

MINUTES OF THE TOWN COUNCIL
Town Hall Council Chambers
March 19, 2007

Present: Michael Smart, President
Paul J. Leary, Vice-President
Jack Carey
Kenneth DiFazio
Sue Kay
T. J. Lacey
Arthur Mathews
Michael Molisse
Patrick O'Connor
Gregory Shanahan
Kevin Whitaker

Not Present: Jane Hackett, Chief of Staff

Also Present: Jeff Bina, Assistant Town Engineer
James Clarke, Director of Planning & Community Development
Franklin Fryer, Town Clerk
George Lane, Town Solicitor
Richard Swanson, Town Auditor
James Wilson, Chief Financial Officer

Recording Secretary: Janet Murray

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

ANNOUNCEMENTS

Councilor Molisse stated that the program guide for the Recreation Department programs are now available. He noted that there is a new membership requirement to register for the programs. Parents are asked to sign up their children for membership on-line and then go to the Recreation Department office at the Teen Center to have a picture taken for photo identification.

Councilor Mathews stated that the Citizen Advisory Committee for the redevelopment of the former South Weymouth Naval Air Station will meet next Tuesday, 3/27/07 in the Conference Room at the former bowling alley building.

Councilor Carey extended his congratulations to the Weymouth High School hockey team for their achievements in the past few weeks.

Councilor Leary stated that a Forest Street neighborhood association has been formed and it will meet on March 30, 2007 at 1pm at the Wildlife Center on Columbian Street.

Citation Issuance-John Atwater-Weymouth High School Basketball-Councilor Thomas J. Lacey

Councilor Lacey read a citation recognizing John Atwater for achievements in basketball and academics.

MINUTES

Town Council Meeting of 2/5/07-Tabled From 2/20/07 Meeting

A MOTION was made by Councilor Leary to TAKE the minutes from 2/05/07 off the table and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

A MOTION was made by Councilor Leary to ACCEPT the minutes from 2/05/07 as revised and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Town Council Meeting-2/20/07

A MOTION was made by Councilor Leary to ACCEPT the minutes from 2/20/07 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

A SUBSTITUTE MOTION was made by Councilor Leary to TABLE the minutes from 2/20/07 and was UNANIMOUSLY VOTED.

Budget/Management Committee Meeting-2/20/07

A MOTION was made by Councilor Leary to ACCEPT the minutes from 2/20/07 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Rules Committee Meeting-2/20/07

A MOTION was made by Councilor Leary to ACCEPT the minutes from 2/20/07 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Public Safety Committee Meeting-2/26/07

A MOTION was made by Councilor Leary to ACCEPT the minutes from 2/26/06 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Budget/Management Committee-2/27/07

A MOTION was made by Councilor Leary to ACCEPT the minutes from 2/27/07 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Auditor Selection Committee Meeting-2/27/07

A MOTION was made by Councilor Leary to ACCEPT the minutes from 2/27/07 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Councilor Leary stated that he made several changes to the minutes.

A SUBSTITUTE MOTION was made by Councilor Leary to ACCEPT the minutes as revised and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

CITIZEN'S CONCERN/COUNCIL RESPONSE

Red Hat Society Day Declaration-Ann O'Donnell /Queen Mother of Rosa Capellas Chapter

Mrs. O'Donnell stated that there will be a Tea Party at 1pm on April 23, 2007 at the Whipple Center. Mayor Madden will declare April 25, 2007, Red Hat Society Day. She noted that ladies who wear red hats are age 50 and over, purple hats are for birthday month, and pink hats are for ladies under age 50.

PUBLIC HEARINGS

07 015-Street Acceptance-Alma Circle

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 015 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Abutters were notified on 3/9/07. There was the following public comment.

President Smart stated that the public hearings are for the street layout of the private ways to be accepted as public ways.

Mr. Clarke, Director of Planning and Community Development reviewed the process and reason for this action.

Mr. Bina stated that Alma Circle is in good condition.

David Anderson, 16 Lester Lane, asked why this has taken 17 to 18 years and if there are bond holders. He disagreed that the road is in good condition.

Mr. Clarke stated that it is his understanding that all of the performance bonds have been released by the Planning Board. He also noted that the subdivision control laws do not require that a private way become a public way.

Mr. Anderson stated that he is in favor of the street being accepted as a public way but questioned why this process didn't happen when the performance bond was released.

Mr. Clarke stated that the town's engineering department gives a recommendation as to whether a performance bond should be released. He noted that bonds are generally released over time as the road work moves forward.

Councilor DiFazio asked that as we go forward, would it be possible to have streets accepted prior to the release of the bond. Mr. Clarke stated that he agrees but that this is not always possible.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 015 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

07 016-Street Acceptance-Lester Lane

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 016 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Abutters were notified on 3/9/07. There was the following public comment.

Councilor Lacey asked if retention ponds will be part of the taking. Mr. Clarke stated that this request is for street layout acceptance only. Mr. Clarke stated that there is on-going discussion as to this process.

Mr. Moawad, 37 Lester Lane, asked about possible development on an abutting parcel. Councilor Lacey stated that this parcel is not scheduled to be developed. Councilor Lacey also stated that Tirrell Woods is a development located on the other side of Summer Street.

Mr. Clarke stated that there are no plans under review for this parcel.

Mr. Anderson, 16 Alma Circle, stated that there was talk about using the above-mentioned parcel for an easement to a development. Mr. Clarke stated that the request this evening does not affect this parcel or the easement. The spur between lot 4 and lot 3A will remain a private way and is not part of the layout for Lester Lane.

Councilor Carey asked if acceptance of Lester Lane has any effect on the parcel previously mentioned. Mr. Clarke stated that the request does not have any effect on the parcel.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 016 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 017-Street Acceptance-Bayberry Lane

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 017 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

The abutters were notified on 3/9/07. There was no public comment.

Councilor Leary asked if most of the house lots are built on this street. Mr. Clarke stated that he believes that this is correct.

Mr. Bina stated that the maps represent what was submitted to the Registry of Deeds.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 017 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 018-Street Acceptance-Beverly Court

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 018 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Abutters were notified on 3/9/07. There was no public comment.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 018 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 019-Street Acceptance-Blueberry Place

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 019 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Abutters were notified on 3/9/07. There was no public comment.

Councilor Kay asked if the Town Engineer has reviewed the plans and is in agreement. Mr. Bina stated that this is correct.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 019 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 020-Street Acceptance-Blueberry Street

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 020 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

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The abutters were notified on 3/9/07. There was no public comment.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 020 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 021-Street Acceptance-Caldwell Street

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 021 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Abutters were notified on 3/9/07. There was the following public comment.

Karl Douglas, 23 Caldwell Street, asked if the street was going to be widened. He stated that he was not in favor of widening.

Mr. Clarke stated that it was not the intention to widen this road.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 021 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 022-Street Acceptance-Cavern Knoll Way

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 022 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Abutters were notified on 3/9/07. There was no public comment.

Councilor Mathews stated that procedurally, this is a new process for the new form of government. He stated that it is a long procedure which involves two public hearings before the Town Council and one public hearing before the Planning Board.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 022 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

07 008-Weymouth/Braintree Regional Recreation Conservation District Emergency Action Plan

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 008 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This Item was published on 3/9/07. There was no public comment.

Mr. Wilson stated that this is a request for \$8500 for Weymouth's share of the mandated study for the Smelt Brook Dam at Pond Meadow Park. The Town of Weymouth has an agreement to share the cost of this study with the town of Braintree. The town's residual account is being used as a source of funding. This account currently has a balance of \$11,000.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 008 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 009-Sewer Enterprise Retained Earnings Appropriation

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 009 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 3/9/07. There was no public comment.

Mr. Wilson stated that this is a request for \$111,320 for purposes of paying an MWRA bond which is due this fiscal year. The funding source is the sewer retained earnings account, which has a balance of \$758,852. This bond was let during FY 2007.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 009 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 010-Water Mains/Route 18 from Water Capital Projects Residuals Account

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 010 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 3/9/07. There was no public comment.

Mr. Wilson explained that this is for the purpose of replacing water mains along Route 18 to be coordinated with Mass. Highway Department (MHD). The cost is \$300,000 and the balance in the fund is currently \$301,000.

Councilor Kay noted that this will deplete the Residuals Account.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 010 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 011-Raise and Appropriate for an Opinion of Value-1389 Main Street

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 011 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

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This item was published on 3/9/07. There was no public comment.

Mr. Wilson stated that under 30B an opinion of value must be less than one year old. The cost is \$1000. The balance of the Sale of Town Owned Land Fund is \$12,920.

Mr. Wilson noted that a minimum bid was set about one year ago, but the minimum bid was not met,

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 011 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 012-Fiscal Year 2007 Free Cash Appropriation

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 012 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 3/9/07. There was no public comment.

Mr. Wilson stated that this is a request for \$877,100 from Free Cash. The balance of Free Cash is currently \$1,079,947. This measure is to be appropriated into the FY 07 budget as follows:

Property and Casualty Insurance - \$163,000
Tax Title Legal - \$100,000
Department of Public Works building maintenance (all town buildings) - \$15,000
Vehicle maintenance - \$35,000
Gasoline - \$50,000 (price increase)
Street lights - \$25,000 (price increase)
Park expenses - \$8000
Veterans' salaries - \$15,000
Veterans' benefits - \$35,000 in accord with federal law
Elder Services salary - \$4100 (calculation error)
Maintenance of town buildings - \$30,000 (gas, oil, and electric increases)
Medical advance for Fire Department - \$3000
Workers compensation - \$200,000
Unemployment - \$60,000
Medicare taxes for new employees - \$125,000
Human Resources advertising - \$5000
Legal salaries - \$4000 (increase in hours from 15 to 20 hours)

Councilor Leary stated that the Budget/Management Committee reviewed 07 008 thru 07 014 with Mr. Wilson in detail.

Councilor DiFazio asked if the town buildings included the costs of transferring the Fulton School. Mr. Wilson stated that this is included.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 012 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 013-State Mandated GASB-45 Post Retirement Health Insurance Actuarial Study

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 013 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 3/9/07. There was no public comment.

Mr. Wilson stated that this is a request for \$15,000 from Free Cash. The current balance of Free Cash is \$1,079,947. The purpose of this request is to pay for a state mandated study which must to be completed every three years. One study was completed three years ago and the second study must be completed by June 30, 2007.

Councilor Leary stated that the acronym GASB stands for General Accounting Standards Bureau.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 013 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 014-Unpaid Bills

A MOTION was made by Councilor Leary to OPEN the Public Hearing on item number 07 014 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

This item was published on 3/9/07. There was no public comment.

Mr. Wilson stated that this is a request for \$12,375 from Free Cash to pay two unpaid bills from 2006 as follows:

Attorney for tax appeals \$2375
Deductible \$10,000

Councilor DiFazio asked what the balance of the reserve fund will be once these measures are paid. The balance prior to adoption is \$1.1 million; if all measures are adopted the balance of Free Cash is \$176,000.

Mr. Wilson stated that the Stabilization Fund balance is approximately \$1.1 million. The Reserve Fund has approximately \$404,000.

Mr. Swanson asked about the payment to the insurance agent. Mr. Wilson stated that the town's policy is to reimburse the insurance company after the payment of claim.

A MOTION was made by Councilor Leary to CLOSE the Public Hearing on item number 07 014 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

OLD BUSINESS

South Shore Tri-Town Development Corporation Update-Terry Fancher/Executive Director

Economic Development Conveyance (EDC) – hired a contractor to look at long- term financial and bonding. The goal is to set a tax rate by June 30, 2007.

Disposition and Development Agreement (DDA) – is tied to EDC. It is the operating agreement between SSTITDC and LNR. The negotiations with the Navy should be complete by June 30, 2007.

The CAC will meet on 3/27/07, 4/10/07, 4/24/07, 5/9/07, 5/15/07, and 5/22/07. The draft EIR was returned from the Secretary of Environmental Affairs and responses are being prepared. A filing is expected on 5/31/07. Infrastructure alternatives are being discussed. The parkway alignment is the largest issue. The board has yet to make a determination.

Subdivision plans – order of conditions from Conservation Commission has been issued to LNR. The Public Hearing as Special Permit Granting Authority closed this week. The review process is expected to be completed by 4/13/07. The runway demolition permit has been granted with conditions ordered by the Department of Environmental Protection (DEP).

Councilor Leary asked when there would be returns on the tax levy. Mr. Fancher stated that he did not see this happening until 2008 at least.

Mr. McPherson stated that this is complicated as it depends on the timing of building.

Councilor Leary asked if the land has value. Mr. Fancher stated that the land does have value -for taxing purposes it amounts to \$9000 per month as the land is unimproved. Mr. McPherson stated that there have been payments in lieu of taxes.

Councilor Kay asked about the meeting in Philadelphia with the Navy regarding the EDC. Mr. Fancher stated that there are still outstanding issues. The Navy wants to know about the bonding capacity of SSTITDC; and if SSTITDC will be able to bond into the future for water and sewer and for the parkway development.

Councilor Kay asked about the options regarding the parkway. Mr. Fancher stated that the CAC has had several presentations regarding the parkway. He stated that the Council may want to receive an update as to what is progressing at the CAC level.

President stated that he asked LNR to be present on this issue this evening, but they were unable to attend. He stated that he is working on having LNR present at a future Town Council Meeting.

President Smart asked about potential calming measures to be implemented for the parkway. There is concern that the speed limit would be more than 40mph. Mr. Fancher noted that SSTITDC maintains that the parkway would be a regional highway. He noted that Central Transportation Planning Staff (CTPS) has scheduled a series of modeling processes and procedures to look at the issue of four lanes versus two lanes.

Councilor Kay stated that much of the information regarding the redevelopment was predicated on a four-lane highway.

President Smart asked what length of road is being proposed relative to investigating alternatives which would impact less wetland.

Mr. Fancher stated that the length is about 1500 feet bound by Old Swamp River and Union Street (easterly side of the base).

Councilor Mathews stated that there has not been a formal transportation meeting. He stated that the main entrance may be relocated to close proximity of the MBTA parking lot. He noted that a roundabout is being considered near the train station. He stated that he does not believe that roundabouts are in the best interest of public safety. Councilor Mathews stated that comments may be submitted regarding these changes.

Councilor Lacey asked who requested the traffic calming. Mr. Fancher stated that the request was generated from the U.S. Environmental Protection Agency comment letter and was backed up by DEP, and MHD. This is a Massachusetts Environmental Protection Agency (MEPA) exercise.

Councilor Lacey stated that the four lane roadway was heavily debated. He stated that he is concerned about what he has heard this evening regarding reduction to two lanes and roundabouts. Additionally, Councilor Lacey noted that a four lane roadway was a key component in the Council's consideration of a vote on the reuse plan for the Naval Air Station.

Councilor DiFazio agreed with Councilor Lacey. He noted that he would consider a change from four to two lanes a substantial change.

Mr. Fancher stated that Article 6 revisions state that the Reuse Plan can only be changed per the enabling legislation. Mr. Fancher noted that the Reuse Plan states that changes to the location of the road and infrastructure are not considered a substantial change.

Mr. Fancher stated that there have been changes to Pods A, B, and C as far as location. The number of units to be built (2855) has not been revised.

Councilor DiFazio suggested that rezoning may make more sense than deed restrictions.

Councilor DiFazio stated that at a recent RAB meeting, land may be transferred prior to full clean up. Mr. Fancher stated that he spoke to the Navy custodian, David Barney. Mr. Fancher stated that environmental cleanup insurance policies are available. He noted that SSTITDC does not want to see land left with restrictions due to sites not having been cleaned up.

Mr. McPherson stated that it is not the intention of SSTTDC to accept land which has not been cleaned up.

President Smart stated that it is his understanding that the Navy's message has remained constant that they will not transfer any land which is not clean and to date have not transferred any land which is not clean. It is also his understanding that the Navy is responsible for the clean up of the base.

Councilor Leary stated that Weymouth's representative on the SSTTDC Board of Directors, Mr. McPherson and Mr. Terravecchia, have been doing a good job.

COMMUNICATION FROM MAYOR, TOWN OFFICERS, AND TOWN BOARDS

Drug Free Communities Grant Update-Lyn Frano/Substance Abuse Prevention Coordinator

Ms. Frano gave an update of this program. She noted that she was hired by the Town of Weymouth and will work with the schools, law enforcement, religious organizations, and parent groups. The Substance Abuse Prevention Team (SAPT) meets the first Monday of each month at the Teen Center.

Councilor DiFazio wanted to let Ms. Frano know that the Council supports these efforts and will help in any way possible.

07 028-Purchase of One HP 100 Ladder and Appropriate for the First Payment Under a Capital Lease

This measure requires a legal notice and public hearing.

A MOTION was made by Councilor Leary to REFER item number 07 028 to the Budget/Management Committee and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

07 029-Bond Authorization for Extraordinary Repairs for Parks and Playgrounds

This measure requires a legal notice and public hearing.

Councilor Molisse stated that there will be a Public Parks Committee meeting in the next few weeks.

Councilor DiFazio asked that a needs assessment for each field use be conducted in order to explain why specific types of fields were chosen to be built.

A MOTION was made by Councilor Leary to REFER item number 07 029 to the Budget/Management Committee and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 030-Re-funding Bond

This measure requires a legal notice and public hearing.

Mr. Wilson stated that this measure will look at prior bond issues and re-bonding in order to save interest over a 15 year time span.

Councilor Leary asked about the use of the word city versus town, which is included in the measure. Mr. Wilson stated that this is language cannot be changed as per Chapter 44.

A MOTION was made by Councilor Leary to REFER item number 07 030 to the Budget/Management Committee and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 031-Reappropriation to Fire Department Overtime

A MOTION was made by Councilor Leary to REFER item number 07 031 to the Budget/Management Committee and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

07 032-Reserve Fund Transfer-Revaluation Costs

A MOTION was made by Councilor Leary to REFER item number 07 032 to the Budget/Management Committee and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 033-Donation Accounts-Elinor Cooney Acceptance of Gifts

This is a request for acceptance of \$10,000 from the estate of Elinor Cooney for the library and the authority to expend this money.

A MOTION was made by Councilor Leary to CONSIDER item 07 033 under 2-9B, same night action, and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

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A MOTION was made by Councilor Leary to ACCEPT item number 07 033 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

Late Agenda item

07 034-Truck Exclusion for Ralph Talbot Street (Pleasant Street to Park Avenue)

A MOTION was made by Councilor Leary to REFER item number 07 034 to the Public Works Committee and was seconded by Councilor Kay and UNANIMOUSLY VOTE.D

REPORTS OF COMMITTEES

Budget Management Committee – Chairman DiFazio

07 007-Re-appropriation to DPW Overtime

This Item was referred on 02/20/07. The committee met on 2/27/07. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 007 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 008-Weymouth/Braintree Regional Recreation Conservation District Emergency Action Plan

This Item was referred on 2/20/07. The committee met on 2/27/07. This item was published on 3/9/07. A Public Hearing was held on 3/19/07. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 008 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 009-Sewer Enterprise Retained Earnings Appropriation

This Item was referred on 2/20/07. The committee met on 2/27/07. This item was published on 3/9/07. A Public Hearing was held on 3/19/07. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 009 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 010-Water Mains/Route 18 from Water Capital Projects Residuals Account

This Item was referred on 2/20/07. The committee met on 2/27/07. This item was published on 3/9/07. A Public Hearing was held on 3/19/07. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 010 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 011 Street-Raise and Appropriate for an Opinion of Value-1389 Main

This Item was referred on 2/20/07. The committee met on 2/27/07. This Item was published on 3/9/07. A Public Hearing was held on 3/19/07. The committee voted unanimously to recommend favorable action.

Councilor Whitaker requested that Administration ask the auctioneer to remove his sign from the property. Mr. Wilson agreed to take care of this.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 011 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 012-Fiscal Year 2007 Free Cash Appropriation

This Item was referred on 2/20/07. The committee met on 2/27/07. This Item was published on 3/9/07. A Public Hearing was held on 3/19/07. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 012 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 013-State Mandated GASB-45 Post Retirement Health Insurance Actuarial Study

This Item was referred on 2/20/07. The committee met on 2/27/07. This Item was published on 3/9/07. A Public Hearing was held on 3/19/07. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 013 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 014-Unpaid Bills

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This Item was referred on 2/20/07. The committee met on 2/27/07. This Item was published on 3/9/07. A Public Hearing was held on 3/19/07. The committee voted unanimously to recommend favorable action.

A MOTION was made by Councilor DiFazio to APPROVE item number 07 014 and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

NEW BUSINESS

07 025-Municipal Partnership Act-Councilor Kevin Whitaker

Councilor Whitaker made a MOTION to WITHDRAW item number 07 025 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

07 026-Rezoning Request-DF Haviland Lane and King Avenue-Councilor Thomas J. Lacey

A MOTION was made by Councilor Leary to REFER item number 07 026 to the Ordinance Committee and the Planning Board-motion was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

07 027-Rezoning Request-33 Cypress Street-Councilor Paul J. Leary

A MOTION was made by Councilor Leary to REFER item number 07 027 to the Ordinance Committee and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

ADJOURNMENT

At 10:00pm there being no further business, Councilor Leary MOTIONED to adjourn and Councilor Kay seconded and was UNANIMOUSLY VOTED.

Approved by: _____
Michael Smart, President