

Meredith Boericke
President
District 5

Shannon L. Hume
At Large

David M. Ringius, Jr
At Large

Julia C. Flaherty
District 1



Charles B. Ryan
Vice President
At Large

Joseph Reynolds
District 2

Elizabeth Maglio
District 3

Stephen C. O'Brien
District 4

Lawrence C. Mackin, Jr.
District 6

OFFICE OF THE TOWN COUNCIL - AGENDA -

Tuesday, FEBRUARY 15, 2022 • Horace T. Cahill Auditorium, Town Hall • **7:30_{PM}**

COUNCIL MEETING COMMUNICATIONS

- Agenda/Documents link to website: <https://braintreema.gov/AgendaCenter>
- Email: towncouncil@braintreema.gov
- Facebook: [Braintree Town Council](#)
- To be added to the Town Council Agenda Distribution list please send an email request: scimino@braintreema.gov
- "How Do I" sign up to receive meeting/town information: <https://braintreema.gov/786/Sign-up-for>



This MEETING is also LIVE on BCAM TV cable channels and YOUTUBE BCAM TV live streaming at:

<https://www.youtube.com/channel/UCHHXhY9Ng2gBfil8uyNiW3g/videos>

QR CODE: You can also scan QR code to access Live Stream.

ANNOUNCEMENTS

- 008 22 Council President: 2022 Town Council Meeting Calendar (R3 - revised)
- 014 22 Council President: Electronic Waste Day, April 9, 2022 - 74 Pond Street
- 009 22 Council President: Sun Will Rise Foundation – Fill-a-Backpack

APPROVAL OF MINUTES

- January 3, 2022

COMMUNICATIONS

- 011 22 Council President: Police Officer St. Ives - Family Services Unit/Community Outreach
- 012 22 Council President: Firefighter Lieutenant Viola – 2021 Overdoses in Braintree
- 013 22 Council President: Massachusetts Office of Business Development Presentation

OLD BUSINESS

- 22 005 Mayor: Home Rule Petition—Retirement of Officer Richard Seibert or take up any action relative thereto

NEW BUSINESS

- None

Refer to the Committee of Ways & Means

- 22 010 Mayor: Request for Appropriation- CPA Appropriation - Gravestone and Tomb Restoration Project 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, March 1, 2022 @7:30PM](#)

ADJOURNMENT

Meredith Boericke
President
District 5



Charles B. Ryan
Vice President
At Large

Shannon L. Hume
At Large

Joseph Reynolds
District 2

David M. Ringius, Jr
At Large

Elizabeth Maglio
District 3

Julia C. Flaherty
District 1

Stephen C. O'Brien
District 4

OFFICE OF THE TOWN COUNCIL

Monday, January 3, 2022

MINUTES

A meeting of the Town Council was held in the Cahill Auditorium, Braintree Town Hall, on Monday, January 3, 2022 beginning at 6:00p.m.

Council President Hume was in the chair.

OATH OF OFFICE

22 001: Council President: Oath of Office

Mayor Kokoros administered the oath of office to the nine members of the Braintree Town Council and the recently elected members of the School Committee, Housing Authority, Electric Light Board and Thayer Library Trustees.

BRAINTREE TOWN COUNCIL

Councilor-At-Large

Shannon L. Hume
David M. Ringius, Jr.
Charles B. Ryan

District Councilors

1 – Julia Camille Flaherty
2 – Joseph H. Reynolds
3 – Elizabeth Maglio
4 – Stephen C. O'Brien
5 – Meredith Boericke
6 – Lawrence C. Mackin, Jr.

HOUSING AUTHORITY

Albion R. Fletcher, Jr.

ELECTRIC LIGHT BOARD

James P. Regan
Thomas J. Reynolds

TRUSTEES – THAYER LIBRARY

Timothy P. Carey
Rachel M. Duffy
Jeffrey J. Kunz
Margaret Ann Morton

BRAINTREE SCHOOL COMMITTEE

Lisa Fiske Heger
Matthew K. Lynch
Kathleen Dryer Tuffy

The Clerk of the Council conducted the roll call.

Present: Shannon Hume, President
David M. Ringius, Jr., Vice President
Charles Ryan
Julia Flaherty
Joseph Reynolds
Elizabeth Maglio
Stephen C. O'Brien (remote participation – sworn in at 1pm today by Clerk Casey)
Meredith Boericke
Lawrence C. Mackin, Jr.

Others: Charles C. Kokoros, Mayor
Joseph C. Sullivan, former Mayor
Nicole Taub, Chief of Staff
Stephen Lynch, Congressman
Robert Fowkes, Congressman Lynch Representative
Mark Cusack, State Representative
John Keenan, Senator
Walter Timilty, Senator
Jim Lee, School Superintendent
James Arsenault, DPW Director
Lisa Fiske Heger, School Committee Member
Matthew K. Lynch, , School Committee Member
Kathleen Dryer Tuffy, , School Committee Member
Tom Devin, School Committee Chair
Thomas J. Reynolds, Electric Light Board
James P. Regan, Electric Light Board
Rachel Duffy, Thayer Library Trustees
Ann Tolan, Thayer Library Trustees
Lee Dingee, former Council member
James M. Casey, Town Clerk
Debra Starr, Assistant Town Clerk
Jane D'Auria, Town Clerk's office
Eric Cocca, Town Clerk's office
Color Guards
Bert Tremblay, Chaplin

Mayor Charles Kokoros, Senator Keenan, Senator Timilty, and Representative Cusack expressed best wishes to all members of the Town Council, School Committee, Housing Authority, Electric Light Board and Thayer Library Trustees. Bert Tremblay gave the invocation and blessing.

Council President Shannon Hume thanked many elected officials and staff members for their support during her term as Council President. She stated thank you to all my colleagues. It was an honor serving as Council President.

Reorganization of Town Council

At this time James M. Casey, Town Clerk, asked for a motion to open up nominations for Council President. A motion was made by Councilor Hume and seconded by Councilor Ryan. The Clerk of the Council conducted a roll call vote with all members voting in the affirmative.

Clerk Casey asked for nominations for President. Councilor Hume nominated Councilor Boericke. Nomination was seconded by Councilor Ryan. Clerk Casey asked Councilor Boericke if she would accept the nomination. Councilor Boericke responded "yes". Clerk Casey asked if there were any other nominations. There were no other nominations presented.

Clerk Casey asked for a motion to close nominations for Council President. A motion was made by Councilor Hume and seconded by Councilor Ryan. The Clerk of the Council conducted a roll call vote with all members voting in the affirmative.

On a motion by Councilor Hume and seconded by Councilor Ryan to accept by acclamation the nomination of Councilor Boericke for President. The Clerk of the Council conducted a roll call vote with 7 members voting in the affirmative. One member (O'Brien) voting "Nay". One member (Ringius) voting "Abstain"

Congratulations to the new Council President Meredith Boericke. Town Clerk, Casey administered the oath of office to the newly elected Council President. Councilor Boericke, newly elected Council President, took over the Chair. Newly elected Council President Boericke thanked the Council members for their confidence in her to lead them into the new year.

Council President Boericke asked for a motion to open up nominations for Council Vice-President. A motion was made by Councilor Ringius and seconded by Councilor Ryan. The Clerk of the Council conducted a roll call vote with all members voting in the affirmative.

Council President Boericke asked for nominations for Vice-President. Councilor Flaherty nominated Councilor Ryan. Council President Boericke asked Councilor Ryan if he would accept the nomination. Councilor Ryan responded "yes". Council President Boericke asked if there were any other nominations. There were no other nominations presented.

Council President Boericke asked for a motion to close nominations for Council Vice-President. A motion was made by Councilor Ringius and seconded by Councilor Flaherty. The Clerk of the Council conducted a roll call vote with all members voting in the affirmative.

On a motion by Councilor Ringius and seconded by Councilor Flaherty to accept by acclamation the nomination of Councilor Ryan for Vice-President. The Clerk of the Council conducted a roll call vote with 8 members voting in the affirmative. One member (O'Brien) voting "Nay". Council President Boericke declared Councilor Charles Ryan as Vice-President. Town Clerk, Casey administered the oath of office to the newly elected Council Vice-President.

Next Council Meeting is scheduled for: **Tuesday, January 18, 2022 @ 7:30pm**

ADJOURNMENT

It was unanimously voted to adjourn the meeting at 7:03p.m.

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

2022 COUNCIL MEETING CALENDAR

(Unless noted, meetings are held on a Tuesday)

January 3 (Monday) and 18	[per Charter Swearing In 1 st Business day in 2022]
February 1 and 15	[School Vacation Week begins Feb. 21]
March 1 and 15	
April 5 and 26	[School Vacation Week begins April 18 meeting will be held the following week on April 26]
May 1 (Sunday)	[by or <u>before</u> May 1 (Sunday) Required by Charter: Section 6-3 Submission of Budget - Placeholder]
May 17 th	
May 31	[May 31 Annual Town Meeting (ATM)]
June 7 and 21	[June 7 placeholder for additional action on the Budget – could be cancelled]
July 12	[Summer Schedule]
August 2	[Summer Schedule]
September 6 and 20	[*Primary Election TBD]
October 3 (Monday) and 18	[October 4 is Yom Kippur change of meeting to October 3 (Monday) Early voting/set up October 20 thru November 4]
November 1 and 15	[*Nov. 8 (Tuesday) Election Day]
December 6 and 20	

*Election dates are subject to change



Rotary
Club of Braintree

ELECTRONIC WASTE DAY

BRAINTREE & SURROUNDING TOWNS

HOUSEHOLD ELECTRONIC WASTE ONLY / No Hazardous Materials

CASH/Check ONLY

Saturday, April 9, 2022 | 9:00am – Noon | 74 Pond Street



ELECTRONIC ITEMS LIST

(Masks recommended - please stay in your vehicle)

The following items can be recycled as electronic waste:



\$5 Item	\$10 Item	\$25 Item
<ul style="list-style-type: none"> ✓ Wires and Cords ✓ Music Players ✓ Networking Equipment ✓ Game Consoles ✓ Keyboards and Mice ✓ Electronic Videos ✓ Portable Digital Stereos ✓ Cell Phones and Chargers ✓ Speakers ✓ Electronic Instrumentation 	<ul style="list-style-type: none"> ✓ VCR/DVD Players ✓ Computer Towers ✓ Projectors ✓ Irons, Toasters, Coffee Makers ✓ Printers, copiers ✓ Scanners ✓ Fax Machines 	<ul style="list-style-type: none"> ✓ Microwave Ovens ✓ Monitors ✓ Laptops ✓ Air Conditioners ✓ De-humidifiers ✓ TV's up to 25"
Most small household items that can be plugged in.		

Additional Info: braintreerotaryclub.org/Stories/electronic-waste-day or call Gavin Williams at 781-917-4765

HAZARDOUS WASTE WILL NOT BE COLLECTED AT THIS EVENT. The Braintree Rotary Club is the proud sponsor of this event. **Saturday, April 9, 2022 | 9:00am – Noon | 74 Pond Street**

ELECTRONICS PRICING:

Cash/Check Only (no credit/debit cards)

Televisions	Over 25" - \$35 ea.
Truck Tires	\$25.
Car Tires	\$10.
Batteries	\$5.
Rims	\$5 ea.



Help Us

FILL A BACKPACK

For The Homeless

needs:

- Blankets / Mylar Blankets
- New Socks
- New Underwear
- Travel Tissues
- Hot Hands
- Travel Sized Toiletries
- Chapstick
- Ind. Packs Of Wipes
- Snacks
- Jackets
- Gloves
- Winter Hats
- Bags / Backpacks
- \$5 Gift Cards (Dunkin / McDonalds)



Drop Off By: February 18th

541 Washington st. Braintree

In lieu of items Venmo: TheSun-WillRise



Office of the Mayor

One JFK Memorial Drive
Braintree, Massachusetts 02184

Charles C. Kokoros
Mayor

781-794-8100

To: Meredith Boericke, President of the Council
Susan Cimino, Clerk of the Council
James Casey, Town Clerk

From: Charles C. Kokoros, Mayor *CEK*

CC: Nicole I. Taub, Chief of Staff and Director of Operations
Edward Spellman, Director of Municipal Finance
Mark Dubois, Chief, Braintree Police Department

Date: January 31, 2022

Re: Home Rule Petition—Retirement of Braintree Police Officer Richard Seibert

Dear President Boericke, Clerk Cimino and Clerk Casey,

I am writing to request your support and authorization to file a Home Rule Petition on behalf of Braintree Police Officer Richard Seibert. Officer Seibert was appointed to the Braintree Police Department as a patrol officer in January 2005. For twelve years, Officer Seibert was assigned as a K9 Officer with his partner, Lucky, and the team has had an incredibly successful tenure working with municipal, state and federal law enforcement. For example, Officer Seibert and K9 Lucky's efforts have led to the seizure of millions of dollars of currency and real property derived from, or used to facilitate, the illegal manufacturing, packaging and/or sale of narcotics. Additionally, due to their hard work and dedication, millions of dollars' worth of illegal narcotics have been taken off the streets and hundreds of local, state and federal search warrants have been issued, leading to hundreds of arrests and convictions.

Prior to joining the Braintree Police Department, Officer Seibert served in the United States Army. While in the military, Officer Seibert attended and graduated Medic Training at Fort Sam, located in Houston, Texas, the Basic Mountaineering Leadership Course in Fort Greely, Alaska and the Military Police Course in Fort Dix, New Jersey. Officer Seibert also served in numerous combat deployments including in Somalia, Haiti and Afghanistan.

On June 4, 2021, Officer Seibert and Lucky were among the officers dispatched to a call for a domestic dispute involving a firearm in Braintree Village. The suspect had fled the apartment complex and traveled on foot into the wooded area with multiple firearms. Officers Seibert, William Cushing and Matthew Donoghue entered the area in search of the suspect. While closing in on the suspect's location, the officers were ambushed and gunfire was exchanged. Officers Cushing and Donoghue sustained multiple gunshot wounds from close range and Officer Seibert, a combat medic of the United States Army, was able to provide immediate medical attention before the officers could be transported to area hospitals for further treatment.

Due to injuries suffered during the incident, Officer Seibert has been unable to return to work and it has been reported that he will remain permanently incapacitated from performing the essential duties of a police officer. Therefore, in order to ensure that Officer Seibert receives the full benefit of his service upon retirement, I am requesting your support for the enclosed home rule petition providing for his retirement.

Specifically, the home rule petition allows Officer Seibert to retire in accordance with M.G.L. c. 32 s. 7. Further, that the annual amount of the pension payable to Officer Seibert shall be equal to the regular rate of pay that would have been payable to him had he been able to continue serving as a Braintree police officer until his death or reaching of age 65 (the maximum allowable age for service as a police officer in the Commonwealth). Upon reaching the age of 65, Officer Seibert will receive a pension in an amount equal to 80% of the average annual rate of pay paid to him in the previous 12 months. Finally, if Officer Seibert is married at the time of his retirement, then, upon his death, his surviving spouse shall receive a pension in the amount of 75% of the annualized amount of the pension payable to Officer Seibert on the date of his death.

The additional benefits payable pursuant to the legislation shall be funded and administered by the retirement board.

In addition to the draft home rule petition enclosed herein, letters of support from Chief Mark Dubois and the Braintree Police Officers Association are forthcoming.

Thank you.

**AN ACT PROVIDING FOR THE RETIREMENT OF RICHARD SEIBERT, A
POLICE OFFICER IN THE CITY KNOWN AS THE TOWN OF
BRAINTREE**

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. (a) Notwithstanding any general or special law to the contrary and in order to promote the public good, the retirement board of the city known as the Town of Braintree shall retire Richard Seibert, a police officer in the Braintree Police Department, who was injured in the line of duty and, as a result, is permanently incapacitated from performing the essential duties of a police officer. The retirement benefits shall be paid and administered in accordance with section 7 of chapter 32 of the General Laws. Upon retirement, Richard Seibert shall receive a lump sum payment from the retirement board equal to his total accumulated retirement deductions.

(b) The annual amount of pension payable to Richard Seibert shall be equal to the regular rate of compensation that would have been payable to him had he continued in service as a police officer at the grade held by him at the time of his retirement until his death or until reaching age 65, whichever first occurs. The retirement shall become effective commencing on the date immediately following the final day for which Richard Seibert received regular compensation for such employment. The additional benefits granted in this act shall be funded and administered by the retirement board of the city known as the Town of Braintree, consistent with and subject to said chapter 32, except that sections 8, 91 and 91A of said chapter 32 shall not apply. All amounts paid under this act shall be exempt from state and local taxation, and exempt from federal taxation to the extent allowable under federal tax law.

(c) Upon attaining age 65, Richard Seibert shall receive a pension pursuant to section 7 of said chapter 32, the yearly amount of which shall be equal to 80 percent of the average annual rate of compensation paid to him in the previous 12 months.

(d) If Richard Seibert shall be married at the time of his retirement, then, upon his death, the retirement board of the city known as the Town of Braintree shall pay his surviving spouse if then living, a pension, payable in monthly installments in the amount of 75 percent of the annualized amount of the pension payable to Richard Seibert on the date of his death. The pension shall be subject to section 103 of said chapter 32.

(e) Richard Seibert shall be indemnified for hospital, medical and other healthcare expenses related to treatment of injuries sustained while in the line of duty on June 4, 2021 not otherwise covered by health insurance.

SECTION 2. This act shall take effect upon its passage.



Mark Dubois
CHIEF OF POLICE

Town of Braintree

POLICE DEPARTMENT

282 Union Street
Braintree, Massachusetts 02184

Phone: (781) 794-8635
Fax: (781) 794-8698

Braintree Town Council,

Please accept my endorsement and this letter of support for the passage of the "Act Providing for the Retirement of Richard Seibert, A Police Officer in the Town of Braintree."

Richard Seibert has been employed as a Police Officer in Braintree since January of 2005. Prior to his employment with Braintree, Officer Seibert served with distinction for fourteen years in the United States Army (1991- 2004). During his service in the 10th Mountain Division, he deployed to Somalia, Haiti, and Afghanistan. He retired at the rank of Military Police Sergeant.

During his entire time with the Braintree Police, Officer Seibert has served in the uniformed Patrol Division. For the last twelve years, has worked as a K9 Officer with his partner Lucky, a narcotic trained Labrador Retriever. Together they have been one of the most prolific K9 teams in the state, intercepting hundreds of pounds of illegal narcotics and seizing millions of dollars' worth of cash and assets derived from drug trafficking.

During the course of his career, Officer Seibert has been involved in numerous critical incidents and extraordinary circumstances. On one occasion in 2017, Officer Seibert was violently attacked on duty by a mentally ill subject and sustained injuries that kept him out of work for nine months. He worked hard to rehabilitate his injuries and returned to work in 2018.

Officer Seibert is known to be an officer that other officers and supervisors could rely on. He is a firearms instructor and tactically proficient. Drawing from his experience as a trained combat medic in the Army, Officer Seibert was always an asset on medical calls or instances of persons suffering from traumatic injury. He is a talented medic who can stabilize most injuries in the field. This talent was critical to the relatively positive outcome on June 4, 2021.

Officer Seibert was working a day shift on June 4 when he was called to respond to a report of a violent domestic disturbance on McCusker Dr. As the suspect fled, a K9 was called in to assist. Officer Cushing responded with his K9 partner Kitt. Officer Seibert volunteered to serve as a cover officer for the wooded search. Along with Officer Donoghue, the three officers and K9 Kitt began a track. Within a few minutes, the officers and K9 found themselves under attack by a gunman. K9 Kitt was killed, Officer Cushing grievously injured, and Officer Donoghue was struck by gunfire. Cushing was knocked down; however, he and Donoghue valiantly returned fire. As K9 Kitt lay dead between the suspect and the officers, the suspect continued to fire. Officer Seibert immediately responded with his rifle to stop the threat. Once the threat was mitigated, Seibert transitioned to the immediate care of his fellow officers. He rendered life-saving aid to Officer Cushing and treated Officer Donoghue's injuries. Looking at K9 Kitt, Officer Seibert knew there was nothing that could be done. Throughout this ordeal, Officer Seibert

"In Partnership With Our Community"

also calmly communicated vital information over the radio to other officers. Soon, many officers arrived and assisted.

This department was fortunate to have Officer Seibert working on June 4th. He possesses the skills, experience, and demeanor to help resolve this incident. However, the sights, sounds, and experience of that day is something that continues to stay with him. Due to the effects that this trauma has had on Officer Seibert, I respectfully request favorable action on this petition. Officer Seibert has supported this community faithfully for 18 years. My hope is that the Braintree community continues to support Officer Seibert so that he may retire and continue to care for his young family.

Respectfully submitted,



Mark W. Dubois



Braintree Police Officers Association

Massachusetts Coalition of Police, AFL-CIO, Local 365
282 Union Street, Braintree, MA 02184
781-843-1212



30 January 2022

TO: Braintree Town Council Members

RE: Home Rule Petition, Retirement of Officer Richard Seibert

Council Members,

It is with respect, honor, and compassion that the Braintree Police Officers Association (BPOA) and the Braintree Police Superior Officers Association (BPSOA) support and request favorable action on the Home Rule Petition, Retirement of Officer Richard Seibert.

To know Officer Seibert is a privilege and an honor, he is the type of person that will and has gone above and beyond for the Town of Braintree and its residents. Officer Seibert was first hired as a police officer in January 2005. Throughout his career he has received multiple awards, to include but not limited to Several Police Letters of Commendation, and dozens of favorable letters from citizens of Braintree writing to thank Officer Seibert for his hard work and compassion.

Officer Seibert has been assigned to the position of K9 Officer in the Patrol Division with his Partner Lucky since 2010. K9 Lucky is a trained drug dog; he and Officer Seibert are responsible for countless drug seizures in their 12 years together. In those 12 years Officer Seibert and Lucky were able to get millions of dollars and assets off the street that were directly linked to illegal drugs.

Spending his career in the Patrol Division aiding the public has put Officer Seibert at the forefront of many critical incidents throughout his career. The most recent occurring on June 4, 2021.

On June 4, 2021 Officer Seibert and his partner Lucky were working the dayshift, around 1245 hours he was dispatched with other officers for a domestic violence call where the suspect had left on foot and was reportedly armed. As the investigation was progressing Officer Cushing and his Patrol K9 Kitt were requested to locate the suspect. Officer Seibert was designated to assist Officer Cushing and K9 Kitt. Eventually security footage showed where the suspect entered the woods, due to the location a third Officer was requested to assist with the K9 Track (Officer Donoghue). Once Officer Donoghue arrived the track into the woods began.

Soon after beginning the track, the suspect was located behind a rock. After commands to drop the gun, the suspect suddenly opened fire on Officers Seibert, Cushing, Donoghue, and K9 Kitt. All three Officers engaged the suspect with return fire. K9 Kitt was shot multiple times as well as Officer Cushing and Donoghue. Officer Seibert, stepped beyond the wounded officers and engaged the suspect with his rifle. All three officers returned fire until the threat was stopped. With the suspect downed, Officer Seibert, an Army combat medic, rendered life-saving aid to Officer Cushing and treated Officer Donoghue's injuries. Unfortunately, he was not able to assist K9 Kitt, he had already succumbed to his wounds.



Braintree Police Officers Association

Massachusetts Coalition of Police, AFL-CIO, Local 365
282 Union Street, Braintree, MA 02184
781-843-1212



Although officers train for violent encounters throughout their careers, this incident was one where there can be no adequate preparation. That is because the extreme violence of this up close and personal gun battle, was more akin to what can be seen on a battlefield rather than a police call for service. The conditions and circumstances of this incident have had profound impacts on the families involved, The Community of Braintree, The Braintree Police Department, and Officer Seibert.

To be ambushed by a suspect, provide return fire, witness the sights and sounds of K9 Kitt as he was shot multiple times, and then provide lifesaving medical aid to his fellow officers is extraordinary and traumatizing. Due to the trauma Officer Seibert experienced that day and its residual effects, the BPOA and BPSOA requests favorable action so that Officer Seibert may retire, and be returned to his family under the most supportive conditions, which this act provides. Thank you for your time and consideration.

Respectfully Submitted,

Matthew J. Donoghue

President, Braintree Police Officers Association

Lieutenant Kevin L. Ware

Vice President, Braintree Police Superior Officers Association