

***Town of Weymouth
Massachusetts***

Joseph Callanan
Town Solicitor

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Robert L. Hedlund
Mayor

Town of Weymouth
75 Middle Street
Weymouth, Massachusetts 02189

MEMORANDUM 21 057

TO: TOWN COUNCIL
FROM: MAYOR ROBERT L. HEDLUND
RE: LEGAL DEPARTMENT LINE ITEM TRANSFER/SUPPLEMENT
APPROPRIATION REQUEST
DATE: APRIL 13, 2021

I submit the following measure for consideration by Town Council:

“That the Town of Weymouth make the following two financial transactions, in an effort to pay existing legal bills through the end of FY2021, almost exclusively for the opposition to the natural gas companies’ expansion plans in Weymouth”:

1. A Supplemental Appropriation from Free Cash to the Town Solicitor-Litigation-Special Counsel line item (11514412-530107) in the amount of \$122,582.75;
2. Line Item Transfer from Town Solicitor- Judgment, Claims and Damages line item (#11515416/576100) to the Town Solicitor – Litigation-Special Counsel line item (11514412-530107) in the amount of \$25,000.00.

This measure requires a legal notice and public hearing.

At the time of this submittal the available amount of Free Cash is \$3,368,530.00

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MEMORANDUM

TO: Ted Langill, Chief of Staff

FROM: Joseph Callanan, Town Solicitor
Marsha Conley, Paralegal

DATE: April 13, 2021

SUBJECT: Supplemental Appropriation Request and Line Item Transfer

Miyares and Harrington (M&H) have provided legal services regarding the opposition to the natural gas companies expansion plans in Weymouth. We recently received several months of bills from them and in an effort to pay all outstanding invoices for services rendered through the end of fiscal year 2021, we request additional funds. The Legal Department is requesting a line item transfer of \$25,000.00 in previously appropriated funds to offset a supplemental appropriation request of \$122,582.75.

The breakdown is as follows:

1. We propose a line item transfer from Town Solicitor- Judgment, Claims and Damages line item (#11515416/576100) to the Town Solicitor – Litigation-Special Counsel line item (11514412-530107) in the amount of \$25,000.00 as these funds are not anticipated to be needed as any litigation settlement by the end of FY21; and

2. We request a supplemental appropriation for the following bills:

<u>Invoice Date</u>	<u>Inv. #</u>	<u>Date of Service</u>	<u>Amount Billed</u>
Jan. 5, 2021	2008814	August 2020	\$ 31,072.50
	(Partial Payment issued to M&H)		(\$ 15,536.25)
Jan 14, 2021	2008825	September 2020	\$ 35,112.50
Feb 19, 2021	2008862	October 2020	\$ 49,064.00
Mar 1, 2021	2008874	November 2020	\$ 29,752.50
Mar 1, 2021	2008875	December 2020	\$ 6,077.50
Mar 31, 2021	2008965	Jan. 2021	\$ 3,162.50
Mar 31, 2021	2008966	Feb. 2021	\$ 2,227.50
Mar 31, 2021	2008967	Mar. 2021	\$ 1,650.00
			\$142,582.75
	Estimate Remaining FY21 Invoices:		\$ 5,000.00
	Supplemental Appropriation Needed:		\$147,582.75
	LESS: Line Item Transfer (Claims/Judgment)		(\$ 25,000.00)
	TOTAL SUPPLEMENTAL APPROPRIATION:		\$122,582.75

For these reasons, the Legal Department requests a supplemental appropriation request of \$122,582.75 to pay for legal services in opposition to the expansion plans by natural gas companies in Weymouth.

M&H FY21 Billings				
Invoice Date	Invoice Number	Date of Services	Amount Billed	Notes
December 18, 2020	2008764	July-2020	\$ 37,663.74	Paid with 3 Unpaid FY20 Bills - Pat Cook
January 5, 2021	2008814	August-2020	\$ 15,536.25	Invoice \$31,072.50 - Paid 1/2 April
January 14, 2021	2008825	September-2020	\$ 35,112.50	Holding- Addt'l Approp. Needed
February 19, 2021	2008862	October-2020	\$ 49,064.00	Holding- Addt'l Approp. Needed
March 1, 2021	2008874	November-2020	\$ 29,752.50	Holding- Addt'l Approp. Needed
March 1, 2021	2008875	December-2020	\$ 6,077.50	Holding- Addt'l Approp. Needed
March 31, 2021	2008965	January-2021	\$ 3,162.50	Holding- Addt'l Approp. Needed
March 31, 2021	2008966	February-2021	\$ 2,227.50	Holding- Addt'l Approp. Needed
March 31, 2021	2008967	March-2021	\$ 1,650.00	Holding- Addt'l Approp. Needed
			\$ 142,582.75	Unpaid Total Only
Remaining FY21 Bills	Estimate Only	April-June 21	\$ 5,000.00	Estimate for any work thru end of year
		TOTAL NEEDED:	\$ 147,582.75	