



AGENDA – OCTOBER 4, 2011

INVOCATION ROLL CALL RECORDS

HEARING: Board of Assessors FY2012 Classification Hearing

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1-2 Com. from Executive Director of Retirement – Submitting the FY2012 Retirement Expense Budget
- Pg. 3-7 Com. from Director, Mayor's Office of Economic and Community Development – Septic Betterment Program
- Pg. 8-10 Com. from Police Chief – Providing information on the Department of Justice COPS Hiring Grant
- Pg. 11 Com. from Richard Feodoroff, Oscar Squared, Inc., 645 County Street, Suite 2, Taunton – Requesting to continue a hearing

PETITIONS

Constable License

Application submitted by Vanel Valmont requesting a **RENEWAL** of his Constable License desiring to serve civil process.

Hours of Operation License

1. CVS Pharmacy located at 284 Winthrop Street, Taunton
2. Joe's Diner located at 51 Broadway

Temporary Fixed Vendor License Transfer of Location

Petition submitted by Edward Martins requesting to transfer the location of his Temporary Fixed Vendor License –DBA- Court Street Grille from 12 Court Street to the corner of the Taunton Green (old Hickey Diner Location).

Transfer of Class II License

Petition submitted by Andy Amaro requesting to transfer his Class II License –DBA- Amaro Auto Sales, 515 Middleboro Ave., E. Taunton to Jerry Olaniyan, 69 Tremont St., Taunton –DBA- Dipson & Sons Auto Sales, 146 Tremont St., Taunton.

Second Hand Article License

Petition submitted by Janet E. Cooke, 22 Crane Ave. North, Taunton requesting a **NEW** Second Hand Article License –DBA- Generations Consignments of MA located at 398 Bay Street, Taunton.

Junk Collector’s License

Petition submitted by Sean Moore for a **RENEWAL** of his Junk Collector’s License – DBA- Old Colony Scrap, Inc. located at 655 West Water St., Taunton.

Miscellaneous

Decision of the Development Impact Review Board on the petition for the Departmental Site Plan Review for a six seat hair salon on the first floor and an office and residential unit on the second floor at 625 County Street, Taunton which is located in the Urban Residential District submitted by Zenalia Sousa, 685 Glebe Street, Taunton. **(Informational Only)**

Decision of the Development Impact Review Board on the petition for the Departmental Site Plan Review for a 121 space parking lot at 18 Pleasant Street, Taunton which is located in the Central Business District submitted by the City of Taunton, 141 Oak Street, Taunton. **(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

**Rose Marie Blackwell
City Clerk**



CITY OF TAUNTON
Contributory Retirement System

Address: 40 Dean St., Unit 3
Taunton, Massachusetts 02780
(508) 821-1052 Fax (508) 821-1063
www.tauntonretirement.com

**BOARD OF
RETIREMENT**

Chairperson:

Ann Marie Hebert, City Auditor

Elected member: Richard T. Avila

Elected member: Peter H. Corr

Mayoral appointee: Gill E. Enos

Board appointee: A. Joan Ventura

STAFF

Executive

Director:

Paul J. Slivinski

Assistant

Director:

Kathy A. Maki

September 28, 2011

Hon. Charles E. Crowley, Mayor
Taunton Municipal Council
15 Summer St.
Taunton, MA. 02780

Dear Mayor Crowley and Councilors:

As governed under the provisions of Chapter 306 of the Acts of 1996, which amended section 22 of chapter 32 of the Mass. General Laws, the Taunton Retirement Board hereby submits its FY2012 Retirement Expense Budget for informational purposes. Please see attachment.

If you have any questions, please feel free to contact our office.

Respectfully yours,

Paul J. Slivinski, CPP
Executive Director

Encl.

TAUNTON RETIREMENT BOARD BUDGET		
	<u>TOTAL</u>	<u>TOTAL</u>
<u>EXPENSE FUND</u>	<u>FY 2011</u>	<u>FY 2012</u>
<u>General administration</u>	375,000.00	391,875.00
<u>Investment Management expense</u>	1,650,000.00	1,905,000.00
TOTAL EXPENSE BUDGET:	2,025,000.00	2,296,875.00



CITY OF TAUNTON
Office of Economic and
Community Development

RICHARD SHAFER
Economic Development
Director

KEVIN SHEA
Executive Director

45 School Street Taunton, MA 02780
Tel: 508-821-1030 Fax: 508-821-1091

Michael Ferreira
Community Development
Director

September 27, 2011

Taunton City Council
15 Summer Street
Taunton, MA 02780

Re: **SEPTIC BETTERMENT PROGRAM**

Dear Honorable Mayor Crowley and Members of the Municipal Council

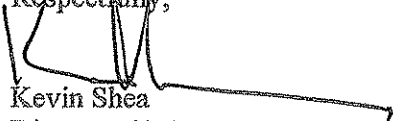
The Mayor's Office of Economic and Community Development (OECD) in collaboration with the Board of Health is requesting permission to enter into a seventh loan commitment of \$250,000 with the Massachusetts Waste Water Pollution Abatement Trust (the 'Trust'), pursuant to Chapter 15 of the Acts of 1996 and M.G.L.c. 29c. These funds will be used to re-capitalize the City of Taunton's Septic Betterment Program. This program is administered through our office in conjunction with the Board of Health.

