

Charles B. Ryan  
President  
At Large

Sean E. Powers  
At Large

Shannon L. Hume  
At Large

Thomas W. Whalen  
District 2

Thomas M. Bowes  
District 3



CHARLES C. Kokoros  
Vice President  
District 1

Stephen C. O'Brien  
District 4

David M. Ringius, Jr.  
District 5

Timothy P. Carey  
District 6

## OFFICE OF THE TOWN COUNCIL

# Annual Town Meeting May 29, 2018 MINUTES

A meeting of the Town Council was held in the Cahill Auditorium, Braintree Town Hall, on Tuesday, May 29, 2018 beginning at 7:00p.m.

Council President Ryan was in the chair.

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

Present: Charles Ryan, President  
Charles Kokoros, Vice President  
Thomas Bowes  
Timothy P. Carey  
Shannon Hume  
Stephen C. O'Brien  
Sean Powers  
David M. Ringius, Jr.  
Thomas W. Whalen

Also Present: Joseph C. Sullivan, Mayor  
Joseph Reynold, Chief of Staff  
Ed Spellman, Finance Director  
Dr. Frank Hackett, Superintendent of Schools  
Paul Shastany, Police Chief  
James O'Brien, Fire Chief  
John Keenan, Senator  
James M. Casey, Town Clerk  
Debra Starr, Assistant Town Clerk  
Karen Shanley, Director Human Resources  
James Arsenault, DPW Director  
Marybeth McGrath, Director of Municipal Licenses & Inspections  
Nelson Chin, Director Recreation & Community Events  
Shamila Biswas, Director Elder Affairs  
Barbara Mello, Grant Writer  
Daryn Brown, Director Golf  
Lisa Heger, School Committee

Kate Naughton, School Committee  
Cyril Chafe, School Committee  
Thomas Devin, School Committee  
Shawn McGoldrick, Town Auditor  
Jane D'Auria, Town Clerk's office  
Eric Cocca, Town Clerk's office  
Bob Beach, Braintree Golf Pro

## **APPROVAL OF MINUTES**

- April 24, 2018

**Motion:** by Councilor Kokoros to Approve Minutes of April 24, 2018

**Second:** by Councilor Powers

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

- April 30, 2018

**Motion:** by Councilor Kokoros to Approve Minutes of April 30, 2018

**Second:** by Councilor Powers

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

## **OLD BUSINESS (Public Hearings)**

- 18 026 Mayor: FY2019 Operating Budget or take up any action relative thereto

Motion by Councilor Kokoros to Open Public Hearing for Order 18 026

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

Mayor Joseph C. Sullivan spoke about the FY2019 Budget stating this budget was submitted on April 30, 2018 to the Council President. This builds upon the past 10 years of the Mayoral/Town Council form of government. In offering this document we give you our best effort and for you to scrutinize. We all want what is best for our community. We are adding 6 more police officers. We already hired 5. That is 11 additional police officers. We increase the school budget by \$2.6 million. There will be a DPW reorganization that is well thought out, well planned and well documented. The library has totally renovated the children's room. This is our financial blueprint and offering a level of quality services we have become known for.

Council President Ryan referred to Councilor Bowes, Chairman for Committee of Ways & Means for a recommendation. Councilor Bowes stated the committee met for 4 evenings. Thank you to all those department heads that came before the committee. Thank you to Corey Chambers, Police Finance Coordinator for putting together a detailed report. Thank you to Senator Keenan and Senator Timilty and Representative Cusack for all their support in obtaining funds for the Town. Chairman Bowes stated the Committee of Ways & Means voted unanimously for a favorable recommendation to the full Council on the Fiscal Year 2019 Budget.

Council President Ryan referred to Councilor Powers, Chairman for Committee on Ordinance & Rules for a recommendation. Councilor Powers stated the committee met on May 9 on the Stormwater enterprise fee and the Stormwater management ordinances. This is to deal with environmental impacts concerning

Stormwater and the federal mandates. This is an unfunded federal mandate and if the Town did not take action the Town could be subject to fines.

Council President Ryan asked if any member of the Council or General Public want to speak on Order 18 026?

Councilors and two residents commented and asked questions. Director Arsenault gave further explanation of the Stormwater.

