

**MINUTES OF THE TOWN COUNCIL**  
**Town Hall Council Chambers**  
**January 17, 2006**

Present: Michael Smart, President  
Paul J. Leary, Vice-President  
Jack Carey  
Kenneth DiFazio  
Sue Kay  
Thomas Lacey  
Arthur Mathews  
Michael Molisse  
Patrick O'Connor  
Gregory Shanahan  
Kevin Whitaker

Also Present: Franklin Fryer, Town Clerk  
Jane Hackett, Chief of Staff  
George Lane, Town Solicitor  
Richard Swanson, Town Auditor  
James Wilson, Chief Financial Officer  
Daniel McCormack-Chemical Mgmt. and Surveillance Officer

Recording Secretary: Janet Murray

President Smart called the Town Council Meeting to order at 7:30pm.

**ANNOUNCEMENTS**

President Smart-announcement of Committee Designations

President Smart stated that Committee assignments have been made. He read the listing of each committee with the names of the Councilors assigned to that committee. He also noted that a Naval Air Station Advisory Committee has been formed.

Councilor O'Connor announced that there will be a Public Safety Committee meeting on 01/24/06. On the agenda will be concerns regarding fire safety due to inadequate staffing and equipment.

Councilor DiFazio stated that it is his understanding that a red flyer has recently been distributed door to door. This flyer has been authored by the Weymouth Firefighters Local 1616. This flyer alerts residents of certain equipment that has been out of service for the past eight (8) months; thereby affecting the fire protection provided to residents. He advised residents that the FY 06 budgets incorporated costs to operate with four (4) engines and one (1) ladder at all times as set forth in the Council's March 2003 resolution. He noted that this is the norm and not the exception. He stated that Administration has informed him that the fire department has operated at a 4/1 level over 70% of the time in the past eight (8) months. He also noted that overtime projections are within the current budget. He suggested that any residents with concerns should contact him or the Administration for further explanation.

Councilor Leary announced that there will be a Red Cross Blood Drive on 01/21/06 from 8am – 1pm at the Old South Union Church in Columbian Square. He stated that there is a desperate need for blood.

Councilor Carey announced that the WHS wrestling team will host a wrestling tournament on 01/21/06.

Councilor Whitaker announced that he had attended the MEPA public meeting in Rockland. During that meeting he stated that he spoke with Diane Madden from Mass Highway. He noted that the widening of Route 18 is tentatively scheduled for 2011.

At the meeting, Councilor Whitaker asked Ms. Madden, publicly, if the schedule for this widening could be moved up. He noted that Ms. Madden and the project proponent both expressed willingness to consider this option.

Councilor Whitaker stated that he had been in discussions with LNR regarding the route 18 intersections and occupancy permits. He noted that LNR has agreed not to issue occupancy permits until the five (5) intersections are substantially completed. He expects to receive confirmation of this in writing shortly.

Councilor Whitaker announced that LNR has agreed to put in an oversight mechanism that will ensure, on a closing by closing basis, that the affordable housing units and the senior housing units are going to be accounted for.

Councilor Whitaker noted that under the Phase 1 MEPA waiver, of the 500 units to be built 20% or 100 units will be affordable housing. He also noted that LNR has agreed, verbally, that seniors will be given preference over anyone else who qualifies for this housing. He expects to receive confirmation of this in writing shortly.

Councilor DiFazio announced that the East Weymouth Neighborhood Association will meet on 01/19/06 at the Sons of Italy Hall. Pizza will be served at 6:30pm and Mayor Madden will give his State of the Town address at 7:00pm.

## **MINUTES**

### **Budget/Management Committee - 11/28/05**

A MOTION was made by Councilor Leary to ACCEPT the minutes from 11/28/05 and was seconded by Councilor Mathews and APPROVED on a 10-0 vote with Councilor Carey abstaining.

### **Ordinance Committee – 12/5/05**

A MOTION was made by Councilor Leary to ACCEPT the minutes from 12/5/05 and was seconded by Councilor Kay and APPROVED on a 10-0 vote with Councilor Carey abstaining.

