

**MINUTES OF THE TOWN COUNCIL**  
**Town Hall Council Chambers**  
**December 20, 2004**

Present: T.J. Lacey, President  
Michael Smart, Vice-President  
Paul Leary  
Colin McPherson  
Joseph Connolly  
Gregory Shanahan  
Kenneth DiFazio  
Sue Kay  
Michael Molisse  
Art Matthews

Not Present: Gregory Hargadon

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

Recording Secretary: Janet Murray

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

**ANNOUNCEMENTS**

Councilor DiFazio stated that the Legion Field renovations are upcoming. He noted that residents were concerned about abutter notification. The Mayor has scheduled a meeting for Wednesday 12/29/04, at 7pm in the Council Chambers.

Councilor Leary stated that the parking along Pleasant Street is an ongoing problem. He stated that if any department could help to alleviate this problem it would be appreciated.

Councilor Molisse expressed thanks to Susan DiTullio of Elder Services for the Holiday Party that she put together. He noted that it was a great success.

**MINUTES**

Town Council 11/15/04 - Revised Draft

A MOTION was made by Councilor Smart to ACCEPT the revised minutes from the Town Council meeting on 11/15/04 and seconded by councilor Kay and UNANIMOUSLY VOTED.

Economic Development Committee - 11/18/04

Councilor Kay noted that although she is not a member of this committee, she was present at the 11/18/04 meeting and is quoted in the minutes. Her name will be added as also present.

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A MOTION was made by Councilor Smart to ACCEPT as amended minutes from the Economic Development Committee meeting on 11/18/04 and seconded by Councilor Connolly and UNANIMOUSLY VOTED.

Education Committee- 11/22/04

A MOTION was made by Councilor Smart to ACCEPT minutes from the Education Committee meeting on 11/22/04 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

Special Town Council - 11/22/04

Councilor Leary noted that on page two, the line that reads *the residential tax rate is limited to 2 ½ percent* is incorrect. It should read *the tax levy is limited to 2 ½ percent plus new growth*.

A MOTION was made by Councilor Smart to ACCEPT as amended the minutes from the Special Town Council meeting on 11/22/04 and was seconded by Sue Kay and UNANIMOUSLY VOTED.

**PUBLIC HEARINGS**

04 219 Massachusetts Electric/Pleasant Street Pole Relocation

A MOTION was made by Councilor Smart to OPEN the public hearing on Item #04 219 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

Abutters were notified on 12/7/04.

Herman Yeptz, a representative of Massachusetts Electric, appeared before the Council. Mr. Yeptz stated that this is an additional need as a result of the Mass. Highway Department project. Pole numbers 208 and 209 need to be relocated. The current placement of these poles will cause a problem with pedestrian access on the south side of the street.

The resident on Lot #22 is impacted by this relocation and has been contacted. A tree will need to be removed and replaced. No details are available at this time.

President Lacey asked if councilors had any questions to which he received the following comments. Councilor Smart questioned the need for the removal of the tree on Lot #22. Mr. Yeptz stated that Massachusetts Electric would assume responsibility for the tree replacement.

Councilor Leary noted that the word forty is misspelled as *fourty*. Mr. Yeptz stated that this was a clerical error and will be corrected.

President Lacey stated that this is a public hearing and asked for public comment to which there was no response.

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A MOTION was made by Councilor Smart to CLOSE the public hearing on Item #04 219 and was seconded Councilor Shanahan and UNANIMOUSLY VOTED.

A MOTION was made by Councilor Leary to APPROVE under 2-9B Item #04 219 and was seconded by Councilor Shanahan and was UNANIMOUSLY VOTED.

04 180 Proposed Ordinance for Operation of Motorized Scooters

A MOTION was made by Councilor Smart to OPEN the public hearing on Item #04 180 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

President Lacey asked if Councilors had any questions to which he received the following comments. Councilor Leary noted that the state has already passed legislation regulating motor scooters. The town's ordinance essentially mirrors the state legislation.

President Lacey then asked if the public had any comments to which there was no response.

