



City of Taunton
Municipal Council Meeting Minutes

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Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, January 26, 2015 at 4:07 O'clock P.M.

Regular Meeting

Mayor Thomas C. Hoye, Jr. presiding

Prayer was offered by the Mayor

*Present at roll call were: Councilors Borges, Carr, Croteau, Quinn, Cleary
Councilors McCaul, Pottier, Costa-Hanson, and Marshall
were absent*

Communications from the Mayor:

The Mayor stated that the only reason for changing the Council Meeting to today is due to the impending blizzard. He stated it was necessary to approve the payroll warrant and the vendor warrant for the week.

Motion was made to approve the payroll warrant in the amount of \$1,104,727.18. So Voted.

Motion was made to approve the vendor warrant in the amount of \$1,668,201.45. So Voted.

Appointments:

- Appointment of Steven F. Figueiredo to the Zoning Board of Appeals

Motion was made to move to next week's Council Agenda. So Voted.

Communications from City Officers:

Com. from City Solicitor – Procedures to follow in order to deny, revoke, or suspend local licenses and permits for failure to pay municipal financial obligations. **Motion was made to move to next week's Council Agenda. So Voted.**

Communications from Citizens:

Com. from Brian Gillis, Field Engineer, Colombia Gas of Massachusetts, 995 Belmont St., Brockton – Columbia Gas of Massachusetts Roadway Moratorium Excavation Washington St. @ Avon St. Intersection **Motion was made to move to next week's Council Agenda. So Voted.**

Petitions:

Hours of Operation

1. Maxi Drug, Inc. –dba- Rite Aid located at 237 Broadway, Taunton **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Claim

Claim submitted by Breyda Pereyra, 17A Pine Knoll Lane, Taunton seeking reimbursement for damages to her automobile from hitting potholes in front of 199 Williams Street near the sharp bend in the road. **Motion was made to refer to the City Solicitor and the DPW Commissioner. So Voted.**

Unfinished Business:

None

Orders, Ordinances, and Resolutions**Ordinance for a first reading to be passed to a second reading****AN ORDINANCE**

**Chapter 12
Licenses and Miscellaneous Business Regulations**

Article V. Hawkers and Peddlers**Section 12-78.1 Tag Day Permit Requirements**

Be it ordained by the Municipal Council of the City of Taunton and by authority of the same as follows:

SECTION 1. Article V of Chapter 12 of the Revised Ordinances of the City of Taunton, as amended, is hereby further amended by inserting a new Section 12-78.1 as follows:

Sec. 12-78.1 Tag Day Permit Requirements**(a) Definitions**

“Tag Day” for the purposes of this ordinance, shall mean a person stationed in front of a business engaging in the in-person solicitation of immediate monetary donations on behalf of an organization from passersby and/or patrons of the business.

“Person” for the purposes of this ordinance shall mean natural person or legal entity, to include non-profit corporations.

(b) Permit Required

It is unlawful for any person to organize, hold or participate in a Tag Day except as provided by Ordinance. No person may organize, hold or participate in a Tag Day without (1) a permit from the City of Taunton and (2) permission from the business in front of which a solicitor is to be stationed. The permit must be in the possession of a

person in charge, who is readily available, during the period of solicitation. The permit must be produced for inspection upon request.

An application for a Tag Day permit shall be made to the Mayor's Office upon forms provided by the City, and such application shall be filed with the Mayor's Office at least 15 days prior to the date for which the permit is sought. The City may, for good cause shown, allow the filing of an application less than 15 days prior to the date for which the permit is sought.

(1) Each applicant must provide the name, phone number and address of the organization, and, name and telephone number of the responsible contact person applying for the permit. If the organization is not based within the City proof of an organization's establishment as a local chapter based within the City must be provided;

(2) Each applicant must state the purpose for which such solicitation is to be made and the use or disposition to be made of any receipts;

(3) All organizations must be based and have a street address within the corporate limits of the City or alternatively be a local City-based chapter of a larger umbrella organization, which is not based within the corporate limits of the City.

(4) All solicitors and soliciting organizations with a Post Office Box address must also have a street address in the City where their organization is based, works out of or where meetings are held.

(5) Soliciting organizations must present documentation depicting their not-for-profit status within current IRS guidelines. Permit will not be granted without proof of not-for-profit status.

(6) Soliciting organizations must use sealed cans for collecting funds.

(7) City of Taunton departments are exempt from this ordinance.

(b) Limitation of Permits

Permits shall be issued on a first-come first-served basis and shall be for one calendar day. No more than one soliciting organization will be permitted to solicit on any day. No more than two permits shall be issued to any one organization within the same calendar year, and the permits must be for separate days.

(c) Hours of Soliciting in a public place.

Solicitation activities are not to occur prior to 8:00 a.m. or after 8:00 p.m.

(d) Severability

The provisions of this section shall be deemed to be severable, and if any of its provisions shall be held unconstitutional by any court of competent jurisdiction, the remainder of the ordinance shall remain in effect.

**SECTION 2. This Ordinance shall become effective immediately upon passage.
Motion was made to pass to a second reading. So Voted.**

New Business:

The Mayor stated that he is closing City Hall for tomorrow based on the Governor's recommendations.

Additionally, the Mayor stated that any of the homeless in the City of Taunton in need of shelter during the blizzard can go to the Taunton Police Department. Shelters will not be open unless there is a great need for them. He stated that Rick Ferreria, TEMA Director can have a shelter open within one hour if necessary.

Mayor Hoye asked residents to be patient with snow removal, especially the City's cul-de-sac streets.

As a reminder, Councilor Borges asked that everyone check on their loved ones during the storm.

Meeting adjourned at 4:16 P.M.

A true copy:

Attest:


Assistant City Clerk