**Town Council – 12/5/05**

A MOTION was made by Councilor Leary to ACCEPT the minutes from 12/5/05 and was seconded by Councilor Mathews and APPROVED on a 10-0 vote with Councilor Carey abstaining.

**Budget/Management Committee – 12/13/05**

A MOTION was made by Councilor Leary to ACCEPT the minutes from 12/13/05 and was seconded by Councilor Kay and APPROVED on a 10-0 vote with Councilor Carey abstaining.

**Ordinance Committee – 12/13/05**

A MOTION was made by Councilor Leary to ACCEPT the minutes from 12/13/05 and was seconded by Councilor Kay and APPROVED on a 10-0 vote with Councilor Carey abstaining.

**Town Council – 12/19/05**

A MOTION was made by Councilor Leary to ACCEPT the minutes from 12/19/05 and was seconded by Councilor Kay and APPROVED on a 10-0 vote with Councilor Carey abstaining.

**Economic Development – 12/19/05**

Councilor Shanahan noted that that he was present at this meeting but was listed as absent.

A MOTION was made by Councilor Leary to ACCEPT as amended the minutes from 12/19/05 and was seconded by Councilor Kay and APPROVED on a 10-0 vote with Councilor Carey abstaining.

**PUBLIC HEARINGS**

**05 164-Fats, Oils and Grease Proposed Ordinance-Joint Public Hearing with the Board of Health**

A MOTION was made by Councilor Leary to OPEN the Public Hearing on Item #05 164 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 1/7/06.

A MOTION was made by Maureen DelPrete to OPEN the Board of Health meeting on Proposed Regulation #28 and was seconded by Karen DeTellis and UNANIMOUSLY VOTED.

Present from the Board of Health were

- Maureen DelPrete, Chairman
- Karen F. DeTellis, Vice Chairman

- Richard Wetterberg, Clerk
- Clare LaMorte, RN
- William Rennie

Dan McCormack presented information to the Council. He stated that the Town Council's Ordinance and the Health Board's Regulation are exactly the same. He noted that there is some difference in the language as to authority and some legal language.

He stated that the document is to regulate the type of grease traps that are used by eating establishments. The town has spent a considerable amount of time and expense clearing the municipal sewer system of fats, oils, and grease (FOG) blockages; specifically in areas where restaurants operate.

Mr. McCormack stated that under the State's Plumbing Code, all food establishments must have grease traps. There are three (3) types of systems: Indoor passive (which must be cleaned monthly), indoor automatic and outdoor underground passive. He noted that most establishments in Weymouth have indoor passive grease traps. These systems do work, but if they are not maintained properly, the grease accumulates, bypasses the system, and gets into the municipal sewer system.

The indoor automatic and outdoor passive systems work a little better. The automatic traps remove the grease every 24 hours. They mechanically skim the grease from the units and put it into a holder. The outdoor trap capacity is so large, that it allows a large volume of grease to accumulate before it could pass into the sewer system.

In the proposed regulation and ordinance, all new and substantially renovated establishments must install either an indoor automatic system or an outdoor underground passive system. Indoor passive systems will only be permitted if a variance is granted by the Director of Public Health. All other existing food establishments must install an automatic system or an outdoor system within one (1) year of the adoption of the regulation and ordinance.

If an establishment is maintaining the indoor passive system, a variance may be granted. The indoor passive system and automatic system must be cleaned once per month, by a licensed hauler, licensed plumber, or licensed drain cleaner. There are record keeping requirements. A log must be kept of maintenance, any corrective actions required, or improvements to the system. These records must be kept for two years and be readily accessible.

The Director may give variances for the cleaning requirement if they generate a small amount of greases. All variance requests must be completed using the Health Department Variance Form and submitted to the Health Department. If granted, the applicant will be notified. If denied, the applicant will also be notified with recommendations as to what system should be in place.

If the regulation and ordinance passes, inspectors will go into each food establishment to determine what traps are being used and any possible problems.

