

MINUTES OF THE BRAINTREE TOWN COUNCIL  
Council Chambers, Cahill Auditorium, Town Hall

**March 18, 2008**

Present: Leland A. Dingee, President  
Charles B. Ryan, Vice-President  
Harold J. Randolph  
Charles C. Kokoros  
John C. Mullaney  
Thomas M. Bowes  
Ronald E. DeNapoli  
Paul Dan Clifford

Absent: Henry N. Joyce

Also Present: Donna Fabiano, Town Clerk

Council President Dingee called the Town Council Meeting to order at 7:30 p.m. All Councilors who were present answered to a roll call. Councilor Kokoros arrived at 7:50 p.m.

**ANNOUNCEMENTS**

Council Vice-President Ryan distributed booklets for the Braintree Fund for Education. The program is a tremendous success.

Council Vice-President Ryan announced that the Ross School will hold their third annual Comedy Night on April 5<sup>th</sup> at the D.A.V.

Councilor Clifford distributed a hand-out with updated information on Bronze Star Recipient SSG Kenny Butler.

Councilor Clifford announced that First Lieutenant Patrick Mahoney has returned home permanently from Iraq.

Councilor Clifford posted office hours for District 6 every third Thursday of every month from 7:15-8:15.

Councilor Clifford recently met with the Council on Aging. The Elder Affairs and Veterans' Services Committee will attend the April 20<sup>th</sup> meeting of the Council on Aging.

## **MINUTES**

### **Town Council Meeting – March 4, 2008**

MOTION: by Council Vice-President Ryan to approve the Town Council Meeting Minutes of March 4, 2008

SECOND: by Councilor DeNapoli

VOTE: 7-0 (Councilor Kokoros arrived late, not present for the vote)

## **PUBLIC HEARINGS**

### **08-012 Mayor, Title 1, Chapter 1.08 General Penalty**

MOTION: by Council Vice-President Ryan to open a Public Hearing for 08-012, Title 1, Chapter 1.08 General Penalty

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

Councilor DeNapoli stated that Proposed Ordinance 08-012, Title 1, Chapter 1.08 General Penalty Proposed Ordinance was voted 4-0 by the Ordinance and Rules Committee to recommend favorable action to the full Council.

MOTION: by Councilor DeNapoli be it ordained by the Town Council for the Town of Braintree that a new Ordinance, Title 1, Chapter 1.08 General Penalty be established within the Town's Municipal Code

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

Council Vice-President Ryan made a point that the Public Hearing should have be closed before the last vote was taken. Council President Dingee agreed.

Councilor DeNapoli withdrew his Motion.

MOTION: by Council Vice-President Ryan to close the Public Hearing

for 08-012  
SECOND: by Councilor Bowes  
VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Councilor DeNapoli be it ordained by the Town Council for the Town of Braintree that a new Ordinance, Title 1, Chapter 1.08 General Penalty be established within the Town's Municipal Code

SECOND: by Councilor Randolph  
VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

### **08-013 Title 2, Chapter 2-100 Town Elections**

MOTION: by Council Vice-President Ryan to open the Public Hearing for 08-013, Title 2, Chapter 2-100 Town Elections

SECOND: by Councilor Randolph  
VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Council Vice-President Ryan to close the Public Hearing for 08-013

SECOND: by Councilor Randolph  
VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Councilor DeNapoli be it ordained by the Town Council for the Town of Braintree that a new Ordinance, Title 2, Chapter 2-100 Town Elections be established within the Town's Municipal Code

SECOND: by Councilor Randolph  
VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

### **08-014 Title 2, Chapter 2-200 Mayor**

MOTION: by Council Vice-President Ryan to open the Public Hearing for 08-014, Title 2, Chapter 2-200 Mayor

SECOND: by Councilor Randolph  
VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Council Vice-President Ryan to close the Public Hearing for 08-014

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Councilor DeNapoli be it ordained by the Town Council for the Town of Braintree that a new Ordinance, Title 2, Chapter 2-200 Mayor be established within the Town's Municipal Code

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

**08-016 Title 2, Chapter 2-208 Acting Mayor**

MOTION: by Council Vice-President Ryan to open the Public Hearing for 08-016, Title 2, Chapter 2-208 Acting Mayor

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Council Vice-President Ryan to close the Public Hearing for 08-016

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Councilor DeNapoli be it ordained by the Town Council for the Town of Braintree that a new Ordinance, Title 2, Chapter 2-208 Acting Mayor be established within the Town's Municipal Code

Second: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

**08-017 Title 2, Chapter 2-209 Assistant to the Mayor**

MOTION: by Council Vice-President Ryan to open the Public Hearing for 08-017, Title 2, Chapter 2-209 Assistant to Mayor

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Council Vice-President Ryan to close the Public Hearing for 08-017

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

MOTION: by Councilor DeNapoli be it ordained by the Town Council for the Town of Braintree that the Assistant to Mayor Ordinance previously approved by the Council be designated as Title 2, Chapter 2-209 and be approved as amended within the Town's Municipal Code

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present at hearing)

## **REPORTS OF COMMITTEES**

### Ways and Means Committee

#### **08-024B Mayor, Appointments to Committees – Zoning Board of Appeals, Board of Assessors**

Councilor Mullaney reported that the Ways and Means Committee interviewed the Mayor's nominees to the Zoning Board of Appeals (Stephen Karll, John Gauthier and Joseph Mulligan). The committee voted unanimously to recommend each appointee to the Zoning Board of Appeals.

MOTION: by Councilor Mullaney to approve the nominations put forth by the Mayor of Stephen Karll, John Gauthier and Joseph Mulligan to the Zoning Board of Appeals, 08-024B

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present for the vote)

Councilor Mullaney reported that the Ways and Means Committee interviewed the Mayor's nominees to the Board of Assessors (Robert Cusack, Robert Connolly and Susan O'Brien). The committee voted unanimously to recommend each appointee to the Board of Assessors.

MOTION: by Councilor Mullaney to approve the nominations put forth by the Mayor of Robert Cusack, Robert Connolly and Susan O'Brien to the Board of Assessors, 08-024B

SECOND: by Councilor Randolph

VOTE: 7-0 (Councilor Kokoros arrived late, not present for the vote)

## **NEW BUSINESS**

### Clerk of the Council and Town Auditor Positions

Council Vice-President Ryan informed the Council that President Dingee appointed him to chair a sub committee to review the applications for Council Clerk and Auditor. Councilor Joyce and Ms. Fabiano (Town Clerk) were also asked to serve on this committee. More than eighty resumes were received for the Clerk of the Council position and three resumes were received for the Town Auditor position.

Council Vice-President Ryan stated that the committee plans to review the resumes and interview those qualified for the Clerk of the Council position. The committee will then bring the top candidates to the full Council for review and interviews.

Councilor Mullaney suggested that the committee interview all the qualified candidates for the Clerk of the Council position and not just a few. He feels that a candidate's personality could be more important than what is in their resume. If the interview process includes interviewing all qualified candidates, he offered to assist in this process.

Councilor Mullaney talked about the qualifications for the Town Auditor position and questioned if it is necessary that the candidate have a municipal accounting background as opposed to skills in identifying problems. He asked the Councilors if they would reconsider the type of experience that they are looking for.

Council Vice-President Ryan disagreed with Councilor Mullaney regarding the interview process for the Clerk of the Council position. He does not feel that it is practical to interview all the qualified candidates who applied for the position.

Council President Dingee talked about the various duties of the Town Auditor. He also talked about the process that the hiring committee and Human Resources Department will use to review resumes submitted for the Clerk of the Council position to see if they meet at least the minimum qualifications. The committee will interview those who are qualified, but they will not interview all those who applied for the position.

**MOTION:** by Councilor Mullaney that everyone who qualifies for the position, based on what was established in the ad, be interviewed by the committee.

SECOND: there was no second

Councilor Mullaney withdrew his Motion.

**ESTABLISH DATE OF NEXT MEETING**

The next meeting of the Council will be held on Tuesday, April 8, at 7:30 p.m.

**ADJOURNMENT**

MOTION: by Councilor Randolph to adjourn the meeting at 8:10 p.m.

SECOND: by Council Vice-President Ryan

VOTE: Unanimous

Respectfully submitted,

Patricia Thorpe  
Recording Secretary