

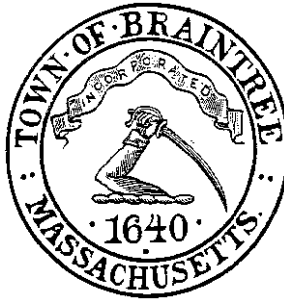
Sean E. Powers
President
At Large

Shannon L. Hume
At Large

CHARLES C. Kokoros
District 1

John C. Mullaney
District 2

Thomas M. Bowes
District 3



Charles B. Ryan
Vice President
At Large

Stephen C. O'Brien
District 4

Michael J. Owens
District 5

PAUL "DAN" CLIFFORD
District 6

OFFICE OF THE TOWN COUNCIL

FEBRUARY 7, 2017

MINUTES

A meeting of the Town Council, was held in the Cahill Auditorium, Braintree Town Hall, on February 7, 2017 beginning at 7:30p.m.

Council President Powers was in the chair.

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

Also Present: Joseph C. Sullivan, Mayor
Joseph Reynolds, Chief of Staff/Director of Operations
Mark Cusack, State Representative
Ed Spellman, Finance Director
Karen Shanley, Human Resource Director
Lisa Maki, Town Solicitor
Frank Hackett, Superintendent of Schools
Nelson Chin, Director Parks & Recreation
James Arsenault, DPW Director
Marybeth McGrath, Director Municipal Licenses & Inspections
Barbara Mello, Grant Writer/Contract Administrator
Shamila Biswas, Elder Affairs Director
Terri Stano, Library Director
Christopher Griffin, Assistant to the Mayor
Andrew Marron, Constituent Services Coordinator
Liz Page, resident (NBCA)
Linda Kopkind, resident (NBCA)

APPROVAL OF MINUTES

- January 17, 2017

Motion made by Councilor Ryan to Approve Minutes of January 17, 2017

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

ANNOUNCEMENTS

Councilor Kokoros stated as Chairman of the Public Safety Committee, he feels the South Shore Plaza needs to step up. They are not doing enough. Cameras at entrance and exits are not enough. We will come up with solutions to have South Shore Plaza help.

Councilor Clifford agreed we need to put pressure on the South Shore Plaza management.

Councilor Owens stated the responding agencies handled this so well.

Councilor Hume gave an update on the Marijuana Task Force discussion. Now that marijuana is legal for personal use, Mayor Sullivan is working on a by-law and possibly put on a ballot question in the November 2017 Election.

COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

- 007 17 Mayor: State of the Town

Mayor Sullivan stated he was to give an update, review and look at the year ahead. During the incident at the South Shore Plaza on February 3, 2017 we witnessed superior effort with Chief Shastany on scene and I would like to express appreciation to the Braintree Police Department and Chief Shastany. We initiated the cameras at the Plaza. We could use more. We also need keys. We met with the Plaza personnel and we have a tentative meeting planned for next week.

I have met with residents of Jonathans Landing, Devin Wood, Turtle Crossing and listen to learn and hear their struggles. I met with East Braintree Civic Association and North Braintree Civic Association. I hear their concerns about proposals on development. We only want something that would add a benefit without undue burden to our Municipal Services.

Braintree is a most desirable town. We are a town of inclusion.

Mayor Sullivan thanked the Town Council for its partnership.

We have had millions of dollars in school upgrades with more to come. We offer a competitive tax rate with our financial management.

Thank you to Representative Cusack who is in attendance tonight. Thank you to Senators Keenan and Timilty. Thank you to our Public Safety Personnel. We are continuing our 100 Roads program. We are looking more closely at Traffic & Safety to improve neighborhoods including adding speed bumps and slowing speeds down to 25 MPH.

The Peterson Pool has been challenging.

There are to be renovations at 435 Washington Street which is quite a historical building. We are updating technology. You can pay bills on-line, make on-line public records requests and we will have SEE-CLICK-FIX for any constituent concerns.

Weymouth Landing is becoming a new transient oriented development.

Braintree is a community with a strong foundation. This is the 10th year as Mayor. I believe in the work we do.

5 MINUTE RECESS

- 008 17 Complete Streets Presentation

Complete Streets & The MassDOT Program was presented thru a power point presentation. The Complete Streets consider and provide safer movement for all users of streets, roads, and highways including pedestrians, bicyclists, persons with disabilities, seniors, children, motorists, movers of all commercial goods, operators of public transportation, public transportation users of all abilities and emergency responders.

OLD BUSINESS

- 16 075 Mayor: Reclassification Adjustments or take up any action relative thereto (Public Hearing)

Motion by Councilor Ryan to Take from the TABLE and Continue the Public Hearing for Order 16 075

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

Council President Powers asked if any member of the Council or General Public want to speak on Order 16 075?

Council President Powers referred to Councilor O'Brien (Committee Chair) for Committee on Ways & Means recommendation.

Chairman O'Brien stated this was discussed at the Committee on Ways & Means and the recommendation was to voted favorable recommendation to the full Council with one opposed.

Council President Powers ask if there is any other discussion on Order 16 075?

Motion by Councilor Ryan to Close Public Hearing for Order 16 075

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

MOTION: That the Town vote that the sum of \$47,545.95 be transferred from the Finance Department /Program 01 Administration /9C Reserve Account and further, that the Director of Municipal Finance is authorized to allocate said sums to and among the various accounts affected thereby in such amounts as are proper and required.

