

TOWN COUNCIL MINUTES
Town Hall Council Chambers
June 5, 2017, Monday

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

Absent: Ed Harrington, Councilor

Also Present: Ted Langill, Chief of Staff
Brian Connolly, Chief Financial Officer
Joseph Callanan, Town Solicitor
Kathy Deree, Town Clerk
Richard Swanson, Town Auditor
Nicholas Bulens, Administration Services Coordinator
John MacLeod, Director of Asset Management
Kenan Connell, DPW Director
Chip Fontaine-Town Engineer
Richard Grimes, Chief of Police
Dr. Jennifer Curtis-Whipple, Superintendent of Schools
Paul Milone-Harbormaster

Recording Secretary: Mary Barker

President O'Connor called the meeting to order at 7:33 PM. After the Pledge of Allegiance, Town Clerk Kathy Deree called the roll, with one member absent. President O'Connor reported that Councilor Harrington was absent due to a family obligation.

ANNOUNCEMENTS

Councilor Haugh announced two items:

- On June 6, 2017, two informational sessions will be held regarding the Chapman School project; 9:30-10:30 AM and 6:30-7:30 PM to be held in the Chapman School cafeteria and is part of the Feasibility Study for the replacement of the Chapman Middle School- open to Weymouth residents.
- One June 8, 2017, a Seawall informational meeting (slideshow and Q&A) will be held 6:30 PM at the McCulloch Building where town officials will be previewing

the proposed design plans of seawall improvements for Fort Point Road and Fore River Avenue. A slide show will be presented with a Q&A period following. The purpose of the meeting is to update interested parties with the final design that state and federal authorities will hopefully be permitting this year.

Councilor Conlon announced he will hold constituent hours on Tuesday, June 6, 2017 from 10-11 AM in Council Chambers.

MINUTES

Budget/Management Committee Meeting Minutes of May 15, 2017

A MOTION was made by Vice President Smart to approve the minutes of the May 15, 2017 Budget/Management Committee meeting and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Town Council Meeting Minutes of May 15, 2017

A MOTION was made by Vice President Smart to approve the minutes of the May 15, 2017 Town Council meeting and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Budget/Management Meeting Minutes of May 17, 2017

A MOTION was made by Vice President Smart to approve the minutes of the May 17, 2017 Town Council meeting and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

PUBLIC HEARINGS

17 058-CPC Funding-Puritan Road Flood Mitigation

A MOTION was made by Vice President Smart to open the public hearing on measure 17 058 and was seconded by Councilor Mathews. This was published on May 26, 2017. UNANIMOUSLY VOTED.

Director Connell and Chip Fontaine presented the measure. The culvert on Puritan Road is influenced by tidal waters and has deteriorated to the point where it has failed. It is barricaded off in spots. An emergency repair was completed at a cost of almost \$100,000 while they also sought beautification efforts. The project is in its third year. The first year involved investigation of the available options, which was accomplished with 25% matching funding from the Community Preservation fund to a 75% grant from Coastal Zone Management. Second year – current- was to complete final design and permitting phase and had similar matched funding with CPC and CZM. Today, with assistance from Nick Bulens, a grant application was submitted to CZM for the upcoming construction. \$400,000 is sought from CZM and \$132,500 from CPC funds for the total cost. It will repipe the culvert under Great Esker Park road and walkway. Additionally, it will help restore the salt marsh to its historical use, and mitigate the problems.

Councilor Haugh thanked them. She noted the project was years in the making and the Community Preservation Committee has done a great job. The residents on Puritan Road have expressed their appreciation.

President O'Connor asked if there were any comments from the public, to which there was no response.

A MOTION was made by Vice President Smart to close the public hearing on 17 058 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Council President O'Connor bundled the Free Cash measures to be opened together.

A MOTION was made by Vice President Smart to open the public hearings on:

17 060-CPC Free Cash for Commercial Street Bridge Replacement Project

17 061-Free Cash for Council Chamber Upgrades

17 062-Free Cash for Fire Station 1

17 063-Free Cash for Herring Passage and Smelt Habitat Restoration Project

17 064-Free Cash for OPEB Trust Fund

17 065-Free Cash for Streetlight Audit

17 066-Free Cash for School IT

17 067-Free Cash for Police Body Armor and Security Upgrades

17 068-Free Cash for Multi-Purpose Tractor with Mower and Snow Plow

17 069-Free Cash for Voting Machines and Booths

17 070-Free Cash for WHS Expansion Joints

and was seconded by Councilor Mathews. These were published on May 26, 2017. UNANIMOUSLY VOTED. The DPW staff was invited to present the measures first that impact their department:

17 060-CPC Free Cash for Commercial Street Bridge Replacement Project

Director Connell reviewed the request for \$500,000 from free cash. This is a long awaited project. The bridge has received a failed rating for some time from MassDOT. Infrastructure is failing around sensitive environmental projects, like this one and the Herring Run. He reviewed the repairs that require its replacement. They submitted and were approved on their application for a \$500,000 grant from MassDot for the

engineering and permitting phase. This measure will fund the additional \$500,000 necessary for replacement. The project is scheduled and is expected to take twenty months to complete, and will take into account the herring spawning season.

