

MINUTES OF THE TOWN COUNCIL
Town Hall Council Chambers
May 3, 2010 - Monday

Present: Arthur Mathews, President
Patrick O'Connor, Vice President
Robert Conlon
Kenneth DiFazio
Ed Harrington
Thomas J. Lacey
Michael Molisse
Michael Smart

Not Present: Brian McDonald
Victor Pap, III
Kevin Whitaker

Also Present: Franklin Fryer, Town Clerk
George Lane, Town Solicitor
James Wilson, Chief Financial Officer

Recording Secretary: Mary Briggs

President Mathews called the Town Council Meeting to order at 7:30 PM. Town Clerk Franklin Fryer called the roll, with three members absent. Chairman Mathews reported that Councilor McDonald is away, Councilors Pap and Whitaker were unable to attend.

ANNOUNCEMENTS

Councilor Conlon reported that the annual town-wide clean up will take place on Saturday, May 8, 2010 from 9AM to noon. He will be at Stephen Rennie Park by the Herring Run painting picnic tables and invited anyone who would like to take part to join him.

Councilor O'Connor announced the Annual Town Meeting will be held Monday, May 17, 2010 at the Abigail Adams Auditorium. The proposed FY11 budget will be presented and the town scholarships will be awarded.

Councilor Mathews announced that the broadcast of the Town Council meeting will be taped to broadcast at a later time. The School Committee meeting is being broadcast live from WHS during this time slot.

MINUTES

Ordinance Committee Meeting of April 12, 2010

A MOTION was made by Councilor O'Connor to ACCEPT the minutes of the April 12, 2010 Ordinance Committee meeting and was seconded by Councilor Smart.
UNANIMOUSLY VOTED.

COMMUNICATION AND REPORTS FROM THE MAYOR, TOWN OFFICERS AND TOWN BOARDS

10 046-Reappointment to the Board of Assessors – John Sheehan

Mr. Wilson, on behalf of the Mayor, requested the reappointment of John Sheehan of 521 Union Street, Weymouth to the Board of Assessors. His term will expire 6/30/2013.

A Motion was made by Councilor O'Connor to refer item 10 046 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 047-Reappointment to the Community Preservation Committee – Christopher Hannan

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Christopher Hannan of 411 North Street, Weymouth to the Community Preservation Committee. His term will expire 6/30/2012.

A Motion was made by Councilor O'Connor to refer item 10 047 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 048-Reappointment to the Conservation Commission – Steve DeGabriel

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Steve DeGabriel of 21 Tamburlane Ridge to the Conservation Commission. His term will expire on 6/30/2113

A Motion was made by Councilor O'Connor to refer item 10 048 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 049-Reappointment to the Construction Steering Committee – Gilbert Starkey

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Gilbert Starkey of 73 Circuit Road, Weymouth to the Construction Steering Committee. His term will expire on 6/30/2013.

A Motion was made by Councilor O'Connor to refer item 10 049 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 050-Reappointment to the Cultural Council – Michelle Desaulnier

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Michelle Desaulnier of 90 Sea Street, Weymouth to the Cultural Council. Her term will expire on 6/30/2012.

A Motion was made by Councilor O'Connor to refer item 10 050 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 051-Reappointment to the Commission on Disabilities – Ron Evans

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Ron Evans of 84 Broad Reach #106, Weymouth to the Commission on Disabilities. His term will expire on 6/30/2013.

A Motion was made by Councilor O'Connor to refer item 10 051 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 052-Reappointment to the Commission on Disabilities – Gerry Begonis

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Gerry Begonis of 42 Unicorn Avenue, Weymouth to the Commission on Disabilities. Her term will expire on 6/30/2013.

A Motion was made by Councilor O'Connor to refer item 10 052 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 053-Reappointment to the Board of Elder Services – Lawrence Cassese

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Lawrence Cassese of 196 Lake Street, Weymouth to the Board of Elder Services. His term will expire on 6/30/2013.

A Motion was made by Councilor O'Connor to refer item 10 053 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 054-Reappointment to the Weymouth Housing Authority – Donald Sheehan

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Donald Sheehan of 145 Bald Eagle Road, Weymouth to the Weymouth Housing Authority. His term will expire on 6/30/2015.

A Motion was made by Councilor O'Connor to refer item 10 054 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 055-Reappointment to the Zoning Board of Appeals – Richard McLeod

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Richard McLeod of

4 Sherricks Farm Road, Weymouth to the Zoning Board of Appeals. His term will expire on 6/30/2012.

A Motion was made by Councilor O'Connor to refer item 10 055 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 056-Reappointment to the Zoning Board of Appeals – Francis Kenneally

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Francis Kenneally of 11 Erville Lane, Weymouth to the Zoning Board of Appeals. His term will expire on 6/30/2012.

A Motion was made by Councilor O'Connor to refer item 10 056 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 057-Reappointment to the Commission on Disabilities – Matthew Ciavattieri

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Matthew Ciavattieri of 61 Burns Way, Weymouth to the Commission on Disabilities. His term will expire on 6/30/2013.

A Motion was made by Councilor O'Connor to refer item 10 057 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 058 Reappointment to the Board of Library Trustees – Eileen Dumont

Mr. Wilson, on behalf of the Mayor, requested the reappointment of Eileen Dumont of 50 front Street, Weymouth to the Board of Library Trustees. Her term will expire on 6/30/2013.

A Motion was made by Councilor O'Connor to refer item 10 058 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 062-Free Cash Appropriation, Police Department Vehicle, \$35,000

Mr. Wilson, on behalf of the Mayor, requested \$35,000 from Free Cash for the purpose of purchasing a police cruiser.

A Motion was made by Councilor O'Connor to refer item 10 062 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 063-Free Cash Appropriation, Police Department Report Filing System, \$17,000

Mr. Wilson, on behalf of the Mayor, requested \$17,000 from Free Cash for the purpose of purchasing an automated report filing system for the Police Department.

A Motion was made by Councilor O'Connor to refer item 10 063 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 064-Reserve Fund Transfer, Police Department, \$12,670

Mr. Wilson, on behalf of the Mayor, requested the sum of \$12,670 be transferred from the Reserve Fund to Fund 002 for the purpose of purchasing ammunition for the Police Department.

A Motion was made by Councilor O'Connor to refer item 10 064 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 065-Reserve Fund Transfer, Sewer Department, \$50,000

Mr. Wilson, on behalf of the Mayor, requested a transfer of \$50,000 from the Sewer Reserve Fund for the purpose of conducting an engineer's report for the Wharf Street Pump Station.

A Motion was made by Councilor O'Connor to refer item 10 065 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 066-Appropriate \$500,000, Sewer Retained Earnings, Hinston Road

Mr. Wilson, on behalf of the Mayor, seeks to raise and appropriate the sum of \$500,000 from Sewer Retained Earnings for the purpose of repairing an eighteen-inch sewer pipe that collapsed at Hinston Road.

A Motion was made by Councilor O'Connor to refer item 10 066 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

10 067-Appropriate \$600,000 Water Retained Earnings, Washington Street Culvert Repairs

Mr. Wilson, on behalf of the Mayor, seeks to raise and appropriate \$600,000 from Water Retained Earnings for the purpose of repairing and/or replacing the Washington Street culvert.

A Motion was made by Councilor O'Connor to refer item 10 067 to the Budget/Management Committee and was seconded by Councilor Smart. Unanimously Voted.

REPORTS OF COMMITTEES

Budget/Management Committee- Chairman DiFazio

09 111-External Audit Proposals for Fiscal Year 2010-2014 (discussion)

Chairman DiFazio reported that the Budget/Management Committee met this evening and is still deliberating this matter. The committee will report out further at a later date.

10 029-Police Department Overtime Reappropriation

This matter was referred to the Budget/Management Committee on April 5, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee, Councilor DiFazio made a MOTION that the Town of Weymouth re-appropriate the sum of \$150,000 from line item Police Uniform Patrol Program Salaries to line item Police Uniform Patrol Program Overtime and was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

10 032-Sewer Department Overtime Reappropriation

This matter was referred to the Budget/Management Committee on April 5, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee, Councilor DiFazio made a MOTION that the Town of Weymouth re-appropriate the sum of \$30,000 from line item Sewer Salaries to line item Sewer Overtime and was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

10 033-Reappointment to the Cemetery Commission – Donald Mathewson

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Donald Mathewson of 9 Regatta Road, Weymouth, MA to the Cemetery Commission and was seconded by Councilor O'Connor. His term will expire June 30, 2013. UNANIMOUSLY VOTED.

10 034-Reappointment to the Community Events Committee – Barbara Farrell

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Barbara Farrell of 162 Middle Street, Weymouth, MA to the Community Events Committee and was seconded by Councilor O'Connor. Her term will expire June 30, 2013. UNANIMOUSLY VOTED.

10 035-Reappointment to the Community Events Committee – Ron Rizzo

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Ron Rizzo of 164 Pearl Street, Weymouth, MA to the Community Events Committee and was seconded by

Councilor O'Connor. His term will expire June 30, 2013. UNANIMOUSLY VOTED.

10 036-Reappointment to the Conservation Commission – George Loring

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints George Loring of 146 Pine Street, Weymouth, MA to the Conservation Commission and was seconded by Councilor O'Connor. His term will expire June 30, 2013. UNANIMOUSLY VOTED.

10 037-Reappointment to the Cultural Council – Debbie Courteau

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Debbie Courteau of 201 Lake Street, Unit #34, Weymouth, MA to the Cultural Council and was seconded by Councilor O'Connor. Her term will expire June 30, 2012. UNANIMOUSLY VOTED.

10 038-Reappointment to the Historical Commission – Phil Smith

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Phil Smith of 250 West Street, Weymouth, MA to the Historical Commission and was seconded by Councilor O'Connor. His term will expire June 30, 2013. UNANIMOUSLY VOTED.

