

CHARLES RYAN
President

LELAND DINGEE
At Large

SEAN POWERS
At Large

JOHN MULLANEY
District 2

THOMAS BOWES
District 3



CHARLES KOKOROS
Vice President
District 1

HENRY JOYCE
District 4

RONALD DENAPOLI
District 5

PAUL "DAN" CLIFFORD
District 6

OFFICE OF THE TOWN COUNCIL

May 17, 2011

MINUTES

A meeting of the Town Council was held in the Horace T. Cahill Auditorium, Braintree Town Hall, on Tuesday, May 17, 2011 beginning at 7:30p.m.

Councilor Dingee was in the chair.

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

Present: Charles Kokoros, Vice President (Arrived Late: 7:35pm)
Leland Dingee
Sean Powers
Thomas Bowes
Henry N. Joyce
Paul Dan Clifford
Ronald DeNapoli

Note Present: Charles B. Ryan, President
John C. Mullaney

Others: Joseph Sullivan, Mayor
Sharmila Biswas, Director Elder Affairs
Dennis Regan, NationalGrid
Richard McDermott, Harbormaster
Joseph Powers, Town Clerk

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

CORRESPONDENCE

None

ANNOUNCEMENTS

- **014 11 Councilor Joyce:** Recreation Department - Upcoming Events
- **Councilor Bowes:** Memorial Day Ceremony
- **Councilor Bowes:** Norfolk County District Attorney Meeting
- **Councilor Clifford:** Ryan Thompson Golf Tournament

At the request of Mayor Sullivan, Councilor Bowes moved to take Order 11 015 out of order.

Motion: by Councilor Bowes

Second: by Councilor Joyce

Vote: For (6), Against (0), Absent (3-Kokoros, Mullaney, Ryan)

Councilor Kokoros arrived at 7:35pm

- 11 015 – **Mayor:** Acceptance of Land from the Estate of Thomas J. Flatley

Mayor Sullivan explained that Mr. Thomas J. Flatley, in his will, offered the Town of Braintree, at no cost, approximately 37 acres of land, consisting of six parcels located off Washington Street near the Thayer athletic field and adjacent to the golf course. The property provided approximately \$25,000 in tax revenue, which would be a tax loss upon acceptance of the property.

Councilor Dingee reported that the Committee on Ways & Means has recommended favorable action on the acceptance of land.

Councilor Bowes read into the records the following motion:

That the Town Council hereby approve the acceptance of certain land from Charlotte E. Flatley, Mary Margaret Darling, Daniel T. Flatley and John J. Flatley, executors under the Will of Thomas J. Flatley (Norfolk Probate Docket No. 08P1505EP), said property located off Washington Street in Braintree, as shown on Assessor's Map No. 1048 Plot 12G (now shown as Plot 12G on Assessors Map 1053), Map No. 1053 Plots 12E and 12F, and Map No. 1054, Plots 9, 11A and 11B, said Plot 9 on said Assessor's Map No. 1054 being the premises described in deed recorded at Norfolk Registry of Deeds Book 5920 Page 221 and Book 6212 Page 686, said Plots 12E and 12F on said Assessor's Map No. 1053 and said Plot 12G on Assessor's Map No. 1048 being shown as Lots 9, 10, and 11 on Land Court Plan #28089C, said Plots 11A and 11B being shown as Lots 14 and 15 on Land Court Plan #28089D, and Lot 17 on Land Court Plan #28089E. Further, that the Mayor be authorized to execute any documents on behalf of the Town necessary to carry out this action.

Councilor Clifford moved motion for acceptance.

Motion: by Councilor Clifford

Second: by Councilor Joyce

Vote: For (7), Against (0), Absent (2 Mullaney, Ryan)

Councilor Bowes moved for a five minute recess at 7:55pm.

Motion: by Councilor Bowes

Second: by Councilor Joyce

Vote: For (7), Against (0), Absent (2 Mullaney, Ryan)

The meeting was reconvened at 8:00pm with Council Vice-President Kokoros taking over the chair.

APPROVAL OF MINUTES

- May 3, 2011

Motion: by Councilor Bowes

Second: by Councilor Clifford

Vote: For (7), Against (0), Absent (2-Mullaney, Ryan)

CITIZEN CONCERNS/COUNCIL RESPONSE

None

OLD BUSINESS

- 11 017 – **NationalGrid Petition:** Pleasant Street
- 11 018 – **NationalGrid Petition:** Weston Avenue
- 11 019 – **NationalGrid Petition:** Georganna Street
- 11 020 – **NationalGrid Petition:** Plain Street
- 11 021 – **NationalGrid Petition:** Jefferson Street

Councilor DeNapoli, Chairman of the Committee on Public Works, reported that the Committee has recommended favorable action on all five petitions.

Councilor Bowes moved to accept all five NationalGrid Petitions subject to staff recommendations.

Motion: by Councilor Bowes

Second: by Councilor DeNapoli

Vote: For (7), Against (0), Absent (2-Mullaney, Ryan)

- 11 014 – **Mayor:** Appointment Assistant Harbormaster – Edward Carnell

Councilor Dingee reported that the Committee on Ways & Means has recommended favorable action on the appointment of Edward Carnell to the position of Assistant Harbormaster.

Motion: by Councilor Bowes

Second: by Councilor DeNapoli

Vote: For (7), Against (0), Absent (2-Mullaney, Ryan)

- 11 016 – **Mayor:** Authorization for Preservation Restriction for Old Thayer Library

Councilor Dingee reported that the Committee on Ways & Means has recommended favorable action on the authorization for Preservation Restrictions for Old Thayer Library.

Councilor Bowes read the motion as printed in the April 15, 2011 memo from Mayor Sullivan

Motion: by Councilor Bowes

Second: by Councilor Joyce

Vote: For (7), Against (0), Absent (2-Mullaney, Ryan)

Councilor Bowes moved to take “New Business” out of order.

Motion: by Councilor Bowes

Second: by Councilor DeNapoli

Vote: For (7), Against (0), Absent (2-Mullaney, Ryan)

NEW BUSINESS

- 11 022 – **Department of Elder Affairs:** Transfer of Vehicle

At the request of the Department of Elder Affairs, Councilor Bowes read the following motion:

Be it resolved that the Town, through the Braintree Town Council and in accordance with MGL Chapter 30B, Section 15 vote to donate and transfer ownership of a van to the Rotary Club of Braintree.

Motion: by Councilor Bowes

Second: by Councilor DeNapoli

Vote: For (7), Against (0), Absent (2-Mullaney, Ryan)

- 11 024 – **Mayor:** FY2012 Water and Sewer Rates

The Clerk of the Council reported that in an email dated May 17, 2011 from Chief of Staff, Peter Morin, the Mayor has withdraw his request for a hearing on water rates.

COMMUNICATIONS AND REPORTS FROM THE MAYOR AND TOWN BOARDS

- 11 023 – **Town Clerk:** Proposed 2011 Re-Precincting/Districting Plans

Joseph Powers, Town Clerk, provided a PowerPoint presentation on the process that is would need to be followed for the 2011 Re-Precincting/Re-Districting.

Councilor Dingee commented that three members of the Council have a meeting scheduled for next Tuesday, May 24th at 6:30pm to present the Splash Park Proposal to a neighborhood group and asked if the voting for the re-precincting could be held on May 31. Mr. Powers explained that the Secretary of State's Office has informed him that he would like all approvals completed by the end of the month.

Councilor Dingee moved to reschedule the start of the May 24, 2011 Council meeting from 7:30pm to 8:30pm

Motion: by Councilor Bowes

Second: by Councilor Joyce

Vote: For (7), Against (0), Absent (2-Mullaney, Ryan)

ADJOURNMENT

It was unanimously voted to adjourn the meeting at 8:52p.m.

Respectfully submitted,

James M. Casey

Clerk of the Council

Documents provided for Meeting

- **May 3, 2011 Minutes**
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- 11 019 – **NationalGrid Petition:** Georganna Street
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- 11 021 – **NationalGrid Petition:** Jefferson Street
- 11 014 – **Mayor:** Appointment Assistant Harbormaster – Edward Carnell
- 11 015 – **Mayor:** Acceptance of Land from the Estate of Thomas J. Flatley
- 11 016 – **Mayor:** Authorization for Preservation Restriction for Old Thayer Library
- 11 023 – **Town Clerk:** Proposed 2011 Re-Precincting/Districting Plans
- 11 022 – **Department of Elder Affairs:** Transfer of Vehicle
- 11 024 – **Mayor:** FY2012 Water and Sewer Rates