



*City of Taunton
Municipal Council Meeting Minutes*

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*Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, May 7, 2013 at 7:07 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 Marshall, Cleary, Colton, Medeiros, Costa-Hanson,
Pottier, McCaul, Carr and Barbour*

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

Hearings:

Hearing came up by assignment on the petition submitted by Verizon New England, Inc. and Taunton Municipal Lighting Plant proposing to place one (1) new pole, #EL-2s on Berkley Street, Taunton. • Map showing location

Councilor Barbour moved to open the Hearing. So Voted. Representative from Verizon, Barry Ffini was present and informed that both parties agree on the design. A representative from TMLP was not present. No one speaking in favor of or in opposition of the applicants. **Councilor Barbour motioned to move approval as presented subject to TMLP approval in writing within a week. So Voted. Councilor Barbour motioned to close the Hearing. So Voted.**

Hearing came up by assignment on the petition submitted by Verizon New England, Inc. and Taunton Municipal Lighting Plant proposing to place one (1) new pole, #24 ½ on Norton Ave., Taunton • Map showing location

Councilor Barbour moved to open the Hearing. So Voted. Representative from Verizon, Barry Ffini was present and informed that the proposed is an intermediate pole located on the street to provide additional service to a customer. No one speaking in favor of. Speaking in opposition was Greg Benson, 245 Norton Avenue. He questioned the need for such a large amount of service. He asked if there was to be a business going in at that address. The owner does own a mechanic shop in town and although Mr. Benson does not see a lot of cars coming to the location he was wondering if he will be doing work out of the house with the increase in power. Edward Leonard, 21 Primbook Lane stated that he plans on doing no work at the location. He informed that the home currently has 200amp and several air conditioning units. Mr. Benson would like to add another unit to the garage although it will max out the amps. They have also installed a stair lift in the home which takes up a lot of voltage and is planning on installing a lift in the garage to assist his grandmother, who lives with them, in getting in and out of her vehicle. He does not plan on doing any work on autos at this location. Councilor Barbour asked Mr. Benson if the location of the pole was going to impede his driveway,

block his home or cause any hardship. Mr. Benson informed that it would not cause a hardship. **Councilor Barbour motioned to move approval as presented subject to TMLP approval in writing within a week. So Voted. Motion was made to close the Hearing. So Voted.**

Communications from the Mayor:

Motion was made to invite Miss Taunton, Ashley Chaves into the enclosure.

So Voted.

Miss Chaves stated that her first six months has been incredible. She is now prepping for Miss Massachusetts which is in just a couple of months. She was recently on Chronicle where she spoke on her platform-anti-bullying.

The Mayor stated that through Home Depot, the City of Taunton will receive an \$1800 Grant for the Whittenton Field to make into a facility for Lacrosse. There is a scheduled volunteer day at the fields on June 22, 2013, in conjunction with Home Depot, to get the fields ready. The Mayor thanked Home Depot, Alicia Gracier, and Marilyn Green.

The Mayor requested a vote to initiate public hearings to consider proposed changes to Section 6.3-Intensity of Use Regulations. The change would be to help redevelop former mills, old schools and brownfield sites. **Motion was made to amend the request to reflect the addition of Section 10.4.6 Development Density; refer to the Committee of the Council as a Whole; refer to the City Clerk's Office to schedule a Public Hearing and to refer to the Planning Board. So Voted.**

Appointments:

None

Communications from City Officers:

Com. from Executive Director, Retirement – Submitting the Annual Statement for the Financial Condition of the City of Taunton Contributory Retirement System for the year ended December 31, 2012 (separate packet). **Motion was made to refer to the Committee on Finance and Salaries. So Voted.**

Com. from City Clerk – Appointment of two (2) Full-Time Firefighters. Jessie E. Harvey, Miguel A. Pachebat, Robert A. Rodriguez, Zachary S. Strojny, Jeffrey S. Ingargiola. **Motion was made to refer to the Committee on Fires and Wires. So Voted**

Com. from Matt Burns, IT Department – Requesting a transfer of funds in the amount of \$24,475.22 into salary and wages from available funds. The transfer covers all accumulated vocation, personal and furlough time to be dispersed for Gerard Bouchard Retirement. **Motion was made to refer to the Committee on Finance and Salaries. So Voted.**

Com. from Chairman, Taunton Planning Board – Notifying of a Public Meeting scheduled for Tuesday, May 14, 2013 at 10:15am regarding a Site Plan Review for property located at 212 Broadway for used car sales (7-12 cars) submitted by Kenneth Yelle. **Motion was made to receive and place on file. So Voted.**

Com. from Commissioner, Parks, Cemeteries and Public Grounds – Soper Memorial Fountain maintenance for upgrades to Taunton Green. **Motion was made to receive and place on file. So Voted.**

Com. from City Solicitor – Taunton Fire Dept., et al. v. Michael O'Donnell, et al. Southeast Housing Court. Defendant has been found in contempt of court on March 19, 2013 and ordered to pay \$1,750 in court fines within 15 days along with an additional \$3,264 in attorney's fees to the City within 30 days for a total of \$5,014. **Motion was made to receive and place on file with complements to the Law Department and all associated Department Heads. So Voted.**

Com. from City Solicitor – City of Taunton v. Michael O'Donnell Massachusetts Land Court. The properties are located at 4 and 6 High Street Extension which city code enforcement agencies executed administration inspection warrants in December 2012. The Defendant no longer has any cognizable legal interest in these properties and the city can move toward the goal of cleaning them up. **Motion was made to refer to Public Properties and to forward letters of thanks to Department Heads as listed in the letter. So Voted.**

Com. from Police Chief – Responding to Council request on employees that are not mandated reports of reporting child abuse. **Motion was made to receive and place on file, refer to Human Resource Department with a follow-up within 2-3 months. So Voted.**

Com. from Joseph Fernandes, Jr., Principal Electrical Engineer, TMLP – Responding on traffic signals on Purchase St. at Broadway. The issues with the traffic signal operation are road construction in the area resulting in damaging and dismantling of the magnetic wire traffic detector loops installed in the pavement and the vehicle stop line and traffic loop detectors on the Purchase Street approaches are set back farther than normal due to the narrowness of the road combined with the large trucks that frequent Purchase Street from Broadway. **Motion was made to receive and place on file and to send a copy to Mr. Gilman to be given to the student who made the request during Government Day. So Voted.**

Com. from Cedric Cromwell, Chairman, Mashpee Wampanoag Tribe – Notifying of his attendance at a Council Meeting on May 14, 2013. **Motion was made to receive and place on file. So Voted.**

Com. from Susan Emerson, 181 Bedford St., Middleboro – Requesting to tie into Taunton water main while living in a mobile home on the property during construction. **Motion was made to refer to the DPW Committee. So Voted.**

Petitions:

Application submitted by Tex Holloway requesting a renewal of his Constable License desiring to serve civil process.

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.

Petition submitted by James Silvia, Jr. 45 Baylies Rd., Taunton requesting a RENEWAL of his Antique Dealers License for Memorable Memorabilia located at 45 Baylies Rd., Taunton for internet sales.

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).

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).

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).

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).

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.

Petition submitted by Sidney Kerley 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.

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.

Petition submitted by Russell Wotten, 74 Emerald Dr., No. Dartmouth requesting a renewal of his News Rack License for Spectrum Marketing Group, LLC –dba- The Real Estate Book. (4 News Racks).

Petition submitted by Thomas Quinn, South St., Raynham requesting a renewal and waiver of fees of the Second Hand Article License for the non-profit Saint Vincent DePaul Taunton District, Inc. –dba- Pennies from Heaven located at 141 Washington St., Taunton.

Petition submitted by Michael Ventura, 59 Washington St., Taunton requesting a renewal of his Second Hand Article License –dba- Collector’s Corner located at 1 St. Mary’s Square, Taunton.

Petition submitted by Raymond Beauvais, 53 E. Glen Dr., Taunton requesting a renewal of his Second Hand Article License –dba- Beauvais Bicycle Shop located at 181 Whittenton St., Taunton.

Petition submitted by George M. DeVincent, 107 Castle Dr., Wareham, requesting a renewal of his Temporary Fixed Vendor License for George’s Christmas Trees located at 1940 Bay St., Taunton (North Baptist Church) to sell Christmas Trees.

Petition submitted by Mark Guzman, 8 Alpine Ave., Taunton requesting a renewal of his Temporary Fixed Vendor License for Mark’s Bay St. Take-Out located at 314 Bay St., Taunton.

Petition submitted by Paul Castigliero, 28 Sunny Side Ave., Bristol, RI requesting a renewal of his Temporary Fixed Vendor License –DBA- Fresh Seafood located at Hartshorn Field on Longmeadow Road, Taunton.

Petition submitted by Kenneth Ferreira, 58 Sevens St., East Taunton requesting a renewal of his Old Gold, Second Hand Article, Junk Dealer, Pawn Broker Licenses –dba- Money Tree located at 49 Weir St., Taunton.

Motion was made to refer the list as read to the Committee on Police and Licensing and the Police Chief. So Voted.

Committee Reports:

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

Unfinished Business:

Councilor Costa-Hanlon motioned that the Committee of the Council as a Whole meet with representatives from the BID, Chamber of Commerce, Neighborhood Corporation, and Kevin Shea to discuss the following: Chapter 40B Funds, the downtown area of our City, and a more detailed discussion of the old Orient Restaurant. So Voted.

Orders, Ordinances, and Resolutions

None

New Business

Councilor Barbour motioned that the City Engineer submit, by Friday, May 10, 2013 at 10:00 AM to the City Clerk for inclusion in the May 14, 2013 Council Agenda Packet his response to the following previously requested matters: The City adopting numerous old streets as public ways in the City and the acceptance of Columbus Boulevard. So Voted.

Councilor Pottier motioned that the Police Chief have the Safety Officer investigate the area of Caswell Street between Erin Road and Grace Meadows Drive as the brush is a safety concern when motorists are pulling out of Erin Road. So Voted.

Councilor Carr motioned that the DPW and the Parks, Cemeteries and Public Grounds Departments get together to create a list of islands or intersections that are in need of attention, as well as prominent entry points into our City or corners of our City for the possibility of adoption by our local civic organizations. Additionally, Councilor Costa-Hanlon motion that Marilyn Green reach out to the Taunton Girl Scouts, as they would like to adopt the Pratt Cemetery. The Taunton Girl Scouts Unit President is Mrs. Borges. So Voted.

Councilor Carr motioned for the DPW Commissioner to have the street sweeper clean Broadway from Dunkin Donuts back toward the Taunton Green. So Voted.

Councilor Barbour motioned that the Animal Control Officer provide his opinion and clarify the ordinance that he stated to Councilor Barbour pertaining to having three dogs, any breed, per unit, in a three family home as this could potentially allow for 9 dogs to be on one property. So Voted.

Councilor Pottier motioned that the Committee on Public Property discuss the private water tower issue at Myles Standish Industrial Park in a couple of weeks. So Voted.

Councilor Pottier motioned to receive and place on file the letter from Beacon Hill regarding transportation. So Voted.

Councilor Costa-Hanlon inquired as to the status of the municipal parking garage along with the parking at the old Armory. The Mayor informed that BETA completed an analysis last month and will forward a copy of the report to the Committee. The cost to repair the parking garage will be approximately \$500,000. The Armory pavement will be done any time in the spring. The Mayor stated that they realize the decks fills up rather quickly, although there is room available on Court Street and Pleasant Street. The Mayor stated that the Parking Commission will need to be restructured. He also informed that all funds received from parking tickets are placed in the General Fund.

Councilor Costa-Hanlon motioned to ask Parks, Cemeteries, and Public Grounds if the following could be replaced/repared at Memorial Park: A plaque missing close to the Orchard Street entrance of the park and the World War II Veteran needs to be touched up near the side entrance close to Our Lady of Lourdes School. Additionally, she motioned that we ask the Greater Taunton Area Allied Veterans Council if they could possibly conduct a fundraiser for these replacement/repairs. So Voted.

Councilor McCaul stated that there is a lot of congestion at the intersection of Winthrop Street and North Walker Street. Therefore, a motion was made that City Engineer provide an update as to whether there has been any discussion or if has heard anything on the placement of a traffic light at this location. So Voted.

Councilor McCaul motioned to reschedule the Municipal Council Meeting scheduled for Tuesday, July 2, 2013 to Monday, July 1, 2013 at 7:30am. So Voted.

Councilor Marshall motioned that you work together with the Risk Manager to resolve the claim of damage to the mailbox at the residence of 51 Wampum St., Taunton. So Voted.

Councilor Marshall motioned that the DPW Commissioner and the Risk Manager work together and/or with a private contractor to have all the damage repaired to residential properties no later than May 30, 2013 for property claims resulting from the winter storm activity/snow removal. So Voted.

Councilor McCaul motioned for the Radar Trailer to be set-up around 80 Oak Street. So Voted.

Councilor McCaul motioned to refer to the Board of Health 56 Powerhorn Drive to have the homeowner clean-up the trash at that location. So Voted.

Motion was made to adjourn at 8:05p.m. So Voted.

A true copy:

Attest:



City Clerk

RMB/dmc

CITY OF TAUNTON
MUNICIPAL COUNCIL
MAY 7, 2013

THE COMMITTEE ON FINANCE AND SALARIES

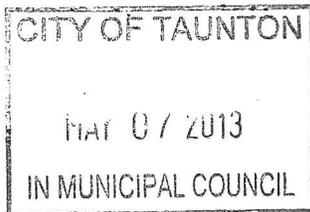
PRESENT WERE: COUNCILOR DEBORAH CARR, CHAIRMAN AND COUNCILORS CLEARY AND COLTON. ALSO PRESENT WAS BUDGET DIRECTOR GILL ENOS.

MEETING CALLED TO ORDER AT 5:47 P.M.

1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS
MOTION: MOVE APPROVAL OF THE PAYROLL WARRANT IN THE AMOUNT OF \$977,569.78. SO VOTED.
MOTION: MOVE APPROVAL OF THE INVOICE WARRANT IN THE AMOUNT OF \$3,607,278.92. SO VOTED.

2. MEET TO REVIEW REQUESTS FOR FUNDING
MOTION: MOVE APPROVAL OF REQUEST OF THE DEPARTMENT OF PUBLIC WORKS TO TRANSFER \$15,000.00 FROM ACCOUNT NO. 1-422-202-5213 – STREET-OIL & HEAT TO ACCOUNT NO. 1-422-201-5109 – STREET – OTHER EMPLOYEES. SO VOTED.

MEETING ADJOURNED AT 5:59 P.M.



RESPECTFULLY SUBMITTED,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
MAY 7, 2013

THE COMMITTEE ON POLICE AND LICENSE

PRESENT WERE: COUNCILOR SHERRY COSTA-HANLON, CHAIRMAN AND COUNCILORS CLEARY AND BARBOUR. ALSO PRESENT WERE POLICE CHIEF EDWARD WALSH AND CITY CLERK ROSE MARIE BLACKWELL.

MEETING CALLED TO ORDER AT 6:00 P.M.

THE POLICE CHIEF PROVIDED A LETTER DATED 5/7/2013 WITH HIS RECOMMENDATIONS ON ALL ITEMS ON THE AGENDA TO THE COMMITTEE.

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

1. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING APPLICATIONS FOR APPOINTMENT AS CONSTABLE:

A. BRUCE DIAS, 1110 BURT STREET, TAUNTON – NEW

MOTION: MOVE APPROVAL FOR CROSSING GUARD ONLY. SO VOTED.

B. ANN SOUSA, 61 CEDAR STREET, TAUNTON – RENEWAL

MOTION: MOVE APPROVAL FOR CROSSING GUARD ONLY, SO VOTED

C. DAVID HENRIQUES, 883 SOMERSET AVE., TAUNTON – RENEWAL

MOTION: MOVE APPROVAL – CROSSING GUARD ONLY. SO VOTED.

D. HERVE VANDAL, JR., 82 REED STREET, NEW BEDFORD, MA – RENEWAL

THE CHIEF NOTED THAT THE DEPARTMENT'S LICENSE DIVISION FOUND NOTHING EXCEPT THE RESIDENCY RESTRICTION CONTAINED IN TAUNTON CITY ORDINANCE 18-4 THAT WOULD PREVENT THE APPROVAL OF THIS APPLICATION FOR APPOINTMENT AS CONSTABLE.

IT WAS NOTED THAT MR. VANDAL HAS BEEN A CONSTABLE SINCE 2001.

THE CHIEF WAS ASKED HOW THIS ISSUE COULD BE RECTIFIED. HE STATED THAT THERE ARE 2 OPTIONS – (1) STOP APPOINTING NON RESIDENTS AND (2) CHANGE THE ORDINANCE. THE CHIEF IS NOT SURE IF THERE ARE ANY DRAWBACKS IN APPOINTING NON-RESIDENTS, AND FURTHER NOTED THAT THE ORDINANCE IS VERY OLD.

MOTION: MOVE APPROVAL OF THE APPLICATION OF HERVE VANDAL FOR CIVIL PROCESS. SO VOTED.

MOTION: TO PROVIDE A COPY OF THE CURRENT ORDINANCE TO THE COMMITTEE TO REVIEW AND ALSO HAVE THE LAW DEPARTMENT REVIEW THE ORDINANCE AND PROVIDE THEIR INPUT IN 2 WEEKS. SO VOTED.

2. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF DENIS TETRAULT, 39 WELL MEADOWS WAY, TIVERTON, RI 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.

3. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF JAMES PERRY FOR RENEWAL OF OLD GOLD LICENSE D/B/A PERRY JEWELERS, INC., 400 BROADWAY

MOTION: MOVE APPROVAL. SO VOTED.

PAGE TWO

MAY 7, 2013

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

4. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR BILLIARD TABLE LICENSES:
 - A. WILLIAM DESA, 14 WHITTENTON ST. D/B/A BILLY CLUB CAFÉ, 53 GROVE STREET – RENEWAL – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.
 - B. DAVID F. ADAMS POST 611 ATHLETIC ASSN., INC., 82 INGELL STREET – RENEWAL – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.
 - C. P.A.C.C., 175 SCHOOL STREET – RENEWAL – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.
 - D. BOBBY'S PLACE, 62 WEIR STREET – RENEWAL – 2 TABLES
MOTION: MOVE APPROVAL. SO VOTED.
 - E. ATLANTIC CAFÉ, 10 PLAIN STREET – RENEWAL – 2 TABLES
MOTION: MOVE APPROVAL. SO VOTED.
 - F. MCGRATH'S CAFÉ, 125 WEST WATER STREET – RENEWAL – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.
 - G. SMITTY'S SPORTS PUB INC., 445 BAY STREET – RENEWAL – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.
 - H. BAHA BROS. PUB & RESTAURANT D/B/A SANDBAR GRILL, 64 WEIR STREET – RENEWAL – 2 TABLES
MOTION: MOVE APPROVAL. SO VOTED.
 - I. TAUNTON LODGE NO. 150 BENEVOLENT AND PROTECTIVE ORDER OF ELKS OF THE U.S.A., 119 HIGH STREET – RENEWAL – 2 TABLES
MOTION: MOVE APPROVAL. SO VOTED.
 - J. PIONEER FLYING CLUB, 330 WHITTENTON STREET – RENEWAL – 2 TABLES
MOTION: MOVE APPROVAL. SO VOTED.
 - K. WILLY J'S PUB, 599 WINTHROP STREET – RENEWAL – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.
 - L. EAST SIDE PIZZA, 1 CASWELL STREET – NEW – 1 TABLE
MOTION: MOVE APPROVAL. SO VOTED.

5. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF TIMOTHY CUMMINGS FOR RENEWAL OF ANTIQUE DEALERS LICENSE D/B/A E-ANTIQUERBROKER CONSULTING SERVICE, 4 OXFORD ST., TAUNTON
MOTION: MOVE APPROVAL. SO VOTED.

6. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON REQUEST FOR A CHANGE IN THE LICENSEE'S NAME FOR CLASS II USED CAR DEALER'S LICENSE FROM BEST PRICE INC. TO PRESTIGE CAR WASH AND GAS OF TAUNTON, INC., 13 CAPE ROAD
MOTION: MOVE APPROVAL. SO VOTED.

PAGE THREE

MAY 7, 2013

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

7. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE APPLICATION FOR CLASS II LICENSE FOR MARLI MOTORS, 17 TREMONT STREET – NEW
MOTION: MOVE APPROVAL WITH VEHICLE LIMIT AS STATED IN SITE PLAN REVIEW. SO VOTED.

8. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR SECOND HAND ARTICLE LICENSES:
 - A. COLLECTOR'S EMPORIUM INC., 388 BAY STREET – RENEWAL
MOTION: MOVE APPROVAL. SO VOTED.
 - B. ECO ATM INC., 2 GALLERIA MALL DRIVE – RENEWAL
MOTION: MOVE APPROVAL. SO VOTED.
 - C. THE BARGAIN BAZAAR THRIFT SHOP, 320 BAY STREET – RENEWAL – ALSO REQUESTING TO HAVE FEE OF \$100 WAIVED AS THEY ARE A NON PROFIT.
MOTION: MOVE APPROVAL AND WAIVE THE FEE AS REQUESTED. SO VOTED.

9. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR LIVERY LICENSES:
 - A. JOHN PACHECO, 66 MARY DRIVE D/B/A AIRPORT EXPRESS DIRECT, 66 MARY DRIVE – RENEWAL – 1 VEHICLE
MOTION: MOVE APPROVAL. SO VOTED.
 - B. GEORGE KENAAN, 70 SOLITUDE DRIVE D/B/A HIGH CLASS LIMO, 70 SOLITUDE DRIVE – RENEWAL – 1 VEHICLE
MOTION: MOVE APPROVAL. SO VOTED.
 - C. GABRIEL PIRES, 29 ORCHARD STREET D/B/A LINK TRANSPORT SYSTEMS, INC., 447 BROADWAY –5 VEHICLES - RENEWAL
MOTION: MOVE APPROVAL. SO VOTED.
 - D. DONNA FRANCIS, 48 WORCESTER ST., FOR A & D ENTERPRISES D/B/A PEGASUS AIRPORT SERVICE, 48 WORCESTER ST. – 2 VANS, 1 SEDAN – RENEWAL
MOTION: MOVE APPROVAL. SO VOTED.
 - E. ALBERT TUCAN, 157 ½ SHORES STREET FOR T & F TRANSPORTATION OF TAUNTON, INC. D/B/A ALEXANDER'S LIMOUSINE, 295 BROADWAY – 2 VEHICLES – RENEWAL
MOTION: MOVE APPROVAL. SO VOTED.
 - F. ALBERT TUCAN, 157 ½ SHORES STREET D/B/A TAUNTON MOTORIZED CARRIAGE COMPANY INC., 295 BROADWAY – 21 VEHICLES, 2 HANDICAP – RENEWAL
MOTION: MOVE APPROVAL. SO VOTED.

10. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE PETITION OF ALBERT TUCAN, 157 ½ SHORES STREET FOR RENEWAL OF HACKNEY CARRIAGE AND TAXI STANDS FOR TAUNTON CARTAGE CO., LTD D/B/A CHECKER CAB AND TAUNTON CARTAGE CO. LTD D/B/A COZY CAB, BOTH LOCATED AT 295 BROADWAY – 2 STANDS LOCATED AT SCHOOL STREET AT TAUNTON GREEN

PAGE FOUR

MAY 7, 2013

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

COUNCILOR COSTA-HANLON STATED THAT THERE HAD BEEN AN ISSUE OF A DRIVER BEING CHARGED WITH SOLICITING SEX FOR A FARE. SHE STATED THAT THIS IS THE ITEM SHE WOULD LIKE A REPORT ON, AND THAT IT IS THE CHIEF'S UNDERSTANDING THAT THIS INVESTIGATION IS CONTINUING. CHIEF WALSH STATED THAT THIS IS NOT SO MUCH AN INVESTIGATION, AND AS THE CHAIRMAN IS AWARE, A TAXI DRIVER ENDED UP GETTING CHARGED WITH SOLICITATION IN THE VEHICLE AND EXCHANGING FARES FOR SEXUAL SERVICES. THERE WAS A QUESTION ON HOW MR. TUCAN AND HIS COMPANY HANDLED THIS, SO THIS IS WHAT THEY ARE LOOKING TO FOLLOW UP ON AND WHETHER THAT DRIVER IS STILL EMPLOYED OR NOT.

COUNCILOR CLEARY SAID THAT HE MAY NOT BE. THE CHIEF SAID HE MAY NOT BE.

MOTION: TO APPROVE THE RENEWAL AS PER THE RECOMMENDATION OF THE CHIEF. COUNCILORS CLEARY AND BARBOUR VOTING IN FAVOR. COUNCILOR COSTA-HANLON VOTING IN OPPOSITION. MOTION CARRIES.

11. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION FOR RENEWAL OF NEWS RACK LICENSE FOR TAUNTON SEVENTH DAY ADVENTIST CHURCH, 109 WINTHROP STREET – ONE LOCATION IN FRONT OF POST OFFICE.

MOTION: MOVE APPROVAL. SO VOTED.

12. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR TEMPORARY FIXED VENDOR LICENSES:

A. TAUNTON AREA SCHOOL TO CAREER INC., 45 BROADWAY – RENEWAL – ALSO REQUESTING THAT FEE BE WAIVED AS THEY ARE A NON PROFIT.

MOTION: MOVE APPROVAL AND WAIVE THE FEE AS REQUESTED. SO VOTED.

B. LILLIAN AMARO, 915 MIDDLEBORO AVE. – RENEWAL – TO SELL XMAS TREES AND WREATHS.

MOTION: MOVE APPROVAL. SO VOTED.

C. JAMES LYONS, JR. D/B/A DANDI LYONS, 649 COUNTY STREET – RENEWAL

MOTION: MOVE APPROVAL. SO VOTED.

13. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR JUNK COLLECTOR'S LICENSES:

A. EDWIN DEBRUM, 57 STEVENS STREET D/B/A DEBRUM SALVAGE, 57 STEVENS STREET – RENEWAL

MOTION: MOVE APPROVAL. SO VOTED.

B. DAVID BOYER D/B/A SCRAP BROTHERS RECYCLING, 56 FIDDLERS WAY – RENEWAL

MOTION: MOVE APPROVAL.

MOTION WAS SECONDED, ON DISCUSSION:

THE CHAIRMAN STATED THAT SHE HAS HAD SOME OF THE NEIGHBORS QUESTIONING SOME OF THE ACTIVITY ON FIDDLERS WAY. SHE ASKED IF THE CHIEF KNEW IF DETECTIVE SMITH ACTUALLY WENT OUT AND LOOKED AT THIS SITE.

THE CHIEF SAID HE BELIEVES HE DID AS HE USUALLY DOES.

THE CHAIRMAN STATED AGAIN THAT SHE HAS HAD SOME PEOPLE ON FIDDLERS WAY HAVING QUESTIONS ABOUT THE SCOPE, WHERE THE PROPERTY LIES, RESTRICTIONS AND WHATEVER THE LICENSE IS. SHE

PAGE FIVE

MAY 7, 2013

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

FURTHER STATED THAT SHE WOULD PUT THIS ON THE RECORD AND IF SHE DOES NOT HEAR ANYTHING ELSE THE CLERK CAN DIRECT THEM TO THE LICENSE DIVISION IF THERE IS ANY QUESTIONS ABOUT THE LICENSE. SHE JUST WANTED TO NOTE THAT.

MOTION WAS VOTED ON AND THE LICENSE WAS APPROVED.

14. MEET TO REVIEW MATTERS IN FILE

MOTION: TO INVITE THE CITY CLERK IN TO DISCUSS CLASS II LICENSES. SO VOTED.

THE CITY CLERK PROVIDED A LIST OF THE 50 CLASS II LICENSES. SHE STATED THAT THERE ARE 3 AVAILABLE. IT IS SET BY ORDINANCE AND THERE IS A CAP OF 50. THESE ARE THE LICENSES THAT ARE ACTIVE RIGHT NOW. AVAILABLE IS NO. 20 , 30 AND 50 ON THIS LIST WHICH ARE BLANK. SHE ALSO PROVIDED AN OLD CLASS II WAITING LIST AND A NEW CLASS II WAITING LIST. RIGHT NOW THERE ARE 32 PEOPLE ON THE LIST FOR A CLASS II LICENSE. SHE ALSO STATED THAT IF YOU LOOK AT THE NEW LIST, THE ONES WITH THE STARS ARE THE 3 THAT ARE ACTIVE RIGHT NOW. ONE WAS APPROVED TONIGHT AND THERE ARE 2 OTHERS IN THE PIPELINE WITH KEVIN SCANLON AT THIS TIME. BOTH KENNETH YELLE AND NICK KARAVASILIAS ARE IN THE SITE PLAN PROCESS NOW.

THE LIST PROVIDES THE DATES THAT THE PEOPLE CAME IN TO FILL OUT THE APPLICATIONS. THEY ARE KEPT ON FILE, IN ORDER, IF ANYONE WOULD LIKE TO SEE THEM. THEY ARE STAMPED IN AT HER OFFICE. THE CITY CLERK STATED THAT WHEN SHE PHONED A LOT OF THE PEOPLE ON THE OLD LIST TO SPEAK WITH THEM, THEIR PHONES WERE NOT IN SERVICE, SO NOW SHE IS HAVING THEM SIGN AN ACKNOWLEDGE CERTIFICATE WHICH STATES THAT WHEN A LICENSE IS AVAILABLE SHE WILL CONTACT THEM AT THE ADDRESS AND PHONE NUMBER THAT WAS PROVIDED BUT, IT IS THEIR RESPONSIBILITY TO CONTACT THE CITY CLERK'S OFFICE WITH ANY TELEPHONE NUMBER OR ADDRESS CHANGES WHILE THEY ARE ON THE WAITING LIST.

THE PERSON WHO WAS APPROVED TONIGHT FOR HIS CLASS II AND THE OTHER 2 THAT ARE IN SITE PLAN ARE FROM ABOUT 2008, SO THE WAITING LIST IS ABOUT 5 YEARS.

COUNCILOR COSTA-HANLON CLARIFIED THAT THEY START WITH AN APPLICATION FROM THE CITY CLERK, THEN BEFORE THE CITY CLERK CONTINUES PROCESSING IT THEY HAVE TO GET SITE PLAN APPROVAL. THE CITY CLERK CLARIFIED THAT WHEN A LICENSE BECOMES AVAILABLE, THAT IS WHEN THEY HAVE THE PERSON COME IN AND FILL OUT AN APPLICATION AND THEN IT IS FORWARDED TO THE COMMITTEE ON POLICE AND LICENSE, SO IT SITS FOR A WHILE AS THEY ARE DOING THEIR SITE PLAN.

THE CHAIRMAN ASKED THE CHIEF, WHEN HIS OFFICE GETS THE APPLICATION, HE DOES HIS APPROVAL BASICALLY IN ACCORDANCE WITH THE REGISTRY OF MOTOR VEHICLE REGULATIONS, SO THEY DO A BACKGROUND CHECK AND ALSO AS PART OF THE MOTOR VEHICLE REGISTRATION ISSUE THEY LOOK AT SIGNAGE, ENTRANCES, SPACE AND MAKE SURE IT CONFORMS WITH THE SITE PLAN REVIEW.

THE CITY CLERK NOTED THAT SOME OF THESE PEOPLE HAVE BEEN ON THE LIST FOR 5 YEARS, SO THEY MAY HAVE LOST THEIR LOCATION DURING THAT TIME. THEREFORE, YOU HAVE TO GIVE THEM TIME TO FIND A LOCATION ALSO.

COUNCILOR COSTA-HANLON STATED THAT BY THE CITY CLERK REFERRING IT TO THE COUNCIL, IT BASICALLY INSURES THEM A SPOT IN ONE OF THE 50 LICENSES, BUT THEY STILL HAVE TO GO THROUGH EVERYTHING AND BE APPROVED BY THE POLICE DEPARTMENT.

COUNCILOR CLEARY STATED THAT REGARDING THE OLD LIST, HE NOTICED THAT THE FIRST 13 PEOPLE EITHER DID NOT RESPOND OR DECLINED INTEREST, SO THOSE NAMES HAVE BEEN TAKEN OFF THE LIST. THEN YOU LOOK AT THE NEW LIST AND NO. 2 ON THE LIST STATES NO RETURN CALL.

THE CITY CLERK STATED THAT WHAT SHE WANTED TO DO IS SHOW THE COMMITTEE THAT THAT IS THE FIRST PERSON ON THE LIST THAT WANTED A LICENSE, ONE OF THE 3. COUNCILOR CLEARY NOTED THAT THE SECOND PERSON ON THE NEW LIST IS THE ONE HE IS SPEAKING ABOUT, AND IF YOU USE THE SAME

PAGE SIX

MAY 7, 2013

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

RATIONAL AS USED FOR THE FIRST 13, HE SHOULD COME OFF THE LIST. THE CITY CLERK STATED THAT HE WILL COME OFF AS SOON AS SHE GETS THE TWO PEOPLE THAT ARE IN THE SITE PLAN PROCESS APPROVED, BUT SHE WANTED TO SHOW THE COMMITTEE HOW THE PROCESS WORKS.

COUNCILOR CLEARLY STATED THAT WHILE THE LIST IS BEING PURGED HE WOULD THINK THAT SOMEBODY SHOULD CALL NOS. 7-32, CALL THESE PEOPLE AND PURGE THE LIST AT THE SAME TIME, AND HAVE ONE MAIN LIST, SO THAT THERE IS ONE GOOD WORKING LIST.

THE CITY CLERK SAID THEY USUALLY CALL THE PEOPLE ON THE LIST WHEN A LICENSE IS AVAILABLE. COUNCILOR CLEARLY SAID WHILE THE CITY CLERK IS PURGING THE LIST AND GETTING IT UP TO DATE, IT MIGHT BE A GOOD TIME TO DO THIS, EXCEPT FOR THE ONES THAT CAME IN 2012 AND 2013. HE IS SUGGESTING THAT THEY FINISH PURGING THE LIST, ESPECIALLY THOSE INDIVIDUALS WHO HAVE BEEN ON THE LIST FOR 5 YEARS.

COUNCILOR COSTA-HANLON ASKED IF IT WOULD BE EASIER FOR THE POLICE DEPARTMENT, IF WHEN THE APPLICATION COMES IN, INSTEAD OF REFERRING IT TO THE POLICE DEPARTMENT IMMEDIATELY, IT BE REFERRED TO ZONING AND PLANNING TO MAKE SURE THAT THERE IS A SITE.

THE CITY CLERK STATED THAT AS SOON AS A LICENSE IS READY, SHE SENDS THEM RIGHT TO ZONING AND PLANNING, BEFORE THEIR APPLICATION IS EVEN CONSIDERED BY THE COUNCIL, TO MAKE SURE THAT THEIR LOCATION IS GOOD.

COUNCILOR COSTA-HANLON STATED THAT THE POLICE DEPARTMENT'S FRUSTRATION IS THAT THEY GET THESE APPLICATIONS IN, THEN THEY ARE WAITING AND WAITING, MAYBE DETECTIVE SMITH DOES SOME WORK ON IT, AND, HE IS STILL WAITING AND DOESN'T UNDERSTAND WHAT IS GOING ON, WHY IS IT TAKING SO LONG. MAYBE IT SHOULD BE CONSIDERED TO SEND IT TO PLANNING AND ZONING AND THEN PLANNING AND ZONING HAS TO NOTIFY EITHER DETECTIVE SMITH OR THE CLERK BEFORE THE POLICE DEPARTMENT STARTS DOING THEIR WORK ON THE APPLICATION.

THE CHIEF STATED THAT ONE OF THEIR CONCERNS IS THAT THEY ARE GETTING APPLICATIONS, AND THERE IS A LIST WHICH THEY HAVE NEVER REALLY SEEN, AND THEY ARE TOLD IT IS A LENGTHY LIST. COUNCILOR COSTA-HANLON STATED THAT SHE IS NOT SURE WHY THE CHIEF WOULD NEED THE LIST BASED ON WHERE HE IS IN THE PROCESS. NOTHING SHOULD COME TO THE POLICE DEPARTMENT UNTIL THE LICENSE IS READY TO GO.

THE CHIEF ALSO ASKED IF WAITING LISTS ARE AUTHORIZED, CAN WE HAVE A WAITING LIST, AND UNDER WHAT AUTHORITY DO WE MAINTAIN LISTS.

THESE ISSUES ARE TO BE REFERRED TO THE CITY SOLICITOR'S OFFICE.

THE CITY CLERK SAID THERE HAVE BEEN WAITING LISTS FOR THE YEARS SHE HAS BEEN HERE. THERE ARE WAITING LISTS FOR LIQUOR LICENSES, AND THERE HAVE ALWAYS BEEN WAITING LISTS.

THE CHIEF SAID HE DID NOT THINK THERE WAS A WAITING LIST FOR LIQUOR LICENSES AS THEY WOULD NOT BE ABLE TO TRANSFER A LICENSE AS IT WOULD HAVE TO BE OFFERED TO THE FIRST PERSON IN LINE. IT WAS FURTHER NOTED THAT A LICENSE DOESN'T BELONG TO THE INDIVIDUAL, IT BELONGS TO THE MUNICIPALITY. THE CHIEF FURTHER STATED THAT RAISES THE QUESTION, WE HAVE A WAITING LIST OVER HERE AND THEN ALL OF A SUDDEN SOMEONE GETS OFFERED SOME MONEY TO SELL THEIR BUSINESS, AND THE LICENSE IS JUST TRANSFERRED, SO THE PERSON ON THE LIST FOR 5 YEARS BASICALLY GETS SHAFTED IN THE PROCESS. THERE IS A NEED FOR A STRATGY MOVING FORWARD.

COUNCILOR CARR ASKED IF A TRANSFER OF A CLASS II COMES BEFORE THE COUNCIL, CAN THE COUNCIL VOTE TO NOT TRANSFER. SHE FEELS THAT THEY NEED TO TAKE THE LIST INTO CONSIDERATION WHEN VOTING ON THESE.

IT WAS NOTED THAT SOME COMMUNITIES WON'T ALLOW THE TRANSFER OF LIQUOR LICENSES AND CLASS II LICENSES.

PAGE SEVEN

MAY 7, 2013

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

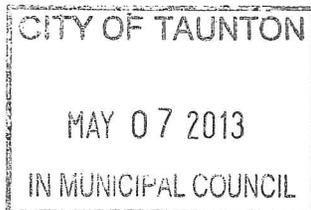
A REQUEST OF JAMIE PERRY FOR BRITTANY'S RIDE 2013 HAD BEEN RECEIVED BY THE COUNCIL AND REFERRED TO THIS COMMITTEE. THIS IS TO BE HELD ON SUNDAY, JUNE 2, 2013. THE COUNCIL HAD REQUESTED A COPY OF THE ROUTE WHICH WAS PROVIDED. THE CHIEF STATED THAT THERE SHOULDN'T BE AN ISSUE AS THEY HAVE DONE THIS EVERY YEAR.

MOTION: MOVE APPROVAL SUBJECT TO CHIEF WALSH'S COORDINATION AND ANY RECOMMENDATIONS HE MIGHT HAVE. ALL SIGNAGE TO BE REMOVED IMMEDIATELY IN A REASONABLE TIME AT THE COMPLETION OF THE EVENT. SO VOTED.

THE CHIEF STATED THAT THE COUNCIL HAD ASKED ABOUT A POSSIBLE PIT BULL ORDINANCE FOR THE CITY. THE CHIEF INFORMED THE COMMITTEE THAT STATE STATUTE PROHIBITS THIS, SO IT CANNOT BE DONE. YOU CANNOT HAVE BREED SPECIFIC REGULATIONS.

COUNCILOR BARBOUR STATED THAT HE HAD LEARNED FROM THE ANIMAL CONTROL OFFICER TODAY THAT EVERY UNIT CAN HAVE UP TO 3 DOGS, SO FOR INSTANCE, A THREE FAMILY HOME COULD POTENTIALLY HAVE 9 DOGS IN THE BUILDING. HE FEELS THAT THIS IS EXCESSIVE AND HE WILL BE BRINGING THIS UP TO DISCUSS AT A LATER TIME.

MEETING ADJOURNED AT 6:43 P.M.



RESPECTFULLY SUBMITTED,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

CITY CLERK



CITY OF TAUNTON

ORDER #21
FY 2013
May 7, 2013

In Municipal Council 20.....

Ordered, That

THE SUM OF FIFTEEN

THOUSAND DOLLARS AND NO CENTS (\$15,000.00) BE AND HEREBY IS TRANSFERRED
FROM DEPARTMENT OF PUBLIC WORKS ACCOUNT NO. 1-422-202-5213 – STREET –
OIL & HEAT

TO: DEPARTMENT OF PUBLIC WORKS ACCOUNT NO. 1-422-201-5109 – STREET –
OTHER EMPLOYEES

..... *Clerk.*