10 039-Reappointment to the Board of Library Trustees – Charles Hickey

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Charles Hickey of 896 Middle Street, Weymouth, MA to the Board of Library Trustees and was seconded by Councilor O'Connor. His term will expire June 30, 2013. UNANIMOUSLY VOTED.

10 040-Reappointment to the Memorial Committee – Joan Anderson

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Joan Anderson of 61 Webb Street, Weymouth, MA to the Memorial Committee and was seconded by Councilor O'Connor. Her term will expire June 30, 2013. UNANIMOUSLY VOTED.

10 041-Reappointment to the Planning Board – Sandra Williams

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor

DiFazio made a MOTION that the Town of Weymouth re-appoints Sandra Williams of 61 Heritage Lane, Weymouth, MA to the Planning Board and was seconded by Councilor O'Connor. Her term will expire June 30, 2015. UNANIMOUSLY VOTED.

10 042-Reappointment to the Planning Board – Paul Hurley

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Paul Hurley of 49 Courier Street, Weymouth, MA to the Planning Board and was seconded by Councilor O'Connor. His term will expire June 30, 2015. UNANIMOUSLY VOTED.

10 043-Reappointment to the Zoning Board of Appeals as an Alternate Member – Martin Joyce

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Martin Joyce of 135 Academy Avenue, Weymouth, MA to the Zoning Board of Appeals as an alternate and was seconded by Councilor O'Connor. His term will expire June 30, 2012. UNANIMOUSLY VOTED.

10 044-Reappointment to the Zoning Board of Appeals as an Alternate Member – Kemal Denizkurt

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Kemal Denizkurt of 33 Circuit Road, Weymouth, MA to the Zoning Board of Appeals as an alternate and was seconded by Councilor O'Connor. His term will expire June 30, 2012. UNANIMOUSLY VOTED.

10 045-Reappointment to the WETC – Glenn Heath

This matter was referred to the Budget/Management Committee on April 20, 2010. The committee met on April 28, 2010 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio made a MOTION that the Town of Weymouth re-appoints Glenn Heath of 44 Wood Avenue, Weymouth, MA to the WETC and was seconded by Councilor O'Connor. His term will expire June 30, 2013. UNANIMOUSLY VOTED.

Education Committee – Chairman Lacey

- Net School Spending
 - Program Overview
 - Weymouth's past & current status

2011 Fiscal Year Budget

- Potential impact to staffing & resources
- Short & long term strategy to support education

Councilor Lacey reported that an informational meeting of the Education Committee was held in conjunction with the Weymouth School Committee and school administrators on April 29, 2010. An overview of the net school spending and the criteria and current impact were presented. He reported the meeting was informative with good two-way dialogue and it's clear there are many challenges within the town to meet net school spending. The latter part of the meeting was an overview of the FY11 budget with its impact to the department, and the potential plans the administration is taking to address the \$4M shortfall from last year's budget. The school committee is meeting tonight to present plans.

NEW BUSINESS

10 059-Appointment of Town Auditor – Council President Mathews

In accordance with Section 2-8 of the Home Rule Charter, the Town Council is responsible for appointing a Town Auditor for a three-year term. The current appointment will expire on June 4, 2010.

A MOTION was made by Councilor O'Connor to refer item 10 059 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

10 060-Temporary Appointment of Richard Swanson as a consultant to assist the Town Auditor – request 2-9 (b) same night action- Council President Mathews

A MOTION was made by Councilor O'Connor to consider item 10 060 under 2-9 (b) same night action, and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

President Mathews requested the appointment of Richard Swanson as a consultant to assist the town Auditor for a term of 30 days, effective May 10, 2010. Weekly hours will not exceed 15 and the hourly rate will be \$44.08. The Mayor has informed all departments that all employees must use vacation time before the end of the fiscal year and not carry over any time. Mr. Swanson is the retired auditor for the town and he has been asked to come back and assist.

A MOTION was made by Councilor Smart for favorable action on item 10 060-Temporary Appointment of Richard as a consultant to assist the Town Auditor and was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

10 061-Re-appropriate \$2,700 Town Council

A motion was made by Councilor O'Connor to consider item 10 061 under 2-9 (b) same night action after item 10 060 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

The measure seeks to re-appropriate the sum of \$2,700; \$700 from Miscellaneous Expenditures and \$2,000 from External Audit for the purpose of paying the hourly wages to the consultant appointed to assist the Town Auditor.

A MOTION was made by Councilor O'Connor to approve item 10 061 and was seconded by Councilor Smart. President Mathews noted that the hourly rate Mr. Swanson is being paid has not changed since the town last employed him. UNANIMOUSLY VOTED.

ADJOURNMENT

The ANNUAL Meeting of the Town Council will be held on Monday, May 17, 2010, at 7:00 PM, at the Abigail Adams Auditorium.

At 7:50 PM, there being no further business, a MOTION to Adjourn was made by Councilor O'Connor and seconded by Councilor Smart. UNANIMOUSLY VOTED.

Respectfully submitted by Mary Briggs as recording secretary

Approved by Council President Mathews