

LELAND A. DINGEE  
President

CHARLES RYAN  
Vice President

HAROLD RANDOLPH  
At Large

CHARLES KOKOROS  
District 1

JOHN MULLANEY  
District 2



THOMAS BOWES  
District 3

HENRY JOYCE  
District 4

RONALD DENAPOLI  
District 5

PAUL "DAN" CLIFFORD  
District 6

## OFFICE OF THE TOWN COUNCIL

August 19, 2008

### MINUTES

A meeting of the Town Council was held in the Horace T. Cahill Auditorium, Braintree Town Hall, on Tuesday, August 19, beginning at 7:30 p.m.

Council President Dingee was in the chair.

Clerk of the Council, James Casey, conducted the roll call.

Present: Leland A. Dingee, President  
Charles B. Ryan, Vice-President  
Harold Randolph  
John C. Mullaney  
Thomas Bowes  
Henry N. Joyce  
Paul Dan Clifford  
Ronald DeNapoli

Absent: Charles Kokoros

Also Present: Jeffrey Kunz  
Carl Johnson, Attorney

There was a moment of silence for all those serving in our armed services, past and present, and the meeting was opened with the pledge of allegiance to the flag.

#### CORRESPONDENCE

None

## **ANNOUNCEMENTS**

- Councilor Joyce provided information on upcoming Braintree Babe Ruth activities.
- Councilor Bowes informed residents of an upcoming Committee of Public Safety meeting to be held at the Community Center at Skyline Apartments in East Braintree.
- Councilor Clifford provided information on the water tank flushing project that has begun in the District 6 area and would continue through the Spring of 2009.
- Councilor Mullaney wished a Happy Birthday to Councilor Randolph.
- Council Vice-President Ryan read a Council Citation recognizing retired Deputy Police Kevin McHugh and it was unanimously accepted by the Council.

## **APPROVAL OF MINUTES**

- **August 5, 2008**

**Motion:** by Councilor Ryan to accept minutes

**Second:** by Councilor Mullaney

**Vote:** For (7); Abstain (1) Randolph

## **CITIZEN CONCERNS/COUNCIL RESPONSE**

None

## **OLD BUSINESS**

### **Report from Committee of Ways & Means: Chairman John Mullaney**

- 08 048 Mayor: Acceptance of Statue – Payment of Bills in Excess of Appropriations  
Committee Chairman Mullaney reported that the Committee of Ways & Means voted favorable action on the order.
- Town Auditor Position  
Committee Chairman Mullaney reported that the Committee voted to obtain a written response from the Town Solicitor regarding Section 2-8 of the Braintree Charter to determine if the Council was prohibited by the charter from hiring an independent contractor and/or an accounting firm.

### **Report from Committee on Ordinance & Rules: Chairman Ronald DeNapoli**

- 08 050 Signature Authorization Policy  
Committee Chairman DeNapoli reported that the Committee voted to recommend a Signature Authorization Policy.

## **Council Action**

### **Public Hearings**

- **08 042 Mayor: Borrowing Authorization – Road Project (\$1,700,000)**

**Motion:** by Councilor Ryan to open public hearing

**Second:** by Councilor Randolph

**Vote:** Unanimous

**MOTION:** “Borrowing Authorization for Road Projects (\$1,700,000). That the sum of \$1,700,000 be raised and appropriated for the purposes of constructing and reconstructing streets and sidewalks, making drainage improvements, purchasing related equipment, for engineering and other consulting services related thereto, and for the purpose of acquiring easements related thereto by gift, purchase, or eminent domain. To meet this appropriation, the Treasurer, with the approval of the Mayor and Town Council, is authorized to borrow said sum, under Massachusetts General Laws Chapter 44, Section 7, or any other enabling statute. Further, that the Mayor and Treasurer are authorized to take all action necessary to carry out the objectives of this vote.”

**Discussion:** Council: No Comments / Public: No Comments

**Motion:** by Councilor Ryan to close public hearing

**Second:** by Councilor Randolph

**Vote:** Unanimous

**Motion:** by Councilor Ryan to approve as read

**Second:** by Councilor Randolph

**Vote:** Unanimous

- **08 043 Mayor: Borrowing Authorization – School Building Project (\$700,000)**

**Motion:** by Councilor Ryan to open public hearing

**Second:** by Councilor Randolph

**Vote:** Unanimous

**MOTION:** “Borrowing Authorization for School Building Projects (\$700,000). That the sum of \$700,000 be raised and appropriated for the purposes of repairing and reconstructing roofs and repairing and replacing windows to various school buildings, including purchasing related equipment, engineering services, and other site improvements incidentally or directly related thereto. To meet this appropriation, the Treasurer, with the approval of the Mayor and Town Council, is authorized to borrow said sum, under Massachusetts General Laws Chapter 44, Section 7, or any other enabling statute. Further, that the Mayor and Treasurer are authorized to take all action necessary to carry out the objectives of this vote.”

**Discussion:** Council: No Comments / Public: No Comments

**Motion:** by Councilor Ryan to close public hearing

**Second:** by Councilor Randolph

**Vote:** Unanimous

**Motion:** by Councilor Ryan to approve as read

**Second:** by Councilor Randolph

**Vote:** Unanimous

- **Other**

- **08 048 Mayor: Acceptance of Statue – Payment of Bills in Excess of Appropriations**

**Motion:** by Councilor Mullaney to approve

**Second:** by Councilor Ryan

**Vote:** Unanimous

- **Town Auditor Position**

The following motion was made by the Committee on Ways & Means Chairman; “The auditor position will be advertised for an independent contractor or an accounting firm, but only if the Town Solicitor gives a legal opinion the charter would allow a firm to serve as the Council Auditor. The payment for the auditor position will not exceed \$75,000. The advertisement will note that municipal accounting experience is preferred.”

**Motion:** by Councilor Mullaney to approve

**Second:** by Councilor Ryan

**Vote:** Unanimous

- **08 050 Signature Authorization Policy**

MOTION: BE IT ORDAINED AS A POLICY OF THIS TOWN COUNCIL THAT THE CLERK OF THE COUNCIL SHALL NOT BE AUTHORIZED TO SIGN ANY DOCUMENTS ON BEHALF OF A COUNCIL MEMBER AND SHALL NOT DELIVER DOCUMENTS THAT NORMALLY WOULD HAVE A SIGNATURE UNTIL SUCH TIME THE DOCUMENT IS SIGNED BY THE APPROPRIATE COUNCIL MEMBER, EXCEPT FOR CITIATIONS THAT HAVE BEEN VOTED BY THE COUNCIL AND FOR WHICH THE COUNCIL MEMBER HAS PROVIDED PRIOR AUTHORIZATION FOR THE CLERK TO USE A SIGNATORY STAMP TO AFFIX SAID COUNCIL MEMBER’S SIGNATURES TO SAID CITATION.

**Motion:** by Councilor DeNapoli to approve

**Second:** by Councilor Ryan

**Vote:** Unanimous

## **COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS**

- A presentation on the new Single Stream Recycling Program was provided by Jeff Kunz.

## **NEW BUSINESS**

- 08 051 Mayor: Release of Restriction on Land Adjacent to South Shore Plaza

**Motion:** by Councilor Ryan to refer to Committee on the Department of Public Works

**Second:** by Councilor Randolph

**Vote:** Unanimous

It was unanimously voted to adjourn the meeting at 8:06 p.m.

Respectfully submitted,  
James M. Casey  
Clerk of the Council