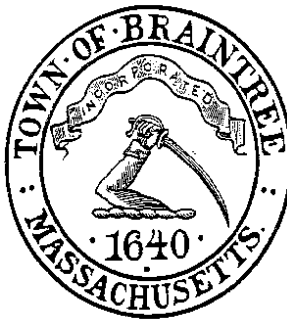


Meredith Boericke
President
District 5

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

Tuesday, APRIL 4, 2023

MINUTES

A meeting of the Town Council, was held in the Cahill Auditorium, Braintree Town Hall, on Tuesday, April 4, 2023, beginning at 7:30p.m.

Council Vice-President Ryan was in the chair.

Vice-President Ryan asked for a moment of silence for our first responders and all those serving our military home and abroad.

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

Present: Charles Ryan, Vice President
Shannon Hume
Elizabeth Maglio
Stephen C. O'Brien (remote)
Joseph Reynolds
David M. Ringius, Jr.

Not Present: Meredith Boericke, President
Julia Flaherty
Lawrence C. Mackin, Jr.

Others: Ed Spellman, Finance Director
James Arsenault, DPW Director
Ben Hulke, Asst DPW Director
Rob DeVito, DPW Finance
Christopher Griffin, Assistant Director Parks & Recreation
Jeff Kunz, Trash & Recycling Director
Mike McGourty, Facilities Director
Mary Mulroney, National Grid representative

ANNOUNCEMENTS

• 021 23 Councilor Reynolds: School Security Initiative

Councilor Reynolds stated I have been asked about money that had been allocated to the school's security initiatives. I spoke with the Council President and she had reached out to Superintendent Lee who has agreed to give us a presentation at an upcoming meeting.

Letter from Mayor Kokoros to Rebecca Underwood, Clean Harbors

Council Vice-President Ryan read into the record a letter from Mayor Charles C. Kokoros to Rebecca Underwood of Clean Harbors with a follow-up on his previous letter dated March 2, 2023:

April 3, 2023

Rebecca Underwood, President & EVP Facilities Clean Harbors

42 Longwater Drive

Norwell, MA 02061

Dear Ms. Underwood,

I am writing today to follow up on my letter of March 2nd where I set forth certain action items that the Town required prior to Clean Harbors resuming full operations. To this date, Clean Harbors has committed to finalizing its clean up from the fire, working with the Town on an evacuation plan, and ceasing all waste drum material storage in trailers, all of which the Town believes are steps in the right direction to prevent future incidents that potentially endanger the surrounding community. We look forward to collaborating on the evacuation plan.

Air quality monitors are an essential component to a robust safety plan for East Braintree and greater Braintree as a whole. The installation of two monitors along the perimeter of the site and two monitors within the neighborhood to provide real-time air quality analysis will protect the residents. Therefore, I must reiterate the Town's demand that Clean Harbors provide and install the above listed air quality monitors, and publicly circulate the real-time information collected therefrom.

Additionally, while Clean Harbors has represented that it will no longer store waste drum material in trailers on site, the Town will not support any resumption of the storage of trailers onsite. If Clean Harbors seeks to resume such activities, the Town is prepared to seek legal action.

The health and safety of the residents of Braintree is the number one importance for my administration. The installation of air quality monitors and total prohibition on storage of trailers onsite will help assure the ongoing health and safety of our residents. Furthermore, I maintain my objections to the resumption of full operations on site.

Sincerely, Mayor Charles C. Kokoros

APPROVAL OF MINUTES

- None

COMMUNICATIONS

• 017 23 Council President: Parks & Recreation Summer Events

Christopher Griffin, Assistant Director Parks & Recreation stated thank you to the Council for always being so supportive. We opened sign ups yesterday morning for our summer camps and every camp was filled by noon. Our 2023 summer programs will begin on Monday, June 26 and will end on Friday, August 4th. Kiddos and Sports camps limited each participant to a limit of 3 weeks out of the 6. That is new this year. Due to our wait list it was to allow more participants to participate in these camps. Field trip camp is back after no camps during COVID-19. Field trip camp is limited to one week.

Our fees did slightly go up very marginally. We are continuing interview for summer help. We usually hire those who have graduated high school but we are seeing rising seniors this year.

