



*City of Taunton
Municipal Council Meeting Minutes*

~

*Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, March 11, 2014 at 8:30 o'clock P.M.*

Regular Meeting

Mayor Thomas C. Hoyer, Jr. presiding

Prayer was offered by the Mayor

Present at roll call were:

*Councilor's Borges, Carr, Quinn, McCaul, Pottier,
Croteau, Costa-Hanson, Marshall and Cleary.*

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

Hearing:

On the Special Permit modification submitted by Jose J. Lopez, 44-47 Taunton Green, Taunton, MA to allow entertainment use in conjunction with a restaurant (El Mariachi), 44-47 Taunton Green located in the Central Business District. **Motion was made to open the hearing and invite in all interested parties. Due to no one present to speak in favor of or against, a motion was made to approve the request based on the preliminary hearing last week. The Mayor asked if there was anyone present to speak in favor of or against the petition. There was no one present to speak in favor of or against the petitioner. Motion was made to close the hearing and grant the Special Permit. Councilor Marshall stated that in all his years, he has never approved a Special Permit without the applicant being present; therefore, he asked the City Solicitor if the permit can be approved. Councilor Marshall stated that last week they heard very limited scope on the entertainment. He said they heard about a strumming mariachi and he has no issue at all with that. His only question with that is that if the Council approved the entertainment license and they want to change from the strumming mariachi to more of a night club atmosphere, would they need to come back or would it be granted as a matter of right. He wanted to know this so that Council will be able to condition the special permit. Councilor Cleary stated that the motion would be to request cultural type music to be played in the atmosphere of the restaurant. Therefore, a message should be sent that it is not to be a band. Councilor Quinn stated that she has the exact same issue as Councilor Marshall. When the petition came in last week, the petitioner explained it was for a strumming mariachi. She suggested limiting the Special Permit to just that because there are all types of ways it could expand if it is granted as entertainment use in conjunction with the restaurant. Councilor Carr stated that she is not certain if it would be prudent to just continue the hearing and have the petitioner come in to discuss. She said the applicant was here for a very short time and Council has nothing writing except what he said he wants to do and then Council said see you next week. But there is no one here. Councilor Carr motioned**

to continue for one week. Councilor Cleary stated that he would like the motion to be defeated. Councilor Croteau asked Councilor Cleary if he would be willing to withdraw the motion. Councilor Cleary stated that Council should destroy or approve it because they are making too much out of it. Council kept the applicant waiting until 11pm last time, he was given a one minute interview and Council sent him home. Councilor Croteau moved the question. Vote was 2-7. Councilor Cleary and Pottier voting to approve. Councilor Borges, Carr, Quinn, McCaul, Croteau, Costa-Hanlon, and Marshall voting in opposition. Motion did not pass. Councilor Croteau motioned to continue the hearing until next week and ask the City Clerk to send a communication to the petitioner requiring their attendance. Councilor Croteau asked the maker of the motion to include that Council receive, in writing, a definite proposal defining the perimeters of the entertainment. Councilor Marshall stated that he would make it a part of the motion. Councilor Borges stated that the plans for the type of entertainment were submitted to the Planning Board and they are in the minutes of the Planning Board meeting if he wanted to obtain the minutes. Councilor Croteau stated he would like it submitted and signed by the owner and then it can be discussed. Councilor Marshall stated that he would include as part of the motion. **So Voted.**

Appointments:

Re-appointment of Gregory Glynn, 112 Bay Street, Taunton, MA to the position of Mayor's Advisory Cable Commission for a term of five (5) years expiring January 2019. **Motion was made to move approval. So Voted.** The Mayor thanked Mr. Glynn for his commitment and everything he does for the City.

Communications:

Com. from Police Chief – Requesting a transfer of funds in the amount of \$933.29 from the Parking Commission to the overtime account. **Motion was made to refer to the Committee on Finance and Salaries. So Voted.**

Com. from Assessor – 225 John Hancock Road, AGAR TIF Property. The Chapter 59 value for the above referenced property for Fiscal Year 2014 is \$18,386,400. **Motion was made to receive and place on file. So Voted.**

Com. from Auditor – Requesting temporary appointment of Head Administration Clerk, Sandra Kingsbury as Interim City Auditor in order that she may sign the bill and payroll warrants presented to the Finance and Salaries Committee at the March 18th Municipal Council meeting due to the City Auditor and Assistant City Auditor attending the Massachusetts Municipal Accountant and Auditor Associates Annual School at UMASS. **Motion was made to move approval and refer to Committee on Finance and Salaries. So Voted.**

Com. from Fr. William Rodrigues, Pastor, St. Anthony's Church, 126 School St., Taunton – Requesting to conduct a walking prayer pilgrimage on April 5, 2014 commencing the procession at 7:00am from St. Anthony's Church. **Motion was made to approve and refer to the Police Chief. So Voted.**

Com. from Ernest Cardoza, 5 New Carver St. Raynham, Greater Taunton Area Allied Veterans Council, Inc. – Extending an invitation to the Memorial Day Parade on Monday, May 26, 2014 beginning at 12:30pm. **Motion was made to refer to the Council President. So Voted.** The Mayor stated that this will also be on the City's website.

Com. from City Solicitor – 56 Taunton Green, corner of Weir St. and Taunton Green (So-called "Seely Lot.") The City Solicitor informed that the closing on this parcel occurred today and the City of Taunton is now the owner of this parcel. **Motion was made to receive and place on file. So Voted.**

Com. from City Solicitor – 437 Whittenton St. Fire Watch. The City Solicitor stated that the owner of said parcel has filed for bankruptcy protection. He stated that he decided it is in the best interest of the City to engage the professional legal services of an experienced bankruptcy attorney, Attorney Henry C. Ellis. In a short time after retaining Attorney Ellis, the City received a check for the on-going fire watch in the amount of \$11,061.07 for the period of 2/9/14-2/15/14. **Motion was made to receive and place on file. So Voted.**

Com. from City Solicitor – City of Taunton et al. v. Town of Holbrook, Bristol County Superior Court, Docket No. BRCV2011-00217. The case filed by the TMLP against Holbrook in 2011 was about determining Holbrook's obligation for a portion of a non-contributory pension paid by Taunton each year to the widow of a TMLP retiree, where the retiree earned some of the pension while working for Holbrook. The settlement calls for a one-time payment by Holbrook to Taunton in the amount of \$12,500 toward past pension payments and an agreement by Holbrook to strictly follow statutory guidelines for its obligation to contribute its share towards future payment of the non-contributory pension. **Motion was made to receive and place on file. So Voted.**

Com. from City Solicitor – Report on expenditure of outside legal budget. Council Cleary stated that the letter is well written and the chart on the second page shows the expenditure for 2010 as \$296,569 for outside services and a recent 2014 expenditure in the amount of \$40,393. A clear trend can be seen on the part of the City Solicitor's Office in doing most of the work in house and based on the reports received they have been doing a very good and successful job. Councilor Cleary complimented The City Solicitor and his Assistant for doing a great job. Councilor Costa-Hanlon stated that she appreciates that the City Solicitor took the opportunity to outline what the City is doing with the taxpayer's money. She stated that there have been discussions based on the new contract, and with the willingness of the City Solicitor to outline this was very important and feels that it should be considered for all Departments to have separate contracts. It should be a standard for them to present to the City Council an outline of those issues and it is important for the taxpayer to know the value that they are getting for the increase in salaries and for them to justify it. Councilor Costa-Hanlon appreciates the work that the Law Department has been doing and also the City Solicitor's willingness to present this in such an open manner and feels that the citizens appreciate it too. **Motion was made to receive and place on file. So Voted.**

Councilor Costa-Hanlon read a communication from Police Chief, Edward J. Walsh dated March 3, 2014 informing that he received three (3) quotes for the performance of a Promotional Assessment Center for the Taunton Police Department. The assessment needs to be completed as part of the promotional exam process for Captain, Lieutenant and Sargent in order for the final grades to be awarded. The proposals were received from an approved Human Resources Division Vendor List and were similarly composed. Based on the review of the proposal by himself and the Command Staff, BadgeQuest Inc. was rated the highest and was also the lowest bidder. Therefore, he is recommending the approval and use of BadgeQuest Inc. The Mayor stated that he is ok with the expenditure and that he is awaiting a response from the Committee on Police and License. Councilor Costa-Hanlon stated that there are a lot of people in the Department who have taken the test and is waiting for this. **Motion was made to refer to the Committee on Police and License. Councilor Cleary stated that he would question it going back to Police and License because the Chief is looking for approval. It has previously been discussed and approved for the use of an outside firm and the Chief was instructed to go ahead. The Chief has received three bids and Council should approve the request to award it to the lowest bidder and to have the City Clerk send a letter to Civil Service. Councilor Costa-Hanlon stated that she originally was going to ask to have this approved, but after speaking to other Councilors who felt more comfortable with it going to Committee on Police and License. Councilor Cleary motioned to approve the Chief's recommendation to award the bid to the lowest bidder for the testing. So Voted.**

Councilor Pottier advised of a communication regarding the request for a Crossing Guard at the intersection of Shores Street and Clifford Street. Councilor Croteau stated that he would like a written response from both the School Department and Police Department on the request of a Crossing Guard. **Motion was made to refer to Committee on Police and License and School Department. So Voted.**

Councilor Pottier advised of communication from a resident stating that her husband is blind and is wondering how excise tax bills are handled. Councilor Carr stated that this communication is an email and her only concern is that it does not contain a signature or address. Usually, Council only reads communications that are signed. Therefore, she asked if this will be something new that Council will be doing on the Council floor. Councilor Croteau stated that people are doing this because email is available and to some individuals this is the same as a signature. Councilor Pottier said that he would like to streamline questions asked throughout the City. He said that Council has had some crazy letters come across in the past, but feels that this is not the case and Council as a rule should see those letters as they are. In both these cases, these constituents are really looking for help with something and that it really does not hurt to forward it along to the City Departments that are responsible to address these topics. Councilor Croteau stated it seems to be a reasonable request and once this is filed the gentlemen should not have to file yearly. Councilor Croteau would like a written response for next week. **Councilor Pottier motioned to refer to the Assessor's Office to contact this individual. So Voted.**

Claim submitted by Ken Manchester, 27 Cal's Court, Taunton seeking reimbursement for damages to his automobile from hitting a pothole on Whittenton Street near #380. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Earl Montiro, 43A Pratt St., Taunton seeking reimbursement for damages to his automobile from hitting a pothole on Hart Street/Plain Street near the Star Food Mart. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by James Knight, 13 Cotley St., Berkley seeking reimbursement for damages to his automobile from hitting a pothole at 576 Myricks St. west of Insurance Auto Auctions. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Theresa Charest, 55 Reynolds Ave., Rehoboth seeking reimbursement for damages to her automobile from hitting a pothole in front of 603 Tremont Street. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Joseph Ribeiro, 203 Clifford St., New Bedford seeking reimbursement for damages to his automobile from hitting a pothole in front of 462 Kingman St. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Jon Scharpenter, 120 Precinct St., Lakeville seeking reimbursement for damages to her automobile from hitting a pothole on Myricks St. near the Star Drive-in. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Michael Binda, 450 Somerset Ave. #403, Taunton seeking reimbursement for damages to his automobile from hitting a pothole on Hart Street near the railroad tracks. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Suzanne Benner, 65 Longwood Ave., Taunton seeking reimbursement for damages to her automobile from hitting a pothole on East Britannia Street near the landfill/cemetery. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Kerry McCabe seeking reimbursement for damages to her automobile from hitting a pothole on High Street in front of the Bank of America. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Andrea Warren, 60 Pleasant St., Sharon seeking reimbursement for damages to her automobile from hitting a pothole on Bays Street just after Watson's Pond traveling south. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Kerri Walsh, 750 Whittenton St. #514, Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Whittenton Street near the large brick factory building. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Gary Munro, 45 College Rd., Bridgewater seeking reimbursement for damages to his automobile from hitting a pothole on Route 138 near Superior Glass. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Evelyn Enos, 1 Upland Rd., Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Cohannet Street. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Melissa Mozzone, 368 Tremont St., Taunton seeking reimbursement for damages to her automobile from hitting a pothole in front of 80 Bay Street. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Alexandra Callahan, 1 Faria Farm Rd., Berkley seeking reimbursement for damages to her automobile from hitting a pothole on Route 138 near Superior Glass. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Denise Whitemore, 58 Briarwood Rd., Taunton seeking reimbursement for damages to her automobile from hitting a pothole in front of 205 Myricks Street. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Nancy Kooyman, 175 Leonard St. #8, Raynham seeking reimbursement for damages to her automobile from hitting a pothole near 159 Precinct Street. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Joshua Arruda, 1 Hamlen St., Taunton seeking reimbursement for damages to his automobile from hitting a pothole on Broadway near Santander Bank. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Claim submitted by Stephanie Roberts, 90 Strawberry Lane, East Taunton seeking reimbursement for damages to her automobile from hitting a pothole on near 21 Myricks St. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. So Voted.**

Two (2) claims submitted by Paul Boyle, 69 Alphonse Rd, Brockton seeking reimbursement for damages to his automobile from hitting two (2) separate potholes – the first in front of 33 Myricks St., Taunton and the second on Route 79 near the Star Drive-in. **Motion was made to refer to the City Solicitor and DPW Commissioner for the pothole. 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 except for the Committee on Fire and Wires. So Voted. Councilor McCaul stated that the Committee on Fire and Wires voted on the Fire Department fees. The Mayor asked for a motion to approve all the motions except for the motion of the fees. **Motion was made to approve. So Voted.** Councilor Cleary stated that they voted on all the fees and that he had a question on a new fee of \$150 for annual monitoring of radio boxes in almost 500 buildings in Taunton. The fee for this would be a total of \$75,000 in fees. With the fee going up each week as there are more and more boxes, Councilor Cleary stated that he believes the fee is too excessive and that he would approve the remaining fees. He requested an individual vote on the annual monitoring radio box fee of \$150. **Motion was made to approve the list of fees with the exception of the annual monitoring radio box fee of \$150. So Voted. Motion was made to approve the annual monitoring radio box fee of \$150. Motion was 6-3. Councilors Borges, Carr, Quinn, Pottier, Croteau and Costa-Hanlon voting in favor. Councilor Cleary, McCaul and Marshall voting in opposition. Councilor Croteau informed that the Committee on Fire and Wires approved 2-0 with one abstention.**

Unfinished Business:

Councilor McCaul stated that he brought to the attention of the Council about a month ago the condition of Chateau Estates. The buildings are sitting there and roughly falling apart from the fire about a year ago. He said that he has brought it to the attention of the Building Commissioner and Health Inspectors for an update. There has not been an update received yet that the property owner had forwarded information stating that there was an architect looking at the property. **Councilor McCaul motioned for an update from the Building Commissioner along with the Code Enforcement Officer and Health Department as to what is going on with the property. So Voted.**

Councilor Croteau stated that he recalls a motion made some time ago to discuss in executive session why negotiations with the unions representing some of the staff at City Hall and the staff at the Nursing Home. The motion has not yet been followed through on. **Councilor Croteau motioned to schedule an executive session to discuss the status of negotiations with that ongoing contract.** Councilor Carr stated that it was originally her motion and it was to receive an update, in executive session, from the Law Department so she would guess it would need to go to Committee to the Council as a Whole. Councilor Croteau asked for an update from the Law Department and Human Resources to begin with. The Mayor stated that Mr. Brennan also should be invited as he has been dealing with that one as part of the negotiation. Councilor Croteau said that if Mr. Brennan is to be present then he would ask that Mr. Peter Rodrigues, President of the Union, be present and anyone else that he wishes to bring would also be here. The

Mayor stated that you wouldn't want to invite him. Councilor Croteau stated that if we are going to invite Mr. Brennan from the Administration side, then it seems that Mr. Rodrigues should be invited also, but that is whatever the pleasure of the Council. He said he does not think it is right; it should just be the Council, Human Resources and the Law Department. Councilor Costa-Hanlon stated that this is pending in matters of file as is updates on all pending legal actions with the Law Department. So, if the maker of the motion would include that, we should be getting that update fairly soon. Councilor Croteau stated that he would like a separate meeting for that union contract. He said that he would be more than happy to support a second motion for whatever else the Council wants to do, but he wants a meeting on that contract. Councilor Carr asked if the maker of motion would consider a time certain, one week or two weeks. Councilor Croteau stated two weeks. So Voted.

Orders, Ordinances and Resolutions:

Order for a first reading to be passed to a second reading

Ordered That,

That \$3,200,000 is appropriated, for the purpose of paying costs for related to remodeling, reconstructing and making extraordinary repairs to the *Taunton High School Stadium, 50 Williams Street, Taunton, MA* and to meet this appropriation, \$500,000.00 will be transferred from available funds and the Treasurer with the approval of the Mayor is authorized to borrow \$2,700,000.00 under Chapter 44 of the General Laws; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.

Further Ordered: That the Treasurer is authorized to file an application with the Municipal Finance Oversight Board to qualify under Chapter 44A of the General Laws any or all of the bods authorized by this order and to provide such information and executive such documents as the Municipal Finance Oversight Board may require for these purposes. **Motion was made to refer to the Committee of the Council as a Whole, Mr. Walkden, Superintendent of Schools and anyone she would like to invite including the School Committee for two weeks, no later than three weeks to discuss.** Councilor Marshall stated there are concerns on the lack of information except to pass the order and that he feels that they are not at a place collectively to make a decision even to send this to a first reading especially with several questions that have arisen. Councilor Croteau suggested that during this meeting or at a meeting not too far in the future, a discussion be had regarding the documents that were sent to the MSBA. The document stated that the Mulcahey School was the school of top priority, and his understanding is that if this goes forward, we would be looking at a \$3.2M price tag to renovate and expand a building. He stated that he feels the City should take a very close look at this before we go through with this. He stated that he agrees with Councilor Marshall on the Order and that there is additional information needed before we move on this. Councilor Costa-Hanlon stated that seeing that the School Committee is being invited to attend, and in case there is a quorum, she asked the City Solicitor if the meeting should be posted. She also said

that Councilor Croteau is correct in that the MSBA documents would need to be discussed, but she is not sure if it should be discussed at that time. She asked that when it is discussed, plans and/or the architect or general contractor be present. She is looking for a very informative meeting so that everyone knows exactly what the \$3.2M is for. Also, she asked the Mayor if the MSBA would need to be revised or would this be going through Capital Improvement. The Mayor stated that unfortunately it will not be going through the MSBA. If we could do this sooner rather than later, the School Department will be ready next week. The Mayor stated that this particular project would probably go through the Committee on Public Property. He said that they will be meeting with the architect on Thursday and should have the plans forwarded very quickly after that. Councilor Carr informed that the letter is in the Committee on Public Property and that she spoke to Mr. Walkden today and she will be happy to set-up a meeting. She also informed that the same school was submitted last year, and it was rejected. Therefore, if it is rejected again, there will not be a need to go through the whole financing phase or for plans. The project is not at a stage where we know it is feasible because the State has not accepted it yet. If the State does accept it, then a meeting will be set-up with the School Committee to discuss this prior to a vote. Councilor Cleary stated that for clarification of records, he would like to see a vote of the Taunton School Committee approving the project as a \$3.2M project. He said he knows they voted to put in the \$500,000, but they are not on record as saying individually that they support the expenditure of the \$3.2M on this project. So Voted.

New Business:

Councilor Marshall motioned to refer the issue of the Return to Work Program to the Human Resources Director. If the City does not have a Return to Work Program, he asked that the Director research and report back to the Council in six (6) weeks as to whether or not this would be something that the City should move forward with. So Voted.

Councilor Croteau requested the President of the Council to schedule a meeting in the not to distant future to establish a list of priorities. We are faced with the expenditure of the demolition of the Star Theatre and now Council has the request from the School Department for the football field area and there are other requests as stated in the letter of submittal to be submitted to MSBA. There are other significant expenditures for sewer and water along with an additional number of expenditures that the City will be facing in the next ten (10) years. He feels that an expenditure plan should be put together. There is a long distance plan established by the School Department for additional facilities. He stated that there is a development on Tremont Street that will house fifty (50) homes. Therefore, he asked the President of the Council to schedule such a meeting and to refer to the Mayor's Office as well. He said that he feels the City should sit down and see what is going to happen in the next ten (10) years and establish some priorities. Councilor Pottier stated that the Mayor's Office and Mr. Enos would be taking the lead with this because the budget is the domain of the Mayor's Office and he is certainly willing to work in conjunction with that, but as it has been expressed to him many times, the Council can only cut but can't add. Councilor Croteau stated that it must be in conjunction with the Mayor's Office and since the Council can cut,

he would not want to see a situation where we have a stand-off similar to what they had in Washington where the Council is cutting and not improving. Also, he does not want to put the taxpayers in a situation where the City is told by the Federal Government that we have to do certain things such as water and sewer. He stated that we can only do so many things in conjunction with the Mayor's Office and realizes that it was put in effect in years past where only the Council can raise fees and only the Mayor can spend the money. Councilor Pottier stated that the other thing that should be looked at is the trash because that is going to be a big number that will move back and forth too. The Mayor stated that it is an appropriate motion. He said that in many instances Taunton has been guilty of not taking care of things and leaving things for the next generation. He said that when he does leave his position, he wants to leave it better for the next Mayor. The parking garage is a perfect example because the City now has to deal with it when it should have been dealt with fifteen or twenty years ago through regular or general maintenance. Councilor Croteau brought up a very good point and sewer is something that is now being talked about but it is another unfunded mandate by friends of the Federal Government. He said that he agrees that the City needs to come up with a plan that even though things sometimes come up unexpectedly, we need to leave the City better than how we found it. So Voted.

Motion was made to adjourn at 9:35 p.m. So Voted.

A true copy:

Attest:

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

City Clerk

RMB/dmc

CITY OF TAUNTON
MUNICIPAL COUNCIL
MARCH 11, 2014

THE COMMITTEE ON FINANCE AND SALARIES

PRESENT WERE: COUNCILOR GERALD CROTEAU, CHAIRMAN AND COUNCILORS CARR AND POTTIER. ALSO PRESENT WAS BUILDING SUPERINTENDENT WAYNE WALKDEN

MEETING CALLED TO ORDER AT 5:51 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

THE ADMINISTRATIVE ASSISTANT AT THE FIRE DEPARTMENT PROVIDED A LETTER DATED 3/6/14 WITH AN EXPLANATION OF HER REQUEST TO PAY PRIOR YEAR UTILITY INVOICES TO THE T.M.L.P. TOTALING \$1,900.37 AND ONE FOR COLUMBIA GAS COMPANY IN THE AMOUNT OF \$1,251.80.

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

MOTION: MOVE APPROVAL OF REQUEST TO PAY PRIOR YEAR INVOICES FOR THE TMLP AND COLUMBIA GAS. SO VOTED.

COUNCILOR CARR STATED THAT LAST WEEK SHE HAD ASKED THAT AN EXPLANATION BE GIVEN TO THE COMMITTEE REGARDING THE RETAINED EARNINGS FUND FOR THE GOLF COURSE. MR. ENOS DID PROVIDE AN EXPLANATION OF THE RETAINED EARNINGS WHICH IS SORT OF CALLING IT AKIN TO FREE CASH AS IN THE REGULAR CITY BUDGET. THE GOLF COURSE, BECAUSE IT IS AN ENTERPRISE FUND, DOESN'T HAVE FREE CASH THEY HAVE WHAT IS CALLED A RETAINED EARNINGS ACCOUNT. THERE WAS \$56,209.00 SITTING IN THIS RETAINED EARNINGS ACCOUNT WHICH HAD ACCUMULATED OVER MANY YEARS. THIS MONEY WAS MOVED INTO THE GOLF STABILIZATION ACCOUNT MAKING THE TOTAL \$99,259.05. THE REQUEST IS FOR \$88,540.00 TO DO THE ROOF AND THE TANK REMOVAL. MR. WALKDEN WAS PRESENT TO PROVIDE FURTHER EXPLANATION.

MOTION: TO INVITE MR. WALKDEN INTO THE ENCLOSURE. SO VOTED.

MR. WALKDEN STATED THAT THE TANK REMOVAL COST IS \$79,700.00. THIS IS A PROJECT THEY HAVE BEEN TRYING TO GET DONE FOR ALMOST 3 YEARS. THROUGH A BID PROCESS, THEY HAVE A CONTRACTOR ON BOARD TO DO THE WORK. THEN THE GOLF COMMISSION ASKED TO HAVE THE ROOF DONE ALSO. THE GOLF COMMISSION HAD ACTUALLY SENT OUT FOR BIDS ON THEIR OWN TO GET THIS WORK DONE BUT THE CONTRACTOR AT THE TIME NEGLECTED PREVAILING WAGES SO MR. WALKDEN GOT INVOLVED WITH THIS AND ACTUALLY PUT IT OUT TO BID AGAIN. THE LOW BID CONTRACTOR FOR THE ROOF IS \$8,840.00. THE CONTRACTOR IS READY TO GO ON THIS ALSO.

COUNCILOR CARR NOTED THAT THE LAST TIME THE TANK WAS DISCUSSED, SHE THOUGHT THE PRICE FOR REMOVAL WAS IN THE \$30,000.00 RANGE.

MR. WALKDEN STATED THAT THE GOLF COMMISSION SOLICITED BIDS BUT DID NOT HAVE A VALED PROCUREMENT, THEY DID NOT HAVE PROPER SPECIFICATIONS, THEY HAD NOT INCLUDED PREVAILING WAGES, SOME OF THE BIDS INCLUDED MATERIALS BUT NOT LABOR, ONE DID INCLUDE THE WHOLE THING BUT NO PREVAILING WAGES. THE BETA GROUP BECAME INVOLVED AND IT WAS DONE CORRECTLY.

MR. WALKDEN STATED THAT AT THIS POINT THEY CANNOT ASCERTAIN WHETHER THE UNDERGROUND TANK IS LEAKING OR NOT SO THE HOPE IS THAT IT DOESN'T BECOME A BIGGER PROBLEM FOR THEM.

PAGE TWO

MARCH 11, 2014

THE COMMITTEE ON FINANCE AND SALARIES – CONTINUED

THE NEW TANK WILL BE ABOVE GROUND AND WILL HAVE 500 GALLONS OF DIESEL AND 500 GALLONS OF GAS FOR OPERATIONS OF THE GOLF COURSE.

MR. WALKDEN ALSO SAID THAT THE ROOF IS PAST ITS USEFUL LIFE AND HAS BEEN PATCHED MANY TIMES.

MOTION: **MOVE APPROVAL OF THE TRANSFER REQUEST. SO VOTED.**

COUNCILOR CLEARY ASKED THAT THE COUNCIL BE PROVIDED WITH COPIES OF THE BIDS, AND IN FACT THAT THE COMMITTEE SEE THE BIDS PRIOR TO APPROVING THE TRANSFER.

ADDED TO THE MOTION WAS:

THAT THE COUNCILORS RECEIVE COPIES OF THE BIDS AND SPECS. SO VOTED.

COUNCILOR CARR DOES NOT WANT TO HOLD UP THE PROJECT PENDING THE COUNCILORS SEEING THE BIDS SO THAT WAS NOT ADDED TO THE MOTION.

IT WAS STATED THAT THE \$79,700.00 INCLUDES THE REMOVING OF THE OLD TANK AND PUTTING IN THE NEW TANK.

QUESTIONED WAS WHAT HAPPENS IF THERE ARE ISSUES WITH THE OLD TANK. MR. WALKDEN SAID HE WILL NEED MORE MONEY IF THERE IS ANY KIND OF REMEDIATION NEEDED.

COUNCILOR CROTEAU STATED THAT HE UNDERSTANDS THE MONEY WAS BUILT UP OVER A LONG PERIOD OF TIME. EVER SINCE THE CITY ENTERED INTO A CONTRACT TO LEASE THE FACILITY THE CITY RECEIVES FROM THE LESSOR \$15,000 A YEAR SO IT WOULD APPEAR THAT IT IS GOING TO TAKE AT LEAST 6 YEARS TO BUILD UP THE FUND TO THE POINT WHERE IT IS NOW. HE DOES NOT KNOW HOW LONG THIS LEASE WILL CARRY ON FOR, BUT HE WOULD LIKE A **MOTION ASKING THE CITY SOLICITOR FOR INFORMATION ON THE LEASE, THE LENGTH OF THE LEASE AND IF AND WHEN THAT LEASE IS RENEWED WE NEED TO TAKE INTO CONSIDERATION THAT THE CITY IS NOT GOING TO BE RESPONSIBLE FOR FURTHER CAPITAL EXPENDITURES BECAUSE THAT \$15,000 IS NOT GOING TO CUT IT. SO THERE SHOULD BE BUILT INTO THE LEASE MONIES IN ADDITION TO THE \$15,000.**

SO MOVED BY COUNCILOR CARR.

THE MOTION WAS SECONDED BY COUNCILOR POTTIER, ON DISCUSSION.

COUNCILOR POTTIER ASKED IF WE ARE SURE THAT THIS \$15,000 GOES INTO THIS FUND OR IS IT USED FOR SOMETHING ELSE.

COUNCILOR CARR SAID THAT SHE IS PRETTY SURE IT DOES, BUT WE CAN ASK. SHE THINKS THIS IS THE ONLY WAY THAT MONEY GETS INTO THAT FUND.

COUNCILOR CROTEAU SAID THAT IF IT DOES NOT GO INTO THAT FUND THEY CAN ASK THAT IT BE SET ASIDE IN A SEPARATE ACCOUNT FOR CAPITAL EXPENDITURES AT THE GOLF COURSE. BUT IN ADDITION, \$15,000 IS NOT GOING TO BE SUFFICIENT.

MR. WALKDEN NOTED THAT OUT OF THE \$10,719.00 LEFT, THERE WILL BE A CHANGE ORDER IN THE AMOUNT OF \$5,700.00 COMING OUT OF THIS MONEY TO GO ALONG WITH THE TANK AS A SPLASH PAD MUST BE INSTALLED AS PER THE FIRE DEPARTMENT REGULATIONS.

COUNCILOR CARR NOTED THAT THE GOLF COURSE IS AN ENTERPRISE SYSTEM SO IT HAS TO GO INTO ITS OWN FUNDS IT CANNOT GO INTO THE GENERAL FUND.

MR. WALKDEN STATED THAT THE GOLF COURSE COMMISSION PAID FOR A NEW FURNACE, AND THAT THE BUILDING DEPARTMENT PROVIDED THE LABOR. HE BELIEVES THAT THE FUNDS FOR THIS CAME OUT OF THIS SAME ACCOUNT.

MOTION VOTED ON AND CARRIED.

COUNCILOR COSTA-HANLON STATED THAT THE \$79,700.00 BID SOUNDS AS IF THERE ARE NO SOIL SAMPLINGS INCLUDED. SHE FURTHER STATED THAT YOU CANNOT PUT A SHOVEL IN THE GOUND

PAGE THREE

MARCH 11, 2014

THE COMMITTEE ON FINANCE AND SALARIES – CONTINUED

WITHOUT KNOWING IF YOU HAVE TO REMEDIATE. SHE DOES NOT UNDERSTAND HOW THIS COULD HAPPEN.

SHE ALSO STATED THAT THE COMMITTEE SHOULD GET THE SPECIFICATIONS FOR THE \$30,000 PREVIOUS PROPOSAL.

MOTION: THAT THE COUNCILORS BE PROVIDED WITH THE BID AND SPECS FOR THE \$30,000 PROPOSAL PREVIOUSLY OBTAINED. SO VOTED.

ALL DOCUMENTS ARE TO BE PROVIDED TO THE CLERK OF COMMITTEES FOR DISBURSEMENT TO THE COUNCILORS.

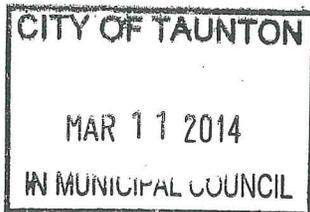
IT WAS NOTED THAT IN THE FUTURE, ANYTHING PUT OUT TO BID WILL GO THROUGH THE BUILDING DEPARTMENT AND NOT THE GOLF COURSE COMMISSION.

MEETING ADJOURNED AT 6:20 P.M.

RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
MARCH 11, 2014

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 FRED CORNAGLIA, DPW COMMISSIONER, TONE ABREU, ASSISTANT DPW COMMISSIONER, CATHAL O'BRIEN, WATER DIVISION SUPERVISOR AND JOE FEDERICO OF BETA

MEETING CALLED TO ORDER AT 6:32 P.M.

1. MEET WITH THE DPW COMMISSIONER TO DISCUSS REQUEST FOR A ROAD OPENING PERMIT PRIOR TO APRIL 1ST TO RELOCATE THE GAS LINE ADJACENT TO THE STAR THEATER

BEFORE THE DEMOLITION OF THE STAR THEATER CAN OCCUR, THE GAS LINE ADJACENT TOT THE BUILDING MUST BE RELOCATED FOR SAFETY PURPOSES.

THE DPW COMMISSIONER STATED THAT LEONARD COURT WAS AN ACCEPTED STREET ABOUT 2 YEARS AGO. THERE IS A GAS MAIN SERVICING 3 HOUSES AT THE REAR OF THE PROPERTY OF LEONARD COURT. ONE OF THE HOUSES IS NOT OCCUPIED, 2 ARE AND WHAT THEY ARE TRYING TO DO IS GO FROM LEONARD COURT TO MERCHANTS LANE. IF THEY CAN DO THAT THEY CAN SERVICE THE BUILDINGS FACING MAIN STREET WITH OUTSIDE METERS, AND THIS IS PART OF THE REASON THEY WANT TO BE IN THE REAR OF CITY HALL. THEY ALSO WOULD NOT BE DIGGING UP MAIN STREET AGAIN. THEY WILL BE DISCONNECTING THE FRONT SERVICES AND PUTTING THEM IN THE REAR. THEY STILL NEED TO SERVICE 2 HOUSES ON LEONARD COURT.

QUESTIONED WAS HOW WE COULD SERVICE A NEW CITY HALL. THE DPW COMMISSIONER SAID THAT THEY WOULD HAVE TO GO BACK UP LEONARD COURT. ALSO QUESTIONED WAS WHETHER THIS NEW LINE WOULD BE BIG ENOUGH TO SERVICE CITY HALL. THE DPW COMMISSIONER WILL ASK TOMORROW, BUT HE FEELS THAT IT PROBABLY COULD.

IF THE COUNCIL APPROVES THE REQUEST THEY WANT TO START THE GAS WORK TOMORROW. RIGHT NOW ASBESTOS WORK IS BEING DONE IN THE STAR THEATER AND THE BIDS ARE OUT, SO IT WILL BE ABOUT A MONTH BEFORE THE DEMO WILL BEGIN.

MOTION: APPROVE THE REQUEST. SO VOTED.

2. MEET FOR AN UPDATE WITH DPW COMMISSIONER'S OFFICE AND BETA TO DISCUSS TRAFFIC IMPROVEMENT PLAN FOR THE CORNER OF TAUNTON GREEN AND WEIR STREET.

IT WAS NOTED THAT THE CITY HAS PURCHASED THE SEELEY PROPERTY, AND NOW HAVE A FINAL FIX FOR THE CORNER OF WEIR STREET AND TAUNTON GREEN. THE SIDEWALK PROJECT WAS PUT ON HOLD IN ORDER TO TAKE CARE OF THIS AREA.

THERE WILL BE A PEDESTRIAN ISLAND, TRAFFIC SIGNAL AND THE PLAN WILL ELIMINATE THE NEED TO MOVE THE UNDERGROUND ELECTRICAL VAULT. SIGNAGE WILL BE INSTALLED TO DIRECT TRAFFIC AND THERE WILL BE NEW STRIPING. ONLY 2 PARKING SPACES WILL BE LOST ON WEIR STREET AND IT WAS STATED THAT THE CITY WILL PROBABLY PUT PARKING ON THE REST OF THE SEELEY LOT. THE WORK WILL BE PAID FOR BY THE MASSWORKS GRANT BECAUSE THE WORK CAME IN LESS, SO THERE IS GRANT MONEY LEFT, SO THEREFORE THEY WILL BE USING THE ENTIRE \$1.3 MILLION GRANT. THEY ARE READY TO MOVE ON THIS PROJECT ON APRIL 1ST WHICH IS THE START OF THE CONSTRUCTION SEASON.

MOTION: TAKE THIS UNDER ADVISEMENT AND PLACE AS A MATTER IN FILE. SO VOTED.

PAGE TWO

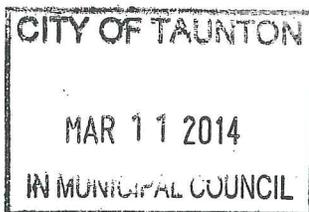
MARCH 11, 2014

THE COMMITTEE ON THE DEPARTMENT OF PUBLIC WORKS - CONTINUED

3. MEET TO REVIEW MATTERS IN FILE

THE CHAIRMAN STATED THAT HE IS EXPECTING PROBABLY IN 2 WEEKS TO HAVE THE DPW TEAM COME IN AND GIVE A PRESENTATION ON THE 2014 CONSTRUCTION SEASON FOR WATER, SEWER DRAINS AND ROAD AND SIDEWALK IMPROVEMENTS.

MEETING ADJOURNED AT 6:50 P.M.



RESPECTFULLY SUBMITTED,

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

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

A handwritten signature in cursive script that reads "Kim Blackwell".
CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
MARCH 11, 2014

THE COMMITTEE ON FIRES AND WIRES

PRESENT WERE: COUNCILOR JOHN MCCAUL, CHAIRMAN AND COUNCILORS CROTEAU AND CARR. ALSO PRESENT WERE FIRE CHIEF TIMOTHY BRADSHAW, CAPTAIN ROBERT BASTIS AND LIEUTENANT JAY BOIROS

MEETING CALLED TO ORDER AT 6:55 P.M.

1. MEET WITH CAPTAIN BASTIS AND LIEUTENANT BOIROS OF THE FIRE DEPARTMENT TO DISCUSS PROPOSED FIRE PREVENTION FEE SCHEDULE.

THE FIRE DEPARTMENT IS REQUESTING SOME REVISIONS IN REGARD TO THEIR FEE SCHEDULE. CURRENTLY IN THE FIRE PREVENTION BUREAU THERE ARE MULTIPLE PERMITS THAT ARE NOT APPROVED FOR RE-INSPECTION FEES. HOWEVER, IF INSTALLATIONS ARE NOT CORRECT AND FURTHER CODE ENFORCEMENT IS NECESSARY, THERE IS NO REIMBURSEMENT TO THE CITY FOR THE ADDITIONAL TIME AND RESOURCES THE OFFICE REQUIRES IN THESE CASES. THE 2 ADDITIONAL RE-INSPECTION FEES THEY ARE REQUESTING ARE FOR PROPANE AND OIL-BURNER INSTALLATION INSPECTIONS. THE INITIAL INSPECTION FEE IS \$50, AND THE REQUEST IS FOR A \$25 RE-INSPECTION FEE FOR BOTH. THEY ARE ALSO ASKING FOR A FEE TO BE ADDED REGARDING HAZARDOUS MATERIAL PROCESSING. THIS REQUIRES BUSINESSES THAT PROCESS HAZARDOUS MATERIALS TO FILE A PERMIT WITH THE FIRE DEPARTMENT. THE DEPARTMENT MUST PERFORM ANNUAL INSPECTIONS OF THE FACILITIES. MASS. GENERAL LAWS GOVERNS THE PERMIT FEES FOR THIS AND STATES THAT SUCH FEE SHALL NOT EXCEED \$50. IT IS THIS \$50 FEE THAT IS REQUESTED TO BE ADDED TO THE FIRE PREVENTION'S FEE SCHEDULE. ALSO, WORK PERFORMED WITHOUT FIRST OBTAINING A PROPER PERMIT ACCORDING TO THE FIRE PREVENTION FEE SCHEDULE DOES NOT INCUR ANY PENALTY. IN OTHER CITY DEPARTMENTS, THE FEE FOR WORK PERFORMED WITHOUT A PERMIT, IN BOTH RESIDENTIAL AND COMMERCIAL PROPERTIES, IS A TRIPLE FEE. THIS REQUEST IS FOR THE FIRE PREVENTION OFFICE TO ADOPT THE SAME TRIPLE FEE FOR EACH OF THEIR PERMITS.

