

**TOWN COUNCIL MEETING MINUTES**  
**Town Hall Council Chambers**  
**May 19, 2014, Monday**

Present: Patrick O'Connor, President  
Michael Smart, Vice President  
Robert Conlon, Councilor  
Kenneth DiFazio, Councilor  
Edmund Harrington, Councilor  
Rebecca Haugh, Councilor  
Arthur Mathews, Councilor  
Brian McDonald, Councilor  
Michael Molisse, Councilor

Not Present: Jane Hackett, Councilor  
Thomas J. Lacey, Councilor

Also Present: Susan M. Kay, Mayor  
George Lane, Town Solicitor  
Kathy Deree Town Clerk  
Walter Flynn, Chair, Planning Board & CPC  
James Clarke, Director, Planning & Comm. Development  
Abigail McCabe, Principal Planner  
David Chandler, Planning Board  
Mary Akoury, Planning Board  
Paul Hurley, Planning Board

Recording Secretary: Mary Barker

President O'Connor called the meeting to order at 7:30 PM. After the Pledge of Allegiance, Town Clerk Kathy Deree called the roll, with two absences. President O'Connor reported that both Councilor Hackett is not feeling well and Councilor Lacey is travelling for business.

**ANNOUNCEMENTS**

Councilor Molisse announced author Stephen Puleo will be the featured speaker at the Abigail Adams House on June 6, 2014 and all are invited.

**MINUTES**

**Budget/Management Committee Meeting of April 22, 2014**

A Motion was made by Vice President Smart to approve the minutes of the Budget/Management Committee meeting of April 22, 2014 as amended and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

### **Special Town Council Committee Meeting of April 22, 2014**

A Motion was made by Vice President Smart to approve the minutes of the Budget/Management Committee meeting of April 22, 2014 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

### **PUBLIC HEARINGS-Joint with the Planning Board**

#### **14 078-Amendment to the Zoning Ordinance-Registered Marijuana Dispensary**

#### **14 079-Amendment to the Zoning Ordinance-Sections 9-700-Licensing of Registered Marijuana Dispensaries**

A Motion was made by Vice President Smart to OPEN the public hearing on item 14 078-Amendment to the Zoning Ordinance-Registered Marijuana Dispensaries and item 14 079-Amendment to the Zoning Ordinance- Sections 9-700-Licensing of Registered Marijuana Dispensaries and was seconded by Councilor Mathews. The first matter was published on April 30 and May 7, 2014 and the second item was published on May 9, 2014. UNANIMOUSLY VOTED.

Chairman Walter Flynn called the Planning Board Meeting to order.

A Motion was made by Sandra Williams to OPEN the public hearing on item 14 078-Amendment to the Zoning Ordinance-Registered Marijuana Dispensaries and item 14 079-Amendment to the Zoning Ordinance- Sections 9-700-Licensing of Registered Marijuana Dispensaries and was seconded by Mary Akoury. UNANIMOUSLY VOTED.

Mayor Susan Kay was invited to the table. She reported that despite her personal feelings, she is required to follow the laws and regulations. Since this is new to Massachusetts, they would be following the lead of the state. She gathered the appropriate staff to discuss, monitor actions and prepare the appropriate measures to implement the law in the best interest of the town. She included Police, Health, Legal, and Planning Departments and her office staff in the discussions. The first action, last year, was to pass the zoning moratorium. This gave the town time to wait for the state Health Department to come out with their guidelines for the selection process and allowed the town to speak to other communities to see what steps they were taking. Based on the review and analysis of the past year, she submitted two measures that meet the test of fairness and protection for this community. One measure is for licensing and one is for zoning. She recommended these should be reviewed in tandem and that was the administration's approach in drafting them. The zoning measure provides appropriate but limited locations where such facilities may be located. It is clear from rulings by the Attorney General wherein she ruled that a community cannot prohibit or exclude such facilities. Although no measure can be expected to address all of the concerns, the Planning Board's review of the draft has increased the prohibited distance from sensitive receptors.