Councilor Leary noted that the ordinance will be, if passed, an addition to Chapter 11, Public Health. It will be a new section, 11-102.

Councilor Kay asked about the timeline for connection. She stated that section J allows for the Board of Health to require an establishment to immediately install a FOG pretreatment system if grease blockage is detected. She asked how it would be determined where a blockage came from. Mr. McCormack stated that a camera system can be used in the sewer laterals to pinpoint the source of the blockage. He stated that if an establishment repeatedly is the source of sewer blockages, they can be required to install a system. The time frame would be determined by the system deemed necessary. Notification would be given to the establishment, and they would be given several weeks to correct.

Councilor Lacey asked for an estimate on the cost of installing the indoor automatic system or the outdoor underground passive system. Mr. McCormack estimated that the automatic system could cost about \$3-5000 and the outdoor system could cost about \$8-18,000. There are currently no loans or grants available.

Councilor Whitaker asked for clarification on page 4 (c) enforcement. He questioned the need to provide inventory receipts. Mr. McCormack stated that this could help to determine how much grease may be discharged based on items purchased. Councilor Whitaker asked if this was a new recordkeeping burden. Mr. McCormack stated that he believed that this is something that is already done by the establishments for tax purposes. He did acknowledge that it could take extra time for an establishment to organize these records.

Councilor Whitaker asked if there was a warning provision before a monetary fine is imposed. Mr. McCormack stated that a warning would be issued, if the problem is not serious in nature or an ongoing problem. Councilor Whitaker asked where this provision is in the regulation. Mr. McCormack stated that it is not spelled out specifically in the regulation. He stated that the purpose of the regulation is to make sure that maintenance is done by these establishments not to just fine them.

Councilor Shanahan stated that he is concerned with the one year timeframe to comply. Mr. McCormack reiterated that there is a variance procedure for the frequency of maintenance, the type of system, and the timeline for connection. Financial hardship variances are not allowed.

Councilor Shanahan agreed that protecting the town's sewer infrastructure is important. However, he is concerned with the potential impact that this regulation could have on local businesses.

Councilor DiFazio asked if notice was given directly to the establishments. Mr. McCormack stated that a letter was sent to approximately 160 establishments. He noted that the Department of Environmental Protection's language does not allow for financial hardship as a reason for a variance. If this were allowed, the regulation would have not teeth.

Councilor Carey noted that the town would not be installing the systems. Mr. McCormack agreed that the business owners would have to hire their own contractors. Councilor Carey

asked if there could be financial assistance. Mr. McCormack stated that he would look into this possibility.

Councilor O'Connor asked if there were any other cities or towns nearby who have this type of regulation currently in place. It was noted that Braintree has a similar program. DEP is pushing for municipalities to adopt this type of regulation. It could potentially be a state mandated regulation.

Maureen DelPrete asked how many establishments already comply with this proposed regulation. Mr. McCormack stated that 90% of the establishments have passive systems. He noted that 3-6 facilities have the underground system. He does not believe that any establishments in town have the indoor automatic system.

Karen DeTellis noted that there are more than 160 food establishments in town. Mr. McCormack stated that not all establishments were targeted. 7-11 type stores serve already prepared food and are not included in that number.

There was the following public comment.

Trish Nutter of Kelley's Landing stated that they use a passive grease trap and it works well as they properly maintain it. She believes that the ordinance/regulation's wording is too strict and the authority of the Board of Health could prove expensive.

She questioned why, if an establishment is in compliance, an inventory is necessary.

The owner of Martini's and Union Chowder House spoke. He noted that the Union Chowder House has an outdoor underground system. He asked if there were requirements for the cleaning of the outdoor system. Mr. McCormack stated that the outdoor system must be cleaned out every three (3) months.

Councilor Lacey asked how often the underground system was cleaned out. He stated that he had his system cleaned out approximately every four (4) months. He also stated that it costs \$500 for the clean out.