Councilor Kokoros read the Department FY19 proposed \$dollar amounts in column one and stated “no recommended change” for column two:

<b>DEPARTMENT</b>	<b>FY19* BUDGET PROPOSED</b>	<b>FY19 BUDGET RECOMMENDED</b>	<b>VARIANCE</b>
	\$	\$	+/-
111-Town Council	318,461	318,461	
121-Office of Mayor	649,694	649,694	
133-Municipal Finance	10,120,012	10,120,012	
151-Law Department	349,750	349,750	
152-Human Resources	20,896,366	20,896,366	
161-Town Clerk	381,219	381,219	
175- Planning & Community Dev.	649,583	649,583	
210-Police Department	10,245,425	10,245,425	
220-Fire Department	8,724,499	8,724,499	
241-Municipal License/Inspection	958,648	958,648	
300-Education	67,243,706	67,243,706	
350-Blue Hill Reg. Sch.	2,779,024	2,779,024	
400-Public Works Dept.	8,692,026	8,692,026	
541-Elder Affairs	322,611	322,611	
610-Library	1,552,346	1,552,346	
<b>TOTAL GENERAL FUND</b>	<b>133,883,370</b>	<b>133,883,370</b>	
<b>TOTAL GOLF FUND</b>	<b>1,586,992</b>	<b>1,586,992</b>	
<b>TOTAL WATER/SEWER FUND</b>	<b>18,582,849</b>	<b>18,582,849</b>	
<b>TOTAL STORM WATER FUND</b>	<b>620,525</b>	<b>620,525</b>	
<b>GRAND TOTAL</b>	<b>154,673,736</b>	<b>154,673,736</b>	

\*as submitted by Mayor 4/30/2018

Motion by Councilor Kokoros to Close the Public Hearing for Order 18 026

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

Councilor Kokoros read the following motions:

1. That the Town of Braintree raise and appropriate the sum of \$133,883,370 to provide for all of the expenses for the maintenance and operation of the Town's several departments and programs for the fiscal year 2019 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 \$86,216 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 \$615,121 be transferred from Water and Sewer receipts, the sum of \$1,240,000 be transferred from the Town owned land account, the sum of \$6,152.18 be transferred from the Municipal Building Insurance Fund, the sum of \$21,736 from the Handicap parking fine account and the balance to be raised in the tax levy.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

2. That the Town of Braintree appropriate the sum of \$1,586,992 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 2019 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 \$1,586,992 be raised in the Golf Course receipts.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

3. That the Town of Braintree appropriate the sum of \$18,479,155 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 2019 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 \$18,479,155 be raised in the Water and Sewer receipts.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

4. That the Town Council vote to amend Title 3 of the Town's General Ordinances, by adding "Chapter 3.13: Stormwater Enterprise Fee", as filed with the Office of the Town Clerk.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), Against (0), Absent (0), Abstain (0)

5. That the Town Council vote to amend Title 13 of the Town's General Ordinances, by adding "Chapter 13.14: Stormwater Management", as filed with the Office of the Town Clerk.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), Against (0), Absent (0), Abstain (0)

6. To see if the Town of Braintree will accept the provisions of Chapter 44, § 53F½ of the Massachusetts General Laws establishing a Storm Water fund as an enterprise fund effective fiscal year 2019.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), Against (0), Absent (0), Abstain (0)

7. That the Town of Braintree appropriate the sum of \$620,525 to provide for all of the expenses for the maintenance and operation of the Town's Storm Water and related programs for the fiscal year 2019 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 \$620,525 be raised in the Storm Water receipts.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), Against (0), Absent (0), Abstain (0)

8. 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 2019.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), Against (0), Absent (0), Abstain (0)

- 18 027 Mayor: FY2019 Budget – Community Preservation Committee or take up any action relative thereto

Motion by Councilor Kokoros to Open Public Hearing for Order 18 027

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

Council President Ryan referred to Councilor Bowes, Chairman for Committee of Ways & Means for a recommendation. Councilor Bowes stated the Committee of Ways & Means unanimously voted favorable recommendation to the full Council.

Council President Ryan asked if any member of the Council or General Public want to speak on Order 18 027?

Motion by Councilor Kokoros to Close the Public Hearing for Order 18 027

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

Councilor Kokoros read the following motions:

- C1. In accordance with the provisions of Chapter 44b, Section 5 of the general laws and the recommendation of the community preservation committee, that the sum of \$95,000 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 Chapter 44b, Section 5, of the general laws.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

- C2. In accordance with the provisions of Chapter 44b, Section 5 of the general laws and the recommendation of the community preservation committee, that the sum of \$95,000 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 Chapter 44b, Section 5, of the general laws.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

C3. In accordance with the provisions of Chapter 44b, Section 5 of the general laws and the recommendation of the community preservation committee, that the sum of \$95,000 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 Chapter 44b, Section 5, of the general laws.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

