

**SPECIAL TOWN COUNCIL MEETING  
TOWN HALL-COUNCIL CHAMBERS  
MAY 23, 2011**

Present: Arthur Mathews, President  
Kenneth DiFazio  
Ed Harrington  
Michael Molisse  
Brian McDonald  
Victor Pap III  
Michael Smart

Not Present: Robert Conlon  
Thomas J. Lacey  
Kevin Whitaker  
Patrick O'Conno

Also Present: William McKinney, Chief Financial Officer  
Franklin Fryer, Town Clerk  
Kathy Deree, Assistant Town Clerk  
Daniel McCormack, Director of Public Health  
Chief Robert Leary, Fire Department

Recording Secretary: Diane T. Hachey

Council President Mathews called the Special Town Council Meeting of May 23, 2011 to order at 7:30 P.M.

**ANNOUNCEMENTS**

Council President Mathews noted that Councilors Conlon and Lacey are unable to attend due to work commitments, and Councilors Whitaker and O'Connor had previous engagements.

Councilor Harrington announced that the "American Cancer Relay for Life" will take place at Weymouth High School and run from June 17 through 18. Those interested in participating by sponsoring a team or erecting a sign may contact Councilor Harrington directly.

Additionally he announced that after 32 years of serving in the probate court system he will be retiring this fall. He intends on taking on more Councilor duties and looks forward to the challenge.

Council President Mathews announced that the Massachusetts Department of Transportation will be holding a public informational meeting on June 6 at 6:30 PM in Council Chambers. They will brief the public and deliver a power point presentation regarding the construction, widening, and signalization of the Middle and Washington

Street (Route 53) and Middle and Winter Street intersections. The presentation will be followed by a question and answer period.

**PROCLAMATION ANNOUNCING “NATIONAL SAFE BOATING WEEK” FOR MAY 21 THROUGH MAY 27**

**PAUL MILINE/HARBORMASTER**

**BM2 JESSICA GILL/UNITED STATES COST GUARD AUXILIARY**

Councilor Smart read a proclamation from Mayor Kay and Council President Mathews citing the numerous, unnecessary boating fatalities as a result of not donning life jackets. The proclamation is in support of the goals of the North American Safe Boating Campaign and the start of a year round effort to promote safe boating.

Mr. Milone and Ms. Gill (Coast Guard Operations and Training Officer) approached the Council and noted that halfway through last boating season, more lives were lost than the entire prior season. Mr. Milone displayed the new life jackets and noted their comfort and the importance of wearing for all water related activities. Both children and adults are required to wear, and one must be on board for each passenger.

**MINUTES**

Councilor Smart motioned to accept the minutes from the **Budget/Management Committee Meeting of April 4, 2011**, motion seconded by Councilor Pap, and voted unanimously.

Councilor Smart motioned to accept the minutes from the **Town Council Meeting of April 4, 2011**, motion seconded by Councilor Pap, and voted unanimously.

Councilor Smart motioned to accept the minutes from the **Public Safety Committee meeting of April 19, 2011**, motion seconded by Councilor Pap, and voted unanimously.

Councilor Smart motioned to accept the minutes from the **Town Council Meeting of April 19, 2011**, motion seconded by Councilor Pap, and voted unanimously.

**Public Hearings**

**7:35 PM-11 075---Utility Petition for Pine Circle**

Councilor Smart motioned to open the public hearing, noting that the abutters were notified on May 13, motion seconded by Councilor Pap, and voted unanimously. Tom Cichocki, from National Grid stated that they are requesting a new pole and anchor to replace a tree guy, which is attached to a dead tree off of the existing pole, at the request of the property owner. Council President Mathews asked if there were any comments from the public, to which there was no response.

Councilor Smart motioned to close the public hearing, motion seconded by Councilor Pap and voted unanimously.

Councilor Smart motioned that measure number 11 075 be considered under same night action—2-9(b), motion seconded by Councilor Pap and voted unanimously.

Councilor Smart motioned for favorable action, motion seconded by Councilor Pap and voted unanimously.

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

**11 077-LIBRARY DEPARTMENT MAINTENANCE SUPPLIES TRANSFER REQUEST**

Mr. McKinney presented on behalf of Mayor Kay's office and requests that the sum of \$1,700 is transferred from the buildings and grounds salary line item to the buildings and grounds maintenance supplies line item.

**11 078-POLICE DEPARTMENT AMMUNITION TRANSFER REQUEST**

Mr. McKinney presented on behalf of the Mayor's Office and requests the transfer of \$13,000 from the administration salary line item and investigations salary line item to the ammunition line item.

A motion was made by Councilor Smart for referral to the Budget/Management Committee, motion seconded by Councilor Pap, and voted unanimously.

