



*City of Taunton
Municipal Council Meeting Minutes*

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*Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, July 5, 2016 at 7:05 O'clock P.M.*

Regular Meeting

Council President Quinn presiding

Prayer was offered by the Council President

*Present at roll call were: Councilor's Marshall, Cleary, Borges, Dermody, McCaul
Quinn, Pottier, Carr, and Croteau*

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

Communications from City Officers:

Com. from Executive Director, Board of Health submitting the balances in their revolving accounts. **Motion was made to receive and place on file. So Voted.**

Communications from Citizens:

Com. from Mark Walter, Sun Multisport Events, Westwood, MA requesting approval of athletes to ride their bike on a segment of Rte. 79/Myricks Road in Taunton during the Cranberry Tri-fest Sprint distance triathlon scheduled for Saturday, August 21, 2016. **Motion was made to move approval and notify Police, Fire, EMS, Risk Manager and the soccer league. So Voted.**

Com. from John DeOliveira, of K-9 for Warriors for Keith DeCosta Memorial Motorcycle Run requesting use of the portable stage to be used on Sunday, August 14, 2016 from 9am-7pm for the events host and entertainment. They also ask that the \$500 fee be waived for the use of the stage since this event is to benefit a non-profit organization called K9 for Warriors. Councilor McCaul made a motion to approve if available, waive the fee and refer to the DPW. Councilor Croteau added to the motion to refer to the Risk Manager. Councilor Cleary stated that the motion needs to be broken out because he is not sure that the organization is from Taunton, the event is not happening in Taunton and it appears that the fee will be waived. He thought the stage was going to be used for in town events. He stated that there is a drafted administrative procedure regarding the SAFE House which states that it will not go out of town. Councilor Dermody stated that we should include the use of the stage with the SAFE House policy because they run concurrently. He spoke about how the priority should be City residents first and then outside the community if available, which is what has been done with the SAFE House. Councilor Cleary stated that there is a draft now a copy of it will be distributed. He stated that they are looking more for an administrative procedure rather than an ordinance. Councilor Borges stated that the policy is not in place yet and in the past it has been lent to neighboring communities. She stated that it should be

approved and if it needs to be utilized for someone in the City, they need to understand that it may be taken away for that reason. Councilor Carr stated that it has been done in the past but she doesn't think that the fee had been waived. She spoke about how the group that they are giving it to is a non-profit but is not sure that the group running it is a 501c3. She would have no problem allowing the stage to go but needs to know if it is a non-profit group before the fee is waived. Councilor Pottier stated that the motions should be split out. Councilor Croteau asked where the event will be located. Councilor Pottier stated that it is in Berkley. Councilor Croteau asked if the DPW brings the stage to the location and picks it up. He confirmed. Councilor Croteau stated that the Council needs to know a little bit more about the group considering that nobody from the DPW stays with the stage during its use. Councilor Pottier stated that the fee is used for the transportation of the stage and its setup and possibly the insurance on it. **Motion was made to approve the use of the stage if available with the stipulation that if there is an event in the City of Taunton it will be taken away; refer the request to waive the \$500 fee to the Mayor's Office and refer to the DPW to check for availability. Councilor Pottier made a motion to refer to the Law Department for the liability due to it being an outside group. So Voted.** Councilor Cleary spoke about the cost of transport and the risk of getting it there. He does not know if it is a good use of taxpayer's dollars. He agrees to send it to the City Solicitor. Councilor Croteau stated that he does not think it is a good idea to let someone who does not work for the City of Taunton pick the stage up and be responsible for it.

Communications in the hands of Councilors:

Councilor Borges read a Com. from Marc Pacheco, State Senator stating that he wanted to make the Council aware of funds within the State Budget for FY17, adopted in the Senate budget and upheld in Conference Committee. **Motion was made to receive and place on file. Councilor Croteau added to the motion to send a thank you to Senator Pacheco and the entire delegation for their efforts. So Voted.**

Councilor Cleary read a com. from Mark Terra requesting back pay that was agreed upon in contract for the year July 1, 2015, to his retirement date of January 8, 2016. His local union #1144 negotiated a contract raise of 2% retroactive back to July 1, 2015. He was employed by the Taunton Water Department from September 1997 until his retirement this past January. As of this date, he has not received approximately \$500.00 in retroactive pay. The Water Department does have his actual time because Supt. Jon Chase submitted it. Councilor Cleary stated that he has made several attempts and spoke to the Human Resource Director and has been told that is the way it is. He spoke about how the individual did work from July 1, 2015 – January 8, 2016 and should be entitled to retroactive pay. **Councilor Cleary made a motion to refer to the next Committee of the Whole meeting; invite the Human Resource Director, a union representative and the City Solicitor to discuss the matter and for everyone to receive a copy of this letter. Councilor Borges made a motion to refer to the City Solicitor for a ruling on whether this should be held in Executive Session. So Voted.** Councilor Croteau asked if the City Solicitor stated that the City doesn't have to pay it or if the City can't pay it. Councilor Cleary stated that there was no direct answer on that, it was left up to Ms. Gomes. Councilor Croteau spoke about the contract negotiations and how it is retroactive. Councilor Carr stated that she agrees with both Councilors and a couple of weeks ago she made a similar motion on behalf of Christina Boyan except it was referred

to the Committee on Finance and Salaries. She stated that the Mayor asked her to refer it to the Law Department. She was going to ask the Mayor tonight if that had been rectified because all it will do is cost the City much more money. She stated that she doesn't understand why someone wouldn't be paid if money was owed to them.

Council President Quinn read a com. from Sierra Silvia, owner of Golden Years Adult Day Health Center. Her company has been a tenant of 120 Ingell Street Suite #4 since July of 2006. She is writing in regard to the new NO SMOKING policy that the new management of The Neighborhood Corp. has tried to put into effect as of June 1, 2016. The new no smoking rule changes the entire dynamic of the services that she currently offers and have offered for the better part of a decade to her patients. This change will put her program in serious jeopardy due to the fact that 90% of her patients have behavior modification plans that include smoking as a necessary tool for their mental health diagnosis. The success of her company has relied on the designated smoking area which was offered in the original lease. **Councilor Borges made a motion to refer to the Law Department. So Voted. Councilor Marshall voting in opposition.**

Petitions:

Petition submitted by City Engineer on behalf of the City of Taunton, DPW requesting that Grove Avenue be considered for acceptance as a public way. **Motion was made to refer to the City Clerk to schedule a public hearing. So Voted.**

Petition submitted by Atty. Matthew J. Costa, Esquire, 73 Washington Street, Taunton – On behalf of his client Carloha, Inc. for property at 30 Sherman Drive, Taunton. **Motion was made to refer to the Committee on Police and License and the Chief. So Voted.**

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:

Councilor Cleary made a motion to refer to the City Clerk to place the appointment of the two firefighters, Jonathan Simmons and Ryan McGorty, who were approved for hiring on next week's agenda. So Voted. He stated that they originally approved three but one has withdrawn and the Chief would like to go through with the appointments.

New Business:

Councilor Pottier stated that this is something that Councilor Dermody has brought up this evening but is not sure if there was a motion made regarding the use of the portable stage, the SAFE House or any other asset of the City that is borrowed. **Motion was made to refer to the City Solicitor's Office to draft a policy. So Voted.** Councilor Pottier stated that Councilor Carr had brought this up years ago for the SAFE House. Councilor Cleary stated that a draft has already been done.

Councilor Pottier made a motion for the Fire Chief to provide the Council with a list of all fire calls in the last twelve months by address and date in two weeks. So Voted.

Meeting adjourned at 7:35 P.M.

A true copy:

Attest:


Assistant City Clerk

JLL/SJS

CITY OF TAUNTON
MUNICIPAL COUNCIL
JULY 5, 2016

THE COMMITTEE ON FINANCE AND SALARIES

PRESENT WERE: COUNCILOR GERALD CROTEAU, CHAIRMAN AND COUNCILORS CARR AND
CLEARY

MEETING CALLED TO ORDER AT 6:50 P.M.

1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS

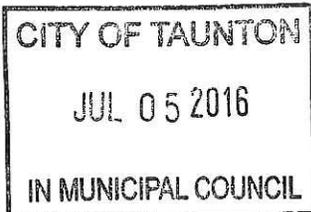
MOTION: MOVE APPROVAL OF THE FISCAL YEAR 2016 PAYROLL WARRANT IN THE
AMOUNT OF \$847,079.50. SO VOTED.

MOTION: MOVE APPROVAL OF THE FISCAL YEAR 2016 INVOICE WARRANT IN THE
AMOUNT OF \$862,726.46. SO VOTED.

MOTION: MOVE APPROVAL OF THE FISCAL YEAR 2017 INVOICE WARRANT IN THE
AMOUNT OF \$131,763.27. SO VOTED.

MOTION: MOVE APPROVAL OF THE FISCAL YEAR 2017 PAYROLL IN ABSENTIA. SO
VOTED.

MEETING ADJOURNED AT 6:54 P.M.

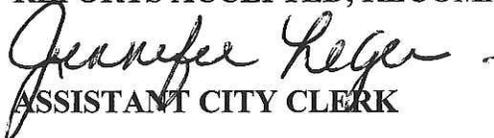


RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



ASSISTANT CITY CLERK