

MINUTES OF THE TOWN COUNCIL
Town Hall Council Chambers
April 4, 2011 - Monday

Present: Arthur Mathews, President
Patrick O'Connor, Vice President
Robert Conlon
Kenneth DiFazio
Ed Harrington
Thomas J.Lacey
Brian McDonald
Michael Molisse
Victor Pap, III
Michael Smart
Kevin Whitaker

Not Present: Frank Fryer, Town Clerk

Also Present: George Lane, Town Solicitor
Kathleen Deree, Assistant Town Clerk
Richard Swanson, Town Auditor
James Clarke, Director, Planning & Community Development
Michael Chiasson, Acting Director, DPW
David Tower, Water Superintendent
Rob MacLean, Director of Libraries

Recording Secretary: Mary Barker

President Mathews called the Town Council Meeting to order at 7:30 PM. Following the Pledge of Allegiance, Assistant Town Clerk Kathy Deree called the roll, with all members present.

ANNOUNCEMENTS

Councilor Pap announced that the US Coast Guard is accepting public comments for the design of the Fore River Bridge. Comments can be mailed or faxed; email comment is not accepted. He also commended the Council for their efforts in unanimously voting a resolution in support of a bascule or drawbridge design.

Councilor Smart announced the Pond Plain Improvement Association will hold its *Chili and Cheesecake Fest* on May 21, 2011. Cheryl Taylor is the contact for information (335-3415 or cat978@comcast.net)

Vice President O'Connor, on behalf of the Council, congratulated President Mathews and his wife Karen on the birth of their second son, Austin Mathews on March 23, 2011.

President Mathews announced that there will be a Special Town Council Meeting on April 11, 2011 with three public hearings- Charter Review Committee Recommendations and two utility petitions, for Sportsmans Way and Myrtle Street.

MINUTES

Ordinance Committee Meeting Minutes of February 22, 2011

A MOTION was made by Vice President O'Connor to approve the minutes of the February 22, 2011 Ordinance Committee meeting and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

Town Council Meeting Minutes of February 22, 2011

A MOTION was made by Vice President O'Connor to approve the minutes of the February 22, 2011 Town Council meeting and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

Town Council Meeting Minutes of March 7, 2011

A MOTION was made by Vice President O'Connor to approve the minutes of the March 7, 2011 Town Council meeting and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

RESIDENT AND COMMUNITY COMMENT

Trisha Pries of 15 Woodbine Road-Herring Run Season Management

Ms. Pries provided a copy of her comments to the Council. She reported on the two herring slaughters during the herring run last spring. The first occurred during the run when herring coming up the Back River to spawn in Whitman's Pond ended up going into a dead-end tunnel; the second in July when the herring were returning back down the ladders and the level in Whitman's Pond dropped dramatically within days. The town was pumping out from the south cove of Whitman's Pond and flowing down the ladders. Both events were avoidable. She expressed her concern with the apparent lack of commitment by the town to preserve the Herring Run and Whitman's Pond. There are currently five state-level organizations looking at Whitman's Pond. The Massachusetts Division of Wildlife and Fisheries has noted the Back River is an area of critical concern, and all of Whitman's Pond, Great Pond and part of its watershed are listed as core habitat and critical natural landscapes. Additionally, Whitman's Pond and the Back River have been included in a new Habitat Initiative funded by the MA Environmental Trust led by the Urban Harbors Institute and the MA Bay Program. This initiative is to develop a habitat protection strategy. The DEP, under its Sustainable Water Management Initiative has Whitman's Pond on its radar. Ms. Pries reviewed past recommendations in a feasibility study conducted in 1983, which included a set of operating rules be established by the town's Water Department to minimize the use of Whitman's Pond as a secondary water supply and tolerates some variation in water levels of Great Pond before pumping from Whitman's Pond. In 1995, the Whitman's Pond Restoration Committee developed a management plan with the first item in the recommended plan being to minimize pond variations. Drawdown is the biggest threat to Whitman's Pond and the Herring Run. She asked why the 1983 and 1995 recommendations have been ignored. She provided the Council with a copy of the Weymouth Water Supply Regulatory Report, which is produced with support from the EPA-- to look at the effect of the development of the base on Weymouth's water supply. The most disturbing fact in the report is that currently the only entity that can ensure Whitman's Pond is not drawn down to levels detrimental to the pond and the Herring Run is the Town of Weymouth. The report notes Weymouth withdraws an average of 4.17 million gallons per day from current water sources. This number, not including the ten percent estimated usage by the fire department, has system leakage with 4,013 gallons below its permitted and registered withdraw volume of 5 million gallons per day. Weymouth's current agreement is to supply an additional 245,000 gallons per day to Tri-Town for Phase I of the base development. Currently, Weymouth provides approximately twenty percent of the contractually obligated 245,000 gallons per day to the base. The available 413,000 gallons, less the contractually obligated 225,000, leaves Weymouth with 188,000 gallons per day for other town

