

MINUTES OF THE TOWN COUNCIL

Town Hall Council Chambers

April 17, 2012 - Tuesday

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

Not present: Victor Pap, III, Councilor

Also Present: Susan M. Kay, Mayor
William McKinney, Chief Financial Officer
George Lane, Town Solicitor
Richard Swanson, Town Auditor
Kathleen Deree, Town Clerk

Recording Secretary: Mary Barker

Town Council President Mathews called the Town Council Meeting to order at 7:30 PM. Following the Pledge of Allegiance, Town Clerk Deree called the roll with all members present, except Councilor Pap. President Mathews reported that he spoke with Councilor Pap who is unable to be present due to a prior work commitment.

ANNOUNCEMENTS

Councilor Smart announced on behalf of the Mayor that the annual carnival by Fiesta Shows will be held on the grounds of Weymouth High School from April 18-22, 2012.

Councilor DiFazio announced an open house with tours, a preview and discussion of preliminary drawings for the proposed plans for the Clapp Memorial building on April 21, 2012, 3-8PM. He also reported the East Weymouth Neighborhood Association is conducting its "Taste of Weymouth" at its next meeting on May 2, 2012 at 6:30PM. Tickets are \$7 for adults; children free with the donation of non-perishable item for the Food Pantry.

Councilor Conlon announced he is conducting constituent office hours on May 1, 2012 from 10-11 AM and 3-4 PM at Southfield.

Council President Mathews announced the Annual Town Meeting on May 14, 2012 at

7PM in the Abigail Adams auditorium for presentation and public hearing on the Budget.

MINUTES

Special Town Council & Budget/Management Committee Meeting Minutes of February 15, 2012

A MOTION was made by Vice President O'Connor to APPROVE the minutes of the Special Town Council & Budget Management Committee Meeting Minutes of February 15, 2012 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

Education Committee Meeting Minutes of March 19, 2012

A MOTION was made by Vice President O'Connor to APPROVE the minutes of the Education Committee Meeting of March 19, 2012 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

Town Council Meeting Minutes of March 19, 2012

A MOTION was made by Vice President O'Connor to APPROVE the minutes of the Town Council Meeting of March 19, 2012 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

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

Presentation of Fiscal Year 2013 Budget-Mayor Susan Kay, William McKinney, Chief Financial Officer

Mayor Kay read the following budget presentation:

Dear Councilors,

I hereby submit my proposed operating budget for Fiscal Year 2013 as required by the Town's Charter.

I am pleased to report this is the second budget in a row that reflects level service funding from the previous year. For two consecutive years, we are able to show small growth as opposed to reducing funding and eliminating positions.

Some of the highlights of the current fiscal year include: the Town's purchase of the King Oak Hill property (aka Emery Estate) using Community Preservation Act funds, and the Abigail Adams school roof restoration with a 54% match from the Mass School Building Authority. Our bond rating improved from AA3 with a negative outlook, to a solid AA3 thanks to prudent spending practices.

The Town is also renovating the Teen Center, replacing the police station roof, working on the libraries, and taking care of additional school building needs. At the request of Town Council, the Town created a special purpose stabilization fund to deposit mitigation payments received from South Shore Tri-Town. This move was made to ensure

that the mitigation funds received are spent on designated capital projects. To date over \$1.7 million has been deposited. We also began to address the need to fund our Other Post Employment Benefits (OPEB), which is the cost of health insurance for retired municipal employees. An allocation of \$600,000 was approved by Town Council to begin funding.

The Fiscal Year 2013 budget totals \$135,119,271. This budget reflects an increase of \$4,846,198 or 3.7% from Fiscal Year 2012. As in the past, more than half of this budget's increase is applied to the School Department budget. The FY2013 operating budget for the general fund projects assumes no reliance on one time cash reserves as recommended by the Department of Revenue. All exempt employees in general government will receive a standard step increase.

On the revenue side, there are two key factors driving the increase. The first is state aid. The Governor has proposed level funded aid to the general government, while increasing the aid to schools by \$2 million more than we budgeted at the beginning of FY2012. The other driver is property taxes in the amount of \$2.6 million, which reflects our proposition 2 ½ allowable increase plus new growth.

