



AGENDA – MARCH 15, 2011

INVOCATION ROLL CALL RECORDS

HEARING: NONE

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1 Com. from Executive Director, Board of Health – Requesting additional funds
- Pg. 2 Com. from Chairman, Taunton Planning Board – Notifying of a public hearing
- Pg. 3 Com. from Mr. and Mrs. Robert Faria, 71 Queen Elizabeth Lane, Taunton - Requesting permission to conduct a road race
- Pg. 4 Com. from President, Board of Directors, Taunton Business Improvement District – Requesting action be taken on the Star Theater Building

PETITIONS

Constable License

Application submitted by John Moniz, 11 Pine Hill Street, East Taunton requesting a **RENEWAL** of his Constable License desiring to serve as a crossing guard.

Application submitted by Edward Walsh requesting a **RENEWAL** of his Constable License for service of process.

Temporary Fixed Vendor License

Petition submitted by Naftalie Pollard requesting a **NEW** Temporary Fixed Vendor License –DBA- I Love Dogs to be located at 39 Winthrop Street.

Claims

Claim submitted by David Johnson, 130 Meeshawn Ave., E. Taunton seeking reimbursement for damages to his mailbox from a plow hitting it.

Claim submitted by Dina Jorge, 1335 Bay Street, Taunton seeking reimbursement for damages to his automobile from hitting a pothole near 350 Myles Standish Boulevard.

Claim submitted by Attorney David Gay, 73 Washington St., P.O. Box 988, Taunton on behalf of his client, Justin Holgerson, 9 Williams Street, Taunton seeking reimbursement for damages to his automobile resulting from hitting a vehicle parked on Bay Street near the entrance to Watson Pond State Park that was jutting out into the roadway due to large snow banks along the roadway.

Claim submitted by Anne Albanese, 68 Azalea Drive, East Taunton, seeking reimbursement for medical bills resulting from a broken leg due to a fall on ice at East Taunton Elementary School.

Claim submitted by Rachel Coutu, 3 Tewalema Place, Lakeville seeking reimbursement for damages to her automobile from hitting a pothole on Route 140 at Harts Four Corners.

Claim submitted by Rick Santos, 15 Wright Street, Rehoboth seeking reimbursement for damages to his automobile from hitting a pothole on Harvey Street on the Three Mile River overpass.

Claim submitted by Marissa Diminico, 209 Broadway, Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Poole Street at the intersection of Marsh Drive.

Claim submitted by Melissa Enos, 1038 South Precinct St, East Taunton seeking reimbursement for medical bills resulting from a fall her daughter experienced on ice on the grounds of Taunton High School.

Claim submitted by Dianne M. Martin, 18 Amy Way, Taunton seeking reimbursement for injuries she received when she fell over an anchor bolt and plastic conduit sticking out of the ground on School Street across from Steve's Back Stage Pass.

Claim submitted by Darlene Teixeira, 405 W. Britannia St., Taunton seeking reimbursement for damages to her automobile from hitting a pothole in the Myles Standish Industrial Park across from the Holiday Inn.

Miscellaneous

Special Permit for a gas station at 342 Winthrop Street located in the Highway Business District submitted by Matthew St. Germain, Trustee of MAJK, 8 Saints Way, Berkley **(Public Hearing Required)**

COMMITTEE REPORTS

UNFINISHED BUSINESS

Pg. 5-6 Com. from Senator Marc R. Pacheco – Requesting a vote on a home rule petition

- **Executive Session** – Meet to discuss the Star Theater litigation and an update on Operation Cleanup

ORDERS, ORDINANCES AND ENROLLED BILLS

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

AN ORDINANCE

Chapter 19

SEWERS AND DRAINS

Sec. 19-1 Committee on department of public works to have charge of main drains and common sewers; Hearing on laying common sewers; Notices of Hearing

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

That Section 19.1 of the revised Ordinances of the City of Taunton, as amended is and Hereby are further amended by adding the following: (on file in the city clerks office)

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

NEW BUSINESS

Respectfully submitted,



Rose Marie Blackwell
City Clerk



City of Taunton

Board of Health

45 School Street
Massachusetts 02780-3212

BOARD MEMBERS
DR. BRUCE E. BODNER
DR. C. NASON BURDEN
DR. JOSEPH F. NATES

HEATHER L. GALLANT, MPH, RS
EXECUTIVE DIRECTOR

ADAM S. VICKSTROM
ASSISTANT EXECUTIVE DIRECTOR

February 24, 2011

Honorable Mayor Crowley and Members of the Municipal Council
Taunton City Hall
15 Summer Street
Taunton, MA 02780

Dear Honorable Mayor Crowley and Members of the Municipal Council:

As you are aware, the City of Taunton Management Association (COTMA) has recently had a new collective bargaining agreement approved by the Municipal Council. As a result of this new agreement, The Board of Health is in need of additional funding for increases that are a result of this new contract. Therefore, the Board of Health is respectfully requesting an internal transfer to cover these costs which amount to \$8685.18. Thank you in advance for your attention in this matter.

Sincerely,

Heather L. Gallant, MPH, RS, CHO
Executive Director



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051
Fax 508-821-1043

March 7, 2011

Honorable Charles Crowley, Mayor
Members of the Municipal Council
141 Oak St., Maxham School
Taunton, Ma. 02780

C/O Rose Marie Blackwell, City Clerk

RE: Rescission of Definitive Subdivision "Winding River Estates" - creating 12 lots off Fisher Street

Dear Mayor Crowley and Members of the Municipal Council:

Please be advised the Taunton Planning Board is in receipt of a request to Rescind the approved subdivision entitled "Winding River Estates" approved in 2002 creating 12 lots on Otis Way, located off Fisher Street, Taunton, Ma.

The Taunton Planning Board has scheduled a public hearing on this proposal for **Thursday, April 7, 2011 at 5:30 PM.** at Maxham School Auditorium, 141 Oak St., Taunton, Ma.

Respectfully,

Daniel P. Dermody, Chairman
Taunton Planning Board

DPD/djp

February 2, 2011

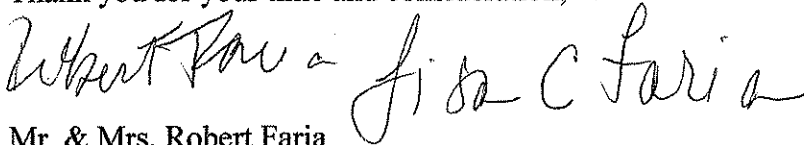
Taunton City Hall
Attention: Mayor Charles Crowley

Dear Honorable Mayor Crowley,

I am writing you in regards to an upcoming road race my wife and I are organizing to benefit Hunter's Hope. If you recall, we organized a similar event last year and it was an overwhelming success generating \$3,500 in donations- all of which was forwarded to Hunter's Hope. If you may recall, Hunter's Hope is an organization founded by Jim Kelly (former QB of the Buffalo Bills) with the hopes of pushing for aggressive newborn screening laws. Jim's son Hunter was born with Krabbes disease which is a disease that attacks the brain and central nervous system. It leads to severe disability and death if left untreated. Our son, Jared, also has Krabbes disease and has been left severely disabled due to the disease not being discovered until he was 4 years of age. His life was saved by a bone marrow transplant he received in 2005 but we were left to wonder where he would be today had he been diagnosed at birth.

Regarding this year's road race, it will be held on May 22nd, 2011 at the Holy Ghost Hall in East Taunton. We were hoping to once again receive permission from you to allow us to run our 5k Road Race in the East Taunton area (beginning and ending at Holy Ghost Hall). ***In addition, any police detail that could be provided would be greatly appreciated.*** Hope to see you there!

Thank you for your time and consideration,



Mr. & Mrs. Robert Faria
71 Queen Elizabeth Lane
Taunton, MA 02780
(781) 401 4090

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taunton
BUSINESS
IMPROVEMENT
DISTRICT

Taunton BID
4 Court Street, Suite 210
Taunton MA 02780
508-824-0484
tauntonbid@verizon.net
WWW.TAUNTONBID.ORG

March 7, 2011

Taunton City Council
15 Summer Street
Taunton, MA 02780

Subject: Star Theater

Dear Honorable Members of Taunton City Council:

The Downtown Taunton Business Improvement District was established to grow business, attract new business, and support the improvement and development of real estate. Working together, we want to create a vibrant and healthy business climate and community in the historic downtown area.

However, in moving forward with our mission, there remain huge deterrents to making progress. A very obvious and long term obstacle to revitalization is the Star Theater. As you know, the condition of this building has been a long standing problem for not only the downtown, but the entire city. The property is a physical liability for the city, brings down real estate values across the downtown, and presents a negative image to any potential investor in the downtown.

As business members of the community and as personal investors in the downtown, we respectively request that action be taken immediately on this property. We, as Board of Directors, and our BID Manager would be more than happy to work with the city, and the Taunton Redevelopment Authority to find an end solution for this blighted property. This is an urgent and long overdue problem that needs to be addressed by the city in order for revitalization to occur in its core business district. We appreciate your prompt attention to this matter.

Sincerely yours,



David DeSantis, President, Board of Directors, Taunton Business Improvement District
President, Jay Dorsey-Vice President, Pat Murray-Treasurer, Mike Wedge-Clerk, Jose Bejarano, Ed Brennan, Esq., Joe Crespi, John Damaso, Terry Dermody, Lew Pacheco, Tom Percy, Esq., John White, Esq., Ken Wisniewski, Yianni Smiloiotopoulos

Copy: Mayor Charles Crowley, Ron Swartz



COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE
 STATE HOUSE, BOSTON 02133-1053

MARC R. PACHECO
STATE SENATOR
 1ST PLYMOUTH AND BRISTOL
 DISTRICT
 ROOM 312B
 TEL: (617) 722-1551

COMMITTEES:

SENATE COMMITTEE ON POST AUDIT AND OVERSIGHT (CHAIRMAN)
 SENATE COMMITTEE ON GLOBAL WARMING AND CLIMATE CHANGE (CHAIRMAN)
 SENATE COMMITTEE ON WAYS AND MEANS

FEDERAL STIMULUS OVERSIGHT (CHAIRMAN)
 HEALTH CARE FINANCING
 TELECOMMUNICATION, UTILITIES AND ENERGY

February 22, 2011

Mayor Charles Crowley and
 Members of the Taunton Municipal Council
 Taunton City Hall
 15 Summer Street
 Taunton, MA 02780

Dear Mayor Crowley and Members of the Municipal Council:

I am writing in regard to the home rule petition *An Act relative to a parcel of land in Taunton* which I filed at your request last session.

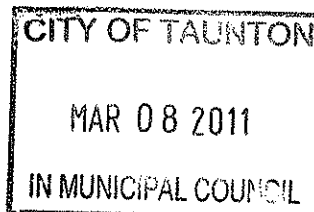
This bill was not enacted during the 2009-2010 legislative session. Accordingly, I am prepared to re-file the above-referenced home rule petitions for the Legislature's 2011-2012 session. However, a new vote must be taken on this home rule petition by the Municipal Council before the legislation can be sent to the appropriate Committees and proceed within the Legislature. After a vote has been taken, please send the original certified votes to my office at the above-referenced address, I will re-file the bill and secure the delegation signatures. I've attached a copy for your review.

Please feel free to contact Mary Wasylyk in my office with any questions or concerns regarding this matter.

Sincerely,

Marc R. Pacheco
 State Senator

enclosure



Refer to Old Business for
 Next week (MARCH 15, 2011)

rm Beachwell, City Clerk

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The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

An Act relative to a parcel of land in Taunton.

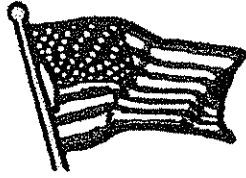
Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The first paragraph of section 1 of chapter 53 of the acts of 1991 is hereby amended by striking out the last sentence and inserting in place thereof the following sentence :- Said parcel of land is shown on a plan of land, drawn by the city of Taunton engineering department, entitled "Plan of Land in Taunton, Massachusetts, Including Expansion Area to be Leased for a Head Start Facility", dated October 1, 2008, which is on file in the engineering department of the city.

SECTION 2. The second paragraph of said section 1 of said chapter 53 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- The lease shall be for a period to be determined by said municipal council not to exceed 50 years.

SECTION 3. The sixth paragraph of said section 1 of said chapter 53 is hereby amended by inserting after the words "political application," the following words :- sexual orientation.





MARCH 15, 2011

**HONORABLE CHARLES CROWLEY, MAYOR
COUNCIL PRESIDENT SHERRY COSTA-HANLON
AND MEMBERS OF THE MUNICIPAL COUNCIL**

PLEASE NOTE:

THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR **TUESDAY, MARCH 15, 2011 AT 5:30 P.M.** IN THE **TEMPORARY CITY HALL AT MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA.**

5:30 P.M.

THE COMMITTEE ON FINANCE AND 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

THE COMMITTEE ON THE NEEDS OF THE T.M.L.P.

1. MEET WITH MICHAEL HORRIGAN, GENERAL MANAGER OF THE T.M.L.P. & COMMISSION MEMBERS TO DISCUSS THE RECENT RATE STUDY PLAN CONDUCTED & THE RATE DECREASE BEING PROPOSED IN THEIR FEE STRUCTURE.
2. MEET TO REVIEW MATTER IN FILE

THE COMMITTEE ON POLICE AND LICENSE

1. MEET WITH THE CITY SOLICITOR, BUILDING SUPERINTENDENT, CITY ENGINEER & MEMBERS OF THE PARKING COMMISSION FOR AN UPDATE ON THE PARKING GARAGE, NEW PARKING LOT AT ARMORY SITE, & CHANGES TO ON-STREET PARKING AS A RESULT OF THE NEW COURTHOUSE.
2. MEET TO REVIEW MATTERS IN FILE

PAGE TWO

MUNICIPAL COUNCIL COMMITTEE AGENDA - CONTINUED

THE COMMITTEE OF THE COUNCIL AS A WHOLE

1. MEET WITH THE CITY SOLICITOR IN EXECUTIVE SESSION TO RECEIVE UPDATES ON THE STATUS OF OPEN FILES & TO DISCUSS HOW SHE WOULD PROCEED WITH THESE OPEN FILES.
2. MEET TO REVIEW MATTERS IN FILE

RESPECTFULLY,

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

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES