

MINUTES OF THE TOWN COUNCIL
SPECIAL MEETING
Town Hall Council Chambers
November 30, 2009 - Monday

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

Not Present: Kevin Whitaker

Also Present: Franklin Fryer, Town Clerk
George Lane, Town Solicitor
James Wilson, Chief Financial Officer
Richard Grimes, Chief, WPD
Jeff Richards, Director, Licensing and Inspection
Sean Guilfoyle, Chairman, Weymouth School Committee
Matt Ferron, Asst. Superintendent of Schools
Paul Haley, Chairman, Board of Assessors
Pamela Pantermoller, Chief Assessor

Recording Secretary: Mary Briggs

President Smart called the Town Council Meeting to order at 7:30 PM. Town Clerk Franklin Fryer called roll. President Smart reported that Councilor Whitaker called earlier and would not be attending due to a previous commitment.

PUBLIC HEARINGS

09 126- Fiscal Year 2009 Snow Removal Deficit

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This was published on November 20, 2009.
UNANIMOUSLY VOTED.

Mr. Wilson reported on the Mayor's request to appropriate the sum of \$373,798 from free cash for the purpose of funding the FY09 Snow Removal deficit. The balance in free cash as of the submittal of the request was \$3,150,000.

Councilor Molisse noted that all of the measures in Public Hearings at this meeting were discussed at length in Budget/Management Committee on November 23, 2009.

Councilor DiFazio suggested Mr. Wilson review the free cash balance of \$3.2M versus the \$1.1M that was predicted in June 2009. Mr. Wilson reported that free cash is a result of three specific calculations. \$1,000,000 in free cash, certified by the DOR, remained at the close of fiscal year 2009. The second part of the variance is from salary line items that were budgeted but unexpended. Because the Commonwealth's prediction of what state aid was anticipated to the cities and towns, the Mayor requested department heads use prudence in filling positions vacated due to retirements and resignations. Several were not filled in many departments. The third element was the difference between expected and actual collection rates. Real estate tax collection, which usually has a collection rate of about 98.6-98.7% was up, to 99% in fiscal 09. (Many surrounding communities reported a decline in rates.) Personal property tax, which was budgeted at \$1,900,000, had an actual collection of \$2,000,000; a result of payments made plus penalties and interest.

Motor vehicle excise was collected at about 97-98% collection rate. All elements, reviewed by the DOR, make up the free cash available of \$3,152,000.

Linda MacDonald, of 58 Laurel Street, asked how much of the snow removal deficit is for staff overtime and how much was for outside contractors.

Mr. Wilson responded that the total appropriation for snow removal was \$1,280,000. Of that, \$232,000 was for staff overtime, \$518,000 was paid to vendors, \$122,000 represents repairs of vehicles, \$21,000 was for equipment costs, \$4,000 represents chains, and \$387,000 was expended on salt and sand.

Ms. MacDonald then asked if unfilled positions in the DPW will result in an increase in snow removal costs.

Mr. Wilson responded that fiscal 09 was an unusual year and likened it to fiscal 1997. The duration of several storms resulted in DPW staff working continuously 24-36 hours. Costs were higher due to the length of storms and the town spent at a rate of 2 ½ times as much as in a typical year. Type and duration of storms is more likely to affect the snow removal budget than unfilled positions.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 127-General Government Supplemental Fiscal Year 2010 Appropriation

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This was published on November 20, 2009. UNANIMOUSLY VOTED.

Mr. Wilson requested, on behalf of the Mayor, a budget reduction from \$127,872,126 voted in June 2009, to \$126,914,669. The reduction of \$957,457 is a reduction from each

of the following line items:

FY 09 Snow Removal Deficit	\$357,457
School Department Budget	\$450,000
Medicare Insurance	\$100,000
Unemployment Benefits	\$ 50,000
Reserve Fund	\$ 26,366

In addition to the reduction to these items, the state assessment to the Town of Weymouth increased by \$26,366. Net decrease to the budget is \$957,457.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 128-Fiscal Year 2010 Tax Classification

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This was published on November 20, 2009. UNANIMOUSLY VOTED.

