



AGENDA –MARCH 20, 2012

INVOCATION ROLL CALL RECORDS

HEARING:

On the petition submitted by Attorney Matthew J. Costa, Gay & Gay PC, 73 Washington St., Taunton on behalf of his clients Diane Maki, 67 Caswell Street and Patricia and Edward Arcikowski, 59 Caswell Street, East Taunton and others for the discontinuance of Spadina Avenue, East Taunton as a public way in the City of Taunton.

- Com. from City Engineer – Submitting a recommendation
- Com. from Chairman, Taunton Planning Board – Submitting a recommendation

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1 Com. from Chairman, Taunton Planning Board – Notifying of a public hearing
- Pg. 2-3 Com. from Conservation Agent – Responding regarding Mozzone Boulevard Trash
- Pg. 4 Com. from Conservation Agent – Responding regarding Park Street Trash
- Pg. 5-6 Com. from Conservation Agent – Responding regarding trash within Mill River Plaza
- Pg. 7 Com. from General Manager, TMLP – Requesting approval of energy services
- Pg. 8 Com. from Rob & Lisa Faria, 71 Queen Elizabeth Lane, Taunton – Requesting permission to conduct the Hunter’s Hope race
- Pg. 9 Com. from Treasurer/Collector – Response regarding return envelopes
- Pg. 10-11 Com. from Treasurer/Collector – Submitting an amendment to a loan order

PETITIONS

Constable License

Application submitted by Thomas LaBelle, 13 North Walker St., Taunton requesting a NEW Constable License desiring to serve civil process

Claims

Claim submitted by Nancy Ratcliffe, 4 Dave Street, Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Cohannet Street near the railroad tracks.

Miscellaneous

Site Plan Review submitted by Attorney John-Paul Thomas, 98 County Street, Taunton on behalf of his clients Ron and Antinos Frangakis, 82 Flanders Rd., Suite 301, Westboro to allow a restaurant with a drive thru at 491 Weir Street located in the Urban Residential District. **(Informational Only)**

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
DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION

15 Summer Street
Taunton, Massachusetts 02780-3430
Phone: 508-821-1027, Fax: 508-821-1336

Mark B. Slusarz, P.E.
City Engineer



M E M O R A N D U M

TO: Mayor Thomas C. Hoye, Municipal Council
FROM: Mark Slusarz, P.E., City Engineer *MBS*
CC: Kevin Scanlon, City Planner
DATE: February 15, 2012
RE: Spadina Avenue Discontinuance

Our records indicate that Spadina Avenue is an unconstructed private way located in East Taunton. The layout for the roadway was established as part of "Central Homestead Park", in August, 1915, but was never constructed.

As a private way with no known owner, all abutters have rights to the centerline of the layout. The abutters include the petitioners as well as 65 Sherborne Street and 83 Sherborne Street, and should be included in the discussion.

It is my understanding that once discontinued, the land within the layout then becomes part of these abutting properties. A discontinuance plan is needed to show this work, and deeds filed to show new ownership.

Because the roadway has not been constructed, is not needed for access to any of the abutting properties, and is likely to never be built, I recommend that Spadina Avenue be discontinued as a way.

SPADINA AVENUE HEARING

TAUNTON PLANNING BOARD

City Hall

15 Summer Street

Taunton, Massachusetts 02780



Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

March 5, 2012

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

c/o Rosemarie Blackwell, City Clerk

RE: Spadina Avenue – Discontinuance

Dear Mayor Hoye and Members of the Municipal Council:

Please be advised that at our regularly scheduled meeting held on March 1, 2012 the Taunton Planning Board was in receipt of the public hearing request for the Discontinuance of Spadina Avenue submitted by Diane Maki, 67 Caswell St. and Edward & Patricia Arcikowski, 59 Caswell St., Taunton, Ma.

After some discussion the Board concluded they have no objection to an abutter pursuing the discontinuance of a "paper street." However, since the street is not a public way, was not laid out by the City, no City-owned land abuts it, and there are no City-owned or other public utilities within the layout, it is beyond the scope of the City's authority to discontinue the street. In fact, the Board believes that such an action may expose the City to potential liability by appearing to eliminate a layout to which the abutters, including the non-petitioners have specific rights. The Board suggests that the City waive any rights it may have in the street layout and further suggests the abutters pursue elimination of the layout through Land Court or by entering into an agreement amongst all of abutters and following that up with a "Form A" plan to document the new property division lines.

Very truly yours,

Daniel P. Dermody, Chairman
Taunton Planning Board

DPD/djp



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

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

March 15, 2012

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

C/O Rose Marie Blackwell, City Clerk

**RE: Definitive Subdivision – Myles Standish Industrial Park – Phase IV Expansion,
Section “H” Construction**

Dear Mayor Hoye and Members of the Municipal Council:

Please be advised the Taunton Planning Board is in receipt of a Definitive Subdivision “Myles Standish Industrial Park, Phase IV Expansion, Section “H” Construction-creating 6 industrial lots - submitted by MassDevelopment, 33 Andrews Parkway, Devens, Ma.

The Taunton Planning Board has scheduled a public hearing on this proposal for **Thursday, April 5, 2012 at 5:30 PM.** at Maxham School, 141 Oak St., Taunton, Ma. n the Chester R. Martin Municipal Council Chambers.

Respectfully,

Daniel P. Dermody, Chairman
Taunton Planning Board

DPD/djp



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City of Taunton, Massachusetts
**DEPARTMENT OF
PLANNING AND CONSERVATION**

*15 Summer Street
Taunton, Massachusetts 02780*

*Kevin R Scanlon, Director/ Planner AICP
Michele Restino, Conservation Agent*

*Phone 508-821-1051
Phone 508-821-1095
Fax 508-821-1665
www.ci.taunton.ma.us*

March 9, 2012

Taunton Crossing LLC
208 Hart Street
Beverly, MA 01915

RE: Trash within the drainage swale at 1 Mozzone Boulevard, Taunton, MA

Dear Property Manager:

I have received numerous complaints from City Councilors regarding the trash within the drainage swale along County Street at 1 Mozzone Boulevard, Taunton, MA.

It is your responsibility as the property owner to ensure that the plaza and its landscaped areas are kept clean and free of debris at all times. You are also responsible for the upkeep of the drainage swale along County Street. This area is littered with paper, cigarette butts, plastic bottles, and other debris which is unsightly.

The Taunton Conservation Commission and City Officials expect you, as the property owner and manager, to maintain these areas.

Please send a copy of your Operations and Maintenance Plan to me at your earliest convenience. In addition, please contact me at 508-821-1095 to discuss this trash issue.

Thank you in advance for your cooperation.

Sincerely,


Michele Restino
Conservation Agent

Cc: Taunton Municipal Council
Taunton Conservation Commission
Cory Wilson, Manager, Olive Garden
Manager, Smoky Bones



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Fax 508-821-1665
www.ci.taunton.ma.us*

March 15, 2012

David Pascucci
Admiral Metals
11 Forbes Street
Woburn, MA 01801

RE: Trash and debris within site at 17 Park Street, Taunton, MA

Dear Mr. Pascucci:

I have received numerous complaints from City Councilors regarding the trash within your site at 17 Park Street, Taunton, MA.

There is concern that the trash and debris may end up in the river. I had gone over to the property but was unable to enter it to inspect it. Would you please contact me at your earliest convenience so that I may gain access to inspect the property along the river, including the siltation barrier installed during demolition.

Thank you in advance for your cooperation.

Sincerely,


Michele Restino
Conservation Agent

Cc: Taunton Municipal Council
Taunton Conservation Commission



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*15 Summer Street
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*Kevin R Scanlon, Director/ Planner AICP
Michele Réstino, Conservation Agent*

*Phone 508-821-1051
Phone 508-821-1095
Fax 508-821-1665
www.ci.taunton.ma.us*

March 9, 2012

Mill River Professional Center, LLC
133 Pearl Street, Suite 400
Boston, MA 02110

RE: Trash within the Mill River Plaza, Taunton, MA

Dear Property Manager:

I have received numerous complaints from City Councilors regarding the trash within the plaza and along the grassed banks on both the Washington Street and the Frederick R. Martin Sr. Parkway sides of the property.

It is your responsibility as the property owner to ensure that the plaza and its landscaped areas are kept clean and free of debris at all times. The banks along the sidewalks are littered with cigarette butts, paper, and other debris which is unsightly. It is also considered a wetlands violation as it is within the Riverfront Area of the Mill River on both banks mentioned in the above paragraph.

