



City of Taunton
Municipal Council Meeting Minutes

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Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, September 1, 2015 at 7:00 O'clock P.M.

Regular Meeting

Mayor Thomas C. Hoye, Jr. presiding

Prayer was offered by the Mayor

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

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

Communications from the Mayor:

Mayor Hoye thanked the organizers and the sponsors of the Fed Up! Rally that was held on the Taunton Green yesterday to combat and raise awareness of opiate abuse. He thanked the sponsors; Learn to Cope, Seven Hills Foundation, and Tom Quinn from the Bristol County District Attorney's Office. He also wanted to thank the two main organizers, Barry Sanders and Lori Gonsalves, and all of the members of the Taunton Opiate Task Force who brought people together to make this happen. It is a problem nationwide, and the more we can talk about it and raise awareness, the more lives that will be saved. He discussed how families will not have to go through the heartache that many families with members that are opiate addicted have had to go through. He stated that it is a great program all around. Mayor Hoye discussed how he attended the inauguration of Fred Clark, the new President of Bridgewater State University. In 175 years there has only been 12 Presidents and one was only there for a year. He wanted to congratulate him and stated that Governor Baker spoke at the event.

Communications from City Officers:

Com. from Civil Service requesting 2 permanent full-time police officers. **Councilor Costa Hanlon motioned to refer to the Committee on Police and License and the Police Chief. So Voted.**

Com. from Director, Planning and Conservation requesting the Municipal Council's approval to combine two part time clerical positions into one full time senior clerk position in the Planning and Conservation office. The Department currently has one vacant part time position and the remaining part time clerk would assume the full time position. He has sufficient funds in the budget to cover the salary so he is not requesting any additional funds. Mayor Hoye stated that he has spoken with Mr. Scanlon and he is in agreement with this but they wanted to bring it before the Municipal Council to make sure there are no questions. Councilor Cleary stated that his concern is that there is not enough information. He asked if both part time positions were 20 hours. Mayor Hoye stated that they are just under 20 hours. Councilor Cleary stated that with the two part-time positions there would be 40 hours of service and with a full time position it would only be 35 plus the benefits. Councilor Cleary asked if the job would be posted. Mayor

Hoye stated that it would be. Councilor Quinn stated that it is better to have one person in there all the time. Councilor Carr agrees that it is better to have one person servicing than splitting between two. She stated that Mr. Scanlon said that he has the money to cover the salary but what about the additional benefits and asked where the money will come from. She stated that it also says that the person will be a Senior Clerk and asked if there is a position lower than a Senior Clerk. Mayor Hoye stated that it goes from a Principal Clerk to a Senior Clerk. She stated that it doesn't make sense that someone would go from a part-time clerk right to a Senior Clerk. Councilor Carr motioned for Mr. Scanlon to come before the Council to answer some questions. She would like to know why there were two part time clerks all along and now he wants one full time. Councilor Cleary stated that he thinks that one part time person was assigned to Conservation and one was assigned to Planning. Mayor Hoye stated that someone did leave the office a short time ago so Mr. Scanlon feels that for training purposes and continuity, one full time person would be better. Councilor Croteau stated that he would want written assurance from 1144 Union that the person who is presently part time, if this has to be posted, would someone be able to bump that person out of the job. He stated that there are full time people who have been in 1144 for a number of years. He agrees with Councilor Quinn about continuity but we may not have any continuity at all. He stated that it may be a little more expensive because the person will be entitled to benefits. He asked if the City would end up with a person in the job who is not presently part of the office. **Councilor Costa Hanlon made a motion to approve the request. Councilors Carr, McCaul, Pottier, Croteau and Cleary voting in opposition. Councilors Marshall, Costa Hanlon, Quinn and Borges voting in favor. MOTION DOES NOT CARRY.** Mayor Hoye stated that he doesn't think that the Councilors are opposed, they just want more information. **Councilor Pottier made a motion to reconsider. So Voted. Councilor Croteau made a motion to receive a written statement from 1144 that this person will end up in a full time job. So Voted. Councilor Cleary motioned to invite Mr. Scanlon in to the Committee on Finance and Salaries so he can give the Council a bigger picture of the cost of the position. So Voted.**

Com. from Director, Human Resources requesting approval of a clerical wage increase for the Benefits Clerk, Noreen Skwarto. Ms. Skwarto has not received any wage increase since July 1, 2014. She is requesting a 2% increase which is in line with what was approved for the Clerical Union collective bargaining agreement. As always, Ms. Skwarto has gone above and beyond her work duties assuming more responsibilities than was previously assigned. Councilor Carr would like to see Ms. Skwarto's contract before she is given an increase. Mayor Hoye stated that she is due another increase and after last year it was agreed on to bring all of these increases before the Municipal Council. Ordinarily, this would be part of the supplemental budget. Councilor Carr stated that last year she had asked that Ms. Skwarto be included in the 1144 contract which would make more sense than doing these individually. Mayor Hoye stated that it is a non-bargaining unit position because of confidentiality of what she does. He stated that the Office Manager is in the COTMA union and even that is open for debate from time to time and that is why this particular position is not in one of the collective bargaining units at this point. Councilor Carr asked that on July 1, 2015 when everyone else got an upgrade Ms. Skwarto did not get any kind of a raise? Mayor Hoye confirmed. He stated that she has not received an increase since 2014. Councilor Costa Hanlon stated that she is not against this but she would like to see the separate contract because within it there are a lot of provisions that protect that position and Ms. Skwarto. She would not want to see that

contract dissolve and not be revisited. She would approve the motion that was made. Councilor Marshall stated that he wanted to make sure that Ms. Skwarto is treated like all the other employees at City Hall with the wage increase. He agrees that the Council should see the contract and the raise is only one part of it. Councilor Carr stated that normally a contract is presented and the Council goes through it and approves their raise. She stated that they don't give a percentage raise without looking at a contract if there is one. Councilor Marshall stated that she is not a department head and very few of the contracts aren't part of collective bargaining. Councilor Croteau stated that based on what he knows about her performance, he is in favor of it. He stated that the Council has spent time previously discussing the same issue. He thinks that the Council should look at the contract and instead of having to do this on a yearly basis; there should be an addendum on the contract so this won't be an issue next year. He would vote for the 2% increase but he thinks it should be looked at on why this slipped through the cracks and straighten it out. **Councilor Marshall motioned to approve the increase retroactive to July 1, 2015. Councilor Costa Hanlon made a motion to refer Ms. Skwarto's contract to the Committee on Finance and Salaries for a discussion. So Voted.**

Com. from Chad Morin, Taunton Fire Dept. requesting permission to conduct their annual Fill the Boot Drive for the Muscular Dystrophy Association. They will be at their usual locations around the city on Sunday morning (9/6) from 8am-12pm and again on Monday September 7 from 8am-4pm as weather permits. **Motion was made to move approval. So Voted.**

Com. from Commissioner Parks, Cemeteries & Public Grounds stating that it has been brought to her attention that a contractual COTMA Longevity Step Increase from 10 years to 15 years was not paid in the prior FY15 budget. The total longevity step increase of \$434.62 has been calculated by the Human Resources Department that is owed to Renee Menard, Recreation Supervisor. She is requesting that the Municipal Council allow her to pay this prior year salaries & wage contractual amount of \$434.62 out of her current FY16 Salaries and Wages account. Councilor Cleary made a motion to refer to the Committee on Finance and Salaries because there has been no recommendation from Maria Gomes or Gil Enos that the mistake was made and she is deserving of the \$434.62. Councilor Costa Hanlon stated that she thinks that it was cc'd to Ms. Gomes, Mr. Enos and Ms. Hebert. She stated that the body of the letter says that it was calculated by the Human Resources Department. Councilor Carr stated that the Council has not seen the contract and the letter is confusing. **Councilor Costa Hanlon made a motion to refer to the Committee on Finance and Salaries next week and specifically request recommendations from the Human Resource Director and the Budget Director in order to approve. So Voted.**

Com. from Chairman, Parking Commission submitting response to parking fee changes. The monthly parking permit fee increase is necessary and supported by the Parking Commission. The increased revenue will allow the Commission to pay the debt service on the bond. Councilor Pottier asked if Mayor Hoyer knows when the parking deck will be open. Mayor Hoyer stated that there was a report last week and it was supposed to be open by the end of August which has come and gone. There were a couple of items that were referred to the Police Chief and to the City Solicitor's Office based on a couple of ADA items that had to be cleared up. Councilor Pottier discussed how there will be

ADA spots at that structure. **Councilor Cleary made a motion to receive and place on file. So Voted.**

Com. from DPW, Water Supervisor requesting permission to transfer funds in the amount of \$40,510.00 for purchase of a truck. **Councilor Marshall made a motion to refer to the Committee on Finance and Salaries. So Voted.**

Communications from Citizens:

Com. from Director, Verizon - 63 High Street, Danvers, MA submitting response on double utility poles. He wanted to make it clear that Verizon began the process of transfers and removals immediately upon the receipt of the City Council's original inquiry. They have worked with Taunton Municipal Lighting Plant to better coordinate the status of the double pole data base in the City. As the transfers enter the Verizon queue, they will continue to address them. The Verizon operations crew understands that this is a priority for the City of Taunton, and it will be treated as such. **Councilor Cleary made a motion to receive and place on file. Councilor Croteau motioned to receive verification from TMLP that Verizon is actually doing what he stated in the letter. So Voted.**

Com. from Director of Nurses – LifeCare at Home, 73 Stevens St., East Taunton inviting the Councilors to their Professional Advisory Board Meeting being held on Wednesday, September 30, 2015. A light luncheon will be served. **Councilor Marshall motioned to refer to the Council President. So Voted.**

Com. from Acting Regional Director of the United States Department of the Interior. The purpose of the letter is to clarify their letter of August 21, 2015. They are writing to clarify that they are inviting comments for a 30-day period on the Tribe's request to issue a reservation proclamation, that the Tribe's request is under review, and that no date has been identified in which a reservation proclamation will be issued by the Department of the Interior. Issuance of a reservation proclamation is a separate and distinct action from from acquiring land in trust pursuant to Section 5 of the Indian Reorganization Act of June 18, 1934, 25 U.S.C. § 465. Comments on the Tribe's request to proclaim approximately 321 acres in Barnstable and Bristol Counties, Massachusetts, as the Mashpee Wampanoag Reservation should be directed to the Bureau of Indian Affairs, Eastern Regional Office, 545 Marriott Drive, Suite 700, Nashville, Tennessee 37214. Any comments received within 30 days of the receipt of the August 21st letter at the above address will be considered. If you have any questions, please contact Mr. Wayne Smith, Realty Specialist, at (615) 564-6778. **Councilor Pottier made a motion to receive and place on file and place on the City's website under the section that deals with the Casino. So Voted.**

Petitions:

Petition submitted by John Garanito, 174 Dean Street, Taunton and others requesting to accept Hoover Street (extension) as a city street. **Councilor Marshall motioned to refer to the City Clerk to set up a public hearing. 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 he left a communication from Kevin Scanlon on all of the Councilor's desks regarding the status of the ADA Compliance Action Plan. **Motion was made to refer to the ADA Committee to meet on no later than two weeks from now. So Voted.**

Councilor Costa Hanlon discussed the two communications on her desk, one from the Mayor's Office for the Taunton Nursing Home Board and the second was their response dated August 21, 2015. She apologized if this was discussed last week as she was absent. Mayor Hoye stated that it was referred to the Committee of the Whole.

Councilor Marshall wanted to let the Councilors know that next week he will be moving forward with the request for the appointment of Jon Chase as the Water Department Superintendent. Councilor Cleary asked if that means that the DPW Committee will do interviews. Councilor Marshall stated that it is the selection of the DPW Commissioner; his choice is Mr. Jon Chase. He wanted people to have time to hear the name and if they had questions, they can contact Mr. Cornaglia. It was an internal posting following the COTMA contract. He stated that it was the process that was followed.

Councilor Cleary wanted to bring up the subject of the asphalt machine to the DPW Committee. He stated that we are into the fall now and it will be useless to buy it in the winter. He stated that if we didn't get training on it by then, it won't be able to be used. Mayor Hoye stated that he is in full support of it. He stated that as far as funding, it can be looked at in the supplemental budget or it can be funded over several years. He thinks that it would be a great addition. Councilor Marshall stated that it went out to bid, only one was received and it is pending funding. Mayor Hoye stated that he could double check but if the Council is in approval, we will move forward with it immediately. He stated that if we can get it by spring, which is prime pothole season, it will help the City year round.

Orders, Ordinances, and Resolutions**Ordinance for a second reading to be passed to a third reading****AN ORDINANCE****Chapter 14****Offenses and Miscellaneous Provisions****Article I**

IN GENERAL

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

SECTION 1. Chapter 14, Section 14-25, of the Revised Ordinances of the City of Taunton, as amended, is hereby created by adding the following:

Sec. 14-25 Smoking at Hopewell Pool and Splash Pad Prohibited

No person shall smoke within the fenced-in area containing the swimming pool at Hopewell Park, including the seating areas therein. No person shall smoke within or upon the splash pad at Hopewell Park, or within 25 feet of any part, including seating areas, of said splash pad.

For the purposes of this section, the term smoke shall include: (1) inhale, exhale, burn, possess or carry any lit tobacco or non-tobacco product in any form, including marijuana for medical or any other purpose; (2) possess or carry any lit cigar, cigarette or pipe; and, (3) use an e-cigarette or vaporizer.

The Parks, Cemeteries, and Public Grounds Department shall cause appropriate signs to be conspicuously posted and may promulgate such rules and regulations as may be reasonably necessary to implement this ordinance.

Any person in violation of this ordinance shall be fined \$100 (one hundred dollars) per offense. Enforcement of this section shall be by noncriminal disposition under G.L. Chapter 40, Section 21D or by criminal complaint.

If any clause, section or other part of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby, but shall remain in full force and effect. Councilor Pottier

Reference: G.L. c. 270 §22(j).

SECTION 2. All ordinances or parts thereof inconsistent herewith are hereby repealed. This Ordinance shall become effective immediately upon passage. Councilor Pottier made a motion to approve the second reading and move to a third reading. So Voted.

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

AN ORDINANCE

Chapter 13

Article IV Parking Meters

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

SECTION 1. Chapter 13, Section 13-128, of the Revised Ordinances of the City of Taunton, as amended, is hereby further amended by adding the following sentence to said section: "All credit card transactions will require a minimum purchase of one dollar (\$1.00)."

SECTION 2. Chapter 13, Section 145, of the Revised Ordinances of the City of Taunton, as amended, is hereby further amended by deleting paragraphs (a), (b) and (c) therein and inserting the following paragraphs (a), (b) and (c) in their place:

(a) Parking at the Leonard Street Garage will be as follows:

1. Parking on the upper deck and ramp will be at the rate specified in Section 13-128.
2. Parking on the lower level of the deck will be pre-paid parking via parking permit. Spots will be individually numbered and reserved for the permit holder. Parking permits will be available at a rate of \$60 per month, or annually at \$660 per year. The Parking Commission will determine the number permits available for the lower deck and may opt to make unpermitted spaces available on an hourly rate as provided in Section 13-128.
3. Vehicles illegally parked in a permitted location will be subject to a \$30 fine and towing at the owners expense.

(b) In lieu of parking by meter or kiosk, the Taunton Parking Commission is hereby authorized to issue monthly and annual parking permits for the off-street parking lots on Pleasant Street and Court Street only. The fee for a monthly permit shall be thirty dollars (\$30.00) and the fee for an annual permit shall be three hundred thirty dollars (\$330.00). Such permits shall indicate the period for which the permit is valid. Any motor vehicle properly displaying such a permit shall be entitled to park at either of the off-street parking lots without further charge during the period for which the permit is valid. Such a monthly or annual permit shall not entitle a vehicle to park at a parking meter, kiosk or the Leonard Street Parking Facility without first complying with the provisions of Section 13-128 of the Revised Ordinances of the City of Taunton or this section.

The Parking Commission and the Chief of Police shall ensure that monthly and annual permits are available for purchase by the general public during normal business hours at the police station.

SECTION 3. All ordinances or parts thereof inconsistent herewith are hereby repealed. This Ordinance shall become effective immediately upon passage. Councilor Carr asked how the credit card issue was resolved. She stated that when this first came up, we were told that credit cards could not be used because they charge a percentage. Councilor Cleary stated that the minimum charge would be one dollar. Councilor Carr stated that the credit card will still charge the 3% fee. Councilor Cleary stated that it has been worked out with the credit card company. Councilor Carr stated that a resident putting four quarters in is paying a dollar and the resident who is using a credit card is only paying ninety six or ninety seven cents because the credit card company is being paid 3-4% Councilor Pottier stated that they are still paying a dollar but the City is only getting ninety seven cents. Councilor Cleary stated that if someone pays with quarters, they get an hour and twenty minutes. If someone pays with a credit card they only get an hour. Councilor Pottier stated that the 3% is like a convenience charge because we do not have

to worry about collecting the money and bringing it to the bank. Councilor Costa Hanlon is hoping that it will be displayed properly so people can understand it. She stated that there was an issue a while ago that someone brought up to the Attorney General about gas stations charging different rates between cash and credit. She doesn't know that it would apply here but hopefully it was run by the Law Department and that we are properly disclosing it. She does not want to hold up the third reading, it was just a question that she had. Councilor Quinn stated that one of the things that was determined is that there would be no difference in price between cash and credit card other than that minimum. She suggested that the 3 cents that is lost by using the credit card would more than be made up for the fact that a lot of credit card users would go and park for 10 minutes and pay a dollar. Council President Borges stated that the Parking Commission meets monthly and everyone is invited to attend. There are nice displays of what the kiosks look like and how they work. **Councilor Cleary made a motion to approve the second reading and move to a third reading. So Voted.**

New Business:

Councilor Pottier stated that school started today and the parking at Coyle was challenging because of some parking situations in the neighborhood. He stated that it has been smooth in the past because there was no parking in certain times of the day. **Councilor Pottier made a motion for Traffic Enforcement to keep an eye on it for the next couple of days. Councilor Costa Hanlon motioned that Leddy School be added. So Voted.**

Councilor Costa Hanlon stated that as it was discussed, the Parking Commission meets monthly at 4 o'clock. She stated that it may be difficult for some people to get there because it is held during working hours. She stated that the Clerk did get a call from one of the licensee's that this Council, through the Committee on Police and License, had granted a couple of taxi stands along School Street. She stated that the licensee's amount of taxi stands had been reduced on Main Street because of parking. He had agreed to have two on School Street and now he has called the City Clerk and said that the Parking Commission had removed those two taxi stand signs. She stated that he paid for it and his license follows through until from what she understands is December 31, 2015. She is not sure that we have the right to move those signs yet. The City Clerk stated that his license is good until April 30, 2016; it is a May 1st license. **Councilor Costa Hanlon made a motion to refer to the Parking Commission and the DPW asking that the stands are reinstated, the signs be put back and that the Council hears from the Parking Commission on this issue. So Voted.**

Councilor Quinn discussed a letter from the Assistant City Solicitor regarding a blighted property. This is one of the first cases that went all the way through the system with Taunton's Trash Enforcement Officer, Zoning Enforcement Officer, Building Department and Police Department. This one came to a successful conclusion. The property is cleaned up much better than it was, a fine was paid and the case was dismissed. She thanked those parties for their cooperation and hope that people at home know that the City is plugging away at the blighted properties. She stated that the system seems to be in place to correct some of them.

Councilor Carr motioned to refer to the Committee on Finance and Salaries the review of Ms. Skwarto's contract. So Voted.

Councilor Carr stated that she has had some complaints about yard sales that go on for months at a time. **Motion was made to refer to the Committee on Ordinance and Enrolled Bills some type of an ordinance on yard sales. Making it so that the City has some control over yard sales and the people that are taking advantage of what should be a one or two day thing and make it into a three month thing when they should really have a license to do that. So Voted.**

Meeting adjourned at 7:45 P.M.

A true copy:

Attest:


City Clerk

RMB/SJS

CITY OF TAUNTON
MUNICIPAL COUNCIL
SEPTEMBER 1, 2015

THE COMMITTEE ON FINANCE AND SALARIES

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

MEETING CALLED TO ORDER AT 5:53 P.M.

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

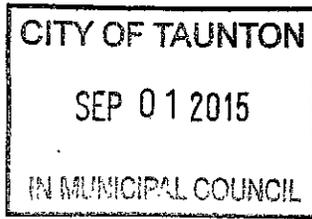
Motion: Move approval of the vouchers and payrolls for the week. So Voted.

MEETING ADJOURNED AT 5:55 P.M.

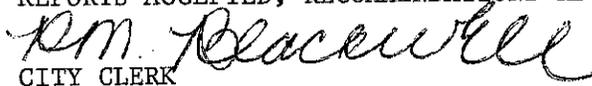
RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK

RECEIVED
CITY CLERK'S OFFICE
2015 SEP -21 P 3:36
COLLEEN M. ELLIS
CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
SEPTEMBER 1, 2015

THE COMMITTEE ON POLICE AND LICENSE

PRESENT WERE: COUNCILOR SHERRY COSTA-HANLON, CHAIRMAN AND COUNCILORS CLEARY AND CROTEAU. ALSO PRESENT WAS POLICE CHIEF EDWARD WALSH

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

1. MEET WITH THE POLICE CHIEF TO DISCUSS 5-10 YEAR PLAN FOR THE DEPARTMENT

The Police Chief said he is a little confused about this and is trying to find out what the Committee is looking for. Looking back at the previous meetings and his notes on the issue, it started out basically as a wish list, what he would like to see in a couple of years. He did start looking at some larger departments and how they are staffed and organized. Then, it shifted into long term goals for the Department and the most recent correspondence he received was about a strategic plan. He would like to know what the Committee is looking for. A strategic plan is a long drawn out process in which you actually require internal assessments and external input, so he is not sure what the Committee actually wants.

Councilor Costa-Hanlon said that she thinks what they are looking for is, it started out as a 1 year but now as discussion took place it extended into a 5-10 year plan for the Police Department, a 5-10 year plan as in effect the Chief's wish list. She would hope that the Chief would not be putting something together that he would not want for the department, but more what he would be looking for, what is the Department going to need in the next 5 years, what is it going to need in the next 10 years for officers on the street, for assets, for whatever the Chief thinks the Department is going to need in the next 5-10 years, which she would think would be similar to a wish list, and what the Chief's view is as to where this Department is going to go in the next 5-10 years.

The Chief noted that the President has put out his 21st Century Policing Fundamentals and Guidelines. He was in Washington a few weeks ago at a meeting with other Chiefs to figure out how they will implement these guidelines. They are changing how they do policing, how they interact with the communities, so that whatever was being looked at in January, February or March has changed since the President put out his 21st Century Policing Guidelines. This needs to be put in this process as well.

Councilor Costa-Hanlon said they are leaving this up to the Chief, and if he wants to submit something to this Committee for review, and then if it is his opinion and the Committee's opinion that we also open it up to the community, they are happy to do that. She feels this is a pretty good outline of what they are looking for. It did start out as a wish list. It did start out as a 1 year plan. Then it moved to go out past the 1 year plan and look at a 5 year, 10 year plan. She also stated that if the Chief wanted to do his own community input to put the plan together that is fine, but the Committee is looking for a 5-10 year plan for the Department, what the Chief sees the needs are going to be, how he is going to meet those needs and basically where we are moving forward.

Councilor Croteau said he is not interested in a wish list, he is interest in needs. What he is looking for is a 5 year plan, a schedule of replacing cruisers, a schedule of hiring to bring the Department up to proper manning. The problem has been there was never a plan and he is not even sure the Department has replaced officers that have retired, so we cannot now have a

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SEPTEMBER 1, 2015

THE COMMITTEE ON POLICE AND LICENSE – CONTINUED

situation where we replace Policemen when they retire, we have to come back up to proper manning.

Councilor Cleary said he is not looking for a paper exercise from the Chief, he is looking for something practical that will help him in submitting budgets and moving the Department in a particular direction. He agrees with Councilor Croteau that there ought to be some looking at the staffing needs in the next 5 years, the equipment needs in the next 5 years, training should be in there – what are the Chief's priorities for training – community relations and safety and safety equipment. Also impacts of the marijuana plant coming to Taunton and also the Casino. He said that the Chief should look at the size the of Detective Department, size of the Patrolmen division, are they what he wants them to be, are they in the right proportion, can some areas be consolidated, can he turn some responsibilities over to civilians in order to put Patrolmen back out on the street, those kinds of issues. He also said if it takes a year to do this report that would not bother him at all, because it should involve the Patrolmen's Association, the Supervisory Association, etc. It is to be an outline of where the Chief thinks the Department is going in the next 5 years.

The Chief was asked to provide to the Committee the President's 21st Century Policing Guidelines.

Councilor Costa-Hanlon said that she would rather it not take a year, and would like to see some outline of it if it is not specifics in the next couple of months.

Councilor Cleary said he was trying to be sensitive to the Chief's workload.

The Chief was asked to come back in a reasonable amount of time.

Councilor McCaul said he thinks that the Committee has a point when they spoke about manpower and talking about retirees. He thinks in the next 5 years, the Chief must have some kind of handle on how many retirees will be coming to the Committee. And, he said in 5 years there could be 20 retiring and if that is the case, we need to hire 40 because we are looking to put more Police Officers on the street. You cannot just backfill, when a person retires you are filling that slot, but at the same time there is no manpower on the street. He feels that, and suggests, this might be a direction to be first on the 5 year plan, to look at how many Police Officers are going to be retiring and how we are going to fill those spots. He asked if this was something the Chief could get back to the Council on in a month.

Councilor Costa-Hanlon said this was already presented to the Committee and that a spreadsheet was provided to the Committee. She will make sure that he gets a copy of this document.

The Chief said that report included 2 things. He listed everyone in the Department, when they were eligible to retire and when they had to retire. He did a presentation showing when they were eligible and when they had to retire. There is always that gap when some people do not retire when they are eligible.

Councilor Croteau said the key is to look at the number of who is eligible to retire then go back 5 years to what was the reality. If you have an average of 6 people eligible, but you are running 2, he would factor that into the equation.

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SEPTEMBER 1, 2015

THE COMMITTEE ON POLICE AND LICENSE – CONTINUED

2. MEET WITH THE POLICE CHIEF TO DISCUSS CALLING FOR A FEMALE LIST

Councilor Costa-Hanlon noted that everyone was forwarded the information the Chief sent regarding the female list. One was an HR document, the other was SJC.

Councilor Costa-Hanlon said that one of them said you could call for a female list but Boston got in trouble because they called for a 10 candidate female list and they appointed 28. They were found to be in violation of that. Councilor Costa-Hanlon said that she feels that it is important that the Committee hear from the Law Department about these cases, she just wanted to bring them forward and discuss them with the Chief.

The Chief said that his interpretation of reading both cases is what the Court was saying and MCAD was saying is that if you are just using statistical differences, such as how many female victims you have vs. how many female officers and special assignments, they said that is insufficient. You have to have more than just statistical differences on why you are hiring for a female list. His recommendation is to have the Law Department look at the cases and make a decision on what are the criteria you would have to utilize if you were to call for a female list. Councilor Costa-Hanlon said the Chief wanted to present this, and that the number of female officers that the City has is fairly low. We want to increase that but obviously want to do it legally. She also thinks that this needs to be referred to the Law Department and ask the Law Department to provide an Executive Summary about the status of calling for a female list and what we can legally do. It does not mean that they are going to call for a list but at least the Committee will know.

The Chief noted that the SJC case is a month old and they are basically saying if a female is required because of a bona fide qualification for the job, you have to be able to demonstrate that, just numbers alone are not sufficient.

Councilor Costa-Hanlon said in the SJC case they were leaving it up to the MCAD to outline what is needed further. It is not just a matter of statistics as the Chief pointed out.

Motion: To refer this to the Law Department and ask them to come up with an Executive Summary in the next couple of weeks.

Councilor Cleary seconded the motion on discussion, saying that we have not even gotten to that point yet and we are now giving the Law Department more work. To take time to research this and get back to the Committee with an Executive Summary is a lot of work, so if there is no need why refer it, but if we are going to hire a female Police Officer then we can ask, but to not just request another written dissertation.

Councilor Costa-Hanlon said what is being looked for is the process the City needs if we want to hire, and it is not just the Police Department we have the Fire Department and other departments that use Civil Service that may be looking to hire more females. What is being asked of the Law Department to do is to tell us what the process would be to call for a female – what is being asked of the Law Department is how we can legally call for a female list under Civil Service

Councilor Cleary said the motion here is for them to research and get back to the Committee with an Executive Summary of those 2 cases.

Councilor Costa-Hanlon said the Committee is forwarding these cases and asking for an Executive Summary of these cases. The Chairman then asked Councilor Croteau, to address

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THE COMMITTEE ON POLICE AND LICENSE – CONTINUED

Councilor Cleary's concerns and if he would ask that the Law Department to get back to the Committee on the exact procedure needed to be followed if we wanted to call for a female list in Civil Service.

Councilor Croteau then clarified the motion:

Motion: Refer this matter to the City Solicitor to analyze the situation and give an answer on how to proceed.

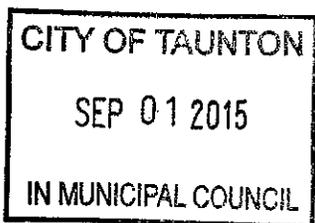
Councilors Croteau and Costa-Hanlon voted in favor. Councilor Cleary voted in opposition.

MEETING ADJOURNED AT 6:27 P.M.

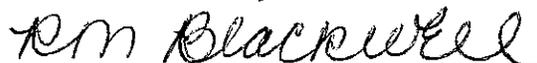
Respectfully submitted,



Colleen M. Ellis
Clerk of Council Committees



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK

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2015 SEP - 21 P 3:31
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