On the expense side, fixed costs continue to dominate the budget. Our health insurance costs, while still very high, have increased by only \$200,000, or slightly over 1%. The GIC attributes this modest increase in part to the various programs and limited network plans it has introduced in an attempt to control the ever increasing cost of health care. Our pension contribution is up by over \$300,000 and our state assessments have increased by over \$200,000. In addition, for the first time in years, we have begun to invest in our infrastructure by bonding for capital projects. As a result, our debt service cost has increased by \$650,000.

The total school department appropriation is recommended at \$56,790,810 which is an increase of 4.8% over FY2012. Although this amount is lower than the number voted by the School Committee, it is a larger percentage increase than the Town budget as a whole. A net school spending deficit will remain, but we are proposing to transfer \$1.35 million from free cash in an attempt to reduce the deficit. This free cash will be spent on items that are mostly one-time so as not to burden future budgets. We cannot expect to eliminate such a large deficit in one year. My goal is to fully fund the liability for FY2013. I will stay focused on the need to lower the deficit as additional funding becomes available. I have sent measures for the School Department totaling \$58,140,810 (budget and free cash) to the Town Council for approval.

Other changes in this budget include accounting for decreases in the Community Development Block Grant (CDBG) and Executive Office of Elder Affairs (EOEA) Grant. As the funding from these critical grants has been reduced, we find ourselves needing to increase our own budget to compensate. In addition, there is an increase in the rubbish collection costs due to increases in fuel. (this increase has not been passed on to the fee that residents pay).

The Capital Improvement Plan submitted to Council on March 1, 2012 outlines 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. As I mentioned earlier, I am pleased that we are able to take advantage of very low interest rates and borrowing to begin addressing some of our critical capital needs. Our debt service for FY13 is \$9,757,450 which is an increase of \$659,914 from FY2012. As of June 30, 2011 our bonding capacity is \$343,107,110. We have \$77,196,448 in debt obligations.

I do not plan on requesting a supplemental appropriation until the Legislature and the Governor enact a FY2013 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 FY2012 budget. This number is also dependent upon our collection rate for FY2012. The Department of Revenue recommends that communities understand the role free cash plays in sustaining a strong credit rating and should not be depleted in one year so that the following year's calculation would begin with a positive balance. We should always keep in mind that 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 the current fiscal year. I will report to you the collection rate at our annual town meeting, which is normally held 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 presenting them at a later date. I have made no changes from what was presented to me by the Committee. The budget has been requested at \$676,945 a decrease of \$9,505 from FY2012. Even though the CPC revenues increase along with the property taxes, the matching percentage from the state has steadily declined.

The Sewer Department budget will increase slightly due to a projected increase by the MWRA. Like the Sewer Department, the Water Department Budget will increase by 4.8% driven by debt cost associated with the new water treatment plant at Great Pond. For the first time in many years, we are not planning on a rate increase for either department.

I have submitted additional measures in this budget booklet for deliberation before Council. They consist of: \$200,000 for our general stabilization fund, \$150,000 for salary reserve, \$552.68 for prior year unpaid bills, and transferring unexpended health insurance costs to the OPEB Trust Fund. I look forward to discussions and deliberations on the budget.

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

CFO McKinney provided the proposed budget in a power point presentation.

Mayor Kay concluded that she will present this again in more detail at the Annual Town Meeting.

Councilor DiFazio thanked the administration for proposing a budget that does not include any fee increases and meets the Net School Spending requirement. He asked about the free cash appropriation. Mr. McKinney responded that the amount is a conservative estimate and depends on the end of year actual collections. Councilor DiFazio asked why the school committee budget request differs from that of the actual proposed. The governor has indicated additional funding could be freed up and he asked if there is the possibility of a supplemental request for schools. Mayor Kay responded that it is possible, but that she does not recommend superficially supplementing with funding from an unsustainable source.

Councilor DiFazio noted the school department will likely be looking to supplement for collective bargaining agreement settlements. Mayor Kay noted Chapter 70 may be increased, which she is required to send to the school departments.

Councilor Conlon asked if the Veterans line includes reimbursement from the state. Mr. McKinney responded that the budget proposal amount is derived directly from the cherry sheet.

