

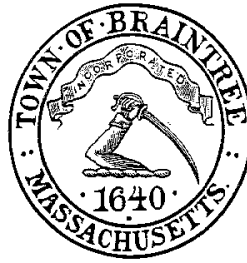
Sean E. Powers
President
At Large

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 - AGENDA -

June 20, 2017 • Horace T. Cahill Auditorium, Town Hall • Starting Time: 7:30_{PM}

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

ANNOUNCEMENTS

- 067 16 Council President: A Lifeline for those concerned about a loved one's Addiction (MassBar)
- 036 17 Council President: 26th Anniversary Braintree Vietnam Veterans Memorial Golf Tournament, Monday, August 28, 2017
- 038 17 Council President: Pizza Palooza, June 27 5-7pm BRAINTREES4TH.ORG to purchase tickets
- 041 17 Council President: Recognition: Braintree House of Pizza

APPROVAL OF MINUTES

- June 6, 2017

CITIZEN CONCERNS/COUNCIL RESPONSE

- 045 17 Council President: Letter of Support - in revoking Motel 6's license to operate in Braintree

COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

- 17 036 Council President: Discussion – Outside Auditor Contract
- 044 17 Councilor Owens: Announcement

OLD BUSINESS (Public Hearing)

- 17 034 Mayor: Line Item Transfers to Appropriate Funds to a salary reserve article for the Braintree Police and Braintree Police Superior Officers Collective Bargaining Agreements or take up any action relative thereto

NEW BUSINESS

- None

Refer to the Committee on Ordinance & Rules

- 17 037 Councilor Clifford: To review all available current and potential options concerning Opting Out of the Recreational Marijuana State Law, and review municipalities of whom have passed legislation banning marijuana production, distribution, sale, etc. or take up any action relative thereto

Refer to the Committee on Ways & Means

- 17 036 Council President: Outside Auditor Contract or take up any action relative thereto

Refer to the Committee on the Department of Public Works

- 17 038 National Grid Petition: Bellevue Ave/Phillips St/Vernon St or take up any action relative thereto
- 17 039 National Grid Petition: Commercial St/Bower Rd/John Paul Cir or take up any action relative thereto
- 17 040 National Grid Petition: Hemlock Street or take up any action relative thereto
- 17 041 National Grid Petition: Hickory Road or take up any action relative thereto
- 17 042 National Grid Petition: Pearl Street or take up any action relative thereto
- 17 043 National Grid Petition: Plymouth Road or take up any action relative thereto
- 17 044 National Grid Petition: Celia Road/Moreland Ave or take up any action relative thereto
- 17 045 National Grid Petition: Hancock Street or take up any action relative thereto
- 17 046 National Grid Petition: Washington Street or take up any action relative thereto
- 17 047 National Grid Petition: Commercial Street/Holden Rd or take up any action relative thereto
- 17 048 National Grid Petition: Vinedale Road/Audubon Ave or take up any action relative thereto

Topics the Chair does not reasonably anticipate will be discussed

UPCOMING MEETINGS:

Next Council Meeting will be held on: **TUESDAY, July 11, 2017@ 7:30pm**

ADJOURNMENT

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

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Michael J. Owens
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OFFICE OF THE TOWN COUNCIL

JUNE 6, 2017

MINUTES

The meeting of the Town Council, was held in the Cahill Auditorium, Braintree Town Hall, on Tuesday, June 6, 2017 beginning at 7:30p.m.

Council President Powers was in the chair.

Present: Sean Powers, President
Thomas Bowes
Paul Dan Clifford
Shannon Hume
Charles Kokoros
John Mullaney
Michael Owens

Not Present: Charles Ryan, Vice President
Stephen C. O'Brien

Also Present: Frank Hackett, School Superintendent

ANNOUNCEMENTS

- 038 17 Braintree Chamber of Commerce: Pizza Palooza, June 27th 5-7:30pm BRAINTREES4TH.ORG to purchase tix. They are \$7 per person. No tickets will be sold at the door. Two locations will sell tickets: Southside and Richardi's.

APPROVAL OF MINUTES

- May 22, 2017

Motion: by Councilor Bowes to Approve minutes of May 22, 2017

Second: by Councilor Kokoros

Vote: For (7), Against (0), Absent (2-O'Brien, Ryan), Abstain (0)

- May 30, 2017

Motion: by Councilor Ryan to Approve minutes of May 30, 2017

Second: by Councilor Bowes

Vote: For (7), Against (0), Absent (2-O'Brien, Ryan), Abstain (0)

OLD BUSINESS

- 17 015 Discontinuance: Bennett Lane or take up any action relative thereto (Public Hearing)
Council President Powers stated this item is to be WITHDRAWN (June 6th originally scheduled as Public Hearing date)
It has been determined that there is no Town interest or access rights in the way and a vote to discontinue would not extinguish any of the potential private rights in the way.

Councilor Bowes made a Motion: to Allow the Withdrawal of Order 17 015.

Motion: by Councilor Bowes

Second: by Councilor Kokoros

Vote: For (7), Against (0), Absent (2-O'Brien, Ryan)

- 17 033 Mayor: South Middle School Modular Classrooms Bond Authorization or take up any action relative thereto (**Public Hearing**)

Motion by Councilor Bowes to Open Public Hearing for Order 17 033

Motion: by Councilor Bowes

Second: by Councilor Kokoros

Vote: For (7), Against (0), Absent (2-O'Brien, Ryan)

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 unanimously voted for favorable action to the Full Council.

Council President Powers asked if any member of the Council or General Public want to speak on Order 17 033?

Dr. Frank Hackett came to the podium and stated modules are an economic solution to our space needs. These are fully ADA compliant. We now have flexible boundaries. It has to do with space needs. We identify where we have busses going to other schools. If we have new kids coming to our schools they are told they might be sent to another school instead of the one in their neighborhood. We do accommodate special circumstances.

Motion by Councilor Bowes to Close Public Hearing for Order 17 033

Motion: by Councilor Bowes

Second: by Councilor Kokoros

Vote: For (7), Against (0), Absent (2-O'Brien, Ryan)

Councilor Bowes read the Motion:

That the Town of Braintree appropriates Four Hundred Thirty-Four Thousand Dollars (\$434,000) to pay costs of purchasing and installing modular classrooms, and for the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received by the Town upon the sale of any bonds or notes approved by this order, less any such premium applied to the

payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this order in accordance with G.L. c. 44, §20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Motion: by Councilor Bowes
Second: by Councilor Kokoros
Vote: For (7), Against (0), Absent (2-O'Brien, Ryan)

- 17 026 Council President: Re-Appointment Clerk of the Council or take up any action relative thereto
Councilor Bowes read the following Motion:

PURSUANT TO SECTION 2-8 (C) OF THE CHARTER OF THE TOWN OF BRAINTREE THE TOWN COUNCIL RE-APPOINTS SUSAN M. CIMINO AS CLERK OF THE COUNCIL EFFECTIVE JULY 21, 2017.

Motion: by Councilor Bowes
Second: by Councilor Kokoros
Vote: For (7), Against (0), Absent (2-O'Brien, Ryan)

NEW BUSINESS

- None

Councilor Bowes read the following Motions for referrals to committee(s):

Refer to the Committee of Ways & Means

- 17 034 Mayor: FY17 Police Salary Reserve or take up any action relative thereto

MOTION:

Motion to refer Order 17 034 to the Committee of Ways & Means:

Motion: by Councilor Bowes
Second: by Councilor Kokoros
Vote: For (7), Against (0), Absent (2-O'Brien, Ryan)

Councilor Bowes read the following Motions for referrals to committee(s):

Refer to the Committee on Ordinance & Rules

- 17 035 Councilor Kokoros: The Town Council vote to officially declare the Wamp to be the mascot for Braintree High School or take up any action relative thereto

MOTION:

Motion to refer Order 17 035 to the Committee on Ordinance & Rules:

Motion: by Councilor Bowes
Second: by Councilor Kokoros
Vote: For (7), Against (0), Absent (2-O'Brien, Ryan)

ADJOURNMENT

It was unanimously voted to adjourn the meeting at 8:16p.m.