We have renamed our summer concert series *The Nelson Chin Summer Concert Series*. He had a lot of favorite spots but that was certainly his favorite. In August there will be a concert at Smith Beach.

We are working with the Tennis Coach to add some youth tennis programs and learn to play pickleball for youth as well. Hope to offer art programs at the Community Art Center in August.

OLD BUSINESS

• 23 012 Mayor: FY23 Supplemental Appropriation #1 or take up any action relative thereto (*Public Hearing*)

Council Vice-President Ryan asked for a Motion to Open the Public Hearing on Order 23 012

Motion by Councilor Hume to Open Public Hearing for Order 23 012

Motion: by Councilor Hume to Open the Public Hearing for Order 23 012

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

Council Vice-President Ryan asked for a recommendation from Councilor Reynolds, Chairman of the Committee of Ways & Means.

Chairman Reynolds stated the Committee of Ways & Means met and voted unanimously for a favorable recommendation to the full Council with a 3-0 vote.

Council Vice-President Ryan asked if any member of the Council or General Public want to speak on Order 23 012?

Councilor Reynolds stated we understand the need for Supplemental #1 being required to continue to operate our town during this fiscal year. We have the Capital Plan. We have the FY24 Budget to come on or before May 1st. Director Spellman, I ask that we get the Supplemental #2 sooner than later to help us to do the needed analysis of our Fiscal Year 24 Budget and what we will have from a cash position.

Council Vice-President Ryan asked if any member of the General Public wants to speak on Order 23 012? Hearing none.

Council Vice-President Ryan asked if there is Motion to Close the Public Hearing for Order 23 012.

Motion by Councilor Hume to Close Public Hearing for Order 23 012

Motion: by Councilor Hume to Close the Public Hearing for Order 23 012

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

Council Vice-President Ryan asked if there is Motion for Order 23 012 (1) thru (7).

Motions read by Councilor Hume:

1. School Facilities

Motion: That the sum of \$119,313.30 be transferred from Finance/ Administration Program 01/ 9C Reserve Account; \$5,000 be transferred from Human Resources/ Veterans Benefit Program 06/ Veterans Benefits Account; and \$387,686.70 be transferred from Fiscal Year 2022 Certified Free Cash for a total of \$512,000 to the following accounts \$50,000 be transferred to DPW/ School Facilities Program 07/ Custodial supplies Account; \$150,000 be transferred to DPW/ School Facilities Program 07/ School Building Repairs Account; \$40,000 be transferred to DPW/ School Facilities Program 07/ School Asbestos Management Account; \$10,000 be transferred to DPW/ School Facilities Program 07/ Electric Supplies Account; \$9,000 be transferred to DPW/ School Facilities Program 07/ School Time clock/ PA System Account; \$30,000 be transferred to DPW/ School Facilities Program 07/ School Plumbing Supplies Account; \$90,000 be transferred to DPW/ School Facilities Program 07/ School Heat Ventilation Supplies Account; \$30,000 be transferred to DPW/ School Facilities Program 07/ School Security Alarms Account; \$3,000 be transferred to DPW/ School Facilities Program 07/ School Fire Extinguishers Account; \$100,000 be transferred to DPW/ School Facilities Program 07/ Plumbing Hot water System Account.

Motion: by Councilor Hume to approve Order 23 012 (1)

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

2. Public Works Department

Motion: That the sum of \$226,071.30 be transferred from Fiscal Year 2023 County ARPA Revenue Loss Fund; \$12,284.70 be Transferred from Finance/ Administration Program 01/ 9C Reserve Account; \$75,000 be Transferred from Library/ Current Topics Program 05/ Librarians Account; \$3,000 be transferred from Planning and Development/ Administration Program 01/ Internships Account; \$6,000 be transferred from Planning and Development/ Administration Program 01/ Administration Expense Account; \$41,000 be transferred from Planning and Development/ Zoning Board of Appeals Program 06/ Administration Account; \$250 be transferred from Planning and Development/ Planning Board Program 04/ Eyeglasses Account; \$200 be transferred from Planning and Development/ Planning Board Program 04/ Clothing Account; \$10,000 be transferred from Planning and Development/ Economic Development Program 07/ Consultant Account; \$1,000 be transferred from Planning and Development/ Economic Development Program 07/ Legal

Ads Account; \$1,952 be transferred from Planning and Development/ Economic Development Program 07/ Dues and Membership Account; \$75,000 be transferred from Human Resources/ Veterans Benefit Program 06/ Veterans Benefits Account; and \$13,012 of FY 2022 Certified Free cash for a total of \$464,770 to be transferred to the following accounts \$15,986 be transferred to DPW/ Facilities Program 02/ Department Head Account; \$15,784 be transferred to DPW/ Facilities Program 02/ Assistant Department Head Account; \$68,000 be transferred to DPW/ Facilities Program 02/ Laborer- Custodian Account; \$50,000 be transferred to DPW/ Facilities Program 02/ Casual Employee Account; \$30,000 be transferred to DPW/ Facilities Program 02/ Overtime Account; \$20,000 be transferred to DPW/ Facilities Program 02/ Lighting Account; \$21,000 be transferred to DPW/ Facilities Program 02/ Water- Sewer Account; \$80,000 be transferred to DPW/ Facilities Program 02/ Outside Motor Vehicle Repairs Account; \$4,000 be transferred to DPW/ Facilities Program 02/ Tires - Tubes Account; \$50,000 be transferred to DPW/ Equipment Maintenance Program 03/ Outside Motor Vehicle Repairs Account; \$20,000 be transferred to DPW/ Equipment Maintenance Program 03/ Equipment Maintenance Account; \$15,000 be transferred to DPW/ Equipment Maintenance Program 03/ Tire - Tube Account; \$75,000 be transferred to DPW/ Environmental Affairs Program 12/ Recycling Processing Account.

Motion: by Councilor Hume to approve Order 23 012 (2)

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

3. Fire Department

Motion: That the sum of \$208,584 be transferred from Fiscal Year 2023 County ARPA Revenue Loss Fund; \$48 be transferred from Planning and Development /Economic Development Program 07/ Dues and Memberships Account; \$45,000 be transferred from DPW/ Engineering Program 04/ Department Head Account; \$6,000; DPW/ Engineering Program 04/ Engineering Intern Account; \$2,000 be transferred DPW/ Cemetery Program 13/ Part Time employee Account; \$30,000 be transferred from DPW/ Recreation and Community Events Program 15/ Department Head Account; \$200 be transferred from DPW/ Recreation and Community Events Program 15/ Meeting and Seminars Account; \$530 be transferred from DPW/ Recreation and Community Events Program 15/ Dues and Memberships account; \$35,000 be transferred from DPW/ Summer Program 20/ Summer Part time Account; \$91,933 be transferred from Finance/Principal on Debt Program 50 / Principal on Debt Account; \$15,566 be transferred from Finance/ Interest on Debt Program 51 / Interest on Debt Account; \$14,949 From Finance/ Assessors Program 07 /Department Head Account for a total of \$449,810 to be transferred to the following accounts \$250,000 to be transferred to the Fire/ Fire Suppression Program 04/ Overtime Account; \$9,695 to be transferred to the Fire Administration Program 01/ Telephone Account; \$12,328 be transferred to Fire/ Building Maintenance Program 02/ Lighting Account; \$7,728 be transferred to Fire/ Building Maintenance Program 02/ Natural Gas Account; \$27,490 be transferred to Fire/ Building Maintenance Program 02/ Custodial Supplies Account; \$5,353 be transferred to Fire/ Building Maintenance Program 02/ Water- Sewer Account; \$3,123 be transferred to Fire/ Equipment Maintenance Program 03/ Equipment Maintenance Account; \$10,346 be transferred to Fire/ Equipment Maintenance Program 03/ Gas Account; \$29,018 be transferred to Fire/ Equipment Maintenance Program 03/ Diesel Account; \$5,702 be transferred to Fire/ Fire Suppression Program 04/ Deskman Account; \$32,393 be transferred to Fire/ Fire Suppression Program 04/ Out of Grade Account; \$48,047 be transferred to Fire/

Fire Suppression Program 04/ Replacement Equipment Account; \$8,587 be transferred to Fire/ Fire Boat Program 09/ Boat Maintenance Account.

Motion: by Councilor Hume to approve Order 23 012 (3)

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

4. Police Department

Motion: That the sum of \$3,001 be transferred from the Waterways Improvement fund; \$63,389 be transferred from Blue Hills/ Regional School Assessment account and; \$19,611 be transferred from Fiscal Year 2022 Certified Free Cash for a total of \$86,001 to the following accounts \$3,465 be transferred to Police/ Building Maintenance Program 02 / Natural Gas Account; \$1000 be transferred to Police/ Building Maintenance Program 02 /Water- Sewer Account; \$16,730 be transferred to Police/ Building Maintenance Program 02 / Equipment Maintenance Account; \$7,501 be transferred to Police/ Building Maintenance Program 02 /Building Repairs Account; \$10,678 be transferred to Police/ Equipment Maintenance Program 03 /Outside Motor Vehicle Repairs Account; \$3,197 be transferred to Police/ Equipment Maintenance Program 03 /Tire/ Tubes Account ; \$40,429 be transferred to Police/ Equipment Maintenance Program 03 /Gasoline Account; \$360 be transferred to Police/ Harbormaster Program 09 /Outside Motor Vehicle Repairs Account; \$2,000 be transferred to Police/ Harbormaster Program 09 /Gasoline Account and \$641 be transferred to Police/ Harbormaster Program 09 / Uniform Allowance Account .

Motion: by Councilor Hume to approve Order 23 012 (4)

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

5. Finance Division

Motion: That the sum of \$9,268 be transferred from the Sewer Fund/ Principal on Debt Program 50/ Principal on Debt Account; \$3,445 be transferred from FY 2022 Certified Golf Retained Earnings and \$53,587 be transferred from FY 2022 Certified Free Cash for a total of \$66,300 to the following Accounts \$26,000 be transferred to Finance/ General Insurance Program 09/ General Insurance Account; \$7,000 be transferred to Finance/ Principal on Debt Program 50 / Principal on Debt Account; \$587 be transferred to Finance/ Interest on Debt Program 51/ Interest on Debt Account; \$2,451 be transferred to Water Fund/ Principal on Debt Program 50 / Principal on Debt Account; \$6,328 be transferred to Water Fund / Interest on Debt Program 51/ Interest on Debt Account; \$489 be transferred to Sewer Fund/ Interest on Debt Program 51 / Interest on Debt Account; \$2,000 be transferred to Golf Fund/ Principal on Debt Program 50 / Principal on Debt Account; \$1,445 be transferred to Golf Fund/ Interest on Debt Program 51/ Interest on Debt Account; \$10,000 be transferred to Human Resources/ Employee Benefits Program 04/ Drug Testing Account; \$10,000 be transferred to Human Resources/ Employee Benefits Program 04/ Pre Employment Screening Account.

Motion: by Councilor Hume to approve Order 23 012 (5)

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

6. Elder Affairs Department

Motion: That the sum of \$7,400 be transferred from Fiscal Year 2022 Certified Free Cash to the following accounts \$1,200 be transferred to Elder Affairs/ Administration Program 01 / Office Supplies Account; \$1,200 be transferred to Elder Affairs/ Equipment Maintenance Program 02 / Gas Account; \$2,000 be transferred to Elder Affairs/ Equipment Maintenance Program 02 / Outside Motor Vehicle Repairs Account; \$1,200 be transferred to Elder Affairs/ Building Maintenance Program 03 / Building Repairs Account; \$1,200 be transferred to Elder Affairs/ Building Maintenance Program 03 / Telephone Account; \$600 be transferred to Elder Affairs/ Building Maintenance Program 03 / Water Sewer Account.

Motion: by Councilor Hume to approve Order 23 012 (6)

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

7. License & Inspections Department

Motion: That the sum of \$800 be transferred from Fiscal Year 2022 Certified Free Cash to the following accounts \$200 be transferred to License & Inspections / Health Program 02/ Mileage Account; \$600 be transferred to License & Inspections/ Equipment Maintenance Program 03/ Motor Vehicle Fuel Account.

Motion: by Councilor Hume to approve Order 23 012 (7)

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

• **23 020 National Grid Petition: Magnolia Street/Linden Street or take up any action relative thereto**

Councilor Ryan stated the Committee on the Department of Public Works met earlier this evening. National Grid agrees to all staff recommendations. The Committee voted unanimously for a favorable recommendation to the full Council on Order 23 020.

Councilor Hume stated at the last project that was done they shut off the water the same day they knocked on the door saying so. Life still has to go on for these residents. There are so many young people on these streets so it is not done during the summer. We can't expect residents to be on the lookout every single day. There were residents washing their whites and they all got ruined. I do not think we can over-communicate. We need electrical signage and communications.

Director Arsenault stated we can put an obligation on the contractor to add additional notification. We can make it a condition of the permit.

Councilor Ryan stated we do not want any surprises to these neighbors who have already been through a lot.

Councilors asked for notification on the date the gas work will start on this street.

Councilor Hume read the following Motion:

MOTION: The National grid hereby respectfully requests your consent to replace approximately 1210 feet of 2-inch bare steel gas main (installed 1940/1949) and approximately 25 feet of 2-inch plastic gas main (installed 1979/1980) with approximately 1235 feet of 2-inch plastic gas in Magnolia Street, from house #17 Magnolia St. to #110 Magnolia St. Relay approximately 425 feet of 2-inch bare steel gas main (installed 1940) with approximately 425 feet of 2-inch plastic in Linden Street, from Magnolia St. to Tingley Rd. with staff recommendations:

BELD: No conflicts with BELD

DPW: The DPW has reviewed the subject petition and the accompanying plan for the gas main replacement on Magnolia Street and Linden Street. The work is being proposed to eliminate aging gas infrastructure. Magnolia Street and Linden Street are not subject to the excavation moratorium having been resurfaced by shim and microsurface in 2015, but prior to enactment of the roadway moratorium ordinance. A watermain replacement project was completed on Magnolia Street in 2022 and the roadway is currently scheduled for curb-to-curb paving by the Town, following National Grid's work. The pavement on Linden Street is in good condition. As such, the DPW recommends the following conditions be met if the subject petition is granted: A temporary asphalt patch shall be placed immediately following the work in all areas. Street excavations should be saw-cut, backfilled and compacted in 8-inch lifts, paved to match existing asphalt depth (with a minimum depth of four inches) in two-inch lifts to match the existing street grade. After maintaining the temporary patch through one winter, a permanent patch shall be placed on Linden Street the following spring. The permanent patch shall be a curb-to-crown mill and overlay with a pavement depth 1.5 inches. Tack coat should be applied to milled surfaces and joints prior to paving. Finished joints should be treated with a rubberized asphalt sealer.

We also recommend that the following requirement be added to the permit, if it is to be granted:
“No contractor is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor’s engineer and approved by the DPW and Police Department.”

Motion: by Councilor Hume to Approve Order 23 020

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

NEW BUSINESS

- None

Refer to the Committee of Ways & Means

- 23 023 Mayor: Appointment – Margaret Laforest to Chief of Staff or take up any action relative thereto

Motion: by Councilor Hume to refer Order 23 023 to the Committee on Community Planning

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

- 23 024 Mayor: Appointment – Michael Guerriero to the Braintree Housing Authority or take up any action relative thereto

Motion: by Councilor Hume to refer Order 23 024 to the Committee on Community Planning

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

Refer to the Committee on Public Safety

- 018 23 Councilor Hume: Fire Hydrant Inspections or take up any action relative thereto

Motion: by Councilor Hume to refer Order 018 23 to the Committee on Community Planning

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

- 019 23 Councilor Maglio: Update from Health Department regarding their general public health role and emergency prevention and response or take up any action relative thereto

Motion: by Councilor Hume to refer Order 019 23 to the Committee on Community Planning

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

Refer to the Committee on Community Planning

- 020 23 Council President: Green Communities - Braintree Energy Reduction Plan or take up any action relative thereto

Motion: by Councilor Hume to refer Order 020 23 to the Committee on Community Planning

Second: by Councilor Ringius

Roll Call Vote: For (6 – Hume, Maglio, O’Brien, Reynolds, Ringius, Ryan),
Against (0), Absent (3 - Boericke, Flaherty, Mackin), Abstain (0)

Topics the Chair does not reasonably anticipate will be discussed

UPCOMING MEETINGS:

Next Council Meeting is scheduled on: [Tuesday, April 25, 2023@7:30PM](#)

ADJOURNMENT

It was unanimously voted to adjourn the meeting at 8:41p.m.

Respectfully submitted,

Susan M. Cimino
Clerk of the Council

Recording of meeting found at: <https://www.youtube.com/bcamtv>