Councilor McPherson asked what the difference was between the state legislation and the town's ordinance. Councilor DiFazio noted that the operators of motor scooters must possess a learner's permit or a driver's license. The town's ordinance was adjusted to reflect this rather than an age requirement. The town's ordinance also restricts operation of motor scooters in specific areas of town.

Councilor Kay asked for clarification of the fines imposed by this legislation. The first offense will result in a \$25 fine. The second offense will result in a fine of no more than \$50. The third offense will result in a fine of no more than \$100. An operator using a motor scooter without the required permit or license could be subject to the confiscation of the scooter by the Police Department.

A MOTION was made by Councilor Smart to CLOSE the public hearing on Item #04 180 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 211 Organization Plan - Administrative and Community Services

A MOTION was made by Councilor Smart to OPEN the public hearing on Item #04 211 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

This item was published on 12/10/04. The Mayor's Chief of Staff, Jane Hackett presented this item to the Council. She noted that this item was submitted by the Mayor on 11/2/04 under section 51 of the Home Rule Charter. This item will make the following changes:

1. Reorganize the Human Resource Department and the Library Department as individual departments reporting directly to the Mayor.
2. Create the position of Elder Services Director.
3. Formalize the Community Events Committee and the Youth Coalition.

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President Lacey asked if Councilors had any comments to which he received the following comments. Councilor Leary noted that this item was before the Ordinance Committee and would be considered along with Item #04 196, which does have some minor financial implications. He noted that the Committee voted unanimously for the item.

President Lacey then asked if the public had any comments to which he received no response.

A MOTION was made by Councilor Smart to CLOSE the public hearing and was seconded by Paul Leary and was UNANIMOUSLY VOTED.

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

A MOTION was made by Councilor Smart to OPEN the public hearing on Item #04 196 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

This item was published on 12/10/04. Chief Financial Officer James Wilson stated that this item is broken down as follows:

1. \$2839 for a part time secretary position in Elder Services. The total required for this item is \$7120.-- \$4731 is from a grant.
2. \$3640 for the increase from 25 to 28 hours for the Director of Administrative and Community Services. This would fund the position for ½ year.
3. \$2033 for the reclassification of the Civil Defense Director salary. The current stipend is \$3342. This would increase the stipend to \$7408. The amount requested is for ½ year.
4. \$3000 for traffic vests for the volunteers in the Civil Defense Department. There is also a request for a DVD player for training purposes.

Councilor Kay noted that 3 items will affect next year's budget. She questioned the town's ability to maintain these recurring costs in future budgets. Mr. Wilson stated that this has been accounted for.

President Lacey asked if the public had any comments to which he received no response.

A MOTION was made by Councilor Smart to CLOSE the public hearing on Item 04 196 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

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

04 221 through 04 229 Re-appointments to Town Boards

Councilor DiFazio noted that all of these are re-appointments.

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Councilor Kay wanted to make sure that none of the candidates were present. The candidates were not asked to be present and none were present.

A MOTION was made by Councilor Smart to ACCEPT Items #04 221 thru 04 229 under 2-9b-- all items are reappointments and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

#### 04 221 Re-appointment to Board of Elder Services - Laureen Pizzi

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

Councilor McPherson noted that in the past there has been complaints by residents who felt they were not given an opportunity to respond to the appointments. Councilor Leary noted that these are all reappointments and each person has previously been before the Council.

A MOTION was made by Councilor Smart to APPROVE Item #04 221 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

#### 04 222 Reappointment to Veterans' Council - Robert Haley

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

A MOTION was made by Councilor Smart to APPROVE Item #04 222 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

#### 04 223 Reappointment to Fourth of July Committee - William Robinson

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

Councilor Kay asked for clarification on the length of terms for these reappointments. Ms. Hackett stated that all of these individuals are currently serving on the committees and the timing of the reappointment request is due to a reconciliation activity among town departments.

A MOTION was made by Councilor Smart to APPROVE Item #04 223 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

#### 04 224 Reappointment to Fourth of July Committee - Louise Sansone

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

A MOTION was made by Councilor Smart to APPROVE Item #04 224 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

#### 04 225 Reappointment to Community Events Committee - Barbara Farrell

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

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A MOTION was made by Councilor Smart to APPROVE Item #04 225 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

04 226 Reappointment to Community Events Committee - Louise Sansone

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

A MOTION was made by Councilor Smart to APPROVE Item #04 226 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

04 227 Reappointment to Commission on Disabilities - Steve Clements

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

A MOTION was made by Councilor Smart to APPROVE Item #04 227 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

04 228 Reappointment to Commission on Disabilities - Gerry Begonis

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

A MOTION was made by Councilor Smart to APPROVE Item #04 228 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

04 229 Reappointment to Conservation Commission - Jeffery Kent

Ms. Hackett stated that this is a reappointment for a term to expire on 6/30/07.

A MOTION was made by Councilor Smart to APPROVE Item #04 229 and was seconded by Councilor Mathews and UNANIMOUSLY VOTED.

04 230 Reserve Fund Transfer - \$15,000 - Fire Dept Ladder Repair/Replacement Amendment

Ms. Hackett stated that this is a request for additional funds for Item #04 217. Item #04 217 was a request for \$20,000 for Ladder 1 engine repair, which was approved several weeks ago. It has since been determined that the engine can not be repaired and must be replaced. The cost of replacing the engine is \$35,000. This item reflects the additional \$15,000 needed. The balance in the reserve fund before this transfer is \$222,015. She stated that the Mayor is requesting this under 2-9B.

A MOTION was made by Councilor Smart to CONSIDER Item #04 230 under 2-9B and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

A MOTION was made by Councilor Smart to APPROVE Item #04 230 under 2-9B and was seconded by Councilor Leary and was UNANIMOUSLY VOTED.

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04 231 Reserve Fund Transfer - \$30,000 - Year One of Fire Alarm Service Payment

Ms. Hackett stated that this is a request for referral to Budget/Management Committee.

Councilor Kay questioned the need for reserve fund transfer on this item. Mr. Wilson stated the need is immediate as there are alarm system failures in town buildings.

A MOTION was made by Councilor Smart to REFER to Budget/Management Item #04 231 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 232 Reserve Fund Transfer - \$22,960 Police Department New Hires

Ms. Hackett stated that this is a request for referral to Budget/Management Committee.

A MOTION was made by Councilor Smart to REFER to Budget/Management Item #04 232 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 233 Appropriation Request - \$17,088 - School Maintenance Collective Bargaining Agreement

Ms. Hackett stated that this is a request for referral to Budget/Management Committee. This item requires a legal notice and a public hearing.

A MOTION was made by Councilor Smart to REFER to Budget/Management Item #04 233 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 234 Appropriation Request - \$150,000 - Legion Field Grading

Ms. Hackett stated that this is a request for referral to Budget/Management Committee. This item requires a legal notice and a public hearing.

A MOTION was made by Councilor Smart to REFER to Budget/Management Item #04 234 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 235 Appropriation Request - \$32,239 - Two DPW Laborers

Ms. Hackett stated that this is a request for referral to Budget/Management Committee. This item requires a legal notice and a public hearing.

A MOTION was made by Councilor Smart to REFER to Budget/Management Item #04 235 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 236 Appropriation Request - \$80,000 - Fuel Depot

Ms. Hackett stated that this is a request for referral to Budget/Management Committee. This item requires a legal notice and a public hearing.

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A MOTION was made by Councilor Smart to REFER to Budget/Management Item #04 236 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 237 Appropriation Request - \$66,785 - High School Debt Service

Ms. Hackett stated that this is a request for referral to Budget/Management Committee. This item requires a legal notice and a public hearing.

Councilor DiFazio noted that we had certain ideas of what the debt service would be based on estimates of reimbursement. He requested that Mr. Wilson present to the Council the historical background of the high school project and to give details regarding the expected reimbursement from the state. He stated that a date at the end of January would be appropriate as all information should be available by then.