The second measure addresses the licensing process for any such facility located in town. The Mayor noted that there was a lot of discussion and the administration felt bringing it

to a licensing entity would have better control. There'll be a local public hearing where police, health and planning will scrutinize the application and will include public comment to any public application being given. These are the people who should be reviewing applications. The details were then provided. Jim Clarke introduced Abigail McCabe, Principal Planner to present the zoning portion. Ms. McCabe provided a power point presentation. She provided a summary of the background, from the vote on the ballot question, to the adoption of the moratorium, and the state regulations released in May 2014, to the MA DPH released provisional approval for 20 locations. She indicated how the locations will be cited. The moratorium expired in May 2014. She reviewed the law regarding medical marijuana use and hardship provision allowing personal cultivation. She reviewed the state regulations defining dispensaries (Registered Medical Marijuana Dispensary), licensing requirements and the application fees. Requirements were outlined for inventory, record keeping, waste disposal, signage, patient education, security, packaging and labeling and written operating procedures and storage. She summarized the process for obtaining a license – provisional to final certificate.

Municipalities can decide where they can be located as long as they don't conflict with state regulations. The Mayor created a working group to review the town's options. She reviewed the state requirements for buffers. 500 ft of a school, day care center or where children may congregate. Jim Clarke then noted that when they reviewed where these should be located, they determined it should be located in any area where residential use is located. They also wanted to limit the visibility- keeping away from highly visible streets. They propose locating the three dispensaries within the I-1 locations. He reviewed on the map those locations where the buffer zones would prohibit. The locations selected are on Finnell Drive, an area on Mathewson Drive and one in Weymouth Industrial Park (Woodrock and Moore Road). Ms. McCabe reviewed a general map of the town that indicates where the 500 ft. buffer zones are located. She reviewed a close up of each of the proposed locations and the aerial overview.

Health Department Director Dan McCormack presented the measure for the proposed licensing of the facilities. He also provided a brief overview of the history. Twenty states have legalized and two have legalized recreational use. The regulation is specific to the licensing process; the application, verification and inspectional phases. There are no proposed business to be located in Weymouth at this time, but the administration felt the need to put the regulations in place. The state will regulate the business, but the municipalities can add their own as long as they don't conflict with state's. The draft ordinance has been reviewed by the Town Solicitor. He then reviewed what is included in the ordinance. The licensing will have to include a state registration that ensures the applicants were vetted at state level and will adhere to all state requirements. A public hearing will be held and if approved, licenses will be issued and will expire December 31<sup>st</sup> and must be renewed annually. They are non transferable. No more than three facilities will be allowed in the town and limited to hours of operation between 7AM-7PM. Entry will only be permitted by qualifying patients or caregivers, licensing agents, outside vendors and contractors and Weymouth personnel. They will be prohibited from selling alcohol, lottery, tobacco products and must maintain closed circuit camera with

recording capabilities, and they must allow police, health or other Weymouth agents entry any time they request.

He reviewed the definition of dispensary agent and noted their qualifications. They are required to obtain a registration card from the state DPH to work at these locations and a copy of the card will be on file with the Board of Licensing Commission. Cardholders can be caregivers, patients, or the RMD's and must carry the card at all times while in possession of medical marijuana and must present the card when asked by law enforcement agent. They may not possess more than a 60-day supply, defined as 10 ounces of medical marijuana. They may not sell to anyone. Marijuana use will be prohibited in those same areas governed under the state smoking law or in any area prohibited under the town's ordinances that prohibits smoking in public buildings, municipal parks and in a new regulation, on beaches. Violations are addressed in two sections; one for RMD's and one for cardholders. Violations of license holders will be heard before the Board of Licensing Commissioners. First offense is a \$300 fine (maximum allowable by law); second is \$300 fine and 7-day suspension; third offense is \$300 fine and 30-day suspension. Refusal to allow Weymouth representatives in to inspect will result in possible suspension and any illegal sales will allow for state and police to enforce over and above what the local Licensing Board will allow. Qualifying caregiver or patients in violation of the law will be subject to \$100 fine for the first offense, \$200 for second, \$300 for third, plus whatever is allowable by local police over and above can be enforced as well. If Weymouth does get a facility, resident concerns should be brought to the Licensing Commission, which will send out a task force member to investigate.

Councilor Smart asked if any applicants have applied for licenses in Weymouth. Dan McCormack has responded no; no one has selected Weymouth at the state level.

Councilor Conlon suggested any RMD operating in Weymouth be required to hire a police detail. Capt. Fuller responded that it was discussed, but the task force has provided sufficient safeguards will be in place that it will not be necessary.

Councilor DiFazio asked if the zoning ordinance applies to dispensary and cultivation. Ms. McCabe responded that the definition includes both. Councilor DiFazio asked if they considered requiring a special permit to obtain a site within the I-1 district. Jim Clarke responded that it was discussed but because they were doing the licensing as well, they had the right people in place to handle it. Councilor DiFazio responded that he was glad that it is an ordinance rather than a regulation governing it. He also asked how the group determined that three locations should be the limit. Ms. McCabe responded that based on the availability of the I-1 zoning, the buffer zones and the population, three locations were reasonable maximum.

Councilor Smart asked about the discussions that included where medical marijuana could be consumed. Dan McCormack responded that aligning it to the state and local smoking regulations were within the legal reach. Nothing in the workplace, public areas,

restaurants, parks etc. were within their rights to prohibit. Councilor Smart asked if the state regulations prohibit places specifically. Mr. McCormack responded no.

Councilor Conlon asked if inspectors have the right to go in to enforce the regulation. He wants to see Weymouth to be active- an open-door policy to gain access for inspectional purposes.

Councilor Haugh asked the price of a 60-day supply; she is concerned with the safety aspect of an elderly sick individual going to a location in an industrial park to purchase medical marijuana. Mr. McCormack responded he did not know.

Councilor DiFazio asked if the state regulations are going to regulate cultivation in private homes. Mr. McCormack noted that if an RMD comes to Weymouth, owners will be required to have a delivery component attached; hopefully to reduce the hardship cases and avoid private cultivation. Councilor DiFazio noted his concern is for the safety of individuals cultivating in a confined space with high intensity lamps and creating a fire danger. He asked the town to be vigilant in the process of granting hardship applications.

Vice President Smart asked if RMD's are tax exempt. Jim Clarke responded that they are not for profit, but are taxable. Solicitor Lane responded that they may be tax exempt, but they have to apply for tax-exempt status. There is an additional qualifying process. Councilor Conlon suggested that any tax-exempt dispensary be required to have a pilot program. Mayor Kay responded that it could be discussed but it is not a mandate.

President O'Connor opened the discussion up to the Planning Board. Mary Akoury asked Dan McCormack why the licensing board is opening this up to three locations identified. Mr. McCormack responded that the draft identifies three possible locations. It creates a level playing field. Ms. Akoury respectfully requested the number be scaled back. She also asked what the process is to increase the fines for violations. Mr. McCormack responded that the fines are statutory and cannot be changed by the municipality.

Sandra Williams asked if refusal to inspect is possible suspension and recommended it should be automatic. Dan McCormack responded that the Licensing Board will review if refused entry. She also suggested violations of illegal sales should be subject to automatic license revocation. She also asked if a landlord can prohibit cultivation by a tenant who qualifies under the hardship exemption. She noted that landlords have a vested interest in their property. Dan McCormack responded that it could be trampling rights of individuals. Private owners can have their own rules, but the town should not necessarily try to regulate it.

The following were the comments from the public:

**John Deady, 407 North Street** asked about the town application costs and licensing fees. Mr. McCormack responded that the Mayor sets the fees and they have not been determined yet. Mr. Deady suggested they be as restrictive as the state's fees.

**Ken Bechis, 46 Waterford Drive**, asked if there is anything that prohibits more than one in each zone. Mr. McCormack responded that there currently is no restriction. He also asked about the restrictions for operating under influence in the vicinity of an RMD and what guidelines are in place and suggested locations in I-1 zone furthest away from residential areas. Capt. Fuller responded that the police are entering uncharted waters and they are beginning to address officer training in detection, but there are and have been laws in the book in this state. .

**Wayne Mathews, 33 Whitman Street**, asked if there will be other items for sale in the dispensaries, and if there will be an age limit for customers. Mr. McCormack responded the age limit will be 18, and he outlined that other items will be prohibited, as he indicated in his presentation. Mayor Kay responded that the MIP's (marijuana-infused products) are being explored at the state level and in the regulatory advisory board she serves.

Council President O'Connor reminded the public that no vote is being taken on these measures at this time-the matters are still in discussion in committee; the purpose is to gather comments at this public hearing.

**Dominic Galluzzo, 86 Candia Street** reported that the town has three supermarket chains and asked what the rationale is to allow up to three dispensaries. He asked the committee to consider restricting it to fewer. He suggested bisecting and citing one in each section of town

**Ann Hilbert, 45 Doris Drive** suggested the result of the vote on the ballot question speaks to the mindset of the people of Weymouth and should be addressed. She suggested people did not know what they voted for. She can't imagine parents watching this are in favor and she urged the Council not to vote for it.

**Meredith Carrol 693 Pleasant Street** asked if the Moore location is chosen, would Moore Road be the access point. She asked what controls will be taken to prevent accidents at Moore Road. She suggested access from Libbey would be better since it has medical facilities located along it. Mr. Clarke responded that traffic studies will be conducted to determine if supplementary work needs to be done if it goes forward. Ms. McCabe responded that the locations they considered are those that by zoning do not allow residential development, outside of the buffer zone and that is the limited Industrial zone. The MSD zoned areas have residential as a right. Mayor Kay responded that they chose to look at keeping proposed locations to isolated areas, away from residential zones. There will be lighting and surveillance requirements. The reason they chose three locations is to prevent the state from enforcing the hardship requirements.

President O'Connor reported that standard operation hours will be 7-7.

**Brian Kelley, 43 Old Colony Dr.** (behind Finnell Dr) is concerned that if a dispensary is built, and this is a quick place to get a supply and pass it off in an area that is surrounded by quiet streets.

**Mark Kilban, 12 Clinton Road,** recommended a police detail to show force from the start.

**Tricia Pries, 15 Woodbine Road,** noted that the opiate epidemic in this country is phenomenal and the gateway drug is oxycontin, which is a prescription medication. Medical marijuana is a helpful product for people who need it and treating them as criminals is not right. She understands the concerns for the location of the dispensaries, she suggested locating them near medical facilities. To hide them away and not handle as medical issue is a concern. She believes that we should treat this as a substance that is very helpful medically.

Councilor Harrington questioned the development of the zoning criteria and consideration for the traffic going to these facilities. He suggested that trying to bury it locates it to an area easily accessible from the highway. Mr. Clarke responded that there were multiple aspects for the criteria, but wherever it is located, it is easily accessible from the highways.

**Jim Martin, 15 Winter Street,** suggested that the town impose fees as high as legally possible to keep the dispensaries out of the town.

**David Chandler, Planning Board,** asked why the town is even considering three dispensaries when only five are allowed in the entire county. He also suggested that discrimination is not a factor; applicants are turned down for multiple reasons. One per town should be the driver; it should be taken out. It was not discussed at the Planning Board.

**Sandra Williams, Planning Board,** recommended that police details should be required during operation hours to deter illegal activity.

**Mary Akoury, Planning Board,** suggested that the town and the state are treading uncharted territory and need to make the regulations as restrictive as possible and this should be an ongoing process. Hopefully it will be looked at again a year after enacted to see what revisions are needed.

Councilor DiFazio asked if the town could impose a host community agreement that could offset potential adverse impacts to a neighborhood. Mr. Clarke responded that the fee structure is still being evaluated through the licensing and it will be the Licensing Board that will suggest any additions. They are also looking to see how other communities are structuring their fees. He also noted the tone of Ms. Hilbert's comments; just because this was voted does not mean any Councilor condones it. The action is being taken because the state law requires it.

A Motion was made by Vice President Smart to CLOSE the public hearing on item 14 079-Amendment to the Zoning Ordinance- Sections 9-700-Licensing of Registered Marijuana Dispensaries and 14 079-Amendment to the Zoning Ordinance-Sections 9-

700-Licensing of Registered Marijuana Dispensaries, and was seconded by Councilor Mathews. Councilor Harrington suggested before voting, other criteria be explored. There are other ways to locate these, particularly the Finnell Drive location, which is surrounded by residential areas and he suggested taking the matter back to the drawing board. Councilor Conlon recommended requiring a police detail to prevent public nuisance. UNANIMOUSLY VOTED.

A Motion was made by Sandra Williams to close the public hearing on behalf of the Planning Board and was seconded by Mary Akoury. UNANIMOUSLY VOTED.

Chairman Flynn ADJOURNED the Planning Board meeting to the Kelly Room.

**14 080-Bonding for Field Improvements-Legion Field, Weymouth High School**

A Motion was made by Vice President Smart to OPEN the public hearing on item 14 080-Bonding for Field Improvements-Legion Field, Weymouth High School and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Mayor Kay noted she is pleased to seek bonding authorization for long-awaited improvements to Legion Field and replacement of the turf field at WHS. She reviewed the long public process before arriving at a plan that addresses recreational needs and the concerns of the neighbors and abutters, and plans to bring them forward. The new plan has a mix of passive and active recreation use, and extensive plantings and meadow grasses. Pond and wetlands are being treated as amenities. It also includes a new turf field, tennis courts and children's play area. Walking and running paths meander through the property. New parking and pedestrian access points from Middle and Gary Streets have been added.

She introduced Mark Novak from Activitas who reviewed the plans in a power point presentation. The issues brought up in the public process are being considered. Ongoing maintenance, and coordination of those services is being addressed with the DPW and School Department. Residents' concerns regarding off site storm water flow is also under study and not complete at this time. They also publicly vetted the requests for inline hockey facilities, and it was determined the best solution was to locate it at Stella Tirrell Park and CPC funding is under consideration. Imminent need for replacement of the WHS turf came up during discussion of the Capital Improvement Plan and it was determined it was best done to be ready in time for September. School administration agreed to provide time on the field to youth sports organizations in exchange and an agreement is in negotiation for development of time allocations. The cost estimate for Legion Field is almost \$5,000,000 and bid alternatives add \$450,000. Bids are to be opened on 5/20. High School turf field is estimated at about \$500,000 and will be opened on 6/3. Bonding authorization will allow the town to proceed with both plans.

Councilor Hackett shared the Mayor's concern with using the meals tax revenue for payment of the bond. If other funding becomes available it will be considered for this purpose so that meals tax funds may be used as promised for other maintenance. The Mayor noted that while this is a big step forward in improving the fields, she understands



more must be done. She is committed with the DPW to improving field maintenance procedures and seeking options to funding Lovell Field improvements. Jim Clarke reviewed the plan proposed by Matt Soule a few years ago. The Mayor assembled a neighborhood group and in June 2012 HCA funds were received for a town-wide field study to come up with conceptual plans and cost estimates. The presentation received a fairly favorable response to a more passive recreational use at Legion. Plans for the recommended field improvements were brought forward. Public comments were vetted and design funds allocated for Legion and Lovell Fields. Activitas of Dedham was chosen to complete the design. During public hearings the 25% and 75% design were presented. Plans went out to bid and will be opened on 5/20. Mark Novak then presented the site plans. CFO McKinney reviewed the proposed bonding schedule. The bond runs fifteen years, with total repayment will be \$7.5 million with interest.

Councilor Mathews asked the expected life of the turf fields. Mr. Novak responded that the industry standard is about eight years, but it depends on use and maintenance. Councilor Mathews expressed concern carrying a bond beyond the life expectancy of the turf. He also addressed water drainage issues at Legion. He noted that he would like to see the high school turf field available 50% of the time to youth sports groups. Since taxpayer money will pay the replacement cost, it needs to be divided evenly.

Councilor Smart asked if LED lighting is proposed. Mr. Novak responded that current technology market does not include LED lighting on athletic fields. Councilor Smart also asked the composition of materials for use in the gathering area, and whether a water feature was considered. Mr. Novak also responded to questions on soil tests/borings at a number of locations at Legion to determine groundwater levels, sanitation issues with artificial turf surfaces, and grooming equipment required. Mr. Novak responded that he is confident any drainage issues will be handled and the turf surface is not a habitat that supports bacterial growth and doesn't require disinfection.

Mr. Clarke noted that maintenance equipment was budgeted but not part of the current bid, and it will be bid separately. Councilor Conlon asked if the youth play areas will be segregated from each other and fenced and if they could consider a water feature. Mr. Clarke responded that they are separated by area but not by age. He also noted that water features require additional maintenance. Councilor Conlon also suggested low watt solar lighting along the piers to add aesthetic view. Council President O'Connor asked for proposed timeline. Mr. Clarke responded that if the measure is successful, they will have 2-3 weeks to review the bids and anticipate work to start by the end of June, early July and complete most of it by the end of the calendar year. The meadow will require an entire growing season to establish.

Councilor DiFazio urged the administration to continue to seek funding to move forward with Lovell. He also asked they be cognizant that if the entire meals tax revenue from 2016 is used for bond payment, what the effect will be to Lovell. He suggested making permitting fees that are realistic and manage them appropriately; perhaps taking a portion to set aside for the eventual replacement of the turf fields. He appreciated the collaboration between staff and Council and thanked the Mayor for bringing the plan

forward. Councilor Molisse asked about irrigation. Mr. Novak responded that it is included in planting areas. Councilor Haugh asked about permitting fees and expected revenue from them. Mayor Kay responded that it is under consideration but it is difficult to set fees while fields are in their current state. They will see what the high school field will bring in. The discussion included looking at the other fields and looking at sources to address them. The only way to address all at one time is a property tax override. Mr. Clarke added that they have the benefit of the field study from which to work to plan improvements at other fields. Mayor Kay noted that Weymouth is built out; they need to take a look at what the town wants and find the way to get there. Grant funding has been received but it can't cover everything. To provide what the residents have asked for will require an infusion of revenue.

Council President O'Connor noted that CPC funds for rehabbing recreational facilities instead of creating new ones could become a potential to a solution. Councilor Harrington commended the Mayor for suggesting an override. There are so many needs in the town: roads, schools, fields, etc. and he hopes they will take the next step. He also requested a revenue projection for the meals tax. Councilor McDonald also commended the Mayor. He asked about replacement costs for the turf fields and if they are expected to remain as static as they were over the last ten years.

Council President O'Connor asked if the administration has done an analysis to determine what should be set aside each year. The Mayor agreed that they could build to a stabilization fund. He also suggested the restrictive use of the high school field needs to be relaxed for use by town groups. Councilor Smart recommended pushing forward with consolidation of town and school maintenance functions.

**Steve Reilly 107 Old Country Way**, Chair of Recreational Commission, voiced his support referring to the feasibility study. He noted they started with 20 fields, narrowed to 6, and of 6 locations, 11 fields were recommended. He also urged action on Lovell Field.

**Tricia Pries, 15 Woodbine Road**, urged no support to a property tax override until an efficiency study of administration is completed. She asked if there is any off-gassing expected from the new surface. Mr. Novak responded that studies have proven it to be safe. She also expressed concern with a bond lasting longer than the field life expectancy. She asked what kind of plantings are in the plan- will they be local? Mr. Novak responded that it will be a mix of KY bluegrass and perennial sod. Ms. Pries noted the increase in pet cancer rates associated with the use of pesticides. She also asked if the planned parking is able to support tournament play, or is there an assumption of on-street parking. Mr. Clarke responded that talks have not begun on programming the fields. She also urged the town not get into a situation of putting in fields that it cannot sustain. She concluded urging the town no Proposition 2 ½ override.

**Mark Kilban 12 Clinton Road** urged support. He suggested putting money into schools and parks helps to change the town's perception and raise property values. He also suggested if it needed to be done by raising his taxes, he would support it.

**Wayne Matthews, 33 Whitman Street**, urged support and noted it will help to create economic development. He suggested once the work is completed, the town actively seek to maintain it. He also recommended the town consider an override.

**Ann Hilbert, 45 Doris Drive**, urged the town not consider an override without first getting its financial house in order. She has reviewed the budget and notes it is heavy on debt service. She asked what the cost was when former Mayor Madden's presented his plan. Council president responded it was about \$10 million. She noted that as far as an override, she recommended good luck with it.

Council President O'Connor reminded the public that the public hearing was on the source of the funding for the project, and while comments regarding an override are appreciated, he asked that comments be kept to the discussion at hand.

**James Mahar, 215 Winter Street**, also supported the plan. He noted that the more fields the town has to play on, the less wear and tear it will cause to any one field.

**Dan Daily, 28 Fisk Avenue**, also spoke to the parking. He is encouraged to see the plan and does not recall parking was ever an issue at Legion. He urged priority given to youth in town for play time.

**Dominic Galluzzo, 86 Candia Street** asked if there are adequate obstacles to prevent mischief on Legion when it is not in use? Mr. Novak responded that barriers and removable barriers are included in the plan. There is also pedestrian level lighting for nighttime and open view unobstructed view for police to maintain a presence. Mayor Kay noted it was discussed during planning and a camera system can be used. The pillars will also deter driving onto the site. Security is being actively reviewed.

A MOTION was made by Vice President Smart to CLOSE the public hearing on item 14 080-Bonding for Field Improvements-Legion Field, Weymouth High School and was seconded by Councilor Mathews. Council President O'Connor reminded all that consideration of this matter comes before the Budget/Management Committee at its May 28, 2014 meeting. UNANIMOUSLY VOTED.

## **OLD BUSINESS**

### **Starwood's Proposed Revisions to the Enabling Legislation**

#### **Update on Legislation and Memorandum of Agreement**

**-Mayor Susan M. Kay**

**-Burns and Levinson**

#### **Continued Discussions with Council**

**-Matthew Barry/Starwood Vice President**

**-Robin Daniels/Starwood Director of Development**

Council President O'Connor provided a brief summary. This matter is still in active negotiation with the Mayor's office, Burns & Levinson and Starwood. He reports progress has been made but the Mayor reported at the Annual Town Meeting that there is still work to be done. He reminded the Council that the deadline for action on the bill is July 31, 2014 and ask their availability to meet during the next week.

