

BRAINTREE BOARD OF SELECTMEN

MINUTES

April 23, 2007

Regular meeting of the Braintree Board of Selectmen, held on Monday, April 23, 2007, at 7:00 p.m. at Braintree Town Hall, in the Carl R. Johnson, Jr. Chambers, One JFK Memorial Drive, Braintree, Massachusetts

IN ATTENDANCE: Darrin M. McAuliffe, Chairman; Charles C. Kokoros, Vice Chairman; Charles B. Ryan, Clerk; Joseph F. Powers; James M. Casey

ALSO PRESENT: Sue Kay, Interim Executive Secretary; Carolyn Murray, Town Counsel; Deborah Carlino, Recording Secretary; members of the press and public

Chairman McAuliffe opened the meeting at 7:00 p.m.; all members of the Board who were present answered to a roll call. Chairman McAuliffe then led those present in a moment of silence in memory of Virginia Tech and then led in the Pledge of Allegiance.

ANNOUNCEMENTS:

-There are several vacancies: Fair Housing Committee (several vacancies); Commission on Disabilities (1 vacancy).

-The compost site at the Plain Street Cemetery will open for the season on Wednesday, April 4, 2007. Site Hours: Wed thru Sun: 7:30 a.m. to 12 p.m. and 1 to 3 p.m. Closed Mondays, Tuesdays and Holidays. Permits are required: residential stickers (781) 794-8200; landscaping permits (781) 794-8950.

-Braintree Clean Up Day 2007 sponsored by the Braintree Rotary Club will be held on Saturday, April 28th, 2007, from 8:30 a.m. to 12:30 p.m. The kickoff will be at the Braintree Highway School student parking lot. If there is anyone interested in joining, they should contact Bill Tennant at 781-767-9999; local clubs and groups are welcome.

-The Annual Rabies Clinic will be held on Saturday, May 12, 2007 from 10 a.m. to 12 noon. It will be held at the Town Hall – outside side entrance. The Annual Rabies Clinic is sponsored by the Braintree Jaycees and Dr. Richard Harris, DVM. The vaccination fee per animal is \$12.00. All proceeds from this event benefit the Braintree Jaycees Scholarship Fund given each year to a graduating Braintree High School student.

-The Annual Spring Leaf Pickup by Waste Management for two weeks only will be held on May 14th thru May 18th and May 29th thru June 2nd. The same day as trash pickup. Due to Memorial Day Holiday there will be no pickups on May 28th. Materials must be in biodegradable bags or containers such as boxes or barrels and curbside separate from household trash by 7 a.m. No plastic bags. Only leaves and grass clippings will be collected. Branches and other yard waste must be brought to the Plain Street composting site. After pickup schedule is complete, residents must use the Plain Street Cemetery leaf site for disposal. Absolutely no pickups after these dates. Compost site hours are: Wed thru Sun 7:30 a.m. to 12 p.m. and 1 p.m. to 3 p.m. Closed Mondays, Tuesdays and Holidays. For more information contact Highway Dept. (781-794-8950 or Waste Management 1-800-262-5633 after 5 p.m. 508-337-1287.

-The Braintree Recycling Committee is holding the semi-annual Household Hazardous Waste Collection Day on Saturday, May 19, 2007, at the Robert Salvaggio Recycling Center at 257 Ivory Street from 9 a.m. to 1 p.m. For more information call 781-794-8237.

-The Braintree Rotary and Braintree Community Youth Center received three awards: the 2006-2007 Presidential Citation; the 100% Club participation award; the 2006-2007 Significant Achievement Award for Community Service for the Youth Center.

APPROVAL OF MINUTES:

MOTION: by Mr. Ryan to approve the minutes of April 9, 2007
SECOND: by Mr. Kokoros

DISCUSSION:

Mr. Casey pointed out on page 10 that there was to be a discussion re: the Greenbush liaison from this Board held at tonight's meeting. He does not see this discussion on the agenda.

Mr. McAuliffe advised that this could be further discussed under Other Business.

UNANIMOUSLY VOTED

NEW BUSINESS:

RE: Discuss and Vote to Name Subdivision Roadway – Grove Heights Definitive Subdivision 95-111 Grove Street

IN ATTENDANCE: Carl R. Johnson, Esq.

