

TOWN COUNCIL MINUTES  
BUDGET/MANAGEMENT COMMITTEE  
Town Hall Council Chambers  
June 15, 2010 - Monday

Present: Kenneth DiFazio, Chairperson  
Arthur Mathews, Council President  
Michael Molisse, Councilor  
Michael Smart, Councilor

Not Present: Patrick O'Connor, Vice Chairperson

Also Present: James Wilson, Chief Financial Officer  
Richard Grimes, Chief, WPD  
Kathleen Deree, Asst. Town Clerk

Recording Secretary: Mary Briggs

Chairman Kenneth DiFazio called the Budget/Management Committee meeting to order at 6:45 PM.

**10 071-GASB-45 3-Year Study**

Mr. Wilson reported that this measure seeks to appropriate the sum of \$10,000 for the purpose of funding the federally mandated GASB-45 three year study. Weymouth is a Tier 1 city, and in order to receive certain federal grants and maintain its bond rating must undertake this study. This part of the study is not permitted by the DOR to be done internally. The study includes post retirement health insurance actuarial data and is a required feature of the town's financial statement on the internal audit.

One bid was received and is attached to the measure from Stone & Company which performed the last study and will likely be the lowest. This firm is the only one certified by the DOR to perform the study. A brief discussion of the firm and bidding process followed.

A MOTION was made by Councilor Molisse to forward item 10 071 to the full Town Council with a recommendation for favorable action, seconded by Councilor Mathews and voted unanimously.

**10 072-CDBG & Home Rule Funding 2010-2011**

Chairman DiFazio noted Mr. Clarke will be late.

A MOTION was made by Councilor Molisse to move item 10 072 to later in the agenda, after the Director of Planning arrives and was seconded by Councilor Mathews.  
UNANIMOUSLY VOTED.

**10 073-Reserve Fund Transfer-Town Council Budget-Recording Secretary**

Chairman DiFazio seeks on behalf of the Town Council to transfer the sum of \$1500 from the Reserve Fund, Program 132, to the recording secretary line item. Councilor Mathews noted that since the council is not allowed to increase its budget, it asked the Mayor to submit a request to cover a shortfall in the Recording Secretary budget to cover the additional meetings that have been scheduled. There may be the need to request a further transfer at a later date, dependent upon unforeseen meetings. The measure includes an analysis by Auditor Swanson. Councilor Mathews cautioned Councilors to take a conservative approach when scheduling meetings, particularly when they are single-item agendas.

A MOTION was made by Councilor Molisse and seconded by Councilor Mathews to forward item 10 078 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

A MOTION was made by Councilor Molisse to take item 10 077 out of order and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

**10 077-Capital Expenses-Police Department Radios**

Mr. Wilson reported that this measure seeks to appropriate the sum of \$132,780 from the Reserve Fund for the purpose of funding the purchase of mobile and portable radios for the police department. There was an attachment sent with the measure indicating the need. Captain Comperchio and the Chief were present to discuss the request. The process was started prior to the Capital Improvement Committee, and this was a priority request. The total proposal was for \$407,500. The current proposal is with another vendor (Tate) and for the same capabilities at a cost of \$239,000. The amount requested is being scaled back to a request for \$132,780 and includes only replacing the patrol division's 68 units and 10 mobile units which are no longer supported by Motorola. There is some difficulty with receiving signals and there is some urgency to replace these for the safety of the officers. Mr. Wilson reported that he is reviewing all department balances in the Reserve Fund and requested an additional day to complete his review before the committee takes any action on this item. Chairman DiFazio noted NO ACTION taken and the item carried over to the June 16, 2010 agenda.

A MOTION was made by Councilor Mathews to take item 10 081 out of order and was seconded by Councilor Molisse. UNANIMOUSLY VOTED.

**10 081-Appointment to the Waterfront Committee-Claud Keith**

Mr. Wilson reported that this is the only new appointment on this agenda; the remainder are reappointments. Mr. Keith forwarded a letter to the Mayor expressing his interest. Mr. Keith was introduced, and he noted his background, community involvement and previous service on this committee.

A MOTION was made by Councilor Mathews and seconded by Councilor Molisse to forward item 10 081 to the full Town Council with a recommendation for favorable

action. UNANIMOUSLY VOTED. Chairman DiFazio requested he attend the June 28, 2010 Town Council meeting to be introduced to the full council. Mr. Keith requested the council send him a notification of the meeting.

**10 074-Medicare Taxes Employer Share**

Mr. Wilson reported that this measure seeks to transfer the sum of \$50,000 from the Reserve Fund for the purpose of paying the employer share of the Medicare taxes. Each year the remaining balances are reviewed. An analysis was provided by Mr. Wilson with the measure. At the time of the request, there was \$176,450 remaining in the Medicare line item. The remaining salary line items is about \$15.5 million, leaving a potential Medicare liability of \$225,000.

A MOTION was made by Councilor Molisse to forward item 10 074 to the full Town Council with a recommendation for favorable action and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

**10 075-Reappropriation Contributory Retirement**

Mr. Wilson reported on the request to reappropriate the sum of \$3023.50 from the Non-contributory line item to the Contributory line item as a result of the Special Military Service fund for town employee Lauren Foster who was on active duty. The town adopted several years ago a provision that requires the town to pay the individual's retirement contribution. It is calculated by PEREC and the letter is attached to the measure and is required to be paid by June 30<sup>th</sup>.

A MOTION was made by Councilor Molisse to forward item 10 075 to the full Town Council with a recommendation for favorable action and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

**10 076-Reserve Fund Transfer-Mayor's Budget-Other Professional Services and Publications**

Mr. Wilson requested on behalf of the Mayor a transfer from the Reserve Fund in the amount of \$1100 for the purpose of funding two line items: Books and Publications \$600 for automated legal subscriptions, and Recording Secretary- \$500 (all other committees except for School Committee, Town Council, and CPC).

A MOTION was made by Councilor Molisse to forward item 10 076 to the full Town Council with a recommendation for favorable action and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

**10 078-Reappointment to the Board of Registrars-Michele Cronin**

Mr. Wilson requested a reappointment to a three-year term to the Board of Registrars of Michele Cronin.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 078 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 079-Reappointment to the Board of Assessors-Kevin Spellman**

Mr. Wilson requested a reappointment to a three-year term to the Board of Assessors of Kevin Spellman.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 079 to the full town council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 080-Reappointment to the Board of Elder Services-Lauren Pizzi**

Mr. Wilson requested a reappointment to a three-year term to the Board of Elder Services of Lauren Pizzi.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 080 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 082-Reappointment to the Veterans' Council-Robert Haley**

Mr. Wilson requested a reappointment to a three-year term to the Veterans' Council of Robert Haley, who was a former Veterans' Agent for the town.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 082 to the full town council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 083-Reappointment to the 4<sup>th</sup> of July Committee-William Robinson**

Mr. Wilson requested a reappointment to a three-year term to the 4<sup>th</sup> of July Committee of William Robinson.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 083 to the full town council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 084-Reappointment to the Recreation Commission-Arthur DelRosso**

Mr. Wilson requested a reappointment to a three-year term to the Recreation Commission of Arthur DelRosso.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 084 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 085-Reappointment to the Board of Health-Maureen DelPrete**

Mr. Wilson requested a reappointment to a three-year term to the Board of Health of Maureen DelPrete.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to

forward item 10 085 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 086-Reappointment to the Board of Elder Services-William Begley**

Mr. Wilson requested a reappointment to a three-year term to the Board of Elder Services of William Begley.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 086 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 087-Reappointment to the Cultural Council-Lori Ann Powers**

Mr. Wilson requested a reappointment to a three-year term to the Cultural Council of Lori Ann Powers. Mr. Wilson reviewed the responsibility of this council.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 087 to the full town council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 088-Reappointment to the Community Preservation Commission-Donna O'Sullivan**

Mr. Wilson requested a reappointment to a three-year term to the Community Preservation Commission of Donna O'Sullivan, who served on the same committee for the Town of Braintree until she moved back to Weymouth. Councilor Mathews noted she was instrumental when Weymouth was considering the adoption of the Community Preservation Act several years ago, and has been before the Community Preservation Committee on many occasions.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 088 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 068-Reappointment of Town Clerk-Frank Fryer**

Councilor Mathews requested in accordance with Section 2-8 of the Weymouth Home Rule Charter the name of Franklin Fryer is submitted for reappointment to Town Clerk. Councilor Mathews noted that this is a 3-year term due to expire on June 18, 2013. Mr. Fryer is on vacation and unable to attend this meeting. Chairman DiFazio reported that the Council received a letter from a constituent indicating that under MGL, Ch. 1, Section 19 (b) may have some bearing on Mr. Fryer's ability to serve. This was submitted to Solicitor Lane who rendered a written opinion which Chairman DiFazio will supply to the constituent. Councilor Mathews read the following opinion into the record,

"I have been asked the effect of General Law Chapter 41, Subsection 19(d) which revises the pertinent part for the tenure of the office of Town Clerk. This statute is of the local acceptance which was accomplished at the General Election of 1984, giving tenure to Town Clerk Franklin Fryer, then aged 61 until age 70. The purpose of the statute is to

grant tenure of office to Mr. Fryer, who was then 61 years of age, until he reached age 70.

“In 1990 Mr. Fryer was then outside of the protection granted by the acceptance of this statute, at which time he was free to run for election. Mr. Fryer then did successfully run for election in the next elections in 1992, 1995, and 1998, having been elected by the citizens of the Town of Weymouth.

“In 2000, the office of Town Clerk became one of those appointments in accordance with the Charter of the Town of Weymouth, and in particular, Section 2-8, Offices Elected by the Town Council, where Mr. Franklin was appointed for successive terms of three years, and serves at the present time as the Town Clerk.

“In accordance with MGL Chapter 41, Subsection 19(b) and 19(c), age does not serve as disqualification from office, but a limitation on tenure from age 70, at which time it became subject to election, appointment by the Town Council. Mr. Fryer may be elected by the Town Council to the office of the Town Clerk.

“Very Truly Yours,  
George Lane, Town Solicitor”

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 068 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**10 069-Reappointment of Assistant Town Clerk-Kathleen Deree**

Councilor Mathews submitted the name of Kathleen Deree in accordance with Section 2-8 of the Weymouth Town Charter for a reappointment to the office of Assistant Town Clerk for a period of three years. Her appointment will run conterminously with that of the Town Clerk and expires on June 18, 2013.

A MOTION was made by Councilor Molisse and seconded by Councilor Smart to forward item 10 069 to the full Town Council with a recommendation for favorable action. UNANIMOUSLY VOTED.

**Adjournment**

At the request of Mr. Wilson, and as Mr. Clarke was not available for the deliberation of item 10 072, it was recommended that this measure be carried over to the meeting of June 16, 2010, along with Item 10 077, on which no action has yet been taken.

At 7:30 PM, there being no further business, Councilor Molisse made a MOTION to ADJOURN the meeting and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

Respectfully submitted by Mary Briggs as recording secretary

Approved by Kenneth DiFazio-Chair Budget/Management Committee