use or to accommodate weather related or man-made emergencies.

Ms. Pries reviewed the pictures in the report with evidence of drawdown, and not as a result of evaporation and minimal rainfall, since Great Pond did not similarly experience low levels. She noted that Weymouth does not have the water it thinks it has. The final Environmental Impact Report for the base redevelopment notes that “an approved water source be in place before construction on the base began” and the preferred water source noted as the MWRA, not Weymouth. If Weymouth needs to hook up to the MWRA at some point because of this obligation, with initial permit fees in the area of \$25 million, not including any infrastructure costs, and assuming no debt service, the cost for an average family of four would be \$2,000. She noted it’s not surprising that a developer would look to any other source than pay this fee. MWRA rates are currently 3-5 times greater than the current Weymouth water rates and last year there was a 4.6 percent increase. Ms. Pries reviewed the impact on the average family. The enabling legislation for the base development was for the project to be of benefit to the towns and at no cost to the taxpayers. Already with the current stimulus funding the state bonding for the East-West Parkway, in addition to Tri-Town needing to buy back roads and entranceway from LNR, this project has cost taxpayers, by her calculations, upwards of \$100,000 million, but Weymouth is set up only to get financial benefit from selling water it appears it really doesn’t have. Both the herring and the taxpayers are paying in order for LNR to maximize its profit structure. The last water agreement set Weymouth up as apparent water supplier to Tri-Town but there is nothing in that agreement for an initiation fee for LNR, similar to what the MWRA demands for a town to hook into its water system. Rockland and Abington charge new development fees for water; she questions what Weymouth charges for such hook ups. In LNR’s budget proposal, the state is expecting it to show revenue generation to justify the investment in the East West Parkway. She questions where in this budget is it indicated that revenues are generated for Weymouth. She asked why if the town is not receiving revenue, would Weymouth taxpayers need to spend \$100 million for the project, and why would it risk a potential future hook up to the MWRA with the subsequent water rate hikes, and why is it set up to sacrifice natural resources, such as Whitman’s Pond and the Herring Run? She noted that Tri-Town has just hired a lobbyist, and is paying a PR firm to handle the backlash from violating a state ban on lobbyists working for quasi-public agencies such as Tri-Town. She asked where the person lobbying on behalf of the Town of Weymouth and its current residents? The development of the base is supposed to be of sustainable economic benefit to the towns and at no cost to the taxpayers. Housing is not an economic engine but a result of a sustainable economy and currently, the whole economy is stalled. She asked why there isn’t more of an outreach from the Council. She contended that the base development hasn’t gotten off the ground perhaps because it shouldn’t. It’s costing everyone too much, except the developer. She asked the Council to do what is in its power immediately, to implement the recommendations in the Pond Management Plans previously done for the town, and reduce the drawdown of Whitman’s Pond and ensure there are no avoidable herring slaughters this year.

She also asked the Council to review the Safe Yield Report and review the assumptions and modeling in that report. Weymouth can’t give what it doesn’t have to a developer whose only interest is making money at everyone else’s expense. In Rockland, there is precedent in this type of case. Weymouth should not destroy Whitman’s Pond and the Herring Run to uphold any agreements that were based on incorrect assumptions, particularly if the report used is by a firm that also did work for LNR. The importance of the Back River, Whitman’s Pond and the Herring Run and its role in the Greater Boston ecosystem is well known, but it appears Weymouth’s custodial responsibilities are being ignored. The herring are feeder fish for the larger fish the fishing industry relies on to provide a food source. With catch limits always pressing, she is unsure why Weymouth does not take the lead in protecting its natural resources.

