

TOWN COUNCIL MEETING MINUTES
Weymouth Town Hall
Council Chambers
May 2, 2016, Monday

Present: Patrick O'Connor, President
Michael Smart, Vice President
Robert Conlon, Councilor
Kenneth DiFazio, Councilor
Jane Hackett, Councilor
Ed Harrington, Councilor
Rebecca Haugh, Councilor
Thomas J. Lacey, Councilor
Arthur Mathews, Councilor
Brian McDonald, Councilor
Michael Molisse, Councilor

Also Present: Ted Langill, Chief of Staff
Lee Hultin, Asst. Town Clerk
Joseph Callanan, Town Solicitor
Richard Swanson, Town Auditor
Nick Bulens, Planning Dept.
John MacLeod, Construction Supervisor
Robert Luongo, Planning Director
David Chandler, Chair, Planning Board
Sandra Williams, Planning Board
Mary Akoury, Planning Board
BD Nayak, Planning Board
Steve Vining, LStar Counsel

Recording Secretary: Mary Barker

President O'Connor called the meeting to order at 7:30 PM. After the Pledge of Allegiance Assistant Town Clerk Lee Hultin called the roll, with all members present.

ANNOUNCEMENTS

Councilor Mathews announced the Whitman's Pond Association will hold its annual fishing festival on May 15, 2016. Registration begins at 10AM and is free, at the Middle Street boat launch. Bait will be provided and rods are available for children who need them. Volunteers and donations are welcome. More information is available on the Whitman's Pond Facebook page.

Councilor Conlon announced his morning constituent concerns hour at Town Hall is canceled on May 3, 2016; however, he still plans to hold office hours 3-4PM at Fogg Library.

Councilor Lacey announced an Awareness Night 5-9PM on May 10, 2016 at WHS to focus on drug awareness. This event is co-sponsored by the Town and WPD. The presentation will include several speakers: former Celtic Chris Herron's struggle with addiction and recovery, Learn to Cope founder Joanne Peterson and Dr. Kevin Hill, the author of The Unbiased Truth about the World's Most Popular Weed.

Councilor Lacey also announced a meeting for Mass Energy siting at Abigail Adams Auditorium on May 10, -regarding the segmented project, Access Northeast.

Councilor Lacey also announced he participated in the Special Olympics program last week and he reported it was an impressive presentation. The entire school population was invited to cheer and he commended the school for its partnership. The bleachers were filled with students cheering on their classmates.

Councilor Haugh announced a meeting on May 19, 2016 at the Adam Auditorium by Federal Energy Regulatory Commission (FERC); a public hearing on the Access NorthEast project. Public comment will be accepted until May 30th. Conservation Commission has extended it's public comment period to May 17, 2016 on the Atlantic Bridge Project. The draft Environmental Assessment on Atlantic Bridge project was released today and can be viewed on FERC's web page.

MINUTES

Town Council Meeting Minutes of April 4, 2016

A motion was made by Vice President Smart to approve the minutes from the Town Council meeting of April 4, 2016 and was seconded by Councilor Lacey.
UNANIMOUSLY VOTED.

Councilor Hackett left the meeting at 7:38 PM.

PUBLIC HEARINGS

16 015-Proposed Amendment to Southfield Zoning and Land Use-White Street/Joint with Planning Board

A motion was made by Vice President Smart to open the public hearing on measure 16 015 and was seconded by Councilor Mathews. Abutters were notified on April 13 and April 20, 2016. UNANIMOUSLY VOTED.

Sandra Williams called the Planning Board Meeting to order. A motion was made by Mary Akoury to open the public hearing on measure 16 015 and was seconded by David Chandler. UNANIMOUSLY VOTED.

President O'Connor invited the proponents to present. Attorney Steven Vining, Managing Partner and General Counsel for LStar, presented in power point a review of the application and reasoning. The application is to rezone the far northern portion adjacent

to White Street, from open space to R-1 Residential with minimum 25,000 lot size. The rezoning will result in 6 lots of 25,000 sq. ft. each, with no ability to sub-divide; a finished cul-de-sac. Another feature of the rezoning will be a pedestrian access point; limited to pedestrian and bicycle access. This is to appease the White Street residents who had concerns that this would become an eventual access point to Southfield. The current open space designation would allow for a roadway to be constructed and the best way to protect it is to create single-family lots and build on it. The other benefits include the improvements. It was the former gated entrance to the base; with the improvements it will finish off the community and increase the values of the existing homes.

He reviewed the conceptual plan on the perimeter of the former base. It will be subject to the Town's zoning board and the petitions will have to come to the town for subdivision approval. They will add open space elsewhere in Southfield to offset this; the exchange is under discussion with the SRA.

Councilor McDonald asked if they perceived problems with youth and the access from a residential neighborhood. Atty. Vining responded that potential buyers would have notice that it will be accessible to walkers/bikers.

Vice President Smart reported that the matter was deliberated in Ordinance Committee earlier. They asked about the tax rate. He acknowledged that at the end of last summer they hosted a neighborhood meeting to discuss. Property taxes are subject to Weymouth's tax rate and SRA assessments; it would not be part of the Southfield Homeowner Association dues. He asked them to explain the details-specifically the width of the right of way, improvements and the use of barriers to prevent access by vehicles.

Councilor Harrington asked how snow removal will be handled. This will be subject to Planning Board review once a subdivision plan is submitted.

Councilor Lacey asked why they wouldn't pay Southfield HOA dues because it's physically within the boundaries of Southfield. They determined since it will be part of White Street it's unfair to assess dues.

Councilor Conlon asked about rubbish removal. He also asked if any other areas exist in R-1 district with lots in the 25,000 range. Councilor DiFazio asked if any consideration was given to transferring the land to Weymouth and letting Weymouth develop it.

Planning Board members also provided their comments/questions:

Chair David Chandler asked if water/ sewer will be connected to Weymouth or Southfield. He also noted the replication of open spaces elsewhere. Will they have to replicate on Southfield. Atty. Vining responded that he is unsure of the Southfield ordinance, but will work with the SRA on a number of changes. Mr. Chandler asked if they considered it for Union Street.

BD Nayak noted that lots 2,3 and 4 will have a vegetation buffer that will not be there in winter.

The following are the comments from the public:

Robert Montgomery Thomas, 848 Washington Street asked about the minimum frontage size and the frontage at the curb, the proposed home prices, and whether White Street residents have been asked about the impact. He questions the impact on schools and whether the taxes will offset the education costs.

Vice President Smart responded that he met with the White Street residents who, by consensus, were supportive.

Sandra Williams noted that as a former resident of Central Street she thought it was a good plan.

A motion was made by Vice President Smart to continue the public hearing on measure 16 015 to a date certain, May 16 2016, and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by Mary Akoury to continue the Planning Board public hearing on measure 16 015 to a date certain, May 16 2016, and was seconded by David Chandler. UNANIMOUSLY VOTED.

Councilor Hackett returned to the meeting, at 8:08 PM.

16 062-Special Purpose Stabilization Fund-School Maintenance Vehicles

A motion was made by Vice President Smart to open the public hearing on measure 16 062 and was seconded by Councilor Mathews. This was published on April 22, 2016, 2016. UNANIMOUSLY VOTED.

Ted Langill and School Maintenance Director, Paul Comerford, were invited to the table. It was noted that the source of the funding for the purchase is the Special Purpose Stabilization fund. Mr. Langill noted that as they were developing the capital plan and identifying one-time funding sources, there were many different funds. These particular vehicle purchases did not have an identified source but are a request from the capital needs list.

Vice President Smart reported that he worked on the mitigation list since 2005. The Special Purpose Stabilization fund is not a pot of money for any capital use. Many on the Council have worked hard to compile a list and it took months to come to an agreement. While he understands the need, the fund was established with specific uses in mind. Mr. Langill responded that he has a copy of that list. A DPW vehicle has already been requested from it and the list is not specific.

Vice President Smart reported that approval of measures funded from the Special Purpose Stabilization fund requires a two-thirds vote of Council. He suggested that if they want to swap items, it's important to involve the Council.

Councilor Mathews also discussed the list. He noted that DPW vehicles were purchased. He also noted that projects have been completed with other funding and some of the items on the list may be removed. He suggested that he go back to the school department and with the list, determine the priorities and then he would consider amending the list and would be open to conversation. Councilor Mathews asked Auditor Swanson to review and update the list for the Council. Councilor Conlon agreed with Councilor Mathews.

Councilor Lacey reported that he has been collaborative with change of administration and they have been given a grace period. This process (SPSF) is tied to this list. There is a need to work more closely on the process and not tie it into previous DPW purchases. He can't support haphazard swapping. While he is open to hearing it, he will accept spending from this account, when the process was so involved. He asked if they have moved all Southfield money into this account this year? Mr. Langill responded yes for this year. The account now has a balance in excess of \$1.1M with one measure (weed harvester).

President O'Connor noted that the HCA was separate from the Definitive Agreement negotiated under the former Mayor. Councilor Hackett noted that \$1.2M from the Definitive Agreement fell to free cash for FY16. Money projected; \$500,000 this year and \$700,000 next year will fall to free cash. There is \$100,000 this year under the Definitive Agreement. She asked if the \$500,000 for this year is reflected in revenue projections for FY17.

Councilor DiFazio asked if all 16 proposed measures are approved using free cash, what would remain? He asked why they didn't put it through from free cash. Mr. Langill responded that they thought they would tap into free cash for other purposes. They tried to address whatever is available. He will make sure that as the Mayor looks at capital priorities they look first at the list. As they develop capital needs, they will review the updated list.

Mr. Comerford reviewed the measure, which seeks to replace two vehicles that are both in poor condition and as a result, have been taken off the road. They were used in snow removal and without them, they'll have to bring in vendors to remove snow. These are the workhorses of the department. There are currently not enough vehicles to accommodate the workers, the need for replacement is dire.

The following are the comments from the public:

Robert Montgomery Thomas, 848 Washington Street asked why the request is coming from the stabilization fund. The School Department is 57% of the general budget and he asked why their budget didn't include vehicles. He also asked why they haven't

considered buying used vehicles instead of brand new. He also asked if this would count towards Net School Spending.

Mr. Comerford responded that vehicles are included in capital requests not the operating budget.

Mr. Langill noted that the proposed FY17 budget school portion is 42% of the operating budget and is treated the same as every other department. Where the money comes from is less important than the need.

Mr. Thomas responded that the schools get 42% of budget for salaries; outlier costs bring it up to the 57%. If they need emergency equipment they could put together a budget for educational purposes and then ask the Council for vehicle needs.

Vice President Smart reminded the speakers that the public hearing focus is on the topic and not the manner it's budgeted.

A motion was made by Vice President Smart to close the public hearing on measure 16 062 and was seconded by Councilor Mathews. Councilor Mathews noted that he hoped the School Committee heard this conversation and they give it some consideration.
UNANIMOUSLY VOTED.

16 063-Free Cash for Veterans' Memorial Wall

A motion was made by Vice President Smart to open the public hearing on measure 16 063 and was seconded by Councilor Mathews. This was published on April 22, 2016.
UNANIMOUSLY VOTED.

John McLeod provided a brief explanation and background. He reviewed the work's timeline. In spring of 2014, the administration noted the deteriorated wall and began to obtain preliminary estimates. In recent weeks, they were asked to reevaluate the wall and obtain estimates. \$50,000 is for completion of the plans (40% now) with a timeline to go forward to bid dates in the fall and repairs to be conducted next spring. \$670,000 is anticipated for the construction piece.

Councilor Mathews suggested that the Community Preservation fund would be a better source of funding than free cash, and further noted that they don't have any projects listed for the next year.

Mr. Langill responded that this request is for initial planning. CPA funding will be identified as the funding source for the construction.

Councilor Lacey wants to confirm that work has not been done yet. Mr. McLeod responded that only the engineering piece has been begun. Councilor Lacey responded that work should not be done until the necessary approvals are in place.

Councilor DiFazio asked about the anticipated construction costs. Mr. McLeod responded that work done in the 1990's was superficial but it requires horizontal and vertical repairs and ADA accessibility work. The current repair costs are all encompassing.

Councilor Haugh asked for confirmation of the costs-namely if the costs include the engineering portion. The original override proposal from Mayor Kay was at a cost of \$900,000- did that include prep work?

The following were the comments from the public:

Don Stuart, 549 Essex Street, was strongly opposed to using free cash; if any project deserves CPA funding it is this. Using free cash to repair the Veterans' Wall is an insult to Veterans.

Robert Montgomery Thomas, 848 Washington Street asked if the cost includes the walk and the sidewalks this end of town hall? He recommended they contact VAC in Boston to get volunteer craftsmen. Mr. McLeod responded that all associated site work is included in the project. It will be done in compliance with MGL requirements.

Councilor Mathews noted as a point of information that the CPA unreserved fund balance is currently \$800,000 excluding the next measure.

A motion was made by Vice President Smart to close the public hearing on measure 16 063 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 065-CPA Request for Funding-Design and Permitting for the Daylighting of the Smelt Run

A motion was made by Vice President Smart to open the public hearing on measure 16 065 and was seconded by Councilor Mathews. The publication was dated 22 April 2016. UNANIMOUSLY VOTED.

Robert Luongo presented the proposal to fund a portion of the engineering costs for Weymouth landing. The project was started when the Greenbush Mitigation agreement was reached; under the Ch 91 license, it required that the town daylight a portion of the smelt run. They need to start the design and engineering. The site is at the edge of Commercial Street between Braintree and Weymouth and back; instead of the parking lot itself. It will add to the amenities of the village square. The RFP went out from the Redevelopment Authority. EBI, the firm involved with the relocation of the town brook in Quincy was chosen. Estimates for the daylighting includes the engineering costs. They have appropriated \$80,000 and have a request to CPA for \$100,000. \$167,000 contract with EBI will take the project through plans and specifications for daylighting and demolition of the Brick Mill building.

Mr. Luongo had a meeting with the Secretary of Housing and Development Jay Ash. He also noted there might be other sources to tap for funding. They have created a master contract agreement and will to move the project along and the project must work around

the smelt spawning cycle. Councilor Hackett had asked for an accounting of the mitigation funds report.

Councilor Lacey noted this is an important project. The town made the commitment back a number of years ago to do this. He asked if Braintree is included in the plan? A number of meetings were held and Mr. Delegas will grant the town an easement so a walkway can be created. They would like to do the same thing on the Braintree side; however the owner of the property on the other side has not agreed to sell, despite negotiations with the Mayor. The sum that was offered was not acceptable.

The following are comments from the public:

Robert Montgomery Thomas, 848 Washington Street asked if the daylighting will take place on both sides of Route 53, and is there a plan available to view online that includes the extent and breakdown of cost of the project. Mr. Luongo responded that the project is in the conceptual stage and the purpose of the design will be to create a plan. He asked if the owner on the Braintree side could build over it again. She may not want to sell, but the town could consider taking by eminent domain.

George Berg, 74 Summer Street, and Chair of the Redevelopment Authority, reported that this project is the result of a mitigation agreement reached with the MBTA when the Greenbush Project took place. The portion that is already daylighted is in Braintree and therefore Weymouth couldn't take by eminent domain.

A motion was made by Vice President Smart to close the public hearing on measure 16 065 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

OLD BUSINESS

A motion was made by Vice President Smart to take agenda item 9 – REPORTS OF COMMITTEES out of order and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

REPORT OF COMMITTEES

Budget/Management Committee/Chair Michael Molisse

16 033 –Appointment to the Commission on Disabilities-John MacLeod

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure and voted to forward to the full Town Council with a recommendation for favorable action. Mr. MacLeod was invited to the table to review his qualifications and interest in serving on the committee.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 16 033; that the Town of Weymouth appoints John MacLeod

of 93 Oak Street, to the Commission on Disabilities for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

The following Reappointments were bundled and voted:

16 034 –Reappointment to the Cemetery Commission-Michael Crowley

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 034; that the Town of Weymouth reappoints Michael Crowley of 12 Farragut Rd. to the Cemetery Commission for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 035-Reappointment to the Community Events Committee-Ron Rizzo

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 035; that the Town of Weymouth reappoints Ron Rizzo of 164 Pearl Street to the Community Events Committee for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 036-Reappointment to the Community Preservation Committee-Patricia O'Leary

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 036; that the Town of Weymouth reappoints Patricia O'Leary of 999 Commercial Street to the Community Preservation Committee for a term to expire on June 30, 2018 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 037 –Reappointment to the Commission on Disabilities-Ron Evans

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on May 28, 2016 to review the measure 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 to approve 16 037; that the Town of Weymouth reappoints Ron Evans of 84 Broadreach to the Commission on Disabilities for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 038 –Reappointment to the Commission on Disabilities-Francesco Hladysz
Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 038; that the Town of Weymouth reappoints Francesco Hladysz of 35 Meredith Way to the Commission on Disabilities for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 039-Appointment to the Board of Elder Services-Diane Oliverio
Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 039; that the Town of Weymouth reappoints Diane Oliverio of 2 Argyle Court to the Board of Elder Services for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 040-Appointment to the Board of Elder Services-William Begley
Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 040; that the Town of Weymouth reappoints William Begley of 5 Litchfield Road to the Board of Elder Services for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 041-Appointment to the Board of Elder Services-Lauren Pizzi
Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 041; that the Town of Weymouth reappoints Lauren Pizzi of 10

Shawmut Street to the Board of Elder Services for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 042-Reappointment to the Historical Commission-Rodney Lundin

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 042; that the Town of Weymouth reappoints Rodney Lundin of 32 Linden Place, to the Historical Commission for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 043-Reappointment to the Historical Commission-Cathy Torrey

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 043; that the Town of Weymouth reappoints Cathy Torrey of 14 Riverbank Road to the Historical Commission for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 044-Reappointment to the Memorial Committee-Joan Anderson

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 044; that the Town of Weymouth reappoints Joan Anderson of 61 Webb Street to the Memorial Committee for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 045-Reappointment to the Redevelopment Authority-George Berg

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 045; that the Town of Weymouth reappoints George Berg of 74 Summer Street to the Redevelopment Authority for a term to expire on June 30, 2021 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 046-Reappointment to the Youth Coalition-Mary Jordan Roy

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 046; that the Town of Weymouth reappoints Mary Jordan Roy of 31 Brae Road to the Youth Coalition for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 047 Reappointment to the Zoning Board of Appeals-Richard McLeod

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 047; 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, 2018 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 048-Reappointment to the Zoning Board of Appeals-Jonathan Moriarty

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 048; that the Town of Weymouth reappoints Jonathan Moriarty of 38 Hilldale Road to the Zoning Board of Appeals for a term to expire on June 30, 2018 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 049-Reappointment to the Zoning Board of Appeals-Brandon Diem

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 049; that the Town of Weymouth reappoints Brandon Diem of 22 Stratford Road to the Zoning Board of Appeals as an Alternate Member for a term to expire on June 30, 2018 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 050-Reappointment to the WETC Board of Directors-Glenn Heath

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 050; that the Town of Weymouth reappoints Glenn Heath of 44 Wood Avenue to the WETC Board of Directors for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 051-Reappointment to the Scholarship Fund Committee –Karen McCaffery

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 051; that the Town of Weymouth reappoints Karen McCaffery of 35 Mulcahy Road to the Scholarship Fund Committee for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 052 -Reappointment to the Board of Library Trustees-Cathy Torrey

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 052; that the Town of Weymouth reappoints Cathy Torrey of 14 Riverbank Road to the Board of Library Trustees for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 053-Reappointment to the Board of Library Trustees-Patricia O'Leary

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 053; that the Town of Weymouth reappoints Patricia O'Leary of 999 Commercial Street to the Board of Library Trustees for a term to expire on June 30, 2019 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 054-Reappointment to the Cultural Council-Judith Beth Cohen

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 054; that the Town of Weymouth reappoints Judith Beth Cohen of 57 Colonial Road to the Cultural Council for a term to expire on June 30, 2018 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 055 Reappointment to the Zoning Board of Appeals-Brad Vinton

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 055; that the Town of Weymouth reappoints Brad Vinton of 260 Park Avenue to the Zoning Board of Appeals, Alternate Seat, for a term to expire on June 30, 2018 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 056 Reappointment to the Construction Steering Committee-Gilbert Starkey

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 056; that the Town of Weymouth reappoints Gilbert Starkey of 73 Circuit Road to the Construction Steering Committee for a term to expire on June 30, 2019 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

16 057 Reappointment to the Cultural Council-Patrick Angland

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 057; that the Town of Weymouth reappoints Patrick Angland of 473 Essex Street to the Cultural Council for a term to expire on June 30, 2018 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

