

*Town Council Meeting  
September 19, 2011  
Town Council Chambers*

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

Not Present: Kevin Whitaker

Also Present: George Lane, Town Solicitor  
Richard Swanson, Town Auditor  
Frank Fryer, Town Clerk  
Kathy Deree, Assistant Town Clerk  
William McKinney, Chief Financial Officer

Recording Secretary: Diane T. Hachey

President Mathews called the Town Council Meeting to order at 7:35 PM.

Following the Pledge of Allegiance, conducted by members of Pack 9, Frank Fryer conducted roll call with Councilor Whitaker absent.

President Mathews noted that he had spoken with Councilor Whitaker who had a prior commitment and was therefore unable to attend this evening.

**Announcements:**

Councilor Pap announced that the Weymouth Housing Authority is hosting a "Flu Clinic" on September 19 and 23rd starting at 10:00 am. Interested parties should call 781-335-2323 for further information.

Councilor Smart announced the Weymouth Wildcat Band Festival will be held on Saturday, September 24<sup>th</sup>. The Wildcat Marching Band will compete with 9 other schools in the New England Scholastic Band Association marching event. Details can be located on the town and schools' website.

Councilor Harrington announced that Weymouth High School Varsity Football has had a great record to date, they won their first two games (Milton 48-6 and Wellesley 49-14). The up- and -

coming home games will be held on October 7, 21 and 28 (check for accuracy) at 7:00 PM. He encouraged all to come out and watch the games.

**Minutes:**

**Town Council Meeting Minutes of September 6, 2011**

Councilor O'Connor motioned to approve the minutes, motion seconded by Councilor Smart and voted unanimously.

**Environmental Committee Meeting Minutes of September 6, 2011**

Councilor O'Connor motioned to approve the minutes, motion seconded by Councilor Smart and voted unanimously.

**Communications and Reports from the Mayor, Town Officers and Town Boards**

**11 116-General Government Supplemental Fiscal Year 2012 Appropriation**

Mr. McKinney presented on behalf of the Mayor's Office and requests that the sum of \$131,546,494, which is \$1,273,421 greater than the amount of the annual appropriation of \$130,273,073, which was voted by Council on June 20, 2011, to provide for all expenses for the maintenance and operation of the town's several departments and activities for the fiscal year 2012 by re-appropriating numerous line items. He further requests that the sum of \$40,000 is appropriated from the Waterways Fund to meet costs of the Harbormaster's program.

Councilor O'Connor motioned for referral of measure number 11 116 to the Budget/Management Committee, motion seconded by Councilor Smart. Discussion ensued as follows.

Councilor Lacey asked how much of the Host Community agreement funding from LNR is included--Mr. McKinney answered that \$800k. Councilor Lacey noted that this is an important measure and discussion of allocation of HCA funds has been previously discussed at Budget/Management Committee Meetings. A mitigation listing of specific capital improvement items were voted by the Council back in 2005, which represented the culmination of work from all Councilors.

Councilor Lacey hasn't seen evidence of any tracking mechanism and is concerned. He is interested in how we proceed with utilizing HCA funding outside of the CIP, as the Council is the checks and balances, and it is critical how we proceed with this measure.

On the record, Councilor Lacey expressed his concern regarding the efforts expended by the Council in comprising this list and the ability for projects named to come to fruition.

Mr. McKinney noted that we would have to wait until free cash is certified before expending, and this is the first opportunity we have to fund.

Councilor Smart stated that the \$800k is the town's second installment, with the first pending free cash certification. He questioned the status of the letter from DOR, which Council previously requested, which denotes the handling of HCA funding. Mr. McKinney stated that there is nothing in writing from DOR.

Councilor Molisse shares these concerns and believes HCA funding should be maintained in a separate account for proper tracking and accountability.

Councilor DiFazio noted that the Budget/Management Committee has had this issue on their agenda for several months. He noted that some of the projects on the mitigation list have been completed and believes the list should be revised.

Councilor Lacey concurs with Councilor DiFazio and believes the list should be revisited in partnership with administration. The supplemental budget measure before the Council tonight, includes funding for overtime and personnel-- which is outside the realm of HCA monies. Councilor Lacey suggests a proactive conversation with DOR--he would like to invite them to appear before Council and explain their ruling on tracking of HCA monies.

Councilor Conlon stated that he was not a member of the Council when the mitigation list was developed, he would like to review and believes updates should be made.

Council President Mathews asked for the total to date of monies received. Mr. McKinney confirmed \$1,650k (\$800k included in the supplemental budget which was received in July and \$850k received prior to that which will be available once free cash is certified).

Motion for referral to Budget/Management was unanimous.

### **11 117-Appointment to the Board of Elder Services-Diane Oliverio**

Mr. McKinney presented on behalf of the Mayor for submittal of Diane Oliverio to serve for appointment to the Board of Elder Services, term to expire on June 30, 2013.

Motion for referral to the Budget/Management Committee made by Councilor O'Connor, seconded by Councilor Smart and voted unanimously.

### **11 118-Legion Field Renovation Project**

Mr. McKinney requests, on behalf of the Mayor that \$81,820 is transferred from the reserve fund to fund 0002 in order to cover needed renovations at Legion Field.

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

## **Reports of Committees**

### **Budget/Management Committee-Chairman Kenneth DiFazio**

#### **11 107-Appointment to the Board of Zoning Appeals-Jonathan Moriarty**

Chairman DiFazio noted that Mr. Moriarty is currently an alternate on this committee and the Mayor is seeking his appointment as a regular member, he therefore was not invited to attend this evening, as he has previously appeared.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Mr. Moriarty of 38 Hilldale Road to the Board of Zoning Appeals--term will expire on June 30, 2012. Motion seconded by Councilor O'Connor and voted unanimously.

#### **11 108-Appointment to the Board of Zoning Appeals-Robert Stevens, as an alternate member**

Mr. Stevens was present and noted that he is a Weymouth High School graduate, currently is employed as a town planner for Quincy for the past eight years and also serves on the Board of Zoning Appeals for the town of Quincy.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Mr. Stevens of 35 West Lake Drive to the Board of Zoning Appeals--term will expire on June 30, 2013.

Councilor Smart noted that this committee is difficult to serve on based on the nature of the issues, he requests that Mr. Stevens have patience with constituents who may not be comfortable speaking before the board. Councilor Molisse concurs and noted the importance of site visits.

Motion seconded by Councilor O'Connor and voted unanimously.

#### **11 109-Appointment to the Historical Commission-Rodney Lundin**

Mr. Lundin was present and stated that he has been a resident in the town since 1972, is a graduate of the Vocational School, and is currently employed as a licensed contractor in the state of Massachusetts.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Mr. Lundin of 32 Linden Place to the Historical Commission-term to expire on June 30, 2013.

Councilor Harrington disclosed that Mr. Lundin performed work for him several years ago, he will not be recusing himself but wants this fact noted for the record.

Motion seconded by Councilor O'Connor and voted unanimously.

### **11 110-Appointment to the Board of Assessors-Robert Brinkmann**

Mr. Brinkmann was present and noted that he served as assessor for the town of Hanover for many years, and is currently employed by the town of Braintree. He believes his understanding of the assessing process would aid in his appointment to this committee. He has resided in Weymouth since 1972.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Mr. Brinkmann of 53 Ford Road to the Board of Assessors—term to expire on June 30, 2014.

Councilor Smart noted his acquaintance with Mr. Brinkmann for over 30 years and believes him to be an excellent candidate. Councilor Molisse concurs that he would serve the town well.

Motion seconded by Councilor O'Connor and voted unanimously.

### **11 111-Appointment to the Board of Library Trustees-Patricia O'Leary**

Ms. O'Leary was present and stated that she is retired and hopes to become more involved in the town and believes that this committee is a venue.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

Councilor Conlon noted that Ms. O'Leary was elected as the EWNA President and is a credit to our town.

Councilor Pap noted her efforts on the "Taste of Weymouth" event.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Ms. O’Leary of 999 Commercial Street to the Board of Library Trustees—term to expire on June 30, 2013,

Motion seconded by Councilor O’Connor and voted unanimously.

**11 112-Appointment to the Cultural Council-Sarah Rogers**

Ms. Rogers was present and has been a resident for 10 years. She has participated in Parent Council, Cultural Arts programs, the South Shore Conservatory, and the South Shore Natural Science Center.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Ms. Rogers of 19 Pasteur Street to the Cultural Council—term to expire on June 30, 2013.

Motion seconded by Councilor O’Connor and voted unanimously.

**11 113-Appointment to the Community Events Committee-Lauren Hultin**

Ms. Hultin was present and is a senior at Weymouth High School. She has served on the Substance Abuse Prevention Team, has participated in community events and wishes to become a formal member of this committee. She believes a younger perspective on the committee would be an asset.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Ms. Hultin of 104 Mount Vernon West to the Community Events Committee-term to expire on June 30, 2014.

Motion seconded by Councilor O’Connor and voted unanimously.

**11 114-Appointment to the Community Events Committee-Steven Sweeney**

Mr. Sweeney was present and has been a Weymouth Landing resident for 10 years and wishes to become more active in the community.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Mr. Sweeney of 26 Common Street to the Community Events Committee-term to expire on June 30, 2014.

Motion seconded by Councilor O'Connor and voted unanimously.

**11 115-Appointment to the Community Events Committee-Kerry Dunn**

Ms. Dunn was present and stated that she is a graduate of Weymouth High School, who has previously served on the Youth Coalition and hopes to bring back the fond memories she had as a child, from programs she attended in the town.

This measure was referred on September 6, the Budget/Management Committee met on September 19 and voted unanimous favorable action.

On behalf of the Budget/Management Committee, Chairman DiFazio motioned for favorable action on the appointment of Ms. Dunn of 11 Lakehurst Avenue to the Community Events Committee-term to expire on June 30, 2013.

Motion seconded by Councilor O'Connor and voted unanimously.

With no further business to attend to, Councilor O'Connor motioned to adjourn at 8:16 PM, noting that the Council will meet next on Monday, October 3<sup>rd</sup>, motion seconded by Councilor Smart and voted unanimously.

Respectfully Submitted by: Diane T. Hachey

Approved by:

Council President Arthur Mathews