Councilor DiFazio asked that the Council be given a copy of Ms. Pries' comments.

A MOTION was made by Vice President O'Connor to refer the Herring Run and Whitman's Pond pieces of Ms. Pries' presentation to the Public Works Committee and was seconded by Councilor Smart. President Smart reported that when Ms. Pries requested to be on the agenda, he reached out to the Herring Run warden, George Loring, and the acting Director of the DPW, Michael Chiasson, and had a discussion regarding the season management. One of the causes of the problems from last year, the gate, is currently under repair. The DPW has purchased a net that will be used at the flood control gate, to secure fish from being trapped if the gate gets stuck open. The DPW director candidate was also in the audience, and he had a chance to review the report presented by Ms. Pries. UNANIMOUSLY VOTED.

PUBLIC HEARINGS

11 023-Appropriation-Waterways Fund

A MOTION was made by Vice President O'Connor to OPEN the public hearing on item 11 023 and was seconded by Councilor Smart. This item was published on March 25, 2011. UNANIMOUSLY VOTED.

William McKinney and Paul Milone, Harbormaster were invited to the table. The request is for \$6,000 for engine overhaul of the *SeaWatch* vessel which patrols Weymouth's waters, due to parts cost increase. There were no comments from the public.

A MOTION was made by Vice President O'Connor to CLOSE the public hearing on item 11 023 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 024-Appropriation-Fire Department Equipment

A MOTION was made by Vice President O'Connor to OPEN the public hearing on item 11 024 and was seconded by Councilor Smart. This item was published on March 25, 2011. UNANIMOUSLY VOTED.

Mr. McKinney reported to the Council that this measure allows for prepayment of a lease for one truck, removing the charge from the operating budget. In FY 11, there is \$258,000 in the budget for the lease payments of two trucks purchased by the town. One of them is a final payment and without any further action the equipment line in this budget would be \$100,000 next year. This measure allows for prepayment of the lease payments remaining and will allow the department to utilize the funds to hire an additional fire fighter. There is a net savings of \$15,000 by prepaying. The lease is actually a payment financing structure that allowed for payments to be distributed over the course of four years; the town owns the equipment.

Councilor DiFazio noted that this is essentially freeing up cash for the purpose of funding a position. Councilor Lacey asked how many positions the savings will fund. Mr. McKinney responded one. There were no comments from the public.

A MOTION was made by Vice President O'Connor to CLOSE the public hearing on item 11 024 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

At 8:00 PM, a MOTION was made by Vice President O'Connor to take a five minute recess while the live feed transmission technical difficulties WETC is experiencing can be remedied. The meeting reconvened at 8:05 PM.

Councilor Mathews reported that WETC was not able to re-establish the video feed, but reported that the Mayor's budget presentation is a power point presentation which will be available for viewing on the town web site on 4/5/11 and will be presented again at the Annual Town Meeting next month.

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

Presentation of Fiscal Year 2012 Budget- Mayor Susan Kay- William McKinney, Chief Financial Officer

Mayor Susan Kay read the following address to the Town Council:

"Dear Councilors:

"I hereby submit my proposed operating budget for Fiscal Year 2012 to the Town Council as required by the Town's Charter.

"I am pleased to report that this budget reflects level service funding from FY11. For the first time in three years, we are able to show small growth as opposed to cutting and slashing.

"As you know, the past several years have been very difficult for all of us. We have all had to do more with less. While this budget does not get us back to where we need to be, it does stop the declines, service cuts, and layoffs that we have had in the past. I want to thank the residents of this great town for their patience and understanding and I also want to thank the town employees for stepping up and working hard to maintain the high standards that the taxpayers deserve and have come to expect. I plan to reopen Town Hall on Wednesdays as soon as possible.

"The Fiscal Year 2012 budget totals \$130,273,073. This budget is an increase of \$4,113,976, or 3.3% from Fiscal Year 2011 but only an increase of 3.1% over the Fiscal Year 2008 budget. More than half of this budget's increase is applied to the School Department budget to meet the 'level service amount' of \$54,205,002. The FY2012 operating budget for the general fund projects no reliance on one time cash reserves. This has been recommended by the Department of Revenue.

"On the revenue side, there are two key factors driving the increase. The first is net state aid. The Governor has proposed that this item will increase by \$2.36 million over FY11. This is comprised of an increase in net school aid of \$3.06 million and a decrease in general government aid of \$700,000. The other driver of course is property taxes. Proposition 2 ½ allowable increase plus new growth will total \$2.4 million.

"While it would be great for the town if we were to receive the full amount of the Governor's proposed increase, we cannot realistically budget for that full amount. Other revenue sources are decreasing. That is why we are projecting a net revenue increase of \$4,113,976.

"On the expense side, fixed costs continue to dominate the budget. Our health insurance costs have increased by over \$900,000, a 5% increase, which would have been much higher if we had not joined the Group Insurance Commission in FY10.

"The total school department appropriation is recommended at \$54,205,002 which is an increase

of 5.2% over FY11. This amount was requested at their public hearing held on February 17, 2011. The School Committee actually voted a higher amount of \$55,599,430 on March 10, 2011. This was due to the Governor's budget recommending an additional \$3 million in Chapter 70 aid. A net school spending deficit will remain, which we will reduce with the \$550,000 that has already been appropriated. An additional amount to be determined at a later date will be recommended to Council for action. We cannot expect to eliminate such a large deficit in one year. I will stay focused on the need to lower it as additional funding becomes available.

"Other changes in this budget include salary increases for several unions that were finally ratified this year after negotiating for over three years, and an increase in the rubbish collection costs due to increases in fuel (the increase has not been passed on to the fee that residents pay).

"Funding for 'phased out' positions in the DPW Department will allow the hiring of two additional laborers. We are anticipating reductions in the funding of some of our grants and have shifted some of those costs to this budget. Exempt employees have not received a salary increase since July 1, 2006. These individuals have taken on additional work due to lower staffing necessities through unfilled vacancies over the past three years. I am proposing a 4% increase for these employees. This works out to an average of less than 1% per year for the five years. Elected officials, appointed boards and committees are not included in this increase.

"I am recommending the removal of a \$100,000 amount meant to fund the lease payment of a fire engine. One of the engines has been paid off so the budgeted amount would have decreased from \$258,000 in FY11 to \$100,000 in FY12. This lease prepayment will allow for the hiring of an additional fire fighter.

"The Capital Improvement Plan submitted to Council on March 1, 2011 demonstrates all we have accomplished and identifies priorities for the next five years. Investing in our capital needs is critical for the long term health of our community. Under the current circumstances, there will be no requests for new capital projects despite several needs. However, we have been able to fund a number of these requests from free cash. These measures have been submitted to Town Council and noted where they were in the Capital Plan. Our debt service for FY12 is \$9,907,536 which is a decrease of \$362,726 from FY11. Our bonding capacity is \$369,370,490 and we have \$100,432,399 in debt obligations.

"I do not plan on requesting a supplemental appropriation until the Legislature and the Governor enact a FY2012 budget and the Department of Revenue has announced the impact of that budget on Weymouth. Normally, this process is completed in July.

"Free cash for FY2012 is estimated to be \$1,000,000. This calculation is based upon projected receipts from various tax title properties and unexpended line items contained within the FY2011 budget. This number is dependent upon our collection rate for FY11. If receipts for motor vehicle excise and real estate taxes fall below those levels in the fourth quarter, we could experience a revenue deficit during Fiscal year 2011, our current fiscal year. I will report to you the collection rate at our annual town meeting, which is usually two weeks following the due date of the 4th quarter real estate tax.

"I have included the Community Preservation Committee budget with no specific project requests. The committee is currently reviewing requests and will be presented at a later date. I have made no changes from what was presented to me by the Committee. The budget has been requested at \$686,450, a decrease of \$33,299 from FY2011.

“The Sewer Department budget will increase slightly due to a projected increase by MWRA. Like the Sewer Department, the Water Department budget will increase by 4.2% driven by debt cost associated with the new water treatment plant.

“I have submitted several additional measures in this budget booklet for deliberation before Council. They consist of: \$245,000 for police cruisers, \$80,000 for fire department turnout gear, \$400,000 for the snow and ice deficit, and \$3,839.64 for prior year unpaid bills. I look forward to discussions and deliberations on the budget.

“As always, my staff is available to assist you in your deliberations.”

During the Mayor’s presentation, the video feed was resolved by WETC.

Chief Financial Officer, Bill McKinney provided a power point presentation of the budget. It reflects a level service, and reflects the current economy. It does not rely on free cash, nor impose any fee increases to the residents. It continues to invest in education and projects town hall to reopen on Wednesdays during the fiscal year. The FY 2012 revenue sources were reviewed; 62% derived from property taxes, 25% local aid, 4% excise taxes and 4% transfers in (indirect costs from Water and Sewer Enterprise and trash fees), 2% local receipts and 1% all other. Because of the high reliance on local aid, this budget relies on the whim of the legislature. Other communities have higher reliance on property tax. It makes it difficult to project an actual budget without knowing the local aid figure. This budget reflects an anticipated \$100,000 drop in local receipts; local aid is expected to increase by 1.7 million over the FY11 budget. Transfer funds from water, sewer, debt service and personnel indirect costs are all down. Miscellaneous receipts are also down. Property and excise taxes are expected to increase by \$2.9 million and interest and penalties up by \$160,000. All of these factor in to an increase of \$4.1 million from FY11.

Mr. McKinney then reviewed the FY12 pensions and benefits expenses which is a major cost driver for the town: 42% education; 13% public safety, 7% debt service, 7% DPW, 6% general government, 2% state assessments, 1% all others. Mr. McKinney then provided a breakdown of the costs not provided in the school budget that the town funds, many of which count towards net school spending. These includes pension for non-teachers, \$2.9 million debt and health insurance. The expense change from FY11 is also 4.1%. He then reviewed the police salaries and salaries for all other non-school employees. Fire and police departments both have received 6% raises, which the fire department had built into its budget in FY11. The police raises are carrying over into FY12, but reflect a three year negotiated contract with two zero years. The non-school expenses are increasing only by \$200,000; debt is down. There have been no new capital projects. State assessments are up. Health insurance is up \$940,000 or 5% over last year. \$300,000 of the pensions and benefits decrease is due to a decrease in unemployment costs. There are no layoffs planned. There is also a decrease in the unemployment and pension contributions which is attributable to fewer employees. The school department portion of the \$4.1 million increase is \$2.7 million.

He then reviewed the net school spending figures. FY12 is expected to be \$64.6 million. Several collective bargaining agreements ratified contracts through FY12: SEIU-custodial and town hall clerical, AFSCME, DPW, Library employees, police dispatchers, School Dept. Unit A teachers, School van drivers and maintenance workers. Others ratified through FY10: Fire firefighters and Police-patrol and superior officers and all school unions except Unit B are settled through FY09.

Mr. McKinney then reviewed free cash which is estimated at \$1 million. Collections have decreased on real estate and motor vehicle excise taxes; they will be better known once the May

1st collection deadline has been met. The collection report will be updated at the Annual Town Meeting.

He then reviewed other considerations for FY2012- there are no requests for new capital expenditures. Community Preservation Act budget is \$33,300 less than FY11; Sewer Department budget is slightly higher than FY11 due to the projected MWRA rate increase; Water Department is up 4.2% due to debt costs associated with the new water treatment plant.

Councilor Lacey asked what the driver of the increase of \$1.9 million increase in the tax revenue and whether the town was within the safeguard with net school spending. Mr. McKinney responded that the driver to the increase is the 2 ½ allowable new growth and that the town is within the percentage allowed without losing local aid- 4% and the town is allowed within 5%.

Councilor Smart asked about the added revenue stabilizes in the Water Department Enterprise Fund and if it will be possible to reduce water rates. Mr. McKinney responded that it will depend on the debt bonding. Mayor Kay responded that it will be a goal to look at.

Councilor Pap asked if the school committee's voted budget is the budget that was presented. Mayor Kay responded that the lower amount, \$54 million is the budget presented. He wondered why the school committee voted a different amount. Mayor Kay responded that the public hearing by the school committee did not end in a vote. \$54 million was presented as a level service; the reason for the higher amount was due to the Governor's budget numbers.

Councilor DiFazio asked about the net school spending. Mr. McKinney responded with the items in town's costs that are included in net school spending.

Councilor Conlon asked about retired school employees and Medicare as a first payer.

Councilor Whitaker asked for further information on the cumulative amount of the shortfall in net school spending. Mayor Kay noted they may catch up and the formula will make the town in better standing.

Vice President O'Connor thanked the Mayor and her administration for making catching up on the net school spending shortfall a priority to meet state mandated requirements.

Mr. McKinney proceeded to presented the budget measures:

11 025-General Government Annual Appropriation (Segregated according to department and coded alphabetically)

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$130,273,073 to provide for all the expenses for the maintenance and operation of the town's several departments and activities for the fiscal year 2012. Sources of funding for said expenditures is outlined in the revenue projection which is attached hereto and incorporated herein; furthermore the sum of \$40,000 is appropriated from the Waterways Fund to meet some of the needs of the Harbormaster's program.

A MOTION was made by Vice President O'Connor to refer item 11 025 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 026-Revolving Accounts Annual Authorization

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth authorize the creation of the following revolving accounts, in accordance with MGL, Ch. 44, §53E 1/2 for fiscal year 2012 account 5210 for Parks and Recreation established by MGL Ch. 44 §53D; furthermore that each of these revolving accounts is permitted to accept funds in the aggregate to the limit set forth below and expend those funds to the limit herein expressed with the consent of the Mayor.

A MOTION was made by Vice President O'Connor to refer item 11 026 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 027-Gift Accounts Annual Authorization

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth authorize the creation of the following gift account, in accordance with MGL Ch.44, §53; furthermore that each of these donation accounts is permitted to accept gifts and/or donations in the aggregate to the limit set forth below and expend with the consent of the Mayor those funds to the limit herein expressed.

A MOTION was made by Vice President O'Connor to refer item 11 027 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 028-Unpaid Bills

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$3,839.64 from Free Cash for the purpose of paying unpaid bills.

A MOTION was made by Vice President O'Connor to refer item 11 028 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 029-Reappropriation for Snow Removal

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth re-appropriate the sum of \$235,262.71 from account 0232 0785 for the purpose of supplementing the FY11 snow removal budget.

A MOTION was made by Vice President O'Connor to refer item 11 029 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 030-Free Cash-Additional FY11 Snow Removal Appropriation

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$164,738 from free cash for the purpose of supplementing the FY11 snow removal budget. This amount is to be placed in Fund 00002 and any unexpended balances as of June 30, 2011 are to fall to Free Cash.

A MOTION was made by Vice President O'Connor to refer item 11 030 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 031-Free Cash-Police Cruisers

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$245,000 from free cash for the purpose of funding the costs associated with the purchase of seven police cruisers.

A MOTION was made by Vice President O'Connor to refer item 11 031 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 032-Free Cash-Fire Department Turnout Gear

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$80,000 from Free Cash for the purpose of funding the costs associated with the purchase of Fire Department turnout gear.

A MOTION was made by Vice President O'Connor to refer item 11 032 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 033-Sewer Enterprise Fund Annual Appropriation

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$13,687,972 from the Sewer Enterprise Fund receipts and appropriate for the salaries, operation and expenses during FY2012 for the Sewer Department and that the Director of Public Works, with the approval of the Mayor be authorized to expend said funds.

A MOTION was made by Vice President O'Connor to refer item 11 033 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 034-Sewer Retained Earnings-Wharf Street Pump Station

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$350,000 from the Sewer Enterprise Fund Retained Earnings for the purpose of funding the costs associated with the Wharf Street Pump Station Improvements.

A MOTION was made by Vice President O'Connor to refer item 11 034 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 035-Sewer Retained Earnings-Sewer Department Vehicle

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$25,000 from the Sewer Department Retained Earnings for the purpose of funding the cost associated with the purchase of a new inspectional services pickup truck.

A MOTION was made by Vice President O'Connor to refer item 11 035 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 036-Water Enterprise Fund Annual Appropriation

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$9,148,417 from the Water Enterprise Fund receipts and appropriate for the salaries, operation and expenses during FY2012 for the Water Department and that the Director of Public Works, with the approval of the Mayor be authorized to expend said funds.

A MOTION was made by Vice President O'Connor to refer item 11 036 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 037-Water Retained Earnings-Water Department Equipment

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$105,000 from the Water Enterprise Fund Retained Earnings for the purpose of funding the costs associated with the purchase of one JCB backhoe.