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

Vice President Smart reported that this item was referred to the Town Council on April 7, 2014 regarding Tri-Town's recommended changes to Act 301. It was requested that the proposal be reviewed by the administration and boards of the three towns and provide comment by April 2<sup>nd</sup>. Mr. Wall presented those changes to the Council in a meeting. The A MOTION was made by Vice President Smart that the Town Council take NO ACTION on item 14 056-Request Review of SSTTDC Proposal to Amend the Current Enabling Legislation, and was seconded by Councilor Harrington. Councilor Mathews asked if the SSTTDC makes a new proposal, if it likewise will be forwarded for review? President O'Connor responded that that is his understanding. UNANIMOUSLY VOTED.

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

**14 083-Reserve Fund Transfer-School Department Vans**

CFO McKinney requested on behalf of the Mayor that the Town of Weymouth TRANSFER the sum of \$150,000 from the Reserve Fund for the purpose of funding the costs associated with the purchase of new vans and associated equipment to be used for the transportation of students.

A MOTION was made by Vice President Smart to refer item 14 083 to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

**14 084-Unpaid Bills-Fire Department**

CFO McKinney requested on behalf of the Mayor that the Town of Weymouth allow for the payment of Fiscal Year 2013 Unpaid Bills for the Fire Department with funds appropriated in Fiscal Year 2014; invoices from Quincy Medical in the amount of \$3782 for medical exams. Furthermore, that the Town Accountant is authorized to pay such bills.

A MOTION was made by Vice President Smart to refer item 14 084 to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

**14 085-Veterans Grave's Officer Appointment-Warren Smith**

CFO McKinney requested on behalf of the Mayor that in accordance with Section 3-333 of the Code of Ordinances, the Town of Weymouth appoint Warren Smith of 27 Lane

Avenue for appointment as Veterans Graves' Officer. This is a five-year term that will expire on June 30, 2019.

A MOTION was made by Vice President Smart to refer item 14 083 to the Budget/Management Committee and was seconded by Councilor Mathews.  
UNANIMOUSLY VOTED.

## **REPORTS OF COMMITTEES**

### **Budget/Management Committee- Chairman Michael Molisse**

#### **14 075-Reappointment to the Community Events –Peter Webb**

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 22, 2014. The committee met on May 19, 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 appoints Peter Webb, 23 Webb Street U-9, to the Community Events Committee, for a term to expire on June 30, 2017 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

#### **14 076-Reappointment to the Fourth of July Committee-Peter Webb**

This matter was referred to the Budget/Management Committee on April 22, 2014. The committee met on May 19, 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 appoints Peter Webb of 23 Church Street U-9, to the Fourth of July Committee for a term to expire on June 30, 2017 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

#### **14 077-Civil Defense Department Transfer Request**

This matter was referred to the Budget/Management Committee on April 22, 2014. The committee met on May 19, 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 \$150 salary for the purpose of funding salaries and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

#### **14 044-CPC-Stella Tirrell Park/In-Line Hockey Rink**

This matter was referred to the Budget/Management Committee on April 7, 2014. The committee tabled the discussion on April 22, 2014 and met again on May 19, 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 raise and appropriate the sum of \$30,000 from

Community Preservation Fund, Recreation set-aside for the installation in an in-line hockey rink at Stella Tirrell Park and was seconded by Councilor Molisse. Vice President Smart reported that there were a number of questions regarding the proposal and they were addressed by Mr. Clarke regarding poles/lights, usage, ability to secure, perimeter and overflow parking.

UNANIMOUSLY VOTED.

**14 045-CPC/Preservation of Weymouth's Dugout Canoe**

This matter was referred to the Budget/Management Committee on April 7, 2014. The committee tabled discussion on April 22, 2014 and met again on May 19, 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 raise and appropriate the sum of \$9185 from the Community Preservation Fund, Historic Set-aside, for the purpose of funding the costs associated with the preservation of the Town's Dugout Canoe and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

**ADJOURNMENT**

At 10:42PM, there being no further business, a Motion was made by Vice President Smart to adjourn 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 16 June 2014