



*City of Taunton  
Municipal Council Meeting Minutes*

~  
*In the Chester R. Martin Municipal Council Chambers  
Minutes, April 6, 2010 at 8:50 O'clock P.M.*

*Regular Meeting*

*Council President Carr presiding*

*Prayer was offered by the Council President*

*Present at roll call were: Councilor's Barbour, Costa-Hanlon, Hoye, Marshall,  
Buffington, Carr, Croteau, Colton  
Councilor Pottier was absent*

Record of preceding meeting was read by Title and Approved. So Voted.

Councilor Costa-Hanlon requested a moment of silence be observed for the mine workers who have passed away and for their families.

**Communications from Mayor:**

The Council President read a communication submitted by the Mayor congratulating city employees and local business owners and volunteers who did an extraordinary job assisting fellow citizens during the recent storms and flooding. He asks that the Council invite these people to a future council meeting to pay tribute. **Motion was made to move approval. So Voted.**

Mayor Crowley and the office of the DPW Commissioner have a special program to help citizens of Taunton who would like to dispose of household items damaged from the recent flooding. Residents should call the DPW Office to schedule a pickup.

**Communications:**

Com. from DPW Commissioner requesting a transfer of funds in the amount of \$10,000.00 for LSP Services. **Motion was made to refer to the Committee on Finance and Salaries and the Mayor's Office. That the DPW Commissioner also send a communication as to where the \$10,000.00 is going – What is LSP services? So Voted.**

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Councilor Colton stated he received a phone call from the Pastor at the Seventh Day Adventist Church inviting the Mayor, City Councilors and the public to attend their Friend's Day on Saturday, April 10, 2010 at 11:00 AM.

Councilor Carr read an extra communication submitted by the Carver Police Chief commending Sergeant Matthew McCaffrey, Detective Peter Corr, Patrolman Stephen Crowninshield, and Patrolman Troy Enos for their assistance as part of the SEMLEC Marine Unit Dive Team during a recent search of a pond. **Motion was made to send a copy of this letter to the Police Officers and a letter of gratitude as well. So Voted.**

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**Petitions and Claims:**

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**Committee Reports:**

Motion was made for Committee reports to be read by Title and Approved. So Voted. Recommendations adopted to reflect the votes as recorded in Committee Reports. So Voted.

**Unfinished Business:**

**Executive Session** – Motion was made from the Municipal Council to continue the investigation into a claim (Police). **Motion was made to continue until next week. So Voted.**

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Councilor Croteau motioned to refer the status of the gasoline station on Broadway for three weeks to the Committee on Property in executive session if necessary. So Voted. *(The City Clerk discussed this matter with the Clerk of Committees.)*

Councilor Croteau motioned that the Budget Director submit the expenses of all trips paid by ARI and Attorney West that were submitted to the City for reimbursement outside the state of Massachusetts relative to the Landfill for next week. Additionally, if any other trips were taken, it was requested for a further accounting that that information be submitted in two weeks. So Voted. **(The Budget Director asked for the City Clerk to give this communication to the Law Department.)**

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Councilor Hoye motioned that the DPW Commissioner look at the condition of the roadway of Woodlawn Street and West Water Street. So Voted. *(The City Clerk spoke with Ellie at the DPW on this matter.)*

**New Business:**

Councilor Croteau stated he has received a telephone call from a citizen regarding a dog bite and it has been reported that several incidents have happened with the same dog. Therefore, he motioned that the City Solicitor send a memorandum back to the Municipal Council on the procedures for a dangerous dog hearing. So Voted.

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Meeting adjourned at 9:35 P.M.

A true copy: 

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City Clerk

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
APRIL 6, 2010

**THE COMMITTEE ON FINANCE AND SALARIES**

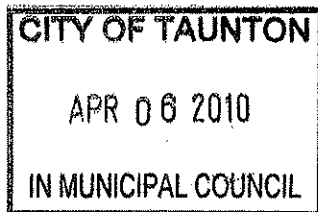
PRESENT WERE: COUNCILOR GERALD CROTEAU, CHAIRMAN AND  
COUNCILORS POTTIER AND COSTA-HANLON.

MEETING CALLED TO ORDER AT 5:55 P.M.

1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY  
DEPARTMENTS  
MOTION: MOVE APPROVAL OF THE VOUCHERS & PAYROLLS FOR THE  
WEEK.

MEETING ADJOURNED AT 5:56 P.M.

RESPECTFULLY SUBMITTED,



*Colleen M. Ellis*  
COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

*Rm Blackwell*  
CITY CLERK

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
APRIL 6, 2010

**THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS**

PRESENT WERE: COUNCILOR SHERRY COSTA-HANLON, CHAIRWOMAN AND COUNCILORS COLTON AND BUFFINGTON. ALSO PRESENT WAS JANE ESTEY, CITY SOLICITOR

**MEETING CALLED TO ORDER AT 6:09 P.M.**

**1. MEET FOR A STATUS REPORT FOR THE BROOK ST. (EXT.)**

THE CITY SOLICITOR STATED THAT IN HER OPINION THERE IS NO REASON FOR THIS DISCUSSION TO TAKE PLACE IN EXECUTIVE SESSION.

THE PURPOSE OF THIS MEETING WAS TO DISCUSS ISSUES STATED IN A LETTER OF JUANITA GALLAGHER WHO IS AN ABUTTER TO BROOK ST. EXT.

THE CITY SOLICITOR STATED THAT THIS APPEARS AS A PAPER STREET OWNED BY THE CITY. THERE IS NO LAYOUT AS A STREET AND IT WAS NEVER INTENDED FOR STREET PURPOSES. THERE IS A SEWER MAIN THERE.

IT WAS FURTHER NOTED THAT THIS HAS NOT BEEN MAINTAINED AS A STREET, WILL NEVER BE USED AS A STREET AND THE CITY HAS NEVER MADE ANY RESTRICTIONS OR REGULATIONS REGARDING THIS PROPERTY BUT PROBABLY COULD. THE CITY SOLICITOR WILL LOOK AT THE FILE THAT SHE HAD PREVIOUSLY WORKED ON AND WILL PROVIDE SAME TO THE COMMITTEE. DISCUSSED WAS IF AN ABUTTING RESIDENT IS PARKING VEHICLES OR STORING ANYTHING ON THIS PROPERTY, WHAT IS THE CITY'S LIABILITY. THE SOLICITOR WAS ASKED TO CHECK ON THIS.

JUANITA GALLAGHER OF 145 WINTHROP STREET SPOKE ON THIS MATTER. SHE SAID SHE MAINTAINS BROOK ST. EXTENSION, HAS PUT PEA STONE DOWN THERE AND HAS IT PLOWED. SHE WAS TOLD AT ONE TIME THAT EACH OF THE ABUTTERS OWNS ½ OF THE STREET. SHE SAID SHE DOES NOT MIND MAINTAINING HER HALF, BUT HAS EXPERIENCED PROBLEMS WITH THE OCCUPANTS OF THE OTHER HOUSE. THEY HAVE PARKED CARS THERE AND BLOCKED ACCESS TO HER GARAGE AND HAVE LEFT CARS THERE FOR DAYS. SHE CONTACTED THE POLICE BUT THEY TOLD HER THEY COULD NOT TOW THE VEHICLES. SHE WOULD LIKE SOME UNDERSTANDING OF USE AND CLARIFICATION OF WHETHER THEY EACH OWN HALF OF THE STREET.

DISCUSSED WAS CONTINUING THIS MATTER SO THAT THE CITY SOLICITOR CAN DO SOME ADDITIONAL RESEARCH AND REVIEW THE FILE. ALSO DISCUSSED WAS THAT IF THIS IS CONTINUED, SHOULD THE OTHER OWNER BE NOTIFIED. THE ANSWER IS YES.

**MOTION: THAT THE CITY SOLICITOR UPDATE THE COMMITTEE IN FOUR WEEKS. THE OTHER DIRECT ABUTTER IS TO BE NOTIFIED OF THE MEETING. DETERMINE IF THERE HAVE BEEN ANY VOTES OF THE COUNCIL FOR NO PARKING HERE.**

**2. MEET IN EXECUTIVE SESSION TO DISCUSS 147 WINTHROP STREET AND LITIGATION**

THE CITY SOLICITOR STATED THAT SHE DOES NOT BELIEVE THERE IS A BASIS FOR MEETING IN EXECUTIVE SESSION AS THERE IS NO ONGOING LITIGATION OF WHICH THE CITY IS A PARTY.