16 058-Reappointment to the Cultural Council-Charlotte Champagne

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 058; that the Town of Weymouth reappoints Charlotte Champagne of 311 Lake Street to the Cultural Council for a term to expire on June 30, 2018 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

16 059-Appointment to the Recreation Commission-Keith Ricci

Mr. Ricci was invited to the table to review his interest and qualifications. Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 059; that the Town of Weymouth appoints Keith Ricci of 26 Delorey Avenue to the Recreation Commission for a term to expire on June 30, 2018 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

16 060-Appointment to the Planning Board-George Berg

Mr. Berg was invited to the table to review his interest and qualifications. Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 060; that the Town of Weymouth appoints George Berg of 74 Summer Street to the Planning Board for a term to expire on June 30, 2019 and was seconded by Vice President Smart. This is to fill the vacancy created by the resignation of Walter Flynn. UNANIMOUSLY VOTED.

16 061-Appointment to the Historical Commission-Jenn Weiss Donovan

Ms. Weiss Donovan was invited to the table to review her interest and qualifications. Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 061; that the Town of Weymouth appoints Jenn Weiss Donovan of 4 Payne Avenue to the Historical Commission for a term to expire on June 30, 2018 and was seconded by Vice President Smart. This is to fill the vacancy created by the

resignation of Donald Matthewson. Councilor Hackett acknowledged the many years of service by Mr. Matthewson. UNANIMOUSLY VOTED.

16 062-Special Purpose Stabilization Fund-School Maintenance Vehicles

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on May 2, 2016.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 16 062; that the Town of Weymouth raise and appropriate the sum of \$83,874 from the Special Purpose Stabilization Fund for the purpose of funding the costs associated with the purchase of two School Department maintenance vehicles and was seconded by Vice President Smart. Vice President Smart noted that the public hearing on this measure was continued.

Vice President Smart heard the needs and agrees the Town needs safe vehicles for its employees. His concern is with the use of the Special Purpose Stabilization Fund to fund the measure and will not support the motion. He hopes that if it does not pass, the administration will reconsider the funding source.

Councilor Lacey reported he also will not support the use of this funding source.

Councilor Conlon reported he will support; the administration is new. He recommended giving them a pass.

Councilor Mathews would prefer to wait for feedback from School Committee before voting. He asked that the Town Council consider a substitute motion to continue until we hear back from School Committee.

Councilor Haugh agreed with Councilor Mathews. She asked for the remaining balance from the Chapman Boiler project and asked if those funds are available.

Councilor Mathews noted a point of information- the previous boiler project has a negative balance.

Councilor Haugh responded that there are still available funds in reserve.

Councilor Lacey reiterated that there is a list and a process for expending funds from the Stabilization fund. He recommended the administration should go back and find a funding mechanism that is more appropriate.

Councilor Conlon pointed out that this measure doesn't just represent vehicles; it's employee productivity.

A Roll Call vote was taken:

Robert Conlon, Councilor-Yes
Kenneth DiFazio, Councilor-No
Jane Hackett, Councilor-Yes
Edmund Harrington, Councilor-No
Rebecca Haugh, Councilor-No
Thomas Lacey, Councilor-No
Arthur Mathews, Councilor-No
Brian McDonald, Councilor-No
Michael Smart, Vice President-No
Patrick O'Connor, President-No

The motion failed 2/9.

16 063-Free Cash For Veterans' Memorial Wall

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve measure 16 063; that the Town of Weymouth raise and appropriate the sum of \$50,000 from free cash for the purpose of funding the costs associated with the engineering and design work for restoration of the Veterans' Memorial Wall-motion was seconded by Councilor Mathews.

Councilor Mathews reported that will not support with the funding source cited; it should be an appropriation from the CPA.

Councilor Lacey commented on the backup that was provided with the measure and commended Mr. MacLeod. He noted that this is exactly the backup and detail that should be included on every project. Mr. MacLeod did a fantastic job putting the detail together. He will not support the measure however, due to the funding mechanism.

Councilor Conlon reported he will support the motion.

Councilor Harrington noted that he was moved by Mr. Stewart's plea and he will not support the measure.

Vice President Smart asked if there is enough funding in the CPA to cover the request.

Councilor DiFazio noted the initial estimate was well over \$800,000 and he asked if the CPA would have enough to fund the entire project.

Councilor Mathews noted, as a point of interest, that the next measure they will consider indicates the available balance in the CPA is \$800,000 plus a set aside for 2017, with no projects currently identified for their use. Councilor McDonald suggested they could vote the seed money to get the project going and then look to the CPA for the construction so it doesn't set a precedent.

Councilor Conlon noted that the stabilization fund is the public's money.

A Roll Call vote was taken:

Robert Conlon, Councilor-Yes
Kenneth DiFazio, Councilor-No
Jane Hackett, Councilor-Yes
Edmund Harrington, Councilor-No
Rebecca Haugh, Councilor-Yes
Thomas Lacey, Councilor-No
Arthur Mathews, Councilor-No
Brian McDonald, Councilor-Yes
Michael Smart, Vice President-No
Patrick O'Connor, President-Yes

The motion passed 6/5.

16 064-Fire Department Line Item Transfer

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure 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 to approve 16 064; that the Town of Weymouth transfer the sum of \$150,000 from Fire Suppression Salaries to Fire Suppression Overtime for the purpose of funding the costs associated with Fire Department projected overtime expenses and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

16 065-CPA Request for Funding-Design Permitting for the Daylighting of the Smelt Run, Weymouth

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 19, 2016. The committee met on April 28, 2016 to review the measure and voted to forward to the full Town Council with a recommendation for favorable action, a public hearing was held.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve 16 065; that the Town of Weymouth raise and appropriate the sum of \$100,000 from the Unreserved Fund Account for the purpose of funding the costs associated with Design Permitting for the Daylighting of the Smelt Run, Weymouth and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

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

President O'Connor left the meeting, at 9:45 PM.

16 082-Reappointment to the Board of Library Trustees-Vicki Kaufman

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth reappoints Vicki Kaufman of 55 Tall Oaks Drive to the Board of Library Trustees for a term to expire on June 30, 2019.

A motion was made by Councilor Mathews to refer measure 16 082 to the Budget/Management Committee and was seconded by Mathews. UNANIMOUSLY VOTED.

16 083-Reappointment to the Board of Health-Maureen DelPrete

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth reappoints Maureen DelPrete of 140 Mount Vernon to the Board of Health for a term to expire on June 30, 2019.

A motion was made by Councilor Mathews to refer measure 16 083 to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 084-Reappointment to the Commission on Disabilities-Gerry Begonis

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth reappoints Gerry Begonis of 42 Unicorn Avenue to the Commission on Disabilities for a term to expire on June 30, 2019.

A motion was made by Councilor Mathews to refer measure 16 084 to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 085-General Fund Reserve Appropriation for Legal Expenses through the Remainder of Fiscal Year 2016

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$33,000 from the General Fund Reserve to Town Solicitor Expense accounts for the purpose of funding the costs associated with anticipated legal bills through the remainder of fiscal year 2016:

Expense Account	Account Name	Transfer Amount
11514405-530107	Administration-Special Counsel	\$8,250
11514412-530107	Litigation-Special Counsel	\$8,250
11514414-530107	Labor Relations-Special Counsel	\$8,250
11514415-530107	Real Estate-Special Counsel	\$8,250
Total		\$33,000

A motion was made by Councilor Mathews to refer measure 16 085 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

President O'Connor returned to the meeting, at 9:48 PM.

16 086-Town Solicitor's Office Line Item Transfer

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$44,500 from the Judgments, Claims & Damages account to the following Town Solicitor expense and salary accounts for the purpose of funding the costs associated with unpaid bills as well as increased hours and salary for the position of paralegal in the Town Solicitor's Office:

Expense Account	Account Name	Transfer Amount
11514405-530107	Administration-Special Counsel	\$10,084.23
11514412-530107	Litigation-Special Counsel	\$14,261.84
11514414-530107	Labor Relations-Special Counsel	\$11,818.93
11514415-530107	Real Estate-Special Counsel	\$6,355.00
Expense sub-total		\$42,500.00
Salary Account	Account Name	Transfer Amount
11514105-51001	Management & Administration Salaries	\$2,000.00
Salary sub-total		\$2,000.00
Total (Expense + Salary)		\$44,500.00

A motion was made by Vice President Smart to refer measure 16 086 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

16 087-Public Works Line Item Transfer for Parks and Playground Maintenance Overtime

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$25,000 from Parks and Playgrounds Maintenance Salaries account to Parks and Playgrounds Maintenance Overtime account for the purpose of funding the cost associated with additional overtime costs for the remainder of fiscal year 2016.