Atty. Johnson was before the Board requesting that the name of the proposed subdivision roadway be named: "Stone Crest Drive".

The Board received a memo from Bob Campbell, Town Engineer advising that the Planning Board requires applicants to petition the BOS to assign a name for each street within the approved subdivision. As a matter of practice, the applicant generally submits the desired name on the petition, and unless there may be confusion due to a similarly named street, that name is usually assigned. In some cases, the BOS may assent to the request of the Veteran's Agent or similar entity to name a street after a local veteran or similarly deserving person.

MOTION: by Mr. Ryan to approve the proposed name of the subdivision roadway as "Stone Crest Drive" as requested

SECOND: by Mr. Casey

UNANIMOUSLY VOTED

Mr. Powers noted that also in Mr. Campbell's memo there is reference to the "Connector Road" into the East Braintree/Weymouth Landing commuter rail station remaining unnamed. As stated in Mr. Campbell's memo; that since part of the roadway is in Weymouth and part of it lies in Braintree, Mr. Campbell recommends coordination with Weymouth on the naming. There are also new bridges to be named at Shaw Street over the railroad and Quincy Avenue over the railroad. Mr. Powers asked if this matter could be put on a future agenda for discussion.

RE: Request for approval of Keyspan Energy Petition – Dewey Road

IN ATTENDANCE: Francis O'Leary

The Board has received a petition from Keyspan Energy to install and maintain approximately 475', more or less, of 2" gas main in Dewey Road from the existing 1" gas main in Dewey Road at Marietta Avenue West to the existing 2" gas main in Dewey Road at House No. 28 all of which is to replace the existing 1 1/2" gas main in Dewey Road which is to be abandoned.

The Board received memos from: Engineering Dept. (no objection); Highway Dept. (no objections); Water/Sewer Dept. (there are water/sewer mains in this street; they request that the gas main is at least 3' distant, horizontally, from the existing water/sewer mains. Also, Braintree is not a member of Dig Safe. Therefore, they must be notified directly for water/sewer mark out prior to the start of construction); BELD (no objection).

MOTION: by Mr. Ryan to approve the request subject to Staff's recommendations and further that all police details be paid up to date
SECOND: by Mr. Kokoros
UNANIMOUSLY VOTED

RE: Request for Several Reserve Fund Transfers:
~Highway Dept. – Unleaded/Diesel Fuel
~Fire Dept. – replacement of server and software/hardware
~DPW (Waste Collection) – overtime
~DPW – part time clerical
~Council on Aging – water heater
~Council on Aging – fuel

Ms. Kay advised that the total requested this evening will deplete the reserve fund account. As such, the depts. are being asked to do line item transfers from within their own budgets, whenever possible, in order to cover expenses as well.

Rich Grey, Highway Superintendent was before the Board asking for a reserve fund transfer in the amount of \$20,000 to assure adequate funding for fuel expenditures for the remaining year.

Mr. Kokoros asked if some of the fuel, since it was used for snow removal, could be added to the snow deficit budget.

Brian Connolly, Finance Director advised that he would look into this to see if this was possible.

Mr. Ryan asked for a fuel station facility update at a future meeting.

MOTION: by Mr. Ryan to approve this request
SECOND: by Mr. Kokoros
UNANIMOUSLY VOTED

Deputy Fire Chief, Ken McHugh was before the Board asking for \$10,000 in order to replace a Fire Dept. server and necessary software/hardware. The Fire Dept. server is beyond repair and is needed for Fire Dept. software to run.

MOTION: by Mr. Kokoros to approve this request
SECOND: by Mr. Ryan
UNANIMOUSLY VOTED

Ms. Kay advised that this funding may come from another source; this is being reviewed at this time and as such may not need to request a reserve fund transfer.

Tom Whalen, DPW Director was before the Board asking for \$3500 for overtime. This lint item was zero funded and the requested funds are to cover arrears for collections of old accounts.

MOTION: by Mr. Kokoros to approve this request
SECOND: by Mr. Casey
VOTE: 4:1 (against: Mr. Powers)

Mr. Whalen was also asking for \$4000 to cover part time clerical for the additional three meetings of the DPW Advisory Board to the end of the fiscal year.

MOTION: by Mr. Ryan to approve this request
SECOND: by Mr. Casey
UNANIMOUSLY VOTED

The Board received two memos from the Council on Aging requesting \$1900 to be used to replace a water heater at the COA building. Also, for \$1800 to cover an account shortfall in the fuel oil account and projected billing for 2007.

MOTION: by Mr. Casey to approve these requests

SECOND: by Mr. Kokoros

UNANIMOUSLY VOTED

RE: Request for a Common Victualler License from Joseph M. Hines d/b/a Fairway Café, 101 Jefferson Street

The Board received an application from Joseph M. Hines requesting a Common Victualler License for the proposed facility (Fairway Café) to operate a 48 seat food establishment at the Braintree Municipal Golf Course located at 101 Jefferson Street. This license is for a pre-existing food establishment previously operated as J.P.K. Sun, Inc. d/b/a Fairway Café.

The Board received memos from: Police Dept. (recommending favorable action); Fire Dept. (site has been inspected and found to up to local standards and fire codes); Building Dept. (no objections); Board of Health (no objections); Planning Board (recommend favorably); Water/Sewer Dept. (no objection).

MOTION: by Mr. Ryan to approve this request

SECOND: by Mr. Kokoros

UNANIMOUSLY VOTED

RE: Request for Precious Metal Dealers License from Allan A. Cohen & Assoc. d/b/a Grant's Estate Buyers, 1433 Villa Juno Drive South, Juno Beach, FL for Buying Event

The Board received an application from Allan A. Cohen & Assoc. d/b/a Grant's Estate Buyers, 1433 Villa Juno Drive South, Juno Beach, FL requesting a Precious Metal Dealers License for a buying event. Mr. Cohen will be conducting his business from the Sheraton Tara Hotel located at 37 Forbes Road for four days from May 2 – 5, 2007, with only purchases on his part and no sales.

The Board received memos from: Police Dept. (favorable action); Building Dept. (no objections).

MOTION: by Mr. Ryan to approve this request

SECOND: by Mr. Casey

UNANIMOUSLY VOTED

RE: Annual Exit Interview with Powers & Sullivan

IN ATTENDANCE: Jim Powers; Mike Nelligan

The Board received reports entitled, "Town of Braintree, Massachusetts, Reports on Federal Award Programs, Fiscal Year Ended June 30, 2006"; "Town of Braintree, Massachusetts, Report on Examination of Basic Financial Statements, Fiscal Year Ended June 30, 2006"; "Town of Braintree, Massachusetts, Management Letter, June 30, 2006".

There was a lengthy discussion re: the Water/Sewer Dept. and necessary collections of revenue in both water/sewer billings as well as, trash fee billings. We need a game plan from Staff on the best solution to handle this ongoing shortfall.

Mr. Casey stated that he does not feel that the skill set is there with re: to the Harris System software program. The Town of Littleton uses the Harris System in their water/sewer dept. and as such could be a good asset and resource for our Water/Sewer Dept. to use. There is a meeting on Wednesday at BELD for the surrounding communities that use Harris; perhaps it would be beneficial for some of our staff to attend this meeting.

Mr. Kokoros stated that this billing software was not the right software for the Water/Sewer Dept. BELD uses the software, however, they have more personnel, and they do a monthly billing whereas the Water/Sewer Dept. does a quarterly. He thought that we voted to get rid of this system at one time.

Also, from his view of the training for the Staff, he was not impressed. He has no confidence in the system in regard to the Water/Sewer Dept. usage. We should get rid of this program and get something that works for this type of dept.

Ms. Kay advised that the program is not user friendly. Also, when the staff is being trained they have to leave to answer the phones, help residents that may walk in; they are not getting the full benefit of non-interrupted training.

Mr. Casey advised that the Town of Littleton does do quarterly billing on the Harris system. The problem is, we need to develop a plan for handling the day to day operations so that Staff can be properly trained. We already spent lots of money on this program and we need to correctly train our staff of use it.

The Board thanked Mr. Powers and Mr. Nelligan for their hard work and look forward to correcting and minimizing the significant deficiency of internal accounting control.

RE: PUBLIC HEARING: Request to Transfer Stock and New Officer/Director, Bugaboo Creek Holdings, Inc., 551 John W. Mahar Highway, Braintree
IN ATTENDANCE: Dennis Budway, Manager; Kim Bakger

MOTION: by Mr. Kokoros to open the public hearing
SECOND: by Mr. Ryan
UNANIMOUSLY VOTED

The Board was advised that RARE Hospitality International Inc. was selling their 30 existing Bugaboo Creek Restaurants to Bugaboo Creek Acquisition LLC. This was housekeeping and necessary to the sale of same.

MOTION: by Mr. Kokoros to close the public hearing
SECOND: by Mr. Ryan
UNANIMOUSLY VOTED

MOTION: by Mr. Ryan to approve this request
SECOND: by Mr. Kokoros
UNANIMOUSLY VOTED

RE: Resident Ongoing Complaint with Graziano Concrete – Street Sweeping of Adams Street
Mike Sullivan advised that he was before the Board back in the Fall, re: the same issue. Graziano's trucks leave dust and rocks and the streets are still not being swept as was asked to do so by the Board prior.

The Board received a petition entitled, "Graziano not being a good neighbor. Help to get them to clean up their act"; that was signed by about 24 area residents.

The Board was advised by Mr. Sullivan that Graziano's sweeper does not work. He is unable to sit and enjoy his back yard because of the dust that is left behind. The only time that Graziano sweeps the streets is when issues, such as this, are raised. Maybe the Town and/or the Code Enforcement needs to get involved.

Atty. Richard Kerr spoke on behalf of Graziano. He advised that Graziano has been located at this site for over 60 years. They make every effort to be a good neighbor in the Town. There are numerous other businesses in that area that use large truck and carry materials. Graziano has complied with the Order of Conditions as drafted by the ConComm and Planning Board. Atty. Kerr and Kelly Graziano are here before the Board as a courtesy, however, the BOS does not have jurisdiction over this matter. His client, Graziano, will not continually be harassed by Mr. Sullivan. Mr. Sullivan purchased his home about four years ago; he knew what and where he was buying into; the price of his house reflects that. Graziano will

continue with its efforts to work with the Town, however it will not harassed by Mr. Sullivan and the BOS office should not be used for said harassment either.

Richard Grey, Highway Superintendent, advised that the Town has two sweepers that have been working since the beginning of March. The first place they went was Adams Street. Whenever the sweepers are in the area, he has them go over to Adams Street and do a sweep through; however, Arnold Street is a private road.

Mr. Ryan stated that this matter was before the Board back in October, 2006 and it was requested at that time that Graziano sweep every day. Has this been done?

Atty. Kerr stated that it probably has not been done and nor will it be. The BOS may have asked, however, it does not have jurisdiction.

Town Counsel, Ms. Murray advised that the Board asked Graziano to sweep once a day to help mitigate this matter; however, the Board does not have the authority to direct this request. The best source to go through re: this matter would be to go through the Building Dept. and Code Compliance Officer.

Atty. Kerr advised that Graziano is sweeping within reason. He will not advise his client, Graziano to sweep every day.

Mr. Ryan suggested that Graziano just police itself and keep the area clean.

Mr. Kokoros stated that when we last met back in October, 2006, there was a verbal agreement and the Conditions as drafted by the Planning Board live with the building. Graziano has a condition as outlined by the Planning Board and therefore the authority to review issues if they arise. There was a problem and we had an agreement and thought that the problem was solved.

MOTION: by Mr. Powers to have the Code Compliance Officer monitor the situation for 30 days and advise the Board at that time

SECOND: by Mr. Kokoros
UNANIMOUSLY VOTED

Mr. Casey stated that these other businesses in this area do not carry rocks and materials. He has seen Graziano employees shoveling when there are big spills, however, on more occasions there is debris that remains untouched. He knows that Graziano is trying, but perhaps it needs to try harder.

Atty. Kerr stated that when they get notice of a spill, they go out and clean it. There are other businesses that may contribute to some degree. Sweeping is taking place on an average of three times a week.

Mr. Grey advised that the drivers are responsible for the weight and securing of the materials on their loads. Perhaps there should be a posting in the scale house asking that the drivers properly check and secure their loads.

Kelly Graziano advised that about three to four times a week they sweep; however it may be one or two times a week in the winter since the demand is not there.

Mr. McAuliffe asked if Graziano would post the suggesting by Mr. Grey.

Ms. Graziano advised that they would.

Mr. Ryan stated that Graziano should be a good neighbor and if roads need to be swept, then sweep them.

Ms. Graziano advised that they only have two sweepers and they do sweep at least two times a week. When there is a spill, they clean it up; if they are called about a spill, they go and clean it up. They are trying to be a good neighbor; however, it seems that no matter what they do, it will not be good enough.

Atty. Kerr advised that they have been good neighbor for over 56 years; up to about 4 years ago someone decided that they were not.

RE: Vote to Approve Roadway and Traffic Signal Improvements – Granite Street (Rt. 37)

IN ATTENDANCE: Brad Cartwright

The Board received a memo from Town Engineer, Robert Campbell advising that he has reviewed the plans for the subject modifications to Route 37 at the future day care/preschool facility and found that his comments have been addressed. He would have no objection to the BOS signing the application to the State.

MOTION: by Mr. Kokoros to sign the Agreement between the Commonwealth of Massachusetts and the Town of Braintree for the roadway and traffic signal improvements to Granite Street (Route 37) in the Town of Braintree, Norfolk County, The Commonwealth of Massachusetts

SECOND: by Mr. Casey

DISCUSSION:

Mr. Casey asked who was paying for these changes and modifications?

Mr. Cartwright advised that 467 Granite Street Trust.

Mr. Casey asked if this construction could be delayed for about 12 months in order to coordinate with the potential construction that may be ongoing at that time.

Mr. Kokoros advised that he did not feel comfortable discussing potential construction at this site. These proposed traffic signals will be an asset to the day care center being proposed at this site.

Mr. Powers advised that he was unfamiliar with what is going on at this site.

Mr. Cartwright advised that this project was an approved 11,000 sqft. Day care center that has gone before the Zoning Board of Appeals and Planning Board; and the Highway Dept. is currently reviewing the plans as well. This is a request to the State, as this is a state highway, by the Town of Braintree on behalf of the property owner, 467 Realty Trust in order that the Trust can do these modifications, to the existing traffic signals and intersection. There will be a curb cut, new traffic lines, so that there is adequate ingress and egress into/out of the site, as well as the Plaza.

Town Counsel, Ms. Murray advised that this is a standards request that is made between a Town and the State with re: to a state highway.

Mr. Powers asked Town Counsel if she has reviewed this agreement.

Ms. Murray advised that she has not.

MOTION: by Mr. Powers to table this Agreement to the next meeting pending review by Town Counsel

SECOND: by Mr. Casey

VOTE: 3:2 (against: Mr. Kokoros; Mr. McAuliffe)

It was suggested that the Town Engineer be at the meeting, when this matter is on the agenda to discuss same with the Board.

RE: Vote the Following with re: to the property at 58 Glenrose Avenue
-Enter into Purchase and Sales Agreement with Habitat for Humanity, Inc.
-To Waive Building Permit Fees Associated with 58 Glenrose Avenue

IN ATTENDANCE: Mark O'Reilly, Habitat for Humanity; Sunny Shaw

MOTION: by Mr. Ryan to waive the permit fees associated with 58 Glenrose Avenue

SECOND: by Mr. Casey

DISCUSSION:

Mr. Kokoros asked if Habitat was going to ask for a waiver from the water/sewer dept. for connection fees.

Ms. Murray advised that back in 2002 the BOS voted a policy that they could waive all fees, water/sewer included.

AMENDMENT:

MOTION: by Mr. Kokoros to include the water/sewer connection fees

SECOND: by Mr. Ryan

AMENDMENT: UNANIMOUSLY VOTED

MAIN MOTION: UNANIMOUSLY VOTED

MOTION: by Mr. Ryan to enter into Purchase and Sales Agreement with Habitat for Humanity, Inc.

SECOND: by Mr. Casey

UNANIMOUSLY VOTED

RE: Vote to Designate Fire Chief Kenneth J. McHugh as the Community Response Coordinator for the Town of Braintree

MOTION: by Mr. Ryan to designate Fire Chief Kenneth J. McHugh as the Community Response Coordinator for the Town of Braintree

SECOND: by Mr. Kokoros

UNANIMOUSLY VOTED

RE: Discussion: Selection Committee for Veterans Agent Position

Ms. Kay advised that since announcing at a past meeting, they have received 10 applications. She would ask that the Veterans Agent Search Committee review all applications and bring the final three to the Board for interviews and selection for this interim position.