A MOTION was made by Vice President O'Connor to refer item 11 037 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 038-Water Retained Earnings-Water Department Vehicle

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$25,000 from the Water Enterprise Fund Retained Earnings for the purpose of funding the costs associated with the purchase of a new inspectional services pickup truck.

A MOTION was made by Vice President O'Connor to refer item 11-038 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 039-Community Preservation Committee Annual Appropriation

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth adopt the recommendation of the Community Preservation Committee on the fiscal year 2012 Community Preservation budget in the amount of \$686,449.84, and all other necessary and proper expenses for the fiscal year 2012 as identified in the attached exhibit.

A MOTION was made by Vice President O'Connor to refer item 11 039 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 040-Reserve Fund Transfer-Collective Bargaining Agreement-Weymouth Library Staff Association

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$7,140 from the Reserve Fund, Program 132 to fund the fiscal year 2011 impact of the Collective Bargaining Agreement between the Town of Weymouth and the Library Staff Association, Local 4928.

A MOTION was made by Vice President O'Connor to refer item 11 040 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

11 041- Reserve Fund Transfer-Collective Bargaining Agreement-Town Clerical and Custodial Union

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth transfer the sum of \$14,700 from the Reserve Fund, Program 132 to fund the fiscal year 2011 impact of a Collective Bargaining Agreement between the Town of Weymouth and the Town Clerical and Custodial

employees, SEIU Local 888.

A MOTION was made by Vice President O'Connor to refer item 11 041 to the Budget/Management Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

REPORTS OF COMMITTEES

Budget Management Committee-Chairman Kenneth DiFazio

11 022-Appointment of Director of Public Works-Jeff Bina

Jeff Bina was invited to the table to introduce himself to the Council and review his qualifications and work history. This item was referred to the Committee on March 21, 2011. The committee met on April 4, 2011 and voted to forward to the full Town Council with a unanimous recommendation for favorable action; therefore on behalf of the Budget/Management Committee a MOTION was made by Councilor DiFazio that the Town of Weymouth appoint Jeff Bina to Director of Public Works and was seconded by Vice President O'Connor. Many of the Councilors welcomed him back to the Town of Weymouth. Councilor Pap asked his vision for the parks in town. Mr. Bina noted that there is a need to make improvements, and will work with the Planning Department. Councilor Conlon noted that Mr. Bina will have big shoes to fill with former Director Mr. O'Connor's retirement. Councilor Smart noted that the Council did not have the chance to publicly thank Mr. O'Connor for his many years of service. He also asked Mr. Bina to focus on making sure the contractors and subcontractors bring roads back into proper condition after any excavations. President Mathews applauded the Mayor for her choice of Mr. Bina. UNANIMOUSLY VOTED.

11 023-Appropriation-Waterways Fund

This item was referred to the Committee on March 21, 2011. The committee met on April 4, 2011 and voted to forward to the full Town Council with a unanimous recommendation for favorable action; therefore on behalf of the Budget/Management Committee a MOTION was made by Councilor DiFazio that the Town of Weymouth appropriate the sum of \$6,000 from Fund 4901 for the purpose of funding the additional costs associated with the overhaul the Harbormaster's vessel *SeaWatch* and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED.

11 024- Appropriation-Fire Department Equipment

This item was referred to the Committee on March 21, 2011. The committee met on April 4, 2011 and voted to forward to the full Town Council with a unanimous recommendation for favorable action; therefore on behalf of the Budget/Management Committee a MOTION was made by Councilor DiFazio that the Town of Weymouth raise and appropriate the sum of \$315,500 for the purpose of paying off the leases on two fire trucks. This amount will be transferred to the Fire Department Equipment account. This was seconded by Vice President O'Connor. UNANIMOUSLY VOTED.

ADJOURNMENT

The Town Council will meet on Monday, April 11, 2011 at 7:30 PM for a Special Town Council Meeting.

At 9:15 PM, there being no further business, a MOTION was made by Vice President O'Connor to ADJOURN and seconded by Councilor Smart. UNANIMOUSLY VOTED.

Respectfully Submitted by: Mary E. Barker

Approved by:

Council President Arthur Mathews