



*City of Taunton
Municipal Council Meeting Minutes*

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*In the Chester R. Martin Municipal Council Chambers
Minutes, December 22, 2009 at 10:02 O'clock P.M.*

Regular Meeting

Mayor Charles Crowley presiding

Prayer was offered by the Mayor

*Present at roll call were: Councilor's Costa-Hanson, Pottier, Fiore, Marshall,
Croteau, Carr, Buffington, Barbour
Councilor Hoye was absent*

At this time a moment of prayer for was observed for the quick recovery of Jeanne "Cookie" Showstead who volunteers to record the Municipal Council Meetings and is very, very sick.

At this time, a moment of silence was observed for Larry Goldstein, owner of Goldstein's 5 & Dime who passed away.

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

Communications from Mayor:

The Mayor read an extra communication submitted by the Commissioner of Parks, Cemeteries, and Public Grounds requesting an appropriation to cover the electrical services and installation of security cameras at Hopewell Park, Whittenton Playground and Memorial Park in the amount of \$5,920.00. **Motion was made to refer to the Committee on Finance and Salaries for two weeks. So Voted.**

Appointments

At this time, the Mayor reappointed Carol Palmer, 1916 Bay Street, Taunton to the Taunton Historic District Commission for a term of two (2) years, expiring in December of 2011. **Motion was made to move approval. So Voted.**

At this time, the Mayor reappointed June Strojny, 160 Power St., Taunton to the Taunton Historic District Commission for a term of two (2) years, expiring in December of 2011. **Motion was made to move approval. So Voted.**

Communications:

Com. from Director, Department of Human Services requesting to deposit a donation in the amount of \$200.00 for the purpose of assisting elders in Taunton, into the Elder Emergency Gift Account #27-500-6730. **Motion was made to move approval. So Voted.**

Com. from Assistant Director of Retirement advising of the retirement for Superannuation of Leman Padelford, an employee of the Fire Department on December 31, 2009. **Motion was made to move approval and send the appropriate scroll. So Voted. Councilor Buffington motioned that a written communication be sent back to the Council in writing for the agenda packet on the specific amount of monies that were paid out to the Chief. So Voted.**

Com. from Assistant Director of Retirement advising of the retirement for Superannuation of Jody Almeida, an employee of the School Department on December 31, 2009. **Motion was made to move approval and sent the appropriate scroll. Councilor Fiore motioned that Mrs. Almeida come before the Council to be presented the scroll. So Voted.**

Com. from Chairman, Taunton Planning Board notifying of a public hearing for the Form J Plan submitted by Mathew Arruda, 86 Kilmer Ave., Taunton for land located at 76 Fremont Street scheduled for January 7, 2010 at 5:30 PM in the Chester R. Martin Municipal Council Chambers. **Motion was made to receive and place on file. So Voted.**

Com. from Building Commissioner providing an update on 449 Weir Street stating that they have been unsuccessful in their attempts to contact the owner and under the building code, this property would not qualify as unsafe. Therefore, he is unable to take action without the property being designated unsafe. **Motion was made to refer this home to the Executive Director of Pro-Home to work with the Attorney General's Office on the abandoned property list. Also, refer to the Committee on Ordinances and Enrolled Bills for consideration on how to deal with these blighted properties. So Voted. Refer to the City Solicitor's Office – Do he have an ordinance that he is working on for this issue? and that the City Treasurer give an update on this address on tax roll. So Voted.**

Com. from Building Commissioner providing an update on 390 Washington Street stating that no permits have been issued to date. However, he contacted the homeowner regarding vinyl trim hanging from the front soffit and the owner stated he would remove the material and make the area safe. **Motion was made that the Council receive an update in three weeks. Councilor Croteau motioned that you also give the Council a date as to when work will start to be performed on this building. So Voted.**

Com. from Zoning Enforcement Officer submitting an update on The Refuge at 8 Winthrop Street stating that a permit for a change in use and occupancy at this property has been issued, but other than painting walls and repairing the fire alarm, no other work will be done. A final inspection of this site was conducted on December 15, 2009 and no issues were observed by any of the inspectors. A new Certificate of Use and Occupancy has been issued for this site. **Motion was made to receive and place on file. So Voted. That the Zoning Enforcement Officer give an opinion as to what the change in use means for said property (from retail to a church). Can this property ever be brought back to retail? Present the written opinion within 2 weeks to the Council. So Voted.**

Petitions and Claims:

Application submitted by Charles H. Rose, 10 Ships Passage, Bourne, requesting a renewal of his Constable License desiring to serve civil process. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Claim submitted by Anthony E. Thomas, Jr., 156 Jeffrey Lane, Taunton seeking reimbursement for damages to his front yard as a result of being dug up by a snowplow. **Motion was made to refer to the City Solicitor. So Voted.**

Claim submitted by Louise Mathias, 104 Collins St., Attleboro seeking reimbursement for medical bills as a result of injury when she fell in front of Runes Café on Taunton Green. **Motion was made to refer to the City Solicitor. So Voted.**

Departmental Site Plan Review submitted by Jean Chedid to allow a used car lot at 397 Winthrop Street located in the Highway Business District. **Motion was made to receive and place on file. So Voted.**

Committee Reports:

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

Unfinished Business:

Councilor Costa-Hanlon motioned that the City Engineer provide an update on the following three issues that were submitted to him recently and report back to the Municipal Council: Look at the North Walker Street (ext.) traffic flow, restriction of truck traffic around the Taunton Green, Washington Street (Mill River Apartments) report from SRPEED. So Voted.

Councilor Croteau motioned that the Building Commissioner provide the status of all burned properties in the City to the Council in one (1) month. So Voted.

Councilor Buffington motioned that the Committee on the Department of Public Works discuss the Pleadwell Street project (drainage, sewer, and waterline issues). Is the City going to replace the water line? A resident stated to Councilor Buffington this waterline is from 1910, 100 years old. Therefore, he motioned to investigate replacing the waterline on said project. So Voted.

Councilor Buffington stated that a couple of residents commended the DPW for the way they handled the snow removal during the December 19-20th snowstorm. Therefore, a motion was made to send a letter of gratitude for a job well done. So Voted.

Councilor Barbour motioned that in two weeks at the Council meeting of January 12, 2010 Carol Souza, Risk Manager be present for an executive session under old business to go over concerns with her department. Therefore, Ms. Souza should present a list of settlements with amounts paid out at said meeting. So Voted.

Orders, Ordinances, and Enrolled Bills

City of Taunton FY10 Supplemental Budget to be ordained on a roll call vote

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF TAUNTON: THAT THE FOLLOWING SUMS BE AND HEREBY ARE GRANTED AND VOTED FOR THE PURPOSE AND OBJECTS HEREINAFTER STATED; AND BE IT FURTHER RESOLVED THAT NO PORTION OF ANY AMOUNT HEREINAFTER SHALL BE DEVOTED TO ANY OTHER PURPOSE THAN THAT DESIGNATED IN THIS RESOLUTION EXCEPT BY VOTE OF THE MUNICIPAL COUNCIL.

TOTAL NEW EXPENDITURES.....\$169,742,412.61

On a roll call vote, eight (8) Councilors present, eight (8) Councilors voting to move approval. So Voted. Councilor Hoye was absent.

Ordered, That thanks of the Municipal Council be hereby extended to Mayor Charles Crowley for the courteous and impartial manner in which he has presided over the meetings of the Municipal Council during the past year. **So Moved.**

Ordered, That thanks of the Municipal Council be hereby extended to David W. Pottier, Council President for the impartial manner in which he presided over the meetings of the Municipal Council during the past year. **So Moved.**

New Business:

The Council stated that Haskon Aerospace located at 336 Weir Street could be closing. Therefore, they asked if Mr. Shafer could determine if a TIF agreement would be a possibility for them or anything else that could be done to keep them in Taunton. So Voted.

At this time, the Mayor expressed a few words about the service and dedication that Councilor Jordan H.F. Fiore has given to the City and presented Councilor Fiore with a key to the City to honor his service. Councilors said their good byes to both Councilor Fiore and our City Solicitor, Steven Torres.

Meeting adjourned at 10:35 P.M.

A true copy:

Attest:


City Clerk

CITY OF TAUNTON
MUNICIPAL COUNCIL
DECEMBER 22, 2009

THE COMMITTEE ON FINANCE AND SALARIES

PRESENT WERE: COUNCILOR JORDAN FIORE, CHAIRMAN AND COUNCILORS
CROTEAU AND POTTIER.

MEETING CALLED TO ORDER AT 5:41 P.M.

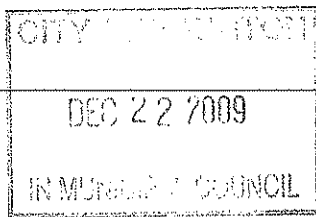
1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY
DEPARTMENTS
MOTION: MOVE APPROVAL OF THE VOUCHERS & PAYROLLS FOR
THE WEEK.

MEETING ADJOURNED AT 5:42 P.M.

RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

RM Blackwell
CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
DECEMBER 22, 2009

THE COMMITTEE ON FIRES AND WIRES

PRESENT WERE: COUNCILOR DANIEL BARBOUR, CHAIRMAN AND COUNCILORS CROTEAU AND POTTIER. ALSO PRESENT WERE MAYOR CHARLES CROWLEY, HUMAN RESOURCE DIRECTOR MARIA GOMES, ATTORNEY MARK KAPLAN AND MARK BAPTISTE, MICHAEL PERRY, ROBERT ROONEY AND GARY TRUDEAU OF THE FIRE DEPARTMENT

MEETING CALLED TO ORDER AT 6:05 P.M.

1. MEET TO DISCUSS GRIEVANCE

THE FIRE DEPARTMENT UNION WAS ASKED WHETHER THEY WANTED THIS GRIEVANCE IN OPEN SESSION OR EXECUTIVE SESSION. THEY REQUESTED TO HEAR THE GRIEVANCE IN OPEN SESSION.

GRIEVANCE NO. 09-001N

NATURE OF GRIEVANCE:

~~VIOLATION OF BUT NOT LIMITED TO ARTICLE XXV (COMPENSATION FOR SCHOOL CREDITS), AND ARTICLE XVIII. LT. GARY TRUDEAU COMPLETED HIS BACHELOR'S DEGREE AND HAS NOT BEEN AWARDED HIS 5% INCENTIVE INCREASE FOR A TOTAL OF 20% FOR HAVING 120 CREDITS OR A BACHELOR'S DEGREE~~

STEP 1 (RESPONSE OF CHIEF OF DEPT):

HUMAN RESOURCES REJECTED THIS COMPENSATION FOR SCHOOL CREDITS. LT. TRUDEAU IS PROTESTING THE DENIAL OF THE 20% FOR ACADEMIC CREDITS AS HE HAS A BACHELOR'S DEGREE IN FIRE SCIENCE FROM COLUMBIA SOUTHERN UNIVERSITY WHICH HE OBTAINED BY TAKING ON-LINE COURSES. HE HAS BEEN RECEIVING THE 15% INCREASE WHICH HE RECEIVED WHEN HE COMPLETED 60 CREDITS.

THE HUMAN RESOURCE DIRECTOR REJECTED THIS GRIEVANCE BECAUSE SHE SAID THAT COLUMBIA SOUTHERN UNIVERSITY IS NOT RECOGNIZED BY THE MASSACHUSETTS BOARD OF HIGHER EDUCATION OR THE NEW ENGLAND ASSOCIATION OF SCHOOLS & COLLEGES.

SHE FURTHER STATED THAT UNDER ARTICLE XXV OF THE COLLECTIVE BARGAINING AGREEMENT IT STATES, "THE CITY SHALL REIMBURSE ALL MEMBERS OF THE FIRE DEPARTMENT WHO ATTEND SUCH COURSES.." AS A PRACTICE, THE CITY HAS NOT APPROVED ANY FIRE DEPARTMENT CAREER INCENTIVES FOR DEGREES THAT ARE EARNED COMPLETELY ONLINE. THE STANDARDS THAT ARE USED ARE BASED ON THE SAME STANDARDS AS THE POLICE DEPARTMENT QUINN BILL PROGRAM.

ATTORNEY KAPLAN STATED THAT C.S.U. IS A NATIONALLY ACCREDITED ORGANIZATION. HE ALSO STATED THAT IT IS THE OBLIGATION OF THE CITY TO PROPOSE NOT RECOGNIZING ONLINE COURSES. THIS HAS NOT BEEN DONE. THE UNION IS REQUESTED THAT THE COMMITTEE GRANT THE GRIEVANCE AND ADD THE 5% RETROACTIVE TO NOVEMBER 1, 2009.

HUMAN RESOURCES STATED THAT THERE IS NO POLICY REGARDING ACCEPTING ON-LINE COURSE AND THERE IS NO SPECIFIC LANGUAGE REGARDING INTERNET LEARNING.

**MOTION: TO AWARD THE GRIEVANCE
TO REFER THE ENTIRE ISSUE OF ON-LINE COURSES TO
THE COLLECTIVE BARGAINING PROCESS.**

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THE COMMITTEE ON FIRES AND WIRES – CONTINUED

IT WAS NOTED THAT THE POLICE QUINN BILL REQUIRES A NEW ENGLAND ACCREDITATION SCHOOL. THE MAYOR WOULD LIKE SOME CRITERIA SET UP IN THE FUTURE TO ADDRESS THIS ISSUE.

THE COMMITTEE RECOMMENDED THAT MEMBERS OF THE FIRE DEPARTMENT OBTAIN PRE-APPROVAL REGARDING TAKING COURSES ON-LINE.

2. MEET TO DISCUSS FIRE CHIEF'S CONTRACT

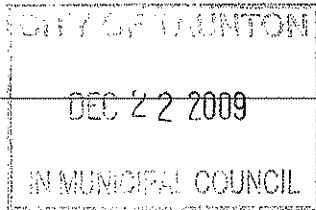
IT WAS REPORTED THAT THE FIRE CHIEF'S CONTRACT HAS BEEN SIGNED THE THE CHIEF AND THE MAYOR.

MEETING ADJOURNED AT 6:55 P.M.

RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
DECEMBER 22, 2009

THE COMMITTEE ON PUBLIC PROPERTY

PRESENT WERE: COUNCILOR JORDAN FIORE, CHAIRMAN AND COUNCILORS MARSHALL, BARBOUR AND BUFFINGTON. ALSO PRESENT WERE CITY SOLICITOR STEVEN TORRES AND TREASURER/COLLECTOR JAYNE ROSS

MEETING CALLED TO ORDER AT 7:08 P.M.

1. **MEET TO DISCUSS TAX TITLE PROPERTY AT 315 BROADWAY**
THIS PROPERTY IS THE A PLUS GAS AND DIESEL.
THE CITY SOLICITOR INFORMED THE COMMITTEE THAT THE RISK MANAGER WAS ADDRESSING THE INSURANCE ASPECT OF THIS PROPERTY, AND THE CITY WOULD PROBABLY ATTACH A RIDER TO THE CITY'S EXISTING POLICY TO COVER THIS PROPERTY.
THE BUSINESS HAS RECEIVED A THIRTY DAY NOTICE TO QUIT. THE EVICTION NOTICE WILL BE SERVED IN HAND UNDER THE NORMAL RULES OF SERVICE FOR AN EVICTION PROCESS. THEN THE BUILDING DEPARTMENT WILL LOOK AT THE PROPERTY AND BOARD IT UP.
OBVIOUSLY THE CITY DOES NOT WANT TO OWN A GAS STATION, SO THE OWNER COULD UPON PAYMENT OF ALL MONIES OWED TO THE CITY GET THE PROPERTY BACK. THE CITY AND THE PROPERTY OWNER WOULD HAVE TO GO INTO COURT TO HAVE THE DECREE VACATED.
THE SOLICITOR AGAIN STATED THAT THE NOTICE TO QUIT HAS BEEN ISSUED. HIS OFFICE IS INTENDING TO CONTACT THE OWNER TO GIVE HIM THE OPPORTUNITY TO PAY EVERYTHING OWED TO THE CITY. IF IN 30 DAYS THEY DO NOTHING, THEN THE CITY WOULD GO INTO A FORMAL EVICTION PROCESS.
IT WAS ALSO NOTED THAT IT IS UNKNOWN IF THERE ARE ANY CONTAMINATION ISSUES ON THE PROPERTY.
THE TREASURER COLLECTOR INFORMED THE COMMITTEE THAT THE ORIGINAL TAKING WAS FOR UNPAID 2005 TAXES FOR \$5,426.61. THAT LIABILITY OF TAXES AND WATER AND SEWER LIENS HAS GROWN TO \$34,754.40. THE OWNER HAS MADE SOME EFFORT TO PAY BUT NOT ON A CONSISTENT BASIS. THE CITY CURRENTLY OWNS THE PROPERTY BUT THE CURRENT TAX LIABILITY ON THE PROPERTY IS \$21,889.13. THIS FIGURE IS THE TOTAL THROUGH 09.
IT WAS FURTHER NOTED THAT THE OWNER HAS UP TO A YEAR TO FILE A MOTION TO VACATE THE FORECLOSURE, SO THE CITY CANNOT REALLY SELL THE PROPERTY UNTIL A YEAR PASSES.
FURTHER DISCUSSION WAS HELD REGARDING WHETHER THE BUSINESS IS BEING RUN BY THE OWNER OR A TENANT, AND IF A TENANT IS RUNNING THE STATION, CAN THE CITY LEASE THE PROPERTY TO THEM. THE SOLICITOR STATED THAT THE CONCERN WOULD BE THE INSURANCE ISSUE.
REQUEST WAS MADE THAT IT BE DETERMINED WHETHER THE OWNER AND OPERATOR OF THE BUSINESS IS THE SAME, ARE THERE ANY EXTENUATING CIRCUMSTANCES FOR THE COUNCIL TO CONSIDER. IT WAS SUGGESTED THAT THE SOLICITOR EXPLORE THE POSSIBILITY OF LEASING THIS PROPERTY. THE RISK MANAGER WAS ASKED TO BE PRESENT IN TWO WEEKS.
ALSO QUESTIONED WAS WHETHER THE STATION IS IN GOOD RUNNING CONDITION OR IS THE CITY GETTING A BIG PROBLEM.. THE FIRE DEPARTMENT SHOULD HAVE RECORDS REGARDING THE GAS TANKS.

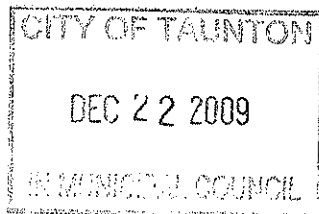
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THE COMMITTEE ON PUBLIC PROPERTY – CONTINUED

MOTION: THAT THE FIRE DEPARTMENT INSPECT THIS STATION. ALSO, CONSERVATION AGENT REQUEST D.E.P. TO NOTIFY THE COUNCIL OF ANY 21E THAT HAS BEEN DONE ON THIS PROPERTY.

MEETING ADJOURNED AT 7:30 P.M.



RESPECTFULLY SUBMITTED,

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

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

A handwritten signature in cursive script that reads "Rm Baerhwell".

CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
DECEMBER 22, 2009

THE COMMITTEE ON SOLID WASTE

PRESENT WERE: COUNCILOR ANDREW MARSHALL, CHAIRMAN AND
COUNCILORS CARR, COSTA-HANLON AND FIORE. ALSO
PRESENT WAS CITY SOLICITOR STEVEN TORRES

MEETING CALLED TO ORDER AT 7:38 P.M.

1. MEET FOR A STATUS/UPDATE ON THE MUNICIPAL SOLID WASTE PROJECT

THE CITY SOLICITOR REPORTED THAT THEY ARE AT THE TAIL END OF THE RFP PROPOSAL EVALUATIONS STAGE. THEY HAVE CONDUCTED ALL OF THE EVALUATIONS AND HAVE COME UP WITH TECHNICAL AND FINANCIAL PROPOSAL EVALUATIONS, AND HAVE RE-INTERVIEWED EACH OF THE SHORT LISTED VENDORS. THEY HAD COME UP WITH EVALUATIONS TO PRESENT TO THE MAYOR'S OFFICE, THEN THEY HAD THE OPPORTUNITY TO MEET WITH THE STATE TO GET A FINAL DETERMINATION ON WHAT WAS GOING TO BE DONE WITH THE MORATORIUM.

ACCORDING TO THE SECRETARY OF ENVIRONMENTAL AFFAIRS, WITH RESPECT TO THE MORATORIUM, D.E.P.'S POSITION WAS THAT THEY WERE NOT GOING TO LIFT THE MORATORIUM WITH RESPECT TO MUNICIPAL WASTE COMBUSTORS. HE FURTHER STATED THAT WHEN THEY TAKE THE FEDERAL DEFINITION OF MUNICIPAL WASTE COMBUSTOR AND APPLY IT TO A GASIFICATION FACILITY, UNFORTUNATELY THE ONSITE COMBUSTION OF THE GAS TO CREATE ELECTRICITY IS A FORM OF COMBUSTION UNDER THAT DEFINITION. THE STATE IS NOT WILLING TO CHANGE THAT DEFINITION.

AT THAT TIME THE OTHER VIABLE ALTERNATIVES WERE DISCUSSED. ONE OF THE THINGS THAT WAS DISCUSSED VERY EARLY ON IN THIS PROCESS WAS TO DO A TECHNOLOGICAL AND ECONOMIC ANALYSIS OF MAKING FUELS FROM THE GASIFIED MUNICIPAL SOLID WASTE, BECAUSE THIS DOES NOT RUN UP AGAINST THE MORATORIUM. AT THAT TIME, 2 YEARS AGO, A MEMORANDUM WAS SUBMITTED TO D.E.P. THAT ANALYZED THE ECONOMIC AND TECHNICAL ASPECTS OF A COMMERCIAL GRADE FUEL BEING CREATED FROM GASIFIED M.S.W. AT THAT TIME, THE FINANCIAL BENEFITS AND THE TECHNICAL CAPABILITIES FOR DOING IT AT A COMMERCIAL SCALE DID NOT FAVOR THAT TYPE OF PROCESS.

NOW, 2 ½ YEARS LATER, AND WITH THE VENDORS SHORT-LISTED ON THE TABLE, ONE OF THE THINGS THEY DID AFTER THAT MEETING WAS GO BACK AND RE-MEET WITH THE SHORT LISTED VENDORS TO DISCUSS THE ECONOMIC AND TECHNICAL ASPECTS OF CREATING A FUEL FROM THE GASIFIED M.S.W. THEY RECEIVED FAVORABLE INFORMATION FROM THEM. NOW WHAT THEY HAVE TO DO IS ROLE THE COMPOSITE OF THE THIRD INTERVIEW WITH THE SHORT LISTED PROPOSERS ON THE TECHNICAL AND ECONOMIC ASPECTS OF MAKING FUEL INSTEAD OF ELECTRICITY, WHICH IS PERMITTABLE IN MASSACHUSETTS, AND RE-DO THEIR FINAL EVALUATIONS AND GET THEM TO THE MAYOR. THE MAYOR WILL THEN PROVIDE THEM TO THE COUNCIL. THE IMPORTANT THING IS TO NOTE THAT THE ONLY THING THAT IS "DEAD" PRESENTLY IS TAKING GASIFIED M.S.W. AND MAKING ELECTRICITY ON SITE. THAT IS WHAT THE COMBUSTION MORATORIUM IS. GASIFICATION IN AND OF ITSELF FOR M.S.W. IS NOT BANNED IN THIS STATE, NOR COULD IT BE BANNED UNDER THE MORATORIUM. THE FRONT

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THE COMMITTEE ON SOLID WASTE – CONTINUED

END OF THIS PROCESS IS STILL FINE. AT THIS POINT, GASIFICATION OF M.S.W. IS ALIVE AND WELL AND WILL BE DONE ON THIS SITE. THE BACK END, WHETHER IT IS GOING TO BE ETHANOL OR GAS INTO A NATURAL GAS PIPE LINE IS STILL ALIVE AS WELL. ECONOMICALLY ONLY THE FUELS WORK – THE ETHANOL. THE FACT THAT THERE ARE FEDERAL SUBSIDIES RIGHT NOW FOR THE CREATION OF ETHANOL, AND EVEN FURTHER FEDERAL SUBSIDIES FOR THE CREATION OF ETHANOL FROM M.S.W., NOW MAKES WHAT WAS ECONOMICALLY VIABLE TWO YEARS AGO ECONOMICALLY VIABLE NOW. THE MAYOR WILL BE EVALUATING THE FINAL SHORT-LISTED PROPOSERS, THOSE THAT ARE WILLING TO DO THE ETHANOL. ONCE HE GETS THROUGH THOSE, HE WILL BE PRESENTING THEM TO THE COUNCIL. THE CITY WILL HAVE A PERMITTABLE PROJECT ON THIS SITE THAT INVOLVES GASIFICATION. NO ANAEROBIC DIGESTION FACILITIES BID AND NO OTHER TYPE OF TECHNOLOGY BID, SO FORTUNATELY FOR THE CITY GASIFICATION FUEL IS AN ALLOWABLE ALTERNATIVE.

THE MAYOR WILL PROVIDE ALL DATA TO THE COUNCIL IN EARLY JANUARY. A MEETING WILL BE SCHEDULED WITH MR. BENDER AND MR. WEST AFTER RECEIPT OF THIS INFORMATION.

DISCUSSED WAS HOW THIS WILL AFFECT THE TIMELINE, BECAUSE A DECISION WOULD HAVE TO BE MADE IF THERE NEEDS SOMETHING DONE AT THE CURRENT LANDFILL, IF THIS PUSHES BACK THE PROCESS.

REQUEST WAS MADE FOR AN ANALYSIS AND EXECUTIVE SUMMARY OF WHERE WE'VE BEEN, WHAT WE ARE GOING TO DO AND THE COST ANALYSIS BENEFITS IT WAS NOTED THAT THE CONTRACTS NEED TO BE AWARDED BY MID FEBRUARY BECAUSE THE VENDORS ARE LOOKING AT FEBRUARY DEADLINES FOR APPLYING FOR D.O.E. LOAN GUARANTEES. THIS WILL ALSO PUT THE CITY IN THE 3.5 YEAR DESIGN PERMITTING CONSTRUCTION WINDOW THAT WAS NEEDED FOR THE PLANT BRINGING THE CITY UP AGAINST JUNE OR JULY OF 2013. RIGHT NOW, THE CURRENT LANDFILL IS EXPECTED TO OPERATE AT LEAST THROUGH THE END OF 2013.

MOTION: INSTRUCT THE D.P.W. COMMISSIONER AND HIS EXPERTS, PETER RICHTER, WHOEVER IS NEEDED, TO PROVIDE THE COUNCIL WITH THE CURRENT LIFESPAN OF THE LANDFILL, IF IT HAS BEEN EXTENDED OR IF IT IS STILL JUNE 30, 2013. THIS INFORMATION IS REQUESTED TO BE PROVIDED TO THE COUNCIL WHEN THEY GO TO MAKE THEIR DECISION ON THIS FACILITY.

DISCUSSED WAS WHETHER THE CITY, AFTER THE MEETING WITH THE GOVERNOR, GET ANYTHING IN WRITING AS FAR AS THESE TWO TECHNOLOGIES, OR IS THERE A WRITTEN OPINION SOMEWHERE THAT THESE TWO TECHNOLOGIES ARE NOT PART OF THE MORATORIUM. IT WAS REPORTED THAT THERE IS NOTHING IN WRITING AND THAT IAN BOWLES OF D.E.P. RECOMMENDED THAT THE CITY GO THIS ROUTE. ALSO, THE CITY WILL BE THE FIRST TO DO THIS TYPE OF PROJECT. NOTHING NEEDS TO BE CHANGED IN THE RFQP.

REQUEST WAS MADE FOR AN EVALUATION REGARDING IF THE VENDORS CANNOT MAKE THE RFQP, AS TO WHERE THE CITY WOULD NEED TO GO, WHAT IS THE TIMELINE IF A NEW RFQP HAS TO BE ISSUED, OR IF IT HAS TO BE AMENDED. IT WAS NOTED THAT A LOT OF THESE ISSUES WOULD BE ANSWERED WHEN THE COUNCIL HAS THE PRESENTATION BY THE EXPERTS.

REQUESTED WAS A SPECIFIC DATE AS TO WHEN THE COUNCIL PRESENTATION

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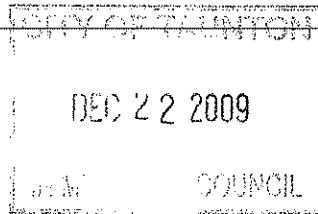
THE COMMITTEE ON SOLID WASTE – CONTINUED

WILL TAKE PLACE, ALL FINANCIAL DATA TO DETERMINE WHETHER THE PROJECT IS FINANCIALLY FEASIBLE, A TIMELINE TO INCLUDE THE DATES FOR THE PRESENTATION, WHEN THE COUNCIL DECISION IS NEEDED, BID AWARD, CONSTRUCTION COMPLETION AND FULL OPERATION OF THE PROJECT. REQUEST WAS MADE THAT ONCE THE COUNCIL RECEIVES THE PACKET OF INFORMATION FROM THE MAYOR, THEY REVIEW SAME FOR A WEEK AND THEN SCHEDULE A MEETING.

MOTION: THAT AN EXECUTIVE SUMMARY INCLUDE A DATE ON THE TIMETABLE FOR PERMITTING AND CONSTRUCTION, THE DATE OF THE BID AWARD, A CONSTRUCTION DATE, AND UPON COMPLETION OF CONSTRUCTION, HOW LONG BEFORE IT IS UP AND RUNNING.

REQUEST WAS MADE THAT THE CITY OBTAIN SOMETHING IN WRITING THAT WHAT THE CITY IS ASKING FOR NOW IS PERMITTABLE.

MEETING ADJOURNED AT 8:25 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 "Rm Beachwell".

CITY CLERK

CITY OF TAUNTON
MUNICIPAL COUNCIL
DECEMBER 22, 2009

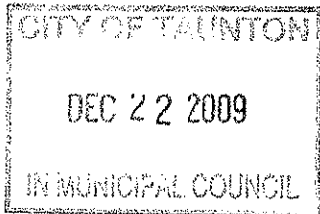
THE COMMITTEE OF THE COUNCIL AS A WHOLE

PRESENT WERE: COUNCILOR DAVID POTTIER, PRESIDENT AND COUNCILORS BARBOUR, BUFFINGTON, CARR, CROTEAU, MARSHALL, FIORE AND COSTA-HANLON. ALSO PRESENT WERE CITY SOLICITOR STEVEN TORRES AND ATTORNEY JANE ESTEY, INCOMING CITY SOLICITOR

MEETING CALLED TO ORDER AT 8:31 P.M.

1. MEET IN EXECUTIVE SESSION WITH THE OUTGOING CITY SOLICITOR AND INCOMING CITY SOLICITOR TO DISCUSS CURRENT LITIGATION
MOTION: TO ALLOW INCOMING CITY SOLICITOR JANE ESTEY AND COUNCILOR ELECT RYAN COLTON TO REMAIN IN THE MEETING.
MOTION: ON A ROLL CALL VOTE, ALL COUNCILORS PRESENT VOTED TO GO INTO EXECUTIVE SESSION.
MOTION: ON A ROLL CALL VOTE ALL COUNCILORS PRESENT VOTED TO COME OUT OF EXECUTIVE SESSION.
NO MOTIONS WERE MADE IN EXECUTIVE SESSION.

MEETING ADJOURNED AT 10:00 P.M.



RESPECTFULLY SUBMITTED;

Colleen M. Ellis

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

Rm Beane

CITY CLERK