



*City of Taunton
Municipal Council Meeting Minutes*

*Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, July 7, 2015 at 7:35 O'clock P.M.*

Regular Meeting

Mayor Thomas C. Hoye, Jr. presiding

A moment of silence was held for Alfred Cornaglia, the father of Fred Cornaglia, who passed away.

Prayer was offered by the Mayor

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

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

Communications from City Officers:

Com. from the Chairman, Taunton Planning Board submitting modifications of Site Plan Review for property located at Pioneer Way, Charles Colton Road and Dever Drive. Modifications include smaller building footprint (680,305 sq.ft.) moving the loading and parking areas away from the wetland resources, and a shift of the building 80 feet to the east, minor parking layout changes and driveway changes are also associated with this plan, submitted by Martignetti Companies. The next scheduled meeting for this petition will be on Tuesday, July 21, 2015 at 9:00am in the Taunton Planning Board Office, 15 Summer St., Annex Bldg., at which time the application shall be reviewed by the DIRB and again on Thursday, August 6, 2015 at 5:30pm at Chester R Martin Municipal Council Chambers, 141 Oak St., Taunton, MA at which time this petition will be reviewed by the Planning Board. **Motion was made to receive and place on file. So Voted.**

Com. from CityTreasurer/Collector requesting disposal of the NCR iTran 3000T equipment. **Motion was made to approve. So Voted.**

Com. from Executive Director, Board of Health submitting a response on the balances in her revolving accounts as of June 25, 2015. She states the following are the balances: Septic Engineering/Consulting: \$53,016.53, Asbestos Permitting: \$12,200.00, and Flu Clinic/Nursing Supplies: \$1,810.69. **Motion was made to receive and place on file. So Voted.**

Com. from Administrator, Taunton Nursing Home submitting response to legal fees, capital grants and operating cash. Councilor Croteau stated that in looking at the submitted memo, his initial request was for two numbers. One would reflect the amount of competitive grants received by the nursing home over a year or a couple of years prior.

The grants have been competitive grants that may be received after. He stated that what was received are grants that they are applying for. He would prefer to see what has been received. He would like to know how much the consultants cost on an annual basis and how much we receive in return. He stated that he will call Mr. Brennan. Councilor Marshall stated that there is a one page answer on page 11 giving different grants that have been received which are probably the numbers that Councilor Croteau is looking for. Councilor Croteau stated that he would like to have it differentiated as to whether some are allocated grants or competitive grants. He stated that he is looking for competitive grants. **Councilor Costa-Hanlon motioned to refer this to the meeting with the Director of the nursing home in a couple of weeks and as part of the original meeting scheduled there will be an Executive Session and perhaps that can be discussed at the same time with the permission of the Council President. Councilor Cleary motioned to receive and place on file. So Voted.** Councilor Borges stated that she had the Clerk of Committees call Mr. Brennan today to notify him that the Executive Session is happening during the Committee on the Whole meeting at 6pm. Councilor Borges stated that she could have the Clerk of Committees call him to get the differentiation between the allocated and competitive grants if Councilor Croteau would like. Councilor Croteau stated that it would help but he will also call him.

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 Quinn stated that the situation of the sidewalk on Bay Street near Morey's Bridge has come up a few times. She stated that she brought it up several weeks ago and it came up again when the ADA Commission was here. There was a bad car accident coming out of Lakeview Avenue at the guardrail that is in the same area. She stated that there is a lot of debris including a car bumper that was left there. She is not sure who is responsible to clean up after an accident. **Councilor Quinn motioned to refer to the Police Department and the DPW for cleanup or clarification. Councilor Croteau motioned to find out who the tow operator was on these specific complaints. So Voted.** Mayor Hoye stated that he believes that it is supposed to be the tow company and has gotten other complaints about that and that meeting is coming up very shortly.

New Business:

Council President Borges stated that she received a call this evening from someone who lives on Park Street who is concerned about some of the homelessness, drug use and syringes that are all over the beginning of the street. **Motion was made to refer to the Police Chief to have someone go out and take a look at what is happening there. So Voted.** She stated that they told her that they had contacted the Police Department and were told that they should get in touch with a Councilor.

Council President Borges stated she received a call saying that there is a used car sales place and a tarot card reading operation going on at 1569 Bay Street and they don't have

a license to operate that. **Motion was made to refer to the Committee on Police and License and Dennis Smith to look into that. So Voted.**

Councilor Carr stated that she has two communications from Richard Conti requesting the purchase of parcels of land that abut his property. One is located on Lakeview Avenue and the other is on Lakeview Place. **Motion was made to refer to the Committee on Public Property. So Voted.**

Councilor McCaul stated that Grampy's has been fenced off and he doesn't have any idea what is going on over there or who to direct it to. He has received a few phone calls saying that it has been there and they do not know what is going on. Mayor Hoye stated that Atty. deAbreu was working the tank removal this winter. It started snowing and that was kind of the end of the operation. Mayor Hoye has been told that the gentleman that owns it is trying to sell and has not been successful. He stated that right now it is a vacant property, the tanks are fenced off and there is still a hole there. There is a dumpster and maybe a charitable recycling bin which should be attacked from an ordinance prospective at some point. The City Solicitor suggested who this matter should be referred to. **Motion was made to refer the trash violation to the Board of Health, the Zoning Enforcement Officer and the tanks to the Fire Department. So Voted.**

Councilor McCaul stated that he received a message that a resident is requesting a speed limit sign on 122 Washington Street to St. Mary's Square. Motion was made to refer to the Public Safety Officer and the Committee on Police and License. So Voted.

Councilor Pottier asked if there is still a fire watch at Whittenton Mills. Mayor Hoye stated that there is and there has been a change in the condition of the ownership which the City Solicitor can elaborate on. The City Solicitor stated that the property is owned by Jefferson Development. From 2009 to 2011, the City racked up quite the substantial bill for Fire details and the City has a lien on the property and is still fighting about that. The property owner filed for bankruptcy protection in the middle of that and when that happens, the property gets placed in the control of a trustee appointed by the Bankruptcy Court. The City reached an agreement with the Bankruptcy trustee that it would essentially take off the fire watch if the trustee agreed to put a private security detail to watch the property at a lower cost on the dime of the trustee. He stated that the trustee did that and while the case was pending in Bankruptcy for quite some time, numerous attempts to sell the property were made and it has not sold. The Bankruptcy trustee asked the court to allow the real estate be abandoned from the bankruptcy estate and the court allowed that motion. What that means is that the property is no longer in the hands of the trustee and it goes back into the control of Jefferson Development and the first lender of record. He stated that those two parties are fighting again and once the trustee relinquished control of the property, they were not going to pay for the private security detail anymore. Now the Fire Chief has determined that public safety requires some sort of watch to be done until the necessary repairs are made to the fire suppression system. The City has been reaching out to the property owner and the first lender to inform them that this administration is going to handle the legal situations differently than how it had been handled in 2009, 2010 and 2011. He thinks that it is likely that either Jefferson Development or the first mortgage holder of the property is going to agree to put the

security detail back on there or the City will be filing suit against Jefferson Development to seek injunctive relief against them to compel them to make the necessary repairs to the fire suppression system. Councilor Pottier stated that it doesn't sound like it will sell anytime soon or a judgement will be made in the Courts. The City Solicitor stated that he hasn't seen any formal estimates on what the repairs to the fire suppression system will cost and in his informal discussions with the fire prevention office, they think that it would have been far cheaper for the property owner to fix the fire suppression system. He stated that they will either pay at the sale or the City will have to decide if it wants to move forward aggressively or not with the Tax Title Foreclosure process. That is where the City will ask the Land Court to award the City ownership of the property because they haven't paid what was owed. Councilor Cleary asked if Jefferson Development is receiving fees from the cell towers. The City Solicitor stated that he was informed by the other attorneys that were involved in the case that we may be surprised on how the money from the cell tower company to the land owner was handled. He stated that he was informed that what is likely to have occurred is that the land owner got all of the money up front. He cannot confirm that because he has not seen the documentation on it. Councilor Croteau asked what the status is on the property tax. The City Solicitor stated that the property tax combined with the fire watches is in the hundreds of thousands of dollars. Councilor Croteau asked if there is a very good possibility that the City will own that property. The City Solicitor stated that it is one of the possibilities.

Councilor Pottier motioned that the Police Chief and the Fire Chief provide to the chairs of their respective Committees, the open details from fire watches and detail expenses that are outstanding as of June 30, 2015. So Voted. Councilor Costa-Hanlon stated that the Police Chief has already reported back to the Committee on Police and License.

Councilor Croteau stated that during the meeting that was held last Tuesday relative to the concerns of the public on Harrison Street, it was said that the presence of cameras would make them feel better. **Motion was made directing the installation of cameras in the cemetery on Harrison Street. Also, whoever is going to be responsible to design the camera system, present it to the Council in two weeks and a plan to implement it in four week. So Voted. Communication was sent to the Commissioner of Parks, Cemeteries and Public Grounds and the Police Department.**

Councilor Costa-Hanlon motioned to refer to the Safety Officer and the DPW the "No Parking" signs on Monroe Street. So Voted.

Councilor Costa-Hanlon motioned that all of the neighborhood watch meeting minutes or reports are presented to the Mayor's Office to be put on the City's website or the Taunton Police Department's website if the Police Chief approves it so that people can see some of the concerns and what is happening so that we can all be vigilante when we drive through neighborhoods where we do not live. So Voted. Councilor Costa-Hanlon stated that Jenn Bastille does the minutes for the meetings.

Councilor Marshall motioned to refer Middleboro Avenue from the intersection of Pine Hill and Caswell to Richmond's pond for the DPW to fill potholes and send the street sweeper out by Friday as the Holy Ghost Society's procession will be held on Sunday. Also, that the City Clerk call the DPW on Wednesday morning to let them know that the motion should be completed by end of business on Friday. So Voted. *(The Assistant City Clerk called and spoke with Elaina at the DPW on Wednesday morning)*

Councilor Cleary stated that the City Solicitor mentioned that the private company had hired their own private watch personnel at a much lower rate. He doesn't know if the City can hire private individuals. He is not looking to cost people overtime but on the other hand we have to look out for the dollars that we are spending. He asked if there is a better way to deal with the situation. Councilor Carr asked what the City is paying per day for the fire watch. She stated that the approximate overtime rate for the Fire Department is \$45 per hour which would make it approximately \$1,000.00 per day. She asked what account in the budget it gets charged to. Mayor Hoye stated that the Fire Chief has a specific account and we are hoping for the reimbursement on it. He stated that we are being stuck by Jefferson Development with a huge fee. The City Solicitor stated that we are going to aggressively pursue this and get reimbursed to the fullest extent possible. He stated that there is an excellent chance at being reimbursed. He stated that he does not know if the Fire Chief has the ability to put a private detail on someone else's property but he will look into it. Councilor Carr stated that MGL gives the Chief the right to put on a fire watch. She thinks that we need to look at whatever way it can be done with the least expensive way for the taxpayers. She stated that Jefferson Development had paid a large amount of money a while back and doesn't think anything has been paid again and doesn't feel like the City will ever see anything more from him. She thinks what the City spends will be hard to recoup. Mayor Hoye stated that there was a bit of interest in the property. The City Solicitor stated that an offer of well over \$1M was made which would be more than enough to pay the City every dollar that has been owed on it. The Court did not allow the sale to go through because the lender objected to it. Councilor Costa-Hanlon stated that she appreciates what both of her fellow Councilors are saying. She stated that there is a difference between a private entity being on private property. She stated that our Fire Department is doing something totally different; they are looking out for a massive fire that could negatively affect that whole area. They are protecting the public's safety. She thinks that the only people that we should be looking to in our City to protect us are professional fire fighters. She stated that because Jefferson Development does not have the proper fire suppression equipment, our Fire Department is making sure that if there is a spark that they can get there soon enough. She wants only our Fire Department doing the watch because it makes the most sense from a liability standpoint. She is concerned about public safety. She stated that she agrees with the City Solicitor, she thinks that his office is taking a very different approach with this. She thinks that the bankruptcy gave the City a lot of information that they didn't have in the past. She is confident that the City will get paid at some point. She is not willing to look into a private entity when we can have our professional fire fighters doing it. **Councilor Cleary made a motion to refer to the City Solicitor for cost comparison to see if we can provide the same service as cheap as we can. So**

Voted. Councilors Croteau, Pottier and Costa-Hanlon voting in opposition. Motion carries.

Council President Borges stated that there has been a recent retirement on the Police Department and she wanted to call for a list. She wasn't sure of the motion that Councilor Costa-Hanlon made as far as a Spanish speaking officer. Councilor Costa-Hanlon stated that she made the motion for 3 new hires to be referred to the Committee on Police and License and if there is another one they can do 4. She thinks that Lt. Casey's retirement was included in the three but she will speak to the Committee.

Council President Borges motioned to refer charitable bins to the Committee on Ordinances and Enrolled Bills for discussion. So Voted.

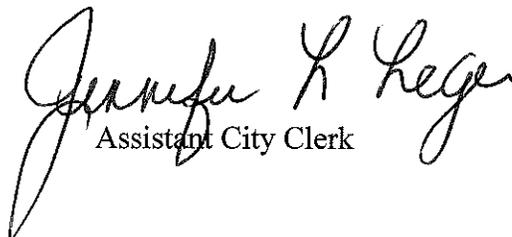
Councilor Marshall motioned to get an opinion from the City Solicitor, Fire Chief and/or the Building Commissioner as to our ability under statute or local ordinances to deem the building unsafe and have its tenants vacate until the safety issues are rectified. So Voted. He stated that the Building Commissioner has great authority but does not know if he does in this case. He understands that it may not stop the fire watch but part of it is public safety. He is not sure if the fire watch is issued because of the inhabitants of the building or because of the proximity to the rest of the neighborhood. Mayor Hoyer stated that is it. Councilor Marshall stated that the City may be able to put some pressure on Jefferson Development if the tenants can be removed.

Councilor McCaul motioned to refer to the DPW to have the flail mower to trim the overgrowth on 64 Woodlawn Street. Councilor Pottier motioned to include Stevens Street by the railroad tracks across from the cemetery. So Voted.

Meeting adjourned at 8:20 P.M.

A true copy:

Attest:


Assistant City Clerk

JLL/SJS

CITY OF TAUNTON
MUNICIPAL COUNCIL
JULY 7, 2015

THE COMMITTEE ON FINANCE AND SALARIES

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

MEETING CALLED TO ORDER AT 5:56 P.M.

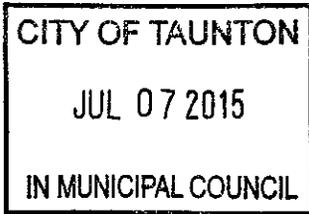
1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS

MOTION: MOVE APPROVAL OF THE PAYROLLS IN ABSENTIA. SO VOTED.

MOTION: MOVE APPROVAL OF THE VOUCHERS FOR THE WEEK. SO VOTED.

MEETING ADJOURNED AT 5:57 P.M.

RESPECTFULLY SUBMITTED,



A handwritten signature in cursive script, appearing to read "Colleen M. Ellis".

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

A handwritten signature in cursive script, appearing to read "Jennifer K. Keller".
ASSISTANT CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
JULY 7, 2015

THE COMMITTEE ON PUBLIC PROPERTY

PRESENT WERE: COUNCILOR DEBORAH CARR, CHAIRMAN AND COUNCILORS QUINN, MARSHALL, POTTIER AND BORGES. ALSO PRESENT WAS BUILDING COMMISSIONER WAYNE WALKDEN

MEETING CALLED TO ORDER AT 6:09 P.M.

1. MEET FOR AN UPDATE ON THE TAUNTON HIGH SCHOOL STADIUM PROJECT

MR. WALKDEN PROVIDED A HANDOUT REGARDING THE THS STADIUM RENOVATION PROJECT. IT OUTLINED THAT THE BUDGET FOR THE STADIUM IS \$2.1 MILLION. THE ORIGINAL CONTRACT PRICE FOR DESIGN PARTNERSHIP IS \$138,570 AND THE GENERAL CONTRACTOR'S CONTRACT PRICE WAS \$1,823,800.00. THERE WAS A CHANGE ORDER IN THE AMOUNT OF \$10,000 TO THE DESIGN PARTNERSHIP CONTRACT TO PERFORM WORK THAT IS PART OF THE CITY'S SCOPE OF WORK. THIS HAS BEEN ADDED TO THEIR ORIGINAL CONTRACT PRICE BUT TAKEN OUT OF CONTINGENCY LEAVING A CURRENT BALANCE IN THE OWNER'S CONTINGENCY OF \$127,630.00. MR. WALKDEN ALSO NOTED THAT TO DATE 34% OF THE DESIGN PARTNERSHIP CONTRACT, OR \$49,717 HAS NOT BEEN PAID TO DATE AND 89% OF THE GENERAL CONTRACTOR CONTRACT, OR \$1,622,660 HAS NOT BEEN PAID TO DATE. THERE WILL BE SOME ADDITIONAL CONTINGENCIES WHICH INCLUDE THE TMLP WORK AND SOME 3RD PARTY TESTING.

MR. WALKDEN SAID THAT THE WORK CONTINUES THIS WEEK TO COMPLETE THE TOILET ROOM UNDERGROUND PIPING FOR SEWER, WATER AND ELECTRICAL. CONTINGENT UPON INSPECTIONS, THEY WILL BE READY FOR PLACEMENT OF THE MODULAR BUILDING IN EARLY AUGUST. TO DATE 35 PRECAST FOOTINGS HAVE BEEN CONSTRUCTED OFF SITE FOR THE BLEACHERS AND THEIR PLACEMENT WILL BEGIN FRIDAY, JULY 10TH. THE ARCHITECT REPORTED THAT THEY HAVE RECEIVED STATE APPROVAL CERTIFICATES BY THE BOARD OF BUILDING REGULATIONS AND STANDARDS FOR THE PRE-MANUFACTURED MODULAR BUILDINGS.

MR. WALKDEN ALSO SAID THAT THERE HAS BEEN NO CHANGE TO THE SCHEDULE AS OF THIS DATE, ALTHOUGH A FIRM DELIVERY DATE FOR THE BLEACHERS HAS NOT BEEN CONFIRMED BY THE MANUFACTURER. THE ORIGINAL DATE FOR DELIVERY WAS JULY 6, 2015 AND THE GENERAL CONTRACTOR IS COMMUNICATING WITH THE MANUFACTURER ON A DAILY BASIS FOR THAT DATE. SUBSTANTIAL COMPLETION IS SET FOR AUGUST 15-19.

THE FOUNDATION AND FOOTINGS HAVE BEEN INSTALLED FOR SUPPORT OF THE REST ROOM BUILDING. A COLLAPSED PORTION OF AN EXISTING UNDERGROUND DRAIN PIPE HAS BEEN EXCAVATED AND REPAIRED ACCORDING TO MASS DEP REGULATIONS. AN ADDITIONAL SECTION OF PIPE WAS DISCOVERED TO HAVE BEEN DAMAGED BY PLACEMENT OF A BLEACHER FOOTING BACK IN 1975. THAT SECTION WILL ALSO NEED TO BE REPAIRED AND THE COST FOR THE WORK WILL BE COVERED UNDER CONGINGENCY. THEY DO NOT ANTICIPATE FURTHER ISSUES WITH THE EXISTING LINE AS IT HAS BEEN JETTED AND CLEARED OF DEBRIS. THE DEMOLITION AND ABATEMENT OF THE EXISTING BLEACHERS, TEAM ROOMS AND TOILET ROOMS WAS COMPLETED EARLY IN THE PROJECT, THE STATE AAB HAS APPROVED THE LIMITED ACCESS ELEVATOR, AND ENGINEERING AND DESIGN WORK APPEARS TO BE COMPLETE AND MANY 3RD PARTY INSPECTIONS HAVE BEEN MADE FOR SOIL, CONCRETE AND STEEL.

MR. WALKDEN SAID THAT CHANGE ORDERS HAVE BEEN KEPT TO A MINIMUM AS A SYSTEM IS BEING USED BY THE GENERAL CONTRACTOR TO RESOLVE MOST COST ISSUES WITHIN HIS CONTRACT. THIS IS NOT TO SAY THAT THERE WILL BE NO CO'S. THEIR GOAL IS TO KEEP THEM TO A MINIMUM AND NEGOTIATE ADDITIONAL COSTS TO KEEP THEM LOW AND TO MAXIMIZE CREDITS FOR WORK THAT MAY NOT BE NECESSARY TO OFFSET THE EXPENSES.

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THE COMMITTEE ON PUBLIC PROPERTY - CONTINUED

THE OUTSTANDING ISSUE, AS STATED ABOVE, IS THAT THEY ARE LOOKING FOR A NEW FIRM DATE FOR BLEACHER DELIVERY. AS STATED BY THE GENERAL CONTRACTOR, THE ORIGINAL DATE FOR DELIVERY WAS JULY 6TH. TWENTY ADDITIONAL DAYS HAVE BEEN ALLOWED BY CONTRACTOR FOR INSTALLATION WHICH WAS EXPECTED TO LEAVE SUFFICIENT TIME FOR FLOAT AND FINAL PAVING. IF 2 ADDITIONAL WEEKS ARE ADDED FOR LEAD TIME, THE TARGET DATE FOR COMPLETION STILL REMAINS AUGUST 19TH. IN ANY EVENT, THE GENERAL CONTRACTOR IS NOT READY TO RECEIVE THE BLEACHERS DUE TO THE UNFORSEEN ASBESTOS RELATED ISSUES WITH THE UNDERGROUND DRAIN PIPE. THE ASBESTOS CONTAINING PIPE MATERIAL COULD NOT BE REMOVED AND REPAIRED PRIOR TO MASS DEP APPROVAL. THIS TOOK MORE THEN 2 WEEKS TO GET DONE SO THE GENERAL CONTRACTOR IS NOT QUITE READY TO RECEIVE THE BLEACHERS ANYWAY.

COUNCILOR QUINN QUESTIONED THE \$10,000 CHANGE ORDER AND ASKED IF THIS WAS CITY WORK NOW BEING COVERED BY SOMEONE ELSE.

MR. WALKDEN SAID THAT THERE WERE SOFT COSTS THAT WERE ESTIMATED TO BE PART OF THE PROJECT THAT THE CITY WOULD DIRECTLY PAY FOR USING CONTRACTORS THAT WE COULD LOCATE OR PUTTING ITEMS OUT TO BID. IN THIS CASE THERE WAS AN OPPORTUNITY TO USE AN OUTSIDE FIRM TO DO TESTING THROUGH THE ARCHITECT, AND THIS MADE IT LESS TIME CONSUMING TO GET IT DONE. IT IS A COST THE CITY STILL WOULD HAVE HAD TO PAY.

MR. WALKDEN FURTHER SAID THAT THEY ARE ON BUDGET AND THE GOAL IS TO MAINTAIN THIS. COUNCILOR BORGES ASKED WHAT THE COST OF THE PIPE REPAIR THAT WAS DAMAGED IN 1975 WAS GOING TO BE, AND ALSO REGARDING THE 3RD PARTY TESTING. THIS WAS THE FIRST TIME SHE HAD HEARD THIS AND ASKED MR. WALKDEN TO EXPAND ON THIS.

MR. WALKDEN SAID THESE ARE TESTS REQUIRED BY THE BUILDING INSPECTORS, THE BUILDING DEPARTMENT AND BUILDING CODE. YOU NEED TO MAKE SURE THAT THERE IS NOT TOO MUCH WATER IN THE CONCRETE, HAVE THE RIGHT COMPRESSOR STRENGTH ETC. THIS IS A GOOD THING TO HAVE DONE. THEY ALSO CHECK THE STRENGTH OF THE STEEL, THE POSITION OF THE REBAR WITHIN CONCRETE STRUCTURES TO MAKE SURE THEY ARE PLACED CORRECTLY. SOIL TESTING IS ALSO DONE TO DETERMINE IF THE SOIL HAS THE ABILITY TO RESIST THE DOWNWARD FORCES OF THE WEIGHT OF THE BUILDING. AT THE SAME TIME YOU DON'T WANT FROST TO RAISE THE STRUCTURES UP IN THE WINTER TIME. THESE WERE ALL PART OF THE SOFT COSTS THAT THEY KNEW WOULD BE INCURRED. THE COST TO REPAIR THE ASBESTOS PIPE IS GOING TO BE AROUND \$1,500.00.

COUNCILOR MARSHALL CONFIRMED THAT THERE IS \$127,000 LEFT IN CONTINGENCY. COUNCILOR MARSHALL ASKED FOR THE REGISTER FOR THE CONTINGENGIES, WHETHER IT IS USED FOR CHANGE ORDERS, ETC. FROM THIS DATE GOING FORWARD, WHEREVER THIS MONEY IS BEING SPENT. COUNCILOR MARSHALL ASKED IF THERE WAS ANYTHING IN THE CONTRACT FOR PERFORMANCE ISSUES FOR THE CONTRACTOR, MEETING A CERTAIN DEADLINE DATE, AND IF AFTER A CERTAIN DATE THE CONTRACTOR WOULD PAY A FINE. MR. WALKDEN SAID THAT HE DOES NOT THINK THERE IS. COUNCILOR MARSHALL ALSO ASKED IF THERE WERE ANY OTHER ISSUES, WHILE THE STADIUM IS BEING BUILT, THAT ARE GOING TO STOP US FROM GETTING THE FINAL CERTIFICATE OF OCCUPANCY. MR. WALKDEN SAID HE DOES NOT BELIEVE THERE ARE ANY ISSUES RIGHT NOW THAT HE CAN FORESEE. COUNCILOR POTTIER MADE THE FOLLOWING MOTION:

MOTION: THAT THE HANDOUT PROVIDED BY MR. WALKDEN BE MADE PART OF THE RECORD. SO VOTED.

COUNCILOR CARR ASKED ABOUT THE BLEACHER ISSUE AND WHAT THE EXCUSE WAS THAT THE MANUFACTURER GAVE FOR THEM NOT BEING READY.

MR. WALKDEN SAID THAT THE BLEACHERS WERE ORIGINALLY DESIGNED A FEW MONTHS AGO AND THAT EVENTUALLY WHEN THE CONTRACT WAS AWARDED THAT PARTICULAR DESIGN WAS SUBMITTED TO THE

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THE COMMITTEE ON PUBLIC PROPERTY - CONTINUED

MANUFACTURER. HE PROVIDED A PRICE AND TIMELINE TO CONSTRUCT THOSE TO THE GENERAL CONTRACTOR. AT SOME POINT IN TIME, LATER IN THIS PROCESS, AS EXCAVATION BEGAN, THEY WERE FINALLY ABLE TO LOCATE THE ASBESTOS PIPE AND DETERMINE ITS EXACT DISTANCE FROM THE PAVED WALKWAY ON THE SIDE OF THE CHAINLINK FENCE WHERE THE TRACK IS. IT WAS DETERMINED THAT THE CONCRETE FOOTINGS AT THAT POINT COULD BE SAFELY INSTALLED WITHIN A FEW INCHES OF THE PIPE, SO AS NOT TO DISTURB THE PIPE. AT THE SAME TIME THERE WAS AN ISSUE INVOLVING THE TRAVEL DISTANCE IN FRONT OF A WHEELCHAIR. THERE IS A MATHEMATICAL FORMULA THAT THE ARCHITECTURAL ACCESS BOARD USES TO DETERMINE THE DISTANCE FROM THE BACK OF THAT COMPARTMENT TO THE FRONT SPACE. IT SHOULD BE 8 FEET, BUT THE DESIGN CALLED FOR LESS THEN 8 FEET. BECAUSE OF AN INTERPRETATION ISSUE WITH THE AAB, THE ARCHITECT PUT IN, ALONG WITH OUR INSPECTORS, THEY WERE NOT SURE WHAT THAT DISTANCE SHOULD ACTUALLY BE - WHETHER YOU COULD OVERLAP THE WHEELCHAIR SPACE GOING INTO THE TRAVEL SPACE. THE AAB DETERMINED THAT IT HAS TO BE A FIXED UNIT OF INCHES AT THE MINIMUM, AND THIS WAS NOT QUITE WHAT IT NEEDED TO BE. SO IT MEANT THAT THE BLEACHERS WERE GOING TO NEED TO BE EXPANDED OUT. IT WAS A REVISION TO THE DESIGN, SO THE MANUFACTURER OBVIOUSLY PUSHES BACK ON SOMETHING LIKE THAT AND HIS ARGUMENT IS HOW CAN YOU EXPECT HIM TO DELIVER THIS PRODUCT ON THAT PARTICULAR DATE, AND NOT GIVE HIM ANY LEEWAY. THE MANUFACTURER WANTS MORE MONEY BECAUSE THERE WILL BE MORE METAL, WHICH COULD BE ABOUT \$5,000.00. THE MANUFACTURER HAS NOT GIVEN A DEFINITE DATE, SO THE TIMELINE IS AT STAKE.

COUNCILOR CARR STATED THAT SHE DOES NOT FIND FAULT WITH THE MANUFACTURER SHE FINDS FAULT WITH THE ARCHITECT AS THEY SHOULD KNOW THE ADA REGULATIONS.

COUNCILOR CARR SAID THAT ON THE CHANGE ORDER, THE \$10,000, WAS NOT APPROVED BY THE COMMITTEE, AND THE ONE CHANGE ORDER THAT WAS APPROVED IS NOT ON THE HANDOUT. THE ONLY CHANGE SHE IS AWARE OF THAT WAS APPROVED WAS WHAT WAS CHOSEN FOR THE OUTSIDE OF THE BUILDING. SHE FURTHER SAID THAT IT WAS MAYBE \$15,000 FOR THE TYPE OF TILE FOR THE OUTSIDE OF THE PRESS BOX. MR. WALKDEN SAID IT WAS NOT INCLUDED IN THE HANDOUT. BUT SOMETHING LIKE THAT WOULD COME OUT OF CONTINGENCY. HE FURTHER SAID THAT YOU ARE NOT SEEING SOME OF THE EXPENSES THEY EXPECT TO INCUR IS BECAUSE THEY HAVE NOT INCURRED THEM YET.

COUNCILOR CARR SAID IF SOMETHING HAS BEEN APPROVED, SHE WOULD LIKE TO SEE IT ON THE LIST. SHE WILL ALSO SCHEDULE ANOTHER PUBLIC PROPERTY COMMITTEE MEETING AGAIN IN A COUPLE OF WEEKS FOR A FURTHER UPDATE.

COUNCILOR COSTA-HANLON ASKED IF THE POW MIA SEAT IS IN THE SPECS.

MR. WALKDEN SAID THAT THE ARCHITECT HAS NO DESIGN, ETC. FOR THIS BUT IT IS ON THE RADAR. THE ARCHITECT DOES NOT KNOW WHAT IS WANTED.

COUNCILOR COSTA-HANLON ALSO ASKED IF THERE HAS BEEN ANY INTERFACE WITH THE TAUNTON COMMISSION ON INDIVIDUALS WITH DISABILITIES - HOW HAS THE ARCHITECT AND THE GENERAL CONTRACTOR BEEN INTERFACING WITH THE ADA COMMISSION?

MR. WALKDEN SAID THAT DONNA DICORPO WAS OUT THERE AT ONE POINT TO SIT DOWN AND REVIEW PLANS WITH THE ARCHITECT AND THE GENERAL CONTRACTOR. THIS WAS DONE BEFORE ANY WORK WAS EVEN BEGUN. THE MEETING TOOK PLACE AT THE STADIUM. THERE WERE NO ISSUES RAISED AT THAT TIME. NOTHING FURTHER HAS BEEN DONE WITH THE ADA COMMISSION. HE IS NOT SURE HOW YOU WOULD ACTUALLY DO THAT BUT HE SUPPOSE PLANS COULD BE SUBMITTED TO THE ADA COMMISSION FOR A SECOND REVIEW.

MOTION: THAT ALL PLANS BE SHARED WITH THE TAUNTON COMMISSION ON INDIVIDUALS WITH DISABILITIES. SO VOTED.

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THE COMMITTEE ON PUBLIC PROPERTY - CONTINUED

COUNCILOR CLEARY SAID THAT HE HAS CONCERNS WITH THE BLEACHERS DELIVERY DATE AND THAT THEY WILL NOT CONFIRM TO A SET DATE.

MR. WALKDEN SAID THIS COULD POTENTIALLY BE A BIG PROBLEM. THE CONTRACTOR IS HOPING THE MANUFACTURER WILL EAT THE ADDITIONAL COSTS, BUT THEY ARE PUSHING BACK. HE FURTHER NOTED THAT THE ARCHITECTS DO NOT CERTIFY THAT THEIR PLANS ARE PERFECT.

COUNCILOR MCCAUL SAID THAT HE WANTS A DATE CERTAIN FOR DELIVERY OF THE BLEACHERS, AND IF THEY ARE NOT DELIVERED ON TIME FINES SHOULD BE ASSESSED.

COUNCILOR CARR NPOTED THAT THERE HAD BEEN A CHANGE BY THE ARCHITECT SO THE MANUFACTURER NEEDED MORE TIME.

MR. WALKDEN SAID THAT HE HAD HOPED TO HAVE A FIRM DELIVERY DATE TODAY, BUT IS HOPEFULL THAT HE WILL HAVE A DATE TOMORROW.

MOTION: TO ASK THE CITY SOLICITOR FOR AN OPINION WITHIN ONE WEEK, AS TO WHAT OPTIONS THE CITY HAS IF IN FACT THERE IS GOING TO BE A DELAY IN THE DELIVERY OF THE BLEACHERS. SO VOTED.

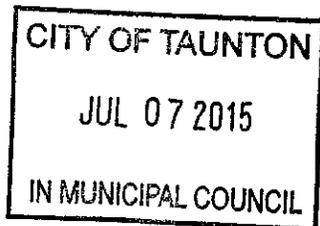
MOTION: THAT THE ARCHITECT AND THE GENERAL CONTRACTOR PROVIDE TO MR. WALKDEN WITH A DATE NO LATER THEN MONDAY, JULY 13TH FOR THE DELIVERY OF THE BLEACHERS. SO VOTED.

MEETING ADJOURNED AT 6:3 P.M.

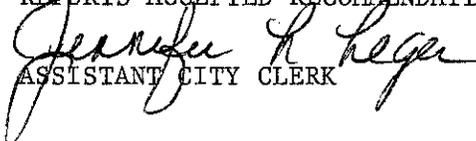
RESPECTFULLY SUBMITTED, ,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED RECOMMENDATIONS ADOPTED.



ASSISTANT CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
JULY 7, 2015

THE COMMITTEE OF THE COUNCIL AS A WHOLE

RESENT WERE: COUNCIL PRESIDENT ESTELE BORGES AND COUNCILORS CARR, QUINN, MCCAUL, POTTIER, CROTEAU, COSTA-HANLON, MARSHALL AND CLEARY. ALSO PRESENT WERE CITY SOLICITOR JASON BUFFINGTON, ASSISTANT CITY SOLICITOR DANIEL DEABREU, TREASURER/COLLECTOR BARBARA AUGER, ACTING WATER DIVISION SUPERVISOR JOHN CHASE, LAKEVILLE TOWN ADMINISTRATOR RITA GARBITT, LAKEVILLE TOWN COUNSEL MARK RICH

MEETING CALLED TO ORDER AT 6:57 P.M.

1. MEET WITH RITA GARBITT, LAKEVILLE TOWN ADMINISTRATOR AND MEMBERS OF THE BOARD OF SELECTMEN TO DISCUSS SALE OF WATER TOWER AND PUMP STATION TO THE CITY OF TAUNTON

MR. CHASE SAID THAT THEY ARE HERE WITH THE TOWN OF LAKEVILLE TO PURCHASE A PUMP STATION AND WATER TANK. THIS WILL BE A BENEFICIAL PURCHASE FOR THE CITY. THERE ARE SOME LARGE PARCELS TO BE DEVELOPED. THEY WILL EASILY COVER THE COST OF THE DEBT THAT WILL INCUR FROM THE REMAINDER OF THE SRF LOAN. THE SRF LOAN THEY HAVE IS AN ARA LOAN, WHICH MEANS THERE IS PRINCIPAL FORGIVENESS SO THEY ARE ONLY PAYING BACK \$8.00 OUT OF \$10.00, A 20% REDUCTION. MR. CHASE SAID THAT THE BIGGEST BENEFIT HAS TO DO WITH THE WITHDRAWAL PERMIT. THEY ARE RIGHT, JUST BARELY, AT WHAT THEY CALL THE REGISTERED AMOUNT, WHICH IS WATER THEY CAN NEVER TAKE AWAY FROM US. THEY HAVE A PERMITTED AMOUNT OF \$1.8 MILLION GALLONS A DAY, AND IF WE DO NOT START TO SELL WATER TO PEOPLE THEY WILL START TAKING THIS AWAY FROM THE CITY. ASIDE FROM THAT, THEY HAVE A LARGE CUSTOMER – MCI BRIDGEWATER – AND THEY ALSO BENEFIT FROM THE ADDED WATER PRESSURE FROM THE TANK. THIS IS A PLUS FOR THE CITY AS FAR AS KEEPING THEM AS A CUSTOMER LONG TERM.

MRS. AUGER SAID THAT SHE HAS BEEN IN COMMUNICATION WITH THE MASS. CLEAN WATER TRUST AS WELL AS THE TOWN ADMINISTRATOR OF LAKEVILLE. WHAT SHE UNDERSTANDS IS THAT THE CITY WOULD BE RESPONSIBLE TO REIMBURSE THE TOWN OF LAKEVILLE FOR ALL OF FISCAL 2015 AND THE FIRST PAYMENT OF 2016. THEN THEY WOULD REWRITE THE LOAN, AND THAT REMAINING LOAN WOULD BE TRANSFERRED – THE BALANCE OF THE LOAN WOULD BE TRANSFERRED TO THE CITY OF TAUNTON. THE TOTAL AMOUNT THAT THE CITY WOULD PAY INCLUDING INTEREST WOULD BE APPROXIMATELY \$3,670,000.00, AND SHE HAS CONFIRMED THAT THEY WILL RECEIVE THE BENEFIT OF THE ARA MONEY, THAT IS TRANSFERABLE TO THE CITY, WHICH IS A HUGE BENEFIT. THE VALUE OF THAT IS APPROXIMATELY \$917,000.00. ESSENTIALLY EVERYTHING WOULD REMAIN THE SAME, THE INTEREST RATE WOULD BE 2%. SHE HAS BEEN WORKING WITH BOND COUNSEL TO FASHION A LOAN AUTHORIZATION THAT WOULD INCLUDE BOTH THE MONEY THAT WOULD NEED TO BE APPROPRIATED TO REIMBURSE THE TOWN OF LAKEVILLE AS WELL AS THE DEBT AUTHORIZATION TO HAVE THAT LOAN REWRITTEN.

COUNCILOR MARSHALL SAID THAT THIS HAS BEEN A VERY LONG ROAD TO GET HERE TONIGHT. IT IS A BENEFIT FOR THE TOWN OF LAKEVILLE AND THE CITY OF TAUNTON. IT MAKES SENSE TO DO THIS, IT WILL INCREASE PRESSURE IN THE EAST TAUNTON AREA, AND DEP IS PUSHING FOR REGIONALIZATION OF WATER ISSUES. THE FUNDS WILL COME OUT OF THE WATER ENTERPRISE ACCOUNT AND RATES WILL NOT INCREASE. IT IS A WIN FOR THE CITY AND THE CITY SHOULD MOVE FORWARD.

COUNCILOR POTTIER SAID THAT HE AGREES, AND UNDERSTANDS THAT THIS REQUIRES A HOME RULE PETITION, AND ASKED WHO WOULD FILE THE HOME RULE PETITION? WHO IS RESPONSIBLE FOR THAT?

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JULY 7, 2015

THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

MR. MARK RICH, TOWN COUNSEL FOR LAKEVILLE SAID THEY HAVE DRAFTED A FORM OF SPECIAL LEGISLATION, AND THE REASON FOR THIS SPECIAL LEGISLATION IS BECAUSE YOU HAVE ONE MUNICIPALITY ACQUIRING PROPERTY FROM ANOTHER. THE INTENT IS TO HAVE ONE PIECE OF SPECIAL LEGISLATION SUPPORTED BY BOTH COMMUNITIES. THEY HAVE BEEN WORKING WITH THE MAYOR'S OFFICE AND THE CITY SOLICITOR'S OFFICE TO DRAFT THIS AND THEY WOULD MAKE SURE AS THEY SUBMIT IT TO THE STATE LEGISLATURE, IT WOULD BE A JOINT UNDERTAKING. BUT IT IS BEING MANAGED WITH THE MAYOR'S OFFICE. THEIR INTENT IS TO GET THIS FILED AS SOON AS POSSIBLE, AND SHOULD THINGS GO WELL TONIGHT THEY WOULD ANTICIPATE THAT IT WOULD BE FILED FORTHWITH. ON THE TOWN SIDE, THEY HAVE ALREADY REACHED OUT TO AREA LEGISLATORS.

COUNCILOR CROTEAU NOTED THAT A MOTION NEEDS TO BE MADE BY THE COMMITTEE TO BE APPROVED IN FULL COUNCIL.

COUNCILOR CROTEAU MADE THE FOLLOWING MOTION:

MOTION: TO AUTHORIZE THE MAYOR AND CITY SOLICITOR TO SUBMIT A HOME RULE PETITION TO THE STATE LEGISLATURE IN ORDER THAT THE CITY OF TAUNTON MAY ACQUIRE THE WATER TOWER IN LAKEVILLE AND ASSUME ALL FINANCIAL RESPONSIBILITIES – ALL CURRENT AND FUTURE FINANCIAL RESPONSIBILITIES FOR SAID TOWER.

COUNCILOR CLEARY ON A POINT OF INFORMATION JUST TO KEEP IT CLEAN WANTED TO HAVE TWO VOTES, ONE IS TO GO AHEAD AND PURCHASE THE TOWER AND SECOND TO AUTHORIZE THE SUBMISSION OF THE HOME RULE PETITION.

COUNCILOR CROTEAU SAID HE WOULD SEPARATE THE MOTIONS.

COUNCILOR CLEARY SECONDED THE **MOTION TO GO AHEAD AND APPROVE ANY ACTION TO ACQUIRE THE LAKEVILLE WATER TOWER.**

ON DISCUSSION, COUNCILOR QUINN ASKED IF THE NEXT PAYMENT ON THE LOAN IS DUE JULY 15TH AND THAT IS ANTICIPATED BY THE TOWN OF LAKEVILLE, AND THEN ONCE THIS GOES THROUGH, IT WILL BE REIMBURSED TO THE TOWN OF LAKEVILLE, AND DOES THIS COVER THE FISCAL YEAR 2015 OR 2016? IT WAS STATED THAT THIS WOULD BE THE FIRST PAYMENT FOR 2016.

COUNCILOR MCCAUL ASKED TO HAVE THE CITY SOLICITOR AND ASSISTANT CITY SOLICITOR BE INVITED INTO THE ENCLOSURE.

ATTORNEY BUFFINGTON SAID THAT HE HAS BEEN MEETING WITH ATTORNEY RICH AND SOME MEMBERS OF THE BOARD AND ALSO MAYOR HOYE TO PUT THIS DEAL TOGETHER. THE WAY IT WOULD BE STRUCTURED IS THAT THERE WOULD BE AN AGREEMENT, AND THERE WOULD BE LEGISLATION THAT WOULD HAVE TO BE PASSED ALONG THE LINES AS PREVIOUSLY DISCUSSED. IT WILL TAKE SOME TIME FOR THIS LEGISLATION TO PASS, AND COULD BE A MATTER OF SEVERAL MONTHS. IN THE MEANTIME, THE PARTIES INTEND TO HAVE A SEPARATE ITEM, AN INTERMUNICIPAL AGREEMENT TO BE SIGNED BY THE TOWN AND CITY, TO IRON OUT WHAT IS GOING TO HAPPEN BETWEEN NOW AND THE TIME THE LEGISLATION GOES THROUGH. HE ALSO NOTED THAT THERE ARE 2 PARCELS OF LAND, ONE HAS THE TOWER ON IT, AND ONE HAS THE PUMP STATION ON IT.

CITY SOLICITOR BUFFINGTON SAID THAT IF THE COUNCIL IS INCLINED TO SUPPORT THIS THAT (1) IT AUTHORIZE THE MAYOR'S OFFICE AND THE LAW DEPARTMENT TO MOVE FORWARD WITH NEGOTIATING A FINAL DRAFT OF AN INTERMUNICIPAL AGREEMENT AND (2) AUTHORIZE THE FILING OF THE SPECIAL LEGISLATION TO ACQUIRE THE 2 PARCELS.

COUNCILOR CROTEAU AMENDED HIS MOTION TO BE AS FOLLOWS:

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JULY 7, 2015

THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

MOTION: TO AUTHORIZE THE MAYOR AND THE CITY SOLICITOR TO MOVE FORWARD AND NEGOTIATE A FINAL DRAFT OF THE INTERMUNICIPAL AGREEMENT AND AUTHORIZE THEM TO FILE SPECIAL LEGISLATION TO ACQUIRE THE 2 PARCELS.

COUNCILOR CROTEAU THEN SAID THIS MOTION TAKES INTO CONSIDERATION THAT THE TAUNTON CITY SOLICITOR IS GOING TO BE WORKING JOINTLY WITH THE TOWN OF LAKEVILLE LEGAL COUNSEL. SO HE ADDED TO THE MOTION AS FOLLOWS: **THE CITY SOLICITOR TO WORK JOINTLY WITH THE TOWN OF LAKEVILLE LEGAL COUNSEL ON THIS MATTER.**

THE MOTION WAS SECONDED, ON DISCUSSION COUNCILOR CARR ASKED THE TREASURER/COLLECTOR TO REPEAT THE TOTAL AMOUNT OF THE LOAN. MRS. AUGER SAID IT IS \$3,670,000.00 AND THIS WILL REIMBURSE LAKEVILLE FROM THE BEGINNING OF FISCAL YEAR 2015. THAT IS NET OF THE ARA MONEY THAT WAS ALLOCATED TO THIS LOAN, WHICH HAS BEEN CONFIRMED, COUNCILOR CARR ASKED IF RIGHT NOW THAT WATER TOWER SERVES ALL THE RESIDENTS OF LAKEVILLE. THIS WAS ANSWERED YES

COUNCILOR CROTEAU THEN SAID HE INCLUDED THE FINANCIAL RESPONSIBILITIES IN HIS ORIGINAL MOTION, THEN COUNCILOR CLEARY ASKED HIM TO SEPARATE IT. SO THE MOTION THAT IS ON THE TABLE DOES NOT INCLUDE THE FINANCIAL RESPONSIBILITY. HE WAS ASKED TO MAKE A SEPARATE MOTION.

THE ABOVE MOTION WAS VOTED ON AND PASSED BY UNANIMOUS VOTE.

COUNCILOR CROTEAU THEN SAID THE SECOND MOTION IS THE FINANCIAL RESPONSIBILITY AND HE ASKED THE CITY SOLICITOR TO WORD IT PROPERLY.

ATTORNEY BUFFINGTON SAID THAT THIS WILL BE SPELLED OUT PRECISELY, HOW THIS IS GOING TO WORK, IN THE INTERMUNICIPAL AGREEMENT WHICH OF COURSE WILL COME BACK TO THE COUNCIL. THE FOLLOWING MOTION WAS THEN MADE.

MOTION: TO INSTRUCT THE MAYOR'S OFFICE AND THE LAW DEPARTMENT WHEN NEGOTIATING THE AGREEMENT TO INCLUDE A PROVISION STATING THAT THE CITY WILL TAKE OVER FINANCIAL RESPONSIBILITY BEGINNING WITH THE FIRST DAY OF FISCAL YEAR 2015, SUBJECT TO THE APPROVAL OF THE HOME RULE PETITION BY THE LEGISLATURE.

ON DISCUSSION COUNCILOR QUINN SAID THAT WHILE SHE APPRECIATES COUNCILOR CROTEAU'S EXPECTATIONS ABOUT THE PAYMENTS, SHE IS COMFORTABLE GIVING THE MAYOR'S OFFICE AND THE LAW DEPARTMENT THE AUTHORIZATION TO NEGOTIATE AND SHE WOULD THINK THAT THE FINANCIAL ASPECT WOULD BE A KEY PART OF THE NEGOTIATIONS, AND THAT WILL COME BEFORE THE COUNCIL. SHE FEELS THAT THE COMMITTEE HAS GIVEN THE TOWN A CLEAR INDICATION OF SUPPORT OF THE PROJECT, IT IS GOOD FOR BOTH TAUNTON AND LAKEVILLE, BUT SHE WOULD RATHER LEAVE THE NEGOTIATIONS TO THE MAYOR AND THE LAW DEPARTMENT.

COUNCILOR COSTA-HANLON SAID THAT SHE AGREES WITH THIS ALSO. SHE WOULD BE MORE COMFORTABLE WITH THE FINANCIAL DETAILS IN THE INTERMUNICIPAL AGREEMENT.

COUNCILOR CROTEAU SAID THAT HE WILL NOT CHANGE HIS MOTION.

AARON BURKE, CHAIRMAN OF THE BOARD OF SELECTMEN FOR THE TOWN OF LAKEVILLE SAID THAT HE UNDERSTANDS THAT THE FINANCIAL ASPECT OF THIS AGREEMENT HAS BEEN NEGOTIATED AND HE THINKS THAT THE TERMS OF THE INTERMUNICIPAL AGREEMENT IN TERMS OF HOW THAT PLAYS OUT WITH THE SPECIAL LEGISLATION AND SOME OTHER ASPECTS HAVEN'T BEEN DECIDED YET BECAUSE OF COURSE IT CANNOT BE FINALIZED UNTIL THE SPECIAL LEGISLATION HAPPENS, BUT THE NUMBERS, HE THINKS, HAVE BEEN DISCUSSED AND NEGOTIATED.

ATTORNEY RICH SAID THAT THEY HAVE NEGOTIATED THE DOLLAR AMOUNT, BUT THEY NEED TO NEGOTIATE WHAT HAPPENS UNTIL THE SPECIAL LEGISLATION IS PASSED.

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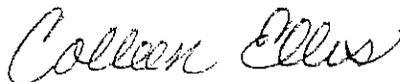
JULY 7, 2015

THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

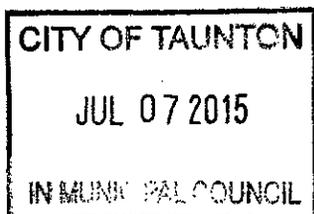
COUNCILOR BUFFINGTON WAS ASKED IF HE WAS COMFORTABLE WITH THE MOTION OR IF HE WOULD RATHER IT BE LEFT OPEN UNTIL HE FINALIZES THE INTERMUNICIPAL AGREEMENT. ATTORNEY BUFFINGTON SAID HE DOES NOT HAVE A STRONG FEELING ON IT EITHER WAY. COUNCILOR POTTIER SECONDED THE MOTION. MOTION WAS SO VOTED.

MEETING ADJOURNED AT 7:29 P.M.

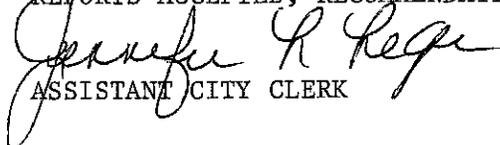
RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



ASSISTANT CITY CLERK