Vice President Smart asked if work will occur at night and will impact the local square. Mr. Fontaine responded that they are investigating closure of the roadway. Traffic mitigation will be reviewed as the process moves forward.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 063-Free Cash for Herring Passage and Smelt Habitat Restoration Project

Chip Fontaine presented the measure for \$600,000 from free cash. With a state grant, the town hired a consultant to design replacement for swinging weir with a sluice gate where the flood control conduit bypasses the herring brook at Iron Hill Dam and merges in Jackson Square. Herring get trapped in the flood control path and can't get out and caused several fish kills. This will be operated by DPW, and the Fish Warden. The schedule is as follows and includes the design and permitting to be completed this calendar year, bid the construction in February, with construction beginning in June (around the herring schedule) and hoping to complete October, 2018.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 068-Free Cash for Multi-Purpose Tractor with Mower and Snow Plow

Director Connell presented the measure for \$150,000 from free cash for this equipment. It's versatile and can be used for several functions in the town, but primarily for mowing and plowing. The town has four of these; two of which are twenty years old. This will replace one of the twenty year old units. They will look to trade the existing piece; if not it will be kept on hand for spare parts.

Vice President Smart asked what attachments come with it. Mr. Connell responded that the initial purchase will be a flail mower, but attachments can be purchased separately and they are also interchangeable. Councilor Molisse reported that all of the measures were reviewed in detail at the Budget/Management meeting of May 24, 2017.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 061-Free Cash for Council Chamber Upgrades

Ted Langill presented the measure with John MacLeod for \$25,000 from free cash to repaint the walls and ceiling and refinish the floors. \$530,000 was recently approved to complete waterproofing, and the balance available from that project will be combined with this measure to meet the increased costs which may be incurred over the estimates.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 062-Free Cash for Fire Station 1

Ted Langill presented the measure with John MacLeod for \$270,000 for repairs needed to Fire Station 1. Renovations were conducted in 2009 to the recreation and kitchen areas. In 2014 structural cracks were evident. Although it was safe for occupancy, it requires addressing significant deficiencies. The building is in use 24 hours, 365 days a year. They have been trying to address some of the work with in-house talent-which includes chimney repairs, roof leaks, generator replacement, repairs to stairwell, windows, lavatories, shower pan and tile work, apparatus bay floor and floor drains, and back side apron repairs.

Councilor DiFazio responded that great work was performed in finding out the structural damage is not that significant. He asked about station replacement. Mr. MacLeod responded that these updates will increase the life of the building. There may need to be maintenance funding going forward.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 065-Free Cash for Streetlight Audit

Mr. McLeod requested \$150,000 from free cash for the engineering audit of the town's streetlights. He reported that MAPC has a grant program administered through National Grid for LED lights. National Grid was mandated to upgrade all fixtures and have offered a deal with the town. The preliminary numbers look promising. The town will be required to invest in an LED upgrade at a cost of \$799,458 with the grant. Savings would net \$280,000 per year which would be used to pay off the lights. The tariff will be higher but the savings will be significant. This measure will pay the cost of the third party audit that is required.

Vice President Smart reported that there are a number of wireless capabilities they can obtain with fixtures. He suggests investigating this for savings in energy consumption. It's a great initiative.

Councilor DiFazio asked what the cost to purchase and install will be- cost will be \$1.6 million. The audit is a collective effort with several other towns.

Councilor Lacey asked if the town owns the lights going forward and what the risk is- 10-15 years in the future to replace them. The outside service cost will be covered under warranty for the foreseeable future.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 070-Free Cash for WHS Expansion Joints

Mr. MacLeod provided a narrative for this request for \$325,000 from free cash. A heating pipe let go on October 31, 2016 with a significant water leak. Investigation identified issues with the expansion joints and their failure was due to removal of the joints. Guys and anchors were also not installed as they should have been. They are merging the cost for this with the rooftop unit for a total of \$400,000. School maintenance was able to set aside funds from their budget for some of the costs.

Councilor Hackett thanked Mr. MacLeod for the comprehensive information he provided with each presentation.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 064-Free Cash for OPEB Trust Fund

CFO Brian Connolly presented the request for a transfer of \$200,000 from free cash to the town's OPEB Trust fund. He reiterated that the town recently joined PCOT group.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 066-Free Cash for School IT

Chief of Staff Langill presented the request with Superintendent Curtis-Whipple to continue funding the school IT needs list. This request is for \$675,000. A handout was provided to the Council that shows how the funds will be applied in the second of a five-year plan. It will be applied first to infrastructure and equipment/devices for students and staff to increase access of students and staff.

President O'Connor asked if there were any comments from the public, to which there was no response.

17 067-Free Cash for Police Body Armor and Security Upgrades

Chief of Staff Langill presented the request with Chief Richard Grimes for \$160,000 from free cash to support two items in the FY18 Capital Improvement Plan; the five-year mandatory replacement of body armor and continued upgrade of the police station building security support system (card key access and build out of interior / exterior camera access).

President O'Connor asked if there were any comments from the public, to which there was no response.

17 069-Free Cash for Voting Machines and Booths

Chief of Staff Langill presented the request with Town Clerk Kathleen Deree for \$173,160 from free cash for the replacement of all election machines and booths to abide by standards set for the town.

Chief of Staff Langill reported that the balance remaining in Free Cash after the pending measures are voted is \$125,000.

President O'Connor asked if there were any comments from the public, to which there was no response.

A MOTION was made by Vice President Smart to close the public hearing on:

17 060-CPC Free Cash for Commercial Street Bridge Replacement Project

17 061-Free Cash for Council Chamber Upgrades

17 062-Free Cash for Fire Station 1

17 063-Free Cash for Herring Passage and Smelt Habitat Restoration Project

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17 065-Free Cash for Streetlight Audit

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17 067-Free Cash for Police Body Armor and Security Upgrades

17 068-Free Cash for Multi-Purpose Tractor with Mower and Snow Plow

17 069-Free Cash for Voting Machines and Booths

17 070-Free Cash for WHS Expansion Joints

and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

17 074-Reorganization of the Police Department Services Section to Transfer School Traffic Supervisors to the School Department

A MOTION was made by Vice President Smart to open the public hearing on 17 074 and was seconded by Councilor Mathews. This was published on May 26, 2017. UNANIMOUSLY VOTED.

Chief of Staff Langill reported that this was as a result of a year's negotiation with the union and this was an issue before Mayor Hedlund took office. It was revisited when negotiations took place. Through negotiations and the Memorandum of Agreement signed in March, as part of a complete package includes the following language:

“Pursuant to the executed Memorandum of August 2014, the bargaining unit will be transferred to the Weymouth Public Schools (tentatively, September, 2017) and all terms and conditions of the Collective Bargaining Agreement shall remain in effect.”

Currently the Police Chief is oversight for the town Ordinance. This measure strikes that but doesn't replace it with anything. The superintendent's duties are dictated through the school department.

Councilor Conlon reported that he is opposed to this measure. The children's safety is paramount and is a public safety matter. He reported the relationship between school safety officers and traffic supervisors is essential.

Chief of Staff Langill responded that none of the duties change. Police will still enforce any suspicious activity. This is under the terms and conditions of the CBA.

Councilor Conlon rebutted that the Weymouth Police functions should remain so. It's unfair to give the responsibility to the school superintendent. It doesn't belong in the school department and it's a civil liability. He doesn't know what changed in 3 yrs.

Chief of Staff Langill responded that what changed is the negotiation as part of a CBA settlement. Police are not abandoning their responsibility; this creates a more direct communication. Part of the agreement is if a supervisor calls in sick, it will be a call to the principal as the most efficient way to get a replacement. The process, duties and responsibility of the traffic supervisors are not changing.

Councilor Conlon responded that abandoning the policy is not right. The contract cannot supersede public safety. Councilor Conlon suggested that the school resource officers should also be under the school department.

Councilor DiFazio noted that in 2014, the supervisors vehemently were opposed and questioned what changed. Chief of Staff Langill responded that compensation was involved in the negotiation; an increase in rate, steps, and longevity. Councilor DiFazio asked if they wouldn't have gotten these if they remained under the auspices of the police department. Chief of Staff Langill responded that like any negotiation, it was a give and take-this is a package that was negotiated.

Vice President Smart asked if anyone from the supervisor's union cared to comment on the MOA; was it ratified by the members, and what was the vote?

The following were comments from the public:

Maureen Campbell 70 Myrtle Street confirmed that it was put to a vote of the membership. Their main concern was that job responsibilities were not changing. It was voted before the package was signed. They knew it was heading to the school

department. There was debate at the union meeting but there was a majority vote to sign the agreement. Safety of the children and themselves was their main concern.

Chief of Staff Langill noted that other items were agreed to after the agreement was signed and they were satisfactorily addressed. Chief Grimes reported that the police are not abandoning the unit-he assured all that they will continue to train and to support their efforts in the transition. He has also supported the wearing of badges/patches. This is a better flow of communication and he does not have the resources to provide coverage in absenteeism. He has been clear from the beginning that police were unavailable to cover the positions when they might have to be redirected to a call.

Ms. Campbell noted that she was written up for directing traffic when it was deemed necessary, and she asked if that will continue. Chief Grimes responded that there was no union at that time, they lacked the authority through the ordinance. She had come back in a different capacity following the disbanding of the unit as a result of cuts to the police budget. Moving it to the school department empowers the traffic supervisors to do what is necessary including directing the flow of traffic.

Councilor McDonald reported that there was a discussion at Budget/Management and a tie vote, 2/2. Everyone works towards the best financial outcome in negotiations, with concessions. This is a public safety function and that's where it should remain. Did the membership make the concession to go to the school department and that it was more of an economic decision? Ms. Campbell responded that she doesn't recall discussion about this function transferring to the schools but it was included on the agreement they signed. What they signed was incomplete. Councilor McDonald responded that it should be clearly defined. They also need more supervisors and backup to do the job. Another classification may be needed for supervisory capacity. Councilor McDonald responded that perhaps the new pay scale would attract more candidates. Ms. Campbell responded that they only have one reserve at this time, but the new pay scale does not affect the reserves.

Councilor Mathews asked the administration if the traffic supervisors signed an agreement that they didn't see in full? Chief of Staff Langill responded that the agreement is 1.5 pages and MOA states that the transfer to the school department appears right above signatures and at Councilor Mathews' request, he read into the record the last paragraph again:

"Pursuant to the executed Memorandum of August 2014, the bargaining unit will be transferred to the Weymouth Public Schools (tentatively, September, 2017) and all terms and conditions of the Collective Bargaining Agreement shall remain in effect."

Councilor Mathews asked if changes to specific language regarding job duties and responsibilities might indicate an amendment is needed? Mr. Langill reiterated that none of the duties will change, but none are defined in the contract. Chief of Staff Langill responded that this MOA is just the changes to the CBA. The CBA remains in effect.

Superintendent Curtis Whipple noted that none of the current roles will be changed. They will work collaboratively with the WPD to transfer the current job description over to the school department.

Solicitor Callanan reviewed the process. The MOA encapsulates only the changes. Once it is signed the HR Director will take the changes from the MOA and incorporate them into the document. They have not signed the final contract as of yet. Councilor Mathews asked if the union has signed the final document? Councilor Hackett asked if this is SOP with each union- they vote on the MOA and not the Collective Bargaining agreement. Is this a change from the previous administration? Chief of Staff Langill responded that this is the process. They inherited cases where when there were changes, several MOA's in effect, and they clerically upgrade the entire agreement. Solicitor Callanan noted that going forward, every union contract would have a final version which incorporates all previously existing language and all changes.

Councilor Molisse asked Solicitor Callanan if the school department takes over this function, would school personnel be trained to back up the traffic supervisors. Councilor Haugh had suggested Weycare personnel might be able to step in. Some would not be able to. It would depend on how many hours they currently work. They suggest using only school office personnel to be trained to step in.

Superintendent Curtis Whipple noted it would be administrators or office staff who might be part of the reserve; teachers could not unless it were negotiated into their duties. If there were staff who were willing, they could sign on for the extra duty. Councilor Molisse asked if there would be nonunion people performing union duties? Superintendent Curtis Whipple responded not necessarily. If it were a before school duty they could do it as the current reserves are not union jobs. Chief Grimes likened it to per diem dispatch personnel in the police.

Councilor Haugh noted that the reserves are the third layer. The supervisors are first, then subs and then reserves. She asked if they would be directly responsible to the school principal? Dr. Curtis Whipple responded that the Director of Transportation Howard would have oversight for the supervisors. It will have to be worked out. She would like them to report directly to the principal, or to the principal through Ms. Howard. Councilor Haugh suggested the school principal knows their population best. Chief of Staff Langill noted that language was added that members must notify the department head for planned absences. Another option is that staff could be moved from one building to another if their schedules allowed.

Councilor Lacey asked if we are increasing the number of supervisors from 9. He suggested there should be 15. Was it discussed in negotiations? Do they plan to hire more? Chief of Staff Langill responded no. Councilor Lacey suggested this group has not been properly staffed for some time. The permanent Traffic Supervisors are assigned to specific locations.

Councilor Conlon noted that the reason Boston traffic supervisors have uniforms is because they belong to the police department and not the schools. The Weymouth group looks like a rag-tag bunch.

Maureen Campbell – noted that they had talked about moving around. Adams and Chapman are the only two that can do double-duty at the primary schools. They are working with one reserve, and most have accumulated personal time that they need to use before the end of the school year. They would certainly like the extra help.

Councilor Mathews noted there are funds in free cash after all the measures are passed. He asked the administration to put forward a measure for a reserve fund transfer to cover more reserves. Chief of Staff Langill responded that money isn't the issue, but attracting candidates is the problem. The town will spend what it needs to protect the students and staff.

A MOTION was made by Vice President Smart to close the public hearing on 17 074 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

17 036-Waterways Ordinance Revision-Chapter 12-100

A MOTION was made by Vice President Smart to open the public hearing on 17 036 and was seconded by Councilor Mathews. This was published on May 26, 2017. UNANIMOUSLY VOTED.

Paul Milone was invited to the table. Councilor DiFazio reported that this measure was referred to the Ordinance Committee on May 1, 2017. The committee met on May 30, 2017. They spent over an hour deliberating and recommend it be continued because there were so many comments on the ordinance.

Mr. Milone noted that the ordinance covers the tidal flow waters, and not the inland bodies of water. This is the third revision since he came on board. There are safety, organizational items that need to be revised for safety. It will cover moorings, shoreline, responsibility and organization, fines and fees. There are typographical errors, and comments to address. He looks forward to reviewing it with the legal department.

A MOTION was made by Vice President Smart to continue the public hearing on 17 036 to June 19, 2017 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A Motion was made by Vice President Smart to take item 17 074 out of order and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

17 074-Reorganization of the Police Department Services Section to Transfer School Traffic Supervisors to the School Department

Councilor Molisse reported that this matter was referred to the Committee on May 15, 2017. The Committee met on May 24, 2017 and again on June 5, 2017 and voted to forward to the full Town Council with a recommendation against favorable action, by a 2-2 tie of the committee. A public hearing was held on June 6, 2017.

On behalf of the Committee, a motion was made by Councilor Molisse against favorable action on measure 17 074; that the Town of Weymouth, through Town Council, pursuant to the Charter §5-1 and Ordinances, § 4-106, NOT amend the Town of Weymouth Code of Ordinances, Section 4-209(c)(1), by deleting same in its entirety and was seconded by Vice President Smart.

A substitute motion was made by Councilor Hackett for favorable action on measure 17 074; that the Town of Weymouth, through Town Council, pursuant to the Charter §5-1 and Ordinances, § 4-106, amend the Town of Weymouth Code of Ordinances, Section 4-209(c)(1), by deleting same in its entirety and was seconded by Vice President Smart.

Councilor Hackett noted that this issue has been in discussion for 17 years and these are some of the most caring town employees. Since 2000, every budget season a discussion comes up as to where this unit should be housed. She noted that the school department wants them, they will watch out for them and they will have the resources they need and deserve. She supports the move.

Councilor DiFazio suggested that indicative of tonight's discussion, the 2014 discussion, and the vote of committee, the reason it is up for transfer to the school department is suspect. The answer is on the last page of the measure; the department expects it will result in increased efficiency and smoother operations. If there are problems in the next year they will be remembered for this. He will take the administration at its word and support it.

Councilor Haugh supported the measure. She believes they will still be respected whichever department they fall under. They have a relationship with schools and students and she hopes and trusts that schools will help. Maybe it is good time for a change.

Councilor Lacey philosophically believes it should remain with the WPD; it's not ill intended, but a budgetary decision. He doesn't support the move or the motion.

Councilor Molisse reported he would not support the motion. It needs to be in the police department; it's a part of public safety, and should be upgraded within the police department. The School department comes before Council with needs every year; how will the school department fund it going forward?

Councilor McDonald reported that he agrees with Councilor Molisse. There should be more people to cover the schools. If it were a school department that had a security department that could cover it, he might consider supporting it, but as it stands he does not support. It is similar to having flaggers instead of police at details.

Councilor Mathews reported that he supports the measure. His questions were answered. It was agreed to in collective bargaining. The Council must review it again in the next budget season to ensure that the issues brought up here are addressed with the school department and the administration and any changes as a result of this are reviewed.

Vice President Smart asked Chief of Staff Langill if the administration would support a funding request for more traffic supervisors if it was requested. Mr. Langill responded that it is something they would look at. The contract was negotiated and is fully funded for FY18 in this budget. The rank and file had an opportunity to review and the majority were in favor and it was signed. The package is \$90,000; a 15% increase over FY17 which will be transferred to the school department. Vice President Smart reported that Ms. Campbell acknowledged the union negotiated and agreed to this contract. The Chief has said he will continue to support. The union membership had an opportunity to review it and signed and majority are in favor. The administration has also agreed to provide additional funding and assist in finding additional reserves. Collective bargaining is the biggest and best opportunity a union has to negotiate for wages, security and the safety of our children. Councilor Smart supports the substitute motion, based on the fact that the union looked reviewed it. He will monitor and stay in contact to make sure what was agreed to this evening continues. After the contract was signed, the administration was willing to provide additional items, not in the MOA; which show a willingness to work with the union. The issues in 2014 were different and there aren't parallels here. If the rank and file had voted not to support it, he would not either.

Councilor Conlon opposed the motion. The union was pushed around by the previous administration. They were threatened with charges for having made a public comment before Town Council that was against the bargaining law. Councilor Conlon responded that one of the administrators made the same comment. These are women who just want to do their jobs, this is a political thing and he doesn't like it. They are out on the street; not in the schools. They are the thin blue line; the same as the police officers out in the streets. Every officer in America from traffic supervisor to patrol officer to captain; they are all part of the family. The only reason they signed the contract is because they were forced to; it was all or nothing. They are a small union-as there are only ten of them.

Councilor McDonald also opposed it. Having negotiated bargaining contracts with small units; they didn't have the clout to push back. The economy also drove it; wages haven't increased significantly. The contract should be renegotiated and he does not support it.

Vice President Smart noted that to suggest that they know what was said in negotiations is a leap. They were not there. He was not, nor has he had a single communication from any member there. To suggest it was "take it or get fired" –that's not what collective bargaining is-it is a negotiation that goes back and forth. He doesn't want the message to be that the administration said "take it or leave it." None of them were there. It comes down to the hope that it was done in good faith.

Councilor Conlon reported that he was not there but it was told to him by certain individuals that they felt that they were bullied.

President O'Connor reported that he understands the concerns and frustrations of the traffic supervisors. Over the course of his twelve years on the Council, he has seen prior administrations not treat them fairly, but they have a collective front here in the Chief of

Police, the school superintendent and the administration, all of whom he trusts their word that the job will not change. Wages will increase and it will be a transition to the school department, where their core functions and responsibilities currently lie. The police department will continue to provide training and as a pragmatic approach, this makes sense. The fact that it was collectively bargained, and ratified by the union goes further to the point that something needed to be changed. It has been a contentious matter for a long time. This is hopefully a step to progress. It takes special people to do these jobs and he hopes this closes a chapter.

Councilor Molisse read the measure into the record:

“That the Town of Weymouth, through Town Council, pursuant to the Charter §5-1 and Ordinances, § 4-106, NOT amend the Town of Weymouth Code of Ordinances, Section 4-209(c)(1), by deleting same in its entirety

A Roll Call vote was taken:

Councilor Conlon-NO
Councilor DiFazio-YES
Councilor Hackett-YES
Councilor Haugh-YES
Councilor Lacey-NO
Councilor Mathews-YES
Councilor McDonald-NO
Councilor Molisse-NO
Vice President Smart-YES
President O’Connor-YES

The VOTE PASSED 6/4.

(At this time, at 9:35 PM, Councilor Hackett left the meeting.)

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

17 076-Fiscal Year 2017 Department of Public Works Budget Transfer Request

Administrative Services Coordinator, Nicholas Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$50,000 from the Department of Public Works Gasoline Account to the Street, Sidewalk Maintenance Account for the purpose of funding street line painting.

A MOTION was made by Vice President Smart to refer measure 17 076 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 077-Water Retained Earnings-Libbey Park Well Upgrades and Improvements

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$125,000 from the Water Enterprise Fund's Retained Earnings for the purpose of funding the costs associated with the Water Treatment Plant Improvements.

This is item #52 in the Capital Improvements Plan- Buildings, Grounds and Equipment.

A MOTION was made by Vice President Smart to refer measure 17 077 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 078-Water Retained Earnings-Water Main Improvements

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$500,000 from the Water Enterprise Fund's Retained Earnings for the purpose of funding the costs associated with water main improvements for the Town's water distribution system.

This is item #51 in the Capital Improvements Plan- Buildings, Grounds and Equipment.

A MOTION was made by Vice President Smart to refer measure 17 078 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 079-Reserve Fund Transfer-Appraisal Services for Safe Routes to School Project

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$9,600 from the Reserve Fund to Planning Department- Other Professional Services for the purpose of appraisal services related to the Safe Routes to School Project at the Pingree School, 1250 Commercial Street.

A MOTION was made by Vice President Smart to refer measure 17 079 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 080-Reserve Fund Transfer-Housing Production Plan

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$4,408 from the Reserve Fun to Planning- Other Professional Services for the purpose of funding costs associated with the development of the Housing Production Plan.

A MOTION was made by Vice President Smart to refer measure 17 080 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 081-Reserve Fund Transfer-Copier Purchases

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$33,700 from the Reserve Fund to an 02 Fund for the purpose of purchasing seven copiers for various town departments.

A MOTION was made by Vice President Smart to refer measure 17 081 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 082-Insurance Payment Purchase of Police Department Replacement Vehicle

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth authorize the Weymouth Police Department to expend \$15,171.50 from Insurance Reimbursements and \$18,000 from the Reserve Fund Account for the purpose of purchasing a vehicle to replace one that was deemed a total loss by MIIA after a motor vehicle accident.

A MOTION was made by Vice President Smart to refer measure 17 082 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 083-Insurance Payment Purchase of Fire Department Replacement Vehicle

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth authorize the Weymouth Fire Department to expend \$34,236.55 from Insurance Reimbursements (fund 4902) and \$5,155.64 from Insurance Reimbursements (fund 5203) for the purpose of purchasing a vehicle to replace one that was damaged beyond repair due to a motor vehicle accident.

A MOTION was made by Vice President Smart to refer measure 17 083 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 084-Free Cash for MSBA Feasibility Study-Schematic Design Phase of School Boiler Replacement

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$150,000 from free cash for the purpose of funding costs associated with the Feasibility Study-Schematic Design Phase of the MSBA Accelerated Repair Program for the Wessagusset and Hamilton School Boiler replacement.

A MOTION was made by Vice President Smart to refer measure 17 084 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 085-Reappointment to the Waterfront Committee-Herb Clifford

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth reappoint Herb Clifford of 140 North Street to the Waterfront Committee for a term to expire on June 30, 2019.

A MOTION was made by Vice President Smart to refer measure 17 085 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 086-Appointment to the Board of Elder Services-Michelle Campbell

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth appoint Michelle Campbell of 116 Thompson Road to the Board of Elder Services for a term to expire on June 30, 2017.

A MOTION was made by Vice President Smart to refer measure 17 086 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 087-Appointment to the Waterfront Committee-Karen Graham

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth appoint Karen Graham of 514 Pleasant Street to the Waterfront Committee for a term to expire on June 30, 2020.

A MOTION was made by Vice President Smart to refer measure 17 087 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 088-Appointment to the Planning Board-Kenneth Padula

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth appoint Kenneth Padula of 88 Hanian Drive to the Planning Board for a term to expire on June 30, 2019.

A MOTION was made by Vice President Smart to refer measure 17 088 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 090-Appointment to the Board of Library Trustees-Matthew Tallon

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth appoint Matthew Tallon of 105 Trefton Avenue to the Board of Library Trustees for a term to expire on June 30, 2020.

A MOTION was made by Vice President Smart to refer measure 17 090 to the Budget/Management Committee and was seconded by Councilor Mathews.
UNANIMOUSLY VOTED.

17 091-Appointment to the Board of Library Trustees-Dominic Paulo

Mr. Bulens requested on behalf of the Mayor that the Town of Weymouth appoint Domini Paulo of 983 Middle Street to the Board of Library Trustees for a term to expire on June 30, 2020.

A MOTION was made by Vice President Smart to refer measure 17 091 to the Budget/Management Committee and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

REPORTS OF COMMITTEES

Budget/Management Committee-Chairman Michael Molisse

Councilor Molisse reported that the Budget/Management Committee met to deliberate the following measures:

17 022-Reserve Fund Transfer-Human Resources

This matter was referred to the Budget/Management Committee on April 18, 2017. The Committee met on May 27, 2017 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 17 022; that the Town of Weymouth transfer the sum of \$2,269 from the General Fund Reserve to the Human Resources Salary account for the purpose of funding additional personnel hours needed to implement changes required by the Commonwealth's Group Insurance Commission (GIC) and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 037-Appointment to the Board of Registrars-James Boddie

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 24, 2017 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 17 037; that the Town of Weymouth appoint James Boddie of 215 Sheri Lane for appointment to the Board of Registrars for a term to expire on June 30, 2020 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 058-CPC Funding-Puritan Road Flood Mitigation

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 24, 2017 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 17 058; that the Town of Weymouth appropriate \$132,500 from the Community Preservation Unreserved Fund to fund expenses associated with the construction of the Puritan Road Culvert. These funds will be used as a 25% match for a Coastal Zone Management grant that the Town is currently pursuing. The motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 060-Free Cash for Commercial Street Bridge Replacement Project

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 060; that the Town of Weymouth transfer the sum of \$500,000 from free cash for the purpose of funding costs associated with Commercial Street Bridge Replacement project. This funding will serve as a match to the \$500,000 in grant funding received through the MassDOT Municipal Small Bridge Program. The motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 061-Free Cash for Council Chamber Upgrades

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on 6/5.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 061; that the Town of Weymouth transfer the sum of \$25,000 from free cash for the purpose of funding costs associated with upgrades to the Council Chambers at Town Hall and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 062-Free Cash for Fire Station 1

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 062; that the Town of Weymouth transfer the sum of \$200,000 from free cash for the purpose of funding costs associated with repairs to Fire Station 1 with the purpose of improving work and living conditions. The motion and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 063-Free Cash for Herring Passage and Smelt Habitat Restoration Project

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 063; that the Town of Weymouth transfer the sum of \$600,000 from free cash for the purpose of funding the costs associated with the Herring Passage and Smelt Habitat Restoration Project and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 064-Free Cash for OPEB Trust Fund

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 24, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 064; that the Town of Weymouth transfer the sum of \$200,000 from free cash to be transferred to the Town's OPEB Trust Fund and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 065-Free Cash for Streetlight Audit

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 065; that the Town of Weymouth transfer the sum of \$150,000 from free cash for the purpose of funding costs associated with an engineering audit of the Town's streetlights and was seconded by Vice President Smart. VOTE PASSED, 8/0 (Councilor Molisse-recusal).