MOTION: by Mr. Kokoros to approve this request

SECOND: by Mr. Ryan

UNANIMOUSLY VOTED

RE: Take Position: Annual Town Meeting Articles

-Article 4 – Town Budget

-Article 5 – Capital Improvement and Equipment Outlay

-Article 6 – Stabilization Fund

-Article 18 – Salary Increase Appointed Officials

-Article 19 – Salary Increase Elected Officials

-Article 20 – Community Preservation Fund

-Article 4 – Town Budget

-Article 5 – Capital Improvement and Equipment Outlay

It was suggested that these articles wait to a Board meeting prior to Town Meeting.

-Article 6 – Stabilization Fund

Brian Connolly, Finance Director advised that there may be a motion to move funds to the Stabilization Fund at Town Meeting depending on state aid and the auctions scheduled for April 28th. It would be best to wait to Town Meeting before voting on this article.

MOTION: by Mr. Ryan to hold this article until Town Meeting
SECOND: by Mr. Kokoros
UNANIMOUSLY VOTED

-Article 18 – Salary Increase Appointed Officials

Mr. Casey asked for further information re: the 4.5% to 17% increases in salary.

-Article 19 – Salary Increase Elected Officials

MOTION: by Mr. Kokoros to recommend favorable action
SECOND: by Mr. Casey

DISCUSSION:

Mr. Casey advised that he could support this article as it was only a 4.5% increase.

UNANIMOUSLY VOTED

-Article 20 – Community Preservation Fund

IN ATTENDANCE: Kevin Wynn, Chairman

Mr. Wynn advised that the Community Preservation Committee voted to recommend:

Operating Expenses for FY08	\$40,000
Affordable Housing for FY08	\$90,000
Open Space for FY08	\$90,000
Historic Preservation for FY08	\$90,000

MOTION: by Mr. Ryan to recommend favorable action
SECOND: by Mr. Kokoros
UNANIMOUSLY VOTED

RE: Take Position: Special Town Meeting Articles

- Article 2 – Unpaid Bills**
- Article 3 – Transfer of Funds**
- Article 8 – Historic District Commission – John J. Gallivan House**
- Article 12 – Community Preservation Fund**

-Article 12 – Community Preservation Fund

IN ATTENDANCE: Kevin Wynn, Chairman

Mr. Wynn advised that the Community Preservation Committee voted to recommend:

Town Hall Façade Improvements from historic)	\$80,000 (\$70,000 from unreserved; \$10,000
Restoration of Town Hall	\$100,000 (from unreserved)
Braintree Housing Authority Roofs	\$100,000 (from unreserved)
Dyer Hill Children’s Playground Project	\$35,000 (from unreserved)
Franklin Street Land (5 acres)	\$175,000 (from open space)
165 Pond Street (1 acre bordering Sunset Lake for both affordable housing and open space)	\$240,000 (from open space) \$240,000 (from unreserved)

Repairs for 165 Pond Street	\$81,000 (from affordable housing)
	\$9,000 (from unreserved)
Addition to Affordable Housing Fund	\$30,000 (from unreserved)

MOTION: by Mr. Powers to recommend favorable action
SECOND: by Mr. Kokoros
UNANIMOUSLY VOTED

-Article 2 – Unpaid Bills

-Article 3 – Transfer of Funds

It was suggested that these articles wait to a Board meeting prior to Town Meeting.

-Article 8 – Historic District Commission – John J. Gallivan House

IN ATTENDANCE: Paul Carr, President of the Braintree Historical Society

Mr. Carr was asking that Town Meeting designate the Dr. John J. Gallivan House located at 776 Washington Street, Braintree as a historic site.

Mr. Powers was asking that Town Meeting approve that the Historic District be extended to include this site.

MOTION: by Mr. Kokoros to recommend favorable action
SECOND: by Mr. Powers
UNANIMOUSLY VOTED

Mr. Casey noted that STM Article 5 has been taken off the revised agenda.

It was suggested that STM Article 5 be put on the Board’s agenda for the first night of Town Meeting to be voted on.

Hank Joyce of the Parks/Playgrounds Commission advised the BOS that they had voted favorably on this article earlier at their meeting.

RE: Discuss and Vote: Policy for Handicapped Accessibility for Town Sponsored Trips

The Board received a document drafted by Town Counsel entitled, “Town of Braintree Statement of Policy Handicapped Accessibility for Town Sponsored Trips” for review and if approved by the Board becomes a Town Policy.