Councilor DiFazio asked if a new or substantially renovated establishment must install an automatic system. Mr. McCormack stated that this is true, unless a variance is granted.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on Item #05 164 and was seconded by Councilor Kay

Councilor Carey asked if the public hearing is closed, will there be an opportunity to hear the new information. Mr. McCormack stated that it would take several days to get the requested information, such as the possibility of financial assistance.

A SUBSTITUTE MOTION was made by Councilor Lacey to CONTINUE the Public Hearing on Item #05 164 and was seconded by Councilor Kay. The following discussion ensued:

Councilor Whitaker stated that he believes that the inventory requirement overburdens the business owners. He also stated that he would like to see a warning written into the procedure. Financial assistance should also be considered.

Councilor Whitaker asked for a point of information regarding referring this back to committee.

Councilor Lacey AMENDED his SUBSTITUTE MOTION to CONTINUE the Public Hearing on Item #05 164 and REFER it back to the Ordinance Committee and was seconded by Councilor Whitaker.

Councilor Mathews asked why these questions were not raised prior to the public hearing at the committee level.

The MOTION was PASSED 10-1.

Maureen DelPrete stated that a lot of work has gone into the ordinance/regulation. She noted that the Council and Board of Health have worked well together.

Mrs. DelPrete stated that the financial piece could be put into place at a later date through the Health Department as has been done in other cases.

A MOTION was made by Karen DeTellis to CONTINUE the Public Hearing and was seconded by Richard Wetterberg and was UNANIMOUSLY VOTED.

**05 165-Free Cash Appropriation-Dog Officer Van**

A MOTION was made by Councilor Leary to OPEN the Public Hearing on Item #05 165 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 1/7/06. There was no public comment.

The amount requested is \$19,399 from free cash to purchase a van for the dog officer. The \$19,399 is the total cost for the van. The insurance reimbursement was for \$9300. The insurance account is a reimbursement account. We have to raise and appropriate all of the funds and then the town is reimbursed from the insurance proceeds. The insurance money will be returned to free cash.

The driver of the van that was totaled was not injured.

There is \$1.1 million available from free cash.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on Item #05 165 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

**05 167-Raise and Appropriate for an Opinion of Value**

A MOTION was made by Councilor Leary to OPEN the Public Hearing on Item #05 167 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 1/7/06. There was no public comment.

This item is to cover the cost of the sale of town owned land. The amount of \$2500 is needed to establish a minimum bid for the property. The amount will come from a special fund called the sale of town owned property. The balance in this account is approximately \$18,762.

The property is located at 1389 Main Street, in South Weymouth. There is currently a tax lien of \$200,000 on the property.

Councilor DiFazio asked if the town would have to forgo the \$200,000 in back taxes. Mr. Wilson stated that this was not the case. The owed taxes would be one of the considerations in establishing the minimum bid. Because of the foreclosure procedure, the town now owns the property. It is assessed at approximately \$400,000.

Councilor Whitaker asked if the statute requires an opinion of value or if fair market value could be used. Mr. Wilson stated that 30B and the disposition of town owned property requires an evaluation from an independent appraiser. There are two ways to do this. The first is an opinion of value which is \$2500. The other is a certified appraisal which would cost four (4) times the cost of an opinion of value.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on Item #05 167 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

**OLD BUSINESS**

**Mayor Madden – Update on Route 18**

Mayor Madden appeared before the Council to discuss Route 18. He stated that he has been in contact with Representative Ron Mariano and Secretary of Transportation John Cogliano to ask about the status of Route 18 intersection projects. Secretary Cogliano's answer was that this project on Route 18 is a priority for him and for the transportation department. It is his intention to have this work placed back in the TIP in February; to advertise it this spring, with construction to begin this summer.

Mayor Madden noted that on the same night, different information was given by someone from Mass. Highway. The Mayor and Representative Mariano spoke again with the Secretary and he assured them that this was and remains a priority. He agreed with them that these intersections need to be completed regardless of construction on the former air base.

Councilor Leary asked if the Mayor had discussed the widening of Route 18. The Mayor responded that this would undergo a two year environmental review process regarding the takings. Following that, there will be approximately a two year design process.