OECD has successfully loaned over \$800,000 for the repair and replacement of more than sixty faulty, defective, and non-conforming on site septic treatment systems. All of these systems were determined not to meet the current Title-V requirements, and many have been determined to exist in environmentally sensitive areas. Currently there is a waiting list of potential borrowers that want to bring their properties into compliance with Title-V of the Massachusetts Health Code should these funds be available. Many of the property owners would be unable to do so should these low interest loans not be available.

In order for the OECD to implement the Septic Betterment Program, Council must authorize the issuance of bonds or notes under Chapter 44 and/or Chapter 29C of the Massachusetts General Laws; as collateral for the \$250,000 loan from the trust. I have enclosed a copy of the Council Order and the Authority to File. OECD loans the funds out at 5% interest; while the \$250,000 loan from the trust is at 0% interest. No bond funds have been used to cover the debt service to the Trust for the previous six rounds of funding; and it is not anticipated that any would be needed in the future.

On behalf of the OECD and the Board of Health, I request that Council votes to approve the 'Council Order' and the 'Authority to File' for the Taunton Septic Betterment Program.

Respectfully;


Kevin Shea
Director, OECD

Cc: Treasurer
Board of Health
Conservation Commission
Tax Collector
Assessors Office



CITY OF TAUNTON
Office of Economic and
Community Development

KEVIN SHEA
Executive Director

45 School Street Taunton, MA 02780
Tel: 508-821-1030 Fax: 508-821-1091

RICHARD SHAFER
Economic Development
Director

Michael Ferreira
Community Development
Director

The following is a summary of the main components of the Septic Betterment Program.

- Maximum Loan Amount: No limitations. Cost is directly associated with bids received.
- Loan Terms: Based on amount of loan. Not to exceed 20 years
- Interest Rate: Fixed at 5%
- Eligible Areas: Eligible City Wide
- Application Process: OECD will process applications on a first come, first served basis unless funding requests out number funds available. Then priority will be given to properties located within environmentally sensitive areas as determined by the Conservation Commission and the Department of Environmental Protection.
- Administration: OECD will administer the program in collaboration with the City Treasurer, Tax Collector, Board of Health, Conservation Commission, and the Assessors Office.



CITY OF TAUNTON
Office of Economic and
Community Development

RICHARD SHAFER
Economic Development
Director

KEVIN SHEA
Executive Director

45 School Street Taunton, MA 02780
Tel: 508-821-1030 Fax: 508-821-1091

Michael Ferreira
Community Development
Director

AUTHORITY TO FILE

Whereas, the City of Taunton has developed a program of offering betterments pursuant to M.G.L.c. 111, s.127B1/2 to homeowners to repair, replace, and/or upgrade substandard sewage disposal systems; and

Whereas, the Department of Environmental Protection (DEP) and the Massachusetts Water Pollution Abatement Trust (the Trust), Pursuant to Chapter 15 of the Acts of 1996 and M.G.L. c. 29C and the Community Septic Management Program established there under, are authorized to make State Revolving Fund (SRF) loans to municipalities to fund the local betterment program developed by the Applicant; and

Whereas, the Applicant, based on its review of the Community Septic Management Program Description and Program Requirements, believes it to be in the public interest to file an application for the loan assistance under the Community Septic Management Program.

NOW THEREFORE BE IT RESOLVED by Mayor Charles Crowley

As follows:

1. That *Kevin Shea* (Executive Director of the Office of Economic and Community Development) is hereby authorized on behalf of the applicant to file an application and execute agreements for the above described loan assistance and to furnish such information, data and documents as may be required by the DEP and the Trust; and to otherwise act as the representative of the applicant in connection with such loan application;
2. That the purpose of the loan, if received by the applicant shall be to fund the implementation of the applicants above described betterment program in accordance with the provisions of the Community Septic Management Program description and program requirements, M.G.L. c. 111, s. 127B1/2 and M.G.L. c. 29C

Mayor Charles Crowley

CITY COUNCIL ORDER

Be It So Ordered; that \$250,000 is appropriated for the purpose of financing the repair, replacement and/or upgrade of subsurface disposal systems, or for loans to property owners for such purposes, 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, City Council, and Treasurer, is authorized to borrow \$250,000 and issue bonds or notes therefore 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 the local system for 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 security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan 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.



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

September 26, 2011

Kevin Shea, Executive Director
Office of Economic & Community Development
45 School Street
Taunton, MA 02780

Re: Septic Betterment Program Renewal Request

Dear Mr. Shea,

The Board of Health is in favor of supporting the continuation of the Septic Betterment Program with the Massachusetts Water Pollution Abatement Trust. Please feel free to contact this office if you have any questions.

Sincerely,

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



CITY OF TAUNTON POLICE DEPARTMENT

CHIEF
EDWARD JAMES WALSH

23 SUMMER STREET
TAUNTON, MA 02780
(508) 821-1471
September 29, 2011

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

Please find the attached correspondence that I received from the Department of Justice relative to the COPS Hiring Grant. The letter indicates that while not denied, we were not selected during this funding cycle.

Sincerely,


Edward James Walsh
Chief of Police

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Walsh Edward

From: CHP [CHP@usdoj.gov]
Sent: Wednesday, September 28, 2011 2:38 PM
To: Chief
Subject: 2011 COPS Hiring Program Grant Application



U.S. DEPARTMENT OF JUSTICE
OFFICE OF COMMUNITY ORIENTED POLICING SERVICES
145 N Street, NE, Washington, D.C. 20530



September 28, 2011

Chief Edward Walsh
Taunton, City of
23 Summer Street
Taunton, MA 2780

RE: COPS Hiring Program Grant Application
ORI#: MA00319

Dear Chief Walsh:

I would like to thank you for your grant application under the COPS Hiring Program (CHP). The COPS Office received an overwhelming response to this year's CHP grant application solicitation. The COPS Office received 2,712 CHP applications requesting over 9,000 officers and \$2 billion in funds, while \$240 million was available for the program.

As you may know, the COPS Office CHP award announcement occurred on September 28, 2011. With an abundance of high-quality grant applications and a limited amount of funding available, COPS was faced with many difficult funding decisions. Many applicant requests were reduced due to the high demand relative to the amount of funding available, with the goal of distributing CHP officers to a greater number of jurisdictions. Ultimately, however, COPS was able to fund only 238 (9%) of the 2,712 CHP requests received during the 2011 solicitation. Unfortunately, your CHP proposal was not selected for the September 28, 2011 announcement.

Although your agency was not among those announced, please note that your CHP funding request **has not** been denied. Currently, your CHP application remains under a "pending" status within the COPS Office, which means that the proposal is still under consideration. Once the COPS Office receives our Fiscal Year 2012 appropriations, we will know whether additional hiring funds are available and can then determine how best to proceed with all pending requests. There is no action required of your agency at this time. The COPS Office will contact you if additional information is needed.

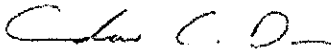
Please note that funding selections for this announcement were based upon a variety of factors, including (but not limited to) statutory mandates which govern how CHP and other COPS hiring funds

10.

are to be allocated, as well as each applicant's community policing strategy and community need. For more information on the CHP announcement, please visit our dedicated CHP applicant web page at <http://cops.usdoj.gov/Default.asp?Item=2367>. On this site, you will find additional information about the CHP program, and a more detailed description of how applications were evaluated.

We thank you for your continued interest in CHP grant funding. If you have any questions or concerns regarding this letter or about your pending grant application, please feel free to contact the COPS Office Response Center at 800.421.6770.

Sincerely,



Andrew A. Dorr
Assistant Director for Grants Administration



September 28, 2011

Rose Marie Blackwell, City Clerk
City of Taunton
Temporary City Hall
141 Oak Street
Taunton, MA 02780

Re: Public Hearing
228 Berkley Street
Taunton, MA 02780

Dear Ms. Blackwell,

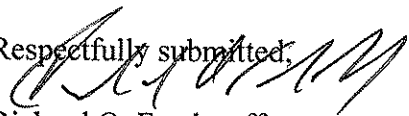
I respectfully request that the continued public hearing for the 24-unit condominium development at 228 Berkley Street, Taunton, currently schedule for 7:00 P.M. on Tuesday, October 18, 2011, be furthered continued to Tuesday, December 13, 2011.

I would also request that the pre-hearing scheduled for Tuesday, October 4, 2011, be rescheduled for Tuesday, December 6, 2011.

The project is currently under review by the Planning Board for their recommendation to the City Council. I am acting on changes recommended made by the Planning Board. The additional time will enable me to present a much-improve project to them and subsequently to the City Council.

Any consideration you can give me in this matter would be greatly appreciated.

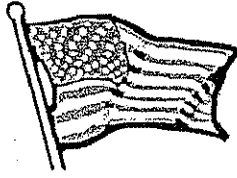
Respectfully submitted,


Richard O. Feodoroff
President & Treasurer

Hand Delivered

Cc. Marc Tisdelle
Thompson Farland Engineering





OCTOBER 4, 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, OCTOBER 4, 2011 AT 5:30 P.M.** IN 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 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 OF THE COUNCIL AS A WHOLE

1. MEET WITH THE CITY SOLICITOR TO DISCUSS PENDING ACTION HEARD ON SEPTEMBER 29, 2011 IN SUPERIOR COURT. PORTIONS OF THIS DISCUSSION MAY TAKE PLACE IN EXECUTIVE SESSION.
2. MEET WITH THE CITY SOLICITOR IN EXECUTIVE SESSION TO DISCUSS ALL PENDING LEGAL ACTIONS
3. MEET TO REVIEW MATTERS IN FILE

RESPECTFULLY,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES