



**MUNICIPAL COUNCIL AGENDA
CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS
141 OAK STREET, TAUNTON, MA 02780**

~
APRIL 8, 2014 – 7:00 PM

**INVOCATION
ROLL CALL
RECORDS**

HEARING: NONE

COMMUNICATIONS FROM THE MAYOR

- Honor Taunton Boys & Girls Club Champion Chess Team

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1-2 Com. from Administrator, Taunton Nursing Home – Requesting a transfer of funds
- Pg. 3 Com. from Assistant Director of Retirement – Notifying of a retirement
- Pg. 4 Com. from Treasurer/Collector – Mail drop box
- Pg. 5 Com. from Chairman, Taunton Planning Board – Notifying of a public Meeting
- Pg. 6-19 Com. from Superintendent of Buildings – Submitting an Emergency Waiver application
- Pg. 20-22 Com. from Howard Keach, III, 72 Broadway, Taunton – Resident parking permits
- Pg. 23 Com. from Jennifer Wilson, Founder/President of the Taunton White Tigers, 306 Winthrop St. #164, Taunton – Requesting a vote
- Pg. 24-36 Com. from City Solicitor – Diana S. Furmanik, Administratrix et al. v. City of Taunton et al. Massachusetts Land Court

CITY CLERK

TAUNTON, MA

2014 APR -4 A 11:39

RECEIVED
CITY CLERK'S OFFICE

PETITIONS

Claim

Claim submitted by Jill Finnerty, 143 Mailbu Dr., Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Crane Ave. South near the railroad tracks.

COMMITTEE REPORTS

UNFINISHED BUSINESS

ORDERS, ORDINANCES AND RESOLUTIONS

Order for a first reading to be passed to a second reading

Ordered That,

that \$1,369,000 is appropriated to pay costs of remodeling, reconstructing or making extraordinary repairs to the Leonard Street Parking Deck, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer with the approval of the Mayor, is authorized to borrow \$1,369,000 under G.L.c.44, 7(3A), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary to carry out this project.

FURTHER ORDERED: That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

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

AN ORDINANCE

Chapter 13

ARTICLE II. OPERATION OF VEHICLES

Sec 13-47. Left turns prohibited at designated streets.

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

That Section 13-47 of the Revised Ordinances of the City of Taunton, as amended, be and hereby is further amended as follows:

Insert: "St. Mary's School, 90 Washington Street, onto Washington Street."

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

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

AN ORDINANCE

Chapter 13

ARTICLE III. STOPPING, STANDING AND PARKING

Sec 13-82. Prohibited parking places.

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

That Section 13-82 of the Revised Ordinances of the City of Taunton, as amended, be and hereby is further amended as follows:

Delete the provision in the existing ordinance that reads “Second Street, both sides, from Somerset Avenue to Charles Street between the hours of 8:00 and 9:00 am and between the hours of 2:00 pm and 3:00 pm except for school buses on school days”

Insert: “Second Street, north side, from Somerset Avenue to Staples Avenue.”

Insert: “Second Street, south side, from Somerset Avenue to Charles Street, from 8:00 a.m. to 4:00 p.m. on School Days. Student Pick Up and Drop Off is permitted.”

Insert: “Charles Street, east side, from Second Street to the southern boundary of 10 Charles Street.”

Insert: “Charles Street, west side, from Second Street to the southern boundary of 9 Charles Street.”

Insert: “Third Street, south side, for fifty feet in both directions from the point on the south side of Third Street opposite the intersection of Charles Street and Third Street.”

Insert: “Porter Street, in front of 51 Porter Street.”

Insert: “North Walker Street, both sides, from Winthrop Street to North Walker Street Extension.”

Insert: “Whittenton Street, both sides, from Warren Street to the southern boundary of 536 Whittenton Street.”

Delete: “Church Street, from the intersection of Broadway, south side, running for a distance of two hundred sixty feet”

Delete: "Church Street, southwest side, 4:00 P.M. to 7:00 p.m. on Saturdays and 7:00 a.m. to 12:00 noon on Sundays."

Insert: "Church Street, south/west side, from Broadway to Adams Street, for the entire length of the street."

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

NEW BUSINESS

Respectfully submitted,

A handwritten signature in cursive script that reads "Rm Blackwell".

**Rose Marie Blackwell
City Clerk**



Taunton Nursing Home

350 Norton Avenue • Taunton, Massachusetts 02780
Tel. (508) 822-1132 • Fax (508) 880-8663

March 31, 2014

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

RE: Transfer Request

Dear Mayor Hoye and Councilors:

We are respectfully requesting the transfer of \$ 70,000.00 from Salaries and Wages – Nurses Aides account 64-520-201-5111 to Expense – Contracted Services account 64-520-202-5305 for payments of nursing agency.

Thank you for your assistance in this matter.

Respectfully submitted,

John A. Brennan
Administrator

Attachment

COUNCIL ORDER TRANSFER REQUEST

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Date: March 31, 2014

Department Requesting: Taunton Nursing Home

Amount Requesting: \$70,000.00

Reason For Request: Transfer for payment of nursing agency

Please List below the account number/name for the requested transfer.

If requesting monies from AVAILABLE FUNDS check here: _____

TRANSFER FROM: 64 520 201 5111
NAME: Nurses Aides
BEGINNING BALANCE: \$ 304,432.12
AMOUNT: 70,000.00
BALANCE REMAINING: 234,432.12

TRANSFER TO: 64 520 202 5305
NAME: Contracted Services
BEGINNING BALANCE: \$ 6,827.68
AMOUNT: 70,000.00
BALANCE REMAINING: 76,827.68

TRANSFER FROM: _____
NAME: _____
BEGINNING BALANCE: \$ _____
AMOUNT: _____
BALANCE REMAINING: _____

TRANSFER TO: _____
NAME: _____
BEGINNING BALANCE: \$ _____
AMOUNT: _____
BALANCE REMAINING: _____

DEPARTMENT HEAD SIGNATURE: _____
TITLE: Administrator

TO BE COMPLETED BY CLERK OF COUNCIL COMMITTEE:
DATE REFERRED TO COMMITTEE ON FINANCE & SALARIES: _____
THE ABOVE REQUEST IS HEREBY: _____ APPROVED _____ DENIED
AVAILABLE FUNDS TO BE USED (IF REQUESTED): _____
IF DENIED, REASON FOR DENIAL: _____
COUNCIL ORDER NUMBER ASSIGNED: _____

FOR COUNCIL ORDER TRANSFERS PLEASE FILL OUT THIS FORM WITH A FORMAL COVER LETTER REQUESTING THE TRANSFER AND SEND A COPY OF BOTH THE LETTER AND THIS FORM TO THE FOLLOWING:

- City Clerk - ORIGINAL
- Mayor's Office
- Clerk of Council Committee
- City Auditor



CITY OF TAUNTON
Contributory Retirement System

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

3

**BOARD OF
RETIREMENT**

CHAIRMAN
Ann Marie Hebert

Peter H. Corr
Richard T. Avila
Gill E. Enos
A. Joan Ventura

**EXECUTIVE
DIRECTOR**
Paul J. Slivinski

**ASSISTANT
DIRECTOR**
Kathy A. Maki

April 1, 2014

Hon. Thomas Hoye, Mayor and Taunton Municipal Council
Maxham School
Oak Street
Taunton, MA 02780

Dear Mayor Hoye and Councilors:

Please be advised of the retirement for Superannuation of Daryl H. Bushee, an employee of the Fire Department on April 16, 2014 under the provisions set forth in Section #5 of Chapter 32 of the General Laws of Massachusetts.

Please pay accumulated benefits up to the date of retirement.

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

Respectfully yours,

Kathy Maki
Assistant Director

cc: D. Bushee
T. Bradshaw, Fire Chief
K. Gover, Fire Dept.
City Treasurer
City Auditor
Human Resources
City Clerk
file



CITY OF TAUNTON
MASSACHUSETTS

TREASURY DEPARTMENT

4

Barbara A Auger, CMMT
Treasurer/Collector

15 Summer Street
Taunton, MA 02780

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

April 3, 2014

To: Mayor Hoye and City Councilors

From: Barbara A Auger, City Treasurer Collector

Re: Mail Drop Box

I am pleased to announce that residents will be able to securely drop their real estate, excise, water, and sewer payments at City Hall during non-business hours. This payment drop box is located outside of our 141 Oak Street location for the convenience of our tax payers.

We offered this service, when the office was located at 55 Weir Street and always planned to offer the service when we relocated the Treasurer Collector's Office to Temporary City Hall this past December. Now that the weather has improved, thanks to the assistance of the building department, the City was able to install the payment cabinet through the outside wall in the front of the building. We encourage residents to take advantage of this service.



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

March 28, 2014

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

C/O Rose Marie Blackwell, City Clerk

RE: Site Plan Review – 81 Ingell Street

Dear Mayor Hoyer and Members of the Municipal Council:

Please be advised the Taunton Planning Board is in receipt of a Site Plan Review for a property on **81 Ingell Street** for 615 square feet of office area and 17,198 sq. ft. of industrial area (includes updated enclosed railroad offloading dock ,a larger freezer warehouse storage area) and 27 additional parking spaces, submitted by **Robert Weeks, North East Refrigerated Terminal Inc. (NERT)**.

The next scheduled meeting for this petition will be on **Tuesday, April 15, 2014 at 9:30 AM** in the Taunton Planning Board Office, 15 Summer St, Annex Bldg., Taunton, Ma. at which time the application shall be reviewed by the DIRB and The Taunton Planning Board has scheduled a public meeting on this proposal for **Thursday, May 1, 2014 at 5:30 PM.** at 141 Oak St., Taunton, Ma. in the Chester R. Martin Municipal Council Chambers.

Respectfully,

Daniel P. Dermody, Chairman
Taunton Planning Board

DPD/djp

CITY OF TAUNTON

MASSACHUSETTS

WAYNE E. WALKDEN,
MCPPO, CBO
SUPERINTENDENT OF
BUILDINGS

DEPARTMENT OF PUBLIC BUILDINGS



6
TEMPORARY
GOVERNMENT OFFICES
141 Oak Street
TAUNTON, MA 02780-3464
(508) 821-1015
FAX (508) 821-1019
Email: wwalkden@taunton-ma.gov

March 31, 2014

Honorable Mayor Thomas C. Hoye Jr.
Council President Andrew J. Marshall
And Members of the Municipal Council

Dear Mayor and Councilors:

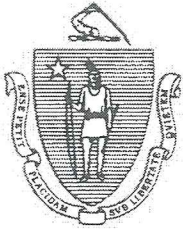
At a regular meeting of the Municipal Council held on Tuesday, March 18, 2014, Councilor Croteau motioned that I provide a copy of the Emergency Waiver application submitted to the Division of Capital Asset Management and Maintenance (DCAMM) and the subsequent stamped approval letter by DCAMM with reference to the Star Theater demolition.

I respectfully, submit the enclosed documents for your review. Thank you.

Regards,

Wayne E. Walkden

Wayne E. Walkden
Superintendent of Buildings



DEVAL L. PATRICK
GOVERNOR

The Commonwealth of Massachusetts
Executive Office for Administration and Finance
Division of Capital Asset Management and Maintenance
One Ashburton Place

Boston, Massachusetts 02108

Tel: (617) 727-4050

Fax: (617) 727-5363

GLEN SHOR
SECRETARY, ADMINISTRATION
& FINANCE

CAROLE CORNELISON
COMMISSIONER

February 3, 2014

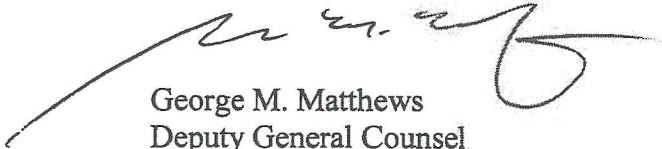
Robert Pirozzi
Building Commissioner
15 Summer Street
Taunton, MA 02780

RE: Emergency Waiver No. 2206

Dear Mr. Pirozzi:

Enclosed please find the granted Emergency Waiver for the above-referenced project. Should you require further assistance, please feel free to contact me.

Very truly yours,


George M. Matthews
Deputy General Counsel

Enclosure
dc

CITY OF TAUNTON

MASSACHUSETTS

DEPARTMENT OF PUBLIC BUILDINGS



ROBERT P. PIROZZI
BUILDING COMMISSIONER
CHIEF OF INSPECTIONS

MARY JANE BENKER
BUILDING INSPECTOR
ZONING ENFORCEMENT OFFICER

CITY HALL
15 SUMMER STREET
TAUNTON, MA 02780-3464
(508) 821-1015
FAX (508) 821-1019

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January 31, 2014

Sent via email to emergencywaivers.dcammm@state.ma.us

Garole Cornellison, Commissioner
Division of Capital Asset Management and Maintenance
One Ashburton Place
Boston, MA 02108
Attn: Office of the General Council

Emergency Waiver of the Public bidding laws under MGL c. 149 sec. 44A (4) & 44J (6) is hereby granted on this

31st day of January, 2014 *

Re: DCAMM Emergency Walver Request
Demolition of Former Star Theater Building
107-111 Main Street
Taunton, MA

[Signature]
George M. Matthews, Esq.
Deputy General Counsel
Emergency Waiver No. 2206

* Obtain competitive quotes

Dear Ms. Cornellison:

This letter request is being submitted to seek a waiver of both the bidding and advertising requirements of MGL Chapter 149. This request is formatted to respond to each of the waiver request items stipulated by DCAMM, as follows:

- **Item 2** - The building poses an immediate threat to public safety, as detailed in the attached structural assessment letter prepared by Joel S. Lunger, P.E. of BETA Group, Inc.
- **Item 3** - The City has had significant concerns over the poor condition of the building for several years. We obtained a judgment from the Housing Court requiring the former owner to perform substantial repairs, which he failed to do. We eventually obtained ownership of the building in late September 2013. After a court-mandated period of 90 days for the prior Owner to remove personal contents from the building, we secured the building and retained BETA Group, Inc. to initiate assessment of hazardous building materials and preparation of contract documents to demolish the building.

Despite significant efforts to negotiate an access agreement with the abutting building owner for BETA to assess the party wall shared with the New York Lace Building, we have been unsuccessful. Yesterday, we served formal notice to the Owner of the New York Lace Building that we must have access under applicable building codes to assess the party wall and implement any required protection measures, prior to demolition. We intend to commence with assessment of the party wall no later than next Thursday, February 6th.

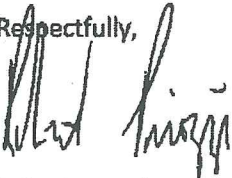
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Yesterday, we also received the attached structural assessment letter from BETA, describing the numerous building deficiencies and the need to accelerate demolition. In addition, we are implementing the protective measures outlined on the attached pedestrian rerouting plan prepared by BETA.

- **Items 4, 6 and 8** - We have retained BETA to assist the City with those actions necessary to alleviate the emergency. They are developing a bid package, including technical specifications, construction terms and other pertinent payment items, to seek a minimum of three (3) quotes for the emergency work by DCAMM certified Demolition Contractors. They will include all provisions required for compliance with prevailing wage rates and bonding. Given that demolition of the building is the only viable option, we are seeking a waiver to proceed with complete demolition of the building.
- **Item 5** - The time required to comply with the public bidding requirements would not enable demolition to proceed until at least mid-March 2014, if not later. If the waiver is approved, we believe we can initiate demolition at least one month sooner, significantly reducing the risk of harm to the public and damage to public and private property due to partial collapse of the building, which is literally on Main Street in downtown Taunton.
- **Item 7** - Based upon initial estimate provided by our Consultant, we anticipate costs on the order of \$500,000 for demolition and off-site management of demolition debris.

Copies of pertinent supporting documents are appended for reference. Please contact me with any questions or concerns related to this request.

Respectfully,



Robert Pirozzi
Building Commissioner

Cc: Thomas C. Hoye, Jr., Mayor
Jason D. Buffington, Esq., City Solicitor
Wayne E. Walkden, Superintendent of Buildings
Joel Lunger, P.E., BETA Group, Inc.
Alan Hanscom, LSP, BETA Group, Inc.

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January 30, 2014

City of Taunton
141 Oak Street
Taunton, Massachusetts 02780

Attn.: Jason D. Buffington, Esq.
City Solicitor

Re: **Star Theater Building**
107-111 Main Street

Dear Mr. Buffington:

BETA Group, Inc. has recently been retained by the City to assess the condition of the former Star Theater Building located at 107-111 Main Street. Over the past couple of weeks, we have toured the building and identified numerous deficiencies that warrant immediate attention and demolition of the subject building as soon as practicable. The following items have been observed that present a threat to public safety:

- The upper mansard roof of the building is severely deteriorated and connections to the building have been compromised. Safety fencing has been installed by the City to limit access to the area between the subject structure and the fire-damaged City Hall Building located to the east. It should be noted that similar safety concerns exist around the entire periphery of the structure due to the poor condition of the entire mansard roof.
- Loose bricks are apparent at two specific locations that warrant monitoring until the building is stabilized by demolition. One location is directly above the sidewalk at the northwest corner of the building, as indicated on enclosed Photo #1. The second location is approximately 80 feet north of the southeast corner of the building and is within the fall zone created by the safety fence erected below the mansard roof area (Photo #2).
- Based upon interior observations, we are concerned that temporary shoring installed by the prior Owner is inadequate for the existing loads. Furthermore, stabilizing cables installed at the front of the building were removed by the prior Owner, just before the City assumed ownership. Both conditions pose significant risks to the stability of the building, particularly under strong wind or heavy snow loads. Emergency shoring is not achievable due to unsafe accessibility within the vicinity of the temporary shoring.

Recommendations:

- We recommend, as soon as possible, that the sidewalk and parking spaces immediately in front of the former Star Theater be closed off and that pedestrian traffic be rerouted. At a

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Attn.: Jason D. Buffington, Esq.
January 30, 2014
Page 2 of 2

minimum, concrete barriers with a top-mounted debris fence should be utilized and the walkway/entrance to Unit A should be either barricaded, or be provided with a protective sidewalk enclosure. These safety precautions should be implemented before and after demolition commences to mitigate falling hazards including loose bricks, slate and wood. Additional protective measures will likely be undertaken by the Demolition Contractor.

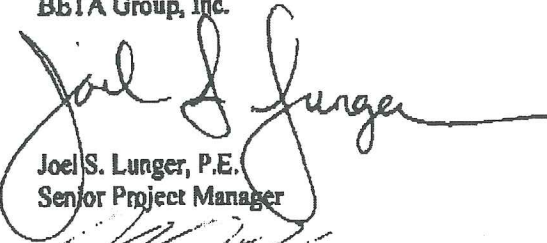
- We also recommend that the demolition process be accelerated. At a minimum, the following two locations have the potential of imminent collapse:
 - Lateral/progressive collapse of the exterior walls as a result of compromised roof and floor support girders adjacent to Unit B, particularly in the vicinity of the third floor stage area at the rear of the building; and
 - Collapse of the mansard wall in the front of the building.

While catastrophic failure of this building could occur at any time, it is more likely to occur as a result of high wind loads and/or additional ice and/or snow loading. This building in its present state is a hazard to pedestrian and vehicular traffic, the occupants of Units A, B and C indicated on the attached site plan, and to a lesser degree the occupants of Units D and E.

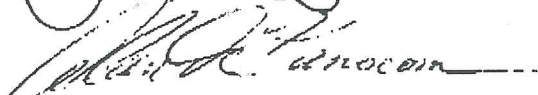
As discussed, we will support with the Building Commissioner with his request to DCAMM for an emergency waiver of public bidding and advertising requirements under MGL Chapter 149.

If we can be of any further assistance regarding this matter, please contact call either of the undersigned.

Very truly yours,
BETA Group, Inc.



Joel S. Lunger, P.E.
Senior Project Manager



Alan D. Hanscom, LSP
Senior Associate

cc: Bob Pirozzi, Building Commissioner
Wayne Walkden, Superintendent of Buildings
Dan F. de Abreu, Assistant City Solicitor

Attachments



January 2014

BETA



Photo #1 – Deteriorated Mansard Roof (with loose bricks) at northwest corner of Star Theater Building

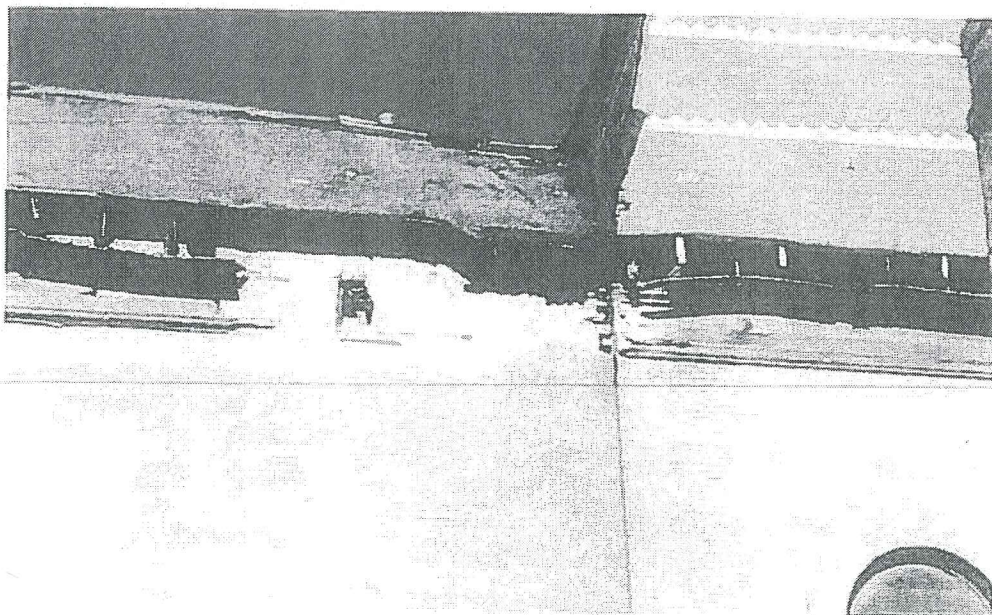
