

MINUTES OF THE TOWN COUNCIL MEETING
Town Hall Council Chambers
April 18, 2006 - Tuesday

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

Absent: Susan Kay

Also Present: Franklin Fryer, Town Clerk
Jane Hackett, Chief of Staff
George Lane, Town Solicitor
Richard Swanson, Town Auditor
James Wilson, Chief Financial Officer

Recording Secretary: Mary Briggs

President Smart called the Town Council Meeting to order at 7:30 pm. He noted Sue Kay had called earlier in the evening and she advised she wasn't feeling well and would not be in attendance.

ANNOUNCEMENTS

Councilor DiFazio reported on two upcoming events in the East Weymouth Neighborhood Civic Association - the 3rd annual Chowder Fest on April 20, 2006 at the Son's of Italy. The purpose is to qualify the best restaurant chowder in town, and proceeds will benefit the Weymouth Food Pantry. Donations of food and/or checks will be welcome. There will also be a Merchants' Night for the membership; approximately 12 of the vendors in the East Weymouth neighborhood will be present.

Councilor Mathews reported that there will be a joint meeting of the Budget/ Management and DPW Committees on Thursday, April 20, 2006, at which the proposal for the Water Treatment Plant at Great Pond will be presented.

Councilor Molisse reported that the WeyRec Summer Program brochure is out, and is available at Town Hall, the libraries, and accessible online.

Councilor O'Connor reported that the Public Safety Committee meeting with the Homestead Landing Civic Association scheduled for April 19, 2006 was postponed to a date to be announced.

Councilor Leary reported that the Town-sponsored carnival is taking place at Weymouth High School, April 19th - 23rd.

APPROVAL OF MINUTES

Rules Committee - 3/6/06 -

Councilor Leary made a MOTION to APPROVE the minutes from 3/6/06 and was seconded by Councilor Whitaker. UNANIMOUSLY VOTED.

Naval Air Station Advisory Committee - 3/16/06 - Tabled from 4/3/06 Town Council Meeting -

Councilor Leary made a MOTION to take the minutes off the table, and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Councilor Leary made a MOTION to APPROVE the amended minutes, with a correction on page 2: to replace the words "Town's role..." with "Committee's role" and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Rules Committee - 3/20/06 -

Councilor Leary made a MOTION to APPROVE the minutes from 3/20/06 and was seconded by Councilor Whitaker. UNANIMOUSLY VOTED.

Town Council - 3/20/06 -

Councilor Leary made a MOTION to APPROVE the minutes from 3/20/06 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

CITIZEN'S CONCERN/COUNCIL RESPONSE

Citation Issuance-WJDA/Jay Asher - Councilor Molisse

Councilor Molisse presented a citation with thanks from the Town of Weymouth for their contribution to the town to Jay Asher, on behalf of the Asher family, Michael Logan and Joe Catalano,. The radio station has been sold and format changed. After the presentation, Mr. Asher thanked the town for their support.

Update on Minuteman Organization - Robert Casimiro -

Mr. Casimiro reported on his recent trip to Arizona for the Minuteman Organization's update of the status of illegal immigrants in this country, and the security of its borders. Mr. Casimiro reported that other towns including some in Massachusetts have proposed changes to ordinances as a means to stem illegal aliens. He would like the Town Council to conduct a dialogue to see what the Council can do deal with border security, at the town level. President Smart thanked Mr. Casimiro for his report. He will take it under advisement and forward to the Town Solicitor for review.

OLD BUSINESS

Terry Fancher-Executive Director/South Shore Tri-Town Development Corporation - monthly update to Council -

Terry Fancher, Robert Terravecchia and Colin McPherson appeared before the Council. Mr. Fancher had emailed information to Council prior to the meeting and also provided a copy of the Wind Rose report from the Navy, and the re-use plan voted last year.

Mr. Fancher gave an update since the meeting last month. He reported on the meeting with the Navy in Philadelphia, concerning the upcoming appraisal schedule. He noted that prices fixed by the appraisal will have no affect on the Host Community Agreement, nor to the \$3 million payment already scheduled to be paid once the agreement is signed. He also reported on a subsequent meeting in Washington, D.C. with Congressman Delahunt to update him on the meeting with the Navy, and the changes to the widening of Route 18 schedule. He also suggested bringing in Ned Corcoran to a future meeting to discuss the Unified Transportation Strategy, and to discuss ways of substantially completing the widening project prior to 2011.

Following Mr. Fancher's update, there was some discussion concerning the Wind Rose report, viability of pursuing wind testing, 40R smart growth initiatives, and the regulatory Frameworks schedule.

Mr. Fancher noted that there will be a meeting on April 27, 2006 of the Tri-Town Board of Directors, at which LNR

will be present to discuss its review of alternative energy sources.

The Council was encouraged to continue to email their questions and concerns, and Mr. Fancher supplied an updated business card with cell phone number and email address.

COMMUNICATION FROM MAYOR, TOWN OFFICERS, AND TOWN BOARDS

06 052 - Establishment of Scholarship Fund Committee by Ordinance

Ms. Hackett noted that this measure is to correct an oversight in the Charter. The Scholarship Committee was never set up in the initial Charter. Councilor Leary made a MOTION to refer this item to the Budget/Management Committee. Councilor Mathews made a SUBSTITUTE MOTION to instead refer this to the Ordinance Committee, and was seconded by Councilor Leary. UNANIMOUSLY VOTED.

06 053 - Elimination of Fair Housing Committee

Councilor Leary made a MOTION to refer this measure to Budget/Management Committee, and was seconded by Councilor Carey. The vote was 9-1 with Councilor Mathews voting NO. MOTION CARRIED.

06 054 - Elimination of Waterfront Committee - measure withdrawn

06 055 - Appointment to the Planning Board - Mary Akoury

Ms. Hackett noted the next 20 measures are to appoint members who all are already serving on the respective committees, and as requested by Council, the measures will be submitted in groups rather than submitted all together in June. Councilor Leary made a MOTION to APPROVE the appointment of Mary Akoury, 15 Padula Road, Weymouth, MA 02188 to the Planning Board. Her term will expire on June 30, 2011. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 056 - Appointment to the Board of Health - Richard Wetterberg

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Richard Wetterberg, 102 Ryder Road, Weymouth, MA 02190 to the Board of Health. His term will expire on June 30, 2011. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 057 - Appointment to the Board of Health - Karen DeTellis

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Karen DeTellis, of 8 Chauncey St, Apt. 29, Weymouth, MA 02190 to the Board of Health. Her term will expire on June 30, 2011. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 058 - Appointment to the Scholarship Fund Committee - Linda Sforza Berg

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Linda Sforza Berg, of 74 Summer St, Weymouth, MA 02188 to the Scholarship Fund Committee. Her term will expire on June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 059 - Appointment to the Scholarship Fund Committee - Claire Cunningham

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Claire Cunningham, of 28 Norma Ave., Weymouth, MA 02188 to the Scholarship Fund Committee. Her term will expire on June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 060 - Appointment to the Fourth of July Committee - Ronald Rizzo

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Ronald Rizzo, of 164 Pearl St., Weymouth, MA 02191 to the Fourth of July Committee. His term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 061 - Appointment to the Zoning Board of Appeals as an Associate Member - Sandra Carle

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Sandra Carle, of 12 Karlyn Road, Weymouth, MA 02184 to the Zoning Board of Appeals as an Associate Member. Her term will expire June 30, 2008. This was seconded by Councilor Mathews. Councilor Mathews noted a typo in the zip code, as it should read "Weymouth, MA 02189." UNANIMOUSLY VOTED.

06 062 - Appointment to the Zoning Board of Appeals as an Associate Member - Kemal Denizkurt

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Kemal Denizkurt, of 33 Circuit Road, Weymouth, MA 02190 to the Zoning Board of Appeals as an Associate Member. His term will expire June 30, 2008. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 063 - Appointment to the Zoning Board of Appeals - Donald Holzworth

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Donald Holzworth, of 26 Charles Diersch St., Weymouth, MA 02189 to the Zoning Board of Appeals. His term will expire June 30, 2008. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 064 - Appointment to the Zoning Board of Appeals - Richard McLeod

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Richard McLeod, of 4 Sherricks Farm Road, Weymouth, MA 02188 to the Zoning Board of Appeals. His term will expire June 30, 2008. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 065 - Appointment to the Weymouth Housing Authority - Joyce Jung

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Joyce Jung, of 8-B Garofalo Road, Weymouth, MA 02189 to the Weymouth Housing Authority. Her term will expire June 30, 2011. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 066 - Appointment to the Recreation Commission - John Killeen

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of John Killeen of 57 Mount Vernon West, Weymouth, MA 02189 to the Recreation Commission. His term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 067 - Appointment to the Memorial Committee - Thomas H.L. Curtis

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Thomas H. L. Curtis, of 140 River Street, Weymouth, MA 02191 to the Memorial Committee. His term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 068 - Appointment to the Board of Library Trustees - Donna Shea

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Donna Shea, of 37 Heritage Lane, Weymouth, MA 02189 to the Board of Library Trustees. Her term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 069 - Appointment to the Board of Library Trustees - Dorothy Coveney

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Dorothy Coveney, of 206 Central Street, Weymouth, MA 02190 to the Board of Library Trustees. Her term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 070 - Appointment to the Historical Commission - Steve Puleo

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Steve Puleo, of 210 Park Avenue, Weymouth, MA 02190 to the Historical Commission. His term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 071 - Appointment to the Construction Steering Committee - Richard McKinnon

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Richard McKinnon, of 882 Front Street, Weymouth, MA 02188 to the Construction Steering Committee. His term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 072 - Appointment to the Conservation Commission - Adrienne Gowen

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Adrienne Gowen, of 108 Essex Street, Weymouth, MA 02188 to the Conservation Commission. Her term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 073 - Appointment to the Community Events Committee - Anne-Marie McCarthy

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Anne-Marie McCarthy of 78 Donald Street, Apt. 40, Weymouth, MA 02188 to the Community Events Committee. Her term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 074 - Appointment to the Cemetery Commission - Deborah Sullivan

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Deborah Sullivan, of PO Box 231, Weymouth, MA 02189 to the Cemetery Commission. Her term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

06 075 - Appointment to the Board of Assessors - Paul Haley

Councilor Leary made a MOTION to REFER to Budget/Management- the appointment of Paul Haley, of 55 Casandra Road, Weymouth, MA 02190 to the Board of Assessors. His term will expire June 30, 2009. This was seconded by Councilor Mathews, and UNANIMOUSLY VOTED.

REPORTS OF COMMITTEES

Budget/Management Committee - Chairperson DiFazio

Councilor DiFazio reported out on the following measures which were addressed in Budget/ Management Committee meetings:

06 031 - Reserve Fund Transfer - Design Improvement of Gravel Bank - Regatta Road -

This was referred from the Town Council Meeting of 4/3/06, reviewed at the Budget/Management Committee meeting of 4/11/06, and recommended for favorable action by Council. A MOTION was made by Councilor DiFazio to transfer the sum of \$25,000, and was seconded by Councilor Molisse. UNANIMOUSLY VOTED.

06 032 - Reserve Fund Transfer - Utility Costs of Town Buildings -

This was referred from the Town Council Meeting of 4/3/06, reviewed at the Budget/Management Committee meeting of 4/11/06, and recommended for favorable action by Council. A MOTION was made by Councilor DiFazio to transfer the sum of \$36,369, and was seconded by Councilor Molisse. UNANIMOUSLY VOTED.

06 033 – Re-appropriation to Police Department Overtime -

This was referred from the Town Council Meeting of 4/3/06, reviewed at the Budget/Management Committee meeting of 4/11/06, and recommended for favorable action by Council. A MOTION was made by Councilor DiFazio to re-appropriate the sum of \$126,000, and was seconded by Councilor Molisse. UNANIMOUSLY VOTED.

06 034 – Re-appropriation to Public Works Department -

This was referred from the Town Council Meeting of 4/3/06, reviewed at the Budget/Management Committee meeting of 4/11/06, and recommended for favorable action by Council. A MOTION was made by Councilor DiFazio to re-appropriate the sum of \$104,000, and was seconded by Councilor Molisse. UNANIMOUSLY VOTED.

06 035 – Re-appropriation Council Recording Secretary -

This was referred from the Town Council Meeting of 4/3/06, reviewed at the Budget/Management Committee meeting of 4/11/06, and recommended for favorable action by Council. A MOTION was made by Councilor DiFazio to re-appropriate the sum of \$3,000, and was seconded by Councilor Molisse. UNANIMOUSLY VOTED.

Ordinance Committee - Chairperson Kay

President Smart noted that in Councilor Kay’s absence, he will report out on the following measures, and defer to Councilor Whitaker on the Resolution.

06 015 - Appointment of South Shore Tri-Town Development Corporation Board Members

This measure was referred to committee, which met on 4/4/06, and involved a change in the enabling legislation.

- Resolution Supporting Amendment to Chapter 301 of the Acts of 1998

Councilor Whitaker read the resolution aloud. He then made a motion to support, and was seconded by Councilor Mathews. There was a brief discussion on the motion, in which Councilor Whitaker noted that the resolution was written after a review of the Charter, with Councilor Leary. Councilor Leary noted the entire legislation should be reworked, since it was initially written to address an alliance with the Mills Corp. UNANIMOUSLY VOTED.

06 026 Ordinance Change to Section 7-301 - of the Municipal Code - Wetlands Protection Ordinance -

President Smart reported that this was discussed at the Ordinance Committee’s meeting of 4/4/06, and has been continued for further discussion. Councilor Kay has reported that more work is still necessary, and a public hearing will be scheduled sometime in May.

Adjournment

At 8:50 PM, there being no further business, a MOTION to adjourn was made by Councilor Leary and seconded by Councilor Mathews. UNANIMOUSLY VOTED.

President Michael Smart