Councilor Mathews asked if the Mayor planned to attend the MPO meeting this Thursday. The Mayor stated that he would be attending this meeting with Representative Mariano.

Councilor Kay asked for a time frame. The Mayor stated that it could be about 18 months. He stated that Tri-Town and LNR have agreed that these intersections need to be completed before occupancy occurs on the base. Councilor Kay asked if all of the intersections would be worked on at the same time. The Mayor stated that they would. The intersections are Main at South Shore Hospital, Main at Park Ave, and Main at Middle.

Councilor Whitaker questioned if a design/build proposal could expedite the widening of the Route 18 project. The Mayor stated that it is something that has been discussed. There has been no commitment but is a possibility. In terms of the intersections, the design has been completed.

Councilor Mathews asked if all of the land takings through eminent domain with intersections were resolved. Mayor Madden stated that the land taking designs are what held up keeping the project on the TIP. He expects that these issues should be resolved before the supplemental TIP in February.

Councilor Smart stated that Mass. Highway needs to do a better job scheduling.

**Terry Fancher-Executive Director/South Shore Tri-Town Development Corp.-monthly update to Council**

Mr. Fancher read into the record a letter from South Shore Tri-Town Development Corporation (SSTTDC) legal counsel regarding the feasibility of the Corporation rescinding its agreements with LNR and pursuing an alternate development plan.

Mr. Fancher stated that there is a meeting this Thursday of the MPO at 10am at the Transportation Building, 10 Park Plaza.

Mr. Fancher stated that he has met with the Town Wide Parent Council and will be meeting soon with Sean Guilfoyle, the Chair of the School Committee.

In response to the question of when the town will get the \$3 million agreed to, Mr. Fancher stated that LNR responded that this will happen when the DDA is signed. He noted that the DDA has now been sent to the attorneys and will be returned to the Board of Directors for signatures.

The issue of 40R has yet to come up. Mr. Fancher stated that a replacement for Mr. Burke has not been named. A meeting regarding 40R will occur when a replacement is named.

Mr. Fancher stated that regulatory framework meetings have taken place. There are five (5) substantial issues that need considerable work.

Councilor Kay asked for clarification on senior housing and the waiver time frame. She stated that senior housing is over 55/age restricted. She noted that waiting lists for senior housing for those over 65 are very long. Mr. Fancher stated that 100 units of the housing will be set aside for affordable housing. Councilor Kay asked Mr. Fancher to describe what affordable housing is.

Mr. Fancher stated that affordable housing is based on median income. They look at income requirements of 80% of the median income. 10% of the total number of units, which would be 285 units, would be set aside. He also stated that they look at those who may make the median income but still can not afford to buy a home. He stated that an additional 10% of the total number would be for those making 80%-130% of the median income. When they define affordable housing, the 20% comes from these two numbers; for a project total of 570.

Councilor Kay asked how much such a unit would cost. Mr. Fancher stated that it varies based on how much is ultimately paid for the land.

Councilor Kay stated that she believes that the intersections on Route 18 have a lot to do with the base redevelopment. Mr. Fancher stated that it has been agreed that the reconstruction of these intersections supersedes anything that is done at the former air station. He stated that Route 18 is a regional highway that is very congested. It was not designed to be a regional highway.

Councilor DiFazio stated that in the MPC there is a summary of project size and environmental impacts with the previously reviewed and currently proposed. He asked for clarification on the section under transportation and the source of the vehicle trips per day- as there is a discrepancy between the two numbers. Mr. Fancher agreed that this needs to be clarified. He noted that the numbers are less because the traffic is less.

Councilor DiFazio stated that the supply of energy is going to be an issue in the future. He asked if there has been consideration of erecting a wind tower measurement tool. Mr. Fancher stated that he is not aware of this being considered. He noted that within the EIR there is an element for alternative energies. Mr. McPherson stated that LNR is looking to get more information on this for the Draft EIR.

Councilor DiFazio stated that he had received a revision of the Master Plan. He would have liked to have seen a summary of changes between the initial plan and the revised plan. He noted that there appears to be an increase in the cap of four (4) bedroom single family homes on over 5,000 square foot lots from 200 to 275. He noted that this increases the percentage of these types of homes from 7% to 10% of the total number of housing units.

Mr. Fancher stated that many changes were made based on comments from all of the three (3) towns. He stated that the total number of units will remain the same.

Councilor Whitaker stated that there needs to be a process for future changes prior to those changes being made. Mr. Fancher stated that he agreed that there should be a way to document this, and the public hearing process could be used.

Councilor Whitaker stated that he had a commitment, in writing that occupancy permits will not be issued until the Route 18 intersections are substantially completed. Mr. Fancher stated that he is aware of this as a consideration but did not have it in writing.

Councilor Whitaker also stated that he had a commitment from LNR that senior citizens would receive preference over other applicants who might be similarly qualified. Mr. Fancher agreed that this was his understanding as well.

Councilor O'Connor stated that there is payment required when a home-owner puts an addition on their house. He asked if SSTTDC would pay this money to the sewer fund. Mr. Fancher stated that he would look into this and come back with an answer.

Councilor O'Connor asked for a copy of the draft framework for the provision of the municipal services during the initial construction. He also stated that there had been a meeting last week with Police, Fire, and DPW. Mr. Fancher stated that the draft is not currently available as there will need to be a public hearing before the frameworks are presented.

Councilor Mathews stated that the East/West Parkway is in the 2006 TIP for \$2 million for design. Mr. Fancher stated that there has been some discussion to moving these funds into the highway program in return for release of additional funding for the parkway, at some point.

Councilor Kay stated that there is a memorandum of understanding with LNR that the \$1.3 million will be provided by June 30, 2006. Mr. Fancher stated that the DDA was extended to March 1, 2006. It is the intention of SSTTDC to have the DDA completed and signed by this date.

Mr. Fancher stated that he is not able to attend the 2<sup>nd</sup> February meeting. Jim Young is scheduled to attend this meeting. Mr. Young will be able to answer environmental questions.

## **COMMUNICATION FROM MAYOR, TOWN OFFICERS, AND TOWN BOARDS**

### **06 013 - Snow Removal Authorization**

Jane Hackett stated that this is to pay for the over expenditure for snow removal for FY 06. Ms. Hackett stated that as of 1/12/06, \$11,014 remains in the snow and ice overtime account. This was originally budgeted for \$73,143. \$22,324 remains in the snow and ice expense budget. This was originally budgeted for \$147,000.

Ms. Hackett noted that this action is being requested if there is snow prior to the Council taking action under the Town Charter to authorize snow removal. Historically administration has come before the council in an attempt to anticipate prior to over expenditures.

A MOTION was made By Councilor Leary to Take Item #06 013 under 2-9B, same night action, and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

Councilor DiFazio asked if there was an urgency to get this done tonight. Mr. Wilson stated that the average snow storm costs approximately \$60-65,000. This request is an attempt to anticipate

over expenditures. This action would make it unnecessary to call upon an emergency proclamation per the Charter. Otherwise, he would have to come back to the Council with this emergency.

Councilor Kay noted that the request for 2-9B action was not included in the measure. Ms. Hackett stated that this should have been included in the measure but was overlooked.

Councilor Whitaker asked if there was a need for a preamble in order to be acted upon under 2-9B.

Solicitor Lane stated that it does not need to be an emergency for approval under 2-9B.

A MOTION was made by councilor Leary to APPROVE Item #06 013 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

## **REPORTS OF COMMITTEES**

### **Budget Management Committee – Chairman DiFazio**

#### **05 165 - Free Cash Appropriation-Dog Officer Van**

This item was referred on 12/5/05. The Committee met on 12/13/05. This item was published on 1/7/06. A Public Hearing was held on 1/17/06. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE Item #05 165 and was seconded by Councilor Molisse and was UNANIMOUSLY VOTED.

#### **05 167 - Raise and Appropriate for an Opinion of Value**

This item was referred on 12/5/05. The Committee met on 12/13/05. This item was published on 1/7/06. A Public Hearing was held on 1/17/06. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE Item #05 167 and was seconded by Councilor Molisse and was UNANIMOUSLY VOTED.

