



AGENDA –JANUARY 31, 2012

**INVOCATION
ROLL CALL
RECORDS**

HEARING: NONE

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1-2 Com. from City Solicitor – Paragon Meadows LLC request for meeting
- Pg. 3 Com. from Director, Human Services – Requesting to donate or destroy old telephone system
- Pg. 4 Com. from Treasurer/Collector – Notifying of a Land Court Decree
- Pg. 5 Com. from Treasurer/Collector – Notifying of a Land Court Decree
- Pg. 6 Com. from Stephen Barrett and Donald French, Taunton Global War on Terrorism Memorial Committee – Extending an invitation
- Pg. 7 Com. from Stephen Barrett and Donald French, Taunton Global War on Terrorism Memorial Committee – Requesting use of the mobile stage
- Pg. 8 Com. from City Solicitor – Passage of an ordinance

PETITIONS

Transfer of a Class II License

Petition submitted by Charles Perry, Jr. requesting to transfer his Class II License –DBA-Perry's Service Station located at 143 Broadway, Taunton to Michelle Rocha –DBA-Perry's Towing & Service, Inc. to be located at 143 Broadway, Taunton.

COMMITTEE REPORTS

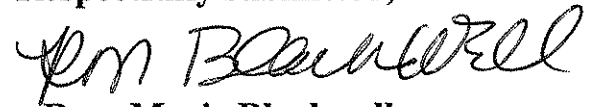
UNFINISHED BUSINESS

- **Executive Session** – Meet to discuss the status of negotiations with all bargaining units of the City of Taunton, any outstanding issues with regard to negotiations, and progress made with regard to said issues

ORDERS, ORDINANCES AND ENROLLED BILLS

NEW BUSINESS

Respectfully submitted,



**Rose Marie Blackwell
City Clerk**



City of Taunton
LAW DEPARTMENT

141 Oak Street
Taunton, Massachusetts 02780
Phone (508) 821-1036 Facsimile (508) 821-1064



Thomas C. Hoye, Jr.
MAYOR

January 25, 2012

Jason D. Buffington
CITY SOLICITOR

Daniel F. de Abreu
ASST. CITY SOLICITOR

Mayor Thomas C. Hoye and
Members of the Municipal Council
City of Taunton
Interim City Hall
141 Oak Street
Taunton, MA 02780

Re: **Paragon Meadows LLC v. Taunton Municipal Council, et al**
Bristol County Superior Court, Docket No. 2008-01424

Dear Mayor Hoye and Members of the Municipal Council:

Enclosed please find copy of a letter I recently received from the Plaintiff's Attorney, David T. Gay, in the above-referenced matter. Please review the same and advise me whether you have any interest in having such a meeting. If you do, please ensure that the City Clerk posts such a meeting as Executive Session in order to ensure compliance with G.L. c. 30A, §§18-25, the Open Meeting Law, as some or all of this meeting may be held in executive session.

Very truly yours,

Jason D. Buffington
City Solicitor

JDB/m

GAY & GAY, P.C.

73 Washington Street

P.O. Box 988

Taunton, Massachusetts 02780

David T. Gay
Thomas P. Gay
John L. Holgerson
Matthew J. Costa
Leo M. Spano

Peter B. Gay
1915-2010

Tel. (508) 822-2071
Fax (508) 880-2602

January 23, 2012

Jason D. Buffington, Esquire
City Solicitor
City of Taunton Law Department
141 Oak Street
Taunton, MA 02780

RE: *Paragon Meadows LLC v. Taunton Municipal Council, et al*
Docket No. BRCV2008-01424
Request for Meeting With Municipal Council To Explore Settlement

Dear City Solicitor Buffington:

The above referenced matter is presently scheduled for trial on April 2, 2012. As you may recall this case is an appeal of the Municipal Council's decision denying the Plaintiff's request for a special permit to construct a 141-unit condominium at 91 Hart Street.

Before proceeding to trial our client is interested in meeting once more with the Municipal Council to explore the possibility of a settlement. In prior meetings the Council had expressed a preference for the petitioner to obtain an alternative means of access for this project in addition to Hart Street. The Council's primary concern in its comments was traffic impact on Hart Street.

Our client has thoroughly investigated the possibility of providing alternative access and Hart Street is the only potential access to this site. Therefore our client is interested in proposing other concepts to minimize impacts from this development.

We respectfully suggest that it would be best for all parties involved to negotiate a settlement now rather than to have a trial and negotiate a settlement later as part of remand proceedings.

We are optimistic that with several new members on the Council there will be a renewed interest in exploring settlement options and resolving this case. This project, if approved, will be a positive development for the economy of the City.

Please advise as to the Council's position regarding the above request for a final meeting to explore the possibility of settlement in this matter.

Very truly yours,

GAY & GAY, P.C.

David T. Gay, Esquire

JAN 24 2012

DTG/bd

cc: Mr. Steven Glick
Paragon Properties

via email Steven@paragonprop.com



3.

City of Taunton
Department of Human Services

DEPARTMENT OF HUMAN SERVICES
30 OLNEY STREET
TAUNTON, MASSACHUSETTS 02780
Telephone (508) 821-1420
Fax (508) 821-1444

ANNE C. BISSON
DIRECTOR

COUNCIL ON AGING
30 OLNEY STREET
TAUNTON, MASSACHUSETTS 02780
Telephone (508) 821-1425
Fax (508) 821-1444

January 23, 2012

Mayor Thomas C. Hoye, Jr. and
Members of the City Council
City Hall
15 Summer Street
Taunton, MA 02780

Dear Mayor Hoye and City Councilors:

The Department of Human Services has purchased a new telephone system with grant funding and will be installing the new system in February. The present telephone system and the twelve (12) telephones are outdated and some telephones are in disrepair.

At this time, I respectfully request that I be allowed to outreach to city and non-profit agencies to ask if they may need the telephone system and telephones. I also ask that if I do not receive any response from the agencies that I may be allowed to destroy them. If you should have any questions regarding this letter, please feel free to contact me.

Sincerely,

Anne C. Bisson
Director



CITY OF TAUNTON
MASSACHUSETTS

TREASURY DEPARTMENT

4

WENDY L GRAVES, CMMT, CMMC
Treasurer/Collector

15 Summer Street
Taunton, MA 02780

Telephone (508) 821-1057
FAX (508) 821-1007

January 20, 2012

Thomas Hoye Jr., Mayor and
Members of the Municipal Council
15 Summer Street
Taunton, MA 02780

Re: Land Court Decree Carol Aranjó & Joanne Roberson
Parcel # 134-0-102-0

Dear Mayor Hoye and Councilors:

I have been notified that the Land Court entered and recorded a foreclosure decree on a tax title parcel assessed to Carol Aranjó and Joanne Roberson. This property is located on Holloway Street. The City of Taunton is now the owner of this property and should make every effort to insure and secure the premises, as all responsibility and liability for this property now rests with the City of Taunton.

Effective immediately, the recorded decree will be transferred to the Tax Possession Custodian.

If you have any questions or concerns regarding this property, please contact this Office.

Sincerely,

Wendy L Graves, CMMC CMMT
Treasurer/Collector

cc: Assessor
Auditor
Tax Possession Custodian



CITY OF TAUNTON
MASSACHUSETTS

5.

TREASURY DEPARTMENT

WENDY L GRAVES, CMMT, CMMC
Treasurer/Collector

15 Summer Street
Taunton, MA 02780

Telephone (508) 821-1057
FAX (508) 821-1007

January 20, 2012

Thomas Hoye Jr., Mayor and
Members of the Municipal Council
15 Summer Street
Taunton, MA 02780

Re: Land Court Decree White Craig, Inc
Parcel # 073-0-166-0

Dear Mayor Hoye and Councilors:

I have been notified that the Land Court entered and recorded a foreclosure decree on a tax title parcel assessed to White Craig, Inc. This property is located on Greenwoods Circle. The City of Taunton is now the owner of this property and should make every effort to insure and secure the premises, as all responsibility and liability for this property now rests with the City of Taunton.

Effective immediately, the recorded decree will be transferred to the Tax Possession Custodian.

If you have any questions or concerns regarding this property, please contact this Office.

Sincerely,

Wendy L Graves, CMMC CMMT
Treasurer/Collector

cc: Assessor
Auditor
Tax Possession Custodian



Taunton Global War on Terrorism Memorial Committee
Taunton, MA

6.

To: Mayor Thomas Hoye and The Taunton
Municipal Council :

Jan 25, 2012

From: The Taunton Global War on Terrorism Committee:

The Taunton Global War on Terrorism Committee will be holding the formal dedication of the Memorial and Brick Garden on Sunday June 10th 2012 at 3pm on historic Church Green.

We wish to take this opportunity to formally invite you to the dedication.

We anticipate a large crowd for the event and will obviously need the assistance of the Mayor's office, TEMA, Park and Recreation, and the Taunton Police and Fire Departments.

At your convenience we would like to set up a meeting with the appropriate Department heads and the Mayor's office to plan the day.

Respectfully,

Mr Stephen Barrett Chairman
Mr Donald French Vice Chairman

Taunton Global War on Terrorism Memorial Committee
Taunton, MA



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To: Mayor Thomas Hoyer
From The Taunton Global War on Terrorism Committee
Re. Permission to use Taunton Council of Arts' stage.

25 June 2012

Dear Mayor Hoyer;

The Taunton Global war on Terror Committee is will be having the formal dedication of the GWOT Memorial on Church Green on Sunday June 10th,2012.

Due to the nature of the event and because of your continuing commitment to the city's veterans, we are asking to use the Taunton Council of Arts' mobile stage. We also ask that you waive the usage fee for this event.

Please notify Paul Allison of your decision.

Paul Allison
49 N Walker St
Taunton, Ma 02780
508 813 6334

Respectfully,

Mr Stephen Barrett Chairman
Mr. Donald French Vice Chairman



City of Taunton

LAW DEPARTMENT

141 Oak Street
Taunton, Massachusetts 02780
Phone (508) 821-1036 Facsimile (508) 821-1064



8.

Thomas C. Hoye, Jr.
MAYOR

Jason D. Buffington
CITY SOLICITOR

Daniel F. de Abreu
ASST. CITY SOLICITOR

January 27, 2012

The Honorable Mayor Thomas C. Hoye, Jr.
Members of the Taunton Municipal Council
Interim City Hall
141 Oak Street
Taunton MA 02780

Dear Mayor Hoye and Members of the Municipal Council:

As you know, a trash fee of \$73.00 per residential unit was passed by majority vote of the prior Municipal Council as part of the prior administration's final version of the FY2012 city budget. As you also know, the budget was based on receiving the revenues to be generated by this fee which was estimated to be in the vicinity of \$1,300,000.00.

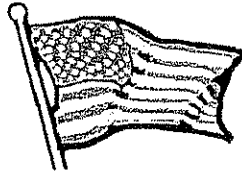
When the new administration took over, an inquiry was made as to the mechanism of billing for and collecting this fee. It was then discovered that an ordinance needs to be passed that authorizes the collection of the fee. It is unclear to this office why such an ordinance was not proposed or passed as part of the FY2012 budget process.

As a housekeeping matter, an ordinance needs to be passed. My office has been working with the DPW Finance Team, members of the Assessor's Office, and other city officials to draft a final ordinance. We have also reviewed policies and procedures adopted by some other communities that have similar rate structures. We are working on a final ordinance which not only authorizes the fee but sets forth an abatement procedure. This proposed ordinance will be ready for your consideration at the January 31st meeting of the Municipal Council.

As the current budget is based on the collection of this fee, I would respectfully urge your prompt consideration and passage of such an ordinance. Thank you, as always, for allowing me to be of service to you.

Very truly yours,

Jason D. Buffington, Esq.
City Solicitor



JANUARY 31, 2012

HONORABLE THOMAS C. HOYE, JR., MAYOR
COUNCIL PRESIDENT RYAN C. COLTON
AND MEMBERS OF THE MUNICIPAL COUNCIL

REMINDER: **MUNICIPAL COUNCIL PHOTOGRAPH WILL BE TAKEN AT 6:00 P.M.**

PLEASE NOTE: **THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR TUESDAY, JANUARY 31, 2012 AT 5:30 P.M. AT THE TEMPORARY CITY HALL AT MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA. 02780, IN THE CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS**

5:30 P.M. **THE COMMITTEE ON FINANCE & SALARIES**

1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS
2. MEET TO REVIEW REQUESTS FOR FUNDING
3. MEET TO REVIEW MATTERS IN FILE

5:45 P.M. **THE COMMITTEE ON POLICE AND LICENSE**

1. MEET WITH THE POLICE CHIEF & DETECTIVE SMITH ON THE FOLLOWING APPLICATIONS FOR RENEWAL OF CLASS II LICENSES:
 - A. B & J AUTO SALES, 14 WHITTENTON STREET - 2 VEHICLE RESTRICTION
 - B. CAMBRA AUTO SALES, 117 SUMMER STREET - NO RESTRICTIONS
 - C. CITY OF TAUNTON POLICE DEPARTMENT, 23 SUMMER STREET
 - D. ROUTE 14 MOTORS LLC D/B/A ROUTE 138 MOTOR CAR COMPANY, 420 BROADWAY - 87 CAR LIMIT AND DIRB
2. MEET WITH THE POLICE CHIEF & DETECTIVE SMITH ON APPLICATION FOR TRANSFER OF CLASS II LICENSES OF JEAN CHEDID, 397 WINTHROP ST. D/B/A CHEDID MOTORS, INC. TO JOUMANA CHEDID, TOP QUALITY AUTO SALES, INC., 397 WINTHROP STREET - 70 VEHICLE LIMIT

PAGE TWO

MUNICIPAL COUNCIL COMMITTEE AGENDA

3. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING APPLICATIONS FOR APPOINTMENT AS CONSTABLE:
 - A. DANIEL DALTON, 750 WHITTENTON ST., #1221 - RENEWAL
 - B. JAMES GAFFNEY, 420 MYRICKS ST., EAST TAUNTON - RENEWAL
 - C. MARJORIE MARSHALL, 143 SCHOOL STREET - RENEWAL
4. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF STEVEN FERNANDES, 23 GLEBE COURT FOR RENEWAL OF SECOND HAND ARTICLE LICENSE FOR THE ESTATE MARKET PLACE, 93-95 SUMMER STREET
5. MEET TO REVIEW MATTERS IN FILE

6:00 P.M.

MUNICIPAL COUNCIL PHOTOGRAPH

6:30 P.M.

THE COMMITTEE OF THE COUNCIL AS A WHOLE

1. MEET WITH DR. RICHARD GROSS, SUPERINTENDENT OF BRISTOL PLYMOUTH HIGH SCHOOL AND SCHOOL COMMITTEE MEMBERS TO DISCUSS ISSUES AT THE SCHOOL
2. MEET TO REVIEW MATTERS IN FILE

RESPECTFULLY,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES