

TOWN COUNCIL MEETING MINUTES
Weymouth Town Hall
Council Chambers
May 4, 2015, Monday

Present: Patrick O'Connor, President
Michael Smart, Councilor
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: Susan M. Kay, Mayor
George Lane, Town Solicitor
Kathy Deree, Town Clerk
William McKinney, Chief Financial Officer
Richard Swanson, Town Auditor
James Clarke, Director, Planning & Development
Walter Flynn, Chair, Planning Board
David Chandler, Planning Board
Mary Akoury, Planning Board
Sandra Williams, Planning Board
Patricia O'Leary, Southfield Redevelopment Authority

No recording secretary, minutes transcribed via recording by 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 all members present.

ANNOUNCEMENTS

Council President O'Connor announced that the meeting is being recorded in the absence of a recording secretary. The minutes will be transcribed at a later date; fulfilling the regulations of the Open Meeting Law.

President O'Connor also announced the next meeting of the Town Council will be the Annual Town Meeting to be held in the Abigail Adams Auditorium on May 18, 2015, at which time the Mayor and Chief Financial Officer will present the FY16 Budget and the public may comment. He encouraged public attendance.

Councilor Mathews announced Saturday May 9, 2015 is the National Association of Letter Carriers Annual Postal Service Food Drive. Residents are invited to leave sturdy bagged non-perishables by their mailbox for pickup by carriers during regular mail deliveries. Donations will be brought to the Weymouth Food Pantry.

Councilor Mathews also announced the Whitmans Pond Association will hold its annual Fishing Festival at 10 AM on Saturday May 17, 2015. Residents invited to register that day at the pond. Bait will be available and the Association will provide free fishing rods for those children who don't have them.

Councilor Haugh announced that the Federal Energy Regulatory Commission (FERC) will hold a scoping meeting on Spectra Energy's proposed gas compressor to be located in North Weymouth. Residents within a half-mile radius received a packet of information which is available on FERC's website. The meeting will be held on Wednesday, May 13, 2015 at Abigail Adams Middle School, 5:30PM. Residents can ask questions of Spectra, and sign up to speak publicly on the proposal beginning at 5:30 PM. Comments may be limited to three minutes per person. Written comments can be submitted through June 11, 2015 through FERC's website. Residents may also contact Councilor Haugh with comments or questions through her website.

Councilor Conlon announced constituent office hours from 10-11 AM at Town Council Chambers and again at 4-5 PM at the Fogg Library on Tuesday, May 5, 2015, that will include a discussion of the proposed 2 ½ Override and Weymouth's water supply.

MINUTES

Budget/Management Committee Meeting Minutes of April 21, 2015

A motion was made by Vice President Smart to approve the minutes of the Budget/Management Committee meeting of April 21, 2015 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Town Council Meeting Minutes of April 21, 2015

A motion was made by Vice President Smart to approve the minutes of the Town Council meeting of April 21, 2015 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

PUBLIC HEARINGS

15 013-Requested Change to Zoning Ordinance Section 120-22.8 (joint with Planning Board)

A motion was made by Vice President Smart to open the public hearing on 15 013 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Walter Flynn, Chair of the Weymouth Planning Board, called to order the Planning Board. A motion was made by David Chandler to open the public hearing on 15 013 and was seconded by Mary Akoury. UNANIMOUSLY VOTED.

The proponent of the item was invited to the table. Robert Montgomery Thomas addressed the Planning Board and Town Council and reported he offered a substitute motion at the Town Council meeting that was not acted upon. He then submitted his own amendment to the zoning. At the hearing on January 30, 2015 Solicitor Lane said that as a property owner in the HT zoning district, he had legal standing to make the substitution motion. Mr. Thomas requested a change to 120-22.8 (e) to add more precise language; to read “no restaurants, except that no drive through window is allowed unless the restaurant has less than twenty seats, and further, that the lot has the required 25% set aside for landscaping per Table 1 Schedule District Regulations and other conditions provided for in said Table 1 and further, that an unimpeded parking, loading and vehicular traffic plan is provided for and maintained in accordance with 160-29- 160-27. Furthermore, as a property owner in the HT zoning district, he should not be discriminated against because his property is less than the 1-acre requirement set by the Zoning Board and the Town Council for 1088 Main Street, which does not fulfill the requirements of the HT zone and still has to go before the BZA. Councilor Smart has suggested he request a variance. He lost land rights in 1990 and the new 1-acre requirement is even further restrictive. He reviewed what is permissible by right. He suggested that Councilor Mathews should recuse himself from this matter. He reviewed a sketch of his copyrighted proposal for a concept plan for his property. He does not intend to develop it but proposes this should another were to buy the property. He reviewed the reasons why the proposal should be approved and the manner in which it meets the zoning requirement.

Councilor Mathews clarified a statement made during the original proposal. He would not have supported the proposal without the 1-acre minimum. He noted his opinion was based on discussion with many of his district constituents. Mr. Montgomery Thomas responded that he should not be precluded from developing by a 1-acre minimum requirement. Councilor Mathews responded that Mr. Montgomery Thomas is the only constituent in the district who objected to the zoning change. Mr. Montgomery Thomas responded that if he wanted to he could open a restaurant with a drive through now, by right. He was infuriated that a substitute motion he made in January wasn't allowed to be heard.

A motion was made by Vice President Smart to close the public hearing on measure 15 013-Requested Change to Zoning Ordinance Section 120-22.8 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by David Chandler to close the public hearing on measure 15 013-Requested Change to Zoning Ordinance Section 120-22.8 and was seconded by Mary Akoury. UNANIMOUSLY VOTED.

15 049-National Grid Gas Main Petition-Fieldstone Lane

A motion was made by Vice President Smart to open the public hearing on 15 049-National Grid Gas Main Petition-Fieldstone Lane and was seconded by Councilor Mathews. Abutters were notified on April 27, 2015. UNANIMOUSLY VOTED.

Dennis Reagan, Permit Representative of National Grid, was invited to present the petition. He reviewed the request for permission for the proposal to install and maintain gas main and service. House #103 Fieldstone will be included but is not on the proposal as the service exists in front of the property.

Vice President Smart reported that National Grid work has not met the conditions established by the town. He noted the shoddy work has to be stopped. Compaction has to be done correctly. The trenching work is not meeting Weymouth's standards and the DPW has to go out and repair the shoddy workmanship. The town hears constant complaints after the work is done. Councilor Smart requested a contractor who will follow all of the specifications and follow through. Mr. Reagan responded that he will put something together to address and will refer it back to National Grid.

Councilor DiFazio noted that there's already existing work on Fieldstone and the prior work is in good shape now. He asked if the work includes the service to the houses. Mr. Reagan responded no. The work is being done piecemeal on the street because National Grid cannot speculate or initiate the service.

Councilor McDonald followed up to Council Vice President Smart's comments. He suggested the Council consider denying future requests as part of the dialogue with the utility companies.

Councilor Conlon concurred with Councilor Smart. He suggested that the contractor be replaced to avoid this in the future.

The following were the comments from the public:

Chris Primiano, 82 Rindge Street, asked if there is a performance bond. Mr. Reagan responded that the next phase will be discussion with the DPW Director. This petition is merely to request permission to perform the work. Mr. Primiano suggested a bond should be issued as a part of the acceptance of the project.

Solicitor Lane noted that he is not familiar with whether a performance bond is part of the process, but there is a statutory duty that the roadway be put back to the same condition as before the work.

Gus Perez, 16 Hewitt Road, asked if there is a legal obligation for the road to be returned to prior conditions, then why isn't the town pursuing legal avenues to recoup the funds to repair the roads? Solicitor Lane responded that the condition of Union Street was cleared after discussions and he suggested a discussion first. Mr. Perez responded that due to the budget constraints the town should be forcing National Grid to cover the costs. He asked who in the town signs off on the work done by the utilities? Vice President Smart responded that if the work isn't done correctly, it will look great when it's inspected at completion, but after a few months and frost heaves, the imperfections are apparent. Vice President Smart noted that it isn't that difficult to work with the specs.

Robert Montgomery Thomas, 848 Washington Street, asked about the test pits dug by National Grid after the gas line was installed on Washington Street. There is a patch in the middle of the street and a catchment area created between the sidewalk and street. He asked if there is recourse through the state because the roadway is a state road. Council President O'Connor suggested a conversation take place outside of the meeting.

Councilor DiFazio noted there are four houses on Fieldstone that were not given notice. Mr. Regan noted the abutters were property notified. Councilor DiFazio asked whether all residents should have been given the opportunity to opt in. Mr. Regan responded that since deregulation he is not allowed to offer the service. Councilor DiFazio questioned if the public hearing should open until he has an answer that all residents properly noticed.

Councilor Mathews suggested referring the matter to the Public Works Committee to have a discussion with the utility companies and have the engineers review street by street to determine if work is acceptable. The town can recommend to the DPW Director to suspend all permits until work has been rectified.

Councilor Harrington noted that there are two issues- Mr. Regan is requesting permission and the Councilors are unhappy with final road conditions.

Chris Primiano suggested a discussion to determine protocols sooner rather than later.

A motion was made by Vice President Smart to close the public hearing on 15 049-National Grid Gas Main Petition-Fieldstone Lane and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to refer the matter of road trenching and public utility roadwork to the Public Works Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

15 050-National Grid Gas Main Petition-Bell Road

A motion was made by Vice President Smart to open the public hearing on 15 050 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Mr. Reagan reviewed the request for consent of the petition.

The following are the comments from the public:

Scott Hayes, 12 Bell Road, urged approval and noted a preapproval inspection would show that his road is overdue for repair anyway.

A motion was made by Vice President Smart to close the public hearing on 15 050-National Grid Gas Main Petition-Bell Road and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to consider measure 15 049-National Grid Gas Main Petition-Fieldstone Lane under 2-9(b) same night action and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to approve measure 15 049- National Grid Gas Main Petition-Fieldstone Lane and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to consider measure 15 050-National Grid Gas Main Petition-Bell Road under 2-9(b) same night action and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to approve measure 15 050-National Grid Gas Main Petition-Bell Road and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

OLD BUSINESS

Update on Southfield

- Southfield Redevelopment Authority representatives/ Walter Flynn and Pat O’Leary
- L Star Land/Kyle Corkum, Steven Vining and William Ryan

There was a brief discussion as to which entity should make their presentation first. Ms. O’Leary responded that L Star Land could present first and the SRA could augment to the presentation as necessary.

L Star Land -Mr. Kyle Corkum and Steve Vining were invited to the table. Mr. Flynn and Ms. O’Leary were also invited to the table. LStar is scheduled to close on the property on May 13, 2015 and until the project is completed, they will be the owners and developers of Southfield. They presented an update of Southfield in a PowerPoint presentation:

LSTAR Overview

- Founded in 2007
- One of the most accomplished distressed asset turn-around firms in US
- Owns or has optioned:
 - More than 65,000 residential units; and
 - Land for more than 25 million square feet of commercial in 13 states

LSTAR Team

- Two of the Managing Partners are from Massachusetts. The founder, Kyle Corkum, has successfully permitted more than 50 projects in the Commonwealth.
- Senior management team has more than 400 years of combined real estate experience in the following areas:
 - Commercial development
 - Residential development
 - Site development

- Land planning
- Architecture
- Permitting
- Engineering
- Marketing
- Real estate law
- Finance
- Construction
- Parks, open space and amenities
- Land acquisition

Case Study-Walnut Creek

- LStar acquired the failed master-planned community known as Edenmoor- November 2011
- 868-acre community south of Charlotte, was entitled for 2,200 lots and 100,000 square feet of commercial development
- The original developer abandoned the project in 2008
- At the time of acquisition, the community consisted of:
 - 300 developed lots
 - 1,900 undeveloped lots
 - incomplete EMS station
 - incomplete County park
- Lancaster County foreclosed on the property after the developer failed to pay the annual taxes and bond assessments for more than 3 years
- Within 3 months of purchase, LStar re-branded the community as “Walnut Creek” and invested \$3.5 million to repair:
 - Road damage
 - Storm system
 - Master infrastructure
 - Incomplete EMS station
 - Incomplete park
- Within 6 months LStar sold its first lots
- Within 18 months of acquisition of the property, accomplished the following:
 - Completed and dedicated EMS station to the county
 - Completed and dedicated the \$7 million park to the county
 - Fixed 400 areas of significant damage to the road system
 - Remediated the environmental damage caused by uncontrolled storm run-off into the wetlands
 - Built a 7,000 square foot amenity center with pool complex
 - Created a 3.5 –mile trail network connecting to the existing Carolina Thread Trail network
- Walnut Creek is now the 2nd fastest selling community in the entire Charlotte MSA
- Approximately 350 homes have been built in the community
- 115 home sales year to date in 2015

Southfield - Revised Deadlines

Below is a proposed schedule of revised deadlines:

- Section 15 of the 2014 Act-Amend DDA to conform to the Enabling Act-Execute within 30 days of ownership
- Section 14(e) of the 2014 Act- Petition the Applicable Towns to initiate a zoning map amendment process that established the dedicated commercial zone- start the process with the Town of Weymouth the first week of ownership
- Section 14(b)(5) of the 2014 Act- Open Space Preservation Plan- work collaboratively with Weymouth, Rockland and Abington Open Space committees beginning first week of ownership
- Section 3.1 of the Mitigation Agreement (Design Contracts: Water Supply and Wastewater Disposal) Consultant agreements are being prepared for execution
- Section 4.1 of the Mitigation Agreement (Amenity Plan Construction Schedule)- Work collaboratively with Town of Weymouth beginning first week of ownership

Councilor DiFazio noted it was his understanding when the developer appeared on January 5, 2015, that January 1st was the accurate target date which triggered other requirements. From January until April 1st, dates are passing. He asked if the five dates have been met, or what is anticipated.

Mr. Vining responded that none of the five dates were met and noted that amending the DDA (estimated within 30 days of closing). Walter Flynn responded that the SRA is not satisfied with that response. An amended agreement was submitted in December. The question should be directed to LNR who is the present owner. The SRA cannot approve the transfer until LNR meets certain financial obligations existing in the DDA. SRA believes the DDA must be passed prior to a change in ownership can be approved. Councilor DiFazio noted the second deadline- establish the commercial zone. Mr. Flynn responded that is an agreement between Weymouth administration and LNR. From the planning standpoint, Mr. Vining responded that they expect to start within a week and complete in 6 months. Councilor DiFazio asked about the Open Space Preservation plan- noting it was to be done prior to March 2015. Mr. Flynn responded that nothing has been submitted by LNR. Mr. Corkum responded that they have already met with groups. The plans are under review. All of the towns want to reconsider. A study group is in process and will meet. The plan should be locked in in 2-3 months. Councilor DiFazio noted the water wastewater plan date to be met was April 1st.

Mr. Flynn responded that this too is a Weymouth administration issue as related to mitigation, but to the best of his knowledge, nothing has been submitted. Mr. Corkum responded that Councilor DiFazio asked if LNR has forwarded at least their research for siting to the new developer. Mr. Corkum responded that part of the design process is routing – that is where the process is. Councilor DiFazio asked about the mitigation agreement – amenity plan construction schedule. That is the responsibility of the master developer. Mr. Flynn noted the preliminary work leading to a plan has started. Mr. Corkum responded that they are eager to get going on this and progress will be a result of collaborative planning. They do not have a document to work with. Councilor DiFazio noted there was another agreement for a payment of \$1.2M- he asked if it was received.

Mr. McKinney responded no. Councilor DiFazio noted the plan has strayed off course over the last five months. He asked the Council and the SRA to continue to at least monitor these five items. Tax bills have not been issued as of yet and service agreements were entered into between the parties. Things are not happening as they were thought to. Mr. McKinney responded that the change of legislation changed the tax schedule date to June to collect taxes July 1st. The mitigation payment is due 30 days after the tax collection date (either July or January 1st). Mr. Flynn noted that there was a glitch in the signing of the document- the intent is that the voucher for municipal services will be approved in a day. The educational agreement has already signed. SRA will be available and in place for the next 7 years.

Councilor DiFazio asked when Weymouth will send out tax bills to Southfield. Mr. McKinney responded that the town will send them out the end of June. The rate will be set to the same as Weymouth's. Council Vice President Smart noted that the payments were due originally in January. Mr. Corkum responded that several payments will be in to Weymouth. The taxes were paid last week; mitigation will be paid before July 1st and the host community fee will be paid too. Vice President Smart asked if it could be paid sooner. Mr. Corkum responded that it was moved up one month to June 30th so it could be applied to free cash this year.

Councilor Hackett asked Mr. McKinney if the Southfield residents will be billed for the CPA and rubbish removal. Mr. McKinney responded that CPA will be applied but rubbish removal will not be incurred by Weymouth. It is part of the private services provided to the residents. Councilor McDonald asked Mr. Flynn about the tax rate from Southfield to commercial users at Southfield and what is being done to control it to make it attractive. Mr. Flynn responded that is hasn't been voted yet, but an equal rate residential/commercial 60/1000 is being proposed to the board. This is based on the contractual figures in their budget.

Councilor Conlon asked Mr. Flynn about the water contract which is due to terminate June 16th. Mr. Flynn responded that he will investigate this. Mr. Conlon asked the developer what water source they will use. Mr. Corkum responded that they will use Weymouth now, but they do not have a source for the long term yet. Councilor Conlon responded that the developer is mandated to provide it. He also asked if the developer will construct for wastewater treatment. Mr. Corkum responded that once they are the owner they are mandated to locate a source.

Councilor Haugh asked if the SRA is prepared to pay the invoice for services issued by the town. Mr. Flynn responded that once the invoice is issued it has to be voted by the board. It will be paid once it is voted. Councilor Haugh asked about free cash estimate included the mitigation payment. Mr. McKinney responded that it does.

Councilor Hackett asked Mr. Flynn for the status of the parkway with the state. Mr. Flynn responded that the new Secretary of Transportation is hopeful that Trotter Road can be completed with 2015 funds. President O'Connor noted that the balance of the parkway project does not have an identifiable funding source at this time. Mr. Flynn responded

that if need is demonstrated, the state will look at each project. Councilor DiFazio asked about projected revenue from Southfield and whether they will be able to meet this. They also have a projected expense line that does not include the infrastructure bond. Net new revenue from Southfield was projected for FY16 at \$1 million. Mr. McKinney will review how they arrived at their numbers to reconcile with his projection. Councilor Hackett noted she supported the change in legislation because it was to provide revenue in the years that services are provided. The presentation was continued:

Existing Obligations to be Assumed by LStar

- Town of Weymouth
 - Dedicated Commercial Zone
 - Recreational/Open Space Amenities
 - Civic Site for Police and/or Fire
 - Chapman School Study Payments
 - Host Community Fee
 - Mitigation Payments
- Town of Abington
 - Recreational/Open Space Amenities
 - Civic Site for Police and/or Fire
 - Host Community Fee
 - Mitigation Payments
- Town of Rockland
 - Recreational/Open Space Amenities
 - Civic Site for Police and/or Fire
 - Host Community Fee
 - Mitigation Payments
- United States Navy
 - Letter of Credit
 - Navy Revenue Sharing Obligations
- Commonwealth of Massachusetts
 - Letter of Credit
- National Heritage Fund Payment
- Sewer and Water Mitigation Payment
- Offsite Roadway Improvements
- Payments under Memoranda with Towns, as amended

Mr. Corkum reported that they have met with Parks & Recreation and will be able to get some fields online in a matter of weeks. They realize the need for spaces for use and availability immediately. They have located a spot for a playground, dog park and a trail system and are meeting with groups to plan to get these underway.

LStar's Vision for Southfield

- Commercial growth is priority #1
 - Create an authentic New England Village
- Parkway completion is critical
 - Commercial viability is dependent on parkway completion

- Implement high quality open space program
 - Create safe, respectful and public environments for everyone to use
- Deliver high architectural standards
 - Require very strict adherence to an ambitious design standard
- Work collaboratively with all three towns
 - Inclusive process to reshape and achieve the vision for Southfield

Vice President Smart asked if Mr. Corkum plans to get the fields/gyms etc. so that the Weymouth resident could use them for fall sports. He also noted that the “interim parkway” actually is the permanent solution. Mr. Corkum responded that once it’s built, the commercial area can be designed around it. The soccer fields that had been in use will be rehabilitated and brought online quickly. These will be turned over to the towns to coordinate the use between the 3 towns. Once they close next Wednesday they can begin.

Councilor McDonald noted this is an exciting turn of events. He noted they both have local roots. Previous experience brought the change of legislation that will enable them to move forward with a brighter future. He asked if the change had not taken place, would Mr. Corkum have purchased it? Mr. Corkum responded no; it was dysfunctional legislation. It is a fantastic opportunity and they can’t wait to start.

Councilor Conlon asked if they have any commercial prospects? Mr. Corkum responded yes, and they will start as soon as they can. Once parkway construction is viable, the site will attract interest. Councilor Conlon noted that the legislation was not good for the SRA. Mr. Corkum responded that the focus is on the village center and getting it up and running. Patricia O’Leary noted that a meeting was held last week that will result in another meeting in July. Mr. Flynn added that a letter was submitted to LNR which was responded to. Starwood LNR is contesting virtually all obligations. Councilor Mathews thanked them and asked them to come back to the Council in a few months, with resolutions to the questions that have been asked.

President O’Connor noted that this is the third developer. These are the first owners with an equity stake in the process and he is excited about this development. The Council spent over forty hours reviewing the legislation. A lot of good came out of the deliberation. By changing the structure, it will help it progress. They need someone they can work with to secure the revenue that is needed from the project. He hopes the developer can prove the skeptics wrong. Mr. Corkum responded that they will come back and they will be accountable through the end of the project. They are committed. In a few days when they own it they will get started. Councilor Conlon noted he did not support the enabling act because he knew the former developer was going to walk. Vice President Smart asked the SRA to come back and review the plans in development.

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

CFO McKinney noted he will be able to provide the free cash estimate at the Annual Town Meeting. \$2 million of the free cash is already committed.

15 077-Municipal Finance Department Transfer Request

CFO McKinney requested on behalf of the Mayor that the Town of Weymouth transfers the sum of \$30,000 from salaries to treasurer miscellaneous.

A motion was made by Vice President Smart to refer measure 15 077 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

15 078-Reserve Fund Transfer Request-Veterans Benefits

CFO McKinney requested on behalf of the Mayor that the Town of Weymouth transfers the sum of \$45,000 from the Reserve Fund to line item Veterans Benefits for the purpose of funding the costs associated with an increase in demand for benefits.

A motion was made by Vice President Smart to refer measure 15 078 to the Budget/Management Committee and was seconded by Councilor Mathews. Councilor Mathews noted that there is a reduction next year in local aid to this line from the state. Mr. McKinney responded that the eligible costs are reimbursed at 75%.
UNANIMOUSLY VOTED.

15 079-Reappointment to the Board of Library Trustees-Dorothy Coveney

CFO McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Dorothy Coveney of 206 Central Street to the Board of Library Trustees for a term to expire on June 30, 2018.

A motion was made by Vice President Smart to refer measure 15 079 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

15 080-Reappointment to the Waterfront Committee-Raymond Nash

CFO McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Raymond Nash, 31 Bradmere Way to the Waterfront Committee for a term to expire on June 30, 2018.

A motion was made by Vice President Smart to refer measure 15 080 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

15 081-Reappointment to the Local Emergency Planning Committee-Jonathan Tose

CFO McKinney requested on behalf of the Mayor that the Town of Weymouth reappoints Jonathan Tose, 74 Patricia Lane to the Waterfront Committee for a term to expire on June 30, 2018.

A motion was made by Vice President Smart to refer measure 15 081 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

REPORTS OF COMMITTEES

Budget/Management Committee- Chairman Michael Molisse

15 074-Appointment to the Commission on Disabilities-Linda Sera

This measure was referred to the Budget/Management Committee on April 21, 2015. Ms. Sera was invited to the table to review her qualifications and interest in serving on the committee. The committee met on April 29, 2015 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 15 074; that in accordance with section 2-10 of the town Charter, the town of appoints Linda Sera of 719 Pleasant Street to the Commission on Disabilities for a term to expire on June 30, 2018 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 075-Reappointment to the Community Preservation Committee-Daniel Condon

This measure was referred to the Budget/Management Committee on April 21, 2015. The committee met on April 29, 2015 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 15 074; that in accordance with section 2-10 of the town Charter, the Town of Weymouth reappoints Daniel Condon of 0 Albert Road to the Community Preservation Committee for a term to expire on June 30, 2018 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 076-Proposition 2 ½ Override- to be discussed

Councilor Molisse reported that this matter was referred to the Budget/Management Committee on April 21, 2015. The committee discussed the matter and due to its magnitude, the committee would like to send to the full Town Council without recommendation for deliberation of the matter. On behalf of the Budget/ Management Committee, a motion was made by Councilor Molisse that the Town Council exercise Rule 39 of the Town Council Rules and relieve the Budget/Management Committee from further consideration of measure 15 076 Proposition 2 ½ Override and place on the Town Council agenda, motion was seconded by Vice President Smart. President O'Connor reported that the deliberation may result in scheduling Special Town Council Meetings. Councilor Hackett asked if administration will present how the override monies will be expended during the Public Hearing at the Annual Town Meeting. President O'Connor responded that he has not received a firm commitment yet. UNANIMOUSLY VOTED.

NEW BUSINESS

Review of Code of Ordinances section 8-500-Responsible Employer Ordinance- Councilor Kenneth DeFazio

Councilor DiFazio reported that an article in the April, 2015 edition of “The Beacon” noted that the Attorney General is offering guidance on the Responsible Employer Ordinance. He contacted the Attorney General. In light of recent case laws, the town’s REO may be in conflict with the state law as it exists today. A motion was made by Councilor DiFazio to refer “Review of Code of Ordinances section 8-500-Responsible Employer Ordinance” to the Ordinance Committee; as Weymouth’s potential exposure can be determined. The motion was not seconded.

ADJOURNMENT

The next regularly meeting of the Town Council is scheduled for May 4, April 20, 2015. At 10:13 PM, 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

Approved unanimously on 24 August 2015