Mr. Wilson reported that the Mayor, at the request of the Board of Assessors, seeks a tax classification shift of 1.55 with no residential property exemption for fiscal year 2010. The Board of Assessors is charged with setting the tax rate. Most of the surrounding communities have a unified tax rate for residential and commercial properties. In Weymouth the rate is shifted away from the residential taxpayers, and onto the commercial and industrial property owners. In FY09 the shift was 1.6 and a 1.55 shift is recommended for FY2010.

Paul Haley, Chairman, and Pamela Pantermoller, Chief Assessor of the Board of Assessors provided a brief presentation. He noted that Vice Chairman Kevin Spellman, Clerk Jill Reddish and member Jack Sheehan were also present. The review process began early in the year to determine the fair market values of properties in town. As of January 1st of the 2009 fiscal year, there was an 8.7% decrease in home values, a 15% decrease in condo values and 3% decrease in commercial properties. Current fiscal year is trending at lesser decreases in value.

Assumptions were made that the Board, Council and Mayor want to assess property at their full value, and assuming the levy limit is up to the full levy limit, which is 2.5% of the levy plus new growth. In the last year there was \$34,800,000 in new growth; less than the previous year of \$53,000,000- anticipating \$491,000 in new revenue growth.

As Mr. Wilson pointed out, the Council has over the last several years adopted a shift in the tax classification from the residential personal property owners to the commercial industrial side by 1.6% shift in 2009, a 75% shift from 2005-2007, a 1.48% shift from 2002-2004, and a 375% shift from 1999-2001. There is a history of asking commercial property owners in town to take on a greater share of the tax burden. Without a shift, 84% of the tax burden would be borne by the residential property owners. Last year with the

shift, 76% was borne by residential and 13.5% by commercial property owners. With the proposed 55% shift, residential property owners will be charged with 75% and commercial property owners with 14% of the tax burden. Mr. Haley provided a handout to the Council with average increases to properties in town.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 129-Free Cash Appropriation-Radio Equipment for the Police Department

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This was published on November 20, 2009. UNANIMOUSLY VOTED.

Mr. Wilson reported on the request by the Mayor an appropriation of \$106,000 from free cash for the purpose of purchasing new hardware for the radio equipment at the Police Station. He requested Police Chief Grimes and Director of Municipal Licensing and Inspection, Jeff Richards, to present information on the need for the appropriation.

Mr. Richards reported that during October, the Police Department experienced a shutdown of the radio communication systems. As a result, the Mayor requested a study by the Steering Committee to determine the competency of the ten year old Quantar System. Chief Grimes reviewed the problem. Three times during a week in October the repeater, which amplifies and transmits signals from atop South Shore Hospital in South Weymouth, was lost. The current system is aging, and replacement parts are getting difficult to find. The last outage lasted several days while waiting for parts to arrive. Before the situation becomes an emergency, the measure is to replace aging infrastructure with a new repeater system that will rely on microwave and fiberoptics technology to provide radio communications to the department and take it out of telephone service. The current old system will also be merged with the system to provide a back-up to allow for five repeaters and the capability for 2-channel use. All five repeaters will be replaced.

President Smart asked how one repeater's failure affects the remaining four. Chief Grimes responded that when one repeater goes down, the others may be able to pick up the signal, but it is less reliable, with interference, and sometimes one failure causes a second to fail due to the overload. President Smart asked if the current system is used solely by the police department. Chief Grimes responded that the current system is used only in the police department; however the new system will allow for expansion and use by other departments. The new system will piggyback on some of the equipment put in place by the fire department.

Councilor Molisse asked about expansion capability. Councilor Harrington asked if it will increase the height of any existing antennae. Mr. Richards responded that there will be no change.

Linda McDonald, of 58 Laurel Street noted that in February 2009, Mr. Wilson appeared before Council requesting \$1,000,000 from the sale of the Fulton School. At

that time she had asked if there might be any residual funds at the close of the fiscal year to make up the deficit. At that time, Mr. Wilson responded that there were no other funding sources, but she is questioning that now there is \$1,100,000 in unexpended salaries from FY09.

Ms. MacDonald asked Mr. Wilson how it could not be known in February that there would be salaries unexpended. Mr. Wilson responded that the town cannot forecast resignations and retirements, but that the town was proceeding prudently; the state cut \$1,100,000 in January, and another \$2,000,000 in May. Funds had to be reserved for the purposes of planning while the state is unstable.

Ms. MacDonald noted that many departments do know of impending retirements. She did agree that unexpended salaries within the police budget should be spent for police department equipment. She also requested where the hub of the communication system will be located. There are five locations-- South Shore Hospital, the Weymouth Police Station, Union Towers, the Burkhall radio site, and Weymouth Fire Stations 1 and 2. Ms. MacDonald noted that Station 2 is closed and Councilor O'Connor responded that Station 2 still houses administrative functions for the fire department. The Chief and dispatchers are located there and it remains a central site for the Fire Department. He also commended the department for taking a proactive public safety step by replacing the equipment.

Kathy Curran of 26 Babcock Ave. asked if the money appropriated is strictly for equipment and if there is any training planned for dispatchers and technicians. Chief Grimes noted the request is for materials and labor to install the infrastructure equipment. It will have no impact on functionality of the dispatchers.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 130-Fiscal Year 2010 Additional Appropriation-Special Education

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This was published on November 20, 2009. UNANIMOUSLY VOTED.

Mr. Wilson requested, on behalf of the Mayor, an appropriation of \$550,000 from free cash for the purpose of depositing to a separate account for the specific purpose of funding FY10 Special Education out of district tuition. He noted that from the time the budget was reviewed, the state was reimbursing out- of -district tuition at a rate of 72-73%; in September it was being reduced to 40 %, and more recently that the state would be dropping its reimbursement rate to possibly 35%. In anticipation of these cuts, the Mayor felt it prudent to appropriate these funds. He asked Asst. Superintendent Matt Ferron and School Committee Chairman Sean Guilfoyle to present an overview for the request.

Mr. Ferron noted the reason for the recommendation is the \$450,000 reduction to the

school department budget, along with the fact that circuit breaker reimbursement has been cut in half and is expected to decrease further. \$1,900,000 was received in FY09 and if the cuts hold, reimbursement will be \$1,000,000 less in this year. Anticipating reductions, \$637,000 was set aside by eliminating 14 positions. First quarterly payment received this year was in the 40% range. There are no guarantees or expectations that it will remain at 40%. Mr. Guilfoyle noted that if there is an influx of special needs students, numbers will obviously be affected. There haven't been cuts to circuit breaker in a few years but he stated that these cuts are devastating.

Councilor Pap asked if the school department is aware of additional cuts from the Governor and when that information will be provided. Mr. Guilfoyle responded that additional cuts are expected in January, but the amount is not known.

Kathy Curran of 26 Babcock Avenue asked if the \$550,000 is from free cash and that this combined with the \$450,000 cut to the department budget is what makes up the \$1,000,000 in shortfall. Mr. Guilfoyle noted that the additional is due to the anticipated reduction in reimbursement from 40 to 35%. Ms. Curran asked if the school department will not take a cut of \$450,000 but will make it up from the money requested from free cash. Mr. Guilfoyle noted the school department budget was cut by \$637,000. She asked if anything else from the original budget has changed. Mr. Guilfoyle noted that programs cannot be cut midstream, which is why 13 positions were eliminated in the budgeting process. Mr. Wilson noted for clarity- school department's reimbursement was reduced by \$1,000,000. Recognizing that there would be a reduction in reimbursement, the school department and the school committee accommodated it by reducing the budget by the \$637,000. Since that time, state aid has been further reduced, and further cuts are anticipated in January totalling over one million.

Councilor O'Connor asked if this account will be a one time resolution or will this approach be taken in the future as well. Mr. Wilson noted that Weymouth is fortunate to be able to accommodate these changes; many surrounding communities cannot. Reimbursement for special education tuition came into being in 2001. In 2003/2004 a similar situation occurred and a special account was formed and was operating successfully; however, there has never been a \$1,000,000 in one line item in a six-month period. The town cannot sustain this type of cut; however these costs are mandated and the town is required to offer services regardless of reimbursement. Costs increase yearly at about a 3% increase. Mr. Ferron noted that \$600,000 in surplus carryover was used even before budgetary consideration began. The district has made attempts to curb costs by creating programs designed to keep students in the town.

Councilor Lacey noted that these cuts, which are unfunded mandates from the state, make it virtually impossible for the district to plan appropriately. The state's approach is irresponsible. The state needs to change both its approach to the mandate and the manner in which it provides funding for it. He asked Mr. Wilson to elaborate on the appropriation approach and the future of this specific account. Mr. Wilson noted that of the budget passed in June, over \$500,000 in reimbursement, has been cut by the state. The school department was able to anticipate and to accommodate this. Further reductions were not

anticipated but like cuts from 2003-2004 were handled similarly. It seems to recur in cycles, and this type of approach has worked well before.

Belinda McGuire of 81 Holmes Avenue addressed the Council, both as current chair of SEPAC (Special Education Parent Advisory Council) and on behalf of Special Education parents in the system. She also had three children in SPED; two of them are in outside placement programs. She addressed the costs of services, the lack of cooperation within the Special Education Department and failure to keep students in the system. She has spoken with other parents who feel their children's Individual Education Plans are not being met. The town should be able to work more effectively as a community to accommodate the special needs within the system. If this is done, there would be phenomenal savings to the town, as students would not need to be sent out-of-district. She recommends better communication with the teachers, principals, special education administrators and parents.

Linda McDonald, of 58 Laurel asked if there is a new Special Education Director. Mr. Ferron responded that there has been an interim director in place this year, Therese Skinner, who has a one-year contract. Ms. MacDonald noted that as a former program placement coordinator for a school department she is aware that Weymouth is not alone in differences between parents and the SPED systems. Part of the problem is that systems tend to cut essential positions for keeping students within the system; she noted that this year, a preschool and elementary Special Education positions were unfilled. She is concerned about the rest of the school budget.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 131-Appropriation for a Sale of Tax Title

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This measure was published on November 20, 2009. UNANIMOUSLY VOTED.

Mr. Wilson requested, on behalf of the Mayor, seeking to raise and appropriate \$7,500 from the sale of town-owned property, fund 4903, for purposes of funding expenses for a proposed sale of tax foreclosures. The Mayor has established a committee which reviews tax titles and delinquencies that go into foreclosure proceedings through the land court process. The town is permitted by law to sell these foreclosed properties for the taxes due. A sale is anticipated in January or February 2010. Costs associated include legal advertisement, legal fees and recording fees in the Register of Deeds office. The balance in fund 4903 was \$60,000 at the time of this submission.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 132- Fiscal Year 2010 Additional Appropriation for Snow Removal

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and

seconded by Councilor O'Connor. This was published on November 20, 2009.
UNANIMOUSLY VOTED.

Mr. Wilson, on behalf of the Mayor, seeks an appropriation of \$500,000 as a set aside for purposes of funding any cost overruns for snow removal for fiscal year 2010. Just over \$300,000 has been appropriated. Based on a three-year estimate the Mayor feels a reserve is necessary. If this money is not expended during FY10, the balance will fall to free cash at the close of the fiscal year.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 133-Free Cash Appropriation for Health Insurance

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This was published on November 20, 2009.
UNANIMOUSLY VOTED.

Mr. Wilson, on behalf of the Mayor, seeks an appropriation of \$375,000 from free cash for the purpose of funding 8201, fiscal year 09 health claims trust fund. Moving from self-insured to the state GIC program left trailing claims or "tailings" of just under \$2,000,000. There was a balance of \$1,300,000 in the fund; with this \$375,000 the majority of the tailings will be paid. The town is anticipating reimbursement as well from stop loss coverage of large claims. The combination should meet the obligations of the town.

Councilor DiFazio asked what the balance will be in free cash if all measures at this meeting are approved by the Council. Mr. Wilson responded that the balance will be \$1,200,000-1,300,000.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 134-Rescind Bond Authorizations-Town Form of Government

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This measure was published on November 20, 2009.
UNANIMOUSLY VOTED.

Mr. Wilson, on behalf of the Mayor and on advice of the Bond Council, is a follow-up to a prior measure seeking to rescind certain bond authorizations which are no longer required to be maintained on the books of the town. The prior measure dealt with measures that were approved by council since 2000. There were two authorizations prior to then; high school project from the Special Town Meeting of November 1998, and a water bond from November 1998. These should be the last of the rescissions for bond measures for the foreseeable future.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and

seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 139-Community Preservation Committee Supplemental Appropriation

A MOTION was made by Councilor Mathews to OPEN the PUBLIC HEARING and seconded by Councilor O'Connor. This was published on November 20, 2009. UNANIMOUSLY VOTED.

Mr. Wilson, on behalf of the Mayor, seeks to make adjustments in the Community Preservation Committee budget, in accord with the recommendations of the DOR. There is an increase in the state match of \$20,048. Under the terms of the statute, when a CPC budget sees an increase in available funds, it must increase each of the mandatory set-asides by 10% and the administrative set-aside by 5%. This committee also has a permissive 10% recreation set-aside. Increases are apportioned as follows:

\$	1,102	Administrative set-aside
\$	2,025	Recreation set-aside
\$	2,025	Community Housing set-aside
\$	2,025	Open Space set-aside
\$	13,162	General Reserve

Councilor Mathews noted that this increase is due solely to an increase in real estate transactions in the Commonwealth, and is not from the state.

A MOTION was made by Councilor Mathews to CLOSE the PUBLIC HEARING and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

A MOTION was made by Councilor Mathews to consider a late agenda item and was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 041-Re-appropriation, Town Clerk's Office

Mr. Wilson requested, on behalf of the Mayor, to re-appropriate \$4,250 to the Town Clerk's Office to fund a temporary clerk position, while a member of the Town Clerk's office staff is on medical leave. Both the special election next week and the general election in January support the need for additional help in the office at this time. There is \$28,500 available from the Administrative Services salary line created by a retirement, in a position that has been left unfilled.

A MOTION was made by Councilor Mathews to CONSIDER item **09 041-Re-appropriation, Town Clerk's Office** under Section 2-9(b) of the Town Charter for same-evening action and was seconded by Councilor O'Connor and UNANIMOUSLY VOTED.

A MOTION was made by Councilor Mathews to reappropriate the sum of \$4,250 from the Administrative Services salaries to Town Clerk Salaries for the purpose of funding a part-time temporary clerk's position in the Town Clerk's Office and was seconded by

Councilor O'Connor. UNANIMOUSLY VOTED.

REPORT OF COMMITTEES

Budget/Management Committee

09 126- Fiscal Year 2009 Snow Removal Deficit

This item was referred to the Budget/ Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a unanimous recommendation for favorable action.

A MOTION was made by Councilor DiFazio that the town raise and appropriate the sum of \$373,798.00 from free cash for the purpose of funding the deficit in the snow removal line item as reported to the DOR. This was seconded by Councilor O'Connor and UNANIMOUSLY VOTED.

09 127-General Government Supplemental Fiscal Year 2010 Appropriation

This item was referred to the Budget/ Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a recommendation for unanimous favorable action.

A MOTION was made by Councilor DiFazio that the Town of Weymouth raise and appropriate the sum of \$126,914,669, a decrease of \$957,457 from the annual appropriation of \$127,872,126 voted by Town Council on June 15, 2009 to provide for all the expenses for the maintenance and operation of the Town's several departments and activities for fiscal year 2010 by decreasing the following line items by the following amounts:

FY 09 Snow Removal Deficit	\$357,457
School Department Budget	\$450,000
Medicare Insurance	\$100,000
Unemployment Benefits	\$ 50,000
Reserve Fund	\$ 26,366

Additionally to permit the Town Accountant to increase the state Assessments line item by \$26,266 to \$2,234,583 from \$2,208,674 in accord with the most recent Massachusetts Department of Revenue Notice to Assessors of Estimated Charges. The source of funding for said expenditures is as outlined on the revised revenue projections attached hereto and incorporated herein as exhibit A. Furthermore, that the sum of \$40,000 is appropriated from the waterways fund to meet some of the costs of the Harbormaster's Program, a restatement of measure 09 015. This motion was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

09 128-Fiscal Year 2010 Tax Classification

This item was referred to the Budget/ Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town

Council with a unanimous recommendation for favorable action. A MOTION was made by Councilor DiFazio that the Town of Weymouth approve a tax classification rate shift of 1.55, for commercial, industrial and residential property owners, with no residential exemption for fiscal year 2010. This motion was seconded by Councilor O'Connor.

Councilor Pap noted that there are eight empty storefronts in his district; he does not think the shift for the commercial rate is prudent and he will not support this measure.

Councilor Lacey thanked the Board of Assessors for their balanced approach; trying to balance the burden fairly with residential and commercial property. He commended the Board and will support the measure.

VOTE carried; 9/1 (Councilor Pap – NAY)

09 129-Free Cash Appropriation-Radio Equipment for the Police Department

This item was referred to the Budget Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a unanimous recommendation for favorable action. A MOTION was made by Councilor DiFazio that the town of Weymouth Raise and Appropriate \$106,000 from Free Cash to purchase hardware the Police Department radio system, to be placed in Fund 0002, and any unexpended balances on June 30, 2010 are to fall to Free Cash.

Councilor Pap voiced his support for this much-needed technological infrastructure, which will be a springboard for future technological enhancements.

This was seconded by Councilor O'Connor and UNANIMOUSLY VOTED.

09 130-Fiscal Year 2010 Additional Appropriation-Special Education

This item was referred to the Budget/ Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a 3/1 vote to recommend favorable action. A MOTION was made by Councilor DiFazio that the Town of Weymouth raise and appropriate \$550,000 from free cash for the purpose of supplementing the FY2010 SPED out –of- district tuitions. The \$550,000 is to be deposited to fund 0002. This motion was seconded by Councilor O'Connor and UNANIMOUSLY VOTED.

09 131-Appropriation for a Sale of Tax Title

This item was referred to the Budget/Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a unanimous recommendation for favorable action. A MOTION was made by Councilor DiFazio that the Town of Weymouth appropriate the sum of \$7,500 from fund 4903, the sale of town-owned properties to fund 0002 for the purpose of securing the following services; to pay for an auctioneer, legal and ancillary costs associated with the auction scheduled in 2010. This motion was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 132- Fiscal Year 2010 Additional Appropriation for Snow Removal

This item was referred to the Budget/ Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a unanimous recommendation for favorable action.

A MOTION was made by Councilor DiFazio that the Town of Weymouth raise and appropriate the sum of \$500,000 from free cash for the purpose of supplementing the fiscal year 2010 snow removal budget. \$500,000 is to be placed in fund 0002 and any unexpended balances on June 30, 2010 are to fall to free cash. More specifically, the appropriation is to supplement the following line items: snow removal overtime, snow removal expenses, salt and sand expenses. This motion was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 133-Free Cash Appropriation for Health Insurance

This item was referred to the Budget/ Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a unanimous recommendation for favorable action. A MOTION was made by Councilor DiFazio that the Town of Weymouth appropriate the sum of \$375,000 from free cash to fund 8201, the Town's Health Insurance Liability Account to pay for trailing claims under the town's self-insured policy, which expired on June 30, 2009. This motion was seconded by Councilor O'Connor. UNANIMOUSLY VOTED.

09 134-Rescind Bond Authorizations-Town Form of Government

This item was referred to the Budget/ Management Committee on November 9, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a unanimous recommendation for favorable action. A MOTION was made by Councilor DiFazio; ordered that the following excess bond authorizations related to votes passed by Town Meeting are hereby rescinded:

- \$31,800,000
- 3,200,000 -High School Project, re-authorized by council

- \$ 533,804 -Water

Motion was seconded by Councilor O'Connor.

Councilor Lacey requested Mr. Wilson review for the Council total bonding for the project and the reimbursement received. Mr. Wilson reported that the Council authorized a total of \$58,000,000--total expended was \$51,000,000 and the state reimbursed \$34,000,000. A bond authorization remains on the books totaling approximately \$17,100,000. UNANIMOUSLY VOTED.

09 139-Community Preservation Committee Supplemental Appropriation

This item was referred to the Budget/Management Committee on November 16, 2009. The committee met on November 23, 2009 and voted to forward it to the full Town Council with a unanimous recommendation for favorable action.

A MOTION was made by Councilor DiFazio that the Town of Weymouth adopt the report of the Community Preservation Committee for the fiscal year 2010 supplemental budget which seeks to amend its FY10 approved budget by increasing expenditures in the amount of \$20,048 from \$699,814 to \$720,062 as identified on the attached exhibit A. This motion was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

Councilor Mathews reported the next regular meeting of the Town Council will be held on December 14, 2009, due to the special state Primary Election on December 8, 2009.

ADJOURNMENT

At 8:45 PM, there being no further business, a MOTION to adjourn was made by Councilor Mathews and seconded by Councilor O'Connor. UNANIMOUSLY VOTED.