



City of Taunton
Municipal Council Meeting Minutes

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Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, September 16, 2014 at 7:03 O'clock P.M.

Regular Meeting

Mayor Thomas C. Hoye, Jr. presiding

Prayer was offered by the Mayor

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

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

Communications from the Mayor:

Mayor Hoye wanted to publically thank Irene Fernandes for her 9-11 remembrance that she holds each year at the Shea Apartments. It went very well and she puts a tremendous effort in. He requested that the Council go on record and send a thank you letter out to her. **Motion was made for the Council to send a complimentary letter to Irene Fernandes. So Voted.**

Mayor Hoye thanked Colleen Simmons and the Downtown Taunton Foundation for the Paint the Downtown event this past Saturday. It was very well attended and well done. He also thanked Councilor Borges for her effort with the preparation of the event. He stated that Councilor Quinn and Councilor Costa-Hanlon were also in attendance at the event.

Mayor Hoye stated that on Sunday, the City will be hosting the Miles with the Mayor event at Hopewell Park starting at 10AM. It is a 5k and the registration will be open that morning. There will also be a family and kids fun walk, which will be a one mile walk.

Communications:

Com. from Assistant Director of Retirement notifying of the retirement for Superannuation of Russell A. Laine on October 18, 2014. He is an employee of the Taunton Fire Department. She is requesting that he be paid his regular compensation and accumulated benefits up to and including the date of retirement. **Motion was made to receive and place on file and send the appropriate scroll to Mr. Laine. So Voted.**

Com. from Superintendent of Buildings advising that the Building Department administers various construction projects throughout the year. Contract terms dictate payment schedules according to deliverables which may not flow precisely with the close of the municipal fiscal year. In the case of the Golf Course project, the contractor submitted his invoice after the June 30th fiscal close date. If the company had submitted

their invoice earlier, payment would have not been authorized. **Motion was made to receive and place on file. So Voted.**

Com. from Chairman, Taunton Planning Board advising that he has received a Site Plan Review for property at 630 John Hancock Road and an adjacent lot (Prop. I.D. 30-2) for the addition of a freezer and construction of a parking lot submitted by Pinnacle Realty Services (Gordon Food Services Perkins Facility) The next scheduled meeting for this petition will be on Tuesday, September 23, 2014 at 9:30am 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, October 2, 2014 at 5:30pm at Chester R Martin Municipal Council Chambers, 141 Oak St., Taunton, MA at which this petition will be reviewed by the Planning Board. **Motion was made to receive and place on file. So Voted.**

Com. from Fire Chief stating that the Taunton Fire Department provided the SAFE Trailer for an event at Lewis Park on Harvey Street. The SAFE Trailer was a gift to the Fire Department by the Taunton Federal Credit Union. The trailer was staffed by 4 Taunton Firefighters qualified by SAFE Coordinator Larry Gantz to teach school children kitchen, electrical and home fire safety, as well as instructing these children on the proper ways to exit a burning structure. Per standard practice, the firefighters working that day were paid their regular overtime rate for the time of the event. The trailer has been loaned to area fire departments in order to benefit the children of other communities. The Department has never charged anyone for the use of the SAFE Trailer nor the firefighters educating the public. Any overtime spent is viewed as a supplement to the Department's SAFE Program as it executes the curriculum set forth by the Massachusetts Department of Fire Services. **Motion was made to receive and place on file. So Voted.**

Com. from Police Chief providing a status report on the Leonard Street Parking Garage. The response serves as the Parking Commissions response also. On August 26, 2014, the Parking Commission met with BETA to review the 90% plans. BETA recommends advertising in December because of the reduced construction costs. They also recommend work in April because of the need for warmer weather for the pouring of the concrete. Also, the general timeline is contingent on environmental abatement at the Fire Department. Part of the plan for the deck is the scraping and replacement of the asphalt on the first level. The extent of the contamination at the fire department, and whether it has seeped onto the Leonard Street site, will directly impact our options for the repair of the surface on the first level and whether any environmental abatement will be necessary. **Motion was made to receive and place on file. So Voted.** Councilor Cleary stated that the last paragraph concerns him which is dealing with the contamination under the Fire Station which could have drifted under the parking garage. It could be an extremely expensive program if the parking garage needs to be removed. It needs to be determined if there is pollution under the parking garage prior to the bid process and proceed with the project. He stated that it may need to be just one level. Mayor Hoye stated that he is hopeful that is not the case and whether it is one (1) or two (2) levels, once it is disturbed it needs to be dug up. **Motion was made that BETA provide a report for next week starting when the removal of pollution will take place and whether it affects the garage and what the timeline is. So Voted.**

Com. from Police Chief providing information relative to the Council's request about police services at private details on June 17, 2014. A list of entities that hired the Police Department was provided. He stated that the Police Department participated in the Safety Day conducted at the Taunton Boys and Girls Club at Lewis Park. Several officers from the department on a paid status provided different educational and community relations functions during this event. The controversy seems centered upon the fact that an elected official was one of the sponsors of the event. The police department participates in events sponsored by the sheriff, district attorney, mayor and other elected officials. The Police Chief stated that if the Municipal Council feels that it is inappropriate for the police department to participate in community events in which an elected official is a sponsor, please inform him of this decision so he may make the appropriate notifications to members of this department and to groups and organizations requesting our presence or assistance. **Motion was made to refer to the Mayor's Office and Law Department and have them respond back to the Council President to bring back to the council. So Voted.** Councilor Costa-Hanlon stated that she spoke with the Police Chief and she thinks that he was incorrect in his assumption that this is related to an elected official. She stated that the City does not let people that are for profit companies use the trailer without a fee, they have to be 501(c3). She is concerned that it appears that department heads, the Fire Chief and the Police Chief are making decisions relative to money that taxpayers are paying for Police to be at functions when the entity is for profit. She stated that for profit entities should be paying for City services. She stated that there should be a policy similar to the one in place for the stage. Councilor Carr stated that she agrees with a lot of what Councilor Costa-Hanlon has said. She stated that if it is a City sponsored function then there should be no issue with the Police and Fire Departments providing whatever they need to provide. There needs to be some kind of written ordinance or rule that the Council can go by. Mayor Hoyer stated that he has spoken to the Fire Chief and he said that if an event reaches children and the community, then he is willing to support it. He stated that with Police details, even if it is a school event, the schools are charged. He stated that he doesn't want to close the door on community events that the public enjoys.

Com. from Police Chief providing information about a Resident Parking Program. He stated that at a recent meeting of the Committee on Police and License that he is not sure that Taunton is ready to implement a Resident Parking Program. However, since the Municipal Council has asked for input on the issue, he provided the following information to assist in a discussion on the issue. **Motion was made to refer to the Committee on Police and License for development. So Voted.**

Com. from Executive Director, Pro-Home, Inc. providing an update on Pro-Home's HOME program for fiscal year 2014. For fiscal year 2014, Pro-Home was awarded \$90,000.00 to be allocated to eligible first time home buyers within our 13 community service area. During FY14, four clients of Pro-Home purchased their first home in Taunton and were awarded a total of \$29,342.50 in grant assistance towards down-payment and closing costs using HOME funds. Also, since they have partnered with Taunton Housing Authority, twelve additional clients purchased their first home utilizing the HOPE VI funds for a total of \$237,128.00. During FY14, 82 clients in foreclosure were counseled in an effort to bring their mortgage current. **Motion was made to receive and place on file. So Voted.**

Com. from Paul Boudreau, Episcopal Church of St. Thomas requesting permission to host a "Historical Hayride" in the downtown area of Taunton as part of their annual Church Fair. This will be held on November 15, 2014 at the Episcopal Church of St. Thomas, located at 111 High Street., Taunton, MA. The 30 foot trailer with hay bales will be towed by a seven passenger van. The tour will be guided by former Mayor, Charlie Crowley. They proposed doing three, 35-45 minute tours (10:00am, 12:00pm & 2:00pm) which will follow the route attached with the letter. **Motion was made to receive and place on file. So Voted.**

Com. from Alanna MacDonald 78 Acorn Drive, Taunton requesting installation of a yellow handicap sign to be displayed to make motor vehicle operators aware that a handicap child is present and to proceed with caution. **Motion was made to refer back to Mrs. MacDonald to speak with Melissa Caron, Park Manager as this is a privately owned road and property. Also, that the Council sends a letter in support of this request and refer to the Safety Officer and City Solicitor to determine if the state law supersedes and to work with Melissa Caron. So Voted.**

Com. from David Hewett, Associate, Epsilon Associates, Inc. 3 Clock Tower Place, Suite 250, Maynard – Department of Interior Bureau of Indian Affairs, Notice of Availability of Final Environmental Impact Statement Mashpee Wampanoag Tribe Fee-to-Trust Acquisition Mashpee and Taunton. **Motion was made to receive and place on file. So Voted.** Councilor Pottier stated that last March, the Council asked for a copy of the Land and Trust Application and have never received it. He stated that the Council wanted to be familiar with what is being proposed to the BIA. If there is anything that could be shared with the Council it will be much appreciated. Councilor Pottier stated that he will talk to the City Solicitor about this matter.

Com. from City Solicitor announcing that the administration has reached a successor collective bargaining agreement with Taunton Fire Fighters, Local 1391 of the International Association of Fire Fighters. This agreement is for the three-year period beginning July 1, 2014 and ending June 30, 2017. A copy of the memorandum of the agreement was also submitted. He was informed that the Union has already voted to ratify this agreement. Pursuant to G.L. c. 150E, §7, he is herewith submitting this agreement to the Municipal Council for approval of the cost items necessary to implement this agreement. Councilor Croteau wants to read the contract before he votes on it. Councilor Carr stated that she only received changes and additions on the e-mail. **Motion was made to refer to the Committee on the Council as a Whole in one week. So Voted.**

Com. from Administrator, Taunton Nursing Home requesting a grant of \$10,000.00 to replace a shed. He stated that they are in need of a replacement garden shed for their tractors and assorted lawn and facility equipment. The current shed has been deemed not repairable by Mr. Walkden. It must be removed as soon as a replacement shed is obtained as it is a safety hazard. It is believed that the DPW can remove the current shed safely and at a minimum expense. A new garden shed will serve Taunton Nursing Home into their third century of providing to the citizens of the City of Taunton. **Motion was made to review the balance Taunton Nursing Home has to see if the funds can come**

from there vs. the City Budget. So Voted. Motion was made to have Mr. Brennan contact Bristol-Plymouth and Taunton High School to see if this project can be done by students and redesign budget based on that. So Voted. Motion was made to refer to the DPW Commissioner and Committee on the Department of Public Works to discuss their ability to remove the shed. So Voted.

Com. from Dennis Proulx, Vice President Taunton Area Vietnam Veterans Association, extending an invitation to their 32nd annual POW/MIA Vigil. This is being held on Church Green at the Vietnam Memorial from noon on Saturday, September 20th to noon on Sunday, September 21st. Highlights of the vigil will be the reading of the names of all the MIA's of the Vietnam War from our state. A name will be read each half hour throughout the day and night. A large dog tag will be placed on a parachute cord that is attached to a bamboo fence that circles the memorial fountain. Along with the dog tag, an American flag will be placed. At the closing ceremony at noon on Sunday, Mayor Thomas Hoyer will give the greetings of the City. Speakers include, Leslie Duclos, from the office of Congressman Joe Kennedy, State Senator Marc Pacheco, State Rep. Shauna O'Connell, and State Rep. Keiko Orrall. Jane Van Gyzen will recite a poem. Michaela Gordon will sing the National Anthem. The keynote speaker will be Joe D'Entremont, President of the Rolling Thunder Boston Chapter. Joe is a diligent worker for the POW/MIA issue, he and his group's goal is to get a POW/MIA chair in every City Council in Massachusetts. **Motion was made to receive and place on file and refer to Council President. So Voted.** Councilor Borges stated that she had given program books that she received from Mr. Proulx to all of the Councilors.

Com. from Executive Director of Retirement discussing retirement benefit changes. The Taunton Retirement Board recently voted on August 27, 2014 to approve an increase in the Cost-of-Living allowance (COLA) base from \$14,000.00 to \$15,000.00 pursuant to G.L. c. 32, §103(j). The Board also voted on that date to increase the survivor allowance for certain survivors under G.L. c. 32, §101 from \$750.00 to \$1,000.00 per month. There are currently thirty (30) survivors eligible for this benefit. Anyone retiring on or after November 7, 1996 is not eligible. Therefore this benefit will eventually be eliminated as pensioners/survivors are deceased. Pursuant to both statutes, G.L. c. 32, §103(j) and §101, the above increases are subject to approval of the legislative body – the Taunton Municipal Council. **Motion was made to approve. So Voted.**

Communications in the hands of Councilors:

Councilor Cleary stated that he received a letter from Michael D. Bruzzi, who must be a pilot up in East Taunton. **Motion was made to refer the letter to the Mayor's Office and the Airport Commission for their review and they return to the Council with a response. So Voted.**

Councilor Pottier stated that the Treasury Department shared with the Council the Tax Title balances which include the payments that we received in the last month from the Treasurer/Collector which is very helpful. He wanted to express the Council's appreciation and ask her to keep up the good work.

Councilor Borges stated that she has received a petition to resolve issues regarding 18 Lakeview Avenue, dba. The Lafayette Club. The property held a charity event on

September 7, 2014. The music from the band was unusually loud; the event was highly attended with the parking lot being full. This forced the patrons to park along the length of Lakeview Ave on both sides of the street. They are asking the Council to provide street signs, address noise levels and any other measures deemed appropriate to prevent future incidences of this nature. **Motion was made to refer to the Committee on Police and License and the License Commission. So Voted.** Councilor Quinn stated that she has received several phone calls from the neighbors, who all would like to work with the owner on these issues. Councilor Borges stated that the residents that called said that when they ask the owner to turn down the volume, he does.

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:

At this time, a motion was made to invite Senator Pacheco in to talk about Ward 5, Precinct B. So Voted. Senator Pacheco stated that he has spoken to Mayor Hoye and knows that he is working on this. He stated he is very much in favor of having Ward 5 Precinct B moved from Chamberlain School back as close as possible to Holy Rosary. He has heard many concerns and complaints from people not being able to vote. Many people walk to the voting location. He understands that the overriding law dealing with ADA compliance is part of the concern and parking may also be part of it. The City needs to find a place that is appropriate to have Ward 5B as close to where it was before. He stated that there are a number of options but some are complicated because some of the ramping situations may not be compliant. He stated that it doesn't mean the City could not participate with one of the private owners to make sure it was compliant and financially participate to get it done and then have a long term agreement that it would remain a precinct. There are some alternatives in the area, such as the PACC and St. Anthony's Church. He is asking for consideration so by the General election, people won't have an issue. It is a hardship on them because it is not close by. He stated that this needs to be expedited and completed. Councilor Costa-Hanlon stated that this is her district and she and Councilor Borges have been discussing this and Councilor Borges has taken the lead into looking at St. Anthony's Church as a location. There have been discussions about it going back to Holy Rosary. She stated that she spoke to the City Clerk about using one of the churches by the Bella Roma restaurant. She questioned Mayor Hoye as to whether there was a motion made to have the City Clerk look at all of the places. Mayor Hoye stated that the ultimate decision on polling places comes down on the Council. He stated that the City Clerk has gone out with Mr. Scanlon, himself and Councilor Borges to look at several places in the Whittenton area, none of which were close to being ADA compliant. St. Anthony's is a possibility, but some work would be required. He discussed talking to Coyle regarding using Holy Rosary again. He has previously spoken to Dr. Tranter and would like to speak to her this week about that. He stated that it would be the immediate fix, as it would be difficult to move to St. Anthony's on such short notice because of the significant work that needs to be done. Councilor Costa-Hanlon stated that a decision should be made in the next couple of weeks. Mayor Hoye will call Coyle Cassidy tomorrow. He stated that other precincts need to be looked at as well to make sure that they are compliant. Councilor Pottier

stated that the reason that the precinct was moved was because Coyle was unsure what would be happening with that campus. Councilor Croteau questioned if a motion from the Council was needed to designate that as a voting area. Mayor Hoye stated that to designate Holy Rosary, permission would be needed from the Diocese first. Councilor Carr stated that she spent a full day with the City Clerk going to all of those places and they all have the same issues. She also spent a couple of hours with Mary Pat at Coyle and was trying to get it so the new part of the building with the ramp could be used. She stated that they have tried to think of everywhere that could be used for a polling location. She wanted to let anyone who is watching the meeting know that if they have any suggestions for a polling location that is handi-capped accessible and has an open space to set up voting booths, please call the Mayor's Office to let them know. Mayor Hoye stated that St. Jude offered but it was less ADA Compliant than the other places being looked at. Senator Pacheco stated that he knows that alternatives have been looked at but the right engineers should come down and look at how the grades need to be changed. He knows a number of people who are using the existing ramps at St. Anthony's now. They are fairly close to what needs to be done, although not exact. He stated that the Taunton Art Gallery wasn't looked at because the municipal parking lot across the way is full. Taunton owns the lot so they can restrict the parking for one day. He stated that he would be pleased to help and talk to the Secretary of State's Office to try to expedite. He stated that there might be a way to get waivers based upon the hardship that will be created. There needs to be a long term solution and the best option is Holy Rosary. Councilor Borges stated that Father Rodricks is interested in St. Anthony's becoming a polling place as well as Councilor Costa-Hanlon.

Motion was made to refer back to the City Clerk and City Planner to re-look at St. Anthony's Church to use as a polling place. Also, for Mayor Hoye to speak to Holy Rosary first and then St. Anthony's and get back to the Council within two weeks. If St. Anthony's needs to be looked at perhaps the Council could get a dollar amount and what needs to be done. So Voted. Mayor Hoye stated that it is a question of resources, if at all possible it would be good to have it at a City owned property. We will go with what the best available is. There are other polling places that are privately owned that need to be looked at. We have 16 precincts and have to make sure that everyone has the same access. Election day is a non-school day so that precinct could possibly be moved to Hopewell. He stated that he will talk to the City Clerk on Monday.

Councilor McCaul stated that as chair of the Committee on Fires and Wires, they met with candidates for firefighters on September 4, 2014. He wanted to inform Mayor Hoye and the Council that they offered three candidates conditional employment. The candidates are Joshua Corriea, Andrew Masse and Jonathan Silvia. Councilor Croteau wanted to confirm that the three candidates were recommendations of the Fire Chief. Councilor McCaul confirmed. **Motion was made to accept the Committee reports. So Voted.**

Councilor Borges stated that she received an e-mail with a complaint from Lawrence Lambert regarding two cars speeding on Oak Street. **Motion was made to refer to the Police Chief and request radar on Oak Street for the next couple of weeks. So Voted.**

Councilor Cleary stated at the new lights at the Taunton Green, he gets the impression that the left turn arrow will only be green when you can go straight. It used to be that you'd get a left turn arrow early to go to Broadway. **Motion was made to refer to the TMLP or DPW to give an update as to whether the green arrow will go on to take a left turn when the light is red. So Voted.**

Mayor Hoye stated that there is a continued Executive Session on the agenda but he believes that it has been pushed back. Council President Marshall stated that at the request of the individual and their council, they requested to move the session to October 7, 2014. This will be placed on the agenda for that date.

Orders, Ordinances, and Resolutions

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

AN ORDINANCE MODERNIZING THE TAUNTON PARKING COMMISSION

**Chapter 2 – Administration
Article XVIII – Parking Commission**

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

SECTION 1. Article XVIII of Chapter 2 of the Revised Ordinances of the City of Taunton, as amended, is hereby further amended by striking out Section 2-364 and replacing it with the following:--

Section 2- 364. Establishment. Membership.

There is hereby established a parking commission, known as the Taunton Parking Commission (hereinafter the "Commission"), which shall be composed of five members. Three members, all of whom shall be persons residing or owning a business within the limits of the City of Taunton, shall be appointed by the Mayor for a term of three years. There shall be two ex-officio members, one of whom shall be the Chief of Police or his designee, and one of whom shall be the President of the Municipal Council or such other member of the Municipal Council as may be designated from time to time by the President thereof. Members of the Commission shall not receive any compensation for services rendered to the Commission, but shall be reimbursed for all reasonable expenses incurred by them in carrying out their duties.

SECTION 2. Said Article XVIII of said Chapter 2, as amended, is hereby further amended by striking out Section 2-366 and replacing it with the following:--

Section 2-366. Meetings.

The Commission shall carry out the functions and duties prescribed for it in Section 2-367. The Commission shall hold regular meetings not less than once per month at a fixed time and place determined by the Commission. Meetings of the Commission shall also be held at such times as may be voted by the Commission, or as may be called by the Mayor or the Chairman of the Commission. Three members of the Commission shall constitute a quorum and the affirmative vote of at least three members shall be required to pass any motion or measure. Notices of meetings shall in all cases be made in accordance with the General Laws of Massachusetts. Notices of meetings shall also be issued to the Mayor, Commission members, members of the Municipal Council, the chief of the fire department, and the commissioner of public works, but the failure to provide such notices, or any errors contained therein, shall not serve to prohibit or prevent the Commission from meeting or transacting business, so long as the notice of the meeting and the posting of such notice otherwise complies with the General Laws of Massachusetts. Any elected official or department head of the city may attend Commission meetings and present their views, and the Commission shall entertain such other public input as it deems appropriate, but only members of the Commission shall be entitled to vote.

SECTION 3. Upon the effective date of this ordinance, the initial three members of the Taunton Parking Commission to be appointed by the Mayor under Section 2-364 shall be appointed as follows: one member for a term of one year, one member for a term of two years, and one member for a term of three years. Thereafter, all further appointments shall be for a term of three years.

SECTION 4. All ordinances or parts thereof inconsistent herewith are hereby repealed. This Ordinance shall become effective immediately upon passage.

Motion was made to move to a second reading. So Voted. Councilor Cleary stated that all of the Committee members have received a copy of the ordinance. He stated that most all of the recommendations of the Council were integrated into it.

New Business:

Councilor Carr discussed the new lights at the Industrial Park at Hill & Harvey Street. She stated that when coming from South Crane Avenue, the light is not visible until you are right there because trees are hanging in the way. **Motion was made to refer to the DPW to deal with that light, maybe trimming the trees to make it safe. So Voted.**

Meeting adjourned at 8:20 P.M.

A true copy:

Attest:


Assistant City Clerk

JLL/SJS

CITY OF TAUNTON
MUNICIPAL COUNCIL
SEPTEMBER 16, 2014

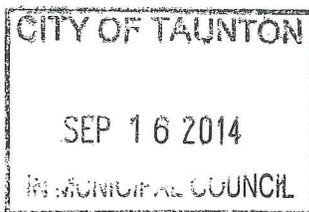
THE COMMITTEE ON FINANCE AND SALARIES

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

MEETING CALLED TO ORDER AT 5:46 P.M.

1. MEET TO REVIEW THE WEEKLY VOUCHERS AND PAYROLLS FOR CITY DEPARTMENTS.
MOTION: MOVE APPROVAL OF THE VOUCHERS AND PAYROLLS FOR THE WEEK. SO
VOTED.

MEETING ADJOURNED AT 5:47 P.M.



RESPECTFULLY SUBMITTED,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

ASSISTANT CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
SEPTEMBER 16, 2014

THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS

PRESENT WERE: COUNCILOR DONALD CLEARY, CHAIRMAN AND COUNCILORS BORGES AND QUINN. ALSO PRESENT WERE CITY SLICITOR JASON BUFFINGTON AND ASSISTANT CITY SOLICITOR DANIEL DEABREU

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

2. MEET WITH THE ASSISTANT CITY SOLICITOR TO DISCUSS ADDING THE TRASH ENFORCEMENT OFFICER TO CHAPTER 8-28 SECTION F

THE CHAIRMAN NOTED THAT A COPY OF THE ORDINANCE WAS PROVIDED TO ALL COMMITTEE MEMBERS. IT IS JUST A MATTER OF ADDING THE TRASH ENFORCEMENT OFFICER TO PARAGRAPH F.

MOTION: MOVE APPROVAL TO ADD THE TRASH ENFORCEMENT OFFICER TO SECTION F OF CHAPTER 8-28. SO VOTED.

3. MEET WITH THE ASSISTANT CITY SOLICITOR TO REVIEW DRAFT ORDINANCE FOR TAG DAYS.

THE CHAIRMAN STATED THAT HE REVIEWED THIS AND FEELS IT IS WELL WRITTEN AND THAT LITTLE NEEDS TO BE CHANGED. HE DID SUGGEST, AND HE THINKS THE RECOMMENDATION CAME THROUGH THAT THIS BE ADDED TO SECTION 12-78 WHICH TALKS ABOUT SOLICITING MONEY. HE WOULD LIKE THIS TO BE SECTION 12-78-1.

THE ASSISTANT CITY SOLICITOR SAID THAT A DISCUSSION HAD TAKEN PLACE TO ADD A NEW SECTION FOR THIS AS 12-78.1. HE ALSO SAID THAT HE HAS SOME MINOR CHANGES AND ADDED A SEVERABILITY CLAUSE.

MOTION: MOVE APPROVAL.

THE MOTION WAS SECONDED AND ON DISCUSSION, COUNCILOR QUINN ASKED IF REQUEST FOR TAG DAYS WERE ALWAYS FOR 501C3 ORGANIZATIONS, A NON PROFIT THAT GETS TO TAG.

THE CHAIRMAN SAID IT STATES THAT THE ORGANIZATION MUST BE A NOT FOR PROFIT STATUS.

THE ASSISTANT CITY SOLICITOR STATED THAT AS IT READS IN THE PROPOSED ORDINANCE " SOLICITING ORGANIZATIONS MUST PRESENT DOCUMENTATION DEPICTING THEIR NOT FOR PROFIT STATUS WITHIN CURRENT IRS GUIDELINES. PERMIT WILL NOT BE GRANTED WITHOUT PROOF OF NON PROFIT STATUS." IT DOES NOT SAY 501C3.

COUNCILOR CLEARY NOTED THAT THE PROPOSED ORDINANCE ALSO STATES "IT IS UNLAWFUL FOR ANY PERSON TO ENGAGE IN SOLICITING OF MONEY UPON ANY PUBLIC RIGHT OF WAY OR PROPERTY WITHIN THE CITY OF TAUNTON." HE ASKED ABOUT LOCATIONS SUCH AS COLONIAL DONUT, THE POST OFFICE, AS THESE ARE RIGHT ON THE SIDEWALK. BY PUTTING THIS IN, A LOT OF PLACES WOULD BE ELIMINATED, SO HE FEELS THAT THIS SHOULD BE EDITED.

THE ASSISTANT CITY SOLICITOR WILL MAKE ADJUSTMENTS TO ADDRESS THIS.

IT WAS ALSO NOTED THAT IN THE PROPOSED ORDINANCE, EACH ORGANIZATION IS LIMITED TO 2 DAYS TO TAG WITHIN THE SAME YEAR. THEY HAVE 2 DAYS ONCE A YEAR, SO AN ORGANIZATION COULD SPLIT THE DAYS AND DO ONE IN THE SPRING AND ONE IN THE FALL IF THEY WANTED TO.

THE ABOVE MOTION WAS NOT VOTED ON.

MOTION: TO FORWARD THE RECOMMENDATIONS OF THE COMMITTEE TO THE ASSISTANT CITY SOLICITOR FOR THE FORMAL DRAFTING OF THE ORDINANCE. SO VOTED.

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SEPTEMBER 16, 2014

THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS - CONTINUED

4. MEET WITH THE ASSISTANT CITY SOLICITOR TO REVIEW DRAFT ORDINANCE FOR FIRE DEPARTMENT FEES.

THE ASSISTANT CITY SOLICITOR STATED THAT HE WOULD LIKE TO LOOK FURTHER INTO THE PROPOSAL MADE BY THE COMMITTEE THAT CERTAIN ENTITIES BE EXEMPTED TO MAKE SURE THAT THIS WOULD BE A PROPER FEE AND NOT BE SUSCEPTABLE TO A CHALLENGE.

MOTION: TO REFER THIS BACK TO THE ASSISTANT CITY SOLICITOR FOR A DRAFT OF THE FINAL PROPOSALS. SO VOTED.

1. MEET WITH THE CITY SOLICITOR TO FURTHER DISCUSS ORDINANCE MODERNIZING THE PARKING COMMISSION

THE CITY SOLICITOR HAD SUBMITTED A PROPOSED ORDINANCE THAT WAS DISCUSSED AT SOME LENGTH AT THE JULY 29TH MEETING. THE CHAIRMAN TASKED THE CITY SOLICITOR TO TRY TO ASCERTAIN THE WILL OF THOSE COUNCILORS WHO CONTRIBUTED DIALOGUE TO THAT MEETING AND TO COME BACK WITH SOME CHANGES.

THE SOLICITOR THEN SUBMITTED A DOCUMENT TO THE COMMITTEE ON JULY 30TH WITH CHANGES. THIS DOCUMENT PROVIDES FOR A 5 MEMBER COMMISSION, THREE YEAR TERMS FOR THOSE THREE MEMBERS THAT WOULD BE APPOINTED BY THE MAYOR. THEY WOULD BE STAGGERED TERMS SO WHEN THEY ARE FIRST APPOINTED SO AT THE INITIAL APPOINTMENTS ONE WOULD BE FOR A PERIOD OF ONE YEAR, ONE WOULD BE FOR A PERIOD OF TWO YEARS, AND ONE FOR A PERIOD OF THREE YEARS. THEREAFTER THEY WOULD ALL BE THREE YEAR TERMS. THE OTHER TWO MEMBERS OF THE COMMISSION WOULD BE EX OFFICIO MEMBERS, ONE BEING THE POLICE CHIEF AND ONE BEING THE COUNCIL PRESIDENT. THE COUNCIL PRESIDENT WOULD HAVE THE ABILITY TO DESIGNATE ANOTHER COUNCILOR FROM TIME TO TIME IF HE OR SHE COULD NOT ATTEND THE COMMISSION MEETING. THERE WAS SOME DISCUSSION ABOUT HOW MANY COMMISSION MEMBERS WOULD BE NEEDED FOR A QUORUM AND HOW MANY VOTES WOULD BE REQUIRED TO PASS A PARTICULAR MEASURE. FOR A FIVE MEMBER BODY A THREE MEMBER REQUIREMENT WOULD BE CONSISTANT WITH STATE LAW FOR A QUORUM, AND HE DID PUT SOMETHING IN THERE THAT SAYS NO MATTER HOW MANY PEOPLE ARE PRESENT AT ANY PARTICULAR COMMISSION MEETING YOU WOULD NEED AT LEAST THREE VOTES IN THE AFFIRMATIVE TO PASS ANY PARTICULAR MEASURE. THESE ARE THE MAIN CHANGES THAT WERE MADE TO WHAT WAS PREVIOUSLY SUBMITTED.

THE CHAIRMAN SAID THAT THERE WAS SOME DISCUSSION DEALING WITH THE ANNUAL BUDGET AND THE EXPENDITURE OF MONEY, AND THE SOLICITOR ADDRESSED THIS IN HIS LETTER. THE ANNUAL BUDGET MUST BE APPROVED BY THE MAYOR AND CITY COUNCIL, AND THAT ANY KIND OF BONDING OR BORROWING FOR THE PARKING COMMISSION WOULD HAVE TO BE APPROVED BY THE MUNICIPAL COUNCIL. HE ALSO NOTED THAT THE COMMISSION MERELY MAKES RECOMMENDATIONS TO THE COUNCIL FOR RATES TO BE CHANGED OR CHANGES TO EXISTING PARKING REGULATIONS. IT WOULD BE RECOMMENDED TO THE COUNCIL AND THEY WOULD APPROVE THE RATES.

MOTION: TO REFER BACK TO THE CITY SOLICITOR THE REVISIONS AND REGULATIONS OF THE PARKING COMMISSION FOR A DRAFT OF A NEW ORDINANCE.

THE MOTION WAS SECONDED AND COUNCILOR QUINN ON DISCUSSION ASKED IF THIS WAS READY FOR A FIRST READING TONIGHT.

THE CITY SOLICITOR SAID IT IS READY AND WHAT WAS ATTACHED TO THE JULY 30TH LETTER WAS AN ORDINANCE IN PROPER FORM.

THE ABOVE MOTION WAS NOT VOTED ON.

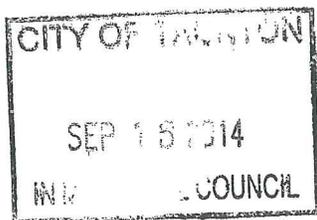
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SEPTEMBER 16, 2014

THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS - CONTINUED

MOTION: TO REFER THIS ORDINANCE TO FIRST READING TONIGHT. SO VOTED.

MEETING ADJOURNED AT 6:12 P.M.



RESPECTFULLY SUBMITTED,

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

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

A handwritten signature in cursive script that reads "Jennifer Rege".
ASSISTANT CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
SEPTEMBER 16, 2014

THE COMMITTEE ON POLICE AND LICENSE

PRESENT WERE: COUNCILOR SHERRY COSTA-HANLON, CHAIRMAN AND COUNCILORS CLEARY AND CROTEAU. ALSO PRESENT WERE CHIEF EDWARD WALSH AND SAFETY OFFICER CHRIS WILLIAMS

MEETING CALLED TO ORDER AT 6:20 P.M.

1. MEET WITH THE SAFETY OFFICER TO REVISIT THE TRAFFIC FLOW IN THE AREA OF LEDDY SCHOOL AND TO DISCUSS NO PARKING ON CHARLES STREET

THE SAFETY OFFICER STATED THAT HE HAS BEEN THERE ALL WEEK. HE SAID THAT SOME OF THE SIGNS WERE POSTED ERRONEOUSLY ON SECOND STREET AND THAT HAS BEEN CORRECTED. HE ALSO NOTED THAT HE MET WITH DR. HACKETT ON ANOTHER ISSUE, AND THE CHIEF IS ALSO SATISFIED THAT STARTING TOMORROW THINGS ARE GOING TO BE IMPROVED. GETTING BACK TO CHARLES STREET, WHAT IS IN ORDINANCE IS NEEDED THERE AND THE PRINCIPAL THERE IS ALSO SATISFIED WITH WHAT IS GOING ON THERE. THE SIGNS THEY TOOK DOWN ON SECOND STREET THAT WERE POSTED INCORRECTLY WILL ALLEVIATE SOME OF THE MESS THERE.

THE CHAIRMAN ASKED IF WE WERE SPECIFICALLY ADDRESSING CHARLES STREET, OR DOES THE SAFETY OFFICER THINK THAT ONCE THE SIGNS ARE TAKEN DOWN ON SECOND STREET THAT WILL ADDRESS CHARLES STREET.

THE SAFETY OFFICER SAID THAT WILL ALLEVIATE THE PROBLEM ON CHARLES STREET – THE BEST IT CAN. IT IS A TIGHT NEIGHBORHOOD.

COUNCILOR CLEARY ASKED, ON SECOND STREET IS THIS GOING TO BE PICK UP AND DROP OFF.

THE SAFETY OFFICER SAID YES, IN FRONT OF THE SCHOOL. THERE IS NO PARKING SCHOOL DAYS 8 AM – 4 PM AND IT IS PERMITTED PARKING FOR DROP OFF AND PICK UP ONLY. THEY HAVE PEOPLE COMING OUT TO THE CARS THERE ALSO. WHAT IS THERE IS WORKING AND IT IS BETTER THEN IT WAS BEFORE IT WAS INSTITUTED.

THE SAFETY OFFICER NOTED THAT CHARLES STREET HALF WAY DOWN WILL REMAIN NO PARKING. IT IS A ONE WAY.

COUNCILOR CARR STATED THAT RIGHT NOW, ON CHARLES STREET PEOPLE ARE PARKING ALL THE WAY DOWN, STARTING FROM SECOND STREET ON THE LEFT HAND SIDE. RESIDENTS ON THE STREET CANNOT GET OUT OF THEIR DRIVEWAYS AND RESIDENTS HAVE BEEN CALLING COUNCILORS.

THE SAFETY OFFICER SAID FROM SECOND STREET TO 10 CHARLES STREET ON THE LEFT SIDE IS NO PARKING. THE REST OF THE STREET PEOPLE CAN PARK.

COUNCILOR BORGES SAID THAT SHE HAS RECEIVED SEVERAL CALLS ALSO. THERE ARE CONCERNS WITH THE DROP OFF AS THERE ARE SPECIAL NEEDS CHILDREN AND IT IS A LONG WAY TO WALK. SHE ASKED IF THERE WAS A LONG TERM PLAN FOR THIS AREA.

THE SAFETY OFFICER SAID YES, THERE IS A CONCEPT PLAN AND THE DPW WILL BE READY TO DISCUSS THIS WITH THE COUNCIL NEXT WEEK. THIS IS A NEW PLAN AND IT IS NOT FUNDED YET.

COUNCILOR COSTA-HANLON ASKED IF IN 2 WEEKS THE COMMITTEE COULD RECEIVE THE FINAL CONCEPT PLAN. IT WAS NOTED, TOO THAT THIS IS A NEXT YEAR PROJECT, IT WILL NOT BE DONE THIS YEAR.

COUNCILOR CLEARY STATED THAT THE SAFETY OFFICER IS WORKING WITH THE SUPERINTENDENT AND PRINCIPAL, THEY HAVE A PLAN, SO LET THEM FIGURE IT OUT, THE COUNCIL DOES NOT NEED TO GET INVOLVED.

COUNCILOR CROTEAU NOTED THAT IF FUNDING IS NEEDED, THE COUNCIL WILL HAVE TO BE INVOLVED.

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SEPTEMBER 16, 2014

THE COMMITTEE ON POLICE AND LICENSE – CONTINUED

2. **MEET TO REVIEW MATTERS IN FILE**

A. COUNCILOR CLEARY NOTED THAT THE NEW LIGHTS AT THE GREEN DO NOT ALLOW YOU TO TAKE A LEFT TURN ON THE GREEN ARROW UNTIL THE GREEN LIGHT FOR GOING STRAIGHT IS ON. IS THERE ANY THOUGHT TO ALLOWING A LEFT TURN ARROW THERE FOR MORE THAN THE GREEN LIGHT FOR GOING STRAIGHT. THE SAFETY OFFICER DID NOT KNOW AS THIS PROJECT WAS DONE BY THE OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT. MR. CLEARY SAID HE WOULD ASK THE MAYOR.

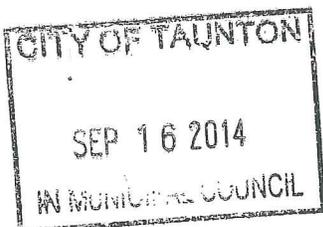
B. THE CHIEF PROVIDED A BREAK OUT OF DETAILS FOR JUNE 14, 2014.

MOTION: DOCUMENTS TO BE MADE PART OF THE RECORD. SO VOTED.

C. COUNCILOR CLEARY NOTED THAT THE CHIEF SENT VERY DETAILED INFORMATION ON THE CONCEPT OF RESIDENT PARKING AND COMPLIMENTED HIM ON HIS WORK. THE CHAIRMAN STATED THAT IN TWO WEEKS THIS COMMITTEE WILL MEET TO DISCUSS RESIDENT PARKING AND ALSO TOWING CONTRACT.

D. COUNCILOR COSTA-HANLON ASKED ABOUT THE D.O.T. WORK THAT IS SUPPOSED TO BE DONE ON ROUTE 44 FROM THE 99 RESTAURANT TO LONGMEADOW. THE SAFETY OFFICER WILL TRY TO OBTAIN SOME INFORMATION ON THIS AND PROVIDE IT IN TWO WEEKS. IT WAS NOTED THAT THE D.P.W. MAY HAVE INFORMATION ON THIS.

MEETING ADJOURNED AT 6:40 P.M.



RESPECTFULLY SUBMITTED,

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

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

 A handwritten signature in cursive script that reads "Jennifer Regan".

ASSISTANT CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
SEPTEMBER 16, 2014

THE COMMITTEE ON PUBLIC PROPERTY

PRESENT WERE: COUNCILOR DEBORAH CARR, CHAIRMAN AND COUNCILORS QUINN, MARSHALL, POTTIER AND BORGES

MEETING CALLED TO ORDER AT 6:44 P.M.

1. MEET TO SELECT COMMITTEE MEMBERS TO REPRESENT THE COUNCIL ON THE TAUNTON HIGH SCHOOL STADIUM.

COUNCILOR CARR STATED THAT SEVERAL WEEKS AGO THE BONDING WAS APPROVED FOR THE TAUNTON HIGH SCHOOL STADIUM. THIS COMMITTEE WAS CHARGED WITH SELECTING COUNCIL REPRESENTATIVES FOR THE STADIUM COMMITTEE. AS CHAIRMAN, SHE FELT THE MEMBERS OF THIS COMMITTEE SHOULD HAVE THE FIRST OPTION TO BE ON THAT COMMITTEE. THERE WILL BE TWO COUNCILORS AS WELL AS TWO SCHOOL COMMITTEE MEMBERS ON THE COMMITTEE. AFTER SPEAKING INDIVIDUALLY WITH PEOPLE, SHE FELT ALL THE COMMITTEE MEMBERS SHOWED AN INTEREST IN SERVING, BUT BASED ON AVAILABILITY AND WORK SCHEDULES IT IS HER RECOMMENDATION THAT SHE AND COUNCILOR BORGES BE THE TWO REPRESENTATIVES FROM THE COUNCIL.

MOTION: TO APPOINT COUNCILOR CARR AND COUNCILOR BORGES AS THE COUNCIL REPRESENTATIVES TO THE TAUNTON HIGH SCHOOL STADIUM PROJECT. SO VOTED.

IT WAS NOTED THAT THERE WILL BE 6 PEOPLE ON THE COMMITTEE, WAYNE WALKEN, BUILDING SUPERINTENDENT, COUNCILOR BORGES, COUNCILOR CARR, DR. HACKETT, SCHOOL COMMITTEE MEMBER CHRISTINE FAGAN AND PROBABLY ONE OTHER. THE WORK WILL BEGIN IN THE SPRING.

2. MEET TO REVIEW MATTERS IN FILE

IN JULY THE NEIGHBORHOOD CORPORATION CAME BEFORE THIS COMMITTEE TO DISCUSS THE WALKER SCHOOL PROJECT. THEY HAD A PURCHASE AND SALE AGREEMENT THAT WAS GOING TO RUN OUT AT THE END OF THE MONTH. A LONG DISCUSSION TOOK PLACE AND THERE WERE SEVERAL CHANGES THAT THE COMMITTEE REQUESTED. IT WAS SENT TO THE LAW OFFICE. SINCE THEN THERE HAS BEEN SOME BACK AND FORTH DISCUSSION ON THIS MATTER. THE CHAIRMAN HAD A COMMUNICATION FROM THE LAW OFFICE DATED 9/16/14 WHICH STATED THAT THERE ARE A NUMBER OF UNRESOLVED LEGAL ISSUES SURROUNDING THE REQUEST OF THE NEIGHBORHOOD CORPORATION (TNC) TO AMEND THE NOW EXPIRED PURCHASE AND SALE AGREEMENT FOR THE SALE OF WALKER SCHOOL. AMONG THESE ISSUES: THE PARTIES WENT OUT OF CONTRACT ON JULY 29, 2014, AND THE CITY DID NOT RECEIVE THE PROPOSED AMENDMENT FROM TNC UNTIL AFTER THAT DATE; THE TNC'S JANUARY 9, 2013 PROPOSAL INCLUDED A PURCHASE PRICE OF \$75,000 AND A CLOSING DATE OF "18-19 MONTHS FROM DESIGNATION." THE PROPOSED AMENDMENT WOULD CHANGE THE PURCHASE PRICE AND EXTEND THE CLOSING DATE TO JULY 2016, WHICH WOULD BE 42 MONTHS FROM THE DATE OF THE TNC'S RESPONSE TO THE RFP.

THE ORIGINAL RFP WAS ONLY FOR ASSESSOR'S PARCEL 92-299. THE TNC WISHES TO ALSO PURCHASE ASSESSOR'S PARCEL 92-297, AN IMMEDIATELY ABUTTING SMALLER PARCEL OF LAND. THE TNC PROPOSES TO AMEND THE DESCRIPTION OF THE PREMISES TO BE SOLD TO ALSO INCLUDE PARCEL 92-297 AND TO PAY "UP TO \$10,000" FOR THIS ADDITIONAL PARCEL.

BASED ON THE LEGAL UNCERTAINTIES SURROUNDING THESE AND SIMILAR ISSUES, IT IS THE RECOMMENDATION OF THE LAW OFFICE THAT A NEW RFP BE ISSUED FOR BOTH TRACTS OF LAND. IT IS HIS EXPECTATION THAT A NEW RFP COULD BE ISSUED IN A RELATIVELY SHORT TIME FRAME.

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

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SEPTEMBER 16, 2014

THE COMMITTEE ON PUBLIC PROPERTY - CONTINUED

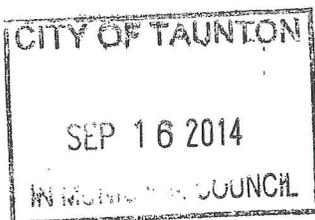
THE CITY SOLICITOR DOES NOT HAVE ANY COMFORT LEVEL WITH EXTENDING THE RFP, SO THE CHAIRMAN STATED THAT TO HER IT WOULD BE IN THE BEST INTEREST TO REFER THIS TO THE LAW OFFICE TO DO A NEW RFP FOR THE FULL PROJECT.

COUNCILOR POTTIER NOTED THAT A CONCERN HE HAS IS THAT THE BUILDING WILL CONTINUE TO DETERIORATE SO HE WOULD LIKE TO SEE THIS MOVE QUICKLY. HE ASKED FOR A STATUS IN ONE MONTH AS TO WHERE WE STAND.

COUNCILOR QUINN ALSO NOTED THAT THE ISSUE IS THE DELAY AND SHE AGREES THAT THE COMMITTEE ASK THE LAW DEPARTMENT TO MOVE THIS ALONG QUICKLY.

MOTION: TO REFER THIS TO THE LAW DEPARTMENT TO SEND A NEW RFP OUT AS QUICKLY AS POSSIBLE. SO VOTED.

MEETING ADJOURNED AT 6:51 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 Regan".
ASSISTANT CITY CLERK