TOWN COUNCIL MEETING MINUTES Town Hall Council Chambers April 7, 2014, Monday

Present: Patrick O'Connor, President

Michael Smart, Councilor Robert Conlon, Councilor Kenneth DiFazio, Councilor Jane Hackett, Councilor Rebecca Haugh, Councilor Thomas J. Lacey, Councilor Arthur Mathews, Councilor Brian McDonald, Councilor Michael Molisse, Councilor

Not Present: Ed Harrington, Councilor

Also Present: George Lane, Town Solicitor

William McKinney, Chief Financial Officer

Kathy Deree, Town Clerk

Richard Swanson, Town Auditor

James Clarke, Director of Planning & Comm. Development

Recording Secretary: Mary Barker

President O'Connor called the meeting to order at 7:39 PM. After the Pledge of Allegiance, Town Clerk Kathy Deree called the roll, with one member absent. Council President O'Connor noted Councilor Harrington's absence due to a prior commitment.

ANNOUNCEMENTS

Councilor Conlon announced he will hold constituent office hours from 10-11 AM on April 8, 2014 in Council Chambers.

Council President O'Connor announced the passing of Building Inspector Michael Craig on March 26, 2014, and he led the Town Council in observing a moment of silence.

MINUTES

Ordinance Committee Meeting Minutes of February 25, 2014

A motion was made by Vice President Smart to approve the minutes from the Ordinance Committee Meeting Minutes of February 25, 2014 meeting and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Town Council Meeting Minutes of March 3, 2014

A Motion was made by Vice President Smart to approve the minutes from the Town Council Meeting Minutes of March 3, 2014 meeting and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Special Town Council Meeting Minutes of March 10, 2014

A Motion was made by Vice President Smart to accept the minutes from the Special Town Council Meeting Minutes of March 10, 2014 meeting and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

RESIDENT AND COMMUNITY COMMENT

Proposed Starwood Legislation-Gus Perez of 16 Hewett Road

Gus Perez addressed the Town Council and urged action on the legislation proposed by Starwood. He noted the proposed solutions make sense. There has been no contrasting commentary from the Mayor or the town administration. His view is that the projections are solid and based on conservative estimates. The options are nothing, and more of nothing. No excess revenue has been distributed to the towns, and the proposal allows Weymouth a say in what happens and allows Weymouth to collect the revenue without having to share it. Weymouth has inherited all of the responsibility with no control and is required to share the excess revenue. He reviewed his activism in the town. The theme has been that there is a revenue problem, no commercial development and the need for override of Proposition 2 ½ and the proposed legislation answers all of this. He urged the Council to act and support the proposed legislation.

PUBLIC HEARINGS

14 009-Free Cash Salary Reserves

A motion was made by Vice President Smart to OPEN the public hearing on measure 14 009-Free Cash Salary Reserves and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

CFO William McKinney responded to the comments by the previous speaker. He noted he has been working diligently with Starwood since the proposed legislation was presented vetting the numbers to determine the true cost to the town and will have an estimate of the expenses. It has taken time working with the several revisions while also preparing the town's budget. Whatever is decided will affect the town for years.

CFO McKinney reviewed the request for \$130,000 from free cash to cover the impact to union contract settlements. Fire, SEIU, DPW and Library have settled contracts which includes 1.5% FY14 and 2 % FY15 and 2% FY16. This is to cover the impact for this fiscal year only.

President O'Connor asked for comments from the public to which there was no response. A motion was made by Vice President Smart to CLOSE the public hearing on measure 14 009-Free Cash Salary Reserves and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

OLD BUSINESS

Starwood Proposal-Legal Review Update

- -George Lane, Town Solicitor
- -Anatoly Darov-Burns & Levinson, LLP
- -Matthew Feher, Burns & Levinson, LLP

Solicitor Lane, and Attorneys Feher and Darov presented an overview. Council President O'Connor requested an electronic copy of the presentation be sent to the Council Office for posting to the town website. Solicitor Lane noted they have worked diligently over a short period of time. The attorneys noted they have conducted a due diligence on the proposal and agreements. They have reviewed thousands of pages of documents becoming familiar with the governing documents and operative agreements.

Attorneys Feher and Darov presented their review in a power point presentation:

Overview

- *Identify proposal benefits and risks to the town*
- Identify information gaps required to conduct an adequate review and reach informed conclusions
- Focus on guiding principles to assist with the analysis

Discussion Overview

- Timing Considerations and Contingencies
 - o All provisions take immediate effect

- O DDA and zoning regulations must conform within 90 days
- o Poison Pill: Municipal service, tax collection, and water infrastructure obligations revert back to SSTTDC if Parkway Financing MOA is not amended within 180 days
- No assurances this will happen coupled with likely significant impacts if <u>all</u> conditions are not satisfied

• Development Phasing/Timing

- Full control vested with Starwood
- Incentives to Commercial development unclear
 - Potentially lower tax rates offset by new fees & assessments
 - Current disincentives (tax and water) should be surmountable under current structure
- Focus on Residential is adverse to Town's desire for Commercial
 - Both Max Residential and Max Commercial could be exceeded

• SSTTDC Governance

- Change is needed by Proposal will only add to the paralysis
- o Increased State involvement inconsistent local control and community interests
- Advisory Board should not be involved in management activities to the extent proposed
- Reduced powers and other obligations are unworkable in the event State contingencies not met

Municipal Financing

- Financial projections based on unknown development plan and timeline with zero enforceable commitments beyond the legislation
- o Financial burdens, costs, and risks shifted from SSTTDC to the Town
- o SSTTDC maintained as a "vessel" in order to issue tax-exempt debt
- Requirements for new school facilities are uncertain and will be borne solely by the Town SSTTDC Governance:

Starwood

Proposal

- Eliminates SSTTDC authority to construct Project, develop infrastructure, contract with Town for service delivery, create security interest in Project, convey/dispose of the Project, issue liquor licenses and educate school children, among other things.
- Expands Board to include 2 State officials and 2 Southfield resident representatives, requires residency off all Town appointees, reduces to 3 years Board member terms – current Board dissolved no later than 60 days
- O Quorum increased to 5 Board members 4 votes for approval
- o Town Council "consent" for SSTTDC Board appointments
- Advisory Board to approve Board management, employment and compensation decisions

Benefits:

- Potentially reduces SSTTDC overhead costs (some functions transferred to the Towns' other costs are structurally, i.e. MuniCap)
- o Increases Weymouth representation on Board

• Risks:

- o In several cases, SSTTDC authority transfers to the Town
- Reduces day-to-day administration of SSTTDC function
- Eliminating SSTTDC authority to make improvements on PBC parcels implicates certain reversionary rights and could complicate additional FOST conveyances
- No commercial representation on the Board
- o All management/employment matters to be decided by Board and Advisory Board
- If Parkway Financing MOA amendments not accomplished, SSTTDC would retain tax collection and municipal services responsibilities without adequate staff
- Council approval of SSTTDC Board appointments is not consistent with Town Charter
- Expanded Board and Advisory Board powers is misguided and will bog Corporation down in minutiae
- Liquor license distribution changes subject to legislative approval Reuse & Master Plans:

Starwood

Proposal:

- Eliminates the current Reuse and Master Plans, including the Development Program
- Codifies certain planning elements including maximum residential, minimum commercial and affordable and senior housing thresholds
- Allows commercial development and senior housing to exceed prescribed thresholds
- o Towns cannot amend Zoning by-law to prevent development of residential maximum

Benefits:

 Retains certain reuse commitments including residential, commercial, affordable, and senior housing

• Risks:

- Planning elements codified in the legislation could not be amended locally- must go to Legislature
- All other land use/planning controls on a town-by-town basis
- Ignores comprehensive long-term plan voted by 3 Towns
- o Ignores guiding principles that established the project with consensus driven planning and approval
- Removes all Project phasing and triggering events to ensure timing of adequate infrastructure and tax revenue
- Master Developer vested with all discretion over project phasing/timing on which financial projections are based
- Unclear which town(s) will host DCZ
- o All material agreements (e.g. regs, DDA) to be revised within 90 days
- o Affordable housing set-aside only half of the amount required by the Reuse Plan

Zoning Control: Starwood

• Proposal:

- "Substantial" revisions to the Zoning By-law would only need approval by the Town in which the land is located
- Such changes consistent with current Enabling Act definition

Town Benefits/Risks:

• Benefits:

- o May facilitate approvals of certain changes to NAS redevelopment
- Maintains local control of zoning with respect to the portions of the CRA located within the Town's territory

• Risks:

- Nearly all zoning and planning changes approvable without consideration of regional impacts among all three towns
- No aspect of the redevelopment will be subject to the consensus of all three towns
- O Potential for towns' interests to diverge and development to seek lowest cost/highest incentives, particularly with respect to commercial development
- Proposed zoning changes would reduce zoning certainty at the NAS and could discourage investment because of the probability of significant zoning amendments

Infrastructure Financing:

Starwood

• Proposal:

- Master Developer to commit to "procure and finance" water/wastewater solution for the DCZ only
- Towns must remit Pledged Revenues to SSTTDC fro debt service on Series 2010A Infrastructure Bond
- o Increases SSTTDC borrowing capacity by \$65 million to \$175 million, removes property tax pledge, imposes no limit on its ability to raise revenue to pay future debt obligations, and eliminates Town approval of new debt issued after 2030
- Parkway bond financing MOA must be amended within 180 days to:
 - (i) remove "clawback";

- (ii) remove SSTTDC covenant to seek State approval to issue new debt;
- (iii) commit State to finance Phase 2 and East-Site improvements starting in 2015; and
- (iv) relieve SSTTDC from data collection and reporting new state tax revenue
- Unless (i) (vi) accomplished, tax collections, municipal services, and water infrastructure responsibility to revert to SSTTDC

Town Benefits/Risks:

Benefits:

- Master Developer to DBOF the water/wastewater system to enable commercial development at NAS
- Negotiate with State over further infrastructure investment

• Risks:

- Water improvement lack information (i.e. engineering, rates, ownership, etc.)
- Facility development agreement would be required town would have limited leverage
- o Implications of Pacheco Law must be evaluated
- Water infrastructure promised for the DCZ only; reverts to SSTTDC if MOA Amendment is not achieved
- O Town must budget SSTTDC annual debt service payments
- o Removes controls to ensure financial restraint at SSTTDC
- Master Developer would no longer be responsible for paying MDFA pursuant to DDA if project scope changes to reduce development
- o No financing plan articulated to explain SSTTDC's excess borrowing capacity or the relationship between fees, assessments, and borrowing to fund infrastructure
- SSTTDC Series 2010A Infrastructure Bond Trust Indenture will need to be amended to contemplate repayment structure and will require Bondholder consent, such details have not been submitted to the Town for review
- SSTTDC's borrowing capacity is increased and financial controls and project phasing requirements are eliminated notwithstanding claims that SSTTDC is fiscally insolvent

Tax Collection Responsibility:

Starwood

• Proposal:

- Shift tax collection responsibility from SSTTDC to each of the Towns on July 1, 2014
- O Total tax rate set at Base Rate plus Tri-Town Rate
- O Towns to remit to SSTTDC the collected Tri-Town Revenue plus Pledged Revenue to repay Series 2010A Infrastructure Bonds
- SSTTDC assessed values to be used initially
- o Land/improvements to be deemed additional new growth under Proposition 2 1/2

• Benefits:

o Southfield residents would pay taxes to host community rather than SSTTDC

• Risks:

- Town must budget Series 2010A Infrastructure Bond debt service by virtue of collection of Pledged Revenues
- Trust Indenture must be amended to reflect new repayment structure subject to Bondholder approval
- O Discrepancy between SSTTDC and Town assessed valuations
- Town absorbs risk of tax abatements significant to date
- Implications if State does not enter into required Parkway Financing MOA amendment and other commitments
- New growth offset by increased municipal service delivery costs

Municipal Service Obligations:

Starwood

• Proposal:

- Shift municipal service delivery responsibility from SSTTDC to each fo the Towns with respect to its territory on July 1, 2014 – carves out trash collection
- SSTTDC no longer authorized to contract for such services

- Towns not required to provide water/sewer except as may be the case pursuant to an agreement with SSTTDC and/or Master Developer
- NAS public ways must be accepted by Town upon SSTTDC approval in accordance with Town acceptance procedures to the extent not in conflict with SSTTCD regulations

• Benefits:

- o Entitlement to Chapter 70 and MSBA funds
- o Towns held harmless from trash collection costs

• Risks:

- o Town no longer held harmless- revenue projections not guaranteed
- o Any new growth under Prop 2 ½ to be realized will be offset by the additional costs associated with service delivery
- Preempts complete set of local acceptance standards of public ways and increases Town maintenance responsibilities (inc. water/sewer mains, roadways)

Observations

- Strong support to advance the project and remove impediments to further development
- Starwood Proposal has several benefits but detrimental to Weymouth in key respects:
 - o Reuse Plan and Master Plan could be modified where needed rather than rescinded
 - o Starwood currently empowered to implement water and wastewater facilities
 - Starwood currently empowered to seek additional State concessions and support for infrastructure
 - Current zoning by-laws drafted with balance of flexibility and zoning certainty; problems with current zoning have not been demonstrated
 - Significant discretion vested with Master Developer and no enforceable commitments
 - Numerous operative documents and agreements would need to be negotiated after passage of Legislation which divests Town and SSTTDC of leverage in negotiations
 - o Clawback is a short term issue
- Enabling Act sets forth the following NAS redevelopment principles:
 - o To occur at no cost to the Towns
 - o Must involve comprehensive, consensus planning
 - o Project to have <u>regional</u> impacts
 - o Commercial uses are desired and imperative

Next Steps

- Present Recommendations to the Mayor and Solicitor
- Welcome input by Councilors
- Amend legislation and operative agreements accordingly

Councilor Lacey asked what version of the legislation the presentation referenced. It was based on the version amended April 4, 2014. This is not a complete treatment of the changes. Attorney Feher reviewed the timelines; the items that would take place immediately and certain obligations that would revert back to SSTTDC if the state does not enter into a MOA for parkway financing. Councilor DiFazio noted he had asked the proponent to eliminate the 180-day period. He asked the attorney's opinion as to whether this is a good idea. Attorney Feher responded that it would present an issue. Attorney Feher noted that all the operative agreements would be amended. Councilor DiFazio asked if there were any disadvantage to not changing anything until the 180 days are up. Attorney Feher responded he did not believe so. President O'Connor asked if that means Weymouth would not take over tax collection or provide additional services until the MOA was agreed upon. Attorney Feher responded that it has been discussed internally with the Mayor and Solicitor, and it makes sense to consider it.

Councilor DiFazio asked if the infrastructure and amenities plans would not be required to be adhered to under this plan? Attorney Feher responded that they would be rescinded.

Councilor Hackett took note of the comment that the current DDA allows the developer to privately finance the water infrastructure- she questions why a legislative change is needed.

Councilor Smart asked for clarification; if the developer wanted to exceed the 2855 homes, they would have to come before Weymouth Town Council? Attorney Feher responded yes for any change within Weymouth's boundaries.

Councilor McDonald asked what could be worse than the current paralysis? Attorney Feher responded that it could. Attorney Darov noted that certain aspects of the proposal such as making an advisory board responsible for employment and compensation decisions is not best practices of such a board. It would be highly unusual if the advisory board is empowered over those aspects. Based on the history of SSTTDC, changes to the executive board and composition are prudent changes. He noted there are other changes in the proposal that do not make sense.

Councilor DiFazio asked if the proposal leans to unified or divided approach to development to the three towns. The towns' interest could diverge. Any of the towns could develop at a different pace and could affect the other towns. He asked if there is the possibility that three separate plans could occur. Council President O'Connor noted that other than the set aside, a hypothetical plan to exceed any maximums would be heard at local, then state and legislative level, approval to change the minimums or maximums. Councilor Smart asked for clarification of the Advisory Board.

Councilor DiFazio asked if the proposal is an unknown development plan? Attorney Feher responded yes; other than the legislative carve outs from the master and reuse plans. Attorney Darov added that the bar to amend the zoning district map would then be much lower. Every step of the plans were voted by two-thirds of the voters of all three towns and that level of scrutiny would be removed under this plan. Councilor Smart noted they they have spent five years with a known development plan without any revenue. He asked where the benefit lies for revenue returned. Attorney Davov responded that the two plans have been in use for a time, and he can't respond as to why there isn't the level of development, or even the completion of Phase one, although there is enough water and sewer to support the completion of phase one. It goes hand in hand with the discussion of the claw back. Because it is not near the level of the Phase I development, the revenue isn't there and the claw back is required. There is an opportunity to develop without the full range. Councilor Smart disagreed that they are not close and they all have their own opinions as to why. Attorney Darov noted the minimum commercial development is 300,000 and they are quite a bit short.

Councilor McDonald noted that in dealing with the existing plan it is virtually impossible to entice a significant commercial developer or move forward without water and sewer capacity. The commercial market is dead right now. He suggests identifying the risks and provide solutions to them. Councilor Conlon suggested they build 3000 residents in an unknown timeline and then walk away. Councilor Lacey noted that the upside is that it is of benefit to changing the three towns exclusive control to the zoning within their boundaries. Councilor Lacey noted that the legislation states that without a current revenue source it changes the split of excess revenue and opens up tax revenue. Council President O'Connor noted that the tax collection goes to Weymouth and the undeveloped land is to be taxed at the commercial rate in the Town of Weymouth. Attorney Feher noted the town would be at risk for abatements.

Councilor Lacey noted there are implications of the rights on the FOST parcels and he asked that the Council be kept apprised. Atty. Feher noted reversionary rights under the deeds are still being reviewed and that as no-cost transfers, there could be implications to further reconveyancing.