Respectfully submitted,

Susan M. Cimino
Clerk of the Council

Documents provided for Meeting

- 17 015 Discontinuance: Bennett Lane or take up any action relative thereto (Public Hearing)
- 17 033 Mayor: South Middle School Modular Classrooms Bond Authorization or take up any action relative thereto (Public Hearing)
- 17 026 Council President: Re-Appointment Clerk of the Council or take up any action relative thereto

A question was asked from the Committee on Ways & Means:

Can you please forward information on the total percentage and yearly percentage increases for this Collective Bargaining Agreement:

(17 034 Mayor: Line Item Transfers to Appropriate Funds to a salary reserve article for the Braintree Police and Braintree Police Superior Officers Collective Bargaining Agreements or take up any action relative thereto)

Reply from Karen Shanley, Human Resource Director:

The contracts for both of the police unions have not yet been ratified and because it is unlikely that the contracts will be ratified before the end of FY2017, it is necessary to establish a reserve in order to pay the retroactive amounts in a subsequent fiscal year. The number that was sent down is an estimate of what we think the retroactive payments will be. The police unions were offered the same percentage increases as the other unions: 2, 2 ½ & 2 ½.



#17-034

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

RECEIVED TOWN CLERK
BRAINTREE, MA
2017 JUN 13 PM 2:03

Joseph C. Sullivan
Mayor

781-794-8100

To: Sean Powers, President of the Council
Clerk of the Council
Town Clerk

Cc: Edward Spellman, Director of Municipal Finance

From: Joseph C. Sullivan, Mayor

JCS

Date: June 8, 2017

RE: Line Item Transfers to appropriate funds to a salary reserve article for the Braintree Police and Superior Officers Collective Bargaining Agreements

As you are aware, the Town is currently engaged in contract negotiations with the Braintree Police Officers' Association and the Braintree Police Superior Officers' Association. Although negotiations are progressing a finalized agreement between the Town and the two police unions may not be reached by the end of this fiscal year (2017). We are taking this action, pursuant to MGL, Ch. 44, Section 68, the Town is required to set aside funds to meet the funding needs of a potential agreement for retroactive salary increases for fiscal 2017. Thus, I am requesting that the Council vote to appropriate available funds within our existing municipal budget toward a salary reserve article for the purpose of funding FY2017 wage increases for the Police Officers' and Superior Officers' unions.

Once the parties finalize an agreement, the administration will return to the Council to request the line item transfers from the salary reserve article.

MOTION:

That the Town vote to establish a salary reserve article for the FY 2017 Braintree Police Officers' Association and the Braintree Superior Officers' Association Collective Bargaining Agreements and that the sum of \$64,770 be transferred from the Finance Department/ Administration program 01 /9C Reserve Account, \$60,000 be transferred from the Human Resources Department/ Employee Benefits program 04 / Group Life and Medical Insurance line, \$25,000 be transferred from the Human Resources Department/ Employee Benefits program 04 / Unemployment line, \$54,000 be transferred from the Human Resources Department/ Veterans Benefits program 06/ Veterans Benefits line, \$33,000 from the Blue Hills Regional School Department/ Blue Hills School Assessment line, \$50,000 from the Department of Public Works/ Facilities and Equipment Maintenance program 02/ Department Head line, \$30,000 from the Department of Public Works/Facilities and Equipment Maintenance program 02/ Diesel Fuel line and \$27,230 from the Department of Public

Works/Equipment Maintenance program 03/ Gasoline line for a total of \$344,000 to the FY 2017 Police Department Salary Reserve Article. Said funds are to be used to cover the expected FY 2017 wage increases upon settlement and approval of collective bargaining agreements between the Town and the Police Officers' Association and Superior Officers' Association.

Since this request involves the appropriation of funds within the fiscal year 2017 budget, advertising and a public hearing is required under the sections 2-9 and 6-7 of the Town Charter.

OUTSIDE AUDITOR - POWERS & SULLIVAN
(RENEW 3-YEAR CONTRACT by or before JANUARY 2018 or go out to bid)

On November 18, 2014 the Braintree Town Council voted to retain Powers & Sullivan to perform independent financial audit services to the Town of Braintree for the **fiscal years ending June 30, 2015 through 2017**. The contract approved includes the Comprehensive Annual Financial Report (CAFR) as well as the School Department's end-of year report required for the Massachusetts Department of Education.

The FY 2017 audit for the fiscal year ending 6/30/2017 will be completed by 12/31/2017 in FY 2018 .

The Council will need to bid or extend Powers and Sullivan's contract for the next three years FY 2018, 2019 and 2020 audit. Mike Nelligan of Powers & Sullivan stated in a recent email they would be happy to renew the audit agreement for 3 more years at the existing pricing.

This will be referred to the Committee on Ways & Means to discuss during the summer of July, August of 2017 in the beginning of FY 2018.

If it was decided to go out to bid it could be early fall and a new contract signed in November or December 2017.