**11 079-POLICE DEPARTMENT TRANSFER REQUEST**

Mr. McKinney presented on behalf of the Mayor's Office and requests transfer of \$256,000 from the following line items: uniform patrol salary, investigations salary, and technical support salary to the following line items: uniform patrol overtime, investigations overtime, and technical support overtime.

A motion was made by Councilor Smart for referral to the Budget/Management Committee, motion seconded by Councilor Pap, and voted unanimously.

Mr. McKinney noted that measure numbers 11 080 through 11 092 are all appointments to the following committees:

- Community Preservation Committee-Daniel Condon
- Cultural Council-Judith Alukonis
- Cultural Council-Charlene Terravecchia
- Commission on Disabilities-Lisa Jennings
- Planning Board-Mary Akoury
- Recreation Commission-Colleen Kelley
- Scholarship Fund Committee-Donna Shea
- Scholarship Fund Committee-Nancy Brennan
- Scholarship Fund Committee-Hank Goldman
- Board of Registrars-Sandra Carle
- Housing Authority-Joyce Jung

Redevelopment Authority-George Berg  
Board of Zoning Appeals (alternate)-Robert Galewski

Councilor Smart motioned for referral of measures 11 080 through 11 092 to the Budget/Management Committee, motion seconded by Councilor Pap and voted unanimously.

**11 093-APPOINTMENT TO THE BOARD OF ELDER SERVICES-ELAINE PEPE**

Mr. McKinney, on behalf of the Mayor's Office, submits Elaine Pepe for appointment to the Board of Elder Services, for a term to expire on June 30, 2014.

Councilor Smart motioned for referral to the Budget/Management Committee, motion seconded by Councilor Pap and voted unanimously.

**REPORTS OF COMMITTEES**  
**BUDGET/MANAGEMENT COMMITTEE-CHAIRMAN KENNETH DIFAZIO**

**11 043-Town Council Recording Secretary Transfer Request**

This matter was referred to the Budget committee on May 2, the committee met on May 11, and voted unanimous favorable action. On behalf of the Budget/Management Committee Councilor DiFazio motioned that \$2,000 is transferred from the Annual Audit line item to the Recording Secretary line item. Motion seconded by Councilor Smart and unanimously voted.

**11 048-Reappointment to the Cemetery Commission-Liz Cicchese**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Liz Cicchese to the Cemetery Commission, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 049-Reappointment to the Community Events Committee-Peter Webb**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Peter Webb to the Community Events Committee, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 050-Reappointment to the Conservation Commission-Laura Harbottle**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Laura Harbottle to

the Conservation Commission, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 051-Reappointment to the Conservation Commission-Scott Dowd**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Scott Dowd to the Conservation Commission, term to expire on June 30, 2014 . Motion seconded by Councilor Smart and unanimously voted.

**11 052-Reappointment to the Contributory Retirement Board**

**-Gregory Hargadon**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Gregory Hargadon to the Contributory Retirement Board, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 053-Reappointment to the Cultural Council-Sandra Peters**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Sandra Peters to the Cultural Council, term to expire on June 30, 2013. Motion seconded by Councilor Smart and unanimously voted.

**11 054-Reappointment to the Commission on Disabilities-Richard Johnson**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Richard Johnson to the Commission on Disabilities, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11-055-Reappointment to the Commission on Disabilities-Janet Walsh**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Janet Walsh to the Commission on Disabilities, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11-056-Reappointment to the Board of Elder Services-Jeannette Rose**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town

charter, Councilor DiFazio motioned for reappointment of Jeannette Rose to the Board of Elder Services, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 057-Reappointment to the Board of Health-Clare LaMorte**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Clare LaMorte to the Board of Health, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 058-Reappointment to the Board of Health-Bill Rennie**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Bill Rennie to the Board of Health, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 059-Reappointment to the Historical Commission-Edward Walker**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Edward Walker to the Historical Commission, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 060-Reappointment to the Historical Commission-Mary Dorey**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Mary Dorey to the Historical Commission, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 061-Reappointment to the Board of Library Trustees-Joan Anderson**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Joan Anderson to the Board of Library Trustees, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 062-Reappointment to the Board of Library Trustees-William Westland**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town

charter, Councilor DiFazio motioned for reappointment of William Westland to the Board of Library Trustees, term to expire on June 30, 2011. Motion seconded by Councilor Smart and unanimously voted.

**11 063-Reappointment to the Memorial Committee-Steven McCloskey**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Steven McCloskey to the Memorial Committee, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 064-Reappointment to the Memorial Committee-Frank Burke**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Frank Burke to the Memorial Committee, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 065-Reappointment to the Scholarship Fund Committee-Ginny Snell**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Ginny Snell to the Scholarship Fund Committee, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 066-Reappointment to the Scholarship Fund Committee-Carol Karlberg**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Carol Karlberg to the Scholarship Fund Committee, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 067-Reappointment to the Youth Coalition-Kathleen Godbout**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4, and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Kathleen Godbout to the Youth Coalition, term to expire on June 30, 2014. Motion seconded by Councilor Smart and voted 6-1 (Councilor Pap). Councilor Pap explained that although this candidate is well intentioned and fully able to serve, due to philosophical differences he voted nay.

**11 068-Reappointment to the Board of Zoning Appeals-Kemal Denizkurt**

This matter was referred to the Budget/Management Committee on May 2,

The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Kemal Denizkurt to the Board of Zoning Appeals, term to expire on June 30, 2013. Motion seconded by Councilor Smart and unanimously voted.

**11 069-Reappointment to the Board of Zoning Appeals-Edward Foley**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Edward Foley to the Board of Zoning Appeals, term to expire on June 30, 2013. Motion seconded by Councilor Smart and unanimously voted.

**11 070-Reappointment to the Board of Zoning Appeals-Charles Golden**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Charles Golden to the Board of Zoning Appeals, term to expire on June 30, 2013. Motion seconded by Councilor Smart and unanimously voted.

**11 071-Reappointment to the Board of Zoning Appeals Alternate Member  
-Robin Moroz**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Robin Moroz to the Board of Zoning Appeals as an alternate, term to expire on June 30, 2013. Motion seconded by Councilor Smart and unanimously voted.

**11 072-Reappointment to the Fourth of July Committee-Barbara Farrell**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. Due to marriage, an amendment was made from Farrell to Hughes. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Barbara Farrell to the Fourth of July Committee, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.

**11 073-Reappointment to the Fourth of July Committee-Peter Webb, Sr.**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Peter Webb, Sr. to the Fourth of July Committee, term to expire on June 30, 2014. Motion seconded by Councilor Smart and unanimously voted.



**11 074-Reappointment to WETC-Rosemary Nolan**

This matter was referred to the Budget/Management Committee on May 2, The committee met on May 4 and voted unanimous favorable action. On behalf of the Budget/Management Committee and in accordance with the town charter, Councilor DiFazio motioned for reappointment of Rosemary Nolan to WETC, term to expire on March 1, 2014. Motion seconded by Councilor Smart and unanimously voted.

**ORDINANCE COMMITTEE-CHAIRMAN MICHAEL SMART**  
**11 042-ORDINANCE REVIEW COMMITTEE RECOMMENDATIONS**

Chairman Smart reports that this was referred on May 2, and the Town Council’s Ordinance committee met on May 11 and 18. The Ordinance Review Committee did a thorough job of tediously reviewing each section of the ordinances. A cd was given to all Councilors on May 2 inclusive of suggested changes. The Ordinance Committee went through all the suggested changes and a memo was included in all packets indicating the changes made to the Ordinance Review Committee’s recommendations. The Ordinance Committee felt some suggestions were considered substantive in nature, thus they voted to keep many sections intact, and without change. The suggested revisions are on the website, with a hard copy made available in both the Town Council and Town Clerk’s offices.

Councilor Smart motioned on behalf of the Ordinance Committee, for favorable action on measure number 11 042, to accept non-substantive changes to the Ordinance Review committee’s suggestions, as amended by the Town Council Ordinance Committee. Motion seconded by Councilor Pap.

Councilor Harrington noted that as a member of the Ordinance Review Committee it is more prudent for substantive changes to be handled outside of the committee. He noted that the content remains intact with no substantive changes. He stated that the review was thorough and thanked all committee members. Unanimously voted.

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**NEW BUSINESS**

**110 76-FEDERAL REDISTRICTING**

Council President Mathews explained that the Town Council can only accept the redistricting map as submitted by the Secretary of State’s Office. A population increase in District 1 caused a shift in the Precincts.

Councilor Smart motioned for referral to the Budget/Management Committee, motion seconded by Councilor Pap and voted unanimously.

Councilor Pap noted that he may have reached out prematurely to District 3 constituents on the Fore River Bridge Project and apologized for the oversight.

It was confirmed that this redistricting wouldn't take place until 2012 and is being referred to the Budget/Management Committee due to the budgetary impact of a necessary mailing to residents informing them of the change.

**ADJOURNMENT**

It was noted that the next Town Council Meeting will be held on June 6, 2011 at 7:30 PM.

At 8:20 PM, there being no further business to attend to, Councilor Smart motioned to adjourn, motion seconded by Councilor Pap and voted unanimously.

Respectfully Submitted by:

Approved by:

Diane T. Hachey

Arthur Mathews  
President of Weymouth Town Council