



*City of Taunton
Municipal Council Meeting Minutes*

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*Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, February 24, 2015 at 7:20 O'clock P.M.*

Regular Meeting

Mayor Thomas C. Hoye, Jr. presiding

A moment of silence was held for Bruce Turner, a former Police Officer who passed away today.

Prayer was offered by the Mayor

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

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

Communications from the Mayor:

Mayor Hoye thanked the DPW, Building Department, Park, Cemeteries and Public Grounds Department, the School Department and anyone who has had anything to do with snow removal in the City. He discussed all of the work that has had to be done especially making sure snow has been removed from the roofs. He spoke about the dedication of these departments. Councilor Cleary stated that there are a number of department heads that have worked above and beyond this winter. **Motion was made to refer to the Mayor's Office to look at compensating the employees who do not receive overtime in lieu of receiving comp time. So Voted.** Councilor Croteau stated that the discussion was had a couple of years ago. They are all supervisory positions which should be computed at straight time and not time and a half.

Mayor Hoye stated that Attorney General Maura Healy will be at City Hall with members of her staff to talk about the opiate crisis in the area with first responders at 12:45pm tomorrow and invited anyone who is interested to attend.

Communications from City Officers:

Com. from Treasurer/Collector notifying of a land court decree on a tax title parcel assessed to Harrington and Matto Co. for property located at Colony Lane. **Motion was made to receive and place on file. So Voted.** (See City Council minutes from February 17, 2015)

Com. from Treasurer/Collector notifying of a land court decree on a tax title parcel assessed to Easecat Limited Partnership for property located at Shores Street. **Motion was made to receive and place on file. So Voted.**

Com. from Treasurer/Collector regarding the issue of Dental/Medical Deductions not being deducted from employee checks. She stated that it is difficult to answer this concern without names of employees. If any employee has an issue with their deductions, please refer them to the Treasurer Collector's Office. **Motion was made to receive and place on file. So Voted.**

Com. from Treasurer/Collector announcing the conversion from the City of Taunton Deferred Compensation Plan to the Massachusetts Deferred Compensation SMART Plan was completed as of January 28, 2015. Councilor Marshall stated that he had originally requested this several months ago and asked that the Mayor's Office, Budget Director and the Treasurer/Collector look into the possibility of switching over and is very happy that they were able to stick to the time frame and get it done. He stated that hopefully the employees will take advantage of the benefits of the SMART Plan. **Motion was made to send letters to publically thank the Mayor, Budget Director and the Treasurer/Collector's Office for getting this done. So Voted.**

Com. from Chairman, Taunton Planning Board stating that they have received a Site Plan Review for the construction of a 727,785 square foot warehouse distribution facility on a site containing 117.20 acres on Pioneer Way, Charles Colton Rd., and Dever Drive, submitted by Martignetti Corporation. The DIRB will meet on this on Tuesday, February 24, 2015 at 9:30 AM in the Taunton Planning Board Office, 15 Summer Street, Annex Bldg., and then the Planning Board will meet on this proposal on Thursday, March 5, 2015 at 5:30 PM at Chester R. Martin Municipal Council Chambers, 141 Oak Street, Taunton, MA. **Motion was made to receive and place on file. So Voted.** Councilor Marshall suggested that the letters be put on the agenda in a timely manner, he stated that he is not saying that it is the City Clerk's Office, but the letter was dated February 11th and was read tonight and the meeting took place this morning. He stated that it is not a problem, but could the Planning Board be asked to get it in the week before the DIRB meeting.

Com. from City Planner regarding the request for information for the outline of the Central Business District (CBD). A color copy of the district outline was submitted and it may be accessed at any desired scale at <http://www.mapgeo.com/tauntonma/> **Motion was made to receive and place on file. So Voted.**

Com. from Superintendent of Schools regarding MSBA Grant programs. She is requesting approval of eight City Schools for possible entry into the Accelerated Repair Program. Councilor Cleary stated that it is very good that the City is trying to participate in this program. He questioned the sequence of the list of schools. Mayor Hoyer and Council President Borges confirmed that it is not a priority list; it is just in alphabetical order. **Motion was made to approve the eight schools listed at the request of the Superintendent in order to move forward with the MSBA Grant Program. So Voted.**

Resolved: Having convened in an open meeting on **Tuesday, February 24, 2015**, the **City Council of Taunton, Massachusetts**, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated **February 2015** for the **Bennett Elementary School** located at **47 North Walker Street , Taunton, MA 02780**

which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility;** and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Resolved: Having convened in an open meeting on **Tuesday, February 24, 2015**, the **City Council of Taunton, Massachusetts**, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated **February 2015** for the **Joseph C. Chamberlain Elementary School** located at **480 Norton Avenue, Taunton, MA 02780** which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility;** and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Resolved: Having convened in an open meeting on **Tuesday, February 24, 2015**, the **City Council of Taunton, Massachusetts**, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated **February 2015** for the **East Taunton Elementary School** located at **58R Stevens Street, East Taunton, MA 02718** which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility;** and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Resolved: Having convened in an open meeting on **Tuesday, February 24, 2015**, the **City Council of Taunton, Massachusetts**, in accordance with its charter, by-laws, and

ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 2015 for the Harold H. Galligan Elementary School located at 15 Sheridan Street, Taunton, MA 02780 which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **2. Elimination of existing severe overcrowding. 4. Prevention of severe overcrowding expected to result from increased enrollments. 7. Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements.** and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Resolved: Having convened in an open meeting on Tuesday, February 24, 2015, the City Council of Taunton, Massachusetts, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 2015 for the Hopewell Elementary School located at 16 Monroe Street , Taunton, MA 02780 which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility;** and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Resolved: Having convened in an open meeting on Tuesday, February 24, 2015, the City Council of Taunton, Massachusetts, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 2015 for the Edward F. Leddy Elementary School located at 36 Second Street, Taunton, MA 02780 which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility;** and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or

commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Resolved: Having convened in an open meeting on **Tuesday, February 24, 2015**, the **City Council of Taunton, Massachusetts**, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated **February 2015** for the **Joseph H. Martin Middle School** located at **131 Caswell Street , East Taunton, MA 02718** which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility**; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Resolved: Having convened in an open meeting on **Tuesday, February 24, 2015**, the **City Council of Taunton, Massachusetts**, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated **February 2015** for the **Taunton Alternative High School** located at **120 Cohannet Street , Taunton, MA 02780** which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future **5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility**; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

A one minute recess was taken.

Meeting was called back to order.

Communications from Citizens:

Com. from Fr. William Rodrigues, Pastor, St. Anthony's Church, 126 School St., Taunton requesting to conduct their thirteenth annual walking prayer pilgrimage on March 21, 2015. They plan to commence the procession at 7:00AM at St. Anthony's Church. **Motion was made to refer to the Police Department. So Voted.**

Com. from Robby Walsh, Executive Director, Bike to the Beach for Autism, 1990 K St. NW, Second Floor, Washington DC 20006 requesting to conduct a bike race through Taunton. Council Cleary stated that he couldn't find the route in the request. **Motion was made to approve the request as long as the route is submitted to the Public Safety Officer. So Voted.**

Petitions:

Claim submitted by Elizabeth Marques, 52 Queen Elizabeth's Lane, Taunton requesting reimbursement for damages to her automobile from hitting a pothole in front of 199 Williams St., Taunton. **Motion was made to refer to the DPW and the Law Department. 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.

New Business:

Councilor Costa-Hanlon stated that she spoke to the HR Director and she gave her the heads up that the COTMA Contract that the Mayor's Office negotiated, the trigger for the evaluation process is coming up. **Motion was made to refer to the HR and Law Departments to notify the Council of the process for those department heads that are not part of COTMA in two weeks. So Voted.** Councilor Costa-Hanlon stated that Ms. Gomes gave her the list of those people that are not part of COTMA. Councilor Cleary stated that he finds it difficult for the Committee on Finance and Salaries to do all the evaluations of the department heads and questioned who else could do that. Mayor Hoye stated that he would. Councilor Cleary stated that he believes that there is something in the charter that says that the Council would get involved in the evaluation process. He recommends that the department heads be split up between the Committees. Councilor Costa-Hanlon stated that she agrees. Mayor Hoye stated that the language could be checked on, but he believes that it was deferred to his office. Councilor Carr stated that even though the charter gives the Committee on Finance and Salaries the responsibility, it has not been done. She stated that according to the COTMA contract, it is the Mayor's Office that does the reviews. Mayor Hoye stated that the department heads will do them for their own departments. Councilor Croteau stated that as the Chair of the Committee on Finance and Salaries, if in fact the charter makes a specific designation, he doesn't think a contract supersedes that directive in a charter. **Motion was made to get a legal opinion on the difference between what the charter says and what the contract says. So Voted.**

Councilor McCaul stated that he has been in communication with the Fire Chief and he understands that the City is in the process of hiring three (3) new firefighters and are looking at nine applicants from the Fall River Fire Department that have recently been laid off. He stated that this is the first time interviewing firefighters that have been laid off from another community. **Motion was made that the Committee on Fires and Wires, Fire Chief and the City Clerk meet next week to discuss this and see what the procedure is. So Voted.** Councilor Cleary stated that because it is the first time dealing with this a lawyer should be present. Councilor McCaul stated that the City Clerk is part

of the Civil Service process so he would feel comfortable with having her and the Fire Chief meet along with the Committee on Fires and Wires. Councilor Costa-Hanlon stated that there was one person that was on the reemployment list a while back. Councilor Cleary stated that he believes that Taunton should get the best candidates out of the nine (9) so there should be a legal opinion on that. Councilor Costa-Hanlon stated that people have been bypassed in the past and in order to do that a bypass letter must be drafted. Councilor Carr stated that the whole reason for meeting with the City Clerk is that she is the Civil Service agent and knows all the rules and regulations. Councilor Croteau stated that not very many people have been bypassed and someone who was employed has never been bypassed. He stated that after the meeting, if legal advice is needed, it should be from someone who has Civil Service experience. He stated that the issue is being caused by the SAFER Grant and our Committee on Finance and Salaries made a motion to meet with the Fire Chief next week to find out where the City is with its SAFER Grant.

Meeting adjourned at 7:50 P.M.

A true copy:

Attest:

A handwritten signature in cursive script, appearing to read "Rose Marie Blawie".

City Clerk

RMB/SJS

CITY OF TAUNTON
MUNICIPAL COUNCIL
FEBRUARY 24, 2015

THE COMMITTEE ON FINANCE AND SALARIES

PRESENT WERE: COUNCILOR GERALD CROTEAU, CHAIRMAN AND COUNCILORS
CARR AND POTTIER. ALSO PRESENT WAS BUDGET DIRECTOR GILL
ENOS

MEETING CALLED TO ORDER AT 5:49 P.M.

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

2. MEET TO REVIEW REQUESTS FOR FUNDING
MOTION: MOVE APPROVAL OF THE TRANSFER OF \$34,000.00 FROM RESERVE
ACCOUNT NO. 01-132-5200-5784 TO MAYOR'S OFFICE ACCOUNT NO.
01-121-5200-5319 – CONTRACTED SERVICES FOR THE LOWER
PIONEER VALLEY EDUCATIONAL COLLABORATIVE CONTRACT FOR
FISCAL YEAR 2015. SO VOTED.

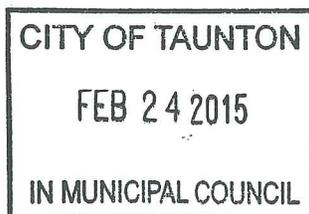
MOTION: MOVE APPROVAL OF THE TRANSFER OF \$38,421.99 FROM RESERVE
ACCOUNT NO. 01-132-5200-5784 TO PENSION ACCOUNT NO. 01-910-
5520-5999 FOR A PRIOR YEAR EXPENSE. SO VOTED.

IT WAS NOTED THAT THIS AMOUNT WAS NOT TRANSFERRED TO THE RETIREMENT BOARD TO
COVER THE FIREFIGHTERS WHO WERE COVERED BY THE SAFER GRANT AND WAS INSTEAD
ROLLED INTO FREE CASH.

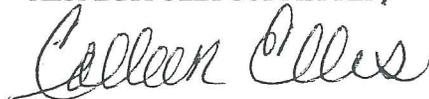
THE BUDGET DIRECTOR REPORTED THAT THE BALANCE IN THE RESERVE ACCOUNT AFTER
THESE TWO TRANSFERS IS \$429,749.87.

MOTION: TO INVITE THE FIRE CHIEF TO NEXT WEEK'S FINANCE AND SALARIES
COMMITTEE MEETING TO DISCUSS WHERE WE ARE WITH THE SAFER
GRANT AND THE IMPACT ON THE BUDGET WHEN THE GRANT RUNS
OUT. SO VOTED.

MEETING ADJOURNED AT 5:56 P.M.



RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
FEBRUARY 24, 2015

THE COMMITTEE ON POLICE AND LICENSE

PRESENT WERE: COUNCILOR SHERRY COSTA-HANLON, CHAIRMAN AND COUNCILORS
CLEARY AND CROTEAU. ALSO PRESENT WERE DETECTIVE DENNIS SMITH
AND MR. HENRY JOHNSON OF DORCHESTER, MA

MEETING CALLED TO ORDER AT 6:08 P.M.

LETTER DATED 2/24/2015 FROM POLICE CHIEF EDWARD WALSH WAS PROVIDED TO THE COMMITTEE.
THE LETTER STATED THAT THE TAUNTON POLICE DEPARTMENT LICENSE DIVISION FINDS NOTHING
THAT WOULD PREVENT THE APPROVAL OF THE ATTACHED LIST OF PETITIONS TO OPERATE BETWEEN
THE HOURS OF 1:00 A.M. AND 4:00 A.M. AS PER CITY ORDINANCE SECTION 12-2:

- A. BROADWAY QUICK & CLEAN CAR WASH, INC., 175 BROADWAY
- B. E-Z CLEAN LAUNDRY CENTER, INC., 173 BROADWAY
- C. E-Z CLEAN LAUNDRY CENTER, INC., 89 WINTHROP STREET
- D. E-Z CLEAN LAUNDRY CENTER, INC., 11 TREMONT STREET

MOTION: LETTER TO BE PART OF THE RECORD. SO VOTED.