A MOTION was made by Councilor Smart to REFER to Budget/Management Item #04 237 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 238 Reserve Fund Transfer - \$87,780 - Sewer Enterprise

Ms. Hackett stated that this is a request for referral to Budget/Management Committee. The verbiage was questioned by President Lacey as to whether this was a measure to raise and appropriate or to transfer funds. Mr. Wilson noted that since this is from the enterprise fund it does not make a difference. However, the item will be amended to read transfer of funds.

A MOTION was made by Councilor Smart to REFER as amended to Budget/Management Item #04 238 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 239 Reserve Fund Transfer - \$9,975 - Water Enterprise

Ms. Hackett stated that this is a request for referral to Budget/Management Committee. The verbiage was again questioned by President Lacey as to whether this was a measure to raise and appropriate or to transfer funds. Mr. Wilson noted that since this is from the enterprise fund so it does not make a difference. However, the item will be amended to read transfer of funds.

A MOTION was made by Councilor Smart to REFER as amended to Budget/Management Item #04 239 and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

**REPORTS OF COMMITTEES**

ORDINANCE COMMITTEE – Chairman Leary

**04 180 Proposed ordinance re: operation of motorized scooters**

Councilor Leary noted that Councilor DiFazio had worked on four (4) drafts of this ordinance



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and had put in a lot of time on this. He also noted that Sergeant Concannon of the Weymouth Police Department worked with Councilor DiFazio. Councilor DiFazio stated that President Lacey was a co-sponsor of this ordinance.

This measure was referred to committee on 9/20/04. Meetings were held on 10/4/04, 11/8/04, and 12/6/04. It was advertised on 12/10/04. The committee voted favorable action. The public hearing was held on 12/20/04. There was no opposition to this ordinance.

Councilor Kay asked for clarification on how the public can access this new ordinance. It was noted that a copy of the ordinance will be available in the Town Clerk's Office.

A MOTION was made by Councilor Leary to APPROVE Item #04 180 and was seconded by Councilor Smart and UNANIMOUSLY VOTED.

### **04 211 Organization Plan – Administrative and Community Services**

Councilor Leary noted that this item was mostly for housekeeping purposes. It was referred to committee on 11/8/04. The public hearing was held on 12/20/04. The item was advertised on 12/10/04. There was a meeting on 12/6/04. Denise Coleman and Caroline LaCroix presented the information to the committee. The committee voted unanimous favorable action.

A MOTION was made by Councilor Leary to APPROVE Item #04 211 and was seconded by Councilor Smart and UNANIMOUSLY VOTED.

### **04 218 Rezoning Request - Weathervane**

Councilor Leary reported that the committee met tonight to discuss a rezoning request for the Weathervane project off of Liberty Street. James Bristol III presented his plan, which is looking for some minor changes to the zoning in that area. A joint public hearing is required with the Planning Board. The committee is requesting that the President set up this hearing within the required time frame.

### **BUDGET/MANAGEMENT COMMITTEE – Chairman DiFazio**

### **04 196 Appropriation request \$11,512 - Administrative and Community Services**

Councilor DiFazio stated that item #04 196 was referred to the committee on 11/8/04 and a meeting was held on 12/6/04. The committee voted unanimously for favorable action.

A MOTION was made by Councilor DiFazio to APPROVE Item #04 196 and was seconded Councilor Connolly and was UNANIMOUSLY VOTED.

### **LETTER**

Councilor DiFazio commented on a letter regarding the review of school committee budget. He

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stated that the letter discussed recommendations for a smoother process for FY 06. Councilor DiFazio read a letter from Karen Berry of the Weymouth School Committee.

Councilor Kay noted that Mary Jo Livingstone has prepared a packet of supporting documents.

PARKS AND RECREATION COMMITTEE - Chairman Molisse

The committee met on 12/6/04. Robert O'Connor, Director of Department of Public Works, presented to the committee.

**Update on fiscal spending specific to park improvement**

This discussion was in regards to \$200,000 spent on park improvements. A lot of work has been done on the town's parks. The initial priority was to work on parks used by sports organizations. These parks included Central Field, O'Sullivan Field, and Ralph Talbot Field. \$1.8 million was also spent on the many other parks in town.

**Update on Lennar's open space and recreation proposal**

There was discussion on Lennar's open space plan. 72% of the plan is for open space. There will be an 18 hole golf course, 8 multi-purpose playing fields, 40 small parks, 120 square foot sports complex, and a Boy Scout camp.

A meeting has been requested with Lennar for 1/5/05. This meeting will be held jointly with the Parks and Recreation Committee and the Education Committee as Councilor Molisse is Chairman of both committees.

ECONOMIC DEVELOPMENT COMMITTEE - Chairman McPherson

**Update on Lennar Partners and Tri-Town Development Corporation's discussion relative to the economic impact to the community**

On 11/18/04 James Wilson, and James Clarke spoke to the Economic Development Committee. Materials regarding fiscal impacts from base development should be available in January.

Mr. Clarke noted that many departments are involved in the process, including, local, state, and federal agencies.

Tri-Town has commissioned a study regarding traffic and economic impacts. The results of this should be available in January.

Lennar Corporation appeared before the committee on 12/10/04. There were many questions posed but not many answers. It is expected that more answers will be forthcoming in January.

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Lennar will be providing a revised plan to Tri-Town in January. It will then be up to the town to work with Tri-Town to ensure that zoning and the reuse plan developed will suit the town's needs.

ENVIRONMENTAL COMMITTEE - Chairman Shanahan

**04 220 Algonquin Gas Line Project**

The Committee met on 12/14/04. There have been problems with the back filling of the Algonquin gas line project along the 29 miles of piping. About 2.5 of the miles are in Weymouth. The Army Corp. of Engineers had concerns with nine sites that needed further work. Two of those sites are in Weymouth. James Clarke, Director of Planning and Community Development spoke to the Committee on that night. Mr. Clarke noted that the remediation work will begin on December 15 and be completed no later than February. The work is being completed according to the Order of Conditions of the Conservation Commission. Algonquin will have to request a certificate of compliance from the Conservation Commission on that work. Councilor Shanahan noted that there is still oversight on the project.

Councilor Kay thanked Mr. Clarke for this information and Councilor Shanahan for having the meeting regarding this item. She noted that she was pleased to hear that there is oversight from the Conservation Commission. Also, she noted that it was good to hear that the problems were not as compelling as previously suspected.

A MOTION was made to ACCEPT the report presented by Councilor Shanahan on Item #04 220 and was seconded by Councilor Kay and UNANIMOUSLY VOTED.

**CH2 M Hill Presentation on the Clean-up of Naval Air Station**

CH2 M Hill is an environmental investigation and remediation contractor. Spence Hill of CH2 M Hill discussed the potential remediation and clean up project at the Base. Mr. Hill made a lengthy presentation including the following broad topics: site background, the early transfer process, environmental history, active environmental sites, and the clean- up responsibilities. Mr. Hill agreed to present to the full Council if necessary.

Councilor Leary noted that he is a member of the Environmental Committee and attended the meeting. He pointed out that the presentation was premature in that CH2M Hill will perform a site assessment for Lennar only if the Navy approves an early transfer of clean up responsibilities. Nothing is cast in stone at this point. CH2M Hill does not currently have contract with Lennar.

Councilor Kay noted that the presentation was an easy- to- read, comprehensive report on the early transfer clean-up process.

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**NEW BUSINESS**

04 240 Compensation Increase - Town Council - Councilor Lacey

Councilor McPherson noted that during the first term, he, Councilor Leary, and then Councilor Jonah, had discussed an ordinance to increase pay but never made it far. It became stuck in procedural issues.

A MOTION was made by Councilor Smart to REFER Item #04 240 to Ordinance Committee and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 241 Compensation Increase - Office of the Mayor - Councilor Lacey

A MOTION was made by Councilor Smart to REFER Item #04 241 to Ordinance Committee and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

04 242 Compensation Increase - School Committee - Councilor Lacey

A MOTION was made by Councilor Smart to REFER Item #04 242 to Ordinance Committee and was seconded by Councilor Mathews and was UNANIMOUSLY VOTED.

Independent Peer Review by Tri-Town Development Corporation - Councilor Lacey

This is a memo to introduce two documents provided by Tri-Town Corporation outlining an independent peer review of Lennar's proposed plan for re-development of the Naval Air Station. The intention of these documents is to provide as much information as possible for review to understand the scope of work tasked to the independent peer review. It is hoped that this work will be completed by 1/15/05. Councilor Kay asked for a spreadsheet regarding who is paying what consultant for what. The Metropolitan Area Planning Council has the most detailed scope. The reviews are not clearly titled. The Jeffrey Donahoe Associates scope is overlapping and it is not clear who hired this company.

Councilor Leary asked for clarification on what is a peer review. Councilor DiFazio noted that the definition depends on the relationship between who is requesting the review and the reviewer. Preferably the review is independent. Councilor McPherson noted that in a peer review, one firm in the same industry reviews the work of another firm in that same industry.

Proposed Public Hearings Schedule - Councilor DiFazio

Councilor DiFazio has forwarded two documents to Council members. President Lacey designated all the different committees within the Town Council and some of the requirements of what they would review in regards to the base redevelopment. On 12/9/04 there was a joint meeting with the Economic Development Committee and the Budget/Management Committee meeting.

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The first letter is what Councilor DiFazio referred to as the NAS Tool Kit. He noted that there are a number of reference materials that each Councilor should have.

A MOTION was made by Councilor DiFazio to PLACE in the Council Office, the complete package of materials regarding the Naval Air Station Redevelopment and was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

The second letter is in regards to the peer review materials and Mr. Wilson's financial review. These materials are expected on or around 1/15/05. Councilor DiFazio suggested in this letter that three public hearings be held. The breakdown of the agendas are suggested in the letter. The proposed dates are 1/25/05, 2/3/05, and 2/10/05. Councilor DiFazio suggested that two or three Councilors meet prior to the 1/3/05 meeting to finalize the schedule and agenda.

A MOTION was made by Councilor DiFazio to ACCEPT the meeting schedule as proposed and was seconded by Councilor Kay.

The following discussed ensued:

Councilor McPherson stated that he is hesitant to commit to those dates. It is his understanding that Lennar is going to reconfigure the plan and present it to Tri-Town. Councilor DiFazio stated that he is not comfortable with waiting for plans. In the past it has been noted that residents believed that when a plan is presented that it is set in stone without any input from the public.

President Lacey noted that Tri-Town is still in the process of hiring an executive director. There is also a new Chairman of the Tri-Town Board. Tri-Town Corporation has been asked to appear before the Board on 1/3/05. President Lacey stated that he believes that the public hearing schedule should go forward.

Councilor Kay stated that there are different emotions out there among the residents. She does not think it is wise to wait. She stated that we need time to advertise the meeting dates, and to get the word out that the public needs to bring its opinions, comments and concerns forward. President Lacey noted that when Lennar previously presented to the Council, they stated a firm commitment that community input is a priority before the plan is finalized.

Councilor DiFazio stated that he wants to ensure that all appropriate entities are notified of the hearings and are prepared to give a presentation on the item on the agenda.

President Lacey noted that this is a complex process and he will consider this. Councilor Smart noted that the intention was to get the plan out to the public. He does not believe we should wait.

Councilor Kay suggested that 1/3/05 be the deadline for setting the schedule and agenda. President Lacey asked that each councilor review the schedule and agenda and get back to him or Councilor DiFazio.

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Councilor Leary requested clarification of who will be at the 1/3/05 meeting. Tri-Town representatives will be at that meeting.

President Lacey reviewed the MOTION before the Council. The MOTION is to ACCEPT Councilor DiFazio's letter, agenda, and dates to be finalized by 1/3/05 and to create a streamlined process for communication flow and information flow.

The MOTION was seconded by Councilor Kay and was UNANIMOUSLY VOTED.

**ADJOURNMENT**

At 9:00pm there being no further business, Councilor Leary MOTIONED to adjourn and Councilor Kay seconded. The MOTION was UNANIMOUSLY VOTED.

Approved by: \_\_\_\_\_  
T.J. Lacey, President