C4. In accordance with the provisions of Chapter 44b, Section 5 of the general laws and the recommendation of the community preservation committee, that the sum of \$450,000 be appropriated from the community preservation fund to the community preservation budgeted reserve as provided in Chapter 44b, Section 5, of the general laws.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

C5. In accordance with the provisions of Chapter 44b, Section 5 of the general laws and the recommendation of the community preservation committee, that the sum of \$35,000 be appropriated from the community preservation fund to for fiscal year 2019 administrative operating fund as provided in Chapter 44b, Section 5, of the general laws said funds to be expended under the direction of community preservation committee and by the Director of Planning and Community Development.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

- 18 028 Mayor: FY2019 Revolving Accounts or take up any action relative thereto

Motion by Councilor Kokoros to Open Public Hearing for Order 18 028

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

Council President Ryan referred to Councilor Bowes, Chairman for Committee of Ways & Means for a recommendation. Councilor Bowes stated the Committee of Ways & Means unanimously voted favorable recommendation to the full Council

Council President Ryan asked if any member of the Council or General Public want to speak on Order 18 028?

Motion by Councilor Kokoros to Close the Public Hearing for Order 18 028

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

Councilor Kokoros read the following motions:

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 53e1/2 that may be spent by the Department of Elder Affairs without further appropriation during the fiscal year commencing July 1, 2018, 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 2019 from persons using said programs. The Department of Elder Affairs may spend up to \$30,000 in revolving fund monies during fiscal year 2019.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

**Vote:** For (9), 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 1/2 that may be spent by the Board of Health without further appropriation during the fiscal year commencing July 1, 2018, 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 2019 for immunizations administered under the Department of Municipal Licensing and Inspections. The Board of Health may spend up to \$50,000 in revolving fund monies during fiscal year 2019.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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



R3.

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, 2018, 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 2019 for lost or overdue library materials. The library trustees may spend up to \$45,000 in revolving fund monies during fiscal year 2019.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

**Vote:** For (9), 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, 2018, 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 2019. The Library Trustees may spend up to \$5,000 in revolving fund monies during fiscal year 2019.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

**Vote:** For (9), 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 53e1/2 that may be spent by the Mayor, in conjunction with the recycling coordinator, without further appropriation during the fiscal year commencing July 1, 2018, 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 2019. The Mayor may spend up to \$2,000 in revolving fund monies during fiscal year 2019.

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

**Vote:** For (9), 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 53e1/2 that may be spent by the Mayor, in conjunction with the recycling coordinator without further appropriation during the fiscal year commencing July 1, 2018, 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 recycling revolving fund is to be credited with all fees collected during fiscal year 2019. The Mayor may spend up to \$50,000 in revolving fund monies during fiscal year 2019.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), 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 53e1/2 that may be spent by the School Committee without further appropriation during the fiscal year commencing July 1, 2018, 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 2019. The School Committee may spend up to \$825,000 in revolving fund monies in fiscal year 2019.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), 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 53e1/2 that may be spent by the Mayor, in conjunction with the golf greens superintendent without further appropriation during the fiscal year commencing July 1, 2018, 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 fees collected during fiscal year 2019. The Mayor may spend up to \$90,000 in revolving fund monies during fiscal year 2019.

**Motion:** by Councilor Kokoros  
**Second:** by Councilor Powers  
**Vote:** For (9), Against (0), Absent (0), Abstain (0)

## **NEW BUSINESS**

- None

Councilor Kokoros read the following Motions for referral to committee(s):

### **Refer to the Committee of Ways & Means**

- 18 032 Town Clerk: Permanent Relocation of District 3B Polling Location or take up any action relative thereto

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

- 18 033 Mayor: Tri Town Plant Bond Authorization or take up any action relative thereto

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

- 18 034 Mayor: Appointment Planning Board – Philip Baker or take up any action relative thereto

**Motion:** by Councilor Kokoros

**Second:** by Councilor Powers

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

Council President stated Thank you to BCAM and Bill Needham for televising the meeting tonight.

## **ADJOURNMENT**

It was unanimously voted to adjourn the meeting at 8:43p.m.

Respectfully submitted,

Susan M. Cimino

Clerk of the Council

## **Documents provided for Meeting**

- 18 026 Mayor: FY2019 Operating Budget or take up any action relative thereto
- 18 027 Mayor: FY2019 Budget – Community Preservation Committee or take up any action relative thereto
- 18 028 Mayor: FY2019 Revolving Accounts or take up any action relative thereto