



Watertown Town Council

Administration Building
149 Main Street
Watertown, MA 02472
Phone: 617-972-6470

ELECTED OFFICIALS:

Mark S. Sideris,
Council President

Stephen P. Corbett,
Vice President

John A. Donohue,
Councilor At Large

Susan G. Falkoff,
Councilor At Large

Anthony Palomba,
Councilor At Large

Angeline B. Kounelis,
District A Councilor

Cecilia Lenk,
District B Councilor

Vincent J. Piccirilli, Jr.,
District C Councilor

Kenneth M. Woodland,
District D Councilor

TOWN COUNCIL MEETING TUESDAY, JUNE 11, 2013 @ 6:30 PM RICHARD E. MASTRANGELO COUNCIL CHAMBER ADMINISTRATION BUILDING MINUTES

1. ROLL CALL: A regular meeting of the Town Council was called to order at 6:30 pm, in the Richard E. Mastrangelo Council Chamber, Administration Building. Present for the meeting were Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris. Also present were the Town Manager Michael J. Driscoll, Town Attorney Mark Reich and Council Clerk Valerie Papas.

2. EXECUTIVE SESSION – 6:30 PM: To discuss strategy with respect to Collective Bargaining with the Library Union, Fire Union, DPW Union, Police Patrol Union, Police Supervisors Union and Town Hall Associates Union, as an open meeting may have a detrimental effect on the Town's bargaining position. Councilor Piccirilli made the motion as stated above, seconded by Vice President Corbett and adopted by unanimous roll call vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

3. RETURN TO OPEN SESSION – 7:15 PM

4. PLEDGE OF ALLEGIANCE

5. EXAMINATION OF MINUTES: [May 28, 2013](#). Councilor Piccirilli moved the minutes, seconded by Vice President Corbett and adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

6. PUBLIC FORUM:

The following current and past Watertown High School students spoke in support of funding the Music Department: Rebecca Hillman; Kiera Peterson; Amy Sugrue and an unidentified young man.

7. PRESIDENT’S REPORT – none noted.

8. PUBLIC HEARING AND VOTE:

a) [Public hearing](#) and vote on a petition by Comcast to run a 4” conduit from pole 3 on Church Street to 3’ by 3’ vault in the street adjacent to the Eastern Bank, and then run a further 4’ conduit down the sidewalk and into the bank building at 65 Main Street. The proposal also includes an additional 4’ conduit along the sidewalk within the public parking lot to provide service to several businesses, including CVS and Bank of America. And finally the proposal includes a 4’ conduit across Church Street to the Sovereign Bank building – Terry O’Brien, Comcast Representative.

The Chair recognized Mr. O’Brien who provided a brief overview of the petition which he noted will allow for high speed internet to several businesses.

The Chair opened up the hearing to the public. There being no comments, the hearing was closed.

Councilor Piccirilli moved the petition, seconded by Councilor Woodland.

Councilor Kounelis asked for details on work to the municipal parking lot as part of the proposed project.

Mr. O’Brien stated that they have not worked out all of the details with respect to the restoration process.

Councilor Piccirilli stated that he prefers to have the conduit run down the sidewalk which is in very bad shape so it can undergo complete repairs.

Mr. Magoon, Director of Community Development and Planning stated that there is a large tree there which poses a problem as well as abutters that are close to the property line.

Councilor Lenk asked what the start/finish dates are.

Mr. O’Brien stated that they would start the project as soon as possible and work night and day until it is finished.

The Chair asked Mr. Mee, Superintendent of Public Works if he is satisfied with the aspects of the project. Mr. Mee indicated, yes.

Councilor Piccirilli moved to approve the petition by amending it by deleting “the 4” conduit that goes from the vault to the Bank of America building”, seconded by Councilor Kounelis and adopted by unanimous roll call vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

Councilor Donohue moved to Suspend the Rules in order to bring forward agenda item 10G – **a Resolution authorizing transfers of funds in order to fund an Agreement with the Library, AFSCME Council 93 Union covering the periods July 1, 2009 through June 30, 2010; and July 1, 2010 through June 30, 2013**, seconded by Councilor Piccirilli and adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

The Town Manager reviewed the two transfers and the contract for the Agreement with the Library, AFSCME Council 93 Union.

MOTION AND VOTE: Councilor Piccirilli moved to approve the \$24,575.00 transfer of funds, seconded by Councilor Woodland and adopted by unanimous roll call vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

MOTION AND VOTE: Councilor Piccirilli moved to approve the \$61,200.00 transfer of funds, seconded by Councilor Woodland and adopted by unanimous roll call vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

9. THE COMMITTEE OF THE WHOLE AND FINANCE:

a) Public Hearing and Vote on the Fiscal Year 2014 Budget and Related Matters. The Chair read a [statement](#) with respect to the budget process and further stated with respect to the Music Department budget, that the role of the Town Council is not to determine where the School Committee spends its money but to vote the bottom dollar amount and that it is up to the School Committee to spend its money where it sees fit.

The Town Manager provided an overview of a budget amendment with respect to the Fire Department. The monies, he noted, will be placed in the Council Reserve Account until an agreement has been reached with the union.

The Chair opened up the hearing to the public.

Naomi Ridge, Cunniff School Site Council - asked that the Council be generous with the school budget.

Chris Lowery, Friends of the Watertown Music Department - asked that the Council protect the school budget.

Councilor Woodland submitted a [letter](#) from Ms. Yasmin Daikh regarding the school budget.

The Chair recognized Town Auditor Tom Tracy who read each line item of the budget and noted that each line item is deemed to be adopted if no “pass” is stated by a Councilor.

The Chair “passed” on the Education budget and stated that the Town Council will work with the School Committee to try to find a solution to the yearly budget crisis and cuts to the budget and noted that we cannot keep asking people to do more with less because at some point, it won’t work. Following his statement, the Chair removed his “pass”.

Councilor Palomba thanked and appreciated the non-profit groups that fund various projects. He indicated that residents must get involved earlier in the process before the budget is set.

Councilor Falkoff moved to Reconsider the budget, in hopes that the motion fails, seconded by Councilor Woodland and defeated by a roll call vote of 0 for and 9 against with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the negative.

Mr. Tracy read the Water & Sewer Enterprise budgets as well as the Other Financing Sources budget.

Councilor Piccirilli moved to Reconsider the above noted budgets, in hopes that the motion fails, seconded by Councilor Donohue and defeated by a 0 for and 9 against vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the negative.

10. MOTIONS, ORDERS AND RESOLUTIONS:

a) [Resolution](#) authorizing the establishment of a Revolving Fund for the Drug Enforcement Task Force lease activity during Fiscal Year 2014. The Manager provided a brief overview of the revolving fund. Councilor Piccirilli moved the resolution, seconded by Vice President Corbett.

Councilor Kounelis asked how much monies the Town has received. The Chair recognized Mr. Tracy who stated: \$89,474.00.

The motion was adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

b) [Resolution](#) authorizing the establishment of a Revolving Fund for the Commander’s Mansion activity during Fiscal Year 2014. The Manager provided an overview of the revolving fund. Councilor Piccirilli moved the resolution, seconded by Councilor Woodland and adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B.

Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

c) [Resolution](#) authorizing the establishment of a Revolving Fund for the Watertown Free Public Library Printing Program activity during Fiscal Year 2014. The Manager provided an overview of the revolving fund. Councilor Piccirilli moved the resolution, seconded by Councilor Palomba and adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

d) [Resolution](#) authorizing a transfer of funds in the amount of \$94,000 from the Fiscal Year 2013 Town Council Reserve Account to the Fiscal Year 2013 Police Overtime Account to fund expenditures for the remainder of the Fiscal Year as a result of the Boston Marathon Bombing and subsequent events. The Manager provided an overview of the transfer. Councilor Piccirilli moved the resolution, seconded by Councilor Woodland and adopted by unanimous roll call vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

e) [Resolution](#) authorizing the expenditure of \$103,100 of insurance proceeds in accordance with M.G.L. Chapter 44 Section 53 for the replacement purchase of three Police Department vehicles related to Police activity on April 19, 2013. The Manager provided an overview of the resolution. Councilor Piccirilli moved the expenditure as presented, seconded by Councilor Lenk and adopted by unanimous roll call vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

f) [First Reading](#) on a proposed Order establishing [Water and Sewer Rates](#) and Charges for Fiscal Year 2014. The Chair provided a first reading. The Manager provided a brief overview stating that the rates have been placed in the local paper for a public hearing and vote on June 26th.

The Chair asked Mr. Tracy to prepare different levels of using the “retained earnings”.

11. COMMITTEE REPORTS:

a) Committee on Public Works [report](#) on Recycling Survey and Additional Recycling Toters – Cecilia Lenk, Chair. Councilor Lenk read the Committee report.

Councilor Piccirilli moved to accept the report, seconded by Councilor Lenk.

The Chair asked Mr. Mee for a clarification on the additional recycling toters’ one- time fee.

Mr. Mee explained that it is a one- time fee of \$180.00 for the life of the contract with Republic Service (approximately five more years).

The Chair asked that the minutes be amended to include that clarification.

Councilor Piccirilli stated that he will add the wording as a red-line change and resubmit the Committee report minutes.

Adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

- **ACTION ITEM:** Councilor Lenk moved to authorize the Administration to proceed with the DPW's proposal to offer an additional recycling toter per household for a one-time fee of \$180.00 for the life of the contract with Republic Services as of July 1st, seconded by Councilor Falkoff.

Councilor Palomba spoke in concern over the cost of \$180.00 for the extra toter and hopes the high cost does not cause people to throw their extra recycling items in the trash.

The motion was adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

b) Committee on Budget & Fiscal Oversight [report](#) on bids for Casey Park renovations and related issues – Vincent J. Piccirilli, Jr., Chair. Councilor Piccirilli read the Committee report. Councilor Kounelis moved to adopt the report, seconded by Councilor Lenk.

Councilor Falkoff asked for clarification on the water line hydrant.

Councilor Piccirilli indicated that the Aldrich Road construction project will fund the water line more cost effectively than adding it to the park project bid.

Councilor Piccirilli stated that he will amend the minutes to clarify that the water line is necessary for the skating rink, seconded by Councilor Lenk.

Councilor Palomba asked for clarification on the 552 Main Street Park. The Chair stated that the committee is asking to remove the spray park from the bid because it won't be done this season.

Councilor Palomba asked for clarification on Casey Park. The Chair stated that they are removing baseball improvements from the bids and rink addition and making the rink addition a bid alternate to see if the bids come in reasonable enough to do the bid alternate.

Councilor Piccirilli provided further dollar amount clarification to the bid process and history of the park improvements.

Vice President Corbett noted that he is surprised that all the bids came in so high and how it was missed to that degree.

The amended report was adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

- **ACTION ITEM ONE: 552 Main Street** - Councilor Piccirilli moved to remove the Spray Park from the bid and instruct the Administration to re-evaluate other more cost effective measures including leaving open space and bring it this back to the Town Council in an updated design cost estimate for possible construction date of Spring of 2014 , seconded by Councilor Lenk.

Councilor Donohue noted that while he is disappointed that the bids were off and hopes that the Council and Recreation Department will continue to have a strong commitment to parks.

Councilor Palomba inquired why we did not know about the Stormwater issues related to the spray park prior to this.

Mr. Magoon indicated that the issues were known and were being investigated, specifically with a re-circulating system to address the issues, but that was later deemed too costly.

The motion was adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

- **ACTION ITEM TWO:** Councilor Piccirilli moved that the Administration proceed with the revised bidding process for Casey Park with revised scope of renovations as noted, subject to appropriation; with the ice hockey rink listed as an alternate with a construction date of Fall of 2013, seconded by Councilor Kounelis.

Regarding the skating rink, the Chair stated that given the fact that we just went through another difficult budget season, this is an area we can send a message to the community that we will not add additional amenities, as it incumbent upon us. He indicated that he had been in support of it, but can't support it now even as an add alternate as the Town cannot afford it and therefore it's not appropriate.

The motion was adopted by a roll call vote of 8 for and 1 against with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett voting in the affirmative and Council President Mark S. Sideris voting against.

12. COMMUNICATIONS FROM THE TOWN MANAGER – none noted.
13. REQUESTS FOR INFORMATION:

Councilor Falkoff asked when the new Recycling Center will have a grand opening. Mr. Mee stated that the center is nearing its finish and that a date will soon be determined.

Councilor Donohue noted illegal dumping on Grove Street and inquired about fines and moved to refer the matter to Public Works.

Councilor Lenk noted that there is an open item in Committee regarding fines.

Upon further discussion on the matter, Councilor Piccirilli moved to refer the issue jointly to the committees of Public Works and Rules and Ordinances, seconded by Vice President Corbett.

Councilor Kounelis noted the lack of cleanliness of the recycling center on Grove Street and hopes that the lack of cleanliness does not continue with the new recycling center.

The motion was adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

14. ANNOUNCEMENTS:

Peter Centola, Recreation Director announced that a presentation will take place at the Town Hall, tomorrow morning at 10:00 am. Watertown high school students raised \$10,000.00 to the One Fund.

Mr. Centola sadly announced the passing of Joey Glynn, 19, during a summer league Men's Basketball game. Mr. Glynn played basketball for Bentley College and was a high school standout for Cardinal Spellman.

15. PUBLIC FORUM – none noted.

16. ADJOURNMENT – There being no further business to come before the Town Council, Councilor Piccirilli moved to adjourn at 10:00 pm, seconded by Councilor Donohue and adopted by unanimous voice vote with Councilors John A. Donohue, Susan G. Falkoff, Anthony Palomba, Angeline B. Kounelis, Cecilia Lenk, Vincent J. Piccirilli, Jr., Kenneth M. Woodland, Vice President Stephen P. Corbett and Council President Mark S. Sideris voting in the affirmative.

[Addendum](#)

I hereby certify that at a regular meeting of the Town Council for which a quorum was present, the above minutes were adopted by unanimous voice vote on June 26, 2013.