It was suggested that there be an amendment to the last paragraph, noting “Please contact the appropriate Town Dept. (at the appropriate phone number and contact) for each Town sponsored event to request accessible transportation”.

Mr. Powers asked if the Commission on Disabilities has had a chance to review this document.

Ms. Murray advised that she did not know.

It was suggested that Ms. Kay provide a copy to the Commission on Disabilities for any comments and bring this back to the Board at the next meeting.

OTHER BUSINESS:

Ms. Kay advised that very late today she received notice from Robert Galewski, Building Inspector re: a request for permission to work nights/off normal construction hours at the Cheesecake Factory at the South Shore Plaza. The construction company will be installing a bituminous asphalt roof which by its nature has a strong but non-hazardous odor that may negatively impact the patrons of the Plaza. The hours requested are 10 p.m. to 7 a.m. on April 24th, 25th, 26th, 2007. There will be a fire detail and security as well.

MOTION: by Mr. Ryan to approve this request, subject to noise consideration for the neighbors
SECOND: by Mr. Casey
VOTE: 4:1 (against: Mr. Kokoros)

RE: Thayer Academy – short term field usage

Ms. Murray advised that the current agreement between the Town and Thayer Academy re: field usage expires on June 30th. It is suggested that negotiations start now for a long term agreement before it's too late.

Mr. Kokoros will work with Town Counsel on these negotiations.

Mr. Kokoros advised that he received a number of phone calls from neighbors re: Thayer's proposed parking plans.

Paula Lyons LaFavre, an abutter to Thayer Academy advised that she was contacted last Friday by Thayer Academy re: proposed changes to their parking plans that would bring the new parking lot behind Central Ave. They are proposing a paved, lighted parking area where they currently provide temporary event grass parking. She advised that their proposed parking plan is before the Zoning Board of Appeals tomorrow night, however what they advertised is different than what they are bring forward now.

Mr. Kokoros advised that he is going to be keeping on top of the mosquito spraying this year.

Mr. Casey asked re: the liaison assignments. He drives a bus and he feels that this will conflict with his being the School Committee liaison. He would like to offer his expertise, over 10 year's experience, re: the Greenbush and be the liaison to same.

Mr. Powers offered to be the School Committee liaison.

MOTION: by Mr. Powers to recognize Jim Casey as the Greenbush liaison

Chairman McAuliffe stated that that motion is out of order as the Chairman set the liaison selection.

Mr. Powers stated that this is being very disrespectful to a member who wishes to serve on the Greenbush matter.

Mr. Kokoros stated that he has worked with Mayor Madden re: the parking lot negotiations. Usually the Greenbush liaison is the Chairman and since the Chairman works for the MBTA, he cannot serve in that capacity; therefore, as Vice Chairman, he was chosen as the liaison. Perhaps they could serve as Co-liaisons.

Lee Dingee spoke on behalf of Mr. Casey being the Greenbush liaison. Mr. Casey was involved in the mitigation and there on only one other person who knows more than Mr. Casey re: this matter and that is Mike Lang.

RE: Executive Session

MOTION: by Mr. Kokoros to go into Executive Session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the government's bargaining or litigation position. Also, to conduct strategy sessions in preparation for negotiations with non-union personnel; to actually conduct collective bargaining and contract negotiations with non-union personnel. Further, to consider the purchase, exchange, taking, lease or value of real property is such discussion may have a detrimental effect on the negotiating position of the governmental body.

SECOND: by Mr. Ryan

ROLL CALL VOTE: 5:0 (Mr. Ryan; Mr. Powers; Mr. Kokoros; Mr. McAuliffe; Mr. Casey)

MOTION: by Mr. Kokoros to come out of Executive Session to adjourn
SECOND: by Mr. Ryan
ROLL CALL VOTE: 5:0 (Mr. Ryan; Mr. Powers; Mr. Kokoros; Mr. McAuliffe; Mr. Casey)

Mr. Kokoros stated that at the next meeting it should be publicly announced that Mr. Casey should be appointed as the Greenbush liaison.

It was unanimously voted to adjourn the meeting at 11:50 p.m.

Respectfully submitted,
Deborah Carlino
Recording Secretary