A motion was made by Vice President Smart to refer measure 16 087 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

16 088 Public Works Line Item Transfer for Street Painting and Recyclables

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$150,000 from DPW Gasoline account as follows:

- \$75,000 to the Street, Sidewalk & Stormdrain Operating Supplies & Equipment for the purpose of funding street line painting

- \$75,000 to the Refuse Collection and Removal Recycles account for the purpose of funding the increase in recycling costs for the remainder of FY16

A motion was made by Vice President Smart to refer measure 16 088 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

16 089-Water Enterprise Fund Line Item Transfer for Overtime

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$25,000 from the Water Distribution Salaries account to the Water Distribution Overtime account for the purpose of funding the cost associated with Water Department overtime costs for the remainder of FY16.

A motion was made by Vice President Smart to refer measure 16 089 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

16 090-Acceptance of M.G.L. Chapter 32, Section 101-Supplemental Annual Allowance to Widows of Disabled Public Employees

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth accepts a local option on retirement under MGL Ch. 32, §101, as presented by the Weymouth Retirement Board. Acceptance of this option will increase the minimum annual benefit paid to surviving spouses of disabled public employees who die from a cause, not related to the disability for which they retired, from \$9,000 annually to \$12,000 annually.

This option was unanimously accepted by the Weymouth Retirement Board on Monday, March 28, 2016.

A motion was made by Vice President Smart to refer measure 16 090 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

16 091-Acceptance of M.G.L. Chapter 32, Section 12(2)(D)-Increase Member Survivor Allowance

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth accepts a local option on retirement under MGL Ch. 32 §12(2)(d), as presented by the Weymouth Retirement Board. Acceptance of this option will increase the minimum monthly benefit paid to surviving spouses of members who die while still in service from \$250 monthly to \$500 monthly.

This option was unanimously accepted by the Weymouth Retirement Board on Monday, March 28, 2016.

A motion was made by Vice President Smart to refer measure 16 091 to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

16 092-Reorganization of Ordinances

Nick Bulens requested on behalf of the Mayor that the Town of Weymouth, through the Town Council amend the Town of Weymouth Code of Ordinances in keeping with the reorganization, as follows (attachment).

A motion was made by Vice President Smart to refer measure 16 092 to the Budget/Management Committee and was seconded by Councilor Mathews. Councilor Hackett asked if there are additional requirements in the Code of Ordinances. UNANIMOUSLY VOTED.

OLD BUSINESS

Executive Session-Purpose of Discussing Strategy Regarding Potential Litigation Against Natural Gas Companies, Resultant from Potential Expansion Plans

A MOTION to go into executive session for the purpose of discussing strategy regarding potential Litigation Against Natural Gas Companies, resultant from Potential Expansion Plans, and returning to Open Session for the purpose of adjournment and was seconded by Councilor Mathews.

A Roll call vote was taken:

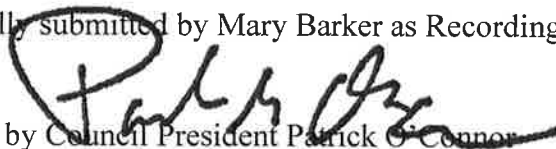
Robert Conlon, Councilor - Yes
Kenneth DiFazio, Councilor- Yes
Jane Hackett, Councilor- Yes
Edmund Harrington, Councilor- Yes
Rebecca Haugh, Councilor- Yes
Thomas J. Lacey, Councilor- Yes
Arthur Mathews, Councilor- Yes
Brian McDonald, Councilor- Yes
Michael Molisse, Councilor
Michael Smart, Vice President- Yes
Patrick O'Connor, President- Yes

ADJOURNMENT

The next regular meeting of the Town Council is scheduled for Monday May 16, 2016.

At 11:04 PM; there being no further business, a motion was made by Vice President Smart to adjourn and was seconded by Councilor Lacey. UNANIMOUSLY VOTED.

Respectfully submitted by Mary Barker as Recording Secretary.


Approved by Council President Patrick O'Connor
Voted favorably on 6 September 2016