Councilor Lacey asked for further clarification of the school Net School Spending requirement. Councilor McDonald asked if insurance for the retirees is included in the NSS calculation. Weymouth is not allowed to count it, although other towns in the Commonwealth are allowed. Councilor McDonald recommended addressing the legislative branch to correct the disparity. Councilor Harrington asked if the administration has considered aggressively pursuing paying off the OPEB liability and the effect of the debt on the town's ability to bond. Councilor Hackett asked if any revenues from the services provided to Southfield or LNR are projected in the budget.

12 042-General Government Annual Appropriation \$135,119,271 (segregated by department and coded alphabetically)

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth raise and appropriate the sum of \$135,119,271 to provide for all the expenses for the maintenance and operation of the town's several departments and activities for the Fiscal Year 2013; that the several sums herein set forth are hereby approved for the several purposes, and are subject to the conditions specified. The sources of funding for said expenditures are as outlined in the revenue projections, which are attached hereto and incorporated herein. Furthermore, that the sum of \$50,000 is appropriated from the Waterways Fund to meet some of the costs of the Harbormaster's Program.

A MOTION was made by Vice President O'Connor to refer item 12 042 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 043-Revolving Accounts Annual Authorization

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth authorizes the creation of the following Revolving Accounts in accord with MGL Ch.44 §53½ for Fiscal Year 2013 and in Account 5209 for Parks & Recreation established by MGL Ch.44, §53d; furthermore that each of these revolving accounts is permitted to accept funds in the aggregate to the limits set forth below and expend those funds in the aggregate to the limit herein expressed with the consent of the Mayor:

<u>Fund</u>	<u>Limit to accept</u>	<u>limit to expend</u>
5201-Conservation	\$25,000	\$30,000
5202-Law Enforcement	\$25,000	\$50,000
5216-Community Services	\$100,000	\$125,000
5210-Law Enforcement	\$100,000	\$100,000
5209 Parks & Recreation	\$200,000	\$250,000

A MOTION was made by Vice President O’Connor to refer item 12 043 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 044-Gift Account Annual Authorization

Mr. McKinney requested on behalf of the Mayor that the Town of Weymouth authorizes the creation of the following Revolving Accounts for Fiscal Year 2013, in accord with MGL Ch.44 §53A; furthermore that each of these donation accounts in permitted to accept gifts and/or donations to the limit in the aggregate set forth below and expend with the consent of the Mayor those funds to the limit in the aggregate herein expressed:

<u>Fund</u>	<u>Limit to Accept</u>	<u>Limit to Expend</u>
5401-Junior Police Academy	\$15,000	\$15,000
5406-Fourth of July	\$25,000	\$25,000
5408-Library	\$5,000	\$5,000
5409-Health	\$5,000	\$3,000
5410-Health-Clinics	\$10,000	\$15,000
5414-Fire Department	\$5,000	\$15,000
5423-Veterans Donation Acct.	\$1,000	\$5,000
5431-Weymouth Day	\$20,000	\$60,000
5435-Canines Donation Acct.	\$5,000	\$7,000
8338-James Humphrey Bequest	none	\$12,000
8339-Christine Sweetser Bequest	none	\$17,000
8324-Franklin Pratt-A	none	\$17,000

A MOTION was made by Vice President O’Connor to refer item 12 044 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 045-Unpaid Bills -\$552.68

Mr. McKinney requested on behalf of the mayor that the town of Weymouth Raise and Appropriate the sum of \$552.68 from free cash for the purpose of paying the following unpaid bills:

Jeff Q. Bostick-School Department Consultation	\$312.50
Verizon-Recreation phone bill	\$240.18

Furthermore, that the Town Accountant is authorized to pay such bills.

A MOTION was made by Vice President O'Connor to refer items 12 045 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 046-Free Cash-Reading and Math Curriculum Materials - \$850,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$850,000 from free cash for the purpose of funding the costs associated with the purchase of comprehensive K-6 math curriculum materials for the school department.

A MOTION was made by Vice President O'Connor to refer item 12 046 to the Budget/Management Committee and was seconded by Councilor Smart. Councilor Hackett asked what would happen with any unexpended free cash transferred funds. Mr. McKinney responded that the funds would come back to the council for reappropriation.
UNANIMOUSLY VOTED 10/0.