Councilor McDonald noted the opening of appointment on the board to neighborhood residents where the residents are being charged the highest water and sewer rates. Since they are intimately involved with the future there, they should have some input to the employment, etc...although it is somewhat of a risk, they need to have the ability to affect the management. Atty. Darov noted that in the future, they will be paying taxes to and receiving services from the Town of Weymouth. The Advisory and Tri-Town Board will focus on the limited issues that remain. President O'Connor noted it reduces the day-to-day functions which reduces the cost of the overhead, but there still can be an administrator. Should the number of employees on the board, or limit the power of the board, be more acceptable. Atty. Darov noted the board will have to determine the role in a diminished authority. If the poison pill comes to pass, they will have fewer capabilities. President O'Connor suggestion elimination of the 60 day period.

Solicitor Lane reviewed the appointments under 2-10 of the town charter which are exempt from Home Rule. Appointments are by the Mayor only, and in the most recent proposal, with the consent of the Council. He noticed that in the most recent proposals, the provision includes the consent of the Council. If the legislature assents, it should be doable.

Councilor McDonald asked if every city has a set number of liquor licenses based on population and the language of the proposal is in accordance with what the state allows.

Councilor DiFazio noted that he does believe it makes sense to put a piece of legislation in place that leaves such a huge consequence to all three towns in place. Why wouldn't they propose something more concrete? He suggests obtaning answers to the amendments prior to putting this in place. He asked if the attorneys shared his concerns with subjecting tax collection to an unknown. Atty. Darov added that if all of the other proposals were to pass it would give Starwood time to work with the current administration. If the administration is as committed to the project as some believe, it is a structure that makes sense.

Councilor Lacey noted that the top two reasons for eliminating the reuse plan- phasing as a requirement for development, and it requires 3 towns voting any change to the reuse plan. He asked if there's a way to eliminate SSTTDC completely, maintain the reuse plan, and solve the concern around 3 communities having to vote. Atty. Darov responded that there is middle ground to be had for voting major zoning amendments. He reviewed the process of impact to surrounding communities that might be infused in the legislation. There are bonds that exist that are not defeasible until 2020. SSTTDC serves the role that could be served by a state agency. The first question requires further study. Councilor Lacey asked if current bonding and future capability is the strongest factor to keeping SSTTDC in place. He asked if the reuse plan reverts back. The attorneys confirmed that it does not; it remains eliminated. He asked what exists- the carve outs and the zoning map would remain. He reviewed what could happen if the vote goes each way. He asked the worst case scenario if the 180 days happens, and the state could come in and the master developer will do what it wants. Atty. Darov responded that if the plan goes forward and then it goes back to SSTTDC, and assuming Starwood goes away, it is not something they have been contemplating. Everything else remains as is. There would be no further development or revenues. He noted that SSTTDC would not even have the power to hire another developer. Atty. Darov does not believe the plan as structured strikes the right balance of equities. Councilor Lacey asked for further study.

Councilor McDonald noted there is a plan in place, a plan proposed and the risk of not doing anything is more calamitous to the town. Councilor Conlon asked if there is any cost to the Weymouth taxpayers if this does not pass as proposed? Atty. Darov responded that Weymouth is incurring costs; it is providing services and resources are being expended. Without additional revenue, it will continue. Councilor Conlon responded that the costs are being reimbursed. Atty. Feher noted it is one of the guiding principles of the enabling act; that it not cost the host communities. Councilor Conlon noted that Starwood struck that from their initial proposal. Councilor Hackett stated that it cost the town \$250,000 in cash flow that it was not able to allocate for educational services. This year, the town is three-quarters through the fiscal year and still does not have an educational contract. Councilor DiFazio noted that this was the Mayor's choice and it did not have to happen that way. The guiding principle was in place all along. Councilor Hackett responded that the current enabling legislation requires Weymouth to provide educational services, but not police or fire. Councilor DiFazio responded that it was a timing issue and did not have to occur that way. All other services provided were choices made by the Mayor.

President O'Connor requested a review of the several scenarios that were discussed and the consequences and the effect to the outstanding debt bonds.

Councilor DiFazio asked for an assessment of the development at this time, and that certain entities believe that Starwood is the cause for the delay.

Councilor Hackett asked if they have reviewed the MEPA documents for protection for infrastructure triggers. Atty. Darov responded that they have not as of yet.

Councilor Mathews noted that new members will have 30 days to enact a DDA and this and past practice negotiations are the reasons the town is in the current predicament. He questioned whether a new board would have sufficient time to negotiate the complex document. Attorney Feher agreed.

Councilor DiFazio asked which town will be responsible to host since all of the property is in Weymouth, and asked if the reduction by half of the set asides is compatible with the state, especially where this project was geared to be a mixed use workforce. Council President O'Connor noted it is his recommendation that this be a separate MOA outside of the legislation. Councilor Hackett asked if this is the Mayor's position; she said it would be helpful to know. Councilor DiFazio noted that it was represented to the Council that they would develop a plan to procure and finance water and sewer and the potential that it is limited to certain areas needs to be expounded on- he asked why they would not just do that and leave everything else the same. He asked if they are getting something else out of it. He suggests removing the phasing and do what the current DDA states. Councilor Lacey suggested this is counterintuitive. Council Vice President Smart responded that they are on record saying they will provide the water/wastewater solution. Councilor DiFazio noted they need to quantify the risks versus the benefits.

A motion was made by Vice President Smart to suspend Rule 24 to allow the meeting to extend beyond 11:00 PM and was seconded by Councilor Mathews. UNANIMOUSLY VOTED

Impact on Weymouth Schools-Dr. Kenneth Salim, Supt. of Schools

Dr. Salim reviewed the impact to the schools. He noted what is proposed will require portable classrooms and additional transportation. He noted it will result in capacity issues at primary and middle levels. Council President O'Connor asked if the department has considered reverting to the previous configuration of two four-grade middle schools. Councilor Haugh noted that the MOA does not specify that the land set aside for a school-defined as a middle school- be located within Weymouth's boundaries.

Starwood's Continued Discussions with Council

- -Finances, Memorandum of Understanding Legislation
- -Matt Barry, Vice President
- -Robin Daniels, Starwood Director/Development

Matthew Barry requested a copy of the presentation by Burns & Levinson to review. He noted that are willing to meet. Councilor Hackett asked who has the authority to enter into a MOA. Solicitor Lane responded that is the Mayor's purview.

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

14 044-Community Preservation Committee-Stella Tirrell Park In-Line Hockey Rink

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$50,000 from the Community Preservation Fund-unreserved fund to fund the costs associated with the installation of an in-line hockey rink at Stella Tirrell Park.

A motion was made by Vice Chairman Smart to refer 14 044-Community Preservation Committee-Stella Tirrell Park In-Line Hockey Rink to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 045-Community Preservation Committee-Preservation of Weymouth's Dugout Canoe

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$9185 from the Community Preservation Fund-Reserved Fund (Historic set aside) to fund the cost associated with the preservation of Weymouth's dugout canoe.

A motion was made by Vice Chairman Smart to refer 14 045-Community Preservation Committee-Preservation of Weymouth's Dugout Canoe to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 046-Ordinance Change-Section 3-333 Veterans' Graves Officer

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth revise section 3-333 of the town Ordinances, by deleting same in its entirety and in substitution thereof, the following:

"Section 3-333 Veterans' Graves Officer

- (a) Establishment- The Mayor shall appoint a resident of the Town of Weymouth who shall be a veteran as defined in Clause 43 of Section 7 of Chapter 4, as a veterans' graves officer for a term of five (5) years.
- (b) Powers and Duties- The Veterans' Graves Officer shall be responsible to see that every Veteran's grave is suitably kept and cared for in accordance with M.G.L. C.115, §9."

A motion was made by Vice Chairman Smart to refer 14 046-Ordinance Change-Section 3-333 Veterans' Graves Officer to the Ordinance Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 047-Appointment to the Community Events Committee-Sandra Carroll

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth appoints Sandra Carroll of 44 Lake Street to the Community Events Committee for a term to expire on June 30, 2017.

A motion was made by Vice Chairman Smart to refer 047-Appointment to the Community Events Committee-Sandra Carroll to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 048-Appointment to the WETC Board of Directors-Cathy Torrey

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth appoints Cathy Torrey of 14 Riverbank Road to the WETC Board of Directors for a term to expire on June 30, 2017.

A motion was made by Vice Chairman Smart to refer 14 0-Appointment to the WETC Board of Directors-Cathy Torrey to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 049-Reappointment to the Cemetery Commission-Liz Cicchese

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Liz Cicchese of 1015 Front Street to the Cemetery Commission for a term to expire on June 30, 2017.

14 050-Reappointment to the Redevelopment Authority-Joseph Curran

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Joseph Curran of 23 Front Street to the Redevelopment Authority for a term to expire on June 30, 2019.

A motion was made by Vice Chairman Smart to refer 14 050-Reappointment to the Redevelopment Authority-Joseph Curran to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 051-Reappointment to the Contributory Retirement Board-Gregory Hargadon

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Gregory Hargadon of 73 Veronica Lane to the Contributory Retirement Board for a term to expire on June 30, 2017.

A motion was made by Vice Chairman Smart to refer 14 051-Reappointment to the Contributory Retirement Board-Gregory Hargadon to the Budget/Management Committee and was seconded by Councilor Mathews, UNANIMOUSLY VOTED.

14 052-Reappointment to the Commission on Disabilities-Richard Johnson

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Richard Johnson of 11 Sanderson Avenue to the Commission on Disabilities for a term to expire on June 30, 2017.

A motion was made by Vice Chairman Smart to refer 14 052-Reappointment to the Commission on Disabilities-Richard Johnson to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 053-Reappointment to the Zoning Board of Appeals-Richard McLeod

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Richard McLeod of 4 Sherricks Farm Road to the Zoning Board of Appeals for a term to expire on June 30, 2016.

A motion was made by Vice Chairman Smart to refer 14 053-Reappointment to the Zoning Board of Appeals-Richard McLeod to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 054-Reappointment to the Zoning Board of Appeals-Brad Vinton

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Brad Vinton of 260 Park Avenue to the Zoning Board of Appeals for a term to expire on June 30, 2016.

A motion was made by Vice Chairman Smart to refer 14 054-Reappointment to the Zoning Board of Appeals-Brad Vinton to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 055-Library Department Transfer Request

CFO William McKinney requested on behalf of the Mayor that the Town of Weymouth transfers the sum of \$4000 from Adult Services-Salaries to Maintenance-Overtime

A motion was made by Vice Chairman Smart to refer 14 055-Library Department Transfer Request to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

REPORTS OF COMMITTEES

Rules Committee-Chair Rebecca Haugh

$\frac{14\ 003\text{-Review of Town Council Rules and regulations from\ 2014-2016-tabled from\ March\ 24,\ 2014}{\text{meeting}}$

A motion was made by Vice President Smart to take item 14 003-Review of Town Council Rules and Regulations from 2014-2016 off the table and was seconded by Councilor Haugh. UNANIMOUSLY VOTED.

On behalf of the Rules Committee, a motion was made by Councilor Haugh to approve item 14 003-Review of Town Council Rules and Regulations from 2014-2016, effective immediately and was seconded by Councilor Smart. UNANIMOUSLY VOTED

Budget/Management Committee-Chairman Michael Molisse

14 009-Free Cash-Salary Reserves

Councilor Molisse reported this matter was referred to the committee on March 3, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a unanimous recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth transfers the sum of \$130,000 from free cash to salary reserves, for the purpose of funding the costs associated with the potential salary increases as a result of employee bargained contracts and

impact of the settlement on Fiscal Year 2014 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 011-Reserve Fund Transfer-Veterans' Benefits

Councilor Molisse reported this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth transfers the sum of \$100,000 from the reserve fund to Veterans' Benefits, for the purpose of funding the costs associated with the increase demand for benefits and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 012-Reserve Fund Transfer-Town Solicitor

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth transfers the sum of \$100,000 from the Reserve Fund to Special Counsel for the purpose of funding the costs associated with the legal review of proposed changes to the enabling legislation for the South Weymouth Naval Air Station by the master developer, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 013-Reappointment to the Board of Library Trustees-Joan Anderson

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Joan Anderson of 61 Webb Street to the Board of Library Trustees, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 014-Reappointment to the Board of Assessors-Robert Brinkman

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Robert Brinkman of 53 Ford Road to the Board of Assessors, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 015-Reappointment to the Memorial Committee-Frank Burke

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Frank Burke of 93 Bluff Road to the Memorial Committee, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 016-Reappointment to the Planning Board-David Chandler

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint David Chandler of 47 Andrew Road to the Planning Board, for a term to expire on June 30, 2019, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 017-Reappointment to the Cultural Council-Judith Beth Cohen

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth Reappoint Judith Beth Cohen of 57 Colonial Road to the Cultural Council, for a term to expire on June 30, 2016, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 018-Reappointment to the Housing Authority-James Cunningham

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint James Cunningham of 58 Lake Shore Drive to the Housing Authority, for a term to expire on June 30, 2019, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 019-Reappointment to the Zoning Board of Appeals-Associate Member, Brandon Diem

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse that the Town of Weymouth reappoint of Brandon Diem to the Zoning Board of Appeals as an Associate Member, for a term to expire on June 30, 2016, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 020-Reappointment to the Historical Commission-Erica Dumont

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Erica Dumont of 15 Dolphin Street to the Historical Commission, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 021-Reappointment to the Planning Board-Walter Flynn

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Walter Flynn of 9 Regina Road to the Planning Board, for a term to expire on June 30, 2019, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 022-Reappointment to the Commission on Disabilities-Hank Goldman

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Hank Goldman of 33 Old Country Way to the Commission on Disabilities, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 023-Reappointment to the Community Preservation Committee-Christopher Hannan

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Christopher Hannan of 411 North Street to the Community Preservation Committee, for a term to expire on June 30, 2016, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 024-Reappointment to the Commission on Disabilities-Lisa Jennings

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Lisa Jennings of 385 North Street to the Commission on Disabilities, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 025-Reappointment to the Scholarship Fund Committee-Carol Karlberg

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Carol Karlberg of 1018 Pleasant Street, Unit 50 to the Scholarship Fund Committee, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 026-Reappointment to the Waterfront Committee-Daniel Keefe

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Daniel Keefe of 56 Concannon Circle to the Waterfront Committee, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 027-Reappointment to the Board of Health-Claire LaMorte

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Claire LaMorte of 12 Whipple Street to the Board of Health, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 028 Reappointment to the Weymouth-Braintree Regional Conservation District-James Lockhead Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint James Lockhead of 95 Lester Lane to the Weymouth-Braintree Regional Conservation District, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 029-Reappointment to the Memorial Committee-Steve McCloskey

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Steve McCloskey of 38 Saunders Street to the Memorial Committee, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

$\frac{14\ 030\text{-Reappointment to the Weymouth-Braintree Regional Conservation District-Richard }{\text{McCulley}}$

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Richard McCulley of 348 Summer Street to the Weymouth-Braintree Regional Conservation District, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 031-Reappointment to the Conservation Commission-Anthony Merlino

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Anthony Merlino of 79 Hanian Drive to the Conservation Commission, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 032-Reappointment to the Zoning Board of Appeals-Jonathan Moriarty

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Jonathan Moriarty of 38 Hilldale Road to the Zoning Board of Appeals, for a term to expire on June 30, 2016, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 033-Reappointment to the Board of Health-Dave Morgan

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Dave Morgan of 40 Tommy Marks Way to the Board of Health, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 034-Reappointment to the Recreation Commission-Barbara Nieters-Kearney

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Barbara Nieters-Kearney of 105 North Street to the Recreation Commission, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 035-Reappointment to the Community Preservation Committee-Patricia O'Leary

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Patricia O'Leary of 999 Commercial Street to the Community Preservation Committee, for a term to expire on June 30, 2016, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 036-Reappointment to the Board of Elder Services-Elaine Pepe

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Elaine Pepe of 26 Erin Way to the Board of Elder Services, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 037-Reappointment to the Board of Elder Services-Jeannette Rose

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Jeannette Rose of 18 Fairmount Avenue to the Board of Elder Services, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 038-Reappointment to the Scholarship Fund Committee-Donna Shea

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Donna Shea of 37 Heritage Lane to the Scholarship Fund Committee, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 039-Reappointment to the Scholarship Fund Committee-Ginny Snell

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Ginny Snell of 27 Alachua Road to the Scholarship Fund Committee, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 040-Reappointment to the Community Events Committee-Steve Sweeney

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint Steve Sweeney of 69 Academy Avenue to the Community Events Committee, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 041-Reappointment to the Historical Commission-Edward Walker

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth Reappoint Edward Walker of 20 Rosemary Lane to the Historical Commission, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

14 042-Reappointment to the Board of Library Trustees-William Westland

Councilor Molisse reported that this matter was referred to the committee on March 17, 2014. The committee met on April 7, 2014 and voted to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth reappoint William Westland of 26 Dana Road to the Board of Library Trustees, for a term to expire on June 30, 2017, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

Councilor Molisse also reported that the committee held a brief discussion of the Capital Improvement Plan and there is nothing to report out at this time.

NEW BUSINESS

14 043-Rezoning Application for Bridal Path

- -Application Submitted by Daniel Jancaterino
- -Map 34, Lot 6, Block 34-from Planned Office Park (POP) to Industrial

A motion was made by Vice President Smart to refer measure 14 043-Rezoning Application for Bridal Path to the Ordinance Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

14 056-Request Review of SSTTDC Proposal to Amend Current Enabling Legislation

CFO McKinney presented the measure. Council President O'Connor reported that the item was initially reviewed at a Special Town Council meeting on April 14, 2014.

A motion was made by Vice President Smart to refer measure 14 056-Request Review of SSTTDC Proposal to Amend Current Enabling Legislation_to the Ordinance Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

ADJOURNMENT

A special Town Council Meeting will be held Monday April 14, 2014 and the next regular town Council Meeting will be held on April 21, 2014.

At 12:15 PM there being no further business, a motion was made by Vice President Smart to and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Respectfully submitted by Mary Barker as Recording Secretary

Approved by Council President Patrick O'Connor Voted unanimously on 2 June 2014