



*City of Taunton  
Municipal Council Meeting Minutes*

*In the Chester R. Martin Municipal Council Chambers  
Minutes, September 8, 2009 at 9:40 O'clock P.M.*

*Regular Meeting*

*Mayor Charles Crowley presiding*

*Prayer was offered by the Mayor*

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

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

*Appointments:*

A motion was made to reappointment Fredric Cornaglia, Department of Public Works Commissioner for a term of three years. **On a roll call vote, eight (8) Councilors present, eight (8) Councilors voting in favor.**

A motion was made to reappointment Anthony Abreau, Assistant Department of Public Works Commissioner for a term of three years. **On a roll call vote, eight (8) Councilors present, seven (7) Councilors voting in favor. Councilor Marshall voting present.**

The Mayor reappointed Edward Valadao, 44 Alcott Circle, Taunton to the Taunton Redevelopment Authority for a term of 5 years expiring September 2014. So Voted.

The Mayor reappointed John Mullen, 21 Guernsey Avenue, Taunton to the Taunton License Commission for a term of six (6) years, expiring September 2015. So Voted.

*Communications:*

Com. from City Planner stating that he has examined the status of the loading zone designated on Weir Street and concluded there is no City Ordinance establishing the loading zone and therefore, a simple majority vote of the Council could remove this and add 2-3 parking spaces. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Com. from Building Commissioner providing a status report on Art's Bakery at 390 Washington Street and the property owners on 401 Washington Street and 449 Weir Street. **Motion was made to refer to Committee Reports. So Voted.**

Com. from Joshua Freeman, 25 Fayette Place, Floor 2, Taunton submitting a letter of inquiry regarding a 150<sup>th</sup> Committee for Taunton's incorporation as a City. **Motion was made to refer to the Mayor's Office and the Council President. So Voted.**

**Petitions and Claims:**

Constable application submitted by Constance Mish, 50 Pine St., Taunton requesting a renewal of her Constable License desiring to serve as a Crossing Guard. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Constable application submitted by John Lawrence, 650 Crane Ave. South, Taunton requesting a new Constable License to enforce job related duties. **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Petition submitted by Randy Lombardi requesting a renewal of his Billiard Table License –DBA- J.L. Boomeranz located at 16-18 Trescott St., Taunton. (3 Pool Tables) **Motion was made to refer to the Committee on Police and License and the Police Chief. So Voted.**

Claim submitted by Suzanne Blackwell, 26 Warren Street, Taunton seeking reimbursement for damages to her automobile from hitting a pothole near 20 Bay Street. **Motion was made to refer to the City Solicitor. So Voted.**

Claim submitted by Shantel Rocha, 91 Disamar Road, Taunton seeking reimbursement for damages to her automobile from hitting a pothole near 11 Disamar Road. **Motion was made to refer to the City Solicitor. So Voted.**

Petition submitted by Taunton Municipal Lighting Plant and Verizon New England Inc. proposing to relocate facilities – P17, on Harvey Street. **Motion was made to move approval. So Voted.**

Petition submitted by Taunton Municipal Lighting Plant and Verizon New England Inc. proposing to place new facilities –P17S on South Street. **Motion was made to refer to a public hearing. So Voted.**

**Committee Reports:**

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

**Unfinished Business:**

Councilor Pottier motioned that Michael Horrigan, TMLP General Manager provide a status update concerning the proposed power plant that the TMLP wanted to build a few years ago. So Voted.

Councilor Pottier motioned that the DPW Commissioner and the Commissioner of Parks, Cemeteries and Public Grounds have the trees trimmed in front of the Portuguese Fire Pit Restaurant on Weir St. and in front of the City Barber Shop also on Weir Street. Additionally, at the Portuguese Fire Pit Restaurant, the Council would like them to look at the tree roots as they are lifting the sidewalk panel and investigate as to what can be done to alleviate this situation. So Voted.

Councilor Pottier motioned that the TMLP report back to the Municipal Council with the status of the lights at Powhattan Estates. So Voted.

Councilor Buffington motioned that the City Clerk call for the list for two (2) Temporary Police Captains. So Voted.

Councilor Buffington motioned that the Committee on Police and License discuss with the Police Chief regulations on bike runs to make sure they are run safely and also to establish some procedures. So Voted.

Councilor Buffington motioned that the Zoning Enforcement Officer go as soon as possible and speak to the owner of the building for sale on the corner of Burt Street and Winthrop Street as the "for sale" sign is so large it is obstructing the view of traffic. So Voted.

Councilor Buffington motioned that the Zoning Enforcement Officer go out and investigate a safety concern of the fence that was installed on Campbell Court as it obstructs the view of traffic. So Voted.

Councilor Buffington motioned that the Committee on Ordinance and Enrolled Bills discuss creating a policy as to when and who can make the decision to withhold a communication from the weekly Municipal Council agenda. Councilor Pottier voting no. So Voted.

Councilor Barbour motioned that the DPW Street Supervisor have the following brush work completed: Poole St. & Hart St., 22 Godfrey St. and the corner of Railroad Ave., and Route 138. So Voted

Councilor Barbour motioned that the Police Chief have the Safety Officer investigate whether the hedges at the intersection of Dunbar Street and Fremont Street should be cut back as they are obstructing the view of the stop sign and traffic. So Voted.

Councilor Barbour motioned that the Acting Police Chief have the Safety Officer investigate what could be done to alleviate the high volume of speeding cars that are traveling on Fremont Street in the vicinity of the hill as cars come from Tremont Street where a gentleman lost his life a few years ago and a girl was also hit by a vehicle when she was on her bicycle. This is a very dangerous section of roadway and refer your findings to the Committee on Police and License. Additionally, that the Acting Police Chief have radar and the radar trailer set-up in said location. So Voted.

Councilor Barbour motioned that the Committee on Police and License discuss with the Police Chief and Safety Officer the issue of vehicles speeding at the intersection of Washington Street and the Old Taunton Mall. So Voted.

Councilor Barbour motioned that the Committee on Fires and Wires meet on October 13, 2009 to discuss the merits of removing or considering the removal of the Fire Chief position out of civil service and invite the Mayor, City Solicitor and Human Resource Director to be prepared for this meeting. So Voted.

**New Business:**

Councilor Pottier motioned to have the trash removed at Kilton Street & Oak Street. So Voted.

Councilor Hoye motioned that the Committee on the Department of Public Works Commissioner meet with the DPW Commissioner and the City Solicitor to discuss creating a policy for absentee landlords in regards to trash issues. So Voted.

Councilor Pottier stated that the Orcutt Family Fundraiser will be held this Saturday at 4:00 PM at the Berkley American Legion and tickets are available for \$20.00.

The Mayor stated that he has tickets to the Rotary Club event at Taunton High School on September 19, 2009.

Meeting adjourned at 10:15 P.M.

A true copy:

Attest:



City Clerk

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
SEPTEMBER 8, 2009

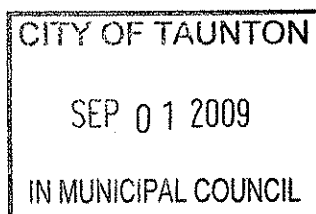
**THE COMMITTEE ON FINANCE AND SALARIES**

PRESENT WERE: COUNCILOR JORDAN FIORE, CHAIRMAN AND  
COUNCILORS CROTEAU AND POTTIER. ALSO PRESENT  
WAS CITY AUDITOR ANN HEBERT.

MEETING CALLED TO ORDER AT 5:50 P.M.

1. **MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS**  
**MOTION: MOVE APPROVAL OF THE VOUCHERS & PAYROLLS FOR THE WEEK.**
  
2. **MEET WITH THE CITY AUDITOR TO DISCUSS THE ENCUMBRANCES AND YEAR END TRANSFERS FOR CITY DEPARTMENTS AS OF 6/30/09**  
**MOTION: FURTHER INFORMATION IS TO BE PROVIDED REGARDING THE BAY STATE GAS BILL FOR THE FIRE DEPARTMENT IN THE AMOUNT OF \$7,064.48.**  
**MOTION: FURTHER INFORMATION IS TO BE PROVIDED CONCERNING TAUNTON NURSING HOME COSTS FOR BARRETT DONOGHUE – WHAT THEIR SERVICES COST AND HAS IT GONE OUT FOR RFP.**  
REQUEST WAS MADE FOR A COPY OF THE LIST OF THE SCHOOL DEPARTMENT ENCUMBRANCES.  
**MOTION: MOVE TO ACCEPT THE ENCUMBRANCE AND TRANSFER LISTS AS PRESENTED.**

MEETING ADJOURNED AT 6:02 P.M.



RESPECTFULLY SUBMITTED,

*Colleen M. Ellis*  
COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

*Rm Blackwell*  
CITY CLERK

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
SEPTEMBER 8, 2009

**THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS**

PRESENT WERE: COUNCILOR DAVID POTTIER, CHAIRMAN & COUNCILOR  
BUFFINGTON. ALSO PRESENT WERE CITY SOLICITOR  
STEVEN TORRES AND CITY ENGINEER MARK SLUSARZ

**MEETING CALLED TO ORDER AT 6:15 P.M.**

**2. MEET WITH THE SAFETY OFFICER AND CITY ENGINEER TO DISCUSS  
RECOMMENDATIONS AND APPROPRIATE LANGUAGE FOR ORDINANCE  
FOR CROSSWALK AND STOP SIGN AT HOPEWELL/HAMILTON STREETS  
NEAR HOPEWELL PARK**

THE CITY ENGINEER RECOMMENDED CHANGES TO CITY ORDINANCES  
REGARDING THE PROPOSED 3-WAY STOP AT THE INTERSECTION OF HOPEWELL  
STREET, HAMILTON STREET AND EXETER STREET. THIS 3-WAY STOP CONDITION  
IS TO REPLACE THE CURRENT 3-WAY YIELD CONDITION.

IT WAS NOTED THAT THE SIGNS REQUIRED HAVE BEEN ORDERED.

**MOTION: REFER TO CITY SOLICITOR FOR UPDATE ON ORDINANCE  
CHANGES NEEDED TO TAKE CARE OF THIS.**

IT WAS FURTHER NOTED THAT THIS WILL CHANGE A LONG-STANDING DRIVING  
SITUATION. MESSAGE BOARDS WILL BE PUT UP IN THE AREA PRIOR TO THE STOP  
SIGNS BEING INSTALLED TO WARN DRIVERS OF THE CHANGE.

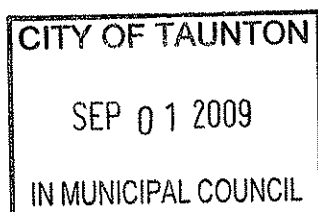
DISCUSSED ALSO WAS THE PROPOSED 4-WAY STOP AT EAST BRITANNIA STREET  
AND WASHINGTON STREET. THIS IS PROPOSED TO BE A TRIAL AS THERE MAY BE  
AN ISSUE WITH TRAFFIC BACKING UP ONTO BROADWAY. THE ENGINEER NEEDS  
THE CITY COUNCIL'S PERMISSION TO MAKE THIS A 4-WAY STOP. HE WILL GET  
DOCUMENTATION TO THE COUNCIL.

**1. MEET WITH THE CITY SOLICITOR TO REVIEW DRAFT ORDINANCE FOR  
RESTRICTING PARKING ALONG PORTION OF BRIGGS STREET AS  
RESULT OF PROPOSED DEVELOPMENT AT 34 ½ BRIGGS STREET**

THE CITY ENGINEER RECOMMENDED THIS CHANGE TO THE CITY ORDINANCE  
AND A DRAFT ORDINANCE WAS PROVIDED BY THE LAW DEPARTMENT. AT THIS  
LOCATION, THERE WILL BE 4-5 HOUSES IN BACK OFF OF A COMMON DRIVEWAY,  
AND NO PARKING IN THIS AREA WILL ALLOW ACCESS OF EMERGENCY VEHICLES.  
IT WAS NOTED THAT THE POLICE CHIEF AND SAFETY OFFICER HAD NOT  
REVIEWED THIS.

**MOTION: REFER THIS MATTER TO THE POLICE CHIEF AND SAFETY  
OFFICER TO REVIEW AND REPORT BACK TO THIS  
COMMITTEE AT NEXT MEETING.**

**MEETING ADJOURNED AT 6:30 P.M.**



RESPECTFULLY SUBMITTED,

*Colleen M. Ellis*

COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

*Rm Blackwell*  
CITY CLERK

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
SEPTEMBER 8, 2009

**THE COMMITTEE ON POLICE AND LICENSE**

PRESENT WERE: COUNCILOR JASON BUFFINGTON, CHAIRMAN AND COUNCILORS HOYE AND BARBOUR. ALSO PRESENT WERE MAYOR CHARLES CROWLEY, CITY SOLICITOR STEVEN TORRES, CITY ENGINEER MARK SLUSARZ, ACTING CHIEF JOHN REARDON, DETECTIVE DENNIS SMITH, LT. DANIEL MCCABE, LT. PAUL RODERICK

**MEETING CALLED TO ORDER AT 6:35 P.M.**

1. **MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING APPLICATIONS FOR APPOINTMENT AS CONSTABLE:**
  - A. **TODD J. CASTRO, 325 WORCESTER ST., TAUNTON – NEW**  
**MOTION: MOVE APPROVAL – UNRESTRICTED**
  - B. **PATRICIA DESILVA, 161 LOTHROP ST., TAUNTON – RENEWAL**  
**MOTION: MOVE APPROVAL – SCHOOL CROSSING ONLY**
  
2. **MEET WITH THE MAYOR, CITY SOLICITOR, CITY ENGINEER AND POLICE CHIEF FOR AN UPDATE AND APPRAISAL INFORMATION CONCERNING THE INTERSECTION OF WEIR ST. & TAUNTON GREEN**  
AN APPRAISAL HAD BEEN DONE FOR THE TAKING OF THE CORNER OF THE PROPERTY. THE APPRAISAL AMOUNT WAS \$60,000.00. THE CITY ENGINEER SAID THAT THE APPRAISAL WAS DONE PRIOR TO ENGINEERING DRAWINGS BEING DONE AND WAS BASED ON A 200 SQUARE FOOT TAKING, BUT HIS PLANS SHOW THAT 151 SQUARE FEET IS NEEDED TO BE TAKEN.  
THE OWNER OF THE PROPERTY IS NOT A BUILDER BUT HAS A PARTNER THAT AT ONE TIME WAS INTERESTED IN DEVELOPING THIS LOT. THE MAYOR ALSO KNOWS OF ANOTHER PERSON WHO EXPRESSED INTEREST AND HE PUT HIM IN TOUCH WITH THE OWNER. IF DEVELOPMENT OF THIS CORNER LOT WERE TO TAKE PLACE, PERHAPS THIS COULD END UP BEING A FRIENDLY TAKING AND NOT COST THE CITY ANYTHING.  
DISCUSSED WAS GETTING AN UPDATED APPRAISAL. THE COST FOR SAME WOULD PROBABLY BE UNDER \$2,000. COSTS NEED TO BE FIGURED FOR THE PUBLIC WORKS IMPROVEMENTS THAT WOULD HAVE TO BE DONE HERE ALSO.  
THE MAYOR STATED THAT HE WOULD WORK TO DETERMINE ALL COSTS AND WILL INFORM THE COMMITTEE IN TWO WEEKS.  
THE ISSUE OF HOW MUCH THE IMPROVEMENTS TO THE CORNER WILL EFFECT DEVELOPMENT OF THE SITE WAS ALSO DISCUSSED. THE SOLICITOR FEELS THIS CORNER SHOULD BE DONE IN CONJUNCTION WITH THE DEVELOPMENT OF THE PROPERTY. THE ISSUE THE COUNCIL HAS WITH THIS IS THAT NOTHING HAS BEEN DONE WITH IT IN FOUR YEARS, AND THE CORNER IS A SAFETY ISSUE AS LARGE TRUCKS RUN OVER THE SIDEWALK WHEN TURNING ONTO WEIR STREET.  
**MOTION: UPDATE TO BE PROVIDED IN TWO WEEKS, WITH MAYOR, CITY SOLICITOR, CITY ENGINEER AND D.P.W. COMMISSIONER PRESENT.**

PAGE TWO

SEPTEMBER 8, 2009

**THE COMMITTEE ON POLICE AND LICENSE -- CONTINUED**

**3. MEET WITH THE D.P.W. COMMISSIONER TO DISCUSS INTERSECTION OF WASHINGTON AND TREMONT STREETS**

IT WAS REPORTED THAT A TRAFFIC STUDY IS BEING DONE. THIS ISSUE WILL BE SCHEDULED FOR NEXT MEETING.

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

A. DISCUSSED WAS A LETTER THAT WAS SENT FROM THE CHIEF REGARDING THE COST IF TWO OFFICERS WERE PROMOTED TO SERGEANT. ACTING CHIEF REARDON SUBMITTED A LETTER BUT IT WAS REQUESTED TO BE TAKEN OFF. LT. MCCABE AND LT. RODERICK INFORMED THE COMMITTEE THAT ACCORDING TO THEIR FIGURES THE DEPARTMENT WOULD SAVE ABOUT \$51,000.00 OVER FOUR MONTHS IF THE OFFICERS WERE PROMOTED. THIS FIGURE DOES NOT ACCOUNT FOR PAY INCREASES.

THE CHIEF NOTED THAT HE HAD AN AGREEMENT WITH THE MAYOR NOT TO FILL THE SERGEANT POSITIONS AND HE WILL STAND BY HIS WORD.

AFTER MUCH DISCUSSION, IT WAS DETERMINED THAT THE NET SAVINGS WOULD BE AROUND \$36,420.00 IF THE PROMOTIONS ARE DONE.

**MOTION: THAT THE COMMITTEE ON POLICE AND LICENSE REPORT AND RECOMMEND TO THE FULL COUNCIL THAT THE TWO SERGEANT POSITIONS BE FILLED.**

**MOTION WAS SECONDED**

ON DISCUSSION, THE MAYOR REPORTED THAT THE POLICE CHIEF RECOMMENDED, WHEN THE LIEUTENANTS RETIRED, PROMOTING TWO SERGEANTS TO LIEUTENANTS AND NOT FILLING THE SERGEANTS POSITIONS. THE MAYOR STATED THAT HE IS TRYING TO KEEP AS MANY OFFICERS ON THE STREET AS POSSIBLE. HE WANTS TO LEAVE THE PATROLMEN AS THEY ARE NOW AND NOT PROMOTE ANY TO SERGEANTS. HE FURTHER STATED THAT THERE MAY BE MORE CUTS IN THE FUTURE, SO THEN, IF PATROLMEN WERE HIRED TO FILL SLOTS LEFT BY THE PROMOTIONS, THE CITY WOULD HAVE TO LAYOFF. THE MAYOR REQUESTED THE OPPORTUNITY TO REVIEW ALL FIGURES WITH THE ACTING POLICE CHIEF AND THE BUDGET DIRECTOR. HE IS NOT PREPARED TO FUND THE TWO SERGEANTS POSITIONS.

THE MAYOR STATED, THAT AFTER A PREVIOUS MEETING WITH ALL PARTIES INVOLVED, HE WAS UNDER THE IMPRESSION THAT THE DEPARTMENT WAS NOT TO USE OVERTIME TO BACKFILL THE SERGEANTS POSITIONS, BUT THIS HAS BEEN DONE. THE UNION STATED THAT THEY LEFT THE MEETING FEELING THEY WERE GOING TO BACKFILL.

**ABOVE MOTION NOT VOTED ON.**

**MOTION: THAT THE ACTING CHIEF AND THE MAYOR MEET TO DISCUSS THIS ISSUE AND REVIEW THE NUMBERS, REPORT BACK IN ONE WEEK.**

B. THE ACTING CHIEF REQUESTED THAT THE LIST BE CALLED FOR TWO TEMPORARY CAPTAINS POSITIONS, A PROVISIONAL LIEUTENANT AND TO CALL FOR THE CHIEF'S LIST ALSO.

C. DISCUSSED WAS THAT AN INDIVIDUAL REQUESTED A PERMIT FOR A MOTORCYCLE RUN OR PARADE FOR THIS COMING WEEKEND. THE ACTING CHIEF NEEDS TO SPEAK WITH THE INDIVIDUAL AND DETERMINE EXACTLY WHAT HE WANTS TO DO.



PAGE THREE

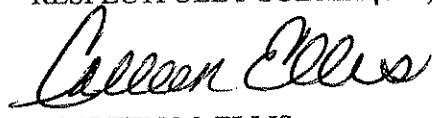
SEPTEMBER 8, 2009

THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

**MOTION: THAT THE COMMITTEE AUTHORIZES THE ACTING CHIEF OR HIS DESIGNEE TO SPEAK TO THIS PERSON AND TO DECIDE WHETHER OR NOT TO GRANT THE REQUEST AND IF SO WITH HIS CONDITIONS.**

MEETING ADJOURNED AT 7:55 P.M.

RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

CITY OF TAUNTON  
SEP 01 2009  
IN MUNICIPAL COUNCIL

REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.

*Rm Blackwell*  
CITY CLERK

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
SEPTEMBER 8, 2009

**THE COMMITTEE ON SOLID WASTE**

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

**MEETING CALLED TO ORDER AT 8:02 P.M.**

**1. MEET WITH THE CITY SOLICITOR FOR AN UPDATE ON THE NEW SOLID WASTE FACILITY**

THE CITY SOLICITOR REPORTED THAT THE RFQP IS CLOSED. SIX PROPOSALS CAME IN, AND THEY ARE IN THE PROCESS OF REVIEWING AND EVALUATING MINIMUM CRITERIA. THEY WILL PROBABLY DO PROPOSER INTERVIEWS. THEY WILL BE COMPARATIVELY EVALUATING THE PROPOSALS AND RANKING THEM. AGAIN, FURTHER INTERVIEWS MAY BE DONE, BUT THIS IS BEING DECIDED.

BY MID OCTOBER, THE EVALUATION PROCESS SHOULD BE FINISHED AND THEN THEY WILL BEGIN TO DECIDE THE MOST ADVANTAGEOUS PROPOSAL. THEY WILL WORK WITH DEP TO DETERMINE THE MOST ACCEPTABLE.

THEY EXPECT THE FACILITY TO BE ON LINE PRIOR TO THE CLOSURE OF THE CURRENT LANDFILL. THEY ARE ON THE TIMELINE THEY EXPECTED TO BE AT THIS TIME.

THEY HAVE SOME STRONG PROPOSALS.

IT WAS ALSO REPORTED THAT THE STATE SOLID WASTE MASTER PLAN SHOULD BE OUT IN SEPTEMBER, AND AFTER THIS IS RELEASED, THEY SHOULD KNOW WHICH WAY THEY SHOULD GO, AS THEY WILL THEN HAVE A GENERAL IDEA OF THE TECHNOLOGIES PERMITTED.

IT WAS NOTED THAT THE CURRENT LANDFILL IS PROJECTED TO CLOSE IN JUNE OF 2013.

DISCUSSED WAS WHETHER THERE IS GOING TO BE A RESIDENT DROP OFF PLACE AT THE NEW SITE AND WHETHER IT IS IN THE RFP THAT THE COMPANY WILL HAVE TO OPERATE THIS DROP OFF CENTER. IT WAS STATED THAT THIS IS INCLUDED. ALSO DISCUSSED WAS WHETHER THE TECHNICAL TEAM IS LOOKING AT THE INCIDENT THAT OCCURRED IN NEW BEDFORD, AND WHETHER QUESTIONS ON PROTECTION WILL BE ADDRESSED.

FURTHER DISCUSSION WAS HELD REGARDING THE COUNCIL HAVING TO PREPARE TO THINK ABOUT THE CURRENT LANDFILL GOING UP ANOTHER 20 FEET IN THE EVENT THE NEW FACILITY IS NOT COMPLETED IN TIME. ALSO DISCUSSED WAS HOW MUCH TIME THE COMPANY THAT OPERATES THE LANDFILL WILL NEED IF THE DECISION TO GO UP ANOTHER 20 FEET IS MADE AND HOW MUCH TIME THEY WILL NEED FOR CAPPING AND REUSE OF THE SITE.

**MOTION: THAT THE CITY SOLICITOR IN THE NEXT WEEK OR TWO SEND A LETTER TO THE COMPANY OPERATING THE LANDFILL TO DETERMINE HOW MUCH TIME IS REQUIRED IF THE LANDFILL IS INCREASED BY ANOTHER 20 FEET, AND HOW MUCH TIME THEY WILL REQUIRE FOR CAPPING AND REUSE OF THE SITE**

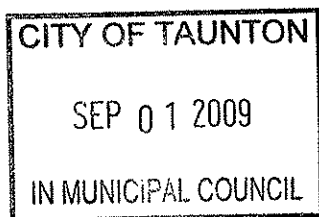
**MOTION: UPDATE IN ONE MONTH**

PAGE TWO

SEPTEMBER 8, 2009

THE COMMITTEE ON SOLID WASTE – CONTINUED

MEETING ADJOURNED AT 8:35 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 "KM Blackwell".  
CITY CLERK

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
SEPTEMBER 8, 2009

**THE COMMITTEE OF THE COUNCIL AS A WHOLE**

PRESENT WERE: COUNCIL PRESIDENT DAVID POTTIER AND COUNCILORS BARBOUR, BUFFINGTON, CARR, CROTEAU, MARSHALL, FIORE AND HOYE. ALSO PRESENT WAS CITY SOLICITOR STEVEN TORRES

**MEETING CALLED TO ORDER AT 8:39 P.M.**

**1. MEET WITH THE CITY SOLICITOR AND ASSISTANT CITY SOLICITOR TO DISCUSS NEGLECTED PROPERTIES IN THE CITY**

LETTER DATED 9/8/09 OF ASSISTANT CITY SOLICITOR WILLIAM FLANAGAN WAS READ IN WHICH HE INFORMED THE COMMITTEE THAT HE IS UNAVAILABLE THIS EVENING TO ATTEND THE MEETING. ACCORDINGLY, HE REQUESTED THROUGH THE CITY SOLICITOR AND THE COMMITTEE CHAIR THAT THIS MATTER BE TAKEN OFF THE AGENDA FOR THIS EVENING. ADDITIONALLY, ANY FUTURE DISCUSSION FOR THIS ITEM WILL BE LIMITED TO UPDATES ON ANY ACTIVITY TAKEN SINCE DISCUSSION OF PROSPECTIVE ENFORCEMENT ACTIONS WOULD BE ENTIRELY INAPPROPRIATE AS THOSE MATTERS ARE MAINTAINED CONFIDENTIALLY IN HIS OFFICE AND THE ENFORCEMENT AGENCIES.

**MOTION: LETTER TO BE PART OF THE RECORD**  
**COUNCILORS BUFFINGTON AND CROTEAU OPPOSED**

THE COUNCIL STATED THAT THEY WANT TO KNOW THE PROCEDURE FOR OBTAINING THE WARRANT, WHAT AFFIDAVITS HAVE TO BE FILED, WHAT THE CRITERIA IS TO DETERMINE WHAT PROPERTIES WILL BE INVOLVED. ALSO THEY WOULD LIKE TO KNOW THE RESULTS OF THE ONES THAT HAVE BEEN DONE SO FAR. ALSO, DOES IT APPLY TO COMMERCIAL AND INDUSTRIAL PROPERTY. BASICALLY THEY WANT TO KNOW THE PROCEDURE AND PROTOCOL. THE SOLICITOR STATED THAT HE IS NOT GOING TO PUBLICLY TALK ABOUT THE PROPERTIES AND THAT COUNCILORS ARE WELCOME TO CALL HIS OFFICE. THE SOLICITOR STATED THAT THE PROPERTIES ARE IDENTIFIED WHEN THEY BECOME IN VIOLATION OF THE TRASH ORDINANCE, ARE DEEMED UNSAFE, BECOME A HEALTH & SANITARY ISSUE OR ARE IN VIOLATION DUE TO FIRE, BUILDING, ELECTRICAL AND PLUMBING ISSUES. HE STATED THAT THE ENFORCEMENT PROCESS HAS BEGUN AND THEY WILL BE TRYING TO GET TO EVERY PROPERTY. IF THE PROPERTY IS IN A STATE OF VIOLATION, THEN IT WILL BE TARGETED. HE FURTHER STATED THAT IF A PROPERTY IS REPORTED TO THE COUNCIL, THEY SHOULD REFER IT TO THE PROPER ENFORCEMENT OFFICER. HE IS ALSO DRAFTING LEGISLATION REGARDING ABANDONED PROPERTY FOR INDUSTRIAL AND COMMERCIAL PROPERTY SO THAT THESE MAY BE ADDRESSED. THE COUNCIL REQUESTED THAT A MEETING BE HELD WITH ALL DEPARTMENTS INVOLVED IN THIS MATTER FOR A PRESENTATION.

**MOTION: MEET ON OCTOBER 13, 2009 WITH THE CITY SOLICITOR,**  
**FIRE DEPARTMENT, BOARD OF HEALTH AND BUILDING**  
**INSPECTOR FOR A PRESENTATION.**

**COUNCILOR BUFFINGTON VOTING IN OPPOSITION.**

PAGE TWO

SEPTEMBER 8, 2009

THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

2. MEET TO REVIEW MATTERS IN FILE

MOTION: ON A ROLL CALL VOTE, ALL COUNCILORS PRESENT VOTED TO GO INTO EXECUTIVE SESSION FOR AN UPDATE ON NEGOTIATIONS WITH THE FIRE CHIEF.

COUNCILORS HOYE, FIORE, MARSHALL, CROTEAU, CARR, BUFFINGTON, BARBOUR AND POTTIER ALL IN FAVOR.

MOTION: ON A ROLL CALL VOTE, ALL COUNCILORS PRESENT VOTED TO COME OUT OF EXECUTIVE SESSION.

COUNCILORS HOYE, FIORE, MARSHALL, CROTEAU, CARR, BUFFINGTON, BARBOUR AND POTTIER ALL IN FAVOR

NO MOTIONS WERE MADE IN EXECUTIVE SESSION

THE COMMITTEE ANTICIPATED THAT THERE WOULD BE A FINAL RESOLUTION TO THE FIRE CHIEF ISSUE, BUT FOR SOME REASON, THIS HAS NOT HAPPENED. THE CITY SOLICITOR HAS ASSURED THE COMMITTEE THAT THERE IS NO LIKELIHOOD THAT IT WILL EXTEND BEYOND ONE WEEK FROM TODAY, AND IS SURE THAT THERE WILL BE A FINAL AGREEMENT OR FINAL RESOLUTION.

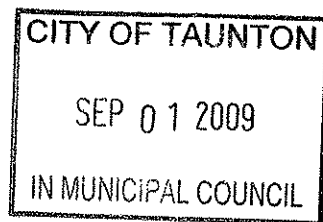
MOTION: THAT RONALD NASTRI BE APPOINTED TO BE THE ACTING CHIEF OF THE FIRE DEPARTMENT

MEETING ADJOURNED AT 9:38 P.M.

RESPECTFULLY SUBMITTED,



COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES



REPORTS ACCEPTED, RECOMMENDATIONS ADOPTED.



CITY CLERK



# CITY OF TAUNTON

ORDER #57

FY 2009

SEPTEMBER 8, 2009

AS OF JUNE 30, 2009

*In Municipal Council* ..... 20.....

*Ordered, That*

**THE ATTACHED FISCAL YEAR 2009 ENCUMBRANCES**

**TOTALING ONE MILLION SEVEN HUNDRED FORTY SIX THOUSAND SEVEN HUNDRED**

**DOLLARS AND EIGHTY-TWO CENTS (\$1,746,700.82) ARE HEREBY APPROVED.**

..... *Clerk.*



# CITY OF TAUNTON

*In Municipal Council*

ORDER #58

FY 2009

SEPTEMBER 8, 2009

AS OF JUNE 30, 2009

20

*Ordered, That*

**THE ATTACHED TRANSFERS TOTALING ONE**

**MILLION TWO HUNDRED FIFTY THOUSAND FORTY-NINE DOLLARS AND NINETY-FOUR**

**CENTS (\$1,250,049.94) ARE HEREBY APPROVED.**

*Clerk.*