12 047-Free Cash- Information and Technology for Schools - \$150,000

Mr. McKinney requested that the town of Weymouth raise and appropriate the sum of \$150,000 from free cash for the purpose of funding the costs associated with information technology sustainable costs for the school department.

A MOTION was made by Vice President O'Connor to refer item 12 047 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 048-Free Cash- SPED Out of District Tuition-\$350,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$350,000 from free cash for the purpose of funding the FY13 costs associated with Special Education Out of District Tuition for the school department.

A MOTION was made by Vice President O'Connor to refer item 12 048 to the Budget/Management Committee and was seconded by Councilor Smart. Councilor Lacey acknowledged the Mayor's efforts with regard to the last three measures.
UNANIMOUSLY VOTED 10/0.

12 049-Health Insurance Unexpended Balance

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth transfer, at the discretion of the CFO, any amount up to the unexpended balance in Line Item 11945840-517202-Health Insurance as of June 30, 2012 to the OPEB Trust Fund.

A MOTION was made by Vice President O'Connor to refer item 12 049 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 050-Free Cash-Salary Reserve-\$150,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$150,000 from free cash for the purpose of funding the costs associated with any potential salary increases due to any employee bargaining unit contract settlements in Fiscal Year 12 or Fiscal Year 13.

A MOTION was made by Vice President O'Connor to refer item 12 050 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 051-Free Cash Stabilization Fund-\$200,000

Mr. McKinney requested that the town of Weymouth raise and appropriate the sum of \$200,000 from free cash, to be transferred to the Stabilization Fund 8372.

A MOTION was made by Vice President O'Connor to refer item 12 051 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 052-Sewer Enterprise Fund Annual Appropriation-\$14,013,133

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$14,013,133 from the Sewer Enterprise Receipts Fund and appropriate for the salaries, operation and expenses during Fiscal Year 13 for the Sewer Department and that the Director of Public Works with the approval of the Mayor be authorized to expend said funds. In addition, any expenditure from the Reserve Fund for extraordinary and unforeseen circumstances is subject to approval of the Mayor and town council.

A MOTION was made by Vice President O'Connor to refer item 12 052 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 053-Sewer Retained Earnings-Sewer Department Vehicles-\$85,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$85,000 from the Sewer Enterprise Fund Retained Earnings for the purpose of funding the costs associated with the purchase of two vehicles.

A MOTION was made by Vice President O'Connor to refer item 12 053 to the

Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 054-Sewer Retained Earnings-Wetland Replication-\$250,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$250,000 from Sewer Enterprise Fund Retained Earnings for the purpose of funding the costs associated with wetland replication.

A MOTION was made by Vice President O'Connor to refer item 12 054 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 055-Sewer Capital Projects-Transfer Unexpended Balances to Capital Projects Residuals-\$204,084.94

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth transfer the sum of \$204,084.94 from the following Capital Projects to the Sewer Capital Projects Residuals Fund:

02420005-Landing Pump Station	\$90.15
02420329-Essex Street Project	\$49,806.35
02420810-Clean Catch Basins	\$510.17
32220005-L Central Old Swamp River Project	\$55,410.99
32230005-Southeast Landing	\$70,142.30
32240005-Winter/Essex	\$2,014.16
32270005-I&I, Mill River	\$25,110.82

for a total of \$204,084.94.

A MOTION was made by Vice President O'Connor to refer item 12 055 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 056-Water Enterprise Fund Annual Appropriation \$9,585,876

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$9,585,876 from Water Enterprise Fund Receipts and Appropriate for the salaries, operation and expenses during Fiscal Year 2013 for the Water Department and that the Director of Public Works with the approval of the Mayor be authorized to expend said funds. In addition, any expenditure from the Reserve Fund for extraordinary and unforeseen circumstances is subject to approval of the Mayor and town council.

A MOTION was made by Vice President O'Connor to refer items 12 056 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 057-Water Retained Earnings-Water Main Improvements-\$2,000,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and

appropriate the sum of \$2,000,000 from Water Enterprise Fund Retained Earnings for the purpose of funding the costs associated with water main improvements for Front Street, Essex Street, and various other roadways.

