



*City of Taunton
Municipal Council Meeting Minutes*

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*Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, May 6, 2014 at 7:05 o'clock P.M.*

Regular Meeting

Mayor Thomas C. Hoye, Jr. presiding

Prayer was offered by the Mayor

A moment of silence for retired officer Edward Duarte who passed away this week.

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

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

Communication from the Mayor:

The Mayor thanked Tom Pestana and his staff for the work done in the Council chambers.

The Mayor stated that he had the pleasure today in attending the Massachusetts DEP National Public Drinking Systems Awards in Sharon. Taunton received a Regional Award for their regional distribution. He praised Cathal O'Brien, Fred Cornaglia and the entire DPW team for their working in the distribution system and a job well done.

To continue with the Earth Day clean-up, the Mayor stated that if residents would like to organize clean-up in their neighborhoods, they can do so by contacting Alyssa Gracia to help with obtaining bags and picking up of the refuse.

Appointments:

Reappointment of Kevin Shea, Executive Director of the Mayor's Office of Economic and Community Development for a three year term. The Mayor stated that the contract is not complete; therefore, it is up to Council if they would like to appoint this week. Councilor Carr stated that Mr. Shea is one of the nine individual contracts, but this should not hold up the appointment because they are separate. The Mayor informed that if Council approves the reappointment tonight, a second vote will be needed on the contracted salary. **Councilor Carr motioned to move approval. On a roll call vote. Eight (8) Councilors present, eight (8) Councilors voting in favor. So Voted. Councilor Marshall was absent.**

Communication:

Com. from Chairman, Taunton Planning Board – Notifying of a public meeting for a site plan review, 700 Joseph Warner Blvd. on Thursday, June 5, 2014 at 5:30pm. **Motion was made to receive and place on file. So Voted.**

Com. from Commissioner, Parks, Cemeteries and Public Grounds – acceptance of the State Common Backyards Grant in the amount of up to \$200,000 for Hopewell Park. **Motion was made to receive and place on file. Councilor Cleary recommended a letter of congratulation be sent to Marilyn Greene in obtaining the grant. So Voted.**

Com. from Building Commissioner – Response on 21 Clay Street. Mr. Pirozzi stated that the structure does not appear to be in an unsafe condition. Mr. Cleary stated that this has been going on for a couple of years now. The trailer and property area is in a blighted condition. There were blighted properties. Therefore, he asked who would enforce the ordinance and issue the violation. **Motion was made to refer to the City Solicitor for the next step with the property. So Voted.**

Com. from Treasurer/Collector – Notifying of a Land Court Decree for Parcel #77-121 Brook Street. The City of Taunton is now the owner of the property. **Motion was made to receive and place on file. So Voted.**

Com. from Police Chief – Requests regarding employment beyond mandatory retirement age for Lieutenant Robert Casey and Sergeant Manual DaRosa. **Motion was made to refer to the Committee on Police and License and the Police Chief. Councilor Cleary recommended getting an opinion from the City Solicitor on the issue. He said both officers are well respected and we wouldn't want to do anything in violation of the State Law and/or the Retirement Board statement as mentioned in Mr. Slivinski's letter. Councilor Croteau stated that this was brought up in the Committee on Police and License and it too was referred to the City Solicitor relative to whether or not it should be brought up in executive session because age will be discussed. He said his concern would be with the liability issue. Legislation does allow us to do something but it doesn't say we have to do it. He feels that it should be discussed with the City Solicitor because if there is a problem, it could be exasperated by the fact that somebody is injured. So Voted.**

Com. from The Friends of SRS, 400 Farmington Ave., Cranston – Submitting an application for license to conduct a one day game commonly called "Beano." The first application is for June 22, 2014 and second application is for August 17, 2014. **Motion was made to approve both applications and to refer to the Police Chief. So Voted.**

Petition submitted by Michael Keene, 28 Bayview Ave., Berkley requesting a renewal of his Antique Dealer License for Taunton Antiques Center, Inc. located at 19 Main St., Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Jeffrey Kendzierski, 330 Whittenton St., Taunton requesting a renewal of his Billiard Table License for the Pioneer Flying Club, Inc. located at 330 Whittenton St., Taunton. (2 Tables) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Arthur Travers, Jr. of 701 Winthrop St., Taunton requesting a renewal of the Billiard Table License for Weir Associates, Inc. –DBA- McGrath’s Café located at 125 West Water St., Taunton. (One Table) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Jeffrey Smith, 82 Johnson St., Taunton requesting a renewal of his Billiard Table License for Smitty’s Sports Pub, Inc. located at 445 Bay St., Taunton. (One Table) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Denise Asack, 96 Sachus Rock Ave., East Bridgewater requesting a renewal of her Billiard Table License for Bobby’s Place, Inc. located at 62 Weir St., Taunton. (Two Tables) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by John Shearer, 7313 Bell Creek Rd., Mechanicsville, VA requesting a renewal of his Billiard Table License for AMF Bowling Centers, Inc. –DBA- AMF Taunton Lanes located at 555 Winthrop St., Taunton. (2 Tables) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Diane Paiva, President Clube Irmandade Do Espirito Santo Dos Acores, Inc. requesting a renewal their Billiard Table License located at 88 Wales St. Taunton (1 Table) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Helder Freitas, 63 County Rd., Berkley requesting a renewal of his Billiard Table License –DBA- Ward 5 Athletic Club, Inc. located at 29 Winter St., Taunton. (2 Tables) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Frank Teixeira, 7 Crossman St., Taunton requesting a renewal of his Billiard Table License for Frank’s Goodtime Lounge, Inc. located at 381 Winthrop St., Taunton. (1 Table) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Manuel Rodrigues, Vice-President of Taunton Sports Club, Inc. requesting a renewal of their Billiard Table License located at 33 Baker Road, Taunton. (1 Table) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by John Shearer, 7313 Bell Creek Rd., Mechanicsville, VA requesting a renewal of the Bowling Alley License for AMF Bowling Centers, Inc., -DBA- AMF Taunton Lanes located at 555 Winthrop Street, Taunton (32 lanes) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Arthur G. Pimenta, Jr., 142R Fremont St., Taunton requesting a renewal of his Junk Collector's License –DBA- Arthur Pimenta, Jr. located at 147 Fremont St., Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by John Kett, President, requesting a renewal of his Junk Collector's License for Automotive Recovery Services, Inc. –DBA- Insurance Auto Auctions located at 580 Myricks St., East Taunton. **Motion was made to refer to the Committee on Police and License and Police Chief. So Voted.**

Petition submitted by William Butler, 195 Field St., Taunton requesting a renewal of his 2012 and 2013 Junk Collector's License located at 195 Field Street, Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Joseph Enos, 730 Cohannet St., Taunton requesting a renewal of his Junk Collector and Junk Dealer Licenses for Sone Alloys Inc. –DBA- Enos Metals located at 18-28 Dana St., Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by David Boyer, 56 Fiddler's Way, East Taunton requesting a renewal of his Junk Dealer's License for Scrap Bros. Recycling located at 56 Fiddlers Way, East Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by George Kenaan, 70 Solitude Drive, Taunton requesting a renewal of his Livery License –DBA- High Class Limo located at 70 Solitude Dr., Taunton. (1 Vehicle) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Gabriel Pires, 29 Orchard St., Taunton requesting a renewal of his Livery License for Link Transport Systems, Inc. located at 447 Broadway, Taunton. (5 Vehicles) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Daniel and Patricia Macean, 333 County St., Taunton requesting a renewal of their Livery License for D and P Community Transportation LLC located at 333 County St., Taunton. (1 Vehicle) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by William Hazeldine, 320 Steere St., Attleboro requesting a renewal of his News Rack License for Seventh-Day Adventist Church of 109 Winthrop Street located in front of the post office. (One News Rack) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Russell Wotten, 74 Emerald Dr., North Dartmouth requesting a renewal of his News Rack License for Spectrum Marketing Group LLC –DBA- The Real Estate Book. (4 Locations) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Ali Abouzeid, 73 Cavalier Ave., Taunton requesting a renewal of his Old Gold License for Hannoush Jewelers, Inc. located at 2 Galleria Mall Drive (Location #24). **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by George Frankovich, Sterling Inc. requesting a renewal of his Old Gold License for Kay Jewelers #1222 located at 2 Galleria Mall Drive. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Robert Miller, Vice President of Best Buy Stores, LP requesting a renewal of his Second Hand Article License to buy used electronics located at 2 Galleria Mall Drive. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by David Mersten, EcoATM, Inc. 10515 Vista Sorrento Parkway, San Diego, CA requesting a renewal of his Second Hand Article License for a vending style machine that collects used small electronic equipment and pays cash for the equipment located at 2 Galleria Mall Drive. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by John Anderson requesting a renewal of the Second Hand Article License for Record Town, Inc. –DBA- FYE #1594 located at 2 Galleria Mall Dr., Suite 104 to purchase used electronics from customers. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Steven Fernandes, 23 Glebe Court, Taunton requesting a renewal of his Second Hand Article License for The Estate Marketplace located at 93-95 Summer St., Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Michael Ventura, 59 Washington St., Taunton requesting a renewal of his Second Hand Article License for Collector's Corner located at 1 St. Mary's Square, Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Raymond Beauvais, 53 East Glenn Dr., Taunton requesting a renewal of his Second Hand Article License for Beauvais Bicycle Shop located at 181 Whittenton St., Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Brenda Hendricks, 48 Danforth St., Taunton requesting a renewal of her Second Hand Article License for Collector's Emporium, Inc. located at 388 Bay St., Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Nancy Souza, President, The Bargain Bazaar Thrift Shop, Inc. (Non-Profit) located at 320 Bay St., Taunton for a renewal of the Second Hand Article License and a waiver of the fee. **Motion was made to waive the license fees. So Voted. Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by James Lyons, Jr. requesting a renewal of his Temporary Fixed Vendor License for Dandi-Lyons located at 649 County St., Taunton to sell flowers. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by George DeVincent, 107 Castle Dr., Wareham requesting a renewal of his Temporary Fixed Vendor's License for George's Christmas Trees located at 1940 Bay Street, Taunton to sell Christmas trees and flowers. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Lillian Amaro Rocha, 889 Middleboro Ave., East Taunton requesting a renewal of her Temporary Fixed Vendor License to sell Christmas Trees at 515 Middleboro Ave., East Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Margo and Sylvester English, 162 Oak St., Taunton requesting a renewal of their Temporary Fixed Vendor's License for Kinfolk's Award Winning BBQ, LLC located at 5 Cape Road, Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Mark Guzman, 8 Alpine Ave., Taunton requesting a renewal of his Temporary Fixed Vendor License for Mark's Bay Street Take-Out located at 314 Bay St., Taunton. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Sheila Cook, 9 Coram St., Taunton requesting a renewal of the Temporary Fixed Vendor License and a waiver of fees for the non-profit Taunton Area School to Career, Inc. located at 45 Broadway, Taunton (Pilgrim Congregational Church) to sell food from a vending Cart. **Motion was made to waive the license fee. Councilor Carr asked if it is verified whether or not the organizations are non-profit. The Assistant City Clerk informed that the information is in their file. So Voted. Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Claim submitted by Ed Martin, 253 Broadway, Taunton 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 the DPW Commissioner for the potholes. So Voted.**

Claim submitted by Father Lenny Nelson, 66 Morgan Dr., Taunton seeking reimbursement for damages to his automobile from hitting a pothole on High Street in front of Grampy's Store. **Motion was made to refer to the City Solicitor and the DPW Commissioner for the potholes. So Voted.**

Claim submitted by Rachel Colwell, 257 Mockingbird Way, East Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Middleboro Ave. in front of the Holy Ghost Hall. **Motion was made to refer to the City Solicitor and the DPW Commissioner for the potholes. So Voted.**

Claim submitted by Cheryl Dean, 840 County St. C124, Taunton seeking reimbursement for damages to her automobile from hitting a pothole on High Street. **Motion was made to refer to the City Solicitor and the DPW Commissioner for the potholes. So Voted.**

Claim submitted by Glenn Jefferson, 270 Hillcrest Drive, Dighton seeking reimbursement for damages to his automobile from hitting a rock protruding from the roadway in front of 279 Burt Street, Taunton. **Motion was made to refer to the City Solicitor and the DPW Commissioner for the potholes. So Voted.**

Claim submitted by Sonia Resendes, 41 Kimberly Rd., Taunton seeking reimbursement for damages to her automobile from hitting a pothole in front of 306 Tremont Street, Taunton. **Motion was made to refer to the City Solicitor and the DPW Commissioner for the potholes. So Voted.**

Committee Reports:

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

Unfinished Business:

Councilor Pottier stated that last year the previous Council voted on the submittal of a Home Rule Petition to Beacon Hill regarding issuing additional liquor licenses. He asked if there is any status on this. The Mayor stated that he will look into this. Councilor Cleary stated that members from the Board of Licenses informed him of a letter received stating the rejection by the State. Councilor Pottier requested a copy of the letter. **Councilor Pottier motioned to refer to the License Commission and Mrs. Barber to update in two weeks. So Voted.**

Councilor Croteau stated that a couple of weeks ago Mr. Pestana was present relative to the acoustics in the Council chambers. At that time, he motioned for a report as to recommendations necessary to improve the audio. **Councilor Croteau motioned for that report to be presented to Council by the end of this month. So Voted.**

Councilor Costa-Hanlon stated that there were previously mentioned issues with surveillance cameras and their placement around the City for possible illegal dumping. She recently spoke to the Police Chief and he said he would be happy to give a report on the locations of the cameras and how they are monitored. She said the report should also be forward to the Committee on Solid Waste. In moving forward, the Police Chief does have recommendations on monitoring the cameras. Councilor McCaul was able to speak to the Police Chief today regarding the cameras and any concerns have been resolved. Councilor Costa-Hanlon stated that the Police Chief is willing to give a report, but did not want to do it during open discussions because they have the potential to issue citations. Councilor Quinn stated that if the report is not sufficient, it can be brought back for discussion for a final resolution.

Councilor Costa-Hanlon informed that issues were brought up during the ADA Committee regarding pedestrian crossings on Washington Street. Councilor Borges was able to resolve the issue.

Councilor Carr informed that next week the Committee on Public Property will be having an update from the Building Commissioner on the City Hall project.

Councilor Cleary asked for an update on the demolition of the Star Theatre. The Mayor stated that there should be some movement on this within a week or two.

Orders, Ordinances and Resolutions

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

**AN ORDINANCE AMENDING THE RESIDENT HIRING POLICY
FOR PUBLIC WORKS PROJECTS**

Chapter 2

ADMINISTRATION

**Article XI. Hiring Policy for Public Works Projects
Sections 2-305 through 2-311**

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

SECTION 1. Chapter 2, Article XI of the Revised Ordinances of the City of Taunton, as amended, is hereby further amended by striking sections 2-305 to 2-311, inclusive and replacing sections 2-305 and 2-306 with the following:

Sec. 2-305. Definitions.

The term "bona fide resident" as used in this article, shall, unless the context otherwise requires, have the following meaning: any person for whom the principal place where that person normally eats and sleeps and maintains his or her normal personal and household effects is within the city limits of the City of Taunton. (Ord. of 9-25-84, sec 2)

Sec. 2-306. Policy.

(a) On any construction project funded in whole or in part by city funds, or funds which, in accordance with a federal grant or otherwise, the city expends or administers, or which the city is a signatory to the construction contract, the department involved shall determine whether the language in paragraph (b) of this section may be included in the contract without a detrimental effect upon the cost or quality of the project. If the department determines that the language may be included without detrimental effect, then it shall, to the extent practicable and to the extent allowable by law, include such language or its substantial equivalent in the contract.

(b) To the extent allowable by law, contractor shall work in good faith with the City to:

- (i) employ (or cause its contractors to employ) bona fide residents during construction and
- (ii) purchase goods and services from local vendors provided that the cost and quality is competitive with other sources.

SECTION 2. All ordinances or parts thereof inconsistent herewith are hereby repealed. This Ordinance shall become effective immediately upon passage. Motion was made to pass to a second reading. So Voted.

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

Ordered That,

\$270,250 is appropriated to pay costs of purchasing, for recreational purposes, by eminent domain or negotiated purchase or otherwise, a certain property together with buildings thereon, known as the Hopewell Park Complex consisting of 10 acres, more or less, as shown on the City Engineers Plan and located on Hopewell and Hamilton Streets in Taunton, Massachusetts, and also to pay costs of constructing a Water Spray Park located at the Hopewell Park Complex, including the payment of all costs incidental and related thereto; and to meet this appropriation \$70,250 will be transferred from available funds, and the Treasurer with the approval of the Mayor is authorized to borrow \$200,000 under and pursuant to Chapter 44, Sections 7(3) and 7(25) of the General Laws, or pursuant to any other enabling authority and to issue bonds or notes of the City therefor. The Mayor and any other appropriate officials of the City are authorized to take any and all other action necessary to carry out this project. The amount authorized to be borrowed by this order shall be reduced to the extent of any grants or gifts received by the City on account of this project.

FURTHER ORDERED: That the Mayor is authorized to file on behalf of the City of Taunton any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts deemed necessary under the Urban Self-Help

Act (301 CMR 5.00) and/or any others in any way connected with the scope of this Order, and the City of Taunton and the Recreation Commission are authorized to enter into all arrangements and execute any and all instruments as be necessary on behalf of the City of Taunton to affect said purchase and accept any such grants.

FURTHER ORDERED: That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require. **Motion was made to pass to a second reading. So Voted.**

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

Ordered That,

That \$44,184 is appropriated to pay costs of the High School reconstruction project and that to meet this appropriation, such amount shall be transferred from funds originally borrowed to pay costs of the Harold H. Galligan School roof repair project, as authorized by Chapter 44, Section 20 of the General Laws, because such funds are no longer needed to complete that project. **Councilor Cleary motioned for the Treasurer/Collector to provide explanation on what this money is for and what is being done at the High School for next week's agenda. So Voted.**

New Business:

Councilor Pottier stated that some residents who live in multi-family homes on Church Avenue and Church Street contract with private haulers to remove their trash. Sometimes it is weeks or a month before the hauler comes by and the trash is blowing all around. **Councilor Pottier motioned to refer to the Board of Health to see what the situation is in the neighborhood. Councilor Cleary stated that one of his discussions with the DPW, even though he was not around when they made the ruling about not picking up trash for 5 and 6 unit apartments, was to take a look at the Ordinance. Technically, it would be business for the city. He said that maybe we could pick-up the trash for these multi-apartments during the regular trash pick-up route, as long as they are within a reasonable number. He suggested to maybe expanding the recycling to 5 if we are allowed through the Board of Health. Councilor Pottier motioned to refer to the Committee on Solid Waste and Committee on the Department of Public Works for a discussion. Vote was 7-1. Councilor Carr voting in opposition.**

Councilor Costa-Hanlon stated that last week she was helping to clean Memorial Park. She said that it was nice to see Paul Allison helping. She requested a thank you note to be sent to Park and Recreation for being there all day. She motioned to refer to the Police Department debris found with names on it and to ask the Police Chief to report back on the procedure. So Voted.

Councilor Costa-Hanlon motioned to refer to the Safety Officer the radar/speed trailer for Burt Street. So Voted.

Councilor Costa-Hanlon motioned to refer to the ADA Committee the possibility of using the fines from handicap parking violations to help people who may need handicap ramps. Councilor Borges and Costa-Hanlon has been trying to help a constituent who was recently released from a nursing home back to her home and she has had some challenges in getting a handicap ramp. The research that was done shows there is no policy around here. In other areas of the State, they have entities or organizations that will build handicap ramps either free or at a reduced cost. She was hoping to possibly get the ball rolling by referring it to the ADA Commission for possibly expanding it into a program. So Voted.

Councilor Costa-Hanlon asked if there will be letters sent to Cathal O'Brien and Fred Cornaglia, along with a copy placed in their personnel file, for their recognition in receiving a Regional Award today from the Massachusetts DEP National Public Drinking Systems. Also, to invite in Mr. O'Brien and Mr. Cornaglia. So Voted.

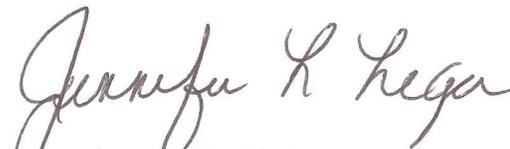
Councilor Carr motioned to refer to the DPW Commissioner the issue of the striping/lane markings on Rt. 138 between East Britannia Street and Jackson Street where the roadway goes from two lanes to one lane. So Voted.

Councilor Carr informed that the landfill will be open on Saturday's during the months of May and June between the hours of 7:00am-3:00pm. Typically, the landfill would close at noon time.

Motion was made to adjourn at 7:45pm. So Voted.

A true copy:

Attest:


Assistant City Clerk

JJL/dmc

CITY OF TAUNTON
MUNICIPAL COUNCIL
MAY 6, 2014

THE COMMITTEE ON FINANCE AND SALARIES

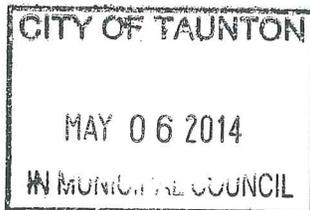
PRESENT WERE: COUNCILOR GERALD CROTEAU, CHAIRMAN AND COUNCILORS CARR AND
POTTIER

MEETING CALLED TO ORDER AT 5:46 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 REQUEST OF HUMAN RESOURCES TO TRANSFER
\$1,180.00 FROM ACCOUNT NO. 1-549-202-5305 – MANAGEMENT
CONSULTING TO ACCOUNT NO. 1-549-201-5107 – CLERICAL. SO VOTED.
MOTION: MOVE APPROVAL OF REQUEST OF THE DEPARTMENT OF PUBLIC WORKS TO
TRANSFER \$29,000.00 FROM ACCOUNT NO. 1-422-201-5109 – STREET – OTHER
EMPLOYEES TO ACCOUNT NO. 1-480-201-5109 – VMD – OTHER EMPLOYEE. SO
VOTED.

MEETING ADJOURNED AT 5:50 P.M.



RESPECTFULLY SUBMITTED,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

ASSISTANT CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
MAY 6, 2014

THE COMMITTEE ON POLICE AND LICENSE

PRESENT WERE: COUNCILOR SHERRY COSTA-HANLON, CHAIRMAN AND COUNCILORS CLEARY AND CROTEAU. ALSO PRESENT WERE CHIEF EDWARD WALSH AND DETECTIVE DENNIS SMITH

MEETING CALLED TO ORDER AT 6:01 P.M.

LETTER DATED 5/6/14 OF CHIEF EDWARD WALSH WAS PROVIDED TO THE COMMITTEE WHICH STATED THAT THE TAUNTON POLICE DEPARTMENT LICENSE DIVISION FOUND NOTHING THAT WOULD PREVENT THE APPROVAL OF THE PETITIONS BEFORE THE COMMITTEE.

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

1. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF LIVERY LICENSES:

- A. A & D ENTERPRISES D/B/A PEGASUS AIRPORT SERVICE, 48 WORCESTER STREET – 1 VEHICLE

MOTION: MOVE APPROVAL. SO VOTED.

- B. AIRPORT EXPRESS DIRECT, INC., 66 MARY DRIVE – 1 VEHICLE

MOTION: MOVE APPROVAL. SO VOTED.

- C. T & F TRANSPORTATION OF TAUNTON, INC. D/B/A ALEXANDER'S LIMOUSINE – 2 VEHICLES

MOTION: MOVE APPROVAL. SO VOTED.

- D. ALBERT TUCAN D/B/A TAUNTON MOTORIZED CARRIAGE COMPANY INC. – 21 VEHICLES – 2 HANDICAP

MOTION: MOVE APPROVAL. SO VOTED.

2. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE PETITION OF ALBERT TUCAN TO RENEW HACKNEY CARRIAGE AND STANDS FOR TAUNTON CARTAGE CO. LTD D/B/A CHECKER CAB AND TAUNTON CARTAGE CO. LTD D/B/A COZY CAB, LOCATED AT 295 BROADWAY AND TWO STANDS LOCATED AT SCHOOL STREET AND TAUNTON GREEN

MOTION: MOVE APPROVAL. SO VOTED.

3. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF MCDONALD'S RESTAURANT, 282 WINTHROP STREET TO OPERATE BETWEEN THE HOURS OF 1 A.M. AND 4 A.M. AS PER CITY ORDINANCE SEC. 12-2

MOTION: MOVE APPROVAL. SO VOTED.

4. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF BILLIARD TABLE LICENSES:

- A. ATLANTIC CAFÉ, 10 PLAIN STREET – 2 TABLES

MOTION: MOVE APPROVAL. SO VOTED.

- B. DAVID F. ADAMS POST #611 ATHLETIC ASSN., INC., 82 INGELL STREET – 1 TABLE

MOTION: MOVE APPROVAL. SO VOTED.

PAGE TWO

MAY 6, 2014

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

- C. PORTUGUESE AMERICAN CIVIC CLUB, 175 SCHOOL STREET – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.
- D. THE BILLY CLUB CAFÉ, 53 GROVE STREET – 2 TABLES
MOTION: MOVE APPROVAL. SO VOTED.
5. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF TEMPORARY FIXED VENDOR LICENSES:
- A. RICO'S GRILLE, 447 BROADWAY
MOTION: MOVE APPROVAL. SO VOTED.
- B. ARTHUR'S FLOWERS, 16 WASHINGTON STREET
MOTION: MOVE APPROVAL. SO VOTED.
6. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF ANTIQUE LICENSES:
- A. MEMORABLE MEMORABILIA, 45 BAYLIES ROAD – INTERNET SALES ONLY
MOTION: MOVE APPROVAL. SO VOTED.
- B. EANTIQUERBROKER CONSULTING SERVICE, 4 OXFORD STREET
MOTION: MOVE APPROVAL. SO VOTED.
7. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION FOR RENEWAL OF OLD GOLD LICENSE FOR PERRY JEWELERS, INC., 400 BROADWAY
MOTION: MOVE APPROVAL. SO VOTED.
8. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION FOR RENEWAL OF OLD GOLD LICENSE, PAWN BROKER LICENSE AND SECOND HAND ARTICLE LICENSE FOR TETRAULT ENTERPRISES, INC., D/B/A FALL RIVER PAWN BROKERS, 48 TAUNTON GREEN
MOTION: MOVE APPROVAL. SO VOTED.
9. MEET TO REVIEW MATTERS IN FILE
- A. THE CHIEF INFORMED THE COMMITTEE THAT HE IS IN THE PROCESS OF DOING BACKGROUND CHECKS FOR PEOPLE LATERALING INTO THE DEPARTMENT BASED UPON THIS COMMITTEE'S APPROVAL TO GO WITH THE 2 LATERALS. AS THE COMMITTEE IS AWARE, THEY ALSO HAVE SOME OPENINGS WHICH THEY HAVE TAKEN NOT TAKEN ANY ACTION ON. IN ORDER FOR ACTION TO BE TAKEN THE CIVIL SERVICE LIST IS NEEDED. THE CHIEF RECOMMENDS THAT THIS COMMITTEE RECOMMEND TO THE FULL COUNCIL THAT A LIST BE CALLED FOR 2 POLICE OFFICERS SO THAT HE CAN TRY TO GET THEM INTO THE POLICE ACADEMY STARTING SEPTEMBER. THESE ARE NEW HIRES.
MOTION: TO REQUEST A CIVIL SERVICE LIST FOR 2 NEW HIRES FOR THE POLICE DEPARTMENT BASED ON AVAILABILITY AND FUNDING. SO VOTED.
- B. COUNCILOR CLEARLY NOTED THAT IN THE FULL COUNCIL AGENDA TONIGHT THERE IS SOME SORT OF DISCUSSION REGARDING THE AGE OF 65 AND MANDATORY RETIREMENT. HE SAW A LETTER FROM THE CHIEF IN THE AGENDA PACKET THAT BASICALLY SAYS IT IS A COUNCIL DECISION. HE ASKED THE CHIEF IF HE WANTED TO ENLIGHTEN THE COMMITTEE.

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MAY 6, 2014

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

THE CHIEF STATED THAT EARLIER IN THE YEAR THERE WAS A SITUATION IN FRAMINGHAM IN WHICH A FRAMINGHAM POLICE OFFICER SOUGHT TO HAVE AN OFFICER EXTENDED PAST THE AGE OF 65. IT MADE THE NEWS AND THE NEWSPAPERS. THE CHIEF FURTHER STATED THAT THE PROCESS IS THAT THE DECISION IS MADE AT THE LOCAL LEVEL THEN FORWARDED TO THE LEGISLATURE IN THE FORM OF A HOME RULE PETITION TO DECIDE WHETHER OR NOT TO EXTEND SOMEONE. THE CHIEF HAS HAD 2 OFFICERS APPROACH HIM AS PER THE LETTER TO THE COUNCIL ASKING FOR THOSE EXTENSIONS. HE SUBMITTED THE REQUESTS TO THE RETIREMENT BOARD FIRST TO SEE IF THEY HAD ANY INVOLVEMENT, BECAUSE THIS IS NEW TO THE CITY. THE RETIREMENT BOARD HAD NO OPINION ONE WAY OR ANOTHER ON THE ISSUE BUT PROVIDED SOME LIMITATIONS IF AN EXTENSION WAS GRANTED.

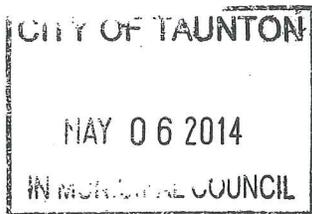
THE CHIEF PERSONALLY FEELS THAT IT IS OPENING A FLOOD GATE. IT IS HARD TO TAKE THE PERSONALTIES OF THE INDIVIDUALS OUT OF THE DECISION, AND HE ACTUALLY DOES NOT HAVE A SAY IN THE DECISION ONE WAY OR ANOTHER, BUT HE THINKS THAT AS WE MOVE FORWARD AS A CITY AND WE TRY TO GET YOUNGER OFFICERS, HE IS NOT SURE OF THE MESSAGE WE WOULD BE SENDING BY RETAINING OFFICERS BEYOND THE STATUTORY AGE. BOTH OFFICERS ARE GREAT OFFICERS AND BOTH OFFICERS ARE PROBABLY CAPABLE OF DOING THEIR JOB PAST THE AGE OF 65, BUT WHAT IS GOING TO HAPPEN, ESPECIALLY WITH AN OLDER DEPARTMENT LIKE OURS, IS YOU ARE GOING TO SEE PEOPLE EACH TIME REQUESTING THIS, AND THEN YOU SET A PRECEDENT IF YOU APPROVE IT. IN ANOTHER YEAR THERE COULD BE REQUESTS FROM 2 OR 3 MORE PEOPLE, TO THE POINT WHERE YOU MIGHT AS WELL CHANGE THE STATUTORY AGE TO 67 OR WHATEVER FOR PUBLIC SAFETY. THAT IS THE ISSUE.

COUNCILOR CROTEAU STATED THAT THIS MATTER SHOULD BE REFERRED TO THE CITY SOLICITOR FOR DISCUSSION IN EXECUTIVE SESSION.

10. PUBLIC INPUT

THERE WAS NO PUBLIC INPUT.

MEETING ADJOURNED AT 6:15 P.M.



RESPECTFULLY SUBMITTED,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

ASSISTANT CITY CLERK



CITY OF TAUNTON

In Municipal Council

ORDER #47
FY 2014
MAY 6, 2014

20

Ordered, That

THE SUM OF ONE THOUSAND ONE HUNDRED EIGHTY

DOLLARS AND NO CENTS (\$1,180.00) BE AND HEREBY IS TRANSFERRED FROM

HUMAN RESOURCES DEPARTMENT ACCOUNT NO. 1-549-202-5305 – MANAGEMENT

CONSULTING

TO: HUMAN RESOURCES DEPARTMENT ACCOUNT NO. 1-549-201-5107 – CLERICAL

..... *Clerk.*



CITY OF TAUNTON

In Municipal Council

ORDER #48
FY 2014
MAY 6, 2014

20

Ordered, That

THE SUM OF TWENTY NINE THOUSAND DOLLARS

**AND NO CENTS (\$29,000.00) BE AND HEREBY IS TRANSFERRED FROM DEPARTMENT
OF PUBLIC WORKS ACCOUNT NO. 1-422-201-5109 – STREET – OTHER EMPLOYEES**

**TO: DEPARTMENT OF PUBLIC WORKS ACCOUNT NO. 1-480-201-5109 – VMD –
OTHER EMPLOYEES**

..... *Clerk.*