COUNCILOR COSTA-HANLON PROVIDED A COPY OF THE COURT DOCKET

PAGE TWO

APRIL 6, 2010

**THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS – CONTINUED**

DOCUMENTS TO THE COMMITTEE

**MOTION: DOCKET DOCUMENTS MADE PART OF THE RECORD**

IT WAS STATED THAT A CASE WAS BROUGHT FIRST DUE TO FILLING ON SOME PROPERTY. SOME PARTIES ARE NOW IN APPEALS COURT. THE CITY IS OUT OF THE CASE. THE CITY HAD A JUDGMENT AGAINST ANTONIO CAMARA AND THEN MR. FREIRE. THE JUDGMENT INVOLVED A PLAN FOR WETLAND RESTORATION THE ENFORCEMENT ORDER THAT HAD BEEN ISSUED BECAME THE JUDGMENT. THE OWNER OF 147 WINTHROP ST. HAD TO COMPLY AND DO SOME RESTORATION OF WETLANDS. THE WORK DID NOT HAPPEN AND HAS NOT HAPPENED. THE CITY GOT A CONTEMPT JUDGMENT. THE WORK WAS SUPPOSED TO BE DONE LAST SUMMER, AND IF IT WAS NOT THE OWNER WAS TO BE FINED \$300/DAY. THE CITY SOLICITOR STATED THAT THE CONSERVATION COMMISSION HAS ONGOING DISCUSSIONS WITH MR. FREIRE. SHE FURTHER STATED THAT IT WOULD BE DIFFICULT TO COLLECT THE FINES AS MR. FREIRA HAS A MORTGAGE OUTSTANDING ON THE PROPERTY THAT IS HIGHER THAN THE ASSESSED VALUE, THAT JUANITA GALLAGHER HAS A JUDGMENT ON THE PROPERTY, SO THE CITY IS PROBABLY NOT GOING TO COLLECT THE FINES. THE FINES HAD BEEN ISSUED BUT WERE STAYED UNTIL OCTOBER OF 2009, SO THE FINES WOULD BE FROM OCTOBER 15, 2009 TO THE PRESENT. DISCUSSED WAS WHETHER A LIEN COULD BE PUT ON THE PROPERTY. THE CITY SOLICITOR STATED THAT THE HOUSE IS NOT WORTH THAT MUCH AND ASSETS ARE NOT THERE TO COLLECT ON THE FINES. BASICALLY, THE FILL NEEDS TO BE TAKEN OUT, REPLACED WITH THE ORIGINAL TYPE OF PLANTING AND THE PROPERTY OWNER MUST HIRE A WETLANDS SPECIALIST WHEN THE WORK IS DONE. THE HIRING OF THE SPECIALIST IS THE PROBLEM AS HE DOES NOT HAVE THE MONEY TO PAY FOR THIS.

**MOTION: TO REVIEW THIS MATTER AGAIN IN FOUR WEEKS. ASK CONSERVATION COMMISSION AGENT TO BE HERE OR PROVIDE COMMUNICATIONS SHE HAS HAD WITH THE PROPERTY OWNER OR HIS ATTORNEY**

DISCUSSED AT LENGTH WAS THAT WHEN THE LAWSUIT WITH MR. CAMARA STARTED, HE OWNED THE PROPERTY OUTRIGHT. COUNCILOR COSTA-HANLON ASKED TO HAVE AN ATTACHMENT PLACED ON THE PROPERTY. THEN ASSISTANT CITY SOLICITOR WILL FLANAGAN SENT A LETTER TO THE REALTOR REGARDING THE PRE-EXISTING CONDITION, BUT SOMEHOW THE HOUSE WAS TRANSFERRED TO MR. FREIRI. THE ATTACHMENT WAS NOT PUT ON.

QUESTIONED WAS HOW THIS PROPERTY COULD BE CLOSED ON, WHETHER THE MORTGAGE CAN BE SET ASIDE, AND CAN MRS. GALLAGHER'S JUDGMENT BE SET ASIDE. ALSO, MR. CAMARA MAY STILL BE LIABLE.

DISCUSSED FURTHER WAS THAT DUE TO THE FILLING OF THESE WETLANDS, IT HAS NEGATIVELY AFFECTED MANY PEOPLE. THERE IS A NEED TO PURSUE OTHER AVENUES. ALSO, THERE IS A NEED TO LOOK AT TITLE INSURANCE.

THE CITY SOLICITOR STATED THAT THIS IS A GREAT AMOUNT OF WORK FOR NOTHING. SHE DOES NOT THINK THE CITY CAN GO IN AND DO THE WORK. THE RIGHT WAY TO DO THIS IS TO WORK WITH THE OWNER TO GET THE WORK DONE RIGHT.

COUNCILOR COSTA-HANLON STATED THAT SHE FEELS THE CITY SHOULD DO

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APRIL 6, 2010

**THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS – CONTINUED**

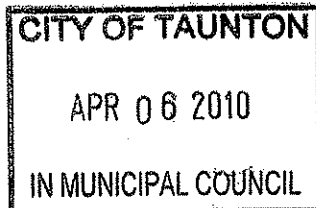
SOMETHING MORE.

JUANITA GALLAGHER OF 145 WINTHROP STREET ADDRESSED THE COMMITTEE. SHE STATED THAT THE LAW DEPARTMENT WAS NEGLIGENT. THEY DID NOTHING AND THERE WAS NO ENFORCEMENT. SHE HAS TWO ATTACHMENTS ON THE PROPERTY AT 147 WINTHROP STREET. SHE ALSO STATED THAT FORMER CITY SOLICITOR TORRES KNEW THAT THE PROPERTY WAS TRANSFERRED. SHE ALSO STATED THAT SHE BELIEVES THERE IS A RELATIONSHIP BETWEEN MR. CAMARA AND MR. FREIRE. SHE SAID THAT IF THIS WORK IS NOT DONE PROPERLY IT WILL AFFECT MANY PROPERTIES

**MOTION: THAT THE CITY SOLICITOR REPORT BACK TO THE COMMITTEE WITH RESEARCH LOOKING INTO ANY AND ALL ENFORCEMENT THE CITY MAY HAVE.**

COUNCILOR BUFFINGTON STATED THAT HE BELIEVES THE CITY CAN PROCEED WITH CONTEMPT PROCEEDINGS, COULD POSSIBLE DO CRIMINAL CONTEMPT WHICH COULD RESULT IN THE OWNER BEING JAILED. THIS IS AN EXTREME REMEDY, BUT COULD ULTIMATELY PUSH THE PROPERTY OWNER TO DO WHAT HE IS SUPPOSED TO DO. HOWEVER, THE COURT WOULD WANT TO SEE THAT THE CITY HAD DONE EVERYTHING IT COULD DO TO GET MR. FREIRE TO COMPLY.

**MEETING ADJOURNED AT 7:08 P.M.**



RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script, appearing to read "Colleen M. Ellis".

COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

A handwritten signature in cursive script, appearing to read "Rm Blacwell".

CITY CLERK

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
APRIL 6, 2010

**THE COMMITTEE OF THE COUNCIL AS A WHOLE**

PRESENT WERE: COUNCILOR DEBORAH CARR, PRESIDENT AND COUNCILORS BARBOUR, COSTA-HANLON, HOYE, MARSHALL, BUFFINGTON, CROTEAU AND COLTON. ALSO PRESENT WERE CITY SOLICITOR JANE ESTEY, HUMAN RESOURCE DIRECTOR MARIA GOMES, ARTHUR LOPES, BUSINESS MANAGER AND TREASURER OF LOCAL 1144, AND POLICE OFFICERS PAUL RODERICK AND MATTHEW MCCAFFREY

**MEETING CALLED TO ORDER AT 7:11 P.M.**

**1. MEET IN EXECUTIVE SESSION TO DISCUSS COLLECTIVE BARGAINING AGREEMENT WITH MASSACHUSETTS LABORER'S DISTRICT COUNCIL, LOCAL 1144C TAUNTON NURSING HOME UNION**

THE CITY SOLICITOR STATED THAT IN HER OPINION THIS IS NOT A MATTER APPROPRIATE FOR EXECUTIVE SESSION. THIS DOES NOT CONCERN ONGOING CONTRACT NEGOTIATIONS, THE CONTRACT HAS BEEN NEGOTIATED, AND WHAT IS BEFORE THE COUNCIL IS STRICTLY FOR APPROPRIATION. SHE STATED THAT GOING INTO EXECUTIVE SESSION, IN HER OPINION, WOULD BE VIOLATING THE OPEN MEETING LAW.

IT WAS FURTHER NOTED THAT THE 1144 CONTRACT IN CONNECTION WITH THE TAUNTON NURSING HOME WAS NEGOTIATED WITH MONEY ASSOCIATED WITH THE CONTRACT. IF IT IS NOT APPROVED, THEN THE PARTIES WOULD GO BACK TO NEGOTIATIONS.

THE UNION ATTORNEY AGREES THAT SINCE THE UNION RATIFICATION OF THE CONTRACT IT IS NOW A PUBLIC DOCUMENT.

COUNCILOR CROTEAU STATED THAT A MOTION WAS MADE LAST WEEK TO DISCUSS THIS IN EXECUTIVE SESSION. IT IS THE FIRST TIME IN HIS OPINION THAT COLLECTIVE BARGAINING IS NOT A SUBJECT FOR EXECUTIVE SESSION. HE FEELS THAT THE CONTRACT IS NOT FINALIZED.

DISCUSSED AT LENGTH WAS WHETHER QUESTIONS OF THE COUNCILORS ON THIS CONTRACT COULD EFFECT OTHER COLLECTIVE BARGAINING UNITS. THE CITY SOLICITOR STATED THAT SHE IS NOT PREPARED TO SPEAK ON THOSE, SHE IS JUST HERE TO RATIFY THIS CONTRACT.

THE COUNCIL WANTS TO KNOW IF ANY CONCESSIONS WERE MADE, AND THE CITY SOLICITOR STATED THAT IT IS NOT RELEVANT TO WHAT IS BEFORE THE COUNCIL. THE HUMAN RESOURCE DIRECTOR STATED THAT SHE IS PREPARED TO SPEAK ON THE TWO CONTRACTS BEFORE THE COUNCIL BUT NOT ON NEGOTIATIONS WITH ANY OTHER UNIT. THE ISSUE BEFORE THE COUNCIL IS ONLY APPROVING THE ECONOMIC ISSUES OF THE CONTRACT BEFORE THEM. IT WAS NOTED THAT IF A LANGUAGE CHANGE IS MADE IN A CONTRACT DURING NEGOTIATIONS, IT DOES NOT COME BEFORE THE COUNCIL, IF THERE IS A FINANCIAL VALUE, IT COMES BEFORE THE COUNCIL.

COUNCILOR CROTEAU STATED THAT BOTH DOCUMENTS ARE REFERRED TO AS MEMORANDUMS OF AGREEMENT, NOT CONTRACTS, SO THE CONTRACTS ARE STILL

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APRIL 6, 2010

**THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED**

OPEN.

**MOTION: TO HAVE THE DISCUSSION IN OPEN SESSION**

**MOTION WAS NOT SECONDED**

**MOTION: ON A ROLL CALL VOTE, TO GO INTO EXECUTIVE SESSION.**

ON DISCUSSION, COUNCILOR MARSHALL ASKED IF THE HUMAN RESOURCE DIRECTOR WOULD BE WILLING TO DISCUSS WHAT THE INITIAL PROPOSALS WERE AND WHAT CONCESSIONS WERE MADE IN OPEN SESSION. ALSO, THAT DUE TO BUDGET DEFICITS PREDICTED, HE WOULD LIKE THESE ANSWERS AS IT MAY EFFECT POTENTIAL NEGOTIATIONS WITH OTHER UNIONS

THE HUMAN RESOURCE DIRECTOR STATED THAT REGARDING THE TAUNTON NURSING HOME MEMORANDUM OF AGREEMENT, SHE IS PREPARED TO DISCUSS ITEMS 1-6.

COUNCILOR COSTA-HANLON NOTED THAT THE 1144 MEMORANDUM IS NOT SIGNED OR DATED AND THAT SHE WOULD NOT RATIFY IT BECAUSE IT IS NOT SIGNED, AND BY DEFINITION, IT MUST BE COMPLETE.

MR. ARTHUR LOPES, THE BUSINESS MANAGER AND TREASURER OF LOCAL UNION 1144 INFORMED THE COMMITTEE THAT THE AGREEMENT WAS RATIFIED BY THE MEMBERSHIP BY A LARGE MAJORITY. ALSO THAT IT HAS BEEN SIGNED BY HIM AND THE CITY SOLICITOR ONCE IT WAS RATIFIED. HE ALSO STATED THAT THEY NEGOTIATE WITH THE MAYOR – NO OTHER ENTITY.

COUNCILOR BARBOUR QUESTIONED WHETHER DISCUSSION ON THIS SHOULD BE CONTINUED FOR ONE WEEK IN ORDER FOR THE COUNCIL TO HAVE THE PROPERLY SIGNED DOCUMENTS.

THE MOTION TO GO INTO EXECUTIVE SESSION WAS VOTED ON WITH THE FOLLOWING RESULTS:

**COUNCILORS MARSHALL, BUFFINGTON, CROTEAU AND COLTON VOTING IN FAVOR**

**COUNCILORS BARBOUR, COSTA-HANLON, HOYE AND CARR VOTING IN OPPOSITION.**

**DUE TO TIE VOTE, DISCUSSION WILL TAKE PLACE IN OPEN SESSION.**

MRS. GOMES, HUMAN RESOURCE DIRECTOR INFORMED THE COMMITTEE THAT THE COST IN CONNECTION WITH THIS CONTRACT IS \$18,000 FOR FY 10, \$120,000 FOR FY 11 AND \$198,000 FOR FY 12 FOR A TOTAL OF \$336,000 OVER THREE YEARS. THE LAST SALARY INCREASE BY THIS UNION WAS IN JANUARY OF 2008 WHICH WAS 2%. ITEM NO. 1 HAS NO MONETARY ISSUE, ITEM NO. 2 HAS NO MONETARY ISSUE – IT IS A LANGUAGE CLARIFICATION. ITEM NO. 3 HAS NO MONETARY VALUE AND ITEM NO. 6 PROVIDES ONLY FOR ANNIVERSARY INCREASE FOR TWO POSITIONS. THE UNION GAVE THE CITY DIRECT DEPOSIT, WHICH, WHEN ALL UNIONS AGREE, COULD SAVE THE CITY ABOUT \$100,000.

COUNCILOR MARSHALL QUESTIONED WHETHER THERE WERE ANY OTHER CONCESSIONS AND IT WAS NOTED THAT THERE WERE CONCESSIONS MADE IN THE PREVIOUS CONTRACT, SO THAT WAS TAKEN INTO CONSIDERATION. THIS CONTRACT COVERS ABOUT 125 EMPLOYEES INCLUDING L.P.N.'S, C.N.A.'S, LAUNDRY WORKERS, DIETARY POSITIONS AND OFFICE SUPPORT POSITIONS. DISCUSSED WAS WHETHER THE CITY COULD AFFORD THE INCREASES. THIS IS A

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**APRIL 6, 2010**

**THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED**

QUESTION FOR THE MAYOR. THE UNION SAID IT NEGOTIATED IN GOOD FAITH. MRS. GOMES SAID THAT FINANCIAL PROJECTIONS WERE MADE PRIOR TO THE MAYOR PRESENTING THIS TO THE UNION. COUNCILOR COSTA-HANLON STATED THAT SHE WANTS TO SEE WHERE THE MAYOR IS GETTING THE MONEY.

**MOTION: THAT THE MAYOR PROVIDE INFORMATION ON PROJECTIONS OF COSTS FOR ALL INCREASES AND POTENTIAL INCREASES FOR ALL CITY UNIONS.**

ALSO QUESTIONED WAS WHETHER THE LANGUAGE IN THE 1144 CONTRACT CAN TRIGGER A RE-OPENER IN OTHER CONTRACTS. DISCUSSED WAS HEALTH INSURANCE COSTS. MRS. GOMES REPORTED THAT THE CITY DID AN RFP FOR HEALTH INSURANCE AND THAT MIIA CAME IN MUCH LOWER. THE CITY IS NOT LOOKING INTO GIC AT THIS TIME DUE TO SOME LEGISLATION THAT IS PENDING. THIS YEAR GIC HAD SIGNIFICANT INCREASES. IN ORDER TO CHANGE HEALTH INSURANCE, THE CITY WOULD HAVE TO RE-NEGOTIATE WITH THE UNIONS. HEALTH INSURANCE WAS NOT DISCUSSED DURING THIS ROUND OF NEGOTIATIONS. ANY CONTRACT CAN BE RE-OPENED AS LONG AS BOTH SIDES AGREE.

**MOTION: MOVE APPROVAL OF THE CONTRACT**

**2. ~~MEET IN EXECUTIVE SESSION TO DISCUSS COLLECTIVE BARGAINING AGREEMENT WITH THE TAUNTON POLICE SUPERVISORY PERSONNEL ASSOCIATION~~**

**MOTION: ON A ROLL CALL VOTE, TO DISCUSS THIS MATTER IN EXECUTIVE SESSION.**

**COUNCILORS MARSHALL, BUFFINGTON, CROTEAU AND COLTON VOTING IN FAVOR**

**COUNCILORS BARBOUR, COSTA-HANLON, HOYE AND CARR VOTING IN OPPOSITION.**

**DUE TO TIE VOTE, DISCUSSION TO BE HELD IN OPEN SESSION**

**MOTION: THAT THE FISCAL SECTIONS MONETARY REQUIREMENTS OF THE MEMORANDUM OF AGREEMENT AS STATED BE APPROVED**

**MOTION SECONDED**

ON DISCUSSION, COUNCILOR MARSHALL ASKED MRS. GOMES REGARDING NO. 2 OF THE MEMORANDUM OF AGREEMENT, ROLLING STIPENDS INTO BASE PAY INCLUDING FOR PURPOSES OF OVERTIME AND DELETE THESE STIPEND PROVISIONS FROM THE CONTRACT. AS HE READS IT, THE OFFICERS USED TO RECEIVE A PERCENTAGE FOR HAZARDOUS DUTY, SO CURRENTLY, OVERTIME WOULD BE CALCULATED ON THE BASE RATE MINUS WHATEVER THE 5 OR 10% SPECIALTY WAS, NOW THAT 5 OR 10% IS GOING TO BE BASED INTO THEIR BASE SALARY SO THAT OVERTIME NOW WILL BE CALCULATED AT AN INCREASED RATE. MRS. GOMES STATED THAT HAZARDOUS DUTY, SOME OF THOSE THINGS WERE ALREADY CALCULATED INTO THE BASE CALCULATIONS FOR OVERTIME SO THERE IS NO ADDITION TO THAT. HAZARDOUS DUTY AND DEFIBRILLATOR ARE CALCULATED INTO THE OVERTIME PROVISION, CLOTHING AND CLEANING ARE NOT. THEY ARE ADDED

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APRIL 6, 2010

**THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED**

INTO THE BASE RATE NOW. THE CLOTHING ALLOWANCE IS 3%, THE CLEANING ALLOWANCE IS 1%, THOSE REMAIN THE SAME.

COUNCILOR MARSHALL STATED FOR PURPOSES OF CALCULATING OVERTIME, THEIR SALARIES ARE GOING TO INCREASE BY 4%.

THE PROJECTIONS FOR FY 10 IS \$35,800 WITH ANOTHER \$9,000 FOR RETRO, AND FOR FY 11 IT WAS \$162,000. THIS IS NOT CLOTHING AND CLEANING.

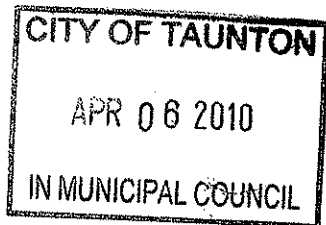
QUESTIONED ALSO, WAS BY DOING THIS, IS IT GOING TO INCREASE THE PENSION LIABILITY COSTS ON THE CITY SIDE. THE HUMAN RESOURCE DIRECTOR SAID THAT SHE COULD NOT ANSWER THIS.

IT WAS NOTED THAT THESE OFFICERS ARE GIVING UP LONGEVITY PAYMENT BUT THAT THEIR BASE SALARY IS GOING UP. ONCE THE OFFICERS COMPLETE SIX YEARS, THEY WILL BE AT THE HIGHEST LEVEL. BASICALLY THEY ARE GETTING 10% INCREASE BUT ARE GIVING UP 6.8% IN LONGEVITY.

COUNCILOR COSTA-HANLON QUESTIONED WHERE THIS MONEY IS COMING FROM, AS SHE DOES NOT WANT TO SEE INCREASES IN FEES OR LAYOFFS. COUNCILOR MARSHALL ASKED WHERE THE PROJECTIONS HAD COME FROM, AND MRS. GOMES STATED THAT THE PROJECTIONS CAME FROM THE POLICE DEPARTMENT AND WERE VALIDATED BY HER.

**MOTION WAS VOTED ON, MOTION CARRIED.**

MEETING ADJOURNED AT 8:45 P.M.



RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script that reads "Colleen M. Ellis".

COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

A handwritten signature in cursive script that reads "Pm Blackwell".

CITY CLERK