17 066-Free Cash for School IT

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 066; that the Town of Weymouth transfer the sum of \$675,000 from free cash for the purpose of funding costs associated with the purchase of School IT needs as identified by an Independent Technology Review and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 067-Free Cash for Police Body Armor and Security Upgrades

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 24, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 067; that the Town of Weymouth transfer the sum of \$160,000 from free cash for the purpose of purchasing body armor and upgrading access and security at the Police Station and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 068-Free Cash for Multi-Purpose Tractor with Mower and Snow Plow

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 068; that the Town of Weymouth transfer the sum of \$150,000 from free cash for the purpose of purchasing a multipurpose tractor with flail mower with M-Trim and sidewalk tractor with snow plow and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 069-Free Cash for Voting Machines and Booths

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 24, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 069; that the Town of Weymouth transfer the sum of \$173,160 from free cash for the purpose of funding costs associated with purchasing new voting machines and booths and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 070-Free Cash for WHS Expansion Joints

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 and voted to forward to the full Town Council with a recommendation for favorable action. A public hearing was held on June 5, 2017.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve measure 17 070; that the Town of Weymouth transfer the sum of \$325,000 from free cash for the purpose of funding costs associated with replacing failing HVAC expansion joints at the Weymouth High School and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 071-Reserve Fund Transfer-Libraries

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 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 17 071, as amended; that the Town of Weymouth transfer the sum of \$13,000 from the Reserve Fund to the following line items:

- \$5,000 to the Library-Maintenance Overtime line item to fund increased expenses resulting from staff out on medical leave for the first four months of FY17 and another staff member resigning

- \$8,000 to the Library-Elevator Maintenance line item to fund elevator repairs at the Tufts and Pratt branches which the new state elevator inspector required. The work has been completed and the invoice is awaiting payment.

The motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 072-Reserve Fund Transfer-Salary Reserve

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 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 17 072, as amended; that the Town of Weymouth transfer the sum of \$350,000 from the Reserve Fund to an 0002 Fund for the purpose of funding the costs associated with any potential salary increases due to employee bargaining unit contract settlements and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 073-Reserve Fund Transfer-Town Clerk

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 24, 2017 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 17 073; that the Town of Weymouth transfer the sum of \$9,079 from the Reserve Fund to the following line items:

- \$3,531 to the Town Clerk - Salaries line item to fund increased expenses resulting from the ratification of the Collective Bargaining Agreement with SEIU, Local 888
- \$3,267 To the Town Clerk - Elections and Registrars Salaries line item to fund increased expenses resulting from the ratification of the Collective Bargaining Agreement with SEIU, Local 888
- \$2,281 to the Town Clerk - Election and Registrars Overtime line item to fund increased expenses resulting from the implementation of early voting

A copy of the new CBA can be found on the Human Resources page of the Town website under “Union contracts and MOAs.”

This motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

17 075-Reserve Fund Transfer-General Fund

This matter was referred to the Budget/Management Committee on May 15, 2017. The Committee met on May 31, 2017 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 17 075; that the Town of Weymouth transfer the sum of

\$62,340 from the General Fund Reserve to provide for principal and interest debt expenses noted below.

To Line Item	Amount	Description
17109625-510000	\$10,684	Water principal
17109730-591000	\$48,660	Sewer principal
17519730-591500	\$2,996	Sewer interest
Total	\$62.340	

And, that the Town increase the Water Enterprise indirect cost transfer to the Town General Fund by \$10,684 and increase the Sewer Enterprise indirect cost transfer to the Town General Fund for Water and Sewer Enterprise related debt expenses.

The motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

Ordinance Committee-Chairman Kenneth DiFazio

Councilor DiFazio reported that the Committee met on May 29, 2017 to deliberate the following measures:

17 036-Waterways Ordinance Revision-Chapter 12-10

This matter was referred to the Committee on May 1, 2017. A public hearing was held on June 5, 2017 and continued to June 19, 2017. He urged all residents, particularly those in North Weymouth who are boat owners to review the proposed ordinance on the town website.

Request/Petition for Moratorium on New Construction Pending Review of Zoning By-Laws

Councilor DiFazio reported that the Planning Department presented a round of proposed ordinances several months ago, after a constituent request for a moratorium on new construction that the committee has been reviewing and another round of proposed ordinance changes has been presented. There is nothing further on this matter.

NEW BUSINESS

Councilor McDonald suggests that the Council send a letter to the administration and MassDOT regarding a moratorium on rush hour lane closures on the Fore River Bridge while the bridge has been reduced to single lanes on each side.

A motion was made by Vice President Smart to add a late agenda item and was seconded by Councilor Lacey. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to consider the item under 2-9(b) for Same Night Action and was seconded by Councilor Mathews. Councilor Mathews suggested the Coast Guard be included in the correspondence. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to send a letter to MassDOT, including Councilor Mathews' request to include the Coast Guard, and any other federal, state, city

or other resource of benefit, and was seconded by Councilor Mathews. Councilor Conlon suggested they not include the Coast Guard; they will just say no. Councilor Haugh thanked Councilor McDonald for bringing the matter forward. The major backups today were a result of the bridge opening during rush hour. She offered to work with the Council staff to make sure all interested parties are copied in the letter. UNANIMOUSLY VOTED.

ADJOURNMENT

The next Town Council meeting is scheduled for Monday, June 19, 2017. At 10:12PM; there being no further business, a MOTION was made by Vice President Smart to adjourn the meeting and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Respectfully Submitted by Mary Barker as Recording Secretary

Approved by Patrick O'Connor as Town Council President

Approved unanimously by Town Council on 5 September 2017