Solicitor George Lane asked to have the minutes from the 12/13/05 Budget/Management meeting reconsidered and tabled. The minutes need to be amended to correctly reflect the actions taken.

Councilor Kay made a MOTION to RECONSIDER the minutes from the 12/13/05 Budget/Management meeting and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

Councilor Kay made a MOTION to TABLE the minutes from the 12/13/05 Budget/Management meeting and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

**Ordinance Committee-Chairperson Kay**

**05 164 - Fats, Oils and Grease Proposed Ordinance**

This item was referred on 12/5/05. The Committee met on 12/5/05. This item was published on 1/7/06. A Joint Public Hearing with the Board of Health was held on 1/17/06.

Councilor Kay reported that the Public Hearing held this evening was continued. The item was also referred back to the Ordinance Committee.

**NEW BUSINESS**

**06 001-O'Connor and Drew Audited Financial Statement and Management Letter for Fiscal Year 2005-Auditor Swanson**

Mr. Swanson stated that O'Connor and Drew had issued their audit report and management letter. They will be available at a later date to review the audit. He noted that the financial statement contained an unqualified clean audit opinion, which means the statements are accurate. This is important for bonding purposes as well as other financial matters. The management letter contains no audit points or issues for the first time in town history. This means that internal controls within the town are working and the town's assets are safeguarded.

A MOTION was made by Councilor O'Connor to REFER to Budget/Management Item #06 001 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

**06 012-Review of Town Council Rules -President Smart**

A MOTION was made by Councilor Mathews to REFER to the Rules Committee Item #06 012 and was seconded by Councilor Molisse and was UNANIMOUSLY VOTED.

**06 014-Expanding Technology in Weymouth's Government - Councilor Whitaker**

Councilor Whitaker stated that there are many new technologies available on the internet.

A MOTION was made by Councilor Kay to REFER to Budget/Management Item #06 014 and was seconded by Councilor Carey and UNANIMOUSLY VOTED.

Councilor Mathews reminded the other Councilors that the letters for the MEPA comment period are due. He noted that it is very important to send these comments so that the town's concerns are heard.

Councilor Smart stated that there will be a Special Town Council Meeting later in the month. He stated that it would most likely be the week of the 23<sup>rd</sup>. The items on this agenda would be

appointments and the MEPA letters. He also stated that the cover letter would be reviewed and sent out with the individual letters from each Councilor. The deadline for comments is January 31, 2006. Councilor Whitaker noted that anyone may submit comments to MEPA before the deadline.

## **LATE AGENDA ITEMS**

### **CP4/Community Preservation Act**

Councilor Kay made a MOTION to add two late agenda items and was seconded by Councilor Shanahan and UNANIMOUSLY VOTED.

Councilor Kay stated that she had been contacted by seniors who thought the questions on the CP4/Community Preservation Act exemptions form asked for extremely personal information. It was noted that this form is required by the State and the Town has no control over what information is requested.

Councilor DiFazio made a MOTION to REFER to the Senior Committee the above mentioned item and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

### **Town Council and Town Clerk Budget Review**

Councilor Kay stated that the Town Council and Town Clerk budgets are ready for review.

A MOTION was made by Councilor Kay to REFER to Budget/Management the above mentioned item and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

Councilor Mathews made a MOTION to add one late agenda item and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

### **Metropolitan Planning Office**

Councilor Mathews requested that a letter be sent to the Metropolitan Planning Office (MPO) in support of the upgrades of the Route 18 intersections.

A MOTION was made by Councilor Mathews to have a letter sent to the MPO as stated above and was seconded by Councilor Lacey and UNANIMOUSLY VOTED.

## **ADJOURNMENT**

At 10:10pm there being no further business, Councilor Molisse motioned to ADJOURN and Councilor Kay seconded and was UNANIMOUSLY VOTED.

Approved by: \_\_\_\_\_  
Michael Smart, President