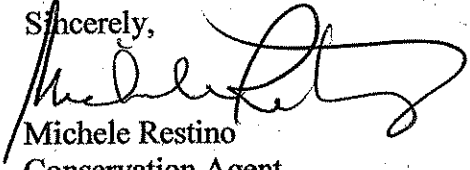
The Taunton Conservation Commission and City Officials expect you, as the property owner and manager, to maintain these areas. If you fail to clean the plaza and landscaped areas and keep them free of debris, the Conservation Commission will have no other choice but to issue a Violation Notification that could result in monetary fines under the Wetland Protection Act, Rivers Act, and Taunton Conservation By-Law.

Please send a copy of your Operations and Maintenance Plan to me at your earliest convenience. In addition, please contact me at 508-821-1095 to discuss this trash issue.

Thank you in advance for your cooperation.

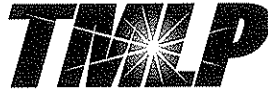
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Sincerely,



Michele Restino
Conservation Agent

- Cc: Taunton Municipal Council
Taunton Conservation Commission
Manager, CVS
Manager, Save a Lot
Manager, Planet Fitness
Manager, Taunton Family Dental
Registry of Motor Vehicles
Armed Forces Career Center
Advanced Eye Centers, Inc.
Manager, Subway
Taunton Regional Dialysis Center
Taunton Kidney Center



Serving a Public Power Community

7.

March 13, 2012

Rose Marie Blackwell
City Clerk
City Hall
Taunton, Mass 02780

By vote of the Municipal Light Commission on, March 12, 2012, the following is a report of action taken on street- lights.

Libby Lane
(Libby Estates, Taunton)

1. Recommend to install 1-70watt high-pressure sodium light on Standard # 1 Libby Lane. Per customer request.
 - Estimate cost is \$ 5.29 per month
 - Does not include fuel adjustment credit

Blake Street
(Lagoon Landing, Taunton)

2. Recommend to install 2-70watt high-pressure sodium light on Standard # 1 & Standard # 2 Blake St. Per customer request.
 - Estimate cost is \$ 10.58 per month
 - Does not include fuel adjustment credit

It is requested that this street lighting report be presented to the Municipal Council, for approval of the energy services.

Very truly yours,
MUNICIPAL LIGHT COMMISSION


MICHAEL J. HARRIGAN
General Manager

March 2, 2012

Mayor Hoye
City Hall
Taunton, MA 02780

Dear Mayor,

My wife Lisa and I are organizing our 4th annual road race to benefit Universal Newborn Screening and Hunter's Hope. Hunter's Hope is an organization that is committed to encouraging state governments to adopt more expansive newborn screening laws. I'm sure you're wondering why we're interested in this cause. The answer can be found in our son, Jared, who was diagnosed with Krabbes disease in 2005. Krabbes affects the brain and nervous system and leads to death or severe disability if left untreated. Our son, thankfully, was given a second chance through a bone marrow transplant, but was left with significant physical disabilities as a result of the illness. We are grateful that Jared is still with us today, but we are frustrated that the illness was not diagnosed sooner. If diagnosed at birth, Jared would more than likely be a normal 11-year old boy running around with his friends and family today. With that in mind, we have joined the crusade to prevent this from happening to other children in the future.

As far as the race itself, it is being held on May 19th at the Holy Ghost Hall in East Taunton at 5pm. We were hoping to receive your permission to allow this race to take place. In addition, we would love to have you join us there as well. It would mean so much to us if the city we've lived in our entire lives stood behind us that day.

Thank you for your time and consideration,



Rob & Lisa Faria
71 Queen Elizabeth Lane
Taunton, MA 02780
Robfaria@comcast.net
774-255-0496



CITY OF TAUNTON
MASSACHUSETTS

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Office of the TREASURER/COLLECTOR

WENDY L GRAVES, CMMT, CMMC
TREASURER/COLLECTOR

15 Summer Street
Taunton, MA 02780

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

March 16, 2012

City Council
15 Summer Street
Taunton, Ma 02780

Dear Honorable Councilors,

This is in response to the letter asking me to report back to the Committee why the excise tax bills no longer have return envelopes. The decision was made to save money on envelopes, encourage people to pay their bill online, and to work towards "going GREEN". Approximately, half of the bills are paid either in person or online, so all those envelopes were probably thrown in the trash.

Respectfully Submitted,

Wendy L Graves, CMMT, CMMC
Treasurer/Collector



CITY OF TAUNTON
MASSACHUSETTS

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Office of the TREASURER/COLLECTOR

WENDY L GRAVES, CMMT, CMMC
TREASURER/COLLECTOR

15 Summer Street
Taunton, MA 02780

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

March 16, 2012

City Council
15 Summer St.
Taunton, Ma 02780

Dear Honorable Councilors,

The loan order for \$230,000 is an amendment to the loan order which was previously approved by the Council and the Mayor on June 22, 2010.

Respectfully Submitted,

Wendy L Graves, CMMT CMMC
Treasurer/Collector

March 16, 2012

\$230,000 is appropriated in addition to the \$6,300,000 previously appropriated for the purpose of financing the construction of various improvements to the City's water system, including without limitation the laying and relaying of water mains in various City streets, the replacement of City water meters and meter information collection system and the construction of well pumping appurtenances, chemical feed systems and water main replacements associated with the Dever Wells and including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow **\$230,000** and issue bonds or notes therefor under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C; that the Treasurer with the approval of the Mayor is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; and that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.



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**TAUNTON AREA VIETNAM VETERANS ASSOCIATION
P.O. BOX 436
RAYNHAM CTR, MA. 02768**

The Taunton Area Vietnam Veterans Association would like to invite all to their Annual POW/MIA Remembrance Ceremony. This year marks the 30th year that this event has taken place. The Ceremony will be held noontime March 25th on Church Green, Taunton, Ma.

Latest figures show that there are 1677 POW/MIA's still unaccounted for in South Vietnam, North Vietnam, Cambodia, Laos and the waters off the coast of China. Thirty nine of them are from our state of Massachusetts.

Our goal is to keep this issue in the public eye so that funds are continued to be appropriated for the search of these missing soldiers. We also want to recognize what the families of these MIA's have and continue to go through, waiting, hoping and praying. We want them found and brought home.

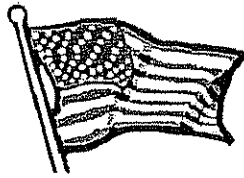
The Ceremony includes local and state officials speaking about their support of the issue. Our special guest this year is Maureen Dunn. Maureen's husband Joseph was listed POW/MIA Feb 14th 1968 off the coast of China. She has been active in the National League of Families of POW/MIA's for many years. We will hear from her what it's like having to wait for all these years.

The Ceremony will also include songs by Michaela Gordon, a POW/MIA Prayer, poem by Gold Star Mom Jane Van Gyzen and the reading of all the names of the Massachusetts POW/MIA's.

If you are aware of the POW/MIA issue, please come join and support us. If you don't, then please come and listen and find out.

Sincerely;

Dennis Proulx
Vice President
Taunton Area Vietnam Veterans Association



MARCH 20, 2012

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

PLEASE NOTE: THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR **TUESDAY, MARCH 20, 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

THE COMMITTEE ON PUBLIC PROPERTY

1. MEET WITH THE BUILDING SUPERINTENDENT FOR AN UPDATE ON THE TAUNTON HIGH SCHOOL ROOF SITUATION
2. MEET WITH THE BUILDING SUPERINTENDENT FOR A FINAL ACCOUNTING OF THE TAUNTON HIGH SCHOOL/PARKER MIDDLE SCHOOL PROJECT.
3. MEET WITH THE CITY SOLICITOR AND MEMBERS OF THE AIRPORT COMMISSION TO DISCUSS TRACT OF LAND ADJACENT TO THE TAUNTON MUNICIPAL AIRPORT ALONG BETTSY ROAD AND CASWELL STREET.
4. MEET TO REVIEW MATTERS IN FILE

THE COMMITTEE ON ORDINANCES AND ENROLLED BILLS

1. MEET WITH THE POLICE CHIEF TO REVIEW THE PROPOSED CONSTABLE ORDINANCE
2. MEET TO DISCUSS SOLID WASTE COLLECTION FEES ORDINANCE
3. MEET TO REVIEW MATTERS IN FILE

RESPECTFULLY,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES