

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

### JULY 11, 2017

### MINUTES

The meeting of the Town Council, was held in the Cahill Auditorium, Braintree Town Hall, on Tuesday, July 11, 2017 beginning at 8:00p.m.

Council President Powers was in the chair.

Present: Sean Powers, President  
Charles Ryan, Vice President  
Paul Dan Clifford  
Shannon Hume  
John Mullaney  
Michael Owens

Not Present: Thomas Bowes  
Charles Kokoros  
Stephen C. O'Brien

Also Present: James Arsenault, DPW Director  
Bob Campbell, Town Engineer  
Barbara Kelleher, National Grid Representative  
R. Alan Rugman, Comcast Representative  
Neil Carrol, Communication Construction Group for Comcast  
Stephen Pugsley, resident  
Katherine Pugsley, resident  
Linda Kopkind, resident

#### ANNOUNCEMENTS

- 067 16 Council President: A Lifeline for those concerned about a loved one's Addiction (MassBar)  
Councilor Kokoros gave information on the State Helpline 1-800-327-5050
- 036 17 Council President: 26<sup>th</sup> Anniversary Braintree Vietnam Veterans Memorial Golf Tournament,  
Monday, August 28, 2017

## APPROVAL OF MINUTES

- June 20, 2017

**Motion:** by Councilor Ryan to Approve minutes of June 20, 2017

**Second:** by Councilor Hume

**Vote:** For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien), Abstain (0)

## OLD BUSINESS

- **17 030 Comcast Petition: Wood Road or take up any action relative thereto**

Chairman Mullaney stated 17 030 was unanimously recommended for favorable action to the full Council.

MOTION read by Councilor Ryan:

To Approve Comcast request to install a conduit in the town's road and roadside along with necessary terminal location enclosures, fixtures, and appurtenances for the purpose of providing Comcast service as follows:

Comcast requests to open the roadway to a depth of 24" in order to install and maintain 2,275' of conduit along Wood Road servicing the following addresses; 115, 130, 140, 135, 150, 180,165,190,205,215,220,230,235,236,281,290,320,325,340,355,360.

**BELD:** Please see the below comments Comcast #17 030 Wood Road:

Approval with Conditions: Comcast to notify BELD of any utility conflicts or scope of work changes

**DPW:** 17-030- Wood Road, install and maintain approximately 2,275 feet of communications cable 24 inches deep in Wood Road, from the existing utility pole # 21 near building number 190 Wood Road, to the end of Wood Road, near building #360, in order to provide cable communication service to numbers 190, 205, 215, 220, 230, 235, 236, 281, 290, 320, 325, 340, 355 and 360 Wood Road. Wood Road is not under the moratorium, having been reconstructed to binder grade in 2010. We'd recommend that the proposed cable locations running through landscaped islands or close to utility poles be moved further into the pavement area and that the petition be granted under the normal conditions, with emphasis on the requirements that the cable be installed outside of the trenches of the water and sewer mains in service and that the trench pavement not be left low for any length of time; We also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither Comcast nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

- **17 032 Resident Petition: 66 Spruce Street or take up any action relative thereto**

Chairman Mullaney stated 17 032 was unanimously recommended for favorable action to the full Council.

The resident is doing a renovation to their house and explained the need to re-route the water line which now runs through the properties of neighbors and for the ability to hook up the water line in the front of their property and to change their current heating system to gas.

Councilor Mullaney stated the Committee on the Department of Public Works members care more about the residents than the rules in place. The rules should rarely be broken but when it is for the good of the people and the Town we should do it. One thing brought up is the residents of Spruce Street were never notified of the reconstructed street going in. Visiting the street it was noted the street was put in at the most economical way possible and divots appeared only 1 ½ years after the reconstruction of the street.

It was stated by National Grid and by the Town Engineer there needs to be two separate trenches with a trench dividing each and two separate contractors.

Councilor Hume stated we need to inform residents that this road work is going to be done. I support the resident in this. It is the Town's job to notify the residents.

Councilor Owens stated I will support this primarily because these residents were not notified well in advance and prior to their street being reconstructed in 2016. This is an issue. We need to properly notify residents. We do not want the burden on the residents. We need to fix the Town's notification process.

Councilor Ryan stated he is glad to see the roadways being done over. We need to protect the roadways. We need to think long and hard about letting anyone cut into a roadway but in this particular situation 66 Spruce Street prior notification was just before the job was to be started that said do not park on the street. We need to give the residents better notification. I spoke to the neighbors on Spruce Street and they were in support of the Pugsley's. They all signed a petition in support. I think this is extenuating circumstances. The main thing is because they were not notified.

Councilor Powers stated we need to give residents more than a year to be notified. If streets are on the list to be reconstructed and we have this list of what will be done in a 3 year timeframe all streets and residents should be notified three years in advance to make the financial decision if they want to do any hook ups to gas. There should not only be a reverse 9-1-1 call the night before saying do not park on the street because they will be repaving.

MOTION read by Councilor Ryan:

To Approve Resident Petition to install at 66 Spruce Street a water service lateral and a gas service lateral in Spruce Street to service house #66 Spruce Street and only repair trenches disturbed. Trenches are to be repaired by the party or contractor who disturbs such trench.

**BELD:** No underground electric utility conflicts or special requirements within the proposed scope of work.

**DPW:** To install at 66 Spruce Street a water service lateral and a gas service lateral in Spruce Street to service house number 66. Spruce Street is under the moratorium enacted by the Town in 2015 having been re-paved and microsurfaced in 2016. For transverse trenches in a Road resurfaced as Spruce Street was the moratorium is 5 years. Road openings may be made after 2021 without waiving the ordinance. Some of the statements in the petition need to be clarified: #1. The street was re-paved and then microsurfaced, not merely “sealcoated.” 2. The street has not been opened already. More asphalt was added and then infrared-heated to blend in with the adjacent surfaces in order to displace a puddle that had formed adjacent to two driveways. #4. The gas valve in front of the house has not sunk. It is low because it was not raised after the 2.5 to 3 inches of pavement were added in the re-paving. National Grid had been notified to raise it before the microsurface was paved but still has not raised it. Also in comment #4 the water and gas cannot be in the same trench as National Grid will be responsible for their trench and the contractor the property owner hires for the water service will be responsible for their trench. They can be within the same repair area but the trenches must be separated enough to identify the responsible party. Since the street is under the moratorium, I recommend that the petition not be granted. However, if the Council finds extenuating circumstances and there is no viable option to meet the resident’s needs without excavating the newly re-paved street, I would recommend that the petition for this road opening only be granted on the conditions that since Spruce Street is narrow and so recently repaved that, after maintaining the temporary trench through one winter but within one year of placement of the temporary trench repair, ***(This following statement is not required by Council)*** *the permanent repair be edge to edge in the roadway and at least 20 feet long centered between the two trenches and overlapping the edges by at least 5 feet, that any castings within the area be raised to final grade, and that surety in the amount of not less than \$2000 be put in place to guarantee the satisfactory completion of the repairs.*

We also recommend that the following requirement be added to the permit, if it is to be granted:

“Neither National Grid nor any contractor is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor’s engineer and approved by the DPW and Police Department.”

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O’Brien)

- **17 038 National Grid Petition: Bellevue Ave/Phillips St/Vernon St or take up any action relative thereto**

Chairman Mullaney stated 17 038 was unanimously recommended for favorable action to the full Council.

MOTION was read by Councilor Ryan:

To install and maintain approximately 390 feet more or less of 4 inch gas main in Bellevue Ave., Braintree. From the existing 2 inch gas main in Bellevue Ave. near Washington St. easterly to the end of main at Phillips St., approximately 195 feet more or less of 2 inch gas main in Phillips St. from the new 2 inch gas main in Bellevue Ave. to the end of main at house #6 Phillips St. and approximately 225 feet more or less of 2 inch gas main in Vernon St. from the new 2 inch gas main in Bellevue Ave. to the end of main at house #16 Vernon St. All of which to replace and abandon the 2 inch gas main in Bellevue Ave. and the 1.5 gas mains in Phillips St. and Vernon St

BELD: No underground electric utility conflicts or special requirements within the proposed scope of work

**DPW: 17-038- Bellevue Ave., install and maintain approximately 390 feet of 2 inch gas main in Bellevue Ave., from the existing 2 inch main in Bellevue Ave. easterly to the end of the main gas main at Philips St., approximately 195 feet more or less of 2 inch gas main in Phillips St. from the new 2 inch gas main in Bellevue Ave. to the end of the main at # 6 Philips St. and approximately 225 feet more or less of 2 inch gas main in Vernon St. from the new 2 inch gas main in Bellevue Ave. to the end at #16 Vernon St.. All of which to replace and abandon the 2 inch main in Bellevue Ave. and the 1.5 inch gas mains in Phillips St. and Vernon St.** These sections of Bellevue Ave., Phillips St., and Vernon St. are not under the moratorium. The streets have not been resurfaced in several years. Bellevue Ave and Phillips St. are scheduled to have a new water main installed this summer and we would recommend that the petition for all these sections be granted as soon as possible so that both the water main and gas main projects can be coordinated and completed in a timely manner. The petition should be granted under the normal conditions, with emphasis on the requirements that the gas main be laid outside of the proposed new water main trench and that the trench pavement not be left low for any length of time; we also recommend that the following requirement be added to the permit, if it is to be granted:

“Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor’s engineer and approved by the DPW and Police Department.”

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O’Brien)

- **17 039 National Grid Petition: Commercial St/Bower Rd/John Paul Cir or take up any action relative thereto**

Chairman Mullaney stated there was a recommendation on 17 039 to TABLE. We believe another meeting with National Grid we should be able to work this out.

MOTION read by Councilor Ryan:

To install and maintain approximately 1795 feet more or less of 4 inch gas main in Commercial St., Braintree. From the Quincy Town Line to the end of main near house #675, approximately 217 feet more or less of 2 inch gas main in Bower Rd., from the new 4 inch gas main in Commercial St. to the end of main at Rogers Cir. and approximately 250 feet more or less of 2 inch gas main in John Paul Cir. from the new 4 inch gas main in Commercial St. to the end of main at house #12. All of which to replace and abandon the 3 inch gas main in Commercial St., and the 4 inch gas mains in Bower Rd. and John Paul Cir.

BELD: No underground electric utility conflicts or special requirements within the proposed scope of work.

DPW: Commercial Street, install and maintain approximately 1795 feet of 4 inch gas main in Commercial Street, from the Quincy Town Line to the end of the main near house #675, approximately 217 feet more or less of 2 inch gas main in Bower Road, from the new 4 inch gas main in Commercial Street to the end of the main at Rogers Circle and approximately 250 more or less of 2 inch gas main in John Paul Circle from the new 4 inch gas main in Commercial Street to the end of the main at house #12. All of which to replace and abandon the 3 inch gas main in commercial Street and the 4" gas mains in Bower Road and John Paul Circle. This section of Commercial Street is not under the moratorium. The street has not been resurfaced in several years. Commercial Street is scheduled to have a new water main installed this summer and we would recommend that the petition for this section is granted as soon as possible so that both the water main and gas main projects can be coordinated and completed in a timely manner. This section of John Paul Circle is not under the moratorium. The petitions should be granted for Commercial Street and John Paul Circle under the normal conditions, with emphasis on the requirements that the gas main is laid outside of the proposed new water main trench and that the trench pavement not be left low for any length of time. This section of Bower Road is under the new ordinance. We would recommend that the petition not be granted. However if the Council finds extenuating circumstances warranting approval, in addition to the standard conditions, that the approval be conditioned upon the petitioner, after maintaining the trenches through one full winter but within one year of the temporary trench repair, mill and overlay the full width of each street for the full length of the excavation along the road plus 25 feet on each end, replacing any pavement markings in kind, repairing or replacing curbs and sidewalk areas disturbed each to the satisfaction of the Highway Superintendent and infrared treatment of seams at the discretion of the Highway Superintendent, that the gas main be laid outside of the trench of the water and sewer mains in service and that the trench pavement not be left low for any length of time; We also recommend that the following requirement be added to the permit, if it is to be granted:

“Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for

a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Ryan to TABLE due to Bower Road being under the moratorium

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

- **17 040 National Grid Petition: Hemlock Street or take up any action relative thereto**

Chairman Mullaney stated 17 040 was unanimously recommended for favorable action to the full Council.

MOTION read by Councilor Ryan:

To install and maintain approximately 290 feet more or less of 2 inch gas main in Hemlock St., Braintree. From the existing 4 inch gas main in Grove St. southerly to the existing 2 inch gas main in Hemlock St. at house #20. All of which to replace and abandon the 2 inch gas main in Hemlock St.

BELD: No underground electric utility conflicts or special requirements within the proposed scope of work.

DPW: Hemlock Street, install and maintain approximately 290 feet of 2 inch gas main in Hemlock Street., from the existing 4 inch main in Grove Street southerly to the existing 2 inch gas main in Hemlock Street at house #20. All of which to replace and abandon the 2" main in Hemlock Street. This section of Hemlock Street is not under the moratorium. The street has not been resurfaced in several years. Hemlock Street is scheduled to have a new water main installed this summer and we would recommend that the petition for this section is granted as soon as possible so that both the water main and gas main projects can be coordinated and completed in a timely manner. The petition should be granted under the normal conditions, with emphasis on the requirements that the gas main be laid outside of the proposed new water main trench and that the trench pavement not be left low for any length of time; There is also a portion of the work to be completed within the State layout of Grove Street that will need to be approved by MassDOT we also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Ryan  
Second: by Councilor Hume  
Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

- **17 041 National Grid Petition: Hickory Road or take up any action relative thereto**  
Chairman Mullaney stated 17 041 was unanimously recommended for favorable action to the full Council.

MOTION read by Councilor Ryan:

To install and maintain approximately 545 feet more or less of 2 inch gas main in Hickory Rd., Braintree. From the existing 2 inch gas main at Liberty St. northerly to the end of main at house #33 Hickory Rd. All of which to replace and abandon the 2 inch gas main in Hickory Rd.

BELD: Hickory Road: BELD has a 13,800 volt underground system on the road. This is a concrete encased duct bank to be identified through the Dig safe process.

DPW: Hickory Road, install and maintain approximately 545 feet of 2 inch gas main in Hickory Road, from the existing 2 inch main in Liberty Street northerly to the end of the main at house #33 Hickory Rd. All of which to replace and abandon the 2" main in Hickory Road. This section of Hickory Road is not under the moratorium. The street has not been resurfaced in several years. Hickory Road is scheduled to have a new water main installed this summer and we would recommend that the petition for this section is granted as soon as possible so that both the water main and gas main projects can be coordinated and completed in a timely manner. The petition should be granted under the normal conditions, with emphasis on the requirements that the gas main be laid outside of the proposed new water main trench and that the trench pavement not be left low for any length of time; we also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Ryan  
Second: by Councilor Hume  
Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

- **17 042 National Grid Petition: Pearl Street or take up any action relative thereto**

Chairman Mullaney stated 17 042 was unanimously recommended for favorable action to the full Council.

MOTION read by Councilor Ryan:

To install and maintain approximately 2960 feet more or less of 4 inch gas main in Pearl St., Braintree. From the existing 3 inch gas main at #268 Pearl St. easterly to the existing gas main in Liberty St. All of which to replace and abandon the 3 inch and 4 inch gas mains in Pearl St.

BELD: Pearl Street: Please note, BELD has an 115,000 volt oil filled transmission line located on Pearl St... BELD Engineering should be notified in advance of any excavation to be performed in close proximity to this line. BELD will provide onsite support and safety personnel at no cost to the project. BELD also has a 13,800 volt underground system on the road. This is a concrete encased duct bank to be identified through the Dig safe process.

DPW: Pearl Street, install and maintain approximately 2960 feet of 4 inch gas main in Pearl Street, from the existing 3 inch main at #268 Pearl Street easterly to the existing gas main in Liberty Street. All of which to replace and abandon the 3 inch and 4 inch mains in Pearl Street. This section of Pearl Street is not under the moratorium. The street has not been resurfaced in several years. Pearl Street is scheduled to have a new water main installed this summer and we would recommend that the petition for this section is granted as soon as possible so that both the water main and gas main projects can be coordinated and completed in a timely manner. The petition should be granted under the normal conditions, with emphasis on the requirements that the gas main be laid outside of the proposed new water main trench and that the trench pavement not be left low for any length of time; we also recommend that the following requirement be added to the permit, if it is to be granted:

“Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor’s engineer and approved by the DPW and Police Department.”

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O’Brien)

- **17 043 National Grid Petition: Plymouth Road or take up any action relative thereto**  
Chairman Mullaney stated 17 043 was WITHDRAWN by National Grid. This subcommittee recommends this petition be TABLED.

MOTION: To install and maintain approximately 265 feet more or less of 2 inch gas main in Plymouth Rd., Braintree. From Washington St. westerly to the end of main at house #22. All of which to replace and abandon the 1.5 inch gas main in Plymouth Rd.

BELD: No underground electric utility conflicts or special requirements within the proposed scope of work.

DPW: Plymouth Road, to install and maintain approximately 265 feet of 2 inch gas main in Plymouth Rd., from Washington Street westerly to the end of the gas main at house #22. All which is to replace and abandon the 1.5 inch gas main in Plymouth Road. Plymouth Road was reconstructed in 2014. Streets completed in 2014 are under the 5-year moratorium that pre-dates the current ordinance. Since the street is under the moratorium, we recommend that the petition not be granted. However, if the Council finds extenuating circumstances we would recommend that the trenches be permanently paved with 2 ½" of binder and 1 ½" of top course, then the following year the street is to be milled and paved curb to curb the entire length with 1 ½" of bituminous concrete. There is also a portion of the work to be completed within the State layout of Washington Street that will need to be approved by MassDOT. We would also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Ryan to TABLE 17 043

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

- **17 044 National Grid Petition: Celia Road/Moreland Ave or take up any action relative thereto**  
Chairman Mullaney stated 17 044 was WITHDRAWN by National Grid. This subcommittee recommends this petition be TABLED.

MOTION read by Councilor Ryan:

To install and maintain approximately 570 feet more or less of 2 inch gas main in Celia Rd., Braintree. From the existing 2 inch gas main near house #59 to Moreland Ave. and approximately 325 feet more or less of 2 inch gas main in Moreland Ave. from Celia Rd. to the existing 6 inch gas main in

Peach St. All of which to replace and abandon the existing 2 inch gas mains in Celia Rd. and Moreland Ave.

BELD: No underground electric utility conflicts or special requirements within the proposed scope of work

DPW: To install and maintain approximately 570 feet of 2 inch gas main in Celia Road, from the existing 2 inch main near house #59 to Moreland Ave, and approximately 325 feet of 2 inch gas main in Moreland Avenue, from Celia Road to the existing 6 inch gas main in Peach Street, all to replace the existing 2 inch gas mains in Celia Road and Moreland Avenue, which would be taken out of service but left in place. Both streets were totally reconstructed this year and so are under the moratorium enacted by the Town in 2015. As such, we recommend that the petition be denied, but if the Council finds extenuating circumstances warranting approval, in addition to the standard conditions, that the approval be conditioned upon the petitioner, after maintaining the trenches through one full winter but within one year of the temporary trench repair, mill and overlay the full width of each street for the full length of the excavation along the road plus 25 feet on each end, replacing any pavement markings in kind, repairing or replacing curbs and sidewalk areas disturbed each to the satisfaction of the Highway Superintendent and infrared treatment of seams at the discretion of the Highway Superintendent, that the gas main be laid outside of the trench of the water and sewer mains in service and that the trench pavement not be left low for any length of time; We also recommend that the following requirement be added to the permit, if it is to be granted:

“Neither National Grid nor any contractor is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor’s engineer and approved by the DPW and Police Department.”

Motion: by Councilor Ryan to TABLE

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O’Brien)

- **17 045 National Grid Petition: Hancock Street or take up any action relative thereto**

Chairman Mullaney stated 17 045 was unanimously recommended for favorable action to the full Council.

MOTION read by Councilor Ryan:

To install and maintain approximately 1050 feet more or less of 6 inch gas main in Hancock St., Braintree. From the existing at #125 Hancock St. southerly to the existing 4 inch gas main near the intersection of Hancock St., Washington St. and Plain St. All of which to replace and abandon the 4 inch and 3 inch gas mains in Hancock St.

BELD: Hancock Street: BELD has a 13,800 volt underground system on the road crossing Washington St and Plain St. This is a concrete encased duct bank to be identified through the Dig safe process.

DPW: Hancock Street, install and maintain approximately 1050 feet of 6 inch gas main in Hancock Street, from the existing at #125 Hancock Street southerly to the existing 4 inch gas main near the intersection of Hancock St., Washington St. and Plain St. All of which to replace and abandon the 4 inch and 3 inch mains in Hancock Street. This section of Hancock Street is not under the moratorium. The street has not been resurfaced in several years. Hancock Street had a new water main installed this summer and we would recommend that the petition for this section be granted as soon as possible so that both the water main and gas main projects can be coordinated and completed in a timely manner. The petition should be granted under the normal conditions, with emphasis on the requirements that the gas main be laid outside of the new water main trenches and that the trench pavement not be left low for any length of time. There is also a portion of the work to be completed within the State's part of the layout of Hancock Street that will need to be approved by MassDOT; we also recommend that the following requirement be added to the permit, if it is to be granted:

“Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department.”

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

- **17 046 National Grid Petition: Washington Street or take up any action relative thereto**

Chairman Mullaney stated 17 046 was unanimously recommended for favorable action to the full Council.

MOTION read by Councilor Ryan:

To install and maintain approximately 320 feet more or less of 2 inch gas main in Washington St., Braintree. From the existing 2 inch gas main at Jefferson St. southerly to the existing gas main at the intersection of Hancock Ave. All of which to replace and abandon the 2 inch gas main in Washington St.

BELD: Washington Street: BELD has a 13,800 volt underground system on the road. This is a concrete encased duct bank to be identified through the Dig safe process.

DPW: Washington St, install and maintain approximately 320 feet of 2 inch gas main from the existing 2 inch main at Jefferson St southerly to the existing gas main at Hancock Av to replace the existing main in Washington Street which will be taken out of service but left in place. This section of Washington Street is State Highway that has not been resurfaced recently and so is not under the moratorium. As such, we recommend that if the State allows the excavation the petition be granted under normal conditions, with emphasis on the requirements that the gas main be laid outside of the trench of the water and sewer mains in service and that the trench pavement not be left low for any length of time; We also recommend that the following requirement be added to the permit, if it is to be granted:

“Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor’s engineer and approved by the DPW and Police Department.”

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O’Brien)

- **17 047 National Grid Petition: Commercial Street/Holden Rd or take up any action relative thereto**

Chairman Mullaney stated 17 047 was WITHDRAWN by National Grid. This subcommittee recommends this petition be TABLED.

MOTION read by Councilor Ryan:

To install and maintain approximately 970 feet more or less of 4 inch gas main in Commercial Street, Braintree. From the existing 2inch at Elm St.to the existing 2 inch gas main at house #485 and on Holden Rd from the new 4 inch gas main in Commercial St.to the end of main at #38. All of which to replace and abandon the 2 inch gas main in Commercial St., and the 2 inch gas main in Holden Rd.

BELD: No underground electric utility conflicts or special requirements within the proposed scope of work.

DPW: Commercial Street, install and maintain approximately 970 feet of 4 inch gas main in Commercial Street, from the existing 2 inch at Elm Street to the existing 2 inch gas main at house #485, and approximately 250 of 2 inch gas main in Holden Road from the new 4 inch gas main in Commercial Street to the end of the main at house #38, all of which to replace and abandon the 2 inch gas mains in Commercial Street and Holden Road. The short section of Commercial St, from Elm and Hayward Streets to house #550 was milled and overlaid in 2015 and Holden Rd was shimmed and micro-surfaced in 2015 so both sections remain under moratorium. As such, we recommend that the petition for those sections be denied, but if the Council finds extenuating circumstances

warranting approval, in addition to the standard conditions, we'd recommend that the approval be conditioned upon the petitioner, after maintaining the trenches through one full winter but within one year of the temporary trench repair, mill and overlay the full width of each street for the full length of the excavation along the road plus 25 feet on each end, replacing any pavement markings in kind, repairing or replacing curbs and sidewalk areas disturbed each to the satisfaction of the Highway Superintendent and infrared treatment of seams at the discretion of the Highway Superintendent, that the gas main be laid outside of the trench of the water and sewer mains in service and that the trench pavement not be left low for any length of time. The balance of the work area, from #550 to #485 Commercial St is not under any moratorium. The Town plans to install a new water main through this section extending to Front Street in 2019 and pave the top on the road in 2020, so we would like National Grid's work to be done as soon as possible so the gas and water work are not being done at the same time and so that there is at least a year of normalcy before our 1 ½ to 2 year construction project there begins. That general area has been subjected to protracted periods of construction over the past several years and we are very sensitive to any additional protracted inconvenience. In fact, our water project had been scheduled for this year but we pushed it back for that reason. We recommend that the petition for this section of Commercial Street be granted under the normal conditions, with emphasis on the requirements that the gas main is laid outside of the proposed new water main trench and that the trench pavement not be left low for any length of time. We also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Ryan to TABLE

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

- **17 048 National Grid Petition: Vinedale Road/Audubon Ave or take up any action relative thereto**  
Chairman Mullaney stated 17 048 was unanimously recommended for favorable action to the full Council.

MOTION: To install and maintain approximately 450 feet more or less of 2 inch gas main in Vinedale Rd., Braintree. From the existing 2 inch gas main near Arborway Dr. northerly to the existing gas main near Trefton Dr., and approximately 290 feet more or less of 2 inch gas main in Audubon Ave. from the end of main at house #151 to the end of main at house #182. All of which to replace and abandon the 1.5 inch gas main and the 2 inch gas main in Vinedale Rd. and Audubon Ave.

BELD: Vinedale Road/Audubon Ave: Please note, BELD has an 115,000 volt oil filled transmission line located on Vinedale Road. BELD Engineering should be notified in advance of any excavation to be performed in close proximity to this line. BELD will provide onsite support and safety personnel at no cost to the project.

Audubon Ave: No underground electric utility conflicts or special requirements within the proposed scope of work

DPW: Vinedale Road, install and maintain approximately 450 feet of 2 inch gas main in Vinedale Road, from the existing 2 inch gas main near Arborway Drive northerly to the existing gas main near Trefton Drive, and approximately 290 more or less of 2 inch gas main in Audubon Avenue from the end of the main at house #151 to the end of the main at house #182. All of which is to replace and abandon the 1.5 inch gas main in Vinedale Road and Audubon Avenue. Vinedale Road and Audubon Avenue are not under the moratorium. We'd recommend that the petition be granted under the normal conditions, with emphasis on the requirements that the gas main be laid outside of the trench of the water mains in service and that the trench pavement not be left low for any length of time; We also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither National Grid nor any of its contractors is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

## **NEW BUSINESS**

- None

Councilor Ryan read the following Motions for referrals to committee:

### **Refer to the Committee of Ways & Means**

- 17 049 Councilor Clifford: Property Tax Deferral Program take up any action relative thereto

Motion to refer Order 17 049 to the Committee of Ways & Means:

Motion: by Councilor Ryan

Second: by Councilor Hume

Vote: For (6), Against (0), Absent (3-Bowes, Kokoros, O'Brien)

## **ADJOURNMENT**

It was unanimously voted to adjourn the meeting at 8:57 p.m.

Respectfully submitted,

Susan M. Cimino  
Clerk of the Council

## **Documents provided for Meeting**

- 17 030 Comcast Petition: Wood Road or take up any action relative thereto
- 17 032 Resident Petition: 66 Spruce Street or take up any action relative thereto
- 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