

MINUTES OF THE TOWN COUNCIL
Town Hall Chambers
November 8, 2004

Present: T.J. Lacey, President
Michael Smart, Vice President
Joseph Connolly
Kenneth DiFazio
Greg Hargadon
Sue Kay
Paul Leary
Arthur Mathews
Colin McPherson
Michael Molisse
Greg Shanahan

Also Present: Franklin Fryer, George Lane, Richard Swanson

Recording Secretary: Julie Santacroce Burt

President Lacey called the meeting to order at 7:30 PM.

ANNOUNCEMENTS

Michael Smart thanked the Mayor's office and Administration on behalf of the residents of Thicket Street for the new sidewalks which they have been awaiting for some time. Councilor Smart also announced the upcoming Veterans' Day Parade to be held on November 11, 2004, at 9:15 PM.

Michael Molisse announced that he will have a Park Committee meeting next Monday, November 15, 2004, and will provide an update on park improvements that were approved last year. Councilor Molisse also congratulated the Weymouth Wildcat band for placing third in a recent competition.

Joseph Connolly announced that yard waste pick up will occur for the next four weeks.

Colin McPherson stated that there is a meeting in the planning stages regarding the Naval Air Base. He will inform the Council when the date is confirmed.

Sue Kay announced that the 2005 Weymouth calendars are available.

Kenneth DiFazio stated that the Community Preservation Act presentation has been scheduled for November 15, 2004, as an agenda item during the Town Council meeting.

Paul Leary announced that the public should take note that there is an ordinance in the final stages of being drafted which will regulate two wheel motor scooters. Councilor Leary stated that he is directing this announcement towards anyone planning the purchase of a two wheel motor scooter as a Christmas present to take note that these will likely become restricted for use for those with at least a learners' permit.

MINUTES

Town Council Meeting October 4, 2004

A MOTION was made by Michael Smart to APPROVE the minutes of the Town Council meeting on October 4, 2004, and was seconded by Greg Hargadon.

Councilor Leary stated that a correction should be made in the heading to state that the meeting was held at the Abigail Adams School, not the Town Hall Council Chambers.

A MOTION was made by Michael Smart to APPROVE AS AMENDED the minutes of the Town Council meeting on October 4, 2004, and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

Town Council Meeting October 18, 2004

A MOTION was made by Michael Smart to APPROVE the minutes of the Town Council meeting on October 18, 2004, and seconded by Arthur Mathews.

Councilor Leary had a correction on Page 2, Paragraph 3, under Public Hearing. Michael Smart opened the public hearing, not Paul Leary.

A MOTION was made by Michael Smart to APPROVE AS AMENDED the minutes of the Town Council meeting on October 18, 2004, and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

Ordinance Committee Meeting October 4, 2004

A MOTION was made by Michael Smart to APPROVE the minutes of the Ordinance Committee meeting on October 4, 2004, and was seconded by Sue Kay.

Councilor Leary requested that in Paragraph 3, the following be added, "Councilor Leary formed a subcommittee consisting of Sargent Concannon, Kenneth DiFazio, and Paul Leary."

A MOTION was made by Sue Kay to APPROVE AS AMENDED the minutes of the Ordinance Committee meeting on October 4, 2004, and was seconded by Michael Molisse and was UNANIMOUSLY VOTED.

Economic Development Committee October 6, 2004

A MOTION was made by Michael Smart to APPROVE the minutes of the Economic Development Committee on October 6, 2004, and was seconded by Sue Kay

Councilor Leary stated that in Paragraph 26, the word "subcommittee" should be changed to "committee."

A MOTION was made by Arthur Mathews to APPROVE AS AMENDED the minutes of the Economic Development Committee on October 6, 2004, and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

CITIZENS' CONCERN/COUNCIL RESPONSE

Letters to the Town Council-totaling over 500-from Parishioners of St. Albert the Great

Parishioners of St. Albert the Great parish were before the Council to request that the Town Council write a letter to Archbishop Sean O'Malley- requesting that the decision to close their parish be reconsidered. This is based on the value that this parish has provided to the community over the years in the areas of social services and quality of life improvements to residents of Weymouth.

Kenneth DiFazio requested council from George Lane regarding the First Amendment of the Constitution, separation of church and state. Solicitor Lane requested time to research this issue properly.

Paul Leary made a MOTION to REFER Letters to the Town Council-totaling over 500-from Parishioners of St. Albert the Great to the Ordinance Committee- seconded by Sue Kay and UNANIMOUSLY VOTED.

PUBLIC HEARINGS

04 188 Appropriation Request \$16,427.74 Unpaid Bills

Michael Smart made a MOTION to open the public hearing on item #04 188 and was seconded by Greg Hargadon.

Mr. James Wilson stated that the \$16,427.74 should be changed to \$12,278.03 as a PO was found that covered one of the bills.

T.J. Lacey asked if there was any public comment, to which there was no reply.

Michael Smart made a MOTION to close the public hearing on item #04 188 and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

04 190 Appropriation Request-\$5,143 Wey/Bra Pond Meadow

Michael Smart made a MOTION to open the public hearing on item #04 190 as was seconded by Greg Hargadon.

T.J. Lacey asked if there was any public comment, to which there was no reply.

Michael Smart made a MOTION to close the public hearing on item #04 190 and was seconded by Paul Leary and was UNANIMOUSLY VOTED.

04 191 Verizon-Conduit-Columbian Street and Fogg Road

Michael Smart made a MOTION to open the public hearing on item #04 191 and was seconded by Paul Leary.

There was no representation by Verizon for the public hearing.

Sue Kay made a MOTION to CONTINUE the public hearing on item #04 191 and was seconded by Michael Molisse and was UNANIMOUSLY VOTED.

OLD BUSINESS

James Clarke-Update on Weymouth Landing Connector Road-as related to the Greenbush Project

Mr. Clarke was before Council to provide an update on the status of the Weymouth Landing Connector Road, as related to Greenbush.

Mr. Clarke stated that construction is moving forward and that Regina, Warf Street, and the bridges are essentially complete. Green Street will be closed through the winter. In the Landing, the support piles are being installed for the tunnel walls.

Mr. Clarke presented the plans for the proposed design of the Smelt Run as well as the connector road. The Greenbush Mitigation Committee will meet on December 9, 2004.

The members of Council had a variety of questions for Mr. Clarke primarily relating to traffic issues.

There being no further discussion, the Council thanked Mr. Clarke for his time.

Economic Development-Chairman McPherson

04 160 Abandonment of Theron Avenue

A MOTION was made by Michael Smart to take item #04 160 OUT OF ORDER and seconded by Paul Leary and was UNANIMOUSLY VOTED.

There was lengthy discussion with regards to item #04 160 which is a measure for the town to release and abandon the paper street, Theron Avenue.

A MOTION was made by Sue Kay to REFER item #04 160 back to the Economic Development Committee and was seconded by Paul Leary and was UNANIMOUSLY VOTED.

04 192 Internal Department Audits: Information Technology, Department of Public Works and Water/Sewer, Fire Department

A MOTION was made by Arthur Mathews to REFER item #04 192 to the Budget/Management Committee and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

COMMUNICATION FROM MAYOR, TOWN OFFICERS, AND TOWN BOARDS

Mayor David Madden was before the Council and presented an overview of measures which he is requesting be referred to Committee for appropriation of funds.

Councilor Hargadon had a question regarding the stabilization fund. Mayor Madden spoke regarding \$600,000 from the bond rating. Councilor Hargadon thanked the Mayor for the new high school. Mayor stated that we should all be very proud of the facilities as the new facility is state-of-the-art and
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was completed under budget, on time, and without a tax increase to residents or an override. He further stated that he is proud of the project and happy to have been a part of it.

Councilor Connolly expressed his thanks for the work on the high school and being proactive with regards to the high school resource officer. He further stated his support with regards to an onsite officer at the high school due to what has been seen recently in Marshfield.

Mayor Madden stated that both the School Department and the Police Department are in agreement that this position is necessary.

Councilor McPherson asked how much is free cash and how much is recurring revenues.

Mayor Madden stated that he didn't have the exact revenue figures before him to comment.

As there were no further questions for Mayor Madden, President Lacey thanked him for his time before the Council.

President Lacey introduced Mr. McCormack who was before the Council to present the following measures for referral or consideration for referral to the appropriate Committee for which the Mayor had provided introduction.

04 193 Appropriation Request-\$669,907-Unit A Teacher's Collective Bargaining Agreement

Councilor Kay requested detail on the three year impact.

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 193 and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

04 194 Appropriation Request-\$100,768-Four New Firefighters

Councilor Kay requested a detailed explanation of overtime costs.

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 194 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 195 Appropriation Request-\$42,249-HS Resource Officer

Councilor Kay requested a detailed breakdown of the existing security program at the High School.

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 195 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 196 Appropriation Request-\$11,512-Administrative and Community Services

Councilor Kay noted that this should follow item #04 211.

A MOTION was made by Michael Smart to REFER first to the Ordinance Committee and then to the Budget/Management Committee item #04 196 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 197 Appropriation Request-\$6,122-Reclassification Inspector of Buildings

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 197 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 198 Appropriation Request -\$1,980-Increase for Poll Workers

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 198 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 199 Reserve Fund Transfer-\$100,000-Fire Department Overtime

Councilor Kay requested the Tax Auditor breakdown.

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 199 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 200 Appropriation Request-\$1,465-Law Enforcement Block Grant Match

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 200 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 201 Reserve Fund Transfer-\$2,200-Mayor's Staffing

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 201 and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

04 202 Tax Classification

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 202 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 203 Appropriation Request-\$163,878-Police Cruisers

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 203 and was seconded by Paul Leary and was UNANIMOUSLY VOTED.

04 204 Appropriation Request-\$39,500-Deputy Chief Van

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 204 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 205 Appropriation Request-\$80,000-Sidewalk Snow Plow

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 205 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 206 Appropriation Request-\$16,900-Abigail Adams Phase III Fuel Tank

Councilor Kay requested a detailed history on the fuel tank with regards to maintenance and repairs.

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 206 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 207 Appropriation Request-\$160,000-Wituwamat Drain Project

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 207 and was seconded by Arthur Mathews and was UNANIMOUSLY VOTED.

04 208 Reappropriation Request-\$115,000-Libbey Well Improvements

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 208 and was seconded by Arthur Mathews and was UNANIMOUSLY VOTED.

04 209 Appropriation Request-\$30,000-Veterans' Wall

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 209 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 210 Appropriation Request-\$300,000-Ejector Stations

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 210 and was seconded by Greg Hargadon and was UNANIMOUSLY VOTED.

04 211 Organizational Plan Administrative and Community Service

A MOTION was made by Michael Smart to REFER to the Ordinance Committee item #04 211 and was seconded by Arthur Mathews and was UNANIMOUSLY VOTED.

04 212 Appointment to Cultural Council-Gertraud E. Gillen

A MOTION was made by Michael Smart to REFER to the Budget/Management Committee item #04 212 and was seconded by Sue Kay and was UNANIMOUSLY VOTED.

REPORTS OF COMMITTEES

Budget Management-Chairman DiFazio

04 187 Special Police Officer Legislation

A MOTION was made by Kenneth DiFazio to TAKE FAVORABLE ACTION on item #04 187 and was seconded by Paul Leary and was UNANIMOUSLY VOTED.

04 188 Appropriation Request-\$12,278.03-Unpaid Bills

A MOTION was made by Kenneth DiFazio to TAKE FAVORABLE ACTION on item #04 188 and was seconded by Michael Smart and was UNANIMOUSLY VOTED.

04 189 Reserve Fund Transfer-\$12,969-Police Repeater Tower

A MOTION was made by Kenneth DiFazio to TAKE FAVORABLE ACTION on item #04 189 and was seconded by Paul Leary and was UNANIMOUSLY VOTED.

Kenneth DiFazio took a moment to update Councilors regarding the Libbey Park TIF Agreement in order to notify members of the Council that there is potentially not full compliance.

04 190 Appropriation Request-\$5,143-Wey/Bra Pond Meadow

A MOTION was made by Kenneth DiFazio to TAKE FAVORABLE ACTION on item #04 190 and was seconded by Paul Leary and was UNANIMOUSLY VOTED.

NEW BUSINESS

Sue Kay raised the issue of noncompliance at polling places during the recent election.

A MOTION was made by Arthur Mathews to REFER the issue of noncompliance at election polling locations to the Budget/Management Committee and was seconded by Michael Smart and was UNANIMOUSLY VOTED.

ADJOURNMENT

There being no further business, Councilor Smart MOTIONED to adjourn and Councilor Hargadon seconded. The MOTION was UNANIMOUSLY VOTED.

Approved by: _____
T.J. Lacey, President