A MOTION was made by Vice President O'Connor to refer items 12 057 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 058-Water Retained Earnings-Water Department Vehicles-\$115,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth raise and appropriate the sum of \$115,000 from the Water Enterprise Fund Retained Earnings for the purpose of funding the costs associated with the purchase of two vehicles.

A MOTION was made by Vice President O'Connor to refer item 12 058 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 059-Water Reserve Fund-Iron Hill Building Repairs-\$40,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth transfers the sum of \$40,000 from the Water Enterprise Fund Reserve Fund for the purpose of funding the costs associated with the repairs of the Iron Hill building.

A MOTION was made by Vice President O'Connor to refer item 12 059 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 060-Water Reserve Fund-Radio Frequency Upgrades for PRV's-\$150,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth transfer the sum of \$150,000 from the Water Enterprise Fund Reserve Fund for the purpose of funding the costs associated with the radio frequency upgrades for PRV's.

A MOTION was made by Vice President O'Connor to refer items 12 060 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 061-Water Reserve Fund Transfer-Water Treatment Plant Filter Media Replacement-\$150,000

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth transfer the sum \$150,000 from the Water Enterprise Fund Reserve Fund for the purpose of funding the costs associated with the purchase of replacement filter media for the Walter J. Bilodeau Water Treatment Plant.

A MOTION was made by Vice President O'Connor to refer item 12 061 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

12 062-Community Preservation Committee Annual Appropriation-\$676,945

Mr. McKinney requested on behalf of the Mayor that the town of Weymouth adopts the recommendation of the Community Preservation Committee on the Fiscal Year 2013 Community Preservation Budget in the amount of \$676,945 and all other necessary and proper expenses for the Fiscal Year 2013 as identified on the exhibit attached to the measure.

A MOTION was made by Vice President O'Connor to refer item 12 062 to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

Council President Mathews requested the following non-budget measures be bundled as a single vote:

12 063-Reappointment to the Board of Assessors-Paul Haley

12 064-Reappointment to the Cemetery Commission-Deborah Sullivan

12 065-Reappointment to the Community Events Committee-Frannie Xerokostas

12 066- Reappointment to the Commission on Disabilities-Maria Flynn

12 067-Reappointment to the Board of Elder Services-Steve Manupelli

12 068-Reappointment to the Board of Elder Services-Dorothy Cannif

12 069-Reappointment to the Historical Commission-Jody Purdy-Quinlan

12 070-Reappointment to the Scholarship Fund Committee-Linda Sforza Berg

12 071-Reappointment to the Waterfront Committee-Paul Brooks

12 072-Reappointment to the Zoning Board of Appeals-Richard McLeod

12 073-Reappointment to the Fourth of July Committee-Peter Webb, Jr.

12 074-Reappointment to the Veterans Council-Francine Nesson

A MOTION was made by Vice President O'Connor to refer items 12 063 through 12 074, inclusive, to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

REPORT OF COMMITTEES

Budget/Management Committee-Chairman Kenneth DiFazio
Capital Improvement Plan-Fiscal Year 2013

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on March 19, 2012. The committee met on April 2, 2012, at which time it was unanimously 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 DiFazio to accept the Capital Improvement Plan for FY13, as submitted by the administration, motion seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 023-Free Cash Receipts-Special Purpose Stabilization Fund

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on March 19, 2012. The committee met on April 2, 2012, at which time it was unanimously voted to forward to the full Town Council with a recommendation for favorable action. At the Town Council meeting of April 2, 2012, it was referred back to the Budget/Management Committee for further review by a substitute motion. The committee met again on April 9, 2012, at which time it was unanimously 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 DiFazio that the town of Weymouth raise and appropriate the sum of \$54,040 from free cash to be transferred to Account 8352-Special Purpose Stabilization Fund-Capital Projects and was seconded by Vice President O'Connor. This measure requires a legal notice and two-thirds vote.

Councilor Hackett noted that she is not opposed to the motion, but has concerns with the process being followed; expending host community funds from LNR triggered by development. These are funds that came in this fiscal year and were not budgeted during this fiscal year, therefore cannot be expended during this fiscal year. So instead, free cash is being drawn down by the amount to move the funds to the stabilization fund. It's fine for this year, since the balance in free cash can absorb the hit, but she is concerned about the future. Monies brought in the next fiscal year will not be available for use for eighteen months without depleting free cash.

MOTION UNANIMOUSLY VOTED.

12 024- Appointment to the Recreation Commission-Janelle Quinn

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted to forward to the full Town Council with a recommendation for favorable action. Janelle Quinn was invited to the table and expressed her interest in serving. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that Janelle Quinn of 29 Tamarack Trail be appointed to the Recreation Commission for a term to expire on June 30, 2015, replacing Steven Boyd, and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 025-Appointment to the Recreation Commission-Karen Johnston

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted to forward to the full Town Council with a recommendation for favorable action. Karen Johnston was invited to the table and expressed her interest in serving. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that Karen Johnston of 35 Clarendon St be appointed to the Recreation Commission for a term to expire on June 30, 2015, replacing Rachel Bickford. UNANIMOUSLY VOTED 10/0.

12 026-Appointment to the WETC Board of Directors-Robert O'Connor

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted to forward to the full Town Council with a recommendation for favorable action. Robert O'Connor was invited to the table and expressed his interest in serving. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that Robert O'Connor, Jr. of 513 East St. be appointed to the WETC Board of Directors Commission for a term to expire on March 31, 2015, replacing Joanne Stark, and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0

12 027-Appointment to the Zoning Board of Appeals, Alternate Member-Brandon Diem

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted to forward to the full Town Council with a recommendation for favorable action. Brandon Diem was invited to the table and expressed his interest in serving. On behalf of the Budget/Management Committee, a MOTION was made by Councilor DiFazio that Brandon Diem of 22 Stratford Road be appointed to the Zoning Board of Appeals as an Alternate Member for a term to expire on June 30, 2014, replacing Jonathan Moriarty and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 028-Appointment to the Zoning Board of Appeals, Alternate Member-Raymond Brad Vinton

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted to forward to the full Town Council with a recommendation for favorable action. Mr. Vinton was invited before the Council and reviewed his qualifications. On behalf of the Budget/Management Committee, a motion was made by Councilor DiFazio to appoint Raymond Brad Vinton, of 260 Park Avenue to the Zoning Board of Appeals, as and alternate member, for a term to expire on June 30, 2014 and was seconded by Vice President O'Connor. He is replacing Martin Joyce. Councilor Hackett acknowledged Mr. Joyce's years of strong service to the town. UNANIMOUSLY VOTED 10/0.

12 029-Reappointment to the Board of Library Trustees-Dorothy Coveney

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously 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 DiFazio to reappoint Dorothy Coveney, of 206 Central Street to the Board of Library Trustees, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 030-Reappointment to the Waterfront Committee-Raymond Nash

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Raymond Nash, of 31 Bradmere Way to the Waterfront Committee, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 031- Reappointment to the Waterfront Committee- Nancy Blazo

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Nancy Blazo, of 23 Regatta Road to the Waterfront Committee, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 032-Reappointment to the Scholarship Fund Committee-Claire Cunningham

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Claire Cunningham, of 28 Norma Avenue to the Scholarship Fund Committee, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 033-Reappointment to the Memorial Committee-Keith Spain

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Keith Spain, of 15 Georgia Road to the Memorial Committee, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. Vice President O'Connor acknowledged Mr. Spain's research on behalf of the Memorial Committee and supported the reappointment. UNANIMOUSLY VOTED 10/0.

12 034-Reappointment to the Historical Commission-Donald Mathews

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Donald Mathews, of 9 Regatta Road to the Historical Commission, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 035-Reappointment to the Board of Health-Richard Wetterberg

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Richard Wetterberg, of 102 Ryder Road to the Board of Health, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 036-Commission on Disabilities-Susan Kelly-Luscombe

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Susan Kelly-Luscombe, of 32 Dorothea Drive to the Commission on Disabilities, for a term to expire on June 30, 2015 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 037-Reappointment to the Community Preservation Committee-Christopher Hannan

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously voted 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 DiFazio to reappoint Christopher Hannan, of 411 North Street to the Community Preservation Commission, for a term to expire on June 30, 2014 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 038- Reappointment to the Community Preservation Committee-Donna O'Sullivan

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously 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 DiFazio to reappoint Donna O'Sullivan, of 50 Shore Drive to the Community Preservation Commission, for a term to expire on June 30, 2014 and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 039-Reserve Fund Transfer-Building Maintenance

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 17, 2012, at which time it was unanimously 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 DiFazio that the town of Weymouth transfer the sum of \$33,138 from the Reserve Fund for the purpose of funding the costs associated with the maintenance of the King Oak Hill property and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 040-Reserve Fund Transfer-Veterans Benefits

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously 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 DiFazio that the town of Weymouth transfer the sum of \$40,000 from the Reserve Fund for the purpose of funding the costs associated with the provision of veterans' services and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

12 041-Police Department Line Item Transfer

Councilor DiFazio reported that this item was referred to the Budget/Management Committee on April 2, 2012. The committee met on April 9, 2012, at which time it was unanimously 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 DiFazio that the town of Weymouth transfer the sum of \$653,600 from the Police Department-Salary to Police Department-equipment/ammunition/overtime/harbor patrol maintenance for the purpose of funding the costs associated with purchasing equipment and ammunition and was seconded by Vice President O'Connor. UNANIMOUSLY VOTED 10/0.

NEW BUSINESS

A motion was made by Councilor Lacey to add a late agenda item and was seconded by Councilor Smart. UNANIMOUSLY VOTED 10/0.

Councilor Lacey noted the prior discussion on the calculation of net school spending and the disparity among the cities and towns.

A motion was made by Councilor Lacey to refer the matter of the inequity in net school spending calculations among the Commonwealth cities and towns to the Education Committee, and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

Town Auditor Richard Swanson-Quarterly Update on Financial Activity Regarding:

- LNR Mitigation
- Southfield Service Billing
- Stabilization Funds
- Reserve Fund
- Emery Estate

Auditor Swanson read the following report and provided a handout to the Council:

“Tonight I present to you my updated (through 3/31/12) analyses of certain financial activity of interest to all of us. Now to begin, let’s review Schedule 1:

Schedule 1-Host Community Agreement Mitigation:

The column entitled revenue summarizes the monies the town has received from the Host Community Agreement. The seven receipts total \$3,084,459.

The recap on the left shows the total payments to be made of \$13,260,000. Of this, \$1,300,000 was paid in 2006 and \$1,784,459 paid in 2010-2012. Therefore, \$10,175,541 remains to be paid to the town.

The \$1,784,459 and future monies will be tracked in the stabilization fund for mitigation.

Schedule 2-LNR Payments for Water & Sewer /other/interest:

The Memorandum of Agreement for provision of water & sewer service, dated March 7, 2008 stipulates that the town be paid for usage. The water fund received \$1,235,000 and the sewer fund \$970,000 in May, 2011.

A one-time payment of \$1,380,000 and ban interest payments of \$156,000 were received in earlier years and have been spent.

There was no change to the data in the third quarter of FY12.

Councilor Lacey asked if there is still work to be reviewed and this is an active deliberation in committee. Mr. McKinney responded that the connection fees have not been received yet. Councilor DiFazio noted that the CFO of Tri-Town did appear and that as a result of the information he provided a future memorandum of agreement, which is necessary for the provision of services.

Schedule 3-Summary of Services to Southfield:

This three-year analysis shows billings to Southfield for water usage and services provided.

The water billings (based on usage) was over \$154,000 through 3/31/12, which projects to double (\$200,000+) the FY11 billings.

Other departments bill Southfield calculated on hours of service provided multiplied by an hourly fee.

Schedule 4-LNR Mitigation Stabilization Fund

This fund was established to track mitigation monies and has a balance of \$1,299,840 that can be appropriated for capital improvements. Two appropriations from this fund were approved by the town council.

Schedule 5-Emery Estate Purchase:

This analysis tracks the acquisition and expenditures for the King Oak Hill property. Funds have been appropriated for a marketing study, maintenance and debt service. The analysis shows the appropriations and the funds used.

Schedule 6-Free Cash

This analysis reflects free cash certified by the DOR and appropriations approved by the council using said money. The balance of free cash at 3/31/12 was \$1,857,490.

Schedule 7-Stabilization and Reserve Funds

This analysis reflects the 3/31/12 balances of five funds that have monies available to appropriate, if the mayor desires to submit a measure to council for approval.

Schedule 8-Fogg Library Renovations

This analysis reflects budgeted and expended monies for Phase I work during 2009-2011, funded from the Community Preservation Fund.

Also, I list \$850,000 (with funding source) for additional planned work on the interior.

This concludes this evening's presentation. All analyses will be updated quarterly.

A discussion followed this presentation. Councilor DiFazio thanked the auditor for the timely response to the request for his presentation.

NEW BUSINESS

Fore River Bridge –Project Labor Resolution-Vice President O'Connor

Vice President O'Connor offered the following resolution for referral. He has been working with Councilor Smart because although there have been multiple meetings and conversations dominated by the type of structure proposed, discussion has not taken place regarding the workers, and the several trade organizations will be involved. A proposal has been made that the bridge will be constructed in New Jersey and transported to Weymouth by barge for erection.

Vice President O'Connor read the resolution into the record:

Fore River Bridge Project Labor Agreement Resolution

Whereas, in 2008 the reconstruction of the Fore River Bridge was funded at \$280 million dollars through Governor Deval Patrick's Accelerated Bridge Program.

Whereas, many other accelerated bridge program projects completed and under construction have project labor agreements.

Whereas, project labor agreements are one of many tools which may be used by management and labor and which may, under certain circumstances, assist in achieving timely completion of public construction projects while at the same time limiting the costs of such projects to the greatest extent possible consistent with the law and principles of fairness and equity;

Whereas, a project labor agreement would increase the likelihood of Weymouth residents receiving jobs by setting goals of local hiring and resources to be provided to the community;

Now therefore, be it resolved that the Town Council of the Town of Weymouth votes unanimously to request the Massachusetts Department of Transportation study the Fore River Bridge project to see if it meets the standards set for a project to enter into a project labor agreement. If the Fore River Bridge meets the criteria the Town Council of the Town of Weymouth requests that a project labor agreement be put in place for the Fore River Bridge project.

Signed and voted this day, May 7, 2012 by President Arthur E. Mathews, President of the Weymouth Town Council on behalf of the Weymouth Town Council.

A MOTION was made by Vice President O'Connor to refer this to the Ordinance Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED 10/0.

Potential South Shore Hospital Merger with Partners Health Care-Councilor Michael Smart

Councilor Smart reported that recent articles in the Boston Globe and Patriot Ledger indicate discussions underway of a potential merger between South Shore Hospital and Partners Health Care. He requested a referral to the Ordinance Committee for a review of the existing Payment in Lieu of Tax Agreement (PILOT) with the South Shore Hospital and a chance for the residents to voice their opinions. He recommended the spokesperson for the hospital appear before the Ordinance Committee.

A MOTION was made by Councilor Smart to refer this to the Ordinance Committee and was seconded by Vice President O'Connor. Councilor McDonald requested that the Department of Public Health inform the state delegation and include them in the dialog. UNANIMOUSLY VOTED 10/0.

12 075-Appointment of Assistant Town Clerk –Lee Hultin- Kathy Deree, Town Clerk

Kathy Deree requested under Section 2-8B of the Town Charter that the town of Weymouth consider the appointment of Lee Hultin to the position of Assistant Town Clerk.

A MOTION was made by Vice President O'Connor to refer this to the Budget/Management Committee and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

ADJOURNMENT

The next meeting of the Town Council will be held on Monday, May 7, 2012. The Annual Town Meeting will be held at the Abigail Adams Auditorium on May 14, 2012 at 7:00 PM. At 9:36 PM, there being no further business, a MOTION was made by Vice Chairman O'Connor to ADJOURN the meeting and was seconded by Councilor Smart.
UNANIMOUSLY VOTED 10/0.

Respectfully submitted by Mary Barker as Recording Secretary

Approved by Council President Arthur Mathews