Motion: by Councilor Ryan

Second: by Councilor Bowes

Vote: For (8), Against (1-O'Brien), Absent (0)

- 17 001 Mayor: Line Item Transfers to fund International Association of Fire Fighters Union Collective Bargaining Agreement or take up any action relative thereto (Public Hearing)

Motion by Councilor Ryan to OPEN the Public Hearing for Order 17 001

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

Council President Powers asked if any member of the Council or General Public want to speak on Order 17 001?

Council President Powers referred to Councilor O'Brien (Committee Chair) for Committee on Ways & Means recommendation.

Chairman O'Brien stated this was discussed at the Committee on Ways & Means and the recommendation was to unanimously vote favorable recommendation to the full Council.

Council President Powers ask if there is any other discussion on Order 17 001?

Motion by Councilor Ryan to Close Public Hearing for Order 17 001

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

MOTION: That the Town vote to amend the wage and salary classification schedules, as most recently amended by appropriating the sum of \$157,250.80 for the purpose of funding a wage increase and other items as detailed in the Memorandum of Agreement (MOA) for the Braintree Firefighters Association, Local 920, IAFF, (IAFF) effective July 1, 2016, and for this purpose, the sum of \$157,250.80 be transferred from the Finance Department /Program 01 Administration /9C Reserve Account and further, that the Director of Municipal Finance is authorized to allocate said sums to and among the various accounts affected thereby in such amounts as are proper and required.

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

- 17 002 Mayor: Acceptance of MGL 39, Section 23D "Mullin Rule" or take up any action relative thereto (Public Hearing)

Motion by Councilor Ryan to OPEN the Public Hearing for Order 17 002

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

Council President Powers asked if any member of the Council or General Public want to speak on Order 17 002?

Council President Powers referred to Councilor O'Brien (Committee Chair) for Committee on Ways & Means recommendation.

Chairman O'Brien stated this was discussed at the Committee on Ways & Means and the recommendation was to unanimously vote favorable recommendation to the full Council.

Council President Powers ask if there is any other discussion on Order 17 002?

Motion by Councilor Ryan to Close Public Hearing for Order 17 002

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

MOTION: To accept Massachusetts General Laws, Chapter 39, Section 230, which would permit local board members who miss a single session of an adjudicatory hearing at which testimony is heard or received before their board will be allowed to participate and vote on the matter provided:

1. The absentee voting member shall be absent from no more "than a single session of the hearing at which testimony or other evidence is received;
2. Prior to voting, the absentee member shall certify, in writing, that he or she has examined all evidence received at the missed session and watched the video recording of the missions session, or, if no video recording is available, then has listened to the audio tape or reviewed a verbatim transcript of the missed session; and
3. The absentee member shall certify, in writing, which evidence was reviewed, and the written certification shall be made part of the record and shall be filed with the Town Clerk; and
4. Provided that no other member of the same board, committee or commission sitting on the same matter has invoked this provision.

Boards and Committees Affected:

Planning Board

Zoning Board

Conservation Commission

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

- 17 006 renumbered from 006 17 Council President: Review of Clerk of the Council Job Description and Classification or take up any action relative thereto
Council President Powers referred to Councilor Mullaney (Committee Chair) for Committee on Personnel Issues recommendation.
Chairman Mullaney stated this was discussed at the Committee on Personnel Issues and the recommendation was to unanimously vote favorable recommendation to the full Council.

Councilor Ryan read the Motion:

MOTION: Upon request of the Council President and Pursuant to Section 2-8c of the Town Charter, the Town of Braintree, through the Braintree Town Council, approve the revised job description and reclassification of the Clerk of the Council. The reclassified grade will be M8D to be retroactive to January 1, 2017 and M8E to take effect on July 1, 2017

Motion: by Councilor Ryan

Second: by Councilor Bowes

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

NEW BUSINESS

- None

Councilor Ryan referred the following to committees:

Refer to the Committee on Ways & Means

- 17 004 Mayor: Appointment Chief of Staff and Director of Operations – Joseph H. Reynolds or take up any action relative thereto
- 17 007 Council President: Reclassification Adjustment or take up any action relative thereto
- 17 008 Mayor: Appointment Braintree Chief of Police – Paul J. Shastany or take up any action relative thereto

Refer to the Committee on the Department of Public Works

- 17 003 Termination and Grant of Easements at 2001 Washington Street or take up any action relative thereto
- 17 005 National Grid Petition: Alexander Road or take up any action relative thereto

Refer to the Committee on Ordinance and Rules

- 17 009 Council President: Amendment to Council Rule 32: Standing Committees or take up any action relative thereto

Refer to the Committee on Public Safety

- 011 17 Council President: Discussion South Shore Plaza Incident or take up any action relative thereto

Motion: by Councilor Ryan to refer all to Committee(s)

Second: by Councilor Bowes

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

Topics the Chair does not reasonably anticipate will be discussed

UPCOMING MEETINGS:

Next Council Meeting is - **TUESDAY, February 28, 2017@ 7:30pm**

ADJOURNMENT

It was unanimously voted to adjourn the meeting at 9:50p.m.

Respectfully submitted,
Susan M. Cimino
Clerk of the Council

Documents provided for Meeting

- 16 075 Mayor: Reclassification Adjustments or take up any action relative thereto (Public Hearing)
- 17 001 Mayor: Line Item Transfers to fund International Association of Fire Fighters Union Collective Bargaining Agreement or take up any action relative thereto (Public Hearing)
- 17 002 Mayor: Acceptance of MGL 39, Section 23D “Mullin Rule” or take up any action relative thereto (Public Hearing)
- 17 006 renumbered from 006 17 Review of Clerk of the Council Job Description and Classification or take up any action relative thereto