1. **MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING
PETITIONS TO OPERATE BETWEEN THE HOURS OF 1 A.M. AND 4 A.M. AS PER CITY
ORDINANCE SEC. 12-2:**

A. **BROADWAY QUICK & CLEAN CAR WASH, INC., 175 BROADWAY**

MOTION: MOVE APPROVAL. SO VOTED.

B. **E-Z CLEAN LAUNDRY CENTER, INC., 173 BROADWAY**

MOTION: MOVE APPROVAL. SO VOTED.

C. **E-Z CLEAN LAUNDRY CENTER, INC., 89 WINTHROP STREET**

MOTION: MOVE APPROVAL. SO VOTED.

D. **E-Z CLEAN LAUNDRY CENTER, INC., 11 TREMONT STREET**

MOTION: MOVE APPROVAL. SO VOTED.

2. **MEET WITH THE POLICE CHIEF, DETECTIVE SMITH AND HENRY JOHNSON FOR AN
UPDATE ON APPLICATION FOR CLASS II LICENSE FOR HANK HOOPTY'S CHEAP AND
RELIABLE SALES, 405 WINTHROP STREET**

MOTION: TO INVITE MR. JOHNSON INTO THE MEETING. SO VOTED.

THE CHAIRMAN NOTED THAT THIS WAS ON THE AGENDA ABOUT 4 WEEKS AGO AND AT THAT
TIME A MOTION WAS MADE TO HAVE MR. JOHNSON MEET WITH DETECTIVE SMITH AND
CONFIRM EVERYTHING ON THE DIRB PLAN THAT WAS NECESSARY TO MOVE FORWARD WITH
THE APPLICATION OR THE LICENSE.

DETECTIVE SMITH STATED THAT MR. JOHNSON CONTACTED HIM AND REQUESTED TO MEET
WITH THE COMMITTEE TO DISCUSS THE SITUATION.

MR. JOHNSON SAID THAT HE WAS GOING TO GO INTO THIS BUSINESS WITH THE OWNER OF THE
BUILDING, A MR. TONY LIMA. MR. LIMA WAS GONG TO DO THE REPAIR PART OF THAT FACILITY,
HE IS A LICENSED CONTRACTOR. ALL MR. JOHNSON IS INTERESTED IN NOW IS RENTING THE
LAND AS HE AND MR. LIMA HAD A FALLING OUT. MR. JOHNSON SAID HE BACKED OUT OF THIS. HE
SAID THIS NOW DOES NOT MAKE HIM RESPONSIBLE FOR ALL THE REPAIRS THAT HAD TO BE
DONE BECAUSE THEY HAD TO DO WITH THE LIFT THAT WAS INSIDE, THE WATER SEPERATOR,
ETC. HE SAID THE ONLY THING HE WOULD HAVE TO DO TO GET THE LICENSE IS TO PUT DOWN
SOME STONE DUST. THAT WAS

PAGE TWO

FEBRUARY 24, 2015

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

THE ONLY THING HE HAD TO DO. HE TRIED TO HIRE LOPES TO DO THIS, BUT THEY CANNOT DO ANYTHING UNTIL THE WEATHER CHANGES. HE SAID THIS IS THE ONLY THING THAT IS HOLDING HIM UP. HE FURTHER STATED THAT HE IS NOW LOOKING FOR THE LICENSE TO JUST SELL CARS, NOT DO REPAIRS. HE IS ALSO ASKING TO BE ABLE TO SELL 3 CARS RIGHT NOW AS HE HAS SEVERAL CARS THAT HE HAS HAD TO REGISTER BECAUSE OF THE DELAYS.

COUNCILOR CROTEAU STATED FOR CLARIFICATION THAT MR. JOHNSON IS NOW ASKING FOR A LICENSE THAT WOULD ENABLE HIM TO SELL CARS AND DO NO REPAIRS. COUNCILOR CROTEAU STATED THAT MR. JOHNSON WILL HAVE TO UNDERSTAND THAT HE WILL NOT BE ABLE TO DO ANY REPAIRS ON THIS PROPERTY AT ALL.

MR. JOHNSON SAID HE IS AWARE OF THIS.

COUNCILOR CROTEAU THEN STATED THAT MR. JOHNSON IS ASKING FOR A LICENSE TO SELL 3 CARS NOW, BUT THEN ASKED AT SOME POINT, HOW MANY CARS WOULD HE WANT TO SELL THERE.

MR. JOHNSON SAID 15.

COUNCILOR CROTEAU ASKED HOW LONG THE LICENSE IS GOOD FOR AND IT WAS STATED THAT IT IS GOOD FOR 1 YEAR. HE THEN ASKED IF AT SOME POINT DURING THE YEAR COULD MR. JOHNSON ASK TO UPGRADE THE LICENSE TO 15 CARS.

DETECTIVE SMITH SAID THAT THE COMMITTEE CAN LIMIT HIS VEHICLES FOR NOW, THEN MR. JOHNSON CAN ASK FOR IT TO BE CHANGED.

DETECTIVE SMITH WAS ASKED, IF HE FEELS HE IS READY TO MAKE A RECOMMENDATION, IF THE COMMITTEE COULD GRANT A LICENSE FOR 3 CARS WITH NO REPAIRS.

DETECTIVE SMITH SAID THAT THE COMMITTEE COULD DO THIS AND HE COULD GO ALONG WITH THIS, BUT HE NEEDS A COPY OF A SIGNED LEASE FROM THE OWNER OF THE PROPERTY STATING THAT MR. JOHNSON WILL BE LEGALLY THERE ON THAT LAND.

COUNCILOR CROTEAU MADE THE FOLLOWING MOTION:

MOTION: THAT 2 WEEKS HENCE MR. JOHNSON IS TO BE HERE WITH THE LEASE IN HAND AND IF THAT IS THE CASE, THAT IS THE ONLY CONDITION DETECTIVE SMITH IS MAKING, THEN THE COMMITTEE WOULD MAKE A MOTION AND HOPEFULLY IT WOULD BE APPROVED TO GRANT A LICENSE FOR 1 YEAR TO SELL 3 VEHICLES ON THAT PROPERTY.

MR. JOHNSON SAID THAT WHEN THE WEATHER CHANGES, HE IS GOING TO HAVE THE LAND FIXED RIGHT AWAY.

COUNCILOR CROTEAU SAID THAT THE COMMITTEE CAN DO 1 OF 2 THINGS. THEY CAN EITHER SET A DATE WHEN THE WEATHER IS CLEARED AND MR. JOHNSON GETS THE WORK DONE AND HE GETS A LICENSE FOR 15 CARS IF THAT IS RECOMMENDED, OR THEY CAN GRANT A LICENSE FOR 3 CARS NOW AND AT A SUBSEQUENT POINT IF MR. JOHNSON DOES WHAT IS NECESSARY THEN THE COMMITTEE CAN UPGRADE IT TO 15, BASED ON DETECTIVE SMITH'S RECOMMENDATION. COUNCILOR CROTEAU CONTINUED SAYING THAT MR. JOHNSON IS GOING TO BE MAKING A PHYSICAL IMPROVEMENT TO LAND THAT HE DOES NOT OWN, SO THE CONTRACT HAS TO BE CLEAR THAT MR. JOHNSON HAS PERMISSION TO DO THAT WORK BECAUSE HE DOES NOT OWN THE LAND. WHEN MR. JOHNSON PROVIDES THE CONTRACT AND THE LEASE TO DETECTIVE SMITH IT HAS TO BE CLEAR.

THE ABOVE MOTION WAS NOT VOTED ON, AND COUNCILOR CROTEAU MADE THE FOLLOWING MOTION:

MOTION: TO HEAR THIS MATTER IN 2 WEEKS.

COUNCILOR CLEARY SECONDED THE MOTION ON DISCUSSION.

COUNCILOR CLEARY ASKED IF THE DIRB CONDITIONS WILL STILL APPLY OR ARE THEY GOING TO

PAGE THREE

FEBRUARY 24, 2015

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

LIFT ALL OF THE CONDITIONS.

DETECTIVE SMITH SAID THAT MR. JOHNSON MAY HAVE TO GO BACK TO THE PLANNING BOARD AND OR THE DIRB SO HE MAY NEED MORE THAN 2 WEEKS.

COUNCILOR CROTEAU SAID THE CONCERN HE HAS IS THAT RIGHT NOW THIS IS AN ACTIVE ON-GOING APPLICATION. UNLESS SOME DATES ARE SET, IT IS NOT FAIR TO THE NEXT PERSON ON THE LIST WHO WANTS A LICENSE. IF 2 WEEKS IS NOT SUFFICIENT, AND IT IS NOT A SIMPLE MATTER THAT ALL OF THE RESTRICTIONS OTHER THEN THE CRUSHED STONE ARE REMOVED, IS A MONTH'S TIME OK. AT SOME POINT, IF THE APPLICATION IS NOT GOING TO GO FORWARD, THEN MR. JOHNSON HAS TO BE ADVISED THAT THE APPLICATION IS NO LONGER OPEN AND WE MOVE ON TO THE NEXT PERSON.

COUNCILOR COSTA-HANLON SAID THAT THESE LICENSES ARE BEING LOOKED FOR, SO THE COMMITTEE CANNOT EXTEND TOO MUCH LONGER. SHE ALSO NOTED THAT MR. JOHNSON NEEDS TO HAVE SOMETHING IN WRITING ELIMINATING THE DIRB CONDITIONS, AN AMENDED DIRB DECISION, AND A LEASE FROM THE PROPERTY OWNER. HE NEEDS TO GET SOMETHING IN WRITING SAYING THAT THE DIRB CONDITIONS ARE EXCUSED. SHE ALSO NOTED THAT HE MAY HAVE TO GO IN FRONT OF THE PLANNING BOARD AGAIN SO 2 WEEKS MAY NOT BE ENOUGH.

THE ABOVE MOTION WAS NOT VOTED ON AND COUNCILOR CROTEAU THEN MADE THE FOLLOWING MOTION.

MOTION: TO CONTINUE THIS MATTER FOR 4 WEEKS - TO MARCH 22, 2015. SO VOTED.

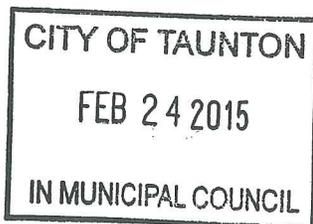
IT WAS STATED THAT THERE WILL BE A VOTE EITHER UP OR DOWN ON THAT DATE.

MEETING ADJOURNED AT 6:30 P.M.

RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
FEBRUARY 24, 2015

THE COMMITTEE ON THE DEPARTMENT OF PUBLIC WORKS

PRESENT WERE: COUNCILOR ANDREW MARSHALL, CHAIRMAN AND COUNCILORS BORGES, COSTA-HANLON, CLEARY AND MCCAUL. ALSO PRESENT WERE DPW COMMISSIONER FRED CORNAGLIA, ASSISTANT DPW COMMISSIONER TONY ABREAU, WATER DIVISION SUPERVISOR CATHAL O'BRIEN AND RICHARD TABACZYNSKI, P.E. FROM ATLANTIC DESIGN ENGINEERS IN SANDWICH, MA

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

1. MEET WITH THE WATER DIVISION SUPERVISOR TO DISCUSS PROPOSED WATER LINE EXTENSION FOR CORDIAL ROAD, CLAYTON ROAD, MILL STREET, MIDDLEBORO, MA

MR. TABACZYNSKI INFORMED THE COMMITTEE THAT HE IS HERE TONIGHT REPRESENTING MCLEAN PATRICK ENTERPRISES. THEY ARE THE ENGINEERS FOR A PROJECT IN THE TOWN OF MIDDLEBORO FOR A PROPOSED 20,000 SQUARE FOOT MEDICAL OFFICE FACILITY AT 15 CORDIAL ROAD. THEY PROVIDED A MAP SHOWING THE PROPOSED PROPERTY WHICH WAS OUTLINED IN YELLOW. THE MAIN ACCESS TO THE PROPERTY WOULD BE OFF OF MILL STREET IN MIDDLEBORO. THE MEDICAL OFFICE BUILDING THEY ARE PROPOSING WILL BE BUILT IN A COUPLE OF DIFFERENT PHASES BUT EVENTUALLY WILL BE UPWARDS OF 20,000 FEET. THE PROBLEM WITH THE PROJECT WHEN THEY FIRST GOT INVOLVED WITH IT IS THAT THE TOWN OF MIDDLEBORO DOES NOT SERVE THE PROPERTY WITH ANY WATER LINE AS PART OF THEIR WATER SYSTEM. PUTTING IN A PRIVATE WELL FOR THE DEVELOPMENT WAS NOT FEASIBLE. THAT IS THE REASON THEY ARE HERE - TO REQUEST AN EXTENSION OF THE CITY OF TAUNTON'S WATER SYSTEM APPROXIMATELY 1600 FEET FROM AN EXISTING WATER MAIN ON MILL STREET AND EXTEND IT TO THE PROPERTY. THE PROPOSED WATER LINE IS IN RED ON THE MAP PROVIDED. THE EXISTING WATER SYSTEM ENDS ABOUT HALF WAY UP MILL STREET NOW. COUNCILOR MARSHALL NOTED THAT AN EXTENSION WAS RECENTLY GRANTED. HE ALSO NOTED THAT THEY ALLOWED THE LINE TO BE PUT ON PRIVATE PROPERTY WITH A DEPARTMENT OF PUBLIC WORKS EASEMENT.

COUNCILOR MARSHALL ASKED IF THERE IS AN EASEMENT, OR ARE WE NOW GETTING BACK INTO THE ROAD LAYOUT. IT WAS HIS RECOLLECTION THAT THE TOWN OF MIDDLEBORO DID NOT WANT THIS IN THE ROAD LAYOUT - THEN HE STATED THAT THE PETITIONER WANTED TO DO THIS WITH THE EASEMENT BECAUSE IT WAS COST BENEFICIAL TO THEM RATHER THEN PUT IT IN THE ROAD. SO THE EXISTING WATER LINE SHOWN IN BLUE ON THE MAP IS ON PRIVATE PROPERTY WITH A DPW EASEMENT. WHERE IT CONNECTS OVER TO THE RED LINE ON THE MAP, IS IT GOING INTO THE ROAD LAYOUT.

MR. TABACZYNSKI SAID THAT THEIR PLANS WOULD BE TO PUT IT INTO THE ROAD LAYOUT. THEY DO NOT CONTROL ANY OF THE PROPERTY ALONG THE WAY, SO THEY WILL BE PUTTING THE EXTENSION IN THE STREET. HE DID ALSO SAY THAT THEY HAD RECEIVED THE BOARD OF SELECTMEN'S APPROVAL FROM THE TOWN OF MIDDLEBORO TO DO THIS BACK IN JANUARY. COUNCILOR MARSHALL STATED THAT THEY WILL FOLLOW OUR WATER DIVISION STIPULATIONS FOR THE GROUND BELOW AND THE HYDRANTS AND THAT SORT OF STUFF, BUT THEY WILL HAVE TO FOLLOW MIDDLEBORO'S ROAD OPENING PERMITS AND SPECIFICATIONS FOR THE ROAD. MR. TABACZYNSKI SAID THAT IS CORRECT.

MR. TABACZYNSKI FURTHER SAID THAT THEY ARE PROPOSING AN 8 INCH WATER MAIN AS A MINIMUM, BUT WITHOUT KNOWING WHAT THE EXISTING FLOWS ARE OUT ON MILL STREET

PAGE TWO

FEBRUARY 24, 2015

THE COMMITTEE ON THE DEPARTMENT OF PUBLIC WORKS - CONTINUED

THEY DO NOT KNOW YET IF AN 8 INCH IS ADEQUATE. THEY HOPE IT IS, THEY FEEL IT IS, BUT IF IT NOT THEY WILL HAVE TO RE-ASSESS AT THAT POINT.

COUNCILOR MARSHALL NOTED THAT THIS WOULD BE 100% PRIVATE FUNDING BECAUSE IT IS MIDDLEBORO AND THAT WAS AGREED.

COUNCILOR MARSHALL THEN ASKED IF THEY HAD CONTEMPLATED STUBS FOR FUTURE SERVICE ALONG THE ROAD.

MR. TABACZYNSKI SAID THAT TYPICALLY WHEN A WATER LINE IS EXTENDED IN A SITUATION LIKE THIS, THERE ARE STUBS THAT ARE PUT OUT TO THE END OF THE RIGHT OF WAY TO THE ADJOINING PROPERTY LINES AND THEY WOULD PROBABLY HAVE AT THE INTERSECTION OF CLAYTON AND MILL STREET A "T" WITH A STUB IN ALL DIRECTIONS FOR FUTURE EXTENSIONS. IT WAS NOTED THAT THIS WAS NOT REALLY ADDRESSED BY THE TOWN OF MIDDLEBORO BUT IT MAKES SENSE FROM AN ENGINEERING STANDPOINT TO DO THAT.

COUNCILOR MARSHALL SAID IT WOULD MAKE SENSE TO THE PEOPLE SELLING THE WATER TO HAVE THE STUBS PUT IN ALONG THE WAY.

MR. O'BRIEN, THE WATER DIVISION SUPERVISOR SAID THAT THEY WOULD REQUEST THAT THIS BE DONE FOR ANY EXISTING HOMES AND BUSINESSES ALONG THE WAY. IN THE CASE OF THE PREVIOUS CONNECTION, WITH THE LOTS THAT ARE VACANT, THERE ARE NO STUBS. MR. O'BRIEN ALSO STATED THAT THEY WILL HAVE TO DESIGN THIS OUT, AND THEY WOULD EXPECT AND WOULD WANT IT FOR BUILD OUT SO THAT IN THE EVENT OTHER CUSTOMERS ARE ON THAT ROUTE AND GET PERMISSION TO TIE IN, THEN WE COULD SELL MORE WATER. IT BENEFITS EVERYBODY.

MR. O'BRIEN ALSO NOTED THAT AS PART OF LOOKING AT THE INITIAL ASSESSMENT FOR FULL BUILD OUT IS THAT THEY ARE THINKING THERE MAY BE A FIRE PROTECTION NEED IN THE FUTURE. HE FURTHER STATED THAT THE REASON THEY KEEP COMING TO THE CITY OF TAUNTON FOR WATER IS THAT THE TOWN OF MIDDLEBORO'S WATER IS ON THE OTHERSIDE OF ROUTE 495, SO THIS AREA IS KIND OF LIKE AN ISLAND. THEY MAY NOT SEE A HIGH DEMAND, BUT THEY MAY NEED A HIGH FIRE FLOW.

MOTION: TO MAKE THE PLAN PROVIDED PART OF THE RECORD. SO VOTED.

COUNCILOR COSTA-HANLON ASKED THAT THE MINUTES OF THE MIDDLEBORO SELECTMEN'S MEETING BE PROVIDED SINCE IT IS SOMETHING THEY THE CITY WILL RELY ON.

COUNCILOR CLEARY ASKED IF THERE HAS BEEN ANY COORDINATION WITH OTHER SITES OR IF THEY HAVE TRIED TO GET COLLABORATION FROM THESE OTHER SITES. EVENTUALLY THESE OTHER SITES MAY NEED WATER. HE ALSO NOTED THAT IF THERE WERE ANY POSITIVE DISCUSSIONS WITH OTHER PROPERTY OWNERS IN THE AREA, THEY WOULD HAVE TO GET BACK IN TOUCH WITH THE WATER DIVISION SUPERVISOR WITH ANY CHANGES IN THE SCOPE OF THE PROJECT.

COUNCILOR MARSHALL SAID THE WAY THIS WOULD WORK IS IF IT WERE GRANTED TONIGHT, IT WOULD BE SUBJECT TO MEETING ALL THE SPECIFICATIONS OF THE TAUNTON WATER DIVISION. IF MR. O'BRIEN AND THE CONSULTING ENGINEERS REVIEW THE PLANS AND DETERMINE THE NUMBER OF STUBS FOR FUTURE EXPANSION, THEN THEY WOULD HAVE TO ABIDE BY WHAT MR. O'BRIEN AND THE CONSULTING ENGINEERS REQUIRE.

IT WAS NOTED THAT THE MOST NUMBER OF STUBS THERE WOULD PROBABLY BE WOULD BE AROUND 10. THEY WOULD PUT THEM WHERE THERE ARE EXISTING HOUSES OR POSSIBLE FUTURE DEVELOPMENT.

MR. O'BRIEN NOTED THAT TOWN MANAGER ROBERT NUNES CONTACTED THE DPW TODAY AND STATED THAT THE SELECTMEN DID VOTE UNANIMOUSLY TO SUPPORT THE PROJECT.

COUNCILOR CARR ASKED IF THERE WAS AN ISSUE BRINGING ON NEW PEOPLE REGARDING WATER. MR. O'BRIEN SAID NO.

PAGE THREE

FEBRUARY 24, 2015

THE COMMITTEE ON THE DEPARTMENT OF PUBLIC WORKS - CONTINUED

SHE ASKED IF THEY WOULD PAY THE SAME RATE AS TAUNTON RESIDENTS. THE ANSWER WAS YES.

IT WAS ALSO NOTED THAT THE PROPOSERS WILL BE RESPONSIBLE FOR EVERYTHING – DESIGN, CONSTRUCTION, POLICE DETAILS, PERMITS FROM THE TOWN OF MIDDLEBORO – EVERYTHING. NO MONEY AT ALL WILL COME FROM THE WATER ENTERPRISE FUNDS. MR. O'BRIEN WILL BE RESPONSIBLE TO OVERSEE THE PROJECT AND INSPECTIONS WILL BE DONE AT CERTAIN TIMES.

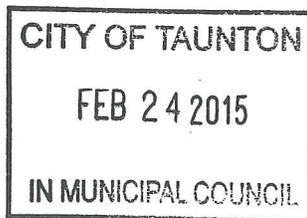
MOTION: TO APPROVE THE REQUEST AS PRESENTED WITH THE STIPULATION THAT ALL OF THE CITY OF TAUNTON WATER DIVISION SPECIFICATIONS WILL BE MET AND THAT THE CITY WILL RECEIVE COPIES OF THE BOARD OF SELECTMEN'S APPROVAL OF THIS PROJECT GOING FORWARD AND THAT GIVES THE CITY THE RIGHT TO ACCESS THE WATER MAIN IF THERE IS A PROBLEM AFTER CONSTRUCTION. ALSO THAT THE CITY GET VERIFICATION THAT CLAYTON ROAD AND CORDIAL ROAD ARE PUBLIC WAYS. SO VOTED.

MEETING ADJOURNED AT 7:11 P.M.

RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK



CITY OF TAUNTON

ORDER #14

FY 2015

FEBRUARY 24, 2015

In Municipal Council 20.....

Ordered, That

THE SUM OF THIRTY EIGHT THOUSAND FOUR HUNDRED

TWENTY ONE DOLLARS AND NINETY NINE CENTS (\$38,421.99) BE AND HEREBY IS

TRANSFERRED FROM RESERVE ACCOUNT NO. 01-132-5200-5784

TO: PENSION ACCOUNT NO. 01-910-5520-5999

..... *Clerk.*



CITY OF TAUNTON

ORDER #13
FY 2015
FEBRUARY 24, 2015

In Municipal Council 20.....

Ordered, That THE SUM OF THIRTY FOUR THOUSAND DOLLARS AND
NO CENTS (\$34,000.00) BE AND HEREBY IS TRANSFERRED FROM RESERVE ACCOUNT
NO. 01-132-5200-5784

TO: MAYOR'S OFFICE ACCOUNT NO. 01-121-5200-5319 – CONTRACTED SERVICES

..... *Clerk.*