



City of Taunton
Municipal Council Meeting Minutes

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Temporary City Hall, 141 Oak Street, Taunton, MA
Minutes, November 18, 2014 at 7:05 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.

Motion was made to go out of regular order of business from Hearings to Appointments for the swearing in of the three firefighters. So Voted. At this time, Andrew J. Masse, Jonathan Silva and Joshua D. Correia were invited into the enclosure to be sworn in by the City Clerk as Permanent Full-time Firefighters. So Voted.

Motion was made to revert back to regular order of business. So Voted.

Communications from the Mayor:

Mayor Hoye wanted to report that there will be paving this weekend from 7AM to 5PM on Route 44 from Dean Street to Arlington Street around the Girls Club. They are working on the railroad crossing as well. He stated that the City Solicitor will be talking about some Main Street closures because of the demolition of the Star Theater, which is good news to everybody. It will be an inconvenience downtown for a couple of weeks. He wanted to thank Greg Glynn, Paul Arikian and everyone else involved in making it possible to watch the City Council meetings online. The website is www.vimeo.com/tauntonmunicipalnetwork. It will be displayed on the Municipal Network for people to download it. Mayor Hoye announced that the Lights On Festival will be held on Saturday, December 6, 2014 and the parade will be held the following day. Councilor Cleary complimented the Mayor for having it on a Saturday. It is more family friendly and it makes it easier for parents to get their children ready on a weekend as opposed to a Friday night. Mayor Hoye stated that it may not be quite as elaborate as last year event but it will be fantastic. Councilor Carr stated that Saturday is in fact a more family friendly day but it is nice to have a day in between the events for cleaning up. Last year the Parks, Cemeteries and Public Grounds Department and the other departments that cleaned up did a wonderful job. She wanted to thank all of the people who were out at midnight cleaning the Taunton Green and the streets to get it ready for the parade the next morning. Mayor Hoye stated that it will end a bit earlier than last year; it should be from approximately 4PM-8PM. Councilor Costa-Hanlon asked what time the lights will be turned on. Mayor Hoye stated 5PM to give families more time to enjoy the events afterwards.

The City Solicitor stated that everything is still preliminary at this point, but the Star Theater demolition is moving forward and the contractor is in there now doing the wall stabilization measures and will be significantly ramping up the other protective measures. He stated that he had a meeting today with the contractor, the engineers and the Police and Fire Departments because it is going to require Main Street to essentially be closed to thru-traffic for at least a week. Due to the fact that the demolition equipment is so large and the demolition is going to begin in the front of the building, having thru traffic is not able to be accomplished. Traffic will be rerouted during the initial stages of active demolition which will inconvenience a lot of people but it is unavoidable. It is projected that active demolition will commence on Monday, December 15, 2014 and will last for one to two weeks. Signs will be put up ahead of time throughout the area, not only to detour people, but to let people know that Main Street will be closed. There are some pre-demolition measures that have to be taken before active demolition can occur so December 15, 2014 is a tentative start date. Councilor Pottier inquired that although Main Street will be closed, will the sidewalks be open. The City Solicitor stated that there is a Traffic Management Plan that is being developed by the engineers, part of that development is an alternative pedestrian pathway that will be ADA Compliant. He stated that obviously you cannot walk on the sidewalks anywhere near the Star Theater building but the rest of the sidewalks should be open. Signs will be put up stating that the businesses will be open during these activities. It will be challenging for parking in the area but they will do their best to minimize the inconvenience to the people. Councilor Quinn asked if parking will be available on Main Street. The City Solicitor stated that it is still being worked out right now but the further you get away from the Star Theater building, the more likely there it is that parking will be available. The preliminary plans show that as you are heading down Main Street from the Taunton Green, traffic will be stopped at Cedar Street. From the other direction, they will allow traffic to approach Church Green but will have to turn right at Union Street. They will not allow large traffic to go down Union Street, such as tractor trailers. It will involve a lot of Police details and traffic management. He stated that it is not safe for the normal traffic to go down Main Street during active demolition. Councilor Cleary stated that he is concerned about the businesses downtown. We need to be sensitive and allow some access to local business. The City Solicitor stated that the businesses downtown are very important and they will try to make the impact as minimal as it can be. He stated that it is a very dangerous structure and they are particularly concerned about having the demolition done before the really bad weather starts. Councilor Costa-Hanlon stated that although it would be nice to get this done sometime in April or some other time, it just was not in the cards. She stated that they are doing the best that they can with the timeframe that they have. Although it will be difficult, it is progress and that is what they have been looking for. She requested that the preliminary study could find its way to the local business owners. Councilor Carr stated that the total project will take approximately a month to get the whole building down. She wanted to verify that after Main Street is closed for the week, that they will be far enough along with the demolition to re-open. The City Solicitor stated that the way the contractor intends to proceed is to knock down the front of the building first from Main Street and push it back. There will be one to two weeks of closure of Main Street during the day. At night, the contractor will secure the area to allow traffic to proceed. The contractors are trying to make sure that there is enough room for fire trucks and ambulances to get through if needed. Mayor Hoye stated that unfortunately it is a busy time of the season when this will happen but it has to come

down. He thanked the City Solicitor, Mr. Walkden, and everyone else involved in this process. Mayor Hoye announced that the Christmas Parade will be held at 12pm on Sunday, December 7, 2014. There will also be for the first time ever the "Miracle Mile", which is a one mile run that will be held at 10am. It will start at Adams Street and go around the Green and back. This will be to benefit local charities. Mike O'Connell is the race director. It should be a great addition to the City's Christmas events. The "Miracle Mile" can be searched on Facebook and it will be up on the City's website and media center.

Hearing:

On the petition submitted by the City of Taunton, Temporary City Hall, 141 Oak St., Taunton for the acceptance of Kilton Place as a public way in the City of Taunton. **Motion was made to open the hearing. So Voted.** Com. from City Engineer stating that the DPW has a need for the acceptance of this street in order to locate a new sewer line as a replacement for an inadequate system currently in place. The City currently maintains the roadway and utilities, but does not receive Chapter 90 credit. Acceptance of this road will allow the City to use Chapter 90 funds for this project, and will add to the City's inventory of accepted, Chapter 90 eligible streets. He recommends that the City accept Kilton Place as a public way so these improvements can be realized. **Motion was made to make part of the record. So Voted.** Com. from the Chairman of the Taunton Planning Board stated that they voted to forward a positive recommendation for Kilton Place to be an accepted street in the City. **Motion was made to make part of the record. So Voted. Motion was made to make the map of Kilton Place part of the record. So Voted.** Frances Guay from 15 Kilton Place stated that she is not in opposition, she just is questioning what will change because she thought that Kilton Place was already a public way. Mayor Hoye stated that there are a lot of streets and roads within the City's borders that people think that are public ways but they actually are not. He stated that in order to do work on these roadways, they need to be accepted as a public way. In her case, he does not believe that anything will change. They will be doing a sewer project and they want to make sure that everything is legal and being gone about the right way. She requested that a "Dead End" sign be put at the end of the street. **Motion was made to refer to the DPW to place a "Dead End" sign at the end of Kilton Place. So Voted.** Mrs. Guay stated that there are six homes on that street, four of which have young children so that is why she is concerned about the traffic. Mayor Hoye stated that for the purposes of the sewer project, it would be in everyone's best interest to have that as a City accepted street. She questioned when the project would be started. Mayor Hoye does not know at this time. He stated that the Council will make sure that she gets the information. Councilor Carr questioned whether or not the residents have City sewerage. Mayor Hoye stated that he believes that it was a future relining or replacement but was not sure of the specifics. **Motion was made to close the hearing and record the petition granted. So Voted.**

Hearing:

On the petition submitted by Jeffrey P. Sanders, Percy Law Group, 4 Court St., Taunton on behalf of his client, Taunton Mills, LLC, 1 River Rd., Carlisle, MA 01741 and others for the discontinuance of Brook Street Extension as a public way in the City of Taunton. **Motion was made to open the hearing. So Voted.** Com. from the DPW recommending and requesting a four (4) week continuance due to the following concerns; 1. The

abutter's site in question is in non-compliance with the DEP Mass Contingency Plan, 2. The road in question contains a City owned 24" diameter sewer pipe interceptor, 3. We do not know the proposed plans for the abutting site, 4. The drainage from the East Bay Apartments enters the area in question as well, 5. There may be other concerns that are not listed here hence the request for the continuance. **Motion was made to make part of the record. So Voted.** Council President Marshall stated that he spoke to the attorney on record earlier to let her know some of the concerns that the DPW Commissioner had. **Motion was made for a continuance for four weeks due to outstanding issues. So Voted.** Councilor Quinn made a motion to get a copy of the petition in that time frame so that the Council can see what documents are included with it, particularly some evidence as to whether or not that is a public way. **So Voted.**

Hearing:

On the petition submitted by C. Anthony Fruchtl, Ayoub Engineering, Inc. 414 Benefit St., Pawtucket, RI on behalf of his client Bruce Thomas at the location of 137 Hart St., Taunton, MA for a license to store, use and sell 28,000 gallons regular unleaded/super to be stored in underground storage tanks and 7,000 gallons diesel to be stored in underground storage tanks for a total of 35,000 gallons of underground fuel to be stored. **Motion to open hearing and invite the petitioners in. So Voted.** Com. from Captain Robert Bastis, Fire Inspector, Taunton Fire Department submitting a positive recommendation with conditions. The conditions are; 1. Maintenance and installation shall comply with applicable requirements of 527 CMR 9.0 and Massachusetts DEP requirements for underground tanks. 2. The suppression system for self-service gas station must have the approval of the Office of the State Fire Marshal. **Motion was made to make part of record. So Voted.** C. Anthony Fruchtl stated that he is here on the behalf of his client, Bruce Thomas, regarding the piece of property at the corner of County Street and Hart Street. He stated that in the Spring of this year, they went before the Planning Commission for an approval of a Site Plan for development of the entire site and also went before the Zoning Board for special permits for a couple of uses on the site. It will be a convenience store and a gas station. It was reviewed and approved part of that would be the storage of the fuel for the facility which includes two double walled fiberglass tanks. They have to go through the process with the state and local fire marshal to approve the tubing, the process they use to fill the tanks, and how the tanks get there. They did receive permission for the underground storage tanks. Councilor Pottier stated that he has concerns about that intersection. The intersection was made worse when CVS came across the street. He stated that he voted against that plan. He doesn't see how this will make the intersection better. He believes that the state will start to work on that intersection, which is one of the worst ones in the state, starting in 2016. He understands that CVS contributed approximately \$200,000.00 which is in escrow. He stated again that it is one of the worst intersections in the state. He asked the Mayor if there was any way to get that to move sooner. Not just this coming in, but until we get the intersection fixed, the construction of this will make it that much more dangerous. Also, the extra traffic flow to this development will make the intersection more difficult to maneuver through. He asked what the timeline is for the project. He said that it is not a problem with their design; it is a problem that needs to be dealt with. Mr. Fruchtl stated that the plan is also in Mass DOT's hands and they need to review it. Councilor Pottier stated that he appreciates that it is already with the DOT and that if it was made into a left turn only, it would improve things, as there is an accident there almost weekly. Mayor

Hoye stated that every meeting that he has had with the DOT, this intersection comes up and it needs to be done. The design work is almost done; it is a question of getting everything together, getting all of the land takings ready to go and doing all the appraisals will take time. Councilor Pottier stated that this may be something that will further drive that project. Councilor Croteau stated that this issue had been discussed a few weeks ago and there were concerns about safety issues further into East Taunton. He told them that he has met with Mr. Thomas on a couple of occasions. Mr. Thomas is deeply concerned about the situation because of the traffic problem. The traffic problem will adversely affect the amount of business he does. He looked further into this and there are two plans. One is a state plan and the other is the casino plan. The casino plan is supposedly better. He stated that there is money in an account at the DOT for projects such as this. The situation is that there is a group of communities in SE Mass that vote on the disbursement of money. Councilor Croteau stated that the bottom line is that the plans are done but nothing is happening. Councilor Costa-Hanlon stated that she understands everyone's concerns about Harts Four Corners but the only thing in front of the Council is the permit for storage of the gasoline. She is not sure that a discussion about the traffic can be linked to the power that the Council has right now that is related to the gas storage. She is not saying that it shouldn't be discussed, just that she is not sure what the Council can legally discuss relative to this particular permit. The City Solicitor stated that this is an application for an underground storage tank. He is not inclined to tell the Council that they can't discuss things. When it comes time for a vote, it should be made on the merits of the petition and the petition is for a storage tank. Typically, the types of things that are considered in reaching the decisions are; 1. Is the tank located in right place, 2. Does it have the proper dimensions and 3. Are there proper safety precautions? Councilor Costa-Hanlon asked if Attorney David Gay represented the applicant during their Planning and Zoning Board hearings. He confirmed that. She questioned whether there were discussions about the traffic issues and some of the issues that were brought up at this meeting. He also confirmed that there were. She asked if there were a specific set of requirements relating to the traffic as part of the Planning or Zoning Boards. He stated that the Zoning Board's decision was more dimensional related and did not deal with the traffic issue. The Planning Board decision was the site plan review and the Zoning Board decision did not require any additional monetary contribution from the petitioner because the petitioner paid a substantial sum of money when the CVS permit was granted. He stated that Mr. Thomas wants the intersection fixed more than anyone does. Attorney Gay stated that it is not the Councilors fault or the City's fault that the intersection is that way; it is the state's design system. He stated that there was a difficult intersection in Taunton; it is the only one around here that has been cured without a major expense. He asked the Council if they can just do what they did with the intersection on Washington Street at Hart's Four Corner's and most accidents would be eliminated. They are here for an underground storage permit; they have the permit to build it. There are conditions, some of which deal with his client donating land in anticipation of a traffic issue, which he has done. Councilor Costa-Hanlon asked if he knew when they would hear from the DOT. He stated that he spoke with them today and hopefully within a week they will receive a letter with respect to what has to be done in conjunction with the proposed future plans. Councilor Costa-Hanlon wanted to confirm that procedurally, even if the Council allows this and the DOT believes that there is an issue with the traffic, they can say no. Attorney Gay confirmed. Council President Marshall questioned where the underground storage tanks will be located. Attorney Gay stated that they are located

the furthest distance possible from any residential on Hart St. and County St. Councilor Quinn wanted to confirm that this plan was the final product of the Planning and Zoning Board's recommendations. Attorney Gay confirmed that information. Mr. Thomas stated that there are two plans, and the casino plan needed more property. He moved the whole project on his property over to account for the worst case scenario in the future. He stated that it was done with feedback from the Zoning and Planning Boards and the DOT. Councilor Croteau stated that he has met with Mr. Thomas and discussed the taxes that he will be paying. He pays approximately \$30,000.00 now and will pay \$280,000.00 when the project is fully developed. He stated that he has spoken to the TMLP and the DPW regarding the lights at the intersection and nothing has happened so far. He stated that the TMLP will make the change when they are directed to. Councilor Cleary stated that Mr. Thomas and his consultant are setting aside property to improve that intersection which is a huge step in the right direction. He stated that they are only here for the underground storage permit and have the approval of the Fire Inspector, the Planning Board and the Zoning Board. The DOT has been involved in this intersection, which it controls. He stated that we have a local businessman that is looking to invest in a blighted property. He thinks it is a good project and the underground storage request should be approved. Councilor Carr stated that she would have liked to see the Zoning and Planning Boards reports as far as what they suggested. Attorney Gay stated that they had to go in front of the Zoning Board for special permits for the drive thru's. She thought the City Council retained the drive thru. Attorney Gay stated that they did but only for a certain Zoning districts. This district had to be approved by the Zoning Board of Appeals. Councilor Carr stated that there was a discussion about issuing licenses when people owe outstanding taxes to the City. She inquired if this applicant up to date on all taxes and liens to the City. Mayor Hoye stated that it is against State Law. The City Solicitor stated that a year or two ago, many ordinances were looked into that were in conflict with State Law on this point. There is a law that talks about how a permit could be denied if the person is behind on their Municipal obligations. As a result, it was proposed to the Council that certain ordinances be repealed and create new ordinances that were in conformity with the general laws and the Council did unanimously passed the ordinance was proposed. It does set up a procedure to follow. Attorney Gay stated that he understands that people are concerned and only one couple has shown up to say something, even after notices have been sent by certified mail. Mrs. Olican from 11 Briarwood Drive stated that they have 3.5 acres that abut the property. She questioned if 35,000 gallons of fuel was a reasonable amount to be stored underground and if a fuel tank fails, what the contingency plan is. Attorney Gay stated that it is reasonable for the number for the amount of pumps that there is and the fact that there is diesel. These are standard style tanks. He stated that they are double walled tanks with two liners. There is a tank and an outside shell which has a monitor between them that detects if there anything gets in from the outside or out from the inside. The monitor is checked yearly. He discussed the care taken in the transportation and installation of the tanks and the plan that would be kept on site if there was a spill. Mayor Hoye stated that the City Clerk has a list of all of the storage tanks in Taunton that Mrs. Olican may look at. Councilor Carr asked if there was a buffer between the parcel and the residential areas. Attorney Gay explained the plan and what would be used to separate it. She also wanted to know if the license gets renewed annually. Mayor Hoye confirmed. **Motion was made to close the hearing and approve the petition. So Voted.**

A two minute recess was taken to set up for the Supplemental Budget Presentation.

The meeting was called back to order.

A moment of silence was observed in memory of former Superintendent of Schools, Ed Alexio who passed away a couple of days ago.

Mayor Hoye presented the final budget for FY15. He stated that Mr. Enos and Barbara Auger are in attendance to answer any questions that anyone may have. He stated that he doesn't have the free cash number as of yet, it is expected in the next couple of weeks. Mayor Hoye doesn't guarantee that most of the money spent out of the Stabilization account will be replaced but he feels very strongly that it will be the case. He stated that if you look at FY08, which was 2009, the City was at 10.3M in unrestricted local aid which at that point was called lottery aid. In FY10, that number was down to a little less than 7.4M. In FY12, that number was just under 6.6M. There has been a decrease from 2007 to 2012 in the amount of 4M. We are now at 7.484M in FY15. We are just over the level of local aid that was received in 2010. He stated that Public Safety is a priority to this administration and there have been opiate and breaking and entering problems in this City so four new police patrolmen will be hired. \$108,000.00 will be budgeted to hire them for the next six (6) months which will get them through training and out on the road. Mayor Hoye discussed the communication upgrades that have to be made in the Police and Fire Department. It will be about \$150,000.00 to change the banding system. The City will fund \$75,000.00 of that right now to get the project started. Mayor Hoye stated that as part of a contractual agreement with the Fire Department, twenty (20) sets of new turn out gear will be purchased. The goal in the next four years is to have all members of the Fire Department with turn out gear that is less than five years old. He stated that to keep up with the workload in the City Clerk's Office; the part time position is now going to be a full time position. He discussed how \$45,000.00 will be spent on ADA traffic signal upgrades in conjunction with the TMLP. The Taunton School Department will be provided with \$2M to bring the school spending to well over the 95% net school spending requirement and he would like to make it 100%. Some things are changing; the legislature passed a law that the communities could not count the retiree health care towards the net school spending. He believes that there are approximately 73 communities that cannot count it. Taunton pays about \$5M in retiree health care, many communities count it, but because of a decision that was made many years ago Taunton does not. As of the next fiscal year, Taunton will start counting it. It will make a bigger dent in the net school spending and hopefully within the next four (4) to five (5) years, we will be at 100%. There is an appeal process that the City will be looking into; any penalties that are incurred because of not meeting the net school spending due to retiree health care can potentially be waived. The goal is to provide as much money to our school district and children as we possibly can. There have been incremental increases every year. This City is committed to education it is clear by the debt exclusion. A few years back, there were improvements done at Taunton High School, and at the new Parker Middle School. There are two former Superintendents on the Council that were very much responsible for the East Taunton Elementary School, Chamberlain, Freidman and new E. Pole School. There will be an additional \$30,000.00 put towards the DPW for crack sealing. This is on top of the \$500,000.00 committed in the preliminary budget

for the ADA sidewalk upgrades. Also, \$25,000.00 is being put towards hiring an additional ME03 driver which will help with the street sweeping. He commended the DPW on how the street sweeping has improved. Mayor Hoye stated that we are all committed to a clean City and will continue to fight that battle every day. If the budget allows, new personnel will be added. The Building Department needs a new inspector's vehicle which will cost just over \$22,000.00 and \$32,000.00 will be put towards a new elevator at Martin School. Mayor Hoye announced that a new position will be added to the Building Department. This position has not been filled since Mr. Pirozzi took over the Head Inspector role, there will now be an Electrical Inspector on staff. This will allow him to run the Department how it should be run. Mr. Pirozzi will not be on the field most of the day like he is now, he will be available more often in the office to answer questions from residents and contractors. Mayor Hoye stated that there is \$26,000.00 being committed to replace the 15 year old transport van for the Department of Veteran's Services. Our veterans need to be treated with dignity and respect and the van that we had just was not cutting it anymore. Mayor Hoye discussed the Department of Parks, Cemeteries and Public Grounds fleet and how it is aging. It was difficult to transport the staff to and from job sites over the summer. In order to help them with transport and also some of the smaller jobs a 2015 Ford F350 Extended Cab truck is going to be purchased which will be outfitted with a plow. It will replace a vehicle made in 1995. Mayor Hoye stated that with this budget, and all budgets we will be building a system for the future. We will continue to implement sound financial practices within all capacities. We will continue to work with all departments to evaluate current spending practices and look for areas of improvement. We will focus on teamwork, communication and cooperation. We will work with one another to identify creative solutions. Mayor Hoye stated that this is his third budget and he would like to talk about future goals. First, we will continue to meet aggressively with the Capitol Improvement Advisory Committee to assess our overall Capitol Improvement strategy moving forward. That Committee is scheduled to meet again on December 2, 2014. We have a lot of Capitol needs in this City. The roadways which had seen some improvements, but a lot more are needed. At some point, an ESCO (Energy Savings Contract) will be looked at to possibly alleviate some debt. Public Safety will continue to be a top priority, we will maintain and improve our roads, sidewalks and infrastructures throughout the City. We will look for new economic growth areas in our City, especially Phases IV and V of the Myles Standish Industrial Park. Martingnetti is a huge piece of that puzzle. Sullivan Tire is there, opened and operational as well as Columbia Gas and many more to follow. We will also be looking at creative solutions for Downtown. The Star Theater is coming down is a great indication of what is happening Downtown. Mayor Hoye stated that the Council will work with the School Department and the Mass School Building Authority to determine future school needs. Mulcahey School has its issues, the older part of the building is in peril right now, he will be talking to the MSBA about that. Hopewell School is over 100 years old and lacks modernization and infrastructure. We will possibly look at doing something with those two schools. The implementation of the WAN (Wide Area Network) has commenced and will continue to meet critical technology improvements. We will continue to support our Veteran Services. Councilor Pottier questioned that with the new hires, are benefits being included in the salary numbers. Mayor Hoye stated that they are. Councilor Pottier inquired about whether we are still in compliance with the SAFER grant. Mayor Hoye stated that we are. Councilor Pottier wanted to know the percentage of funding that we have for next year. Mr. Enos stated that it is about 25%.

Mayor Hoye discussed free cash and what it has been spent on. \$200,000.00 was spent on the purchase of the corner of Weir Street. The demolition of the Star Theater is just under \$650,000.00. The transfer and the \$2.4M from last year as well. We have put that money to good use. His goal is to essentially replace what is taken out for budgetary purposes. Councilor Costa-Hanlon stated that in Human Services there was a Community Relations Counselor that was unable to be funded in the preliminary budget, and she wanted to know if it was able to be added to the supplemental budget. Mayor Hoye stated that the position was filled and that person was promoted to Assistant Director knowing that the Community Relations position would not immediately be filled. She questioned if a new investigator could be hired in the Veterans. Mayor Hoye stated not at this time. Councilor Costa-Hanlon inquired about a second clerical position in the assessor's Office, Mayor Hoye stated that there is one more position in that office that could be filled. She stated that additions to the Park, Cemeteries and Public Grounds Department were talked about. One matter specifically, there was \$40,000.00 for the Mayflower Cemetery Road Improvements She stated that she thinks that some of those improvements have been done and she is not sure if it has been completed. She questioned if he had been able to spend some money out of the Supplemental Budget or parts of the other budget. Mayor Hoye stated that there has been nothing specific to that project; it will be funded by a little bit of leftover funds here and there. Councilor Costa-Hanlon stated that the Library had requested two positions. Mayor Hoye stated that someone had left, those positions will continue to be funded but the two additional positions were not included. Councilor Costa-Hanlon stated that everything requested for the Police was fully funded. She also stated that there was a request for an increase in the stipend for the Council Clerk in the amount of \$4,200.00. Mayor Hoye did not recall that one; it would have to be negotiated with COTMA. The generator to protect vaccinations which would be \$20,000.00 for the Board of Health was referred. She questioned whether the three positions at the DPW were filled. Mayor Hoye stated that some of them have. She stated that a position at the Landfill was referred to monitor the loads for the City side. He said that was not funded yet. She questioned whether a clerk was funded for the Chief's Office. She stated that the radio system looks like it was fully funded. Mayor Hoye stated that he spoke with Councilor Croteau and it looks like a new truck will be purchased for the Fire Department but by the time the order is filled and the invoice needs to be paid, it will be in next year's budget. He stated that the paperwork will be started now. She mentioned that Mr. Walkden had asked for \$7,150.00 for software. Mayor Hoye stated that it has been taken care of. She thanked the Mayor for the presentation and setting priorities and funding them. Mayor Hoye stated that you have to spend money to show people that their tax money is going to good use and not to waste. Councilor Costa-Hanlon asked Mr. Enos if there is a final FY14 amount and what we took in for all receipts and if it was close to the estimated money. Mr. Enos stated that we brought in more money than expected. He stated that he estimated \$13.6M and we brought in \$15.2M. Councilor Croteau stated that the statement by the Mayor was that we would come close to replacing the \$3.8M taken out of Stabilization, so if \$1.6M comes from additional revenue, then we are forecasting a potential \$2.2M left from FY14. This money can only come from two sources, additional revenue or unexpended revenue from the budget. Mr. Enos confirmed. Councilor Pottier asked if this information would be on the website. Mayor Hoye stated that it will and the worksheet could also be scanned onto the website. Councilor Carr stated that on the Stabilization there \$3.8M but the actual itemized list had \$3.3M. She questioned what the \$500,000.00 difference.

Mayor Hoye stated that it is what they just added in for the School Department. He also stated that the City will be purchasing three new police cruisers. Councilor Carr questioned the pension fund amount for a Firefighter. Budget Director Enos stated that the firefighter bought his military time back and by law, the City has to make the pension payment. The City Clerk read a communication from Mr. Enos dated November 18, 2014. Mr. Enos informed that as part of the FY2015 process, the following must be voted on: TMLP in lieu of taxes to reduce the tax rate, \$2,900,000.00; Title V to offset Debt and Interest budget, \$17,905.00; Cable TV Education to offset Library Budget, \$13,690.00; Cable TV to offset Municipal Access Budget, \$11,170.00; Wetlands Protection to offset Planning and Conservation Budget, \$20,000.00; Airport Revolving Account to offset Airport Budget, \$10,000.00; Parking Garage to offset Parking Commission Budget, \$204,985.09; On Street Parking to offset Parking Commission Budget, \$105,214.96; Parking Lot to offset Parking Commission Budget, \$37,180.45; Stabilization for various City Departments, \$3,852,612.00. **Motion was made to approve the list as read. So Voted. Councilor Croteau added to the motion to include the memo from Gil Enos dated November 18, 2014 in the records for this meeting. So Voted.** The City Clerk read into record a communication from Budget Director, Mr. Enos dated November 18, 2014. Mr. Enos recommended that the total FY2015 appropriation for the City of Taunton with the submission of FY2015 Supplemental Budget to be as follows: City of Taunton General Fund in the amount of \$177,829,372.79, Water in the amount of \$8,100,360.53. Taunton Nursing Home in the amount of \$6,804,127.79. Sewer Enterprise System in the amount of \$8,885,496.06, Golf Course in the amount of \$15,000.00. A total Fiscal Budget of \$201,634,357.17. **Motion was made to approve. So Voted.**

Communications:

Com. from Executive Director of Retirement notifying of the retirement for Superannuation of Kirk W. Wrigley, an employee of the Taunton Fire Department on November 22, 2014 under the provisions set forth in Section #5 of Chapter 32 of the General Laws of Massachusetts. He requested that Mr. Wrigley be paid regular compensation and accumulated benefits up to and including the date of retirement. **Motion was made to receive and place on file. So Voted.**

Com. from Commissioner, Parks, Cemeteries and Public Grounds providing an update on the splash pad. She stated that the department has been working with the members of the DPW team and BETA Engineering on this project. A copy of the current work schedule that has been prepared by BETA who is overseeing the project for the City was included. LAL is currently on-site and has placed the gravel base for the splash pad. All component pieces are on site and inventoried. Other contractors will be notified once LAL completes the necessary preparations. **Motion was made to receive and place on file. So Voted.** Mayor Hoye stated that there have been some issues at Hopewell Park with teens hanging out there and causing problems. The City has been working with the Police Department, specifically Officer Munice, to have a security guard there until the weather dictates that it doesn't have to be done anymore. He does not want our residents inconvenienced by kids that have no respect for property and those around them. There will be a security guard there who will be in contact with the Police Department in the event a problem arises.

Com. from Attorney Edmund Brennan, Jr., One Church Green, PO Box 488, Taunton regarding the 3 Mill St. Middleboro, MA Water Main Extension. He is requesting on behalf of Mr. Kahian permission to extend the water main approximately 100 additional feet to service the 2-family home. **Motion was made to refer to the Committee on the Department of Public Works and the Water Department. So Voted.**

Petitions:

Hours of Operation Licenses

1. Bath & Body Works located at 2 Galleria Mall Drive, Taunton
2. Best Buy located at 2 Galleria Mall Drive, Taunton
3. Cell Hutt Inc. –dba- Metro PCS located at 2 Galleria Mall Dr., Taunton
4. The Children’s Place located at 2 Galleria Mall Drive, Taunton
5. Dunkin Donuts located at 2 Galleria Mall Drive, Taunton
6. Express Fashion Operation LLC–dba-Express located at 2 Galleria Mall Drive, Taunton
7. Foot Locker located at 2 Galleria Mall Drive, Taunton
8. Forever 21 located at 2 Galleria Mall Drive, Taunton
9. Fuji Chen located at 2 Galleria Mall Drive, Taunton
10. FYE located at 2 Galleria Mall Drive, Taunton
11. GameStop located at 2 Galleria Mall Drive, Taunton
12. Gymboree located at 2 Galleria Mall Drive, Taunton
13. Hennes & Mauritz, Inc. –DBA- H&M located at 2 Galleria Mall Drive, Taunton
14. Hot Topic located at 2 Galleria Mall Drive, Taunton
15. Jeremy’s Pizza located at 2 Galleria Mall Drive, Taunton
16. Journey’s located at 2 Galleria Mall Drive, Taunton
17. Macy’s located at 2 Galleria Mall Drive, Taunton
18. New York & Co. located at 2 Galleria Mall Drive, Taunton
19. Spencer Gifts located at 2 Galleria Mall Drive, Taunton
20. Unplugged Toys and Gifts located at 2 Galleria Mall Drive, Taunton
21. Victoria’s Secret located at 2 Galleria Mall Drive, Taunton
22. Wetzels Pretzels located at 2 Galleria Mall Drive, Taunton
23. Yankee Candle located at 2 Galleria Mall Drive, Taunton

Councilor Costa-Hanlon stated that these are usually referred to the Committee on Police and License but at the request of the City Clerk and after discussion with the Police Chief and Detective Smith, because these are mostly Black Friday and the clerks office has to get these out, She is requesting that these be approved on the floor and if there are any questions, she has spoken to Detective Smith and he has reviewed all of these and they are renewals of the exact same license as last year, whether they are retail or restaurants. Councilor Costa-Hanlon stated that there are also 11 locations at the Galleria Mall that the City Clerk can read into the record. The City Clerk stated that all together there are 58. There are 23 on the agenda, 24 on Colleen’s list and there are an extra 11 that came in this week. **Motion was made to list the 23 on the agenda as read. So Voted.** Councilor Croteau stated that 24 were referred to the Committee on Police and License that were approved. He confirmed with the City Clerk that she has an additional 11 and the Clerk of Committees had 24. The City Clerk read the additional 11 into the record.

1. Zumiez located at 2 Galleria Mall Drive, Taunton

2. Deb Shops located at 2 Galleria Mall Drive, Taunton
3. Hat World, Inc. –DBA-Lids located at 2 Galleria Mall Drive, Taunton
4. Dick’s Sporting Goods located at 2 Galleria Mall Drive, Taunton
5. Things Remembered located at 2 Galleria Mall Drive, Taunton
6. Elite Ideas Trading Inc. located at 2 Galleria Mall Drive, Taunton
7. Celliris located at 2 Galleria Mall Drive, Taunton
8. Claire’s located at 2 Galleria Mall Drive, Taunton
9. Champs#14335 located at 2 Galleria Mall Drive, Taunton
10. Wet Seal, Inc. located at 2 Galleria Mall Drive, Taunton
11. 1000 Degrees Express located at 2 Galleria Mall Drive, Taunton

Motion was made to approve. So Voted. Motion was made to approve the additional ones on the agenda. So Voted. Councilor Pottier motioned to refer to the Committee on Police and License the issue of Mall licenses. 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.

New Business:

Councilor Pottier stated that Highland Street, which is a cut through to Winthrop Street, is not in great condition. **Motion was made to refer to the DPW to see if it is on the schedule to be worked on in the not too distant future. So Voted.**

Councilor Pottier stated that the Council in general, especially Councilors McCaul and Carr, has been concerned about the dumping on Casewell and Trescott Streets. He stated that he spoke to Councilor Costa-Hanlon about what happens with the dumping that goes on at dumpsters at some businesses and apartment buildings. **Motion was made to refer to the Committee on Police and License to see if there are statutes about illegal dumping at businesses and apartment buildings in their dumpsters and what the Council’s jurisdiction would be because he has heard of illegal dumping going on there as well. So Voted.**

Councilor Pottier stated that he and Councilor Quinn will be doing a conference call with the DPW crew about updating the regulations on solid waste, recycling and composting. The last time that they were updated was in 1998. The DPW wants to reaffirm those regulations related to those items. The meeting will be on Friday. **Motion was made to refer to the Committee on Solid Waste. So Voted.**

Councilor Pottier stated that he has received a number of concerns regarding the Taunton Animal Shelter. They are having a difficult time and are looking for donations, such as food or volunteers during the holidays.

Councilor Quinn has received a report from a couple of residents of Old Somerset Avenue that the trash pick-up and recycling are all going into one (1) truck. She stated that she had previously brought this up to the DPW to look into and has received another call this week that it happened again and it is continuing to happen. **Motion was made**

to refer to the DPW and the Committee on Solid Waste to find out if that is really happening and have a letter sent to WeCare to have that matter addressed. So Voted.

Councilor Carr stated that over the past week she went to the Taunton Animal Shelter and asked if there was anything that they needed. She stated that all along the outside fence there is a lot of overgrowth from trees and brush. There is also a huge, old tree that is half dead. They are in need of someone to take the tree down and clear out the brush. **Motion was made to refer the brush to the DPW flail mower and the tree to Parks, Cemeteries and Public Grounds next time Barnes is in town. So Voted.**

Council President Marshall stated that the Committee on the Needs of the Airport is scheduled to meet with the Airport Commissioners to discuss the current operations of the Airport as well as some of the letters that the Councilors have received. It is on the agenda for the Airport Commission next week.

Councilor Costa-Hanlon had a question for Councilor Pottier who is on the Committee on Solid Waste. She stated that there was a hearing for a potential site assignment and was inquiring on whether there was any new information on it. Councilor Pottier stated that there was a hearing before the Board of Health for informational purposes. He believes that the applicant was looking to do a transfer station around the same area that WeCare is looking to operate. Councilor Pottier told them as soon as they firm up their plans, to come before the Council even if it is for informational purposes only. It is primarily initially for construction, waste and recycling but could expand to handle NSW which would be interesting since we are looking to someday have a transfer station in the same area. He would like to bring that before the Council in the coming weeks.

Mayor Hoye stated that the City Clerk gave him a request from the Auditor's Office regarding a special holiday meeting schedule. The Auditor's Office would like to know for payroll purposes. He referred that to the Council President. Council President Marshall stated that he does not know at this time.

Councilor McCaul stated that he received a phone call from St. Vincent De Paul and they mentioned that people are dumping illegal trash in and around the bins that clothing is put into. **Motion was made to refer to the Committee on Police and License to look into this and also maybe have a patrol by the police to check out that area or a camera to try to catch who is doing this. So Voted.**

Meeting adjourned at 10:35 P.M.

A true copy:

Attest:



City Clerk

RMB/SJS

CITY OF TAUNTON
MUNICIPAL COUNCIL
NOVEMBER 18, 2014

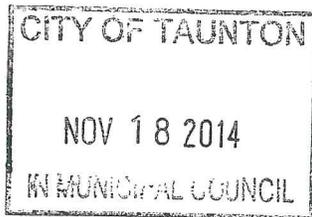
THE COMMITTEE ON FINANCE AND SALARIES

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

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

1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS
MOTION: MOVE APPROVAL OF THE VOUCHERS & 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.

CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
NOVEMBER 18, 2014

THE COMMITTEE ON POLICE AND LICENSE

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

MEETING CALLED TO ORDER AT 6:12 P.M.

1. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS TO OPERATE BETWEEN THE HOURS OF 1 A.M. AND 4 A.M. AS PER CITY ORDINANCE SEC. 12-2:
 - A. AMERICAN EAGLE OUTFITTERS, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - B. BOBBY'S PLACE, INC., 60 WEIR STREET
MOTION: MOVE APPROVAL. SO VOTED.
 - C. BURGER KING, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - D. CHARLOTTE RUSSE, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - E. CREATIVE FITNESS SOLUTIONS, INC., 225 CAPE HIGHWAY
MOTION: MOVE APPROVAL. SO VOTED.
 - F. D'ANGELO'S, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - G. DUNKIN DONUTS, 5 WASHINGTON STREET
MOTION: MOVE APPROVAL. SO VOTED.
 - H. HESS CORPORATION #21237, 943 COUNTY STREET
MOTION: MOVE APPROVAL. SO VOTED.
 - I. HESS EXPRESS, 23 CAPE ROAD
MOTION: MOVE APPROVAL. SO VOTED.
 - J. HOLLISTER, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - K. J. C. PENNEY, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - L. JOE'S DINER, 51 BROADWAY
MOTION: MOVE APPROVAL. SO VOTED.
 - M. JUSTICE FOR GIRLS, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - N. KJM RESTAURANT D/B/A TEX BARRY'S, 15 MAIN STREET
MOTION: MOVE APPROVAL. SO VOTED.
 - O. KOHL'S, 80 TAUNTON DEPOT DRIVE
MOTION: MOVE APPROVAL. SO VOTED.
 - P. OCEAN STATE JOB LOT, 280 WINTHROP STREET
MOTION: MOVE APPROVAL. SO VOTED.
 - Q. OLYMPIA SPORTS, 2 GALLERIA MALL DRIVE
MOTION: MOVE APPROVAL. SO VOTED.

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NOVEMBER 18, 2014

THE COMMITTEE ON POLICE AND LICENSE – CONTINUED

R. PAY LESS SHOE STORE, 2 GALLERIA MALL DRIVE

MOTION: MOVE APPROVAL. SO VOTED.

S. RADIO SHACK, 2 GALLERIA MALL DRIVE

MOTION: MOVE APPROVAL. SO VOTED.

T. SEARS, 2 GALLERIA MALL DRIVE

MOTION: MOVE APPROVAL. SO VOTED.

U. TARGET, 81 TAUNTON DEPOT DRIVE

MOTION: MOVE APPROVAL. SO VOTED.

V. THE PICTURE PEOPLE, 2 GALLERIA MALL DRIVE

MOTION: MOVE APPROVAL. SO VOTED.

W. TORRID, 2 GALLERIA MALL DRIVE

MOTION: MOVE APPROVAL. SO VOTED.

X. TOYS R US EXPRESS, 2 GALLERIA MALL DRIVE

MOTION: MOVE APPROVAL. SO VOTED.

2. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF BISSIE MITCHELL, 262 TAUNTON AVE., SEEKONK FOR RENEWAL OF FORTUNE TELLER LICENSE D/B/A SONIA'S PALM READING, 396 WINTHROP STREET, TAUNTON

MOTION: MOVE APPROVAL. SO VOTED.

3. MEET TO REVIEW MATTERS IN FILE

A. AN ISSUE HAD BEEN REFERRED TO THIS COMMITTEE IN OCTOBER OF 2013 REGARDING NO PARKING ON SCHOOL STREET. THIS MATTER HAS BEEN ADDRESSED.

MOTION: TO DISCHARGE THE MATTER FROM THE FILE. SO VOTED.

B. A REFERRAL HAD BEEN MADE TO THIS COMMITTEE IN AUGUST OF 2013 REGARDING LOITERING DOWNTOWN. THE POLICE CHIEF STATED THAT THIS HAS BEEN ADDRESSED.

MOTION: TO DISCHARGE THE MATTER FROM THE FILE. SO VOTED.

C. REPORTS OF ONGOING ACCUMULATION OF DEBRIS SUCH AS AUTOMOBILE PARTS AND JUNK AT 6 REED STREET HAD BEEN REFERRED TO THE COMMITTEE IN OCTOBER OF 2013. THE POLICE CHIEF STATED THAT THE BOARD OF HEALTH AND THE ASSISTANT CITY SOLICITOR HAVE BEEN WORKING ON THIS.

MOTION: THAT AN UPDATE BE PROVIDED REGARDING THIS MATTER FROM THE ASSISTANT CITY SOLICITOR. SO VOTED.

THE POLICE CHIEF REPORTED THAT SAFETY OFFICER CHRIS WILLIAMS WILL BE OUT FOR A WHILE AND THAT A REPLACEMENT SHOULD BE IN PLACE BY THE END OF THE WEEK, SO HE NEEDS MORE TIME ON SOME ISSUES.

D. A REFERRAL REGARDING A TRAFFIC PLAN, WHICH MAY INCLUDE A STOP SIGN OR MITIGATION AT THE BAY STREET AND WHITTENTON STREET INTERSECTION WAS ALSO BROUGHT UP BY THE CHAIRMAN. THE POLICE CHIEF WILL ASK THE NEW SAFETY OFFICER TO REVIEW THIS.

E. A COMPLAINT REGARDING OPCO AT 66 MAIN STREET HAD BEEN SENT TO THE COUNCIL IN MARCH OF 2013. IT WAS NOTED THAT THE POLICE DO NOT OFTEN RESPOND THERE, BUT COUNCILOR COSTA-HANLON UNDERSTANDS THAT THE FIRE DEPARTMENT DOES RESPOND TO THIS LOCATION. SHE ASKED THAT THIS MATTER BE REFERRED TO THE COMMITTEE ON FIRES AND WIRES.

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NOVEMBER 18, 2014

THE COMMITTEE ON POLICE AND LICENSE – CONTINUED

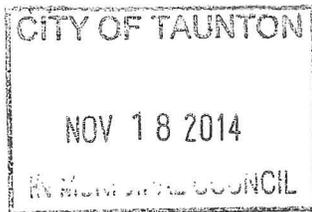
COUNCILOR CLEARY ASKED TO HAVE THE FOLLOWING MOTION/INFORMATION PROVIDED FIRST.

MOTION: THAT THE FIRE DEPARTMENT PROVIDE A LIST OF CALLS TO THIS LOCATION FOR THE PAST YEAR. SO VOTED.

F. DISCUSSED ALSO WAS THE TOWING CONTRACTS. THE POLICE CHIEF STATED THAT HE NEEDS MORE TIME TO COMPLETE THIS. THE CHAIRMAN NOTED THAT THE COMMITTEE ASKED FOR THE DPU FILINGS FROM THE SIX TOWING COMPANIES THAT THE CITY CURRENTLY USES AND THAT NONE HAD BEEN RECEIVED. SHE ASKED FOR A MOTION THAT THIS INFORMATION BE PROVIDED TO THE COMMITTEE.

MOTION: THAT THE CLERK OF COMMITTEES SEND A LETTER TO THE COMPANIES ASKING THAT THEY PROVIDE THIS INFORMATION AS REQUESTED, AND IF THEY HAVE NOT, WHY ARE THEY NOT PROVIDING THE INFORMATION. SO VOTED.

MEETING ADJOURNED AT 6:26 P.M.



RESPECTFULLY SUBMITTED,

Colleen Ellis

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

Rm Blackwell
CITY CLERK