ALSO, NEW COMMERCIAL OCCUPANCIES WHICH WOULD BE THE CONSTRUCTION OF A NEW BUSINESS OR WHEN AN EXISTING SPACE BECOMES OCCUPIED BY A DIFFERENT BUSINESS, REQUIRES A DETAILED INSPECTION BY THE FIRE PREVENTION OFFICE. THESE INSPECTIONS MIMIC THE ONES PERFORMED QUARTERLY AT MANY LOCATIONS THROUGH THE CITY. IT IS ALSO SIMILAR TO ANNUAL INSPECTIONS REQUIRED AT NUMEROUS FACILITIES. DESPITE REGULARLY PERFORMING ANNUAL AND NEW OCCUPANCY INSPECTIONS, THEIR FEE SCHEDULE DOES NOT ITEMIZE THEM. THEY ARE REQUESTING ANNUAL AND NEW OCCUPANCY INSPECTIONS TO BE LISTED FOR \$150 ON THE FEE SCHEDULE, WHICH MIMICS THE CURRENT FEE LISTED FOR QUARTERLY INSPECTIONS.

LAST, THE OFFICE IS REQUESTING PERMISSION TO CHARGE AN ANNUAL FEE FOR OVERSEEING ALL RADIO BOXES THROUGHOUT THE CITY. THESE ARE CRITICAL TO THE FIRE DEPARTMENT RECEIVING AROUND THE CLOCK EARLY NOTIFICATION. THERE IS A SIGNIFICANT AMOUNT OF TIME SPENT COORDINATING WITH CONTRACTORS AND BUSIENSS OWNERS, PROGRAMMING, TROUBLE SHOOTING AND MONITORING THESE DEVICES. THE OFFICE CURRENTLY MONITORS 465 RADIO BOXES AND THAT NUMBER WILL CONTINUE TO GROW. THEY ARE ASKING TO ADD A \$150 ANNUAL MONITORING FEE TO THE SCHEDULE.

IT WAS NOTED THAT THESE CHANGES WOULD REQUIRE AN ORDINANCE CHANGE.

DISCUSSED WAS CONTRACTORS WORKING WITHOUT A PERMIT. CURRENTLY THERE IS NO FEE FOR WORK PERFORMED WITHOUT THE PERMIT. HOWEVER, USUALLY A CONTRACTOR WHEN CAUGHT WILL COME IN AND GET THEIR PERMIT WHICH IS TYPICALLY IN THE \$50 RANGE. THE REQUEST IS FOR A TRIPLE FEE FOR NOT HAVING A PERMIT SO IT WOULD BE \$150.

PAGE TWO

MARCH 11, 2014

THE COMMITTEE ON FIRES AND WIRES – CONTINUED

COUNCILOR CROTEAU STATED THAT THE FIRE DEPARTMENT SHOULD CONTACT THE STATE RELATIVE TO CONTRACTORS LICENSES WHEN THEY ARE FOUND TO BE WORKING WITHOUT PERMITS. HE STATED THAT HE WOULD NOT SUPPORT THESE FEES UNLESS THIS WAS INCLUDED - NOTIFYING THE STATE.

COUNCILOR CARR AGREED, BUT SHE STATED SHE IS NOT SURE WHAT THE CITY CAN DO EXCEPT LETTING THE STATE KNOW THEY NEGLECTED TO PULL A PERMIT.

CAPTAIN BASTIS INFORMED THE COMMITTEE THAT THERE IS A PROCESS IN PLACE, BUT TYPICALLY, ONCE THE CONTRACTOR IS CALLED, THEY GET THE PERMIT.

COUNCILOR BORGES STATED THAT SHE IS CONCERNED WITH THE FACT THAT PEOPLE DO NOT KNOW WHERE THEY SHOULD GO TO GET THE PERMITS. CAPTAIN BASTIS STATED THAT IF ANY HOMEOWNER CALLS, THEY EXPLAIN AND PROVIDE INFORMATION TO THEM.

COUNCILOR CROTEAU NOTED THAT IF THERE WERE MORE EDUCATION IN THE BEGINNING THERE WOULD BE LESS REASON FOR RE-INSPECTIONS.

COUNCILOR CARR STATED THAT THEY ARE ASKING FOR REINSPECTION FEES FOR ONLY OIL AND PROPANE. SMOKE PERMITS ARE THE SAME, THEY ARE NOT CHANGING OR INCREASING.

DISCUSSED WERE THE RADIO BOXES. RIGHT NOW THEY DO NOT CHARGE. THEY WOULD LIKE TO CHARGE A \$150.00 FEE. THEY DO A NUMBER OF THESE IN THE INDUSTRIAL PARK, SCHOOLS, COURT HOUSES, ETC. BUT MOST ARE IN THE INDUSTRIAL PARK. THEY NOW HAVE 465 BOXES THAT MUST BE TESTED. THEY ARE TESTED EVERY 24 HOURS, AND IF ONE COMES BACK WITH AN ISSUE, THEY ARE REQUIRED TO GO TO THE SITE AND CHECK THE BOXES. THEY OFTEN TROUBLE SHOOT THE ISSUE, AND HAVE EVEN REPLACED BATTERIES AND REPAIRED SOME OF THESE. EVERY DAY MORE OF THESE RADIO BOXES ARE BEING ADDED, AND MOST COMMUNITIES CHARGE FOR THIS SERVICE ANYWHERE FROM \$150 TO \$400.

COUNCILOR MARSHALL STATED THAT HE WAS CONCERNED WITH THE LIABILITY IF A BATTERY IS NOT INSTALLED PROPERLY OR FOR SOME REASON IT DOESN'T WORK. THIS NEEDS TO BE LOOKED AT WHEN THE ORDINANCE IS CRAFTED.

COUNCILOR CROTEAU ASKED IF THEY WERE CHARGES FOR CITY BUILDINGS. THE CHIEF SAID NO. QUESTIONED WAS WHETHER THERE IS A PROVISION TO EXEMPT THE FEE FOR NON-PROFITS. IT WAS NOTED THAT THIS CAN BE DONE.

COUNCILOR COSTA-HANLON STATED THAT SHE WOULD SUPPORT THIS AS LONG AS THE LAW DEPARTMENT GOES THROUGH IT. SHE ALSO WANTS THE NON-PROFITS TO COME BEFORE THE COUNCIL TO PETITION TO WAIVE THIS FEE.

COUNCILOR CLEARY FEELS THAT WHEN YOU CONSTANTLY ADD FEES TO BUSINESSES IT MAKES FOR A NEGATIVE IMPACT. THESE COMPANIES PAY HUGE TAXES AND HE FEELS THAT FEES CAN OVERBURDEN. COUNCILOR QUINN ASKED IF THE OFFICE HAD ANY PLAN FOR AN ANNUAL MONITORING OF THE RADIO BOXES, THEN CLARIFIED THAT, NOT MONITORING, BUT GOING PHYSICALLY TO EACH BUILDING ON AN ANNUAL BASIS.

CAPTAIN BASTIS SAID NO, THAT EVERY 24 HOURS THE TEST MONITORS THE PARAMETERS IN THE BOX, THE TRANSMITTER POWER, THE INTEGRITY OF THE ANTENNA, IT MEASURES SEVERAL OTHER VOLTAGE READINGS. IF IT DOES NOT MEET ALL THE PARAMETERS THAT ARE SET, IT SENDS A MESSAGE THAT THE TRANSMIT HAS FAILED. THEN THEY WILL GO OUT TO ADDRESS THE PROBLEM. THE DEPARTMENT DOES HAVE TO GO OUT THERE BECAUSE THERE REALLY IS NO ACCESS TO THE RADIO BOX EXECPT BY THE DEPARTMENT OR A TECHNICIAN. BY HAVING THE FIRE DEPARTMENT TROUBLE SHOOT, IT ACTUALLY SAVES THE BUSINESS MONEY ON A SERVICE CALL.

IT WAS NOTED THAT OTHER THAN THIS MONITORING FEE THERE WOULD BE NO FEE FOR THEM GOING OUT TO THE SITE. CAPTAIN BASTIS SAID THERE WOULD BE NO ADDITIONAL FEE.

COUNCILOR QUINN FURTHER STATED THAT SHE HAS HEARD THAT THERE CAN BE AN INSURANCE PROBLEM SO THE DEPARTMENT IS DOING A SERVICE FOR THESE BUSINESSES AS WELL, BECAUSE IF YOU

PAGE THREE

MARCH 11, 2014

THE COMMITTEE ON FIRES AND WIRES – CONTINUED

DO NOT HAVE THEM MONITORED, TESTED, ETC. AND HAD A FIRE THERE WOULD BE INSURANCE ISSUES. COUNCILOR POTTIER CONFIRMED THAT THE FEES GO TO THE GENERAL FUND. HE ALSO SAID TO COUNCILOR CLEARY'S POINT, PROPOSITION 2 ½ WAS IMPLEMENTED IN THE EARLY 80'S WHICH BASICALLY FROZE HOW MUCH OUR LEVY COULD GO UP BY 2 ½ % A YEAR, WHEREAS INFLATION OVER THAT TIME HAS BEEN 3% A YEAR TO SAY NOTHING ABOUT HEALTH INSURANCE COSTS WHICH HAVE GONE UP DOUBLE DIGITS FOR THE LAST SEVERAL YEARS. SO, IF YOU TAKE ANY BUSINESS AND TELL THEM THAT THEIR REVENUE IS GOING UP 2 ½% AND THEIR EXPENSES ARE GOING UP 3% FOR 30 YEARS, IT IS A CHALLENGE. ON TOP OF THAT LOCAL AID WAS CUT IN 2005 AND WE ARE ABOUT \$4-5 MILLION BELOW WHAT WE WERE THEN, SO WE ARE LOOKING AT OUR LARGEST REVENUE CAPPED AT 2 ½, OUR EXPENSES GO UP AT LEAST 3%, HEALTH CARE GOES UP ABOUT 8% AND LOCAL AID CUT \$5 MILLION, SO IT IS DIFFICULT TO MAKE THE NUMBERS WORK. HE FEELS THAT TAUNTON HAS DONE A GREAT JOB IN TRYING TO GET AS MANY EFFICIENTS AS WE CAN THROUGH THE SYSTEM, BUT IT GETS TO THE POINT WHERE YOU ARE CUTTING NOT JUST THROUGH THE FAT, YOU GET THROUGH MUSCLE AND BONE AFTER THAT. HE FURTHER SAID THAT PERSONNEL IS DOWN IN A LOT OF DEPARTMENTS, INCLUDING THE FIRE DEPARTMENT, AND HE ALSO NOTED THAT THE CITY WILL BE STARING AT THE END OF THE SAFER GRANT. THE CHIEF NOTED THAT THE SAFER GRANT MONEY WILL EXPIRE ON DECEMBER 28, 2014, SO THE CITY WILL HAVE TO FUND 8 FIREFIGHTERS.

THE CHIEF STATED THAT HE MAY GET A FEW MORE MONTHS OUT OF THE GRANT, BUT HE HAS SPOKEN TO THE BUDGET DIRECTOR NOTIFYING HIM THAT THE CITY IS GOING TO HAVE TO PICK UP THE SALARIES. COUNCILOR CARR FOR CLARIFICATION NOTED THAT THE RE-INSPECTION FOR THE INSTALLATION FOR OIL BURNERS IS A NEW FEE, THE RE-INSPECTION FOR PROPANE PERMITS IS A NEW FEE, BOTH OF WHICH ARE \$25.00, THE ANNUAL INSPECTIONS BASICALLY THEY HAVE ALWAYS BEEN CHARGING, BUT THERE WAS NOTHING WRITTEN THAT SAYS IT WAS AN ANNUAL INSPECTION RATHER THAN QUARTERLY, NEW COMMERCIAL OCCUPANCY INSPECTION IS THE SAME, THE HAZARDOUS MATERIALS PROCESSING IS A NEW PERMIT REQUIRED BY THE STATE, WHICH WOULD PROBABLY INVOLVE 12 COMPANIES, THE RADIO BOX FEE IS NEW AND THE TRIPLE FEES FOR NO PERMIT IS NEW.

MOTION: MOVE APPROVAL WITH THE UNDERSTANDING THAT PRIOR TO THE DRAFT FOR THE ORDINANCE, THE CHANGES WILL BE DONE IN CONJUNCTION WITH THE LAW DEPARTMENT. ALSO MOVE APPROVAL WITH THE UNDERSTANDING THROUGH THE LAW DEPARTMENT, OR WHOEVER IS DEEMED APPROPRIATE, TO NOTIFY THE STATE LICENSING BOARD RELATIVE TO A VIOLATION ON THE PART OF ANY CONTRACTOR FOR NOT OBTAINING A PERMIT.

COUNCILOR CARR SECONDED, ON DISCUSSION ASKED IF THE MAKER OF THE MOTION WOULD ADD WORDING, AS REQUESTED BY COUNCILOR COSTA-HANLON, FOR A WAIVER OF NON-PROFITS AND CITY OWNED BUILDINGS TO BE INCLUDED IN THE ORDINANCE, AND WORDING THAT ALLOWS COUNCIL TO DETERMINE THE WAIVER OF THE FEE FOR NON-PROFITS.

COUNCILOR CLEARY EXPRESSED HIS CONCERN WITH THE \$150 RADIO BOX FEE. HE FEELS THAT THIS IS EXCESSIVE AND IT IS A WHOLE NEW TAX AND HE DOES NOT THINK HE COULD SUPPORT THIS. HE MAY ASK THAT THIS VOTE BE SEPARATED FOR THE FULL COUNCIL.

MOTION WAS VOTED ON. SO VOTED.

PAGE FOUR

MARCH 11, 2014

THE COMMITTEE ON FIRES AND WIRES – CONTINUED

2. MEET IN EXECUTIVE SESSION TO DISCUSS GRIEVANCE

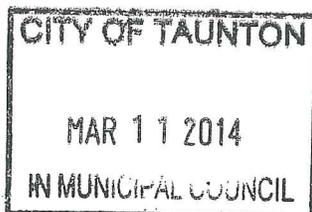
THE CHAIRMAN REPORTED THAT HE RECEIVED A PHONE CALL PRIOR TO THE MEETING FROM THE TAUNTON FIRE DEPARTMENT. THEY ARE GOING TO HOLD THE GRIEVANCE IN ABEYANCE DEPENDING ON THE OUTCOME OF THE CONTRACT NEGOTIATIONS WITH THE CHIEF.

3. MEET TO REVIEW MATTERS IN FILE

THE CHIEF STATED THAT HE AND MRS. GOMES ARE IN THE MIDDLE OF THE HIRING PROCESS AND HAVE INTERVIEWED SEVERAL CANDIDATES AND IT IS TIME TO SET UP SOME COUNCIL INTERVIEWS. RIGHT NOW HE HAS 3 ACTUAL OPENINGS.

MOTION: MOVE FORWARD TO SET DATE FOR INTERVIEWS. SO VOTED.

MEETING ADJOURNED AT 7:55 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 "Kim Blackwell".
CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
MARCH 11, 2014

THE COMMITTEE OF THE COUNCIL AS A WHOLE

PRESENT WERE: COUNCIL PRESIDENT ANDREW MARSHALL AND COUNCILORS BORGES, CARR, QUINN, MCCAUL, POTTIER, COSTA-HANLON, CROTEAU, AND CLEARY. ALSO PRESENT WAS ATTORNEY MATTHEW COSTA AND JOHN GREENE, OF PLYMOUTH MA.

MEETING CALLED TO ORDER AT 8:00 P.M.

1. MEET FOR A PRE-REVIEW HEARING FOR A SPECIAL PERMIT FOR A 46,000 SQ. FT. MEDICAL MARIJUANA DISPENSARY IN CONJUNCTION WITH A 44,500 SQUARE FOOT RECYCLING OPERATION AT 30 MOZZONE BOULEVARD LOCATED IN THE INDUSTRIAL DISTRICT

IT WAS NOTED THAT THIS IS A CULTIVATION FACILITY NOT A DISPENSARY.

ATTORNEY COSTA SAID THIS IS AN APPLICATION FOR A SPECIAL PERMIT AND SITE PLAN REVIEW FOR A REGISTERED MARIJUANA DISPENSARY, AND IT HAS BEEN NOTED THAT THIS WILL BE PRIMARILY A CULTIVATION CENTER, BUT IT IS AN INDUSTRIAL DISTRICT AND PURSUANT TO SECTION 5.2 OF THE ZONING ORDINANCES.

THE FACILITY IS PROPOSED FOR THE EXISTING BUILDING LOCATED AT 30 MOZZONE BOULEVARD.

ATTORNEY COSTA STATED THAT THE AGENDA DESCRIBED THEM AS A 46,000 SQUARE FOOT MEDICAL MARIJUANA DISPENSARY IN CONJUNCTION WITH A 44,5000 SQUARE FOOT RECYCLING OPERATION. HE STATED THAT HE THINKS THIS IS A LITTLE BIT OF A MIS CHARACTERIZATION OF THE PETITION.

THE EXISTING BUILDING WILL HAVE 2 SEPARATE FACILITIES, AND THIS APPLIES TO A 46,000 SQUARE FOOT MEDICAL MARIJUANA FACILITY THAT OCCUPIES 46,000 SQUARE FEET OF THE BUILDING. THE RECYCLING CENTER HAS NOTHING TO DO WITH THIS APPLICATION EXCEPT THAT IT IS THE OTHER USE OF THE BUILDING. IT IS ANOTHER TENANT THAT HAS NOTHING TO DO WITH THIS PROPOSAL.

ATTORNEY COSTA STATED THAT THE PORTION OF THE SITE FOR THE MEDICAL MARIJUANA FACILITY WILL BE IN THE LEFT HALF OF THE BUILDING. THEY ARE PROVIDING AMPLE PARKING THAT COMPLIES WITH THE ZONING ORDINANCE. THE PARKING LAYOUT WAS INITIALLY DESIGNED FOR DISPENSING AND CULTIVATION, BUT AT THIS POINT THERE WILL BE NO DISPENSARY AT THIS LOCATION SO THERE IS AMPLE PARKING FOR THE CULTIVATION ONLY. THERE WILL BE NO PATIENTS GOING TO THIS FACILITY ON A REGULAR BASIS. THERE WILL BE EMPLOYEES WHO WORK AT THE FACILITY. THIS WILL BE THE PRINCIPAL OFFICE OF THE GREENWAY WELLNESS FOUNDATION AND THIS IS WHERE THEY WILL CULTIVATE THEIR PRODUCT IN COMPLIANCE WITH THE REGULATIONS OF THE DEPARTMENT OF PUBLIC HEALTH. THE SITE WILL HAVE SECURITY FEATURES, THERE ARE SECURITY GATES AT ALL OF THE ENTRANCES TO THE PARKING AREA, THE BUILDING WILL BE SECURED. THE CULTIVATION WILL BE ENTIRELY INDOORS IN A SECURE FACILITY. A STATE OF THE ART ENCLOSED CULTIVATION SYSTEM WILL BE EMPLOYED. DELIVERIES TO AND FROM THE SITE WILL PRIMARILY BE UNDERTAKEN AT NIGHT. THE PRODUCT CULTIVATED AT THIS SITE WILL BE TRANSPORTED TO THE GREENWAY WELLNESS FOUNDATION DISPENSARY IN CAMBRIDGE. THIS WILL HAVE NO TRAFFIC IMPACT FOR THE CITY AS THE ROUTE WILL BE ROUTE 140 TO ROUTE 24. ATTORNEY COSTA FURTHER STATED THAT IN THE PETITION THERE IS IMPACT STATEMENTS AND A TRAFFIC IMPACT ASSESSMENT.

ATTORNEY COSTA SAID THAT IMPACTS TO THE COMMUNITY WILL BE POSITIVE. THIS IS A NON-PROFIT ORGANIZATION WHICH WILL OPERATE THIS CULTIVATION CENTER AND IN CONNECTION WITH THE NON-PROFIT, THERE WILL BE DONATIONS TO LOCAL CHAITIES AND POSITIVE COMMUNITY OUTREACH MEASURES.

PAGE TWO

MARCH 11, 2014

THE COMMITTEE OF THE COUNCIL AS A WHOLE - CONTINUED

THE COUNCIL PRESIDENT REMINDED THE COUNCIL MEMBERS THAT THE PURPOSE OF A PRE-REVIEW IS TO NOT HAVE THE HEARING 2 WEEKS IN A ROW, BUT TO REQUEST ANY INFORMATION OF THE PETITIONERS THIS EVENING SO THEY CAN BE ADEQUATELY PREPARED FOR NEXT WEEK'S HEARING. COUNCILOR CLEARY ASKED THE NUMBER OF EMPLOYEES ON SITE.

IT WAS STATED THAT IN THE FIRST YEAR THERE WILL BE 20-30, 30-50 IN THE SECOND YEAR AND 50-60 IN THE THIRD YEAR.

COUNCILOR CLEARY ADDRESSED THE SECURITY AND STATED THAT HE ASSUMES THEY ARE TALKING ABOUT VIDEO AND SOME SORT OF A GUARD SYSTEM.

MR. GREENE SAID THERE WILL BE 24 HOUR SURVEILLANCE, VIDEO AND AUDIO.

MR. CLEARY ASKED WHAT KIND OF VEHICLE WOULD BE USED FOR TRANSPORTING. MR. GREENE SAID THEY WILL USE AN ARMORED VAN.

COUNCILOR CLEARY ASKED ABOUT THE BUILDING. MR. GREENE SAID IT IS AN EXISTING BUILDING AND IS A SHELL RIGHT NOW. THEY WILL BE BUILDING OUT THAT SHELL. EVERYTHING WILL BE DONE INDOORS, NO SKYLIGHTS ARE NEEDED. THERE WILL PROBABLY BE NO TRAFFIC ASSOCIATED WITH THIS BUILDING. COUNCILOR COSTA-HANLON STATED THAT SHE IS FAMILIAR WITH THE BUSINESS PLAN. SHE WOULD LIKE TO SEE THE FULL APPLICATION FOR THE PERMIT, THE BUILDING PLANS, AND IF THEY HAVE GONE IN FRONT OF THE DIRB, SHE WOULD LIKE ANY RECOMMENDATIONS FROM THE DIRB, ALONG WITH THE NOTES FROM THE PLANNING BOARD AND ALL DOCUMENTS PRESENTED DURING THAT MEETING. SHE WOULD ALSO LIKE SOME INPUT FROM THE POLICE CHIEF FOR THE SECURITY ISSUES. SHE WOULD ALSO LIKE THE BUILDING LAYOUT AND LAYOUT OF THE AREA. SHE FURTHER STATED THAT IN THE BUSINESS PLAN SHE REVIEWED, THERE WAS A LIST OF WHO WOULD BE DEALING WITH SECURITY AND THINGS LIKE THAT. SHE WOULD LIKE SOME KIND OF INPUT FROM THE CHIEF ABOUT THEIR SECURITY MEASURES, SECURITY THAT THEY ARE RECOMMENDING ON THE PREMISES, TO MAKE SURE HE IS COMFORTABLE WITH THAT. SHE SAID THAT SHE THOUGHT THIS WAS GOING TO BE A DISPENSARY AND FOR HER THAT WAS THE WHOLE POINT OF ALLOWING THE ISSUE OF MEDICAL MARIJUANA WAS SO THAT THE PEOPLE IN THE REGION WHO NEEDED IT AND ARE PRESCRIBED IT COULD GET IT. THIS IS A CONCERN FOR HER AND THIS IS SOMETHING THEY MAY WANT TO ADDRESS NEXT WEEK. HER CONCERNS ALSO ARE OPERATING A BUSINESS AS OPPOSED TO HOW MANY PEOPLE ARE GOING TO BE THERE, WHAT IS GOING TO BE THE ACTIVITY DURING THE DAY.

COUNCIL PRESIDENT MARHSALL STATED THAT HE WOULD LIKE TO SEE THE POLICE CHIEF, CITY PLANNER AND THE FIRE CHIEF HERE FOR THE HEARING NEXT WEEK ALSO.

MOTION: THAT THE POLICE CHIEF, FIRE CHIEF AND CITY PLANNER BE PRESENT AT THE HEARING ON THIS MATTER. SO VOTED.

COUNCILOR CROTEAU ASKED IF THEY FILED THEIR SECURITY PLAN WITH THE CHIEF OF POLICE. MR. GREENE SAID THEY SAT DOWN WITH THE CHIEF, TALKED ABOUT SECURITY WITH THEIR SECURITY CONSULTANT.

COUNCILOR CROTEAU ASKED IF THEIR INPUT TO THE CHIEF WAS STRICTLY VERBAL. MR. GREENE SAID YES.

COUNCILOR CROTEAU WOULD LIKE FOR MR. GRENE TO PUT HIS SECURITY PLAN IN WRITING IN DETAIL AND SUBMIT IT TO THE POLICE CHIEF. HE ALSO WOULD LIKE A LETTER FROM THE CHIEF OF POLICE SAYING THAT HE HAS REVIEWED THE SECURITY PLAN AND THAT HE IS COMFORTABLE WITH THE PLAN. THE CHIEF IS TO PROVIDE SOMETHING IN WRITING ON THIS.

COUNCILOR POTTIER REQUESTED THAT ANY KIND OF A SCOMATIC BE PROVIDED, EVEN IF IT IS JUST A PHOTO OF WHAT IS THERE. IF THEY HAVE ANY RENDERINGS, THAT WOULD BE GOOD.

IT WAS NOTED THAT THEY WILL PROVIDE A SITE PLAN SHOWING WHERE THE DISPENSARY IS, THE PARKING LOT, THE EXTERIOR SECURITY FEATURES, ETC.

PAGE THREE

MARCH 11, 2014

THE COMMITTEE OF THE COUNCIL AS A WHOLE - CONTINUED

COUNCILOR MCCAUL ASKED TO GO ON RECORD THAT HE MET WITH MR. GREENE AND FEELS THEY HAVE A GOOD BUSINESS PLAN. HE IS CONCERNED WITH THE SECURITY ALSO. HE WANTS TO SEE THE STEPS AS TO WHAT GOES ON AT THE FACILITY. WHAT TAKES PLACE AT THIS FACILITY.

COUNCILOR QUINN ASKED THAT IN REGARD TO THE DOCUMENTS ATTORNEY COSTA-HANLON REQUESTED, IS THERE ANY CHANCE THE COUNCIL COULD GET THOSE E-MAILED THEM.

COUNCILOR QUINN ASKED IF THERE WILL BE ANY RAMIFICATIONS ON REAL ESTATE TAXES. THEY SAID THEY WILL BE PAYING TAXES JUST LIKE ANY OTHER BUSINESS.

COUNCILOR QUINN ALSO SAID THAT THE SECURITY IS AN ISSUE, SHE WOULD LIKE TO SEE A PHYSICAL PRESENCE OF SECURITY. SHE WOULD LIKE TO SEE LIGHTING ADDRESSED ALSO.

COUNCILOR QUINN ALSO ASKED, IN REGARD TO THE CULTIVATION/DISPENSARY ISSUE, ARE THEY ALLOWED BECAUSE THEY HAVE RECEIVED THE APPROVAL IN CAMBRIDGE, ARE THEY ALLOWED TO JUST PUT A DISPENSARY ANY WHERE THEY WANT.

MR. GREENE SAID NO.

COUNCILOR QUINN THEN ASKED HOW IT CAME ABOUT THAT THEY ARE ALLOWED TO PUT A CULTIVATION ANYWHERE THEY WANT.

MR. GREENE SAID THEY WOULD HAVE TO GO THROUGH AN ENTIRE APPLICATION PROCESS THAT BASICALLY SHOWS THAT THE COMMUNITY SUPPORTS IT, THEY WOULD HAVE TO FIND AN ACTUAL PROPERTY. IT WAS ALSO STATED THAT THE DEPARTMENT OF PUBLIC HEALTH HAS NO PROBLEM WITH THE SEPARATION OF THE DISPENSARY AND THE CULTIVATION CENTER.

COUNCILOR CARR STATED THAT THE HOURS OF OPERATION WERE ONE OF HER QUESTIONS. THEY ARE NOT OPERATING 24 HOURS A DAY SO SHE WOULD LIKE A BRIEF SNAPSHOT OF WHAT THE 24 HOUR PERIOD WOULD LOOK LIKE WITHIN THEIR CULTIVATING OPERATION. SHE WOULD LIKE THE SALARIES OF THE PEOPLE IN THEIR ORGANIZATIONAL CHART OR AT LEAST THE EXPECTED SALARIES. FROM THE CITY SHE WOULD LIKE, WHETHER IT COMES FROM THE CITY PLANNER OR THE LAW OFFICE, ANY ORDINANCES THAT THE CITY HAS CREATED AND SHE DOES NOT KNOW IF ANY HAVE BEEN CREATED IN PARTICULAR TO THE MARIJUANA USE IN THE CITY - IN PARTICULAR TO EITHER THE DISPENSARY OR CULTIVATION CENTER. IN OTHER WORDS, BY STATE LAW THEY ARE REQUIRED TO OPERATE WITHIN THE ORDINANCES OF THE CITY, SO SHE IS NOT SURE THAT THE CITY HAS CREATED ANY ORDINANCE OTHER THAN THE ZONING ORDINANCE AS TO WHERE THEY ARE LOCATED. SHE FEELS IT WOULD BE IN THE CITY'S BEST INTEREST TO CREATE SOME ORDINANCES PERHAPS, NOT HAVING PEOPLE ABLE TO SMOKE THE MARIJUANA IN PUBLIC EVEN IF THEY HAVE A CARD THAT SAYS THEY CAN HAVE IT, THINGS TO THAT EFFECT. COUNCILOR CARR SAID SHE HAS CONCERNS WITH THE 2 OPERATIONS IN THE SAME BUILDING AND ALSO IS CONCERNED WITH THE SECURITY ISSUES. IT IS ONE BUILDING AND SHE HAS CONCERNS WITH PEOPLE FROM THE OTHER SIDE GETTING INTO THE FACILITY. SHE FURTHER STATED THAT SHE DID NOT WRITE A LETTER OF SUPPORT, SHE FEELS THE CITY DOES NOT AT ALL NEED THIS, AND IT WAS SOLD AS SOMETHING FOR TERMINALLY ILL PEOPLE, BUT SHE FEELS THAT IT WILL BE ABUSED.

COUNCILOR BORGES ASKED REGARDING THE CULTIVATION, IS THE CULTIVATION ONLY GOING TO BE TRANSPORTED TO CAMBRIDGE OR ARE THEY GOING TO SELL IT TO ANY OTHER PLACE IS IT JUST FOR CAMBRIDGE.

MR. GREENE SAID THEY WILL BE SELLING WHOLESALE TO ANOTHER DISPENSARY, BUT HE IS NOT SURE HOW THIS WILL WORK, AND UNTIL THE STATE COMES OUT WITH GUIDELINES OR SCENARIOS WHERE THIS COULD HAPPEN, IT WILL JUST BE TRANSPORTING TO CAMBRIDGE.

COUNCILOR BORGES ALSO ASKED ABOUT THE SMELL.

MR. GREENE SAID THAT THERE IS A MAJOR SMELL BUT IT IS TAKEN CARE OF WITHIN THE BUILDING BY AIR SCRUBBERS. THEY TAKE CARE OF EVERY BIT OF SMELL THAT COMES OUT OF THAT SPACE ITSELF. THERE IS NO SMELL COMING OUT OF THE BUILDING.

PAGE FOUR

MARCH 11, 2014

THE COMMITTEE OF THE COUNCIL AS A WHOLE - CONTINUED

COUNCILOR MARSHALL STATED THAT HE IS CONCERNED WITH SECURITY INSIDE OF THE FACILITY AND WOULD LIKE THEM TO EXPLAIN THIS TO THE CHIEF. HE ALSO WANTS TO SEE HOW BOTH OF THE BUSINESSES WILL COMINGLE, BECAUSE WE ARE TALKING ABOUT GATES, ETC., AND THE CULTIVATION CENTER WAS NOTED TO NOT HAVE MUCH TRAFFIC TO IT, BUT THE OTHER BUSINESS IS DESIGNED TO HAVE A LOT OF TRAFFIC AND TRIPS TO THE CITY AS IT IS A RECYCLING CENTER. HE WOULD LIKE TO SEE WHERE THE GATES WILL BE, WILL THEY EFFECT BACK UP OF THE RECYCLING FACILITY. HE WANTS TO SEE HOW THE ONSITE TRAFFIC PATTERN IS GOING TO WORK, BECAUSE HE DOES NOT WANT TO BACK UP TRAFFIC ON MOZZONE BOULEVARD.

COUNCILOR MARSHALL ALSO STATED THAT HE KNOWS THEY ARE GOING TO CULTIVATE FOR THEIR OWN DISPENSARY, BUT THEY ALL KNOW THAT THE DEPARTMENT OF PUBLIC HEALTH APPROVED A DISPENSARY ON REVOLUTIONARY DRIVE, NOT MORE THAN 3 MILES AWAY. HE ASKED IF THE STATE REGULATIONS ALLOW FOR ONE ORGANIZATION TO CULTIVATE AND SELL TO A DIFFERENT DISPENSARY.

MR. GREENE SAID THIS IS CALLED VERTICLE INTEGRATION. THIS IS BASICALLY ANYTHING THAT YOU SELL YOU ACTUALLY HAVE TO GROW. IF A SPECIFIC DISPENSARY GOES THROUGH A CROP FAILURE, THEY ARE ALLOWED TO OBTAIN MEDICINE FROM ANOTHER DISPENSARY WHILE THEY REGROW OR CULTIVATE THEIR CROP. BASICALLY YOU HAVE TO GROW EVERYTHING THAT YOU SELL.

COUNCILOR MARSHALL WOULD ALSO LIKE TO KNOW FROM SEED TO SALE, THERE HAS TO BE A BY-PRODUCT. HOW DO YOU DISPOSE OF IT.

MR. GREENE SAID THE BY PRODUCT IS ACTUALLY USED TO MAKE MORE PURE AND MORE SAFER FORMS OF THIS.

COUNCILOR MARSHALL SAID THERE HAS TO BE SOME RESIDUAL LEFT, AND DO THEY JUST TOSS IT IN A DUMPSTER.

MR. GREENE SAID THEY ACTUALLY USE IT TO MAKE MORE MEDICINE.

COUNCILOR MARSHALL WOULD LIKE THIS EXPLAINED NEXT WEEK.

COUNCILOR COSTA-HANLON ENCOURAGED THE COUNCILORS TO GO TO THE DEPARTMENT OF PUBLIC HEALTH WEBSITE AS IT PROVIDES A GOOD SYNOPSIS ON THIS ISSUE.

COUNCILOR QUINN ASKED IF THEY COULD FOLLOW UP ON THE DIFFERENCE BETWEEN SEED TO SALE AND WHAT THEY REFERRED TO AS WHOLESALING TO SOMEONE ELSE – HOW THOSE MESH.

MR. GREENE SAID THAT SEED TO SALE IS HOW YOU WOULD ACTUALLY TRACK FROM THE TIME IT IS A SEED UNTIL IT SPROUTS. THERE WILL BE A BAR CODE SCANNED EVERY STEP OF ITS LIFE UNTIL IT IS ACTUALLY SOLD AS MEDICINE TO THE PATIENT AND WHOLESALING WOULD NOT NECESSARILY BE A PART OF THIS ALTHOUGH IT WOULD STILL FOLLOW THE SAME SEED TO SALE TRACKING SYSTEM.

COUNCILOR QUINN SAID THAT HER QUESTION IS IF THEY COULD SELL TO SOMEONE ELSE, IF THEY CANNOT SELL TO ANOTHER APPLICANT, WHO WOULD THEY SELL TO.

MR. GREENE SAID A WHOLESALER PURCHASER WOULD BE SOMEONE WHO HAD SOME SORT OF CROP FAILURE. JUST THAT. IT IS IS PRETTY CLEAR, THEY DO NOT WANT A TRADING SYSTEM. THEY WANT THE DISPENSARY IN CHARGE OF THEIR OWN PRODUCT.

COUNCILOR MCCAUL ASKED WHAT IS REQUIRED IN MASSACHUSETTS TO BE A LEGAL GROWER.

MR. GREENE SAID YOU WOULD HAVE TO APPLY FOR AN APPLICATION, GET COMMUNITY SUPPORT AND PAY THE \$30,000 AND HOPEFULLY GET CHOSEN BY THE STATE. THERE ARE ONLY 35 IN THE STATE THAT WOULD BE ALLOWED TO GROW MEDICAL MARIJUANA.

PAGE FIVE

MARCH 11, 2014

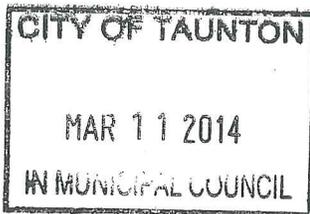
THE COMMITTEE OF THE COUNCIL AS A WHOLE - CONTINUED

MEETING ADJOURNED AT 8:44 P.M.

RESPECTFULLY SUBMITTED;



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMENDATIONS ADOPTED.



CITY CLERK



CITY OF TAUNTON

In Municipal Council **ORDER #39**
FY 2014
MARCH 11, 2014 *20*.....

Ordered, That **THE SUM OF THREE THOUSAND ONE HUNDRED FIFTY**
TWO DOLLARS AND SEVENTEEN CENTS (\$3,152.17) BE AND HEREBY IS TRANSFERRED
FROM FIRE DEPARTMENT ACCOUNT NO. 1-220-202-5214

TO: FIRE DEPARTMENT ACCOUNT NO. 1-202-206-5214 – PRIOR YEAR

..... *Clerk.*



CITY OF TAUNTON

ORDER #40

FY 2014

MARCH 11, 2014

In Municipal Council 20.....

Ordered, That

THE SUM OF THIRTY TWO THOUSAND THREE

HUNDRED THIRTY ONE DOLLARS AND NO CENTS (\$32,331.00) BE AND HEREBY IS

TRANSFERRED FROM GOLF COURSE STABILIZATION ACCOUNT NO. 84-640-8016-3590

TO: GOLF COURSE ACCOUNT NO. 61-640-0202-5999

..... *Clerk.*



CITY OF TAUNTON

In Municipal Council **ORDER #41**
FY 2014
MARCH 11, 2014 *20*.....

Ordered, That **THE SUM OF FIFTY SIX THOUSAND TWO HUNDRED NINE
DOLLARS AND NO CENTS (\$56,209.00) BE AND HEREBY IS TRANSFERRED FROM GOLF
COURSE RETAINED EARNINGS ACCOUNT NO. 61-000-0141-3590**

TO: GOLF COURSE ACCOUNT NO. 61-640-0202-5999

..... *Clerk.*