COVID). From the operational side we wanted to make sure we provided the full level of services to every resident in the Town of Braintree. A top priority for all of us is our Schools and we are funding \$73,218,000. Our overall budget is \$143,355,450 which is a 2.83% increase from FY2020. All our necessary services are funded. There is a reduction of \$381,200 from our MWRA assessment. The original number was too high of an assessment and we worked with the MWRA to get that reduced. The Town of Braintree has maintained a double A plus bond rate which allows us to borrow at a much less rate. I feel confident with this first budget as Mayor to provide the services necessary for our residents.

President Hume thanked Mayor Kokoros for his first budget along with the Committee of Ways & Means. There have been many changes with the COVID pandemic. There were many questions and answers that went back and forth. These questions are on the website. This is time consuming and a lot of effort was put in by the committee members and the Mayor's staff and Department heads.

Councilor Ryan stated the budget meetings were long meetings with a lot of great questions. I will support this budget.

Councilor Connors stated there are still questions on revenue like state funding numbers and the sale of Allen Street. There is the court case over the billboards and the amount of overtime funding for police and fire. We know we have revenue issues. We have a rainy day fund of free cash to cover it. We have some work to do over the next year so when our free cash becomes a serious issue, we are prepared for it. The Ways & Means asked for a monthly update of budget versus actuals and another meeting in 6 months to monitor where we are. I will support this budget.

Councilor Mackin I have concerns. I feel this budget is too free cash reliant. Per our Town Auditor's report there is over \$2 million that may never materialize and would come from free cash, most likely. There is a potential to spend over \$6 million of our \$9 million in free cash in one year. It is a rainy day fund but what if it keeps raining. We don't know what state funding we will be getting. I have spent time looking at this budget and being prudent, I will be voting no.

Councilor Sciascia stated we are all concerned about reliance on free cash. We expressed those concerns again and again. We heard the Town Auditor say this needs to be addressed by not necessarily in FY2021. I have come to trust their unbiased assessment. There are so many unknowns. Some revenue may have been over estimated as well as underestimated. This is a very balanced view for the next year given the uncertainty. I will support this budget.

Councilor Flaherty stated if you want to learn about a town scrutinize the budget the way we did. Every single line item for every single department was looked at and questioned. We all share revenue concerns. Our job is to ensure residents have the essential services that the town provides. No one disputes it is raining and cuts may need to be made at some point. Making cuts now would make a bad situation and make it worse. This budget was presented to us in good faith and we owe it to our residents not to make cuts in haste out of fear of the future. I will support this budget.

Councilor Ringius thanked Mayor Kokoros starting off his first term in a pandemic and issues on where we are going to be budget wise. There are some questions on what the future will look like and specifically Allen Street and the Billboards. I am confident in this budget and will move affirmatively tonight.

Prior to closing the Public Hearing the Department FY2021 proposed \$dollar amounts and any variances were read by Councilor Ringius. (see next page attached)

	Department/Programs	FY 2021 Original *	FY 2021 Revised	Change
111	Town Council Programs	315,483	302,736	(12,747)
121	Mayor's Office-Programs	511,609	511,609	-
133	Finance Programs	10,946,948	10,946,948	-
151	Law	182,450	182,450	-
152	Human Resources-Programs	22,492,842	22,492,842	-
161	Town Clerk	454,519	442,519	(12,000)
175	Planning and Community Development	620,674	630,674	10,000
210	Police	11,180,117	11,180,117	-
220	Fire	8,850,625	8,850,625	-
241	Municipal Licenses and Inspections	1,080,778	1,080,778	-
300	Education	73,218,902	73,218,902	-
350	Blue Hill Regional	2,672,573	2,672,573	-
400	Public Works Department	8,973,466	8,973,466	-
541	Elder Affairs	330,558	330,558	-
610	Library	<u>1,538,653</u>	<u>1,538,653</u>	<u>-</u>
	TOTAL GENERAL FUND	143,370,197	143,355,450	(14,747)
		-	-	-
400	TOTAL GOLF FUND	1,970,153	1,949,400	(20,753)
436	TOTAL WATER SEWER FUND	20,911,856	20,530,656	(381,200)
438	TOTAL STORM WATER FUND	907,455	907,455	-
690	TOTAL CABLE TELEVISION FUND	517,440	517,440	-
	TOTAL ALL FUNDS	<u>167,677,101</u>	<u>167,260,401</u>	<u>(416,700)</u>
	* as submitted by Mayor 4/28/2020			

Council President Hume asked if there is anyone else wishing to speak? Hearing none. Is there a Motion to CLOSE the Public Hearing for Order 20 038.

Motion by Councilor Ringius to CLOSE the Public Hearing for Order 20 038

Motion: by Councilor Ringius to CLOSE the Public Hearing for Order 20 038

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

Council President Hume asked is there a Motion for Order 20 038.

Councilor Ringius read the motions items 1 through 6 on Order 20 038.

MOTIONS FOR TOWN COUNCIL APPROVAL OF FISCAL YEAR 2021 - OPERATING BUDGET

1. That the Town of Braintree raise and appropriate the sum of \$143,355,450 to provide for all of the expenses for the maintenance and operation of the Town's several departments and programs for the fiscal year 2021 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 \$100,126 be transferred from Golf Course receipts, the sum of \$250,000 be transferred from the Overlay Surplus account, the sum of \$9,700 be transferred from the Waterways Improvement fund, the sum of \$22,000 be transferred from the Sale of Cemetery Lots, the sum of \$832,994 be transferred from Water and Sewer receipts, the sum of \$33,606 be transferred from Stormwater receipts, the sum of \$1,300,000 to be transferred from the Town owned land account, the sum of \$2,338,294 be transferred from the FY 2019 Certified Free cash and the balance to be raised in the tax levy.

Motion: by Councilor Ringius to approve Order 20 038 (1)

Second: by Councilor Ryan

Roll Call Vote: For (8 – Boericke, Connors, Flaherty, Hume, O’Brien, Ringius, Ryan, Sciascia),
Against (1 - Mackin), Absent (0), Abstain (0)

2. That the Town of Braintree appropriate the sum of \$1,949,400 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 2021 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 \$1,949,400 be raised in the Golf Course receipts.

Motion: by Councilor Ringius to approve Order 20 038 (2)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

3. That the Town of Braintree appropriate the sum of \$20,530,656 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 2021 and that the several sums herein set forth are hereby approved for the several purposes as outlined on the attached Exhibit A, specifically, that the sum of \$103,694 be transferred from the Water Sewer Rehabilitation Fund and the balance of \$20,426,962 be raised in the Water and Sewer receipts.

Motion: by Councilor Ringius to approve Order 20 038 (3)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O'Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

4. That the Town of Braintree appropriate the sum of \$907,455 to provide for all of the expenses for the maintenance and operation of the Town's Stormwater Division and related programs for the fiscal year 2021 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 \$907,455 be raised in the Stormwater receipts.

Motion: by Councilor Ringius to approve Order 20 038 (4)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O'Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

5. That the Town of Braintree appropriate the sum of \$517,440 to provide for all of the expenses for the maintenance and operation of the Town's Cable Television Public, Education and Government Access and related programs for the fiscal year 2021 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 \$517,440 be raised in the Cable Franchise Fees receipts.

Motion: by Councilor Ringius to approve Order 20 038 (5)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O'Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

6. 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 2021.

Motion: by Councilor Ringius to approve Order 20 038 (6)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O'Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

• **20 039 Mayor: FY2021 Budget – Community Preservation Committee or take up any action relative thereto**

Council President Hume stated this is a Public Hearing. If anyone would like to speak please text the given number or email ahead of time or use the raise hand function during the Zoom webinar.

Council President Hume asked is there a motion to Open the Public Hearing for Order 20 039?

Councilor Ringius made a Motion to OPEN the Public Hearing on Order 20 039

Motion: by Councilor Ringius to OPEN the Public Hearing on Order 20 039

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

Council President Hume referred to the Chairperson of the Committee of Ways & Mean, Councilor Boericke for a recommendation. Councilor Boericke stated the Committee reviewed this budget complete and in full. The Committee of Ways & Means sends this to the full Council with a unanimous favorable recommendations.

Council President Hume asked if any member of the Council or General Public want to speak on Order 20 039?

Council President Hume asked if there is anyone else wishing to speak? Hearing none. Is there a Motion to CLOSE the Public Hearing for Order 20 039.

Motion by Councilor Ringius to CLOSE the Public Hearing for Order 20 039

Motion: by Councilor Ringius to CLOSE the Public Hearing for Order 20 039

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

Council President Hume asked is there a Motion for Order 20 039.

Councilor Ringius read the following motions items *C1 thru C5* for Order 20 039.

C1. In accordance with the provisions of Massachusetts General Laws chapter 44b, section 5 and the recommendation of the community preservation committee, that the sum of \$150,000 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 Massachusetts General Laws chapter 44b, section 5.

Motion: by Councilor Ringius to approve Order 20 039 (C1)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

C2. In accordance with the provisions of Massachusetts General Laws chapter 44b, section 5 and the recommendation of the community preservation committee, that the sum of \$150,000 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 Massachusetts General Laws chapter 44b, section 5.

Motion: by Councilor Ringius to approve Order 20 039 (C2)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

C3. In accordance with the provisions of Massachusetts General Laws chapter 44b, section 5 s and the recommendation of the community preservation committee, that the sum of \$150,000 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 Massachusetts General Laws chapter 44b, section 5.

Motion: by Councilor Ringius to approve Order 20 039 (C3)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

C4. In accordance with the provisions of Massachusetts General Laws chapter 44b, section 5 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 Massachusetts General Laws chapter 44b, section 5.

Motion: by Councilor Ringius to approve Order 20 039 (C4)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

C5. In accordance with the provisions of Massachusetts General Laws chapter 44b, section 5 and the recommendation of the community preservation committee, that the sum of \$45,000 be appropriated from the community preservation fund to the fiscal year 2021 administrative operating fund as provided in Massachusetts General Laws chapter 44b, section 5 said funds to be expended under the direction of community preservation committee and by the director of planning and community development.

Motion: by Councilor Ringius to approve Order 20 039 (C5)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

- **20 040 Mayor: FY2021 Budget - Revolving Accounts or take up any action relative thereto**

Council President Hume stated this is a Public Hearing. If anyone would like to speak please text the given number or email ahead of time or use the raise hand function during the Zoom webinar.

Council President Hume asked is there a motion to Open the Public Hearing for Order 20 040?

Councilor Ringius made a Motion to OPEN the Public Hearing on Order 20 040

Motion: by Councilor Ringius to OPEN the Public Hearing on Order 20 040

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

Council President Hume referred to the Chairperson of the Committee of Ways & Mean, Councilor Boericke for a recommendation. Councilor Boericke stated the Committee reviewed all the Revolving Funds budgets. The Committee of Ways & Means sends this to the full Council with a unanimous favorable recommendations.

Council President Hume asked if any member of the Council or General Public want to speak on Order 20 040?

Councilor Connors stated on the revolving funds we talked about the Golf food/snack bar be a revolving fund. We asked this be looked into.

Council President Hume asked if there is anyone else wishing to speak? Hearing none. Is there a Motion to CLOSE the Public Hearing for Order 20 040.

Motion by Councilor Ringius to CLOSE the Public Hearing for Order 20 040

Motion: by Councilor Ringius to CLOSE the Public Hearing for Order 20 040

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

Council President Hume asked is there a Motion for Order 20 040.

Councilor Ringius read the following motions for items *R1 thru R8* for Order 20 040.

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 53e ½ that may be spent by the Department of Elder Affairs without further appropriation during the fiscal year commencing July 1, 2020, 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 2021 from persons using said programs. The Department of Elder Affairs may spend up to \$30,000 in revolving fund monies during fiscal year 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R1)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

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 ½ that may be spent by the Board of Health without further appropriation during the fiscal year commencing July 1, 2020, 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 2021 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 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R2)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

R3. That the Library Trustees be authorized to use a revolving fund in accordance with the provisions of Massachusetts General Laws chapter 44, section 53e ½ that may be spent by the Library Trustees without further appropriation during the fiscal year commencing July 1, 2020, for the purchase of library books, audiovisual materials and other library materials. The Library Trustees revolving fund is to be credited with all fines and fees collected during fiscal year 2021 for lost or overdue library materials. The library trustees may spend up to \$45,000 in revolving fund monies during fiscal year 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R3)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

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, 2020, 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 2021. The Library Trustees may spend up to \$5,000 in revolving fund monies during fiscal year 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R4)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

R5. That the Mayor be authorized to use a revolving fund in accordance with the provisions of Massachusetts General Laws chapter 44, section 53e ½ that may be spent by the Mayor, in conjunction with the recycling coordinator, without further appropriation during the fiscal year commencing July 1, 2020, 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 2021. The Mayor may spend up to \$2,000 in revolving fund monies during fiscal year 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R5)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

R6. That the Mayor 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 Mayor, in conjunction with the recycling coordinator without further appropriation during the fiscal year commencing July 1, 2020, 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 household hazardous waste revolving fund is to be credited with all fees collected during fiscal year 2021. The Mayor may spend up to \$50,000 in revolving fund monies during fiscal year 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R6)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

R7. That the School Committee be authorized to use a revolving fund in accordance with the provisions of Massachusetts General Laws chapter 44, section 53e ½ that may be spent by the School Committee without further appropriation during the fiscal year commencing July 1, 2020, to pay for salaries, expenses, and contractual services associated with the operation of full day kindergarten. The revolving fund is to be credited with all full day kindergarten fees and charges collected during fiscal year 2021. The School Committee may spend up to \$910,000 in revolving fund monies in fiscal year 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R7)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

R8. That the Mayor 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 Mayor, in conjunction with the golf greens superintendent without further appropriation during the fiscal year commencing July 1, 2020, for the collection of fees and payments from the collection of revenue generated from clinics and payments for group and individual lessons and the sales of pro shop materials collected during fiscal year 2021. The Mayor may spend up to \$110,000 in revolving fund monies during fiscal year 2021.

Motion: by Councilor Ringius to approve Order 20 040 (R8)

Second: by Councilor Ryan

Roll Call Vote: For (9 – Boericke, Connors, Flaherty, Hume, Mackin, O’Brien, Ringius, Ryan, Sciascia),
Against (0), Absent (0), Abstain (0)

NEW BUSINESS

- 022 20 Council President: Powers & Sullivan - June 30, 2019 Year End Reports
(This is a placeholder – scheduled to attend the June 16th meeting)

Council President Hume stated there is no New Business this evening. Powers & Sullivan will be attending our next Town Council meeting scheduled for June 16, 2020 at 7:30pm.

Topics the Chair does not reasonably anticipate will be discussed

UPCOMING MEETINGS:

Next Council Meeting scheduled on: **Tuesday, June 16, 2020 @7:30pm**

ADJOURNMENT

It was unanimously voted by roll call vote to adjourn the meeting at 8:40p.m.

Respectfully submitted,
Susan M. Cimino, Clerk of the Council

Meeting Documents

- Minutes of April 28, 2020
- 20 038 Mayor: FY2021 Operating Budget or take up any action relative thereto
- 20 039 Mayor: FY2021 Budget – Community Preservation Committee or take up any action relative thereto
- 20 040 Mayor: FY2021 Budget - Revolving Accounts or take up any action relative thereto

ORDER NO: 20 042

DATE FILED: June 29, 2020

REQUEST OF: TOWN CLERK

UPON THE REQUEST OF THE TOWN CLERK, THE TOWN OF BRAINTREE, THROUGH THE BRAINTREE TOWN COUNCIL, IT IS SO ORDERED:

Pursuant to M.G.L. c. 54, § 24 and Chapter 115 of the Acts of 2020 § 11 that public convenience and public health would be better served during the September 1, September 26 and November 3, 2020 Elections by the establishment of District Voting Centers whereby(1) District 1A – Town Hall, District 1B – Flaherty School, District 2A – Hollis School, District 2B – Hollis School be relocated a Braintree High School; (2) District 3A – Ross School, District 3B – Braintree Yacht Club, District 4A – Elder Affairs Building, District 4B – Morrison School be relocated to East Middle School; and (3) District 5A – Town Hall, District 5B – Liberty School, District 6A – South Middle School, District 6B – Highlands School be relocated to South Middle School on a temporary basis.

Town of Braintree

2020 Fall Election Consolidation of Polling Locations

District Voting Centers

Braintree High School

Districts 1 and 2

East Middle School

Districts 3 and 4

South Middle School

Districts 5 and 6

James M. Casey
Town Clerk
July 8, 2020

Town of Braintree

2020 Fall Election – Consolidation of Polling Locations

*The novel Corona virus COVID-19 is a rapidly evolving situation.
The plan below reflects the information available on July 8, 2020, the date The Plan was written.*

I. INTRODUCTION

A. PURPOSE

The primary purpose of the Town of Braintree Election Polling Consolidation Plan (The Plan) is to develop and build a framework for election operational policies in the time of a declared State of Emergency that align with recently passed legislation expanding voter access and addresses safety for Elections.

B. SCOPE

The Plan establishes:

- Identifying the current state of emergency due to COVID-19
- Incorporating directives of the *Court Order – Civil Action #2020-307 and Chapter 45 Act of 2020* signed by the Massachusetts Legislature and Governor
- Legislative changes impacting 2020 Fall Elections
- Identifying essential functions of an election
- Practices to limit the risk of exposure to election workers and voters
- Measures to curtail the further spread of the virus

II. BACKGROUND

On March 10, 2020, Governor Charlie Baker declared a state of emergency in response to the COVID-19 outbreak, a highly contagious, sometimes fatal respiratory illness. To curtail the further spread of the virus Governor Baker subsequently issued a multitude of Orders and Advisories which restricts social gatherings and the operations of businesses deemed “Non-Essential”.

On March 23, 2020 an emergency act of the legislature known as *Chapter 45 of the Acts of 2020* was signed into law granting municipalities authority to postpone 2020 municipal elections in the Commonwealth, reduce hours of the Annual Town Election, reduce staff, and increase voting options in response to the Declaration of Emergency due to COVID-19. This Act defined the parameters under which municipalities can make changes to their normal operations of local elections while working within the guidelines of Massachusetts General Laws relating to elections. Many municipalities with elections scheduled in March and April had postponed their elections opting to hold these planned elections during May and June.

During the Month of May leadership in both the Massachusetts Senate and House established conference committees to review impacts of the COVID-19 pandemic on the 2020 Fall Elections and heard testimony from various agency and groups legislatively responsible for election administration; Secretary of State – Election Division, City and Town Clerk’s Associations and major political party.

In June, both the Senate and House passed their legislative versions to expand voter access, address safety issues for both voters and election workers and provided tools to assist city and town clerks in administering the 2020 Fall Elections. Early July, both the House and Senate voted approval of House Bill #4820 which makes substantial changes to election laws in response to the Covid-19 pandemic

On July 6, 2020, Governor Baker signed House Bill #4820 as Chapter 115 of the Acts of 2020.

OPERATIONS

A. OBJECTIVES

Voting is a fundamental right in Massachusetts. The objective of The Plan is to summarize the legislative changes impacting the 2020 Fall Elections and the administrative impacts for election officials charged with their implementation. Additionally, The Plan presents two alternative proposals, to the current structure, for the consolidation of polling locations that provide options for a fair, open and safer Election Day.

B. PLAN EXECUTION

This Plan will take effect by a majority vote of acceptance of the proposed District Voting Center plan or acceptance to continue with the current structure, with or without modifications adopted by the Braintree Town Council. The Chief Election Officer/Town Clerk of the Town of Braintree will be responsible for its execution.

III. RECOMMENDATIONS

On July 29, 2020 the Committee of Ways and Means, on a vote four to one, approved a favorable recommendation to the Town Council to consolidate the current 12 voting precincts/11 voting sites in favor of three District Voting Centers (DVC) having two voting districts (4 polling locations) in three separate school buildings; Braintree High School (Districts 1 and 2), East Middle School (Districts 3 and 4) and South Middle School (Districts 5 and 6). Chapter 115 of the Acts of 2020 provides the council authority to change polling locations for public convenience and if public health would be better served. Given the uncertainties of future restrictions associated with the current COVID-19 health emergency coupled with a continuation of concerns among voters and election staff regarding social distancing and personal protection equipment (PPE) during the voting process and to minimize the need to disinfect multiple polling locations it is my recommendation that the Braintree Town Council adopt, for the 2020 Fall Elections, the District Voting Centers Plan over the current voting structure.

IV. PLAN OVERVIEW

Impacts of pending election legislation over the current structure are summarized below:

A. LEGISLATIVE CHANGES

- ***Implements an early vote-by-mail system:*** An application to receive an early voting ballot will be mailed to all registered voters by the Secretary of State for the September 1, 2020 State Primary Election by July 15, 2020. The Secretary of State will then mail another application for the general election in the voter booklet sent out in advance of the November 3, 2020 State General Election. Both applications and ballots will be postage paid. Returned applications will be returned to the voters Town Clerk's Office via U. S. Mail, secured drop box or in-person.
- ***Creates early voting for the primary and expands early voting periods:*** For the first time in Massachusetts early voting will be available for the state primary, to take place beginning Saturday August 22, 2020 through Friday August 28, 2020. Early voting for the general election would take place beginning Tuesday, October 17, 2020 to Friday October 30, 2020. Early voting hours would vary according to the size of the municipality in order to give voters ample opportunity to participate while not overburdening small towns' election departments. Voters may return their early voting ballot in the mail, in a secure drop box, or in person.
- ***Tasks the Secretary of State with creating an online portal:*** Requires Secretary Galvin's office to create an online portal by October 1, 2020 to make it as easy as possible for people to apply for general election early voting electronically.
- ***Expands absentee voting:*** Provides for absentee voting by any person taking precautions related to COVID-19. Voters may also return absentee ballots via a secure drop box.
- ***Provides tools to assist clerks:*** Acknowledges the increased burden these options may place on municipalities and clerks; legislation provides for several accommodations to make the logistics of processing voters easier. The legislation allows for tabulating ballots prior to Election Day, and it offers pre-addressed envelopes to voters, so their applications go directly to their clerk's office.
- ***Makes in-person voting more efficient:*** Allows municipalities to consolidate polling places and eliminate the check-out table at these locations, allowing for a more efficient process and fewer poll workers. It also expands who is eligible to serve as a poll worker, knowing that many current poll workers are seniors who may feel less comfortable working in public during COVID-19.

B. ELECTION ADMINISTRATIVE IMPACTS

Each of the noted legislative changes have various degree of impact upon election officials charged with the administration of these changes.

- ***Implements an early vote-by-mail system:*** In three previous elections, November 2016 – State General Election, November 2018 – State General Election and, March 2020 – State Presidential Primary Election, early vote-by-mail was an available option for voters mandated by legislation;. Vote-by-mail is basically “absentee voting” without the qualifications required with voting by absentee ballot. A significant difference between the two is for the voter...absentee voters have the option of changing their votes cast on their ballot by simply arriving at their Election Day polling location before the precinct warden has process their absentee ballot. While, an early vote-by-mail voters ballot is consider “cast” once it is turned over to election officials. New to the early vote-by-mail system is the legislative mandate for usage during a primary election and the general mailings for each fall election. ***Administratively, it adds additional processes to pre and post-Election Day responsibilities and the number of ballot requests will increase significantly.***
- ***Creates early voting for the primary and expands early voting periods:*** Cahill Auditorium will be converted into the town’s early voting site beginning Friday, August 21st through Wednesday, September 2nd and will become unavailable for other governmental use, the farmers market (August 22nd) or any other public use. The FY2021 budget did not include funding for early voting for the September 1st Election; though some Sate reimbursement for staffing will become available. The requirement making available a secure drop box to deposit ballots will need to be absorbed within the FY20201 budget. ***Administratively, staff is familiar with the overall execution of early voting procedures and will be in a position to execute all policies. However, staff will be restricted from taking earned vacation time beginning August 10th through November 15th due to expanded pre and post-election procedures as well as the September 26th Local Special Election.***
- ***Tasks the Secretary of State with creating an online portal:*** The online portal is a benefit for voters while increasing the administrative burden on local election officials due to an expected significant increase in voting-by-mail ballot requests. ***Administratively, it adds additional processes to pre and post-Election Day responsibilities.***

- ***Expands absentee voting:*** Prior to this legislative change, to be eligible to vote by absentee ballot a voter must be prevented from voting at their polling locations on Election Day due to 1) Absence from the voter's city or town on Election Day; 2) Physical disability; or 3) Religious belief. During the March 3, 2020 election, the proposed legislative change allowing a voter taking precautions related to COVID-19 to obtain absentee ballots was informally in place. ***Administratively, the procedures for processing absentee ballots have not changed other than a need to purchase a secure drop box as a depository for returning early voting and absentee ballots. It is expected that the number of ballot requests will increase significantly adding additional demand on office staff.***
- ***Provides tools to assist clerks:*** The City and Town Clerk's Association has been advocating for changing the procedures of processing early voting ballots soon after the November 2016 General Election. ***Administratively, this one change could eliminate the need of a Central Voting Tabulating Facility and associated costs.***
- ***Makes in-person voting more efficient:*** With the introduction of early vote-by-mail, expansion of allowable acceptable use of absentee ballot voting, and increased days and hours of early voting, "in-person" voting is expected to play a lesser role on Election Day. ***Administratively, the consolidation of polling locations and elimination of the check-out table assists municipalities to be more efficient with less workers while, at the same time, effectively manage the mandates of social distancing across individual voting precincts due to the decrease in the number of physical buildings.***

Individual Polling Locations

PROCESS

BACKGROUND

Up until October 9, 2019 voters cast their ballots at a polling location that was within or directly adjacent to their voting districts. At that time a total of twelve (12) polling locations were activated each election.

<u>DISTRICT</u>	<u>LOCATION</u>
1A*	Marge Crispin Center, 74 Pond Street (rear)
1B	Mary E. Flaherty School, 99 Lakeside Drive
2A	Eugene Hollis School, 482 Washington Street (rear)
2B**	St. Thomas More Church Paris Hall, 7 Hawthorn Road
3A	Donald E. Ross School, 20 Hayward Street
3B	Braintree Yacht Club, 9 Gordon Road
4A	Department of Elder Affairs, 71 Cleveland Avenue
4B	Archie T. Morrison School, 268 Liberty Street
5A	Braintree Town Hall, 1 JFK Memorial Drive
5B	Liberty Elementary School, 49 Proctor Road
6A	South Middle School, 232 Peach Street
6B	Highlands Elementary School, 144 Wildwood Avenue

*Council Order # 19 040 authorized the permanent relocation of District 1A polling location to Braintree Town Hall, one JFK Memorial Drive.

**Council Order # 20 017 authorized the temporary relocation of District 2B polling location to the Hollis School 482 Washington Street. Discussion and a vote to make this change permanent or to return to the St. Thomas More Church will be required if either Proposal # 2 or Proposal #3 is not adopted by the Council.

With the introduction of new election technology, increased legislative mandates, a diminished interest in becoming an election worker and, most recently, concerns among many seniors feeling less comfortable working as a poll worker and given a COVID-19 designation of being in a high risk group, municipalities are having difficulty filling Election Day positions. Individual polling locations hampers an administrator's ability to shift workers from one precinct to another on the day of the election and adds to voter frustration on Election Day.

Prior to the adoption of recent election legislative changes precipitated by the COVID-19 pandemic, a typical election consisted of 109 staff positions working over 16 hours (6:00am

– 10:00pm). There are 98 direct staff positions which include District/Precinct Wardens (14), Precinct Clerks (12), Check-In/Out Inspectors (48), Tally Clerks (24) and indirect staff positions of 11 police officers over two work shifts. Staffing levels are exclusive of Town Clerk Office Staff (5) and members of the Board of Registrars (3).

Although the recent election legislative provides the municipality the option of eliminating the Check-Out position (24), between 6 and 12 of these positions will be retained to help in sanitizing voting booths and pens throughout Election Day.

DISTRICT VOTING CENTER

PROCESS

District Voting Center's would be established by combining the twelve current polling locations into three district voting groups. These groups will be established as follows: Group #1: Districts 1A, 1B, 2A and 2B; located at Braintree High School, Group #2: Districts 3A, 3B, 4A and 4B; located at East Middle School and Group #3: Districts 5A, 5B, 6A and 6B; located at South Middle School. These three sites were selected due to their ability to accommodate multiple voting precincts as well as having sufficient parking with a primary parking area, with handicap accessibility spaces, at the main entrance of the building and a secondary parking area nearby.

VOTER PROCESS

General Parking



The main school parking lot provides adequate parking for all voters. Three separate handicap parking (HP) areas totaling 18 defined HP parking spaces are located near the main entrance of the school. Additional HP parking spaces will be added along the oval driveway nearest the school building.



For East Middle School, the primary parking area is directly in front of the old gymnasium area. This newly renovated area has sufficient handicap parking spaces with ADA compliant access walkway and an adequate number of general parking spaces voters. Additionally, the lower parking area is a short distance away and can accommodate overflow parking requirements.



For South Middle School, the primary parking area is directly in front of the main entrance to the school inside the circular driveway. The inner circle of the driveway has 14 parking spaces with three designated as handicap spaces. The outer circle of the driveway can accommodate approximately 20 parking spaces. Those spaces closest to the main entrance will be reserved as handicap accessible with signage showing this designation.

Voter Entrance

Braintree High School

The main entry point to the high school will be made via the right side double doors of the gymnasium entrance across from the main parking lot. The left side doors will serve as the exit, ensuring separation of voters as they enter/exit the building.



East Middle School

The main entry point to the East Middle School will be the newly renovated entrance of the old gymnasium. After voting, voters will exit at the door located on the left side wall of the gymnasium, turn left and follow the path to the parking lot.



South Middle School

The main entry point to the South Middle School will be the door to the right of the main entrance. Voters will enter the foyer and then turn right down the hallway to the rear gymnasium door identified as door 113 – Boys Gym. Voters will exit at the gym door identified as door 112 which is closest to the foyer area. Voters will then turn right and exit the door on the right.



Health Assessment

As a voter enters the foyer area of each DVC and election staff member or town health agent will be stationed at the entrance of the gymnasium to observe if a face mask is being worn. Voters with a mask will continue into the gymnasium and follow the “social distant” markers on the floor to the voting area.

Voters not wearing a face mask will be offered one and asked to place it on before continuing into the building. Those refusing to place a face mask on will be asked to step-aside and the District Election Coordinator will be notified. Under current Election Laws a voter cannot be denied their right to cast a ballot. The District Election Coordinator will follow approved procedures as they unfold in the weeks ahead.

Voting Area

The voting area in each individual district polling location is defined as the area beginning at the check-in table and ending at the designated voter exit door. The voting area consists of three specific areas; 1) **Check-In Station**; 2) **Voting Area** and, 3) **Check-Out Station**.

- **Check-In Station:** will have up to two check-in clerks to confirm voter status and record ballot style issued following the check-in procedures for the specific election being held.
- **Voting Area:** the area where the voting marks their ballot



Each DVC ballot station will have a total of twelve (12) 4-station voting booths, 48 voting stations with eight being ADA compliant, and two (2) AutoMark Terminals. Each individual voting precinct will be set-up with three voting booths, 12 voting station with two being ADA compliant. Voting booths will be placed far enough apart to provide for a safe social distancing area and will be separated by barriers to keep voters in their proper district polling location lanes.



The AutoMark Voter Assist Terminal is available to all voters. It assists the voter in marking (filling-in the oval of the voters’ choices) on the ballot. Voter assisted terminals will be located in a location providing voter privacy within the guiderail and placed on top of a ADA compliant.

- **Check-Out Station:** will have up a precinct record clerk and a warden. This area will also house the “voting tabulator”; the machine the voter deposits their ballot. Staffing assigned to this station will follow all procedures outlined for each of the respective positions.

Staffing Requirements

POSITION	CURRENT VOTING	DISTRICT VOTING CENTER
Precinct Coordinator	2	3
Warden	12	12
Precinct Clerk	12	12
Check-In Clerk	12	12
Sanitizing Clerk	12	6
Tally Clerk	24	24
Board of Registrars	3	3
Town Clerk's Staff*	5	5
Police Officers	13 (2 shifts)	3 (2 shifts)

*Includes Clerk of the Council

Precinct Coordinator: Assists the Precinct Warden in troubleshooting issues as they arise throughout Election Day. Position requires a person with confidence and ability to identify and solve up to mid-level technical issues as well as an innate skill at problem solving on administrative and election issues. Individual assists town clerk staff providing technical and administrative support beginning at 5:30am to closing of polling locations, typically at 10:00pm.

Warden: Serves as the Chief Election Official for the assigned voting precinct. Position requires a strong familiarity of Election Day procedures and ability to manage all election workers assigned to their voting precinct. It is highly favorable that individual has had experience in each of the positions within a polling location and has strong administrative and communications skills in handling sensitive issues with voters. Required to be flexible and fill-in at every positions within the polling location as needed. Required to arrive at their assigned polling location no later than 6:00am and work a full-day; typically ending at 10:00pm.

Precinct Clerk: Serves as the keeper of records of all facts relating to election activities. Position requires an attentive individual with ability to be concise in the documentation of unusual events within the polling location. Serves as the backup to the warden and is required to fill-in at all positions within the polling location as needed. Required to arrive at their assigned polling location no later than 6:00am and work a full-day; typically ending at 10:00pm.

Check-In Clerk: Generally, the initial contact person with voter at the polling location. Position requires minimal skills but be attentive to detail in the recording proper voter and issuing correct ballot to voter. Clerk assists in the opening and closing procedures and ability to follow election policies. Priority is given to candidates able to work a full-day; arriving at their assigned polling location no later than 6:00am to the end of a typically Election Day at 10:00pm. Half-days positions may become available each election with the morning shift starting at 6:00am to 2:00pm and the evening shift starting at 2:00pm to closing; typically 10:00pm.

Check-Out Clerk: Pending legislation will eliminate this Election Day process. However, due the COVID-19 requirements, all voting booths and marking instruments must be sanitized throughout Election Day. This position will assume these functions. Additionally, this position requires individual to assist in the opening and closing procedures and the ability to follow election policies. Priority is given to candidates able to work a full-day; arriving at their assigned polling location no later than 6:00am to the end of a typically Election Day at 10:00pm. Half-days positions may become available each election with morning shift starting at 6:00am to 2:00pm and the evening shift starting at 2:00pm to closing; typically 10:00pm.

Tally Clerk: At the direction of the Warden, makes preliminary judgements regarding the intent of a voter on “hand count ballots” and “write-in ballots” for the purpose of completing the count. Individual requires and understanding of election procedures concerning the determination of “voter intent” as well as be attentive to detail. Candidate is required to arrive at their assigned polling location at 7:30pm and work through the closing of the polls; typically 10:00pm.

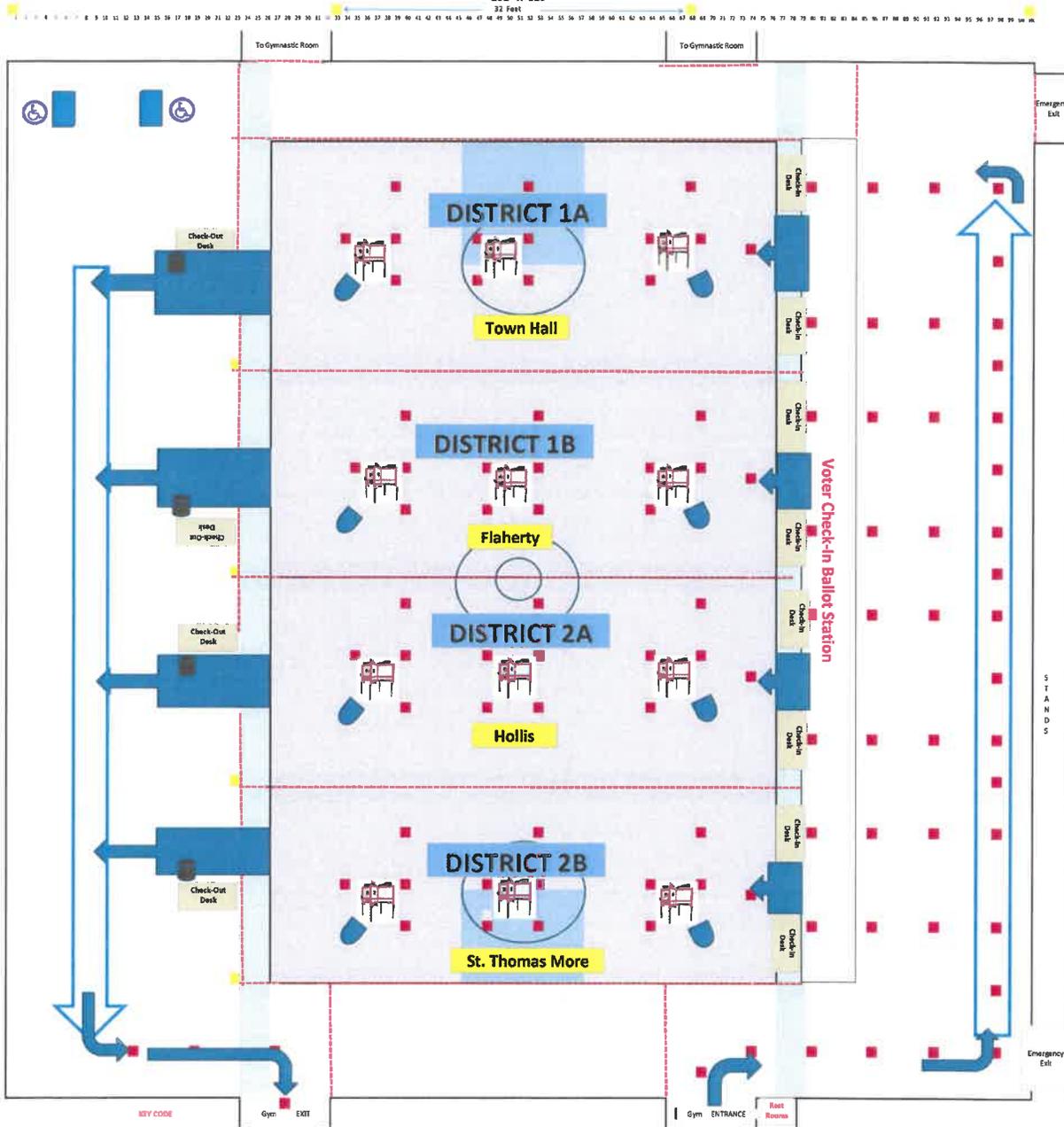
DISTRICT VOTING CENTER – VS- INDIVIDUAL POLLING LOCATIONS

ISSUE	DISTRICT VOTING CENTER	INDIVIDUAL POLLING LOCATIONS
Posting of Warrant and Ballots (10-days before Election)	Police Officer post three buildings.	Police Officer post in up to 11 individual buildings
Location Setup (Day before Election)	DPW staff equipment delivery and setup in three buildings.	DPW staff equipment delivery and setup in 10/11 individual buildings.
Support of Police	6 police detail shifts required, all assigned inside polling location. The three morning officers to assist in the transportation of election day ballots, tabulator and election supplies on the morning of the election.	21 police detail shifts required, all assigned inside polling location. Three of the morning officers to transport election day ballots, tabulator and election supplies on the morning of the election to multiple polling locations.
Staffing	Three polling locations with staff interchangeable across individual precincts based on need.	Inability to interchange staff across individual precincts.
Absentee and Early Voting Ballots	Precinct wardens remain focused on voter activity at all times. Board of Registrars will be required to process ballots in three locations	Precinct wardens to process ballots losing ability to focus on other voter activity.
Social Distancing	Increased oversight over voters in adhering to social distancing guidelines	Loss of direct oversight that social distancing guidelines are adhered similarly across locations
Disinfecting Polling Locations	Less costly to disinfect three buildings.	Significantly higher costs associated with disinfecting all individual polling locations
COVID Signage	Requires 3 sets	More costly, requiring 11 sets
School buildings	Reduce school building use to three sites; no elementary school	Usage of 8 school buildings of which 6 are elementary schools
COST SAVINGS	Approximately \$50,000 savings for 2020 Fall Elections	More costly

Braintree High School - Gymnasium

101' X 110'

32 Feet



KEY CODE

- ADA Voting Booth (4)
- Voters/Distance Markers (130)
- 4-Booth Voting Stations (12)
- Barrier
- Voting Touchscreen (4)
- Direction
- ADA/AutoMark Machine

CONCEPT (1/23)

- 1 - Precinct Coordinator
- 3 2 - Election workers
- 2 4 - Voting Hours
- 8 - Tally Clerks (7:30pm to closing)
- 1 - Poller Officer
- 1 4 2 - Misadvised Voters In Gym

STANDS

Emergency Exit

Emergency Exit

Gym ENTRANCE Rest Rooms

Gym EXIT

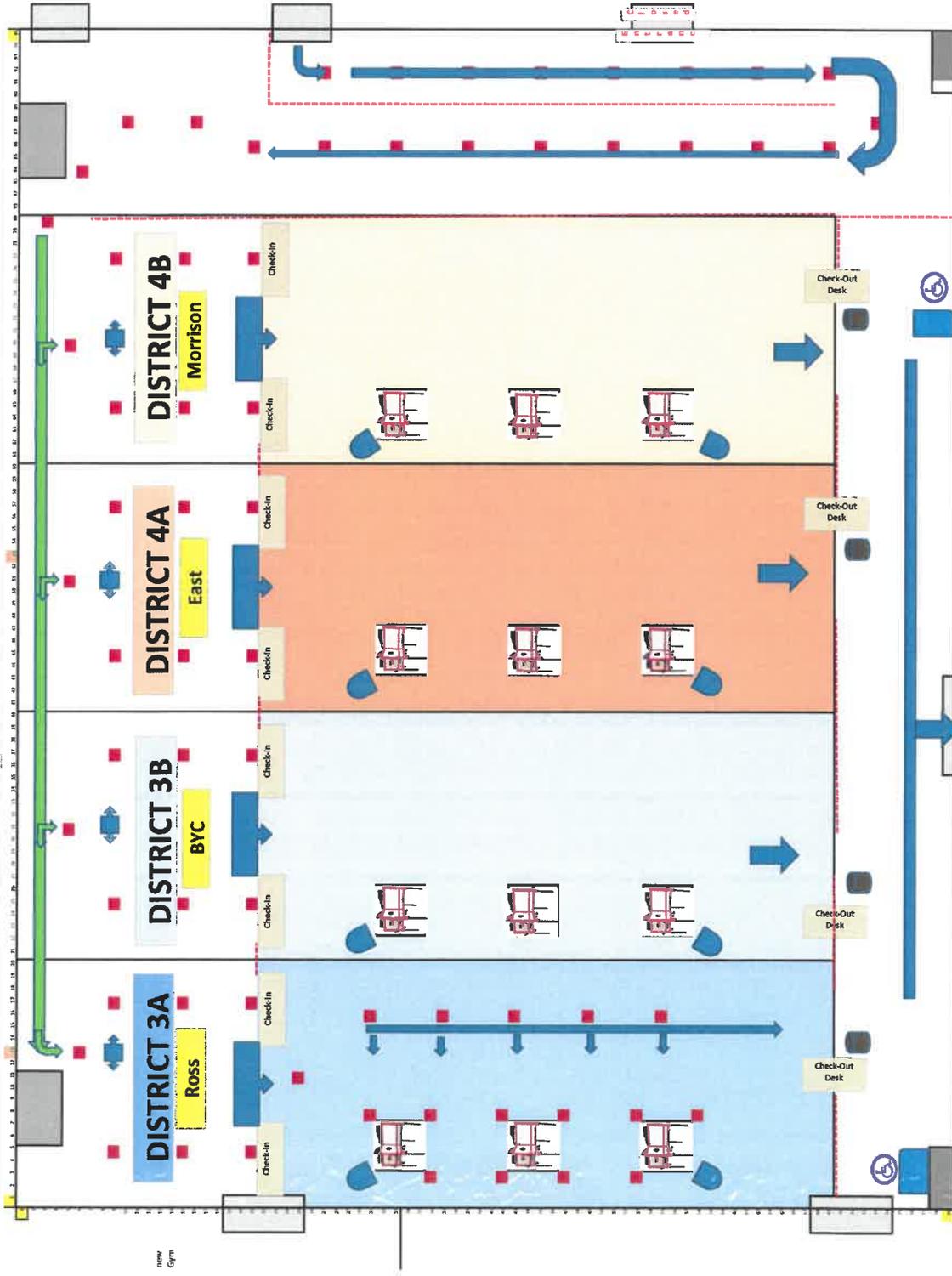
To Gymnastic Room

To Gymnastic Room

Voter Check-In Ballot Station

EAST MIDDLE SCHOOL - FRONT GYM

79' x 95'



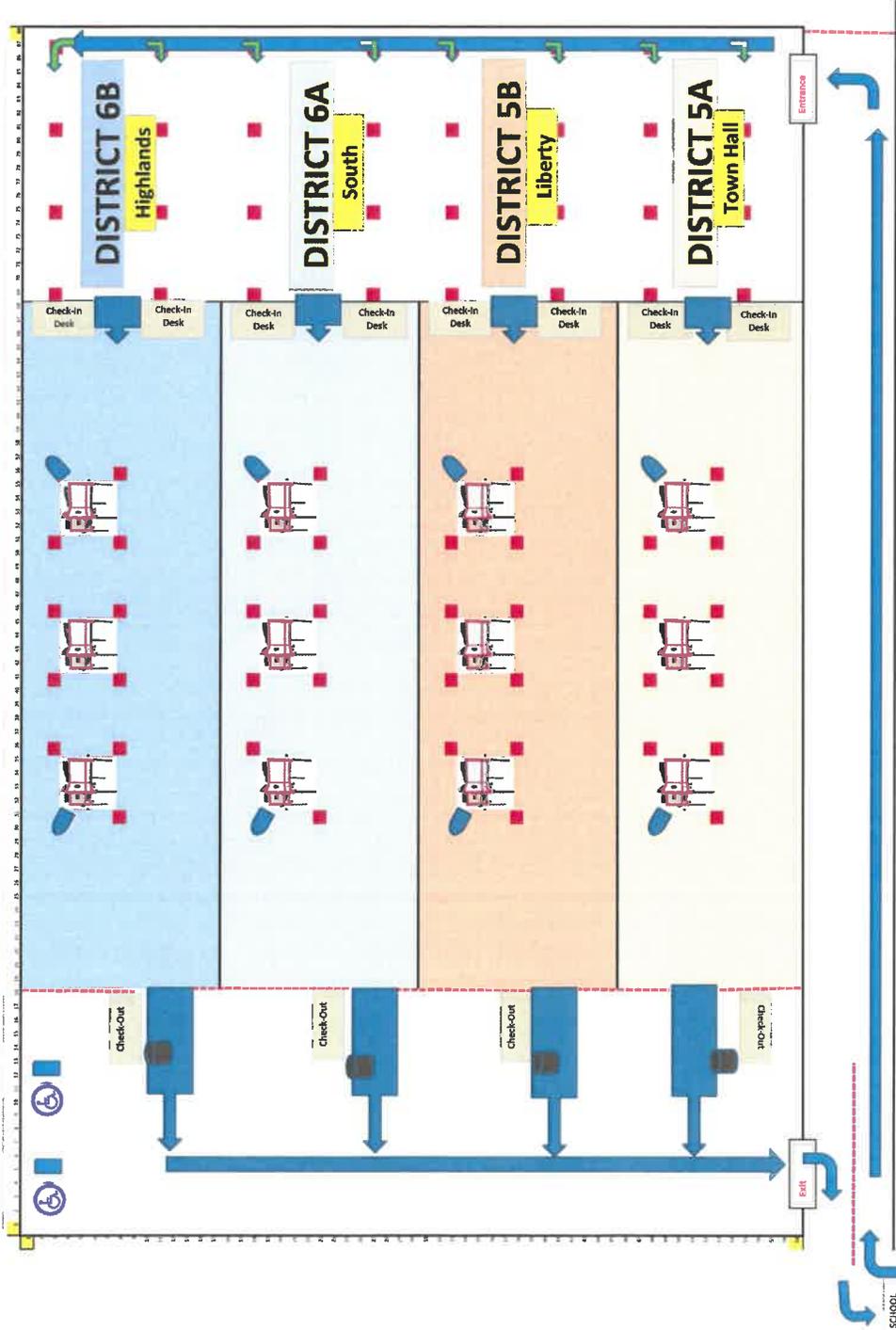
new Gym

KEY CODE

- ADA Voting Booth (6)
- 4 Booth Voting Station (12)
- Direction
- Check-Out DESK
- 1 - Precinct Coordinator
- 2 - Election workers
- 3 - Polling station
- 4 - Ball Boxes (250mm to closing)
- 1 Police Officers (2 shifts)
- 3 0 - Maximum Voters in Gym
- Voters/Distance Markers (150)
- Barrier
- Voting Transducer (1)
- ADA/AutoMark Machine
- TO PARKING LOT

Guardrail Definition
The guardrail is defined as the footprint of a polling location where access is restricted to election workers or voters actively voting. It begins at the check-in desk and ends at the assigned exit door of the voting center.

SOUTH MIDDLE SCHOOL - GYM
59' x 83'



- KEY CODE**
- ADA Voting Booth (6)
 - 4-Booth Voting Station (12)
 - Direction
 - GA8020 (193)
 - 1- Precinct Coordinator
 - 2- Election workers
 - 3- Voting Hours
 - 4- Tally Clerks (75/8pm to closing)
 - 5- Polling Officers
 - 6- Polling Workers
- Voters/Distance Markers (150)
 - Barrier
 - Voting Translocator (4)
 - ADA/Autoballot Machine



Office of the Mayor
One JFK Memorial Drive
Braintree, Massachusetts 02184

Charles C. Kokoros
Mayor

781-794-8100

To: Shannon L. Hume, President of the Council
Susan Cimino, Clerk of the Council
James Casey, Town Clerk

From: Charles C. Kokoros, Mayor

ock

CC: Nicole I. Taub, Chief of Staff and Director of Operations
Christine Stickney, Director, Planning and Community Development
Melissa SantucciRozzi, Assistant Director, Planning and Community Development

Date: June 24, 2020

Re: Amendment to Town Zoning Map
Liberty and Grove Streets

RECEIVED TOWN CLERK
BRAINTREE, MA
2020 JUN 24 PM 3:52

President Hume, Clerk Cimino, Clerk Casey,

As you know, my administration and staff members from the Department of Planning and Community Development have engaged in discussions with the developer of the proposed "Chapter 40B" project located at the intersection of Liberty and Grove Streets to explore other potential uses for the three-parcel property. As detailed below, I am now seeking to amend the Town Zoning Map as part of a proposal that would result in the withdrawal of the pending 40B application and allow for alternative development of the land.

Specifically, the purpose of this memorandum is to request that the Town council approve an amendment rezoning portions of three parcels at the intersection of Liberty and Grove Streets from Residence A and Residence B zoning districts to the General Business zoning district. The rezoning would make possible the redevelopment of the corner (currently an abandoned service station) for a retail use in lieu of the large multifamily residential "Chapter 40B" development that is currently proposed to be located on the three parcels. Further, as part of this proposal, the Town is pursuing Community Preservation Act funds to purchase the remainder of the three

parcels for open space, historic preservation and/or affordable housing purposes. This request will be submitted to the Town Council for review as a separate motion. I urge your support for this rezoning proposal as it will make possible an outcome that would far better serve the interests of the neighborhood and the Town than the currently-proposed multifamily project.

Attached to this memorandum are (1) the proposed Town Council motion to approve the zoning amendment and (2) a plan entitled "Rezoning Plan" showing the area that is to be rezoned. The proposed amendment needs to be referred to the Planning Board for a public hearing and a recommendation by that Board.

Explanation of the Proposed Amendment to the Zoning Map

The currently-proposed "Chapter 40B" project would be located on three parcels: 357 Grove Street (Assessors Parcel 1109, Lot 6); 365 Grove Street (Assessors Parcel 1109, Lot 6B); and 1006 Liberty Street (Assessors Parcel 1109, Lot 6A). As shown on the Rezoning Plan, a section of 365 Grove Street at the corner of Grove and Liberty Streets is currently zoned General Business, while the remainder of the three parcels is currently zoned either Residence A or Residence B. The current zoning would not prevent the development of the 40B project since the "Chapter 40B" statute and regulations allow for local zoning to be overridden for the construction of such a project.

Several residents have voiced strong opposition and concern relative to the "Chapter 40B" project and I share these concerns. As a result, my staff has been working with the developer to explore alternate uses for this property. Through this work, we have identified an alternative proposal that includes the developer pursuing the construction of a CVS retail pharmacy, and withdrawal of the "Chapter 40B" project application, if the acreage needed for such a pharmacy is rezoned to General Business. (Under the Zoning Ordinance, retail use is allowed in General Business but is not allowed in Residence A or Residence B). Further, the developer is also willing to sell the remainder of the property to the Town for use as the Town deems appropriate. This acquisition would preserve the house located at 1006 Liberty Street (believed to have been constructed in 1693) and would create an open-space buffer between the business use and the residential parcels along Liberty Street, Sycamore Road, and Thetford Avenue. This proposal would also ensure the Preservation of more than ½ of the property in its current vegetated state.

Concurrently with this rezoning proposal, my administration is seeking the support of the Community Preservation Committee for the use of community preservation funds to acquire the remainder of the property for open space, historic preservation, and/or affordable housing purposes. The appropriation of funds for this purpose will also require the approval of the Town Council.

RECEIVED TOWN CLERK
GRAINFIELD, MA
2022 JUN 9 PM 3:52

#20-044

The proposed site of the CVS pharmacy is labeled on the Rezoning Plan as “General Business Lot.” The total acreage to be rezoned is approximately 1.23 acres, including approximately 0.72 acres of 357 Grove Street (Assessors Parcel 1109, Lot 6), 0.02 acres of 1006 Liberty Street (Assessors Parcel 1109, Lot 6A), and 0.49 acres of 365 Grove Street (Assessors Parcel 1109, Lot 6B).

Pursuant to G.L. c. 40A §5, the proposed amendment to the Zoning Map requires a referral to the Planning Board for a public hearing and recommendation, and also a public hearing before the Town Council or a Council committee.

Accordingly, your review and approval of the following motion is requested:

MOTION: That the Town Council vote, at the request of the Mayor of the Town of Braintree, and Liberty Grove LLC with consent by Eugene K. and Linda A. McIsaac, to amend the Zoning Map of the Town of Braintree, by rezoning from the Residence A and Residence B Districts to the General Business District, certain portions of the following lots: Assessors Parcel 1109, Lot 6 (identified as 357 Grove Street); Assessors Parcel 1109, Lot 6A (identified as 1006 Liberty Street); and Assessors Parcel 1109, Lot 6B (identified as 365 Grove Street). The portions of said Lots that are to be rezoned are shown on a plan entitled “Rezoning Plan At 357 & 365 Grove Street – 1006 Liberty Street in Braintree, Mass.”, prepared by Hardy + Man Design Group, PC, dated June 22, 2020, which is on file with the Town Clerk. The acreage to be rezoned is approximately 1.23 acres, including approximately 0.72 acres of Assessors Parcel 1109, Lot 6, 0.02 acres of Assessors Parcel 1109, Lot 6A, and 0.49 acres of Assessors Parcel 1109, Lot 6B.

Or take any other action relative thereto.

RECEIVED TOWN CLERK
BRAINTREE, MA
2020 JUN 24 PM 3:52

ORDER #20-044

Town of Braintree: Application for Rezoning - Worksheet

SECTION TO BE COMPLETED BY PETITIONER

1. CO/

Petitioner

Contact/Billing Information

Name: TOWN OF BRAINTREE
MAYOR CHARLES KOKOROS
Address: 1 JFK MEMORIAL DR.
BRAINTREE MA, 02184
Phone: 781-794-8029
Email: CKOKOROS@braintree.ma.gov

Name: Liberty Grove LLC
Address: See below
Phone: 781-974-0844
Email: george@sascomanagement
group.com

*Petition Submitted By:

* M.G.L. Chapter 40A Section 5/Attorney General's Handbook: Petitioner who can initiate submissions for adoption and or changes to the zoning bylaws include City/Town Council, board of Appeals, Planning board, Property Owner (not a tenant or lessee), 10 registered voters, Regional Planning Agency, Municipal Charter/Enabling Legislation.

2. C/O Petitioner

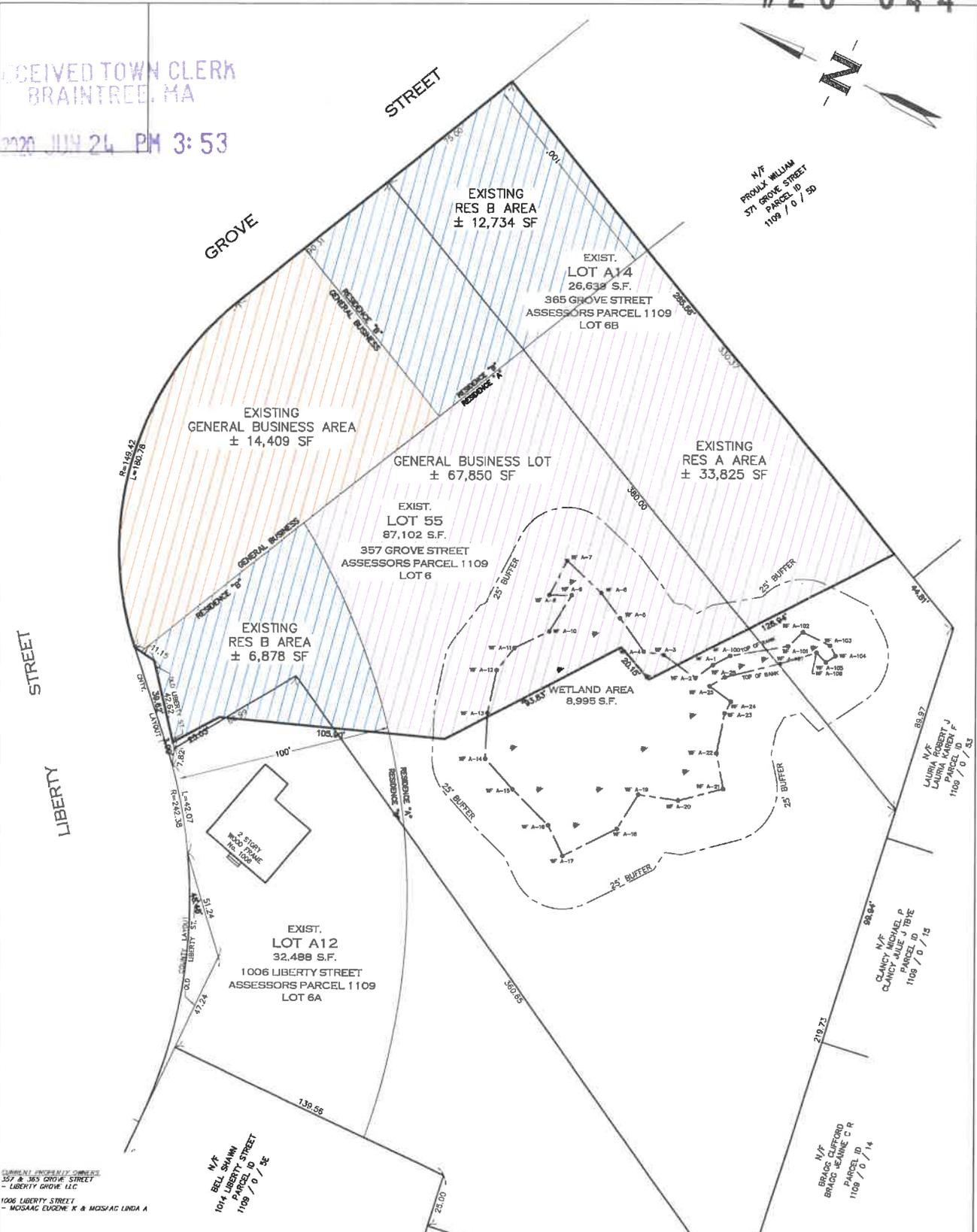
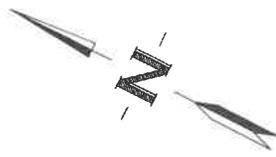
Liberty Grove LLC
C/O George Clements
63 Monatiquot Ave.
Braintree MA 02184

Date Received

RECEIVED TOWN CLERK
BRAINTREE, MA
2020 JUN 24 PM 4:02

RECEIVED TOWN CLERK
BRAintree, MA

2020 JUL 24 PM 3:53



CURRENT ZONING ORDINANCE
357 & 385 GROVE STREET
- LIBERTY GROVE, LLC

1006 LIBERTY STREET
- MOISIAK EUGENE K & MOISIAK LINDA A

REZONING PLAN
AT
**357 & 385 GROVE STREET 1006
LIBERTY STREET**
IN
BRAintree, MASS.

 1285 WASHINGTON STREET
WEYMOUTH, MA
(781) 335-1464

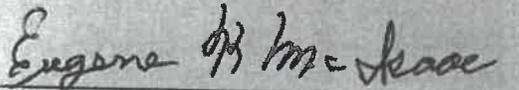
SCALE: 1"=20'
DATE: REV.: JUNE 22, 2020
SHEET 1 OF 1

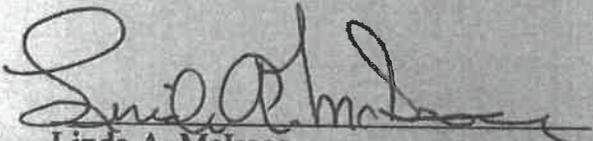


Authorization Letter

RECEIVED TOWN CLERK
BRAintree MA
2009 JUN 24 PM 3:53

We Eugene K. and Linda A. McIsaac, current owners of 1006 Liberty St. Braintree, Ma 02184, hereby authorize George Clements of Liberty Grove, LLC to take all actions relative to presentation and permitting of our property, as required to consummate the fully executed Purchase and Sale Agreement dated 08/23/2019 by and between the parties.


Eugene K. McIsaac


Linda A. McIsaac



Department of Planning and Community Development

Melissa M. SantucciRozzi, Assistant Director
1 JFK Memorial Drive – Braintree, Massachusetts 02184
Phone: 781-794-8234 Fax: 781-794-8089

Charles C. Kokoros
Mayor

PLANNING BOARD

Robert Harnais, Chair
Erin V. Joyce, Vice Chair
Darryl K. Mikami, Clerk
James N. Downey, Member
Phillip J. Baker Member
William J. Grove, Alternate

BILL TO: Liberty Grove LLC
c/o George Clements
63 Monatiquot Avenue
Braintree, MA 02184
Phone: 781-974-0844
Email: george@sascomanagementgroup.com

NEWSPAPER: Patriot Ledger

RUN DATES: Friday June 26, 2020 and Friday July 3, 2020

RECEIVED TOWN CLERK
BRAINTREE, MA
2020 JUN 24 PM 3:53

PUBLIC HEARING NOTICE

BRAINTREE PLANNING BOARD

The Braintree Planning Board hereby gives notice, pursuant to M.G.L Chapter 40A-Section 5 and the Braintree Zoning Ordinance Chapter 135, Article XV, that a Public Hearing will be conducted remotely **VIA ZOOM** on **Tuesday, July 14, 2020 at 7:15PM** in accordance with Governor Baker's March 12, 2020 Order. Said order suspended the provisions of the Open Meeting Law to promote public health and social distancing. This Public Hearing will not be conducted in an open, publicly accessible place. Instead public access to the hearing and deliberations will be achieved by adequate, alternative means that allow the public to follow the proceeding in a third party communication technology that is readily accessible to the public via the internet and telephone.

TO ATTEND THE PLANNING BOARD MEETING:

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/87851671350>

Or Telephone:

Dial: +1 301 715 8592

Webinar ID: 878 5167 1350

The purpose of said hearing is to review and provide a recommendation to the Braintree Town Council on a Council Order pursuant to an Application for the Rezoning of Land. The Co-Applicants, Mayor Charles C. Kokoros and Liberty Grove LLC propose to rezone land from the Residence B and Residence A Zoning Districts to the General Business Zoning District. The rezone is approximately .72 Acres of 357 Grove Street on Assessors' Parcel 1109 0 6, approximately .49 Acres of 365 Grove Street on Assessors' Parcel 1109 0 6B and approximately .02 Acres of 1006 Liberty Street on Assessors' Parcel 1109 0 6A. The total area to be rezoned to General Business is 1.23 acres. To Review the Application Materials, you may find them on the Planning Board Page of the Town's Website at

<https://braintree.ma.gov/376/Planning-Board>



Office of the Board of Assessors

One JFK Memorial Drive
Braintree, Massachusetts 02184

Telephone: (781) 794-8050 • Fax: (781) 794-8068

Charles C. Kokoros
Mayor

Robert Brinkmann
Deputy Assessor

Board of Assessors

Robert Cusack
Chair

Susan O'Brien
Vice Chair

Robert Connolly

DATE: June 12, 2020
APPLICANT: Department of Planning and Community Development
ADDRESS: 1006 Liberty St, 357 Grove St, 365 Grove St
MAP & LOT: 1109 0 6A, 1009 0 6, 1109 0 6B

This is to certify that at the time of submission of this form to the Board of Assessors, the names and addresses of the parties assessed as adjoining owners to the parcel of land shown and described are as written and are the parties according to the records of the Assessors.

Office of the Board of Assessors ^(ES)

Robert M Cusack
Chairman

RECEIVED TOWN CLERK
BRAintree, MA
2020 JUN 24 PM 3:53

**Braintree
Abutters List**

#20-044

RECEIVED TOWN CLERK
2020 JUN 24 PM 3:53

Subject Parcel ID:

Subject Property Location:

ParcelID	Location	Owner	Co-Owner	Mailing Address	City	State	Zip
1084 0 10	238 310 GROVE ST	TRT BRAINTREE II LLC	C/O MARVIN F POER & COM	3520 PIEDMONT RD NE, ST	ATLANTA	GA	30305
1105 0 12	345 GROVE ST	HUGHES CORPORATION	c/o FARRIS PAUL E	6 BERRYWOOD LANE	GROVELAND	MA	01834
1105 0 13	9 HICKORY RD	CHRISTIAN HOWARD J	CHRISTIAN DIANA L	9 HICKORY ROAD	BRAINTREE	MA	02184
1105 0 13A	15 HICKORY RD	HOURIN MICHAEL J	HOURIN HEATHER A TBYE	15 HICKORY RD	BRAINTREE	MA	02184
1105 0 14	1031 LIBERTY ST	CONTRINO JOSEPH P	FARES JOSIAN M TBYE	1031 LIBERTY ST	BRAINTREE	MA	02184
1105 0 21	1005 LIBERTY ST	ABRAHAM ABRAHAM B	DUDLEY JESSICA TBYE	1005 LIBERTY STREET	BRAINTREE	MA	02184
1105 0 22	1 HICKORY RD	DUDLEY GRAHAM	ZHEN JU QUIEN	1 HICKORY RD	BRAINTREE	MA	02184
1105 0 23	6 HICKORY RD	ZHEN JU QUIEN	ORR ROBERT B/CHRISTINA G TR	6 HICKORY RD	BRAINTREE	MA	02184
1109 0 13	14 THETFORD AV	ORR ROBERT B/CHRISTINA G TR	BRAGG CLIFFORD	14 THETFORD AV	BRAINTREE	MA	02184
1109 0 14	22 THETFORD AV	BRAGG CLIFFORD	CLANCY MICHAEL P	147 FOREST ST	BRAINTREE	MA	02184
1109 0 15	30 THETFORD AV	CLANCY MICHAEL P	SWEENEY SANDRA J TRUSTEE	30 THETFORD AVENUE	BRAINTREE	MA	02184
1109 0 16	15 THETFORD AV	SWEENEY SANDRA J TRUSTEE	SELVARAJ AMBALINI	15 THETFORD AVE	BRAINTREE	MA	02184
1109 0 17	23 THETFORD AV	SELVARAJ AMBALINI	QUIETO STEVEN P TR	23 THETFORD AVE	BRAINTREE	MA	02184
1109 0 18	31 THETFORD AV	QUIETO STEVEN P TR	LAURIA DANIEL A TR	31 THETFORD AVE	BRAINTREE	MA	02184
1109 0 45	THETFORD AV	LAURIA DANIEL A TR	SHAKR CHRISTO TR	569 WASHINGTON ST	BRAINTREE	MA	02184
1109 0 52	50 THETFORD AV	SHAKR CHRISTO TR	LAURIA ROBERT J	50 THETFORD AVE	BRAINTREE	MA	02184
1109 0 53	40 THETFORD AV	LAURIA ROBERT J	NGUYEN OANH	40 THETFORD AVE	BRAINTREE	MA	02184
1109 0 5C	381 GROVE ST	NGUYEN OANH	PROULX WILLIAM	381 GROVE ST	BRAINTREE	MA	02184
1109 0 5D	371 GROVE ST	PROULX WILLIAM	GELLER AARON	371 GROVE STREET	BRAINTREE	MA	02184
1109 0 5E	1014 LIBERTY ST	GELLER AARON	LIU CHEN	1014 LIBERTY ST	BRAINTREE	MA	02184
1109 0 5F	1020 LIBERTY ST	LIU CHEN	GIBLIN GERALD F	1020 LIBERTY ST	BRAINTREE	MA	02184
1109 0 5G	1024 LIBERTY ST	GIBLIN GERALD F	RONAN-ANTONELLI DEBRAL	1024 LIBERTY STREET	BRAINTREE	MA	02184
1109 0 5M	19 SYCAMORE RD	RONAN-ANTONELLI DEBRAL	ST JEAN ROBERT E/MARY C TRS	19 SYCAMORE RD	BRAINTREE	MA	02184
1109 0 5N	21 SYCAMORE RD	ST JEAN ROBERT E/MARY C TRS	BERTONE LAURA MARIANO	21 SYCAMORE ROAD	BRAINTREE	MA	02184
1109 0 5O	20 SYCAMORE RD	BERTONE LAURA MARIANO	FENNELL DECLAN	20 SYCAMORE RD	BRAINTREE	MA	02184
1109 0 5P	16 SYCAMORE RD	FENNELL DECLAN	DENN MICHAEL	16 SYCAMORE RD	BRAINTREE	MA	02184
1109 0 5V	26 SYCAMORE RD	DENN MICHAEL	PIERCE JOHN J	26 SYCAMORE ROAD	BRAINTREE	MA	02184
1109 0 5Y	4 THETFORD AV	PIERCE JOHN J	LIBERTY GROVE LLC	4 THETFORD AVE	BRAINTREE	MA	02184
1109 0 6	357 GROVE ST	LIBERTY GROVE LLC	MCISAAC EUGENE K	357 GROVE ST	BRAINTREE	MA	02184
1109 0 6A	1006 LIBERTY ST	MCISAAC EUGENE K	CURRIE DARNICA	1006 LIBERTY STREET	CAMBRIDGE	MA	02139
1109 0 6B	365 GROVE ST	CURRIE DARNICA	CHANTILES ZOE TR	365 GROVE ST	BRAINTREE	MA	02184
1121 0 2A	964 LIBERTY ST	CHANTILES ZOE TR	KOUBEK CHARLES	964 LIBERTY ST	BRAINTREE	MA	02184
1121 0 3	972 LIBERTY ST	KOUBEK CHARLES	PATEL DASHRATHAI P TR	972 LIBERTY ST	BRAINTREE	MA	02184
1121 0 4A	978 LIBERTY ST	PATEL DASHRATHAI P TR	REALINI KEITH BRIAN	978 LIBERTY REALTY TRUS	STOUGHTON	MA	02072
1121 0 4B	370 GROVE ST	REALINI KEITH BRIAN	ABIGAIL GROVE LLC	370 GROVE ST	BRAINTREE	MA	02184
1121 0 4C	382 GROVE ST	ABIGAIL GROVE LLC		34 ELLSMORE TR	BRAINTREE	MA	02184

Parcel Count: 36

End of Report

**Braintree
Abutters List**

Subject Parcel ID:

Subject Property Location:

ParcelID	Location	Owner	Co-Owner	Mailing Address	City	State	Zip
1105 0 13E	14 HICKORY RD	YAO JOHN		14 HICKORY RD	BRAINTREE	MA	02184
1105 0 15	1033 LIBERTY ST	SINGH HARSIMRANJEET	KAUR KOMALDEEP TBYE	1033 LIBERTY ST	BRAINTREE	MA	02184
1109 0 10	27 SYCAMORE RD	CAPOBIANCHI GERARD R	CAPOBIANCHI BEVERLY A	27 SYCAMORE RD	BRAINTREE	MA	02184
1109 0 11	47 SYCAMORE RD	RILEY CHRISTOPHER G	RILEY JENNIFER TBYE	47 SYCAMORE ROAD	BRAINTREE	MA	02184
1109 0 12	50 SYCAMORE RD	ALONGI CHARLES J/ ELIZABETH A	TR ALONGI 2014 FUNDING T	50 SYCAMORE RD	BRAINTREE	MA	02184
1109 0 46	61 THETFORD AV	RIZZO SEAN B		61 THETFORD AV	BRAINTREE	MA	02184
1109 0 51	60 THETFORD AV	HIGGINS THOMAS J JR	HIGGINS PAMELA E	60 THETFORD AV	BRAINTREE	MA	02184
1109 0 54	GROVE ST	LAURIA DANIEL A TR	DAL REALTY TRUST	569 WASHINGTON ST	BRAINTREE	MA	02184
1109 0 5I	1034 LIBERTY ST	BELL DEBBY	BELL SHAWN TBYE	1034 LIBERTY ST	BRAINTREE	MA	02184
1109 0 5W	397 GROVE ST	SJOBERG THOMAS R	SJOBERG GRACE O	397 GROVE STREET	BRAINTREE	MA	02184
1121 0 4D	390 GROVE ST	GROZDANIC VLADIMIR	GROZDANIC SONJA TBYE	390 GROVE ST	BRAINTREE	MA	02184

Parcel Count: **11**

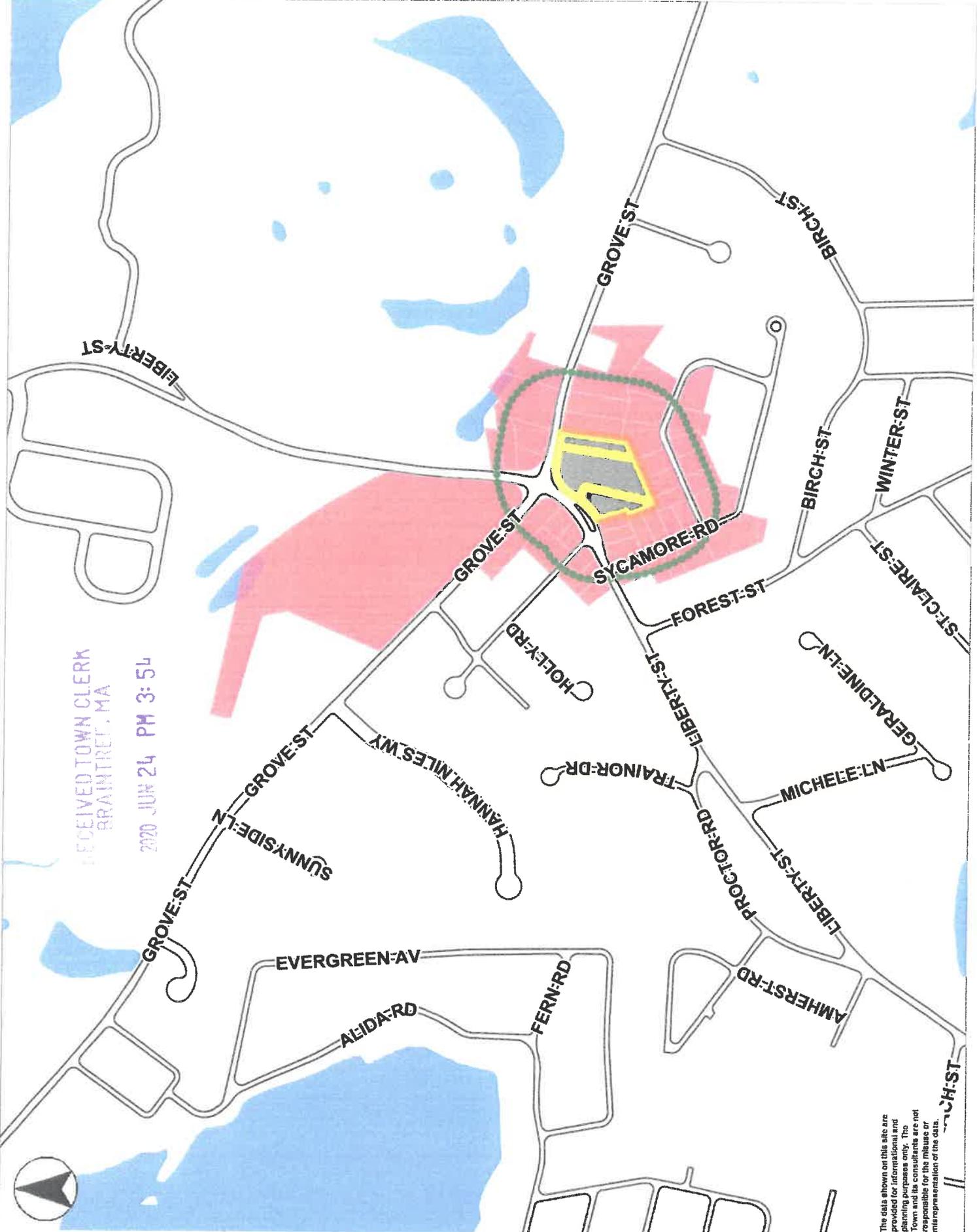
End of Report

#20-044

RECEIVED TOWN CLERK
BRAINTREE, MA

2020 JUN 24 PM 3:54

- Places
 - Police Station
 - Fire Station
 - Library
 - Town Hall
 - School Building
- Buildings
- Parcels
- Town Boundary
- MA Highways
- Interstate
- US Highway
- Numbered Route
- Abutting Towns Labels
- Streets
- Major Streams
- Waterbodies



RECEIVED TOWN CLERK
BRAINTREE, MA

2020 JUN 24 PM 3:54

The data shown on this site are provided for informational and planning purposes only. The Town and its consultants are not responsible for the misuse or misrepresentation of the data.

#20-045



Office of the Mayor
One JFK Memorial Drive
Braintree, Massachusetts 02184

Charles C. Kokoros
Mayor

781-794-8100

To: Shannon L. Hume, President of the Council
Susan Cimino, Clerk of the Council
James Casey, Town Clerk

From: Charles C. Kokoros, Mayor *cck*

CC: Nicole I. Taub, Chief of Staff and Director of Operations
Christine Stickney, Director, Planning and Community Development
Melissa SantucciRozzi, Assistant Director, Planning and Community Development

Date: July 10, 2020

Re: Use of Community Preservation Act funds to purchase portions of the property at
Liberty and Grove Streets

RECEIVED TOWN CLERK
BRAintree, MA
2020 JUL 10 PM 1:42

President Hume, Clerk Cimino, Clerk Casey,

As you are aware, my administration and staff members from the Department of Planning and Community Development have been involved in active negotiations with the developer of the proposed "Chapter 40B" project located at the intersection of Liberty and Grove Streets, with the objective of agreeing on an alternative use for the site that would be more suitable for the location than the dense, residential development that a Chapter 40B project entails. As discussed in my previous memorandum to the Town Council, my administration and the developer have agreed upon an approach that will make possible the redevelopment of the portion of the developer's property at the Liberty/Grove Streets intersection (currently an abandoned service station), while giving the Town the opportunity to purchase the remainder of the property.

Two actions are required to carry out this approach: (1) rezoning of portions of the developer's property from Residence A and Residence B to General Business and (2) the appropriation of Town funds for the purchase of the remainder of the property. The rezoning proposal has already been submitted to you, as Order 20 044.

The purpose of this memorandum is to propose that funds be appropriated from the Town's Community Preservation Act (CPA) unrestricted reserve funds, for the potential purposes of open space, historic preservation and affordable housing. Both the rezoning and appropriation of funds need the Town Council's approval in order for the agreement between the developer and the Town to be carried out. The approval of these actions, currently scheduled for the Council's consideration at the August 4, 2020 meeting, will result in the withdrawal of the application for the Chapter 40B project.

I urge your support for the appropriation, as it will make possible an outcome that would far better serve the interests of the neighborhood and the Town than the currently-proposed multifamily project.

Under the provisions of the Community Preservation Act (M.G.L. c. 44B), an appropriation from the Town's CPA funds requires a recommendation from the Community Preservation Committee (CPC) to the Town Council, followed by Town Council approval of that recommendation. I will be submitting an application to the CPC by July 17, 2020, which the CPC is expected to consider at its meeting on July 27, 2020. My purpose in submitting this memorandum to the Town Council now, prior to the filing of the CPC application, is to allow the Town Council to act at the Council's July 15, 2020, meeting to refer the proposal to the Ways and Means Committee with the understanding that the Committee, and the full Town Council, will not act until the CPC's recommendation has been received.

As this matter involves an appropriation, the Town Council is required by the Town Charter to hold a public hearing on the proposal.

Explanation of the Proposed Purchase

As explained in the memorandum that accompanied the zoning amendment request, the currently-proposed "Chapter 40B" project would be located on three parcels: 357 Grove Street (Assessors Parcel 1109, Lot 6); 365 Grove Street (Assessors Parcel 1109, Lot 6B); and 1006 Liberty Street (Assessors Parcel 1109, Lot 6A). The purpose of the zoning amendment is to establish a site that is zoned General Business at the intersection of Liberty and Grove Streets, with sufficient acreage for the development of a CVS pharmacy at that location. (Retail use is allowed by right in the General Business district.) If that rezoning is accomplished, the developer is willing to withdraw the Chapter 40B proposal and pursue, instead, the development of the pharmacy on the rezoned site.

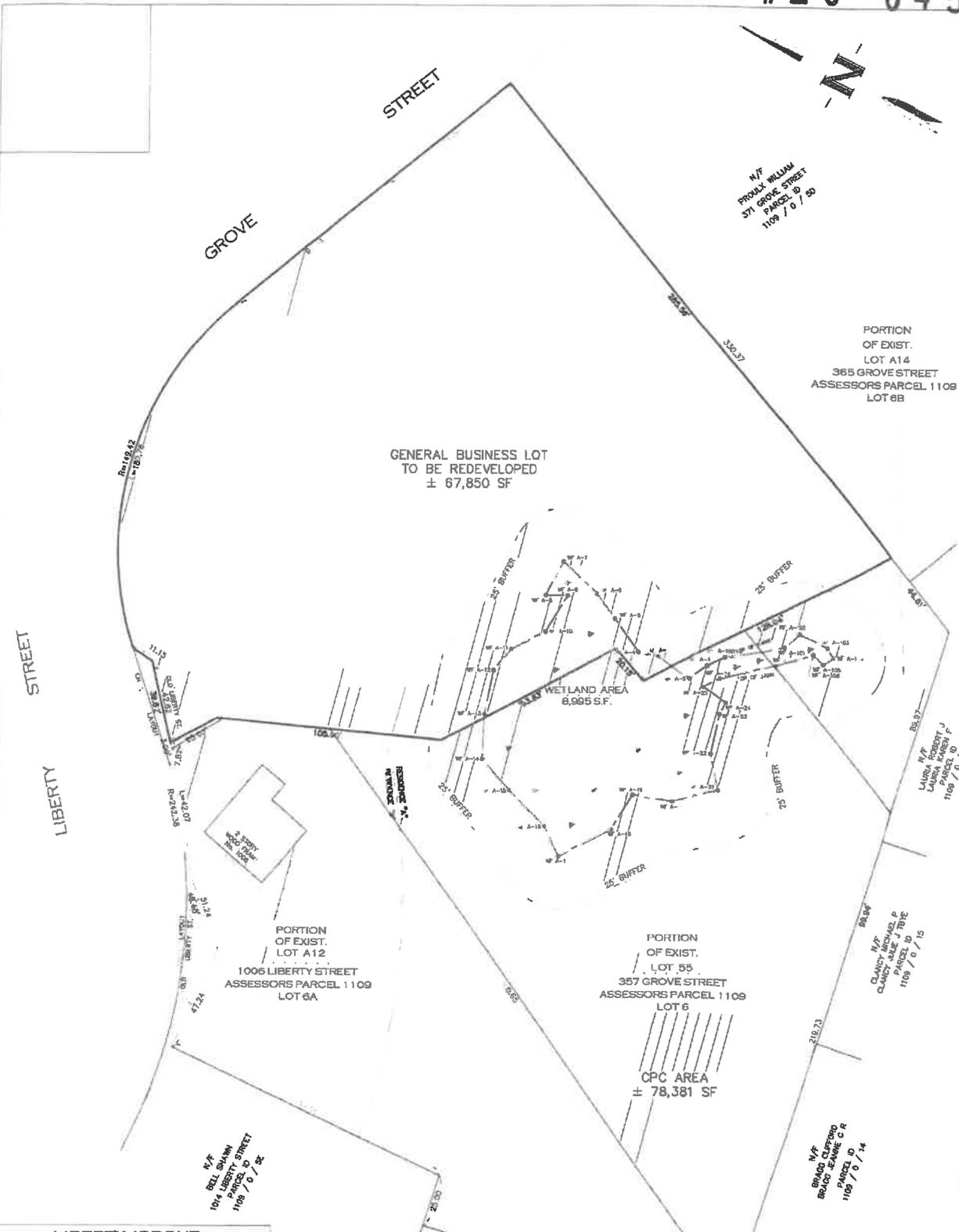
Further, the developer is also willing to sell to the Town the remainder of the property (i.e., the portions of the three parcels that are not within the site proposed for development), for use as the

Town deems appropriate. Attached is a plan that shows the parcel that would be offered to the Town for purchase. The acreage of the purchased parcel would be approximately 1.8 acres.

This acquisition would preserve the house located at 1006 Liberty Street (believed to have been constructed in 1693) and would allow the Town to maintain an open-space buffer between the business use at the intersection and the residential parcels along Liberty Street, Sycamore Road and Thetford Avenue. This proposal would also ensure the preservation of more than ½ of the property in its current vegetated state.

My administration is proposing that the funds needed for this acquisition be appropriated from funds now held in the Town's CPA unrestricted reserve fund. By statute, CPA funds may only be used for specific and limited purposes, among which are open space preservation, historic preservation and the creation of affordable housing. By appropriating money from the unrestricted reserve fund, the Town will retain the flexibility to decide precisely how to use the acquired property and allow for further public process prior to determining the uses. For example, the 1006 Liberty Street house might be retained by the Town as a historic site or, alternatively, could be resold to a private party with the property being subject to a historic preservation restriction to ensure that its historic features are maintained and preserved. Use of that structure for affordable housing is another potential option. We anticipate that the remainder of the acquired property would be left undeveloped and preserved as open space.

As a basis for negotiating a purchase price with the developer, the Department of Planning and Community Development arranged for an appraisal by an independent professional appraiser. Under the CPA, the purchase price may not exceed the appraised value. As of the date of this memorandum, the purchase price has not yet been finalized, but the specific amount of the appropriation will be determined before the CPC is asked to make a recommendation to the Town Council. My administration will provide the Town Council with a proposed motion for the appropriation at the same time as the application is submitted to the CPC and the Town Solicitor will assist the Council Clerk in preparing the notice and newspaper advertisement for the Town Council's public hearing on the appropriation.



**LIBERTY/GROVE
DEVELOPMENT
AND PRESERVATION PLAN**
AT
**357 & 365 GROVE STREET 1006
LIBERTY STREET**
IN
BRAINTREE, MASS.

 **HARRY & MIAM
DESIGN GROUP, INC.**
1285 WASHINGTON STREET
WETQUOOTH, MA
(781) 333-1464

SCALE: 1"=20'	DATE: REV: JUNE 22, 2020	SHEET 1 OF 1
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ORDER NO: 20 046

DATE FILED: July 15, 2020

REQUEST OF: TOWN CLERK

UPON THE REQUEST OF THE TOWN CLERK, THE TOWN OF BRAINTREE, THROUGH THE BRAINTREE TOWN COUNCIL, IT IS SO ORDERED:

In the name of the Commonwealth of Massachusetts, the Town of Braintree, is hereby required to establish under M.G.L. Chapter 54, § 25B (f), an early voting site to allow any qualified voter, as defined in section 1 of chapter 51, to cast a ballot for any biennial state election during the early voting period. At the recommendation of the Braintree Board of Registrars the Braintree Town Council hereby designates Braintree Town Hall – Cahill Auditorium as Braintree’s early voting site. Further, early voting hours shall be held during the days and hours described below:

DAY OF WEEK	DATE	OPEN	CLOSED
Saturday	August 22, 2020	8:00 am	1:00 pm
Sunday	August 23, 2020	8:00 am	1:00 pm
Monday	August 24, 2020	8:00 am	4:30 pm
Tuesday	August 25, 2020	8:00 am	7:00 pm
Wednesday	August 26, 2020	8:00 am	4:30 pm
Thursday	August 27, 2020	8:00 am	4:30 pm
Friday	August 28, 2020	8:00 am	1:00 pm

ORDER NO: 20 048

DATE FILED: July 15, 2020

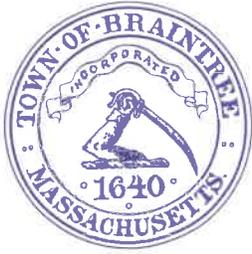
REQUEST OF: TOWN CLERK

UPON THE REQUEST OF THE TOWN CLERK, THE TOWN OF BRAINTREE, THROUGH THE BRAINTREE TOWN COUNCIL, IT IS SO ORDERED:

Call of the State Primary Election, September 1, 2020

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, THE TOWN OF BRAINTREE IS HERBY REQUIRED TO NOTIFY AND WARN THE INHABITANTS OF SAID TOWN WHO ARE QUALIFIED TO VOTE IN THE STATE PRIMARY ELECTION ON TUESDAY, SEPTEMBER 1, 2020 FROM 7:00AM TO 8:00PM, TO VOTE AT THE POLLING PLACES IN THEIR RESPECTIVE PRECINCTS TO CAST THEIR VOTES FOR THE FOLLOWING PURPOSES:

To cast their votes in the State Primary for the candidates of political parties for the following offices: Senator in Congress, Representative in Congress for the Eighth District; Councillor for Second & Fourth District, Senator in General Court Norfolk, Bristol & Plymouth District, Senator in General Court Norfolk & Plymouth District, Representative in General Court Fifth Norfolk District, Register of Probate for Norfolk County, County Commissioner for Norfolk County, County Treasurer for Norfolk County and, Sheriff (Vacancy) for Norfolk County.



2 0 - 0 4 9

Office of the Mayor

One JFK Memorial Drive
Braintree, Massachusetts 02184

Charles C. Kokoros
Mayor

781-794-8100

MEMORANDUM

To: Shannon L. Hume, President of the Council
Susan Cimino, Clerk of the Council
James Casey, Town Clerk

From: Charles C. Kokoros, Mayor *cc*

CC: Nicole I. Taub, Chief of Staff and Director of Operations
Dr. Frank Hackett, Braintree School Department Superintendent
James Arsenault, Director, Department of Public Works

Date: June 25, 2020

Re: Acceptance of Gifts

RECEIVED TOWN CLERK
BRAINTREE, MA
2020 JUN 29 PM 4:00

President Hume, Clerk Cimino, Clerk Casey,

I am submitting this request for your consideration and acceptance of the following donations to be used for the stated purposes.

The first donation, in the amount of \$40,000.00, is from former Mayor Joseph C. Sullivan, and shall be used to start the Braintree Blue Education Scholarship. The funds are to be used to award an annual scholarship to a Braintree High School graduate expressing an interest in government and attending a Massachusetts Public College or University. A preference would be given to a student attending the University of Massachusetts-Amherst and both principal and interest from this fund shall be used for the annual scholarship.

The second donation, in the amount of \$2,000.00, is also from former Mayor Joseph C. Sullivan, and shall be dedicated to the Veterans Donation Fund.

The final donation, in the amount of \$50,000.00, is made by an anonymous donor and is to be used to fund the completion of a walking path and exercise stations circling the existing foot print of Abraham Lincoln Park.

Accordingly, your review and approval of the following motion is requested:

MOTION: That the Town of Braintree be and hereby is authorized, in accordance with Section 53A of Chapter 44 of the Massachusetts General Laws to accept the following gifts upon the conditions attached and herein set forth:

<u>DONOR</u>	<u>GIFT</u>	<u>PURPOSE</u>
Joseph C. Sullivan	\$40,000.00	Braintree Blue Scholarship
Joseph C. Sullivan	\$2,000.00	Veterans Donation Fund
Anonymous	\$50,000.00	Abraham Lincoln Park – Walking Path



#20-050

Office of the Mayor

One JFK Memorial Drive
Braintree, Massachusetts 02184

Charles C. Kokoros
Mayor

781-794-8100

To: Shannon L. Hume, President of the Council
Susan Cimino, Clerk of the Council
James Casey, Town Clerk

From: Charles C. Kokoros, Mayor *ccK*

CC: Nicole I. Taub, Chief of Staff and Director of Operations
Christine Stickney, Director, Planning and Community Development
Kelly Phelan, Conservation Planner, Planning and Community Development

Date: June 24, 2020

Re: Archie T. Morrison Elementary School—Outdoor Classroom

RECEIVED TOWN CLERK
BRAINTREE, MA
2020 JUN 29 PM 4:01

President Hume, Clerk Cimino, Clerk Casey,

At the June 8, 2020 meeting of the Community Preservation Committee, the Committee voted unanimously to recommend the appropriation of additional Community Preservation Act funds for the development of an outdoor classroom on the grounds of the Archie T. Morrison Elementary School, located at 260 Liberty Street, Braintree, MA.

The project as proposed has several components on the surroundings of the elementary school, as shown on Assessors' Map 3030, Plot 01, owned by the Town of Braintree. The project consists of an outdoor classroom for students of the regular school year and summer programs to engage and learn about nature. The outdoor classroom includes, but is not limited to, a presentation area, stump and boulder seating with universal accessibility, raised garden beds, sensory gardens, pergola, chimes and other musical instruments and a small play structure. Attached please find a schematic layout that shows the outdoor classroom features and the walkway connection to the adjacent Pond Meadow Park.

Accordingly, your review and approval of the following motion is requested:

MOTION: That in accordance with the provisions of Chapter 44B of the General Laws and with the recommendation of the Community Preservation Committee, the appropriation of \$100,000.00 from the CPA Unreserved Fund for the capital improvement of recreational/open space area for the creation of an outdoor classroom on the grounds of the Archie T. Morrison Elementary School located at 260 Liberty Street (Assessors Map 3030 Plot 1) conditional on the funds expended under the Community Preservation Committee and the Director of Planning and Community Development and (2) with School Department approval.

PETITION OF NATIONAL GRID FOR GAS MAIN LOCATIONS

#20 - 051

Town of Braintree / Town Council:

The Nationalgrid hereby respectfully requests your consent to the locations of mains as hereinafter described for the transmission and distribution of gas in and under the following public streets, lanes, highways and places of the **Town of Braintree** and of the pipes, valves, governors, manholes and other structures, fixtures and appurtenances designed or intended to protect or operate said mains and accomplish the objects of said Company; and the digging up and opening the ground to lay or place same:

Due to water work by the Town of Braintree. National grid would like to Relay approximately: 640 FT of 2-in BS (1923) 60 psig main and 95 Ft of 2-in CS (1958).

To install and maintain approximately 735 FT of 2-in PL 60 psig main in Argyle Rd at three separate locations between Audubon Ave and Gordon Rd. Total Main Installation: 735 FT.

June 25, 2020

By: 
Mary Mulroney
Permit Representative

Town of Braintree / Town Council:

IT IS HEREBY ORDERED that the locations of the mains of the Nationalgrid for the transmission and distribution of gas in and under the public streets, lanes, highways and places of the **Town of Braintree** substantially as described in the petition date June 25, 2020 attached hereto and hereby made a part hereof, and of the pipes, valves, governors, manholes and other structures, fixtures and appurtenances designed or intended to protect or operate said mains and/or accomplish the objects of said Company, and the digging up and opening the ground to lay or place same, are hereby consented to and approved.

The said Nationalgrid shall comply with all applicable provisions of law and ordinances of the **Town of Braintree** applicable to the enjoyment of said locations and rights.

Date this _____ day of _____, 20____.

I hereby certify that the foregoing order was duly adopted by the _____ of the Town of _____, MA on the _____ day of _____, 20____.

By: _____

Title

WO# 1343327

**RETURN ORIGINAL TO THE PERMIT SECTION
NATIONAL GRID
40 SYLVAN RD, WALTHAM, MA 02451
RETAIN DUPLICATE FOR YOUR RECORDS**

RECEIVED TOWN CLERK
BRAINTREE, MA
2020 JUN 29 PM 4:01



Charles C. Kokoros
Mayor

Office of the Board of Assessors

One JFK Memorial Drive
Braintree, Massachusetts 02184
Telephone: (781) 794-8050 • Fax: (781) 794-8068

Robert Brinkmann
Deputy Assessor

Board of Assessors

Robert Cusack
Chair
Susan O'Brien
Vice Chair
Robert Connolly

DATE: July 1, 2020
APPLICANT: National Grid
ADDRESS: Various
MAP & LOT: Various

This is to certify that at the time of submission of this form to the Board of Assessors, the names and addresses of the parties assessed as adjoining owners to the parcel of land shown and described are as written and are the parties according to the records of the Assessors.

Office of the Board of Assessors 

Robert M Cusack
Chairman

**Braintree
Abutters List**

#20 - 051

Subject Parcel ID:

Subject Property Location:

ParcelID	Location	Owner	Co-Owner	Mailing Address	City	State	Zip
3002 0 13	26 ARGYLE RD	CHAMBERS DONALD R	CHAMBERS PATRICIA T TB	26 ARGYLE RD	BRAINTREE	MA	02184
3012 0 47	385 COMMERCIAL ST	ABBOUD RONY TR	EAST BRAINTREE 385 REA	65 BIRCHBROW AVE	WEYMOUTH	MA	02191
3037 0 43	47 ARGYLE RD	RYAN FRANCIS B	RYAN SYLVIA M TBYE	47 ARGYLE ROAD	BRAINTREE	MA	02184
3037 0 44-1	33 ARGYLE RD 1	PICON STEPHANIE	HEISKELL JACQUELINE	33 ARGYLE RD #1	Braintree	MA	02184
3037 0 44-2	35 ARGYLE RD 2	HEISKELL CHRISTOPHER	CZYRKLIJS JOANNE TBYE	35 ARGYLE RD	BRAINTREE	MA	02184
3037 0 83	23 ARGYLE RD	CZYRKLIJS MARK P	CZYRKLIJS JOANNE TBYE	23 ARGYLE RD	BRAINTREE	MA	02184
3037 0 84	27 ARGYLE RD	TIERNEY JOSEPH	RUBINO VIRGINIA	27 ARGYLE RD	BRAINTREE	MA	02184
3038 0 1	73 ARGYLE RD	RUBINO JOSEPH MICHAEL	RUBINO VIRGINIA	73 ARGYLE RD	BRAINTREE	MA	02184
3038 0 2	77 ARGYLE RD	LAMBERTI VINCENT F TRS	77 ARGYLE ROAD RLTY TR	77 ARGYLE RD	BRAINTREE	MA	02184
3038 0 3	81 ARGYLE RD	CASEY BARBARA A LE	WHITEHOUSE LINDA M TR	81 ARGYLE RD	BRAINTREE	MA	02184
3038 0 5	71 ARBORWAY DR	MARTIN SEAN J	MARTIN ANN M TBYE	71 ARBORWAY DRIVE	BRAINTREE	MA	02184
3038 0 6	83 ARBORWAY DR	MCLEOD VIRGINIA L TRS	C/O NANCY MCLEOD	83 ARBORWAY DRIVE	BRAINTREE	MA	02184
3038 0 7	87 ARBORWAY DR	WOODS THOMAS J JR	WOODS BRIGID JTS	87 ARBORWAY DRIVE	BRAINTREE	MA	02184
3039 0 100	7 INGLEWOOD ST	SOREL NICKOLAS	RUFFINI MARCI D TBYE	7 INGLEWOOD ST	BRAINTREE	MA	02184
3039 0 140	88 ARBORWAY DR	RUFFINI THOMAS	RUFFINI MARCI D TBYE	88 ARBORWAY DRIVE	BRAINTREE	MA	02184
3039 0 141	86 ARBORWAY DR	ANDREWS STEPHEN E	DONOVAN PATRICIA TBYE	86 ARBORWAY DRIVE	BRAINTREE	MA	02184
3039 0 142	82 ARBORWAY DR	GARDNER ANDREW	RAYBERG SUZANNE TBYE	82 ARBORWAY DRIVE	BRAINTREE	MA	02184
3039 0 143	74 ARBORWAY DR	DONOVAN JOHN J	RITZAU PETER TBYE	74 ARBORWAY DRIVE	BRAINTREE	MA	02184
3039 0 47	86 AUDUBON AV	RAYBERG JOEL R	RITZAU PETER TBYE	86 AUDUBON AVE	BRAINTREE	MA	02184
3039 0 48	80 AUDUBON AV	RITZAU STEFANIE	PATTISON GRANT TBYE	80 AUDUBON AVE	BRAINTREE	MA	02184
3039 0 49	135 ARGYLE RD	TAKEMURA MIKI	COYNE KELLY F TBYE	135 ARGYLE RD	BRAINTREE	MA	02184
3039 0 50	73 AUDUBON AV	COYNE MICHAEL L	COYNE KELLY F TBYE	73 AUDUBON AV	BRAINTREE	MA	02184
3039 0 51	77 AUDUBON AV	MEI JIM	BOGNANNO KELLY P TBYE	77 AUDUBON AVE	BRAINTREE	MA	02184
3039 0 52	83 AUDUBON AV	BOGNANNO JOSEPH T JR	BOGNANNO KELLY P TBYE	83 AUDUBON AV	BRAINTREE	MA	02184
3039 0 89	20 INGLEWOOD ST	THE SALVATION ARMY OF MA IN	THE SALVATION ARMY OF MA IN	25 SHAWMUT ROAD	CANTON	MA	02021
3039 0 96	113 ARGYLE RD	URIZAR NINETTE V	URIZAR NINETTE V	113 ARGYLE RD	BRAINTREE	MA	02184
3039 0 98	3 INGLEWOOD ST	MELKET DIANE REGA	MELKET DIANE REGA	PO BOX 860250	BRAINTREE	MA	02185
3042 0 20	29 ARBORWAY DR	PAQUIN STEPHEN T SR	BARBARA E CAMPBELL 20	29 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 22	37 ARBORWAY DR	CAMPBELL BARBARA E TR	O'TOOLE ANNMARIE	37 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 23	41 ARBORWAY DR	ROLFE JOHN J	CAPPELO PATRICIA TRS	41 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 24	45 ARBORWAY DR	SAVAGE JANET M	SAVILLE RICHARD M TRS	45 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 25	49 ARBORWAY DR	SAVILLE RICHARD CMARGARET T	SAVILLE RICHARD M TRS	49 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 26	53 ARBORWAY DR	ARIENTI BILLY	ARIENTI TRACY TBYE	53 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 27	57 ARBORWAY DR	MONDELLO ROGER JUDELIA TR	THE MONDELO FAMILY RL	57 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 28	61 ARBORWAY DR	RUFFINI SUSAN S TRS	WEST STREET REALTY TR	61 ARBORWAY DRIVE	BRAINTREE	MA	02184
3042 0 29	90 92 ARGYLE RD	GOONAN PATRICK J	GOONAN JENNIFERA TB	52 AUDOBON AVENUE	BRAINTREE	MA	02184
3042 0 30	82 ARGYLE RD	CROSS PETER	CROSS SARAH TBYE	37 WOODCHESTER DRIVE	MILTON	MA	02186
3042 0 31	40 ARDMORE ST	FLEMING JAMES	MALVESTI MARY	82 ARGYLE RD	BRAINTREE	MA	02184
3042 0 32	34 ARDMORE ST	CONNOLLY SUSAN E TR	SUSAN E CONNOLLY TRUS	40 ARDMORE ST	BRAINTREE	MA	02184
3042 0 33	28 ARDMORE ST	MALOOF PAULA M	SUSAN E CONNOLLY TRUS	34 ARDMORE ST	BRAINTREE	MA	02184

**Braintree
Abutters List**

20 - 051

Subject Parcel ID:

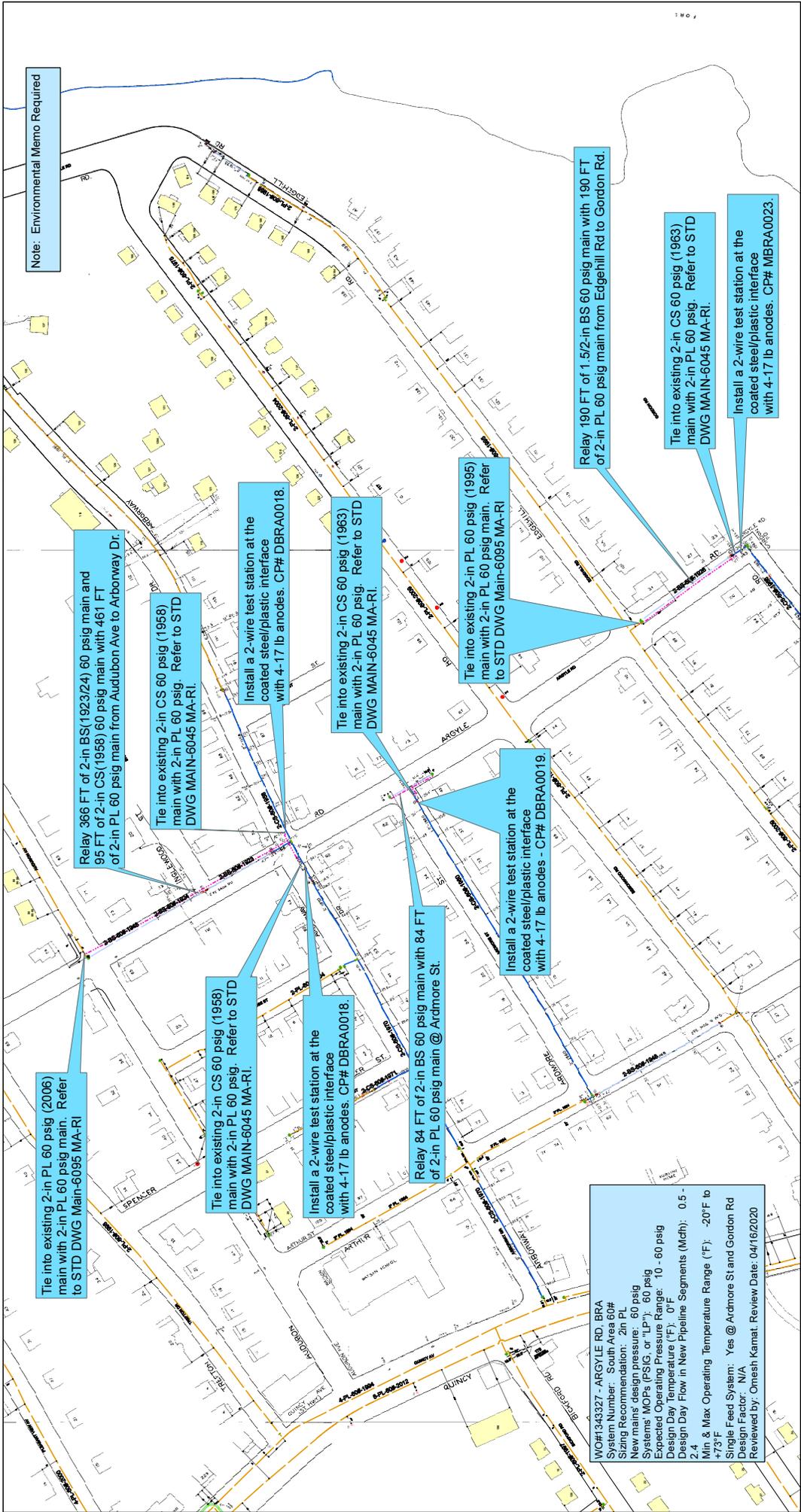
Subject Property Location:

ParcelID	Location	Owner	Co-Owner	Mailing Address	City	State	Zip
3042 0 46	27 ARDMORE ST	MCCONOGHY RORY P	MCCONOGHY LAUREN J T	27 ARDMORE ST	BRAINTREE	MA	02184
3042 0 48	37 ARDMORE ST	CURLEY PETER J	CURLEY GINA M DIBONA J	37 ARDMORE ST	BRAINTREE	MA	02184
3042 0 49	45 ARDMORE ST	DALY PETER JR		55 MARILYN ROAD	MILTON	MA	02186
3042 0 6	7 ARBORWAY DR	POWER JOHN J		25 GUILD ROAD	PLYMOUTH	MA	02360
3042 0 71	54 ARGYLE RD	NORTON STEPHEN M	NORTON JOAN M TBYE	54 ARGYLE RD	BRAINTREE	MA	02184
3043 0 52	64 AUDUBON AV	ADAMS JAMES H	ADAMS ANN M	64 AUDUBON AVE	BRAINTREE	MA	02184
3043 0 54	56 AUDUBON AV	MORRIS DEAN J	MORRIS KIMBERLY R TBYE	56 AUDUBON AV	BRAINTREE	MA	02184
3043 0 60	12 ARBORWAY DR	CHENG GEORGE W	LUI MARY K TBYE	12 ARBORWAY DRIVE	BRAINTREE	MA	02184
3043 0 62	26 ARBORWAY DR	VINOVRSKI ZELJKO	VINOVRSKI SUSAN REID TB	26 ARBORWAY DR	BRAINTREE	MA	02184
3043 0 72	34 ARBORWAY DR	BENSON JAMES E	BENSON KATHLEEN V TB	34 ARBORWAY DRIVE	BRAINTREE	MA	02184
3043 0 73	46 ARBORWAY DR	ZUKOWSKI VICTOR C	ZUKOWSKI BARBARA	46 ARBORWAY DRIVE	BRAINTREE	MA	02184
3043 0 73A	42 ARBORWAY DR	NGUYEN RICHARD H	NGUYEN BETTY K TBYE	42 ARBORWAY DRIVE	BRAINTREE	MA	02184
3043 0 83	50 ARBORWAY DR	ERLER, DAVID M		50 ARBORWAY DRIVE	BRAINTREE	MA	02184
3043 0 84	58 60 ARBORWAY DR	CHEN AIGING	HUANG RUIHE TBYE	58 ARBORWAY DRIVE	BRAINTREE	MA	02184
3043 0 91	65 AUDUBON AV	KELLY JOSEPH A/ SUSAN M TRS	JOSEPH AND SUSAN KELL	65 AUDUBON AVENUE	BRAINTREE	MA	02184
3043 0 92	112 ARGYLE RD	MCKENNEY ROSS W/DIANE TR	112 ARGYLE RD TRUST OF	112 ARGYLE ROAD	BRAINTREE	MA	02184
3043 0 95	64 ARBORWAY DR	CORBETT CLARE M		64 ARBORWAY DRIVE	BRAINTREE	MA	02184

Parcel Count: 57

End of Report

- PRESSURE GAUGES ARE REQUIRED AT ALL MAINS FOR ALL TIE-INS. REFER TO GCON-02001 PROCEDURE.
- CHECK ELECTRONIC MAPPING SYSTEM FOR MOST CURRENT MAPPING INFORMATION.



ENGINEERING DESIGN - Proposed Scope of Work		Argyle Rd - Braintree		ArcFM	
ENGINEER	Rich Logue	SIZE	2-in	MATERIAL	PL
DATE	4/21/2020	PRESSURE	60 psig	WORK ORDER #	1343327
LENGTH	735'	DRAWING NO.			
CONTACT					

NOTE: The location of surface and underground objects shown are not warranted to be correct.

Due to water work by the Town of Braintree, PWNONREIM FY2021 recommends the relay of approximately: 640 FT of 2-in BS (1923/24/26/27) 60 psig main and 95 FT of 2-in CS (1958/DBRA-0018) 60 psig main with 735 FT of 2-in PL 60 psig main in Argyle Rd at three separate locations between Audubon Ave and Gordon Rd. Total Main Installation: 735 FT. Total Main Abandonment: 735 FT. Services: 10. Main Connections: 6.



PETITION OF NATIONAL GRID FOR GAS MAIN LOCATIONS

#20-052

Town of Braintree / Town Council:

The Nationalgrid hereby respectfully requests your consent to the locations of mains as hereinafter described for the transmission and distribution of gas in and under the following public streets, lanes, highways and places of the **Town of Braintree** and of the pipes, valves, governors, manholes and other structures, fixtures and appurtenances designed or intended to protect or operate said mains and accomplish the objects of said Company; and the digging up and opening the ground to lay or place same:

Due to a direct conflict by a proposed water main by the Town of Braintree with our gas main National grid recommends the relay of approximately: 550 FT of 2-in PL (2009) 60 psig main, 250 Ft of 2-in CS (1958) 60 psig main and 85 FT of 1.5-in BS (1919) 60 psig main with 885 FT of 2-in PL 60 psig main in River St, Railroad St and Hooker St from Washington St to the end of main. Total Main Installation: 885 FT.

June 25, 2020

By: 
Mary Mulroney
Permit Representative

Town of Braintree / Town Council:

IT IS HEREBY ORDERED that the locations of the mains of the Nationalgrid for the transmission and distribution of gas in and under the public streets, lanes, highways and places of the **Town of Braintree** substantially as described in the petition date **June 25, 2020** attached hereto and hereby made a part hereof, and of the pipes, valves, governors, manholes and other structures, fixtures and appurtenances designed or intended to protect or operate said mains and/or accomplish the objects of said Company, and the digging up and opening the ground to lay or place same, are hereby consented to and approved.

The said Nationalgrid shall comply with all applicable provisions of law and ordinances of the **Town of Braintree** applicable to the enjoyment of said locations and rights.

Date this _____ day of _____, 20____.

I hereby certify that the foregoing order was duly adopted by the _____ of _____
the Town of _____, MA on the _____ day of _____, 20____.

By: _____

Title

WO# 1338239

RECEIVED TOWN CLERK
BRAintree, MA
2020 JUN 29 PM 4:03

**RETURN ORIGINAL TO THE PERMIT SECTION
NATIONAL GRID
40 SYLVAN RD, WALTHAM, MA 02451
RETAIN DUPLICATE FOR YOUR RECORDS**

Street Main Authorization

#20 - 052

Order

1338239 City: Braintree
 MRP/Main Replacement -Distribution Date: 21-JUN-2020
 Town of Braintree Location: 16-51 RIVER ST, BRA, RAILROAD ST, H
 Submitted By: Rich Logue
 Estimated By: RGL Project #: CBCC306Program ID: PWNONREIM

Size Length Material Amount GL Activity
 Total Mains \$ 0.00

Units

Material Amount
 Total Services \$ 0.00

Coated Steel Review Required

DSD Initials Date Yes No
 If YES: _____
 Corr. Cont. Initials Date

Est. Investment - Direct \$ 0.00

ROVALS

P.C.S	Initials	Date	O.E.	Initials	Date
C.E.			ENG.		
G.M.			G.L.		
V.P.			G.M.		
Sr.V.P.			V.P.		
Pres.					

Notifications

Type Status

Estimated Investment

Est. Inv. Direct \$ 0.00
 53 % of Total \$ 0.00
 Total Est. Inv. \$ 0.00
 Reimbursement \$ 0.00
 Total Company Cost \$ 0.00

General Comments (Attach Sketch)

Due to a direct conflict by a proposed water main by the Town of Braintree with our gas main (which was installed on top of the water main), PWNONREIM FY20/21 recommends the relay of approximately: 550 FT of 2-in PL (2009) 60 psig main, 250 Ft of 2-in CS (1958/DBRA-0124) 60 psig main and 85 FT of 1.5-in BS (1919) 60 psig main with 885 FT of 2-in PL 60 psig main in River St, Railroad St and Hooker St from Washington St to the end of main. Total Main Installation: 885 FT. Total Main Abandonment: 885 FT. Services: 17. Main Connections: 1 WO#1338239 - 16-51 RIVER ST, BRA, RAILROAD ST, HOOKER ST/System Number: South Area 60#Sizing Recommendation: 2in PLNew mains' design pressure: 60 psigSystems' MOPs (PSIG, or "LP"): 60 psigExpected Operating Pressure Range: 10 - 60 psigDesign Day Temperature (°F): 0°FDesign Day Flow in New Pipeline Segments (Mcf): 0.5 - 1.3M/in

continued on next page...

Street Main Authorization

Form No. 261E Rev 9/98

#20 - 052

General Comments (Continued)

& Max Operating Temperature Range (°F): -20°F to +73°F Single
Feed System: Yes/Design Factor: N/A/Reviewed by: Omesh
Kamat. Review Date: 03/17/2020/Braintree is not moving
forward with permits. Moving to PERCON. 5/13/20 CF6/18/20
GRANT OF LOCATION REQUIRED PER RICH LOGUE. REQUEST WAS SENT
TO JOSH TRAVASSOS GROUP ID

#20-052



Charles C. Kokoros
Mayor

Office of the Board of Assessors

One JFK Memorial Drive
Braintree, Massachusetts 02184

Telephone: (781) 794-8050 • Fax: (781) 794-8068

Robert Brinkmann
Deputy Assessor

Board of Assessors

Robert Cusack
Chair

Susan O'Brien
Vice Chair

Robert Connolly

DATE: July 1, 2020
APPLICANT: National Grid
ADDRESS: Various
MAP & LOT: Various

This is to certify that at the time of submission of this form to the Board of Assessors, the names and addresses of the parties assessed as adjoining owners to the parcel of land shown and described are as written and are the parties according to the records of the Assessors.

Office of the Board of Assessors (ES)

Robert M Cusack
Chairman

**Braintree
Abutters List**

Subject Parcel ID:

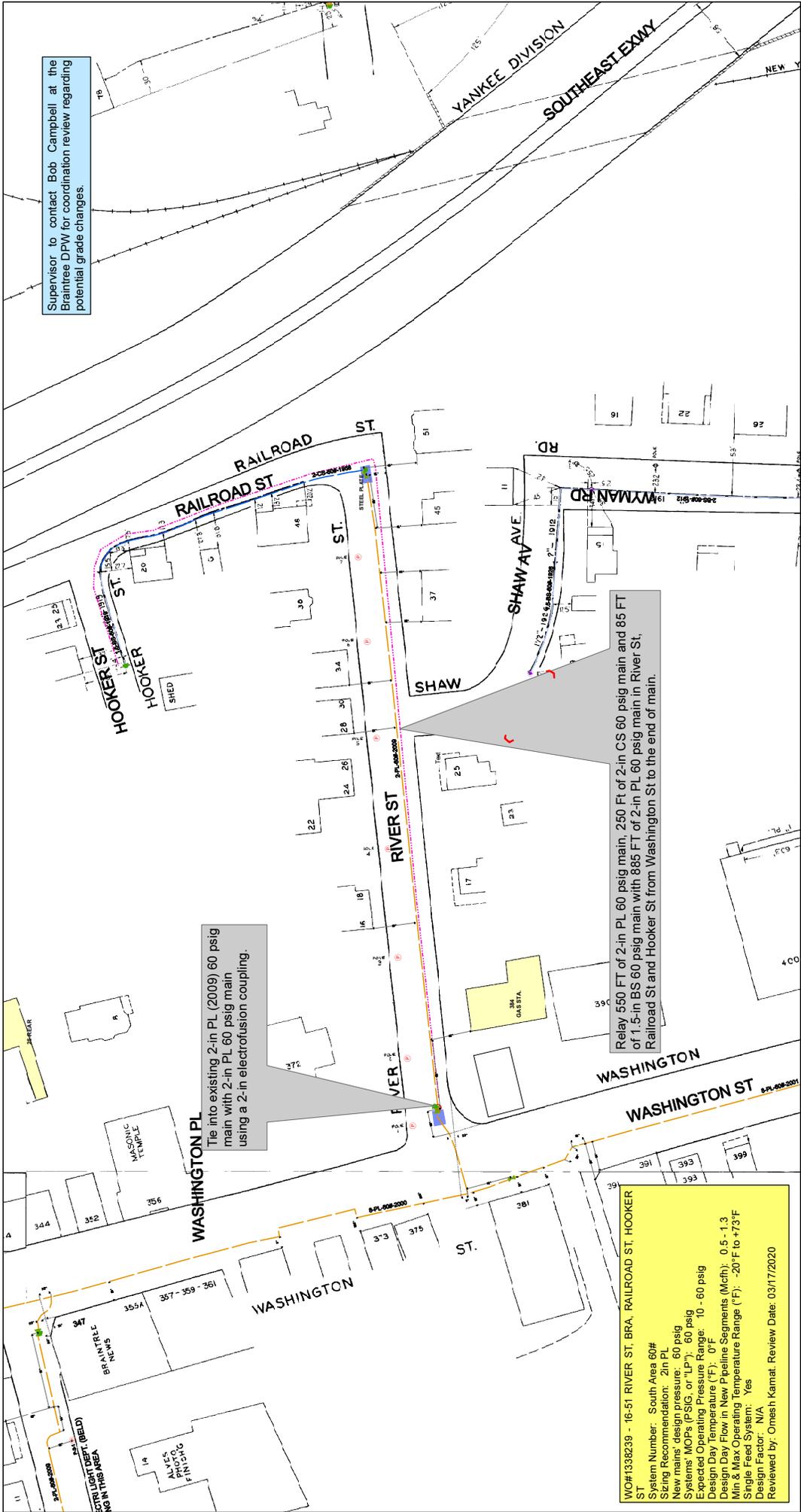
Subject Property Location:

ParcelID	Location	Owner	Co-Owner	Mailing Address	City	State	Zip
1006 0 18	RAILROAD ST	MBTA	REAL ESTATE DEPT	10 PARK PLAZA	BOSTON	MA	02116
2024 0 26	374 WASHINGTON ST	THE BRAINTREE CO-OP BANK	C/O SOUTH SHORE BANK	1530 MAIN ST	S WEYMOUTH	MA	02190
2024 0 27A	16 18 RIVER ST	GUARDIAN COMMUNITY TRUST I		1 ELM SQUARE SUITE 2-D	ANDOVER	MA	01810
2024 0 28	22 24 RIVER ST	K&S REALTY LLC		349 WASHINGTON ST	BRAINTREE	MA	02184
2024 0 29	46 RIVER ST	GRANT MICHAEL P TR	RIVER STREET REALTY TR	141 SOUTH STREET	NORWELL	MA	02061
2024 0 35	51 RIVER ST	FORD STEPHEN D	PAGNANI KRISTEN L JTS	14 MINOT ST	DORCHESTER	MA	02122
2024 0 36	45 RIVER ST	ENG KINNON MARYANNE/ JAMES	THE MARYANNE KINNON E	210 EDGEWATER DR	PEMBROKE	MA	02359
2024 0 37	37 RIVER ST	SOUTH SHORE ASSOCIATION FO	RETARDED CITIZENS INC	371 RIVER STREET	N WEYMOUTH	MA	02191
2024 0 4	38 RIVER ST	MIKENAS EDWARD		38 RIVER STREET	BRAINTREE	MA	02184
2024 0 55	9 SHAW AV	CHEN YIZU	JIANG JINRONG TBYE	9 SHAW AV	BRAINTREE	MA	02184
2024 0 57	25 RIVER ST	VALLE MARK	VALLE AMY P TBYE	54 WILMARTH RD	BRAINTREE	MA	02184
2024 0 58	23 RIVER ST	ZHONG YING J	ZHANG SUYUN TBYE	23 RIVER STREET	BRAINTREE	MA	02184
2024 0 59	17 RIVER ST	CORPORATE CENTER OF BRAIN	c/o P GIGLIO ENTERPRISE	PO BOX 850330	BRAINTREE	MA	02184
2024 0 5A	32 34 RIVER ST	OLEARY DANIEL A TR	RIVER ST OLEARY FAM IRR	11 PORTLAND ROAD	BRAINTREE	MA	02185-0330
2024 0 6	35 HOOKER ST	CONNORS JOSEPH A	CONNORS PAULA M	61 ELLESVILLE GREEN	PLYMOUTH	MA	02184
2024 0 60	384 WASHINGTON ST	J & N ASSOCIATES LLC		384 WASHINGTON STREET	BRAINTREE	MA	02360-1743
2024 0 7	29 31 HOOKER ST	LE THUY		29 31 HOOKER STREET	BRAINTREE	MA	02184
2024 0 72A	RAILROAD ST	BRAINTREE TOWN OF	HOUSING AUTHORITY	TOWN HALL	BRAINTREE	MA	02184
2024 0 8	25 HOOKER ST	O SHEA BARTHOLOMEW F		25 HOOKER ST	BRAINTREE	MA	02184
2024 0 9	HOOKER ST	BRAINTREE TOWN OF		TOWN HALL	BRAINTREE	MA	02184
2028 0 20	391 WASHINGTON ST	CHAPPEL STREET LIMITED PART		320 QUINCY AVE	QUINCY	MA	02169
2028 0 21	381 WASHINGTON ST	MAGGIO GIUSEPPE/FRAN MARIE	MAGGIO REALTY TRUST	381 WASHINGTON STREET	BRAINTREE	MA	02184
2028 0 22A	375 WASHINGTON ST	ANDRADE ANTONIO & MARIA TRS	A & N REALTY TRUST	375 WASHINGTON ST	BRAINTREE	MA	02184
2028 0 23	373 WASHINGTON ST	HAOYU LLC		373 WASHINGTON ST	BRAINTREE	MA	02184
2028 0 25	357 361 WASHINGTON ST	NORTH-SON LLC		349 WASHINGTON ST	BRAINTREE	MA	02184
2028 0 25B	365 367 WASHINGTON ST	MARELLA SANDRA/GUSTAFSON C	THE MARELLA IRR TRUST	365 367 WASHINGTON ST	BRAINTREE	MA	02184

Parcel Count: 26

End of Report

- PRESSURE GAUGES ARE REQUIRED AT ALL MAINS FOR ALL TIE-INS. REFER TO GCON-02001 PROCEDURE.
- CHECK ELECTRONIC MAPPING SYSTEM FOR MOST CURRENT MAPPING INFORMATION.



Supervisor to contact Bob Campbell at the Braintree DPW for coordination review regarding potential grade changes.

Tie into existing 2-in PL (2009) 60 psig main with 2-in PL 60 psig main using a 2-in electrofusion coupling.

Relay 550 FT of 2-in PL 60 psig main, 250 FT of 2-in CS 60 psig main and 85 FT of 1.5-in BS 60 psig main with 885 FT of 2-in PL 60 psig main in River St, Railroad St and Hooker St from Washington St to the end of main.

WOF#1338239 - 16-51 RIVER ST, BRA, RAILROAD ST, HOOKER ST.
 System Number: South Area 60#
 Sizing Recommendation: 2in PL
 New mains' design pressure: 60 psig
 Systems' MOPs (PSIG, or "LP"): 60 psig
 Expected Operating Pressure Range: 10 - 60 psig
 Design Day Temperature (°F): 0°F
 Min & Max Operating Temperature Segments (Mcft): 0.5 - 1.3
 Single Feed System: Yes
 Design Factor: N/A
 Reviewed by: Omesh Kamat; Review Date: 03/17/2020



NOTE: The location of surface and underground objects shown are not warranted to be correct.

ENGINEERING DESIGN - Proposed Scope of Work
 16-51 River St, Railroad St & Hooker St

Due to a direct conflict by a proposed water main by the Town of Braintree with our gas main (which was installed on top of the water main), PWNONREM FY2021 recommends the relay of approximately: 550 FT of 2-in PL (2009) 60 psig main, 250 FT of 2-in CS (1958/DBRA-0124) 60 psig main and 85 FT of 1.5-in BS (1919) 60 psig main with 885 FT of 2-in PL 60 psig main in River St, Railroad St and Hooker St from Washington St to the end of main. Total Main Installation: 885 FT. Total Main Abandonment: 885 FT. Services: 17. Main Connections: 1

ENGINEER	RGL	SIZE	2"
DATE	04/15/2020	MATERIAL	PL
LENGTH	885'	PRESSURE	60 PSIG
SECTIONALS		WORK ORDER #	1338239

ArcFM



ORDER NO: 20 053

DATE FILED: July 15, 2020

REQUEST OF: TOWN CLERK

UPON THE REQUEST OF THE TOWN CLERK, THE TOWN OF BRAINTREE, THROUGH THE BRAINTREE TOWN COUNCIL, IT IS SO ORDERED:

Call of the Local Special Election, September 26, 2020

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, THE TOWN OF BRAINTREE IS HERBY REQUIRED TO NOTIFY AND WARN THE INHABITANTS OF SAID TOWN WHO ARE QUALIFIED TO VOTE IN THE STATE PRIMARY ELECTION ON SATURDAY, SEPTEMBER 26, 2020 from 7:00am to 8:00pm, TO VOTE AT THE POLLING PLACES IN THEIR RESPECTIVE PRECINCTS TO CAST THEIR VOTES FOR THE FOLLOWING PURPOSES:

To cast their votes in the Local Special Election on the official ballot for the following ballot questions: Question 1: New South Middle School, Question 2: Replacements of School Roofs, Question 3: Braintree High School Feasibility Study and Question 4: Enhancing School Security Measures

RECEIVED TOWN CLERK
BRAintree, MA

2020 JUL -7 PM 12:08



Office of the Mayor

One JFK Memorial Drive
Braintree, Massachusetts 02184

Charles C. Kokoros
Mayor

781-794-8100

To: Shannon L. Hume, President of the Council
Susan Cimino, Clerk of the Council
James Casey, Town Clerk

From: Charles C. Kokoros, Mayor *ccK*

cc: Nicole I. Taub, Chief of Staff and Director of Operations
Edward Spellman, Director of Municipal Finance
James Arsenault, Public Works Director

Date: July 7, 2020

Re: Transportation Infrastructure Enhancement Trust Fund

President Hume, Clerk Cimino and Clerk Casey,

For the third year in a row, the Town has received money from the Commonwealth's Transportation Infrastructure Enhancement Trust Fund (Fund) "to address the impact of transportation network services on municipal roads, bridges and other transportation infrastructure or any other public purpose substantially related to the operation of transportation network services in the city or town including, but not limited to, the complete streets program...and other programs that support alternative modes of transportation." For additional details relating to the treatment of funds distributed from the Fund, please see the attached Department of Revenue Local Finance Opinion LFO-2018-1.

The Fund was established in 2016 and is funded through a statutory per ride assessment on trips conducted by Transportation Network Companies (TNCs) in Massachusetts. For calendar year 2019, the assessment was \$0.20 per ride. The Transportation Network Company Division (Division) of the Department of Public Utilities (DPU), as the oversight authority for TNCs, has recently collected assessments and ½ of the funds are being proportionately distributed based on the number of rides that originated in each municipality within the Commonwealth. In addition, ¼ of the funds will be distributed to the Massachusetts Development Finance Agency in order to provide financial assistance to small businesses operating in the taxi cab, livery or hackney industries and to encourage the adoption of new technologies and advanced service, safety and operational capabilities and to support workforce

development; and ¼ will go to the Commonwealth Transportation Fund. Information on 2019 TNC ride data is available at mass.gov/rideshare.

In calendar year 2019, 502,199 TNC rides initiated in Braintree, resulting in revenue in the amount of \$50,219.90. This is an increase over funds received in prior years, which totaled \$41,757.70 in FY20 and \$30,299.30 in FY19.

The Town is required to submit a report to the Division no later than December 31, 2020, detailing the projects and the amount used or planned to be used for transportation-related projects, as described above. The intended use of the funds in FY21 is to support traffic calming measures throughout the Town.

Accordingly, your review and approval of the following motion is requested:

Motion

Motion: That the sum of \$50,219.90 received from the Commonwealth of Massachusetts Transportation Infrastructure Enhancement Trust Fund be appropriated to Department of Public Works to be spent in accordance with St. 2016, c. 187, s. 8(c)(i).

Since these requests involve the appropriation of funds within the fiscal year 2021 budget, advertising and a public hearing is required under the sections 2-9 and 6-7 of the Town Charter.



Local Finance Opinion

LFO-2018-1
July 11, 2018

- TOPIC:** Transportation Network Company Per-ride Assessment Distribution
- ISSUE:** Municipal finance and accounting treatment of money received from the Commonwealth Transportation Infrastructure Fund

This LFO addresses questions relating to the municipal finance and accounting treatment of moneys distributed to a city, town or district from the Commonwealth Transportation Infrastructure Fund.

1. What is the Commonwealth Transportation Infrastructure Fund?

Under Chapter 187 of the Acts of 2016, certain transportation network companies must submit to the Transportation Network Company Division of the Department of Public Utilities (DPU) the number of rides from the previous calendar year that originated within each city or town and a per-ride assessment of \$0.20. The assessment is credited to the Commonwealth Transportation Infrastructure Fund (Fund), which was established by the Act. St. 2016, c. 187, § 8(a). Each year, one half of the amount credited to the Fund will be distributed by the DPU proportionately to each city and town based on the number of rides that originated in that city or town. St. 2016, c. 187, § 8(c)(i).

2. What is the general rule related to the receipt of money by a city, town or district officer or department?

All money received or collected from any source by a city, town or district belongs to its general fund and can only be spent after appropriation unless a general or special law provides an exception, *i.e.*, expressly restricts use for a particular purpose or allows expenditure by a department or officer without appropriation. G.L. c. 44 § 53.

3. Is there an exception to the general rule for money received from the Commonwealth Transportation Infrastructure Fund?

Yes. Money distributed to cities and towns from the Commonwealth Transportation Infrastructure Fund is special revenue earmarked for use by cities and towns “to address the impact of transportation network services on municipal roads, bridges and other transportation infrastructure or any other public purpose substantially related to the operation of transportation network services in the city or town including, but not limited to, the complete streets program established in section 1 of chapter 90I of the General Laws and other programs that support alternative modes of transportation.” St. 2016, c. 187, § 8(c)(i). However, the statute establishing the distribution does not authorize any particular department or officer to spend the distributed money without “specific” or “further” appropriation for any of those

LFO-2018-1
July 11, 2018
Page 2

statutory purposes. See, e.g., G.L. c. 40, § 3 (municipal and school rental revenues); G.L. c. 44, § 53A (money gifts and grants); G.L. c. 44, § 53E½ (departmental fees and charges); and G.L. c. 71, § 47 (school activity fees and charges). Therefore, the general rule requiring an appropriation in order to use the money still applies. The accounting officer must establish a receipts reserved for appropriation account for this distribution and credit the money received to that account. To use the money for any allowable purpose, the legislative body must appropriate from available funds in the account.

Additionally, please note that each city or town receiving a distribution from the Commonwealth Transportation Infrastructure Fund must submit a report to the Transportation Network Company Division of the DPU not later than December 31 of each year that details the allowable transportation-related projects conducted, including amounts used or planned to be used for those projects. St. 2016, c. 187, § 8(d). The Division is required to compile the reports and post the projects and amounts of money used on its website. St. 2016, c. 187, § 8(d).



Kathleen Colleary, Chief
Bureau of Municipal Finance Law

KC:KW