

MINUTES OF THE TOWN COUNCIL  
Town Hall Council Chambers  
February 1, 2010 - Monday

Present: Arthur Mathews, President  
Patrick O'Connor, Vice President  
Robert Conlon  
Kenneth DiFazio  
Ed Harrington  
Thomas J. Lacey  
Arthur Mathews  
Brian McDonald  
Michael Molisse  
Victor Pap III  
Michael Smart  
Kevin Whitaker

Also Present: Franklin Fryer, Town Clerk  
George Lane, Town Solicitor  
James Wilson, Chief Financial Officer  
Maureen Duffy, Town Auditor  
Susan Kay, Mayor  
Robert Leary, Chief, WFD

Recording Secretary: Mary Briggs

President Mathews called the Town Council Meeting to order at 7:35 PM. Town Clerk Franklin Fryer called roll, with all members present.

**ANNOUNCEMENTS**

Councilor Pap reported there will be a meeting for the Fore River Bridge at Hingham Town Hall on February 4, 2010 for neighborhood input to the preconstruction phase.

Councilor Harrington read a statement concerning his statement last week taking exception to comments written in the Patriot Ledger regarding the Mayor's drug initiatives. He noted he has since met with the reporter, Alison Manning. She reminded him of their meeting prior to the printing of the article and subsequent editorial, in which he made several candid comments. He noted he was wrong and apologized.

He noted his perceived stance on the subject was misconstrued. He noted that above all, drug abuse is criminal activity. He reported there should be more mandatory sentencing for drug sellers and child abusers and more enforcement of the mandatory sentencing.

Councilor Harrington is proud of the Mayor's initiatives on the problem, and requested further involvement at the next level to deal with these problems.

Councilor Whitaker reported that the 2-year review of the Town Council rules has begun. He invited participation from the public and members of the council to provide feedback.

Solicitor Lane noted that the due date for all members to take the state ethics exam, required under M.G.L., Ch. 268A, is April 2, 2010.

Councilor Conlon noted that two service members from Weymouth, Staff Sergeant James Curran, Jr. and Specialist James Gentry were part of the recent deployment to the Middle East. On behalf of the Council and the Mayor, he publicly extended appreciation these two men for their service.

President Mathews reported that the Community Preservation Committee will meet on February 4, 2010 in Town Council chambers for their annual budget Public Hearing presentation.

**Citation Issuance To Weymouth Firefighter Derek C. Robison for Heroism**

President Mathews, Vice President O'Connor, Chair of the Safety Committee, and Mayor Kay, on behalf of Senator Hedlund's office, presented firefighter Robison with a citation. On January 10, 2010, he performed CPR on a man who was stricken at a local skating rink. His quick response saved the man's life. Councilor O'Connor noted he has known Firefighter Robison and was not surprised. He read the proclamation from Senator Hedlund's office. Mayor Kay read a citation from the town of Weymouth.

**REPORTS OF COMMITTEES**

**Budget/Management Committee- Chairman DiFazio**

**09 146 – Reserve Fund Transfer-Extraordinary Repair of Boiler Equipment**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and recommended favorable action. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that the Town of Weymouth transfer the sum of \$3,986 from the Reserve Fund to Fund 0002 for the purpose of replacing the hydrotherm block on the boiler at Town Hall. This was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

**09 147 – Reserve Fund Transfer-Water Department**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and recommended favorable action. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that the Town of Weymouth transfer the sum of \$41,399.05 from the Water Enterprise Reserve Fund to for certain FY10 costs associated with the MWRA Bond for the new water treatment plant. The detail of transfer as follows:

\$12,065	Water Bond Interest Payment
\$15,000	MWRA charge for FY10 Administrative Costs
\$14,334.05	MWRA charge for FY10 Administrative Costs

At the time of this submittal, the Water Enterprise Fund balance was \$100,000. This was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

**10 002 – Appointment to the Board of Elder Services-Steve Manupelli**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and recommended favorable action. Steve Manupelli was introduced to the Council and expressed his interest to serve. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that the Town of Weymouth appoint Steve Manupelli, of 21 Nanset Rd. Weymouth, MA 02191, to the Board of Elder Services. His term will expire on June 30, 2012. This was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

**10 003 – Appointment to the Waterfront Committee-Dan Keefe**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and recommended favorable action. Dan Keefe was introduced to the Council and expressed his interest to serve. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that the Town of Weymouth appoint Dan Keefe, of 56 Concannon Circle, Weymouth, MA 02188, to the Waterfront Committee. His term will expire on June 30, 2011. This was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

**10 004 – Appointment to the Veterans' Council-Francine Nesson**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and recommended favorable action. Francine Nesson was not present. Councilor DiFazio read her application letter dated September 11, 2009 to the Council. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that the Town of Weymouth appoint Francine Nesson, of 19 Carroll St. Weymouth, MA 02189, to the Veteran's Council. Her term will expire on June 30, 2012. This was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

**10 005 – Appointment to the Community Preservation Committee-Donna O'Sullivan**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and recommended favorable action. Donna O'Sullivan was introduced to the Council and expressed her interest to serve. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that the Town of Weymouth appoint Donna O'Sullivan, of 50 Shore Dr., Weymouth, MA 02191, to the Community Preservation Committee. Her term will expire on June 30, 2010 This was seconded by Councilor O'Connor. . Councilor McDonald attested to her qualifications. UNANIMOUSLY VOTED.

**10 006 – Appointment to the Community Events Committee-Fran Xerokostas**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and recommended favorable action. Fran Xerokostas was introduced to the Council and expressed her interest to serve. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that the Town of Weymouth appoint Fran

Xerokostas, of 120 Oak St, Weymouth, MA 02190, to the Board of Elder Services. Her term will expire on June 30, 2012. This was seconded by Councilor O'Connor. Councilor Molisse noted her efforts in the Columbian Square Christmas activities.  
UNANIMOUSLY VOTED.

**Ordinance Committee- Chairman Smart**

Councilor Smart reported that the committee met on February 1, 2010.

**09-140 – Parking Fines Ordinance Amendment**

This measure was referred on January 25, 2010. The committee met on February 1, 2010, and reviewed. A Public Hearing is scheduled for February 16, 2010.

**09 124 – Designation of Conservation Commission Members as Special Employee**

This measure was referred on November 9, 2009. The committee met on November 16, 2009 and February 1, 2010, and recommended favorable action, pending a Public Hearing on February 16, 2010

**09 091 – Proposed Ordinance Change-Peer Review Process**

This measure was referred on February 17, 2009. The committee met on April 21, 2009, September 21, 2009, December 21, 2009 and February 1, 2010, and recommended no action at this time, due to the nature of the request as a reorganization plan. President Mathews noted he originally proposed this measure; however, as it is considered a reorganizational plan, it cannot originate with the Council. He is still hopeful that the administration will bring forward rules and regulations so that the issues that occurred will not again. A MOTION was made by Councilor Smart to take no action on item 09 091 and was seconded by Councilor McDonald. VOTED UNANIMOUSLY.

**09 038 – Proposed Ordinance “Neighborhood Property Preservation”**

This measure was proposed by Councilors Molisse and Harrington. This item is still in committee while the Councilors work with the administration to resolve.

**NEW BUSINESS**

**10 009 – Fiscal Year 2009 Financial Statements and Management Letter- Vice President O'Connor**

Councilor O'Connor noted that all members have received the audit review from O'Connor & Drew. It is the intent to have Mr. Carnes from O'Connor & Drew present at the February 16, 2010 Town Council meeting. A MOTION was made by Councilor O'Connor to refer item 10 009 to the Budget/Management Committee and was seconded by Councilor Molisse. VOTED UNANIMOUSLY.

Vice President O'Connor reported the next meeting of the Town Council will be held on Tuesday, February 16, 2010, due to the Presidents' Day Holiday.

**ADJOURNMENT**

At 8:00 PM, there being no further business, a MOTION to adjourn was made by Councilor O'Connor and seconded by Councilor Molisse. UNANIMOUSLY VOTED.

Respectfully Submitted by Mary Briggs/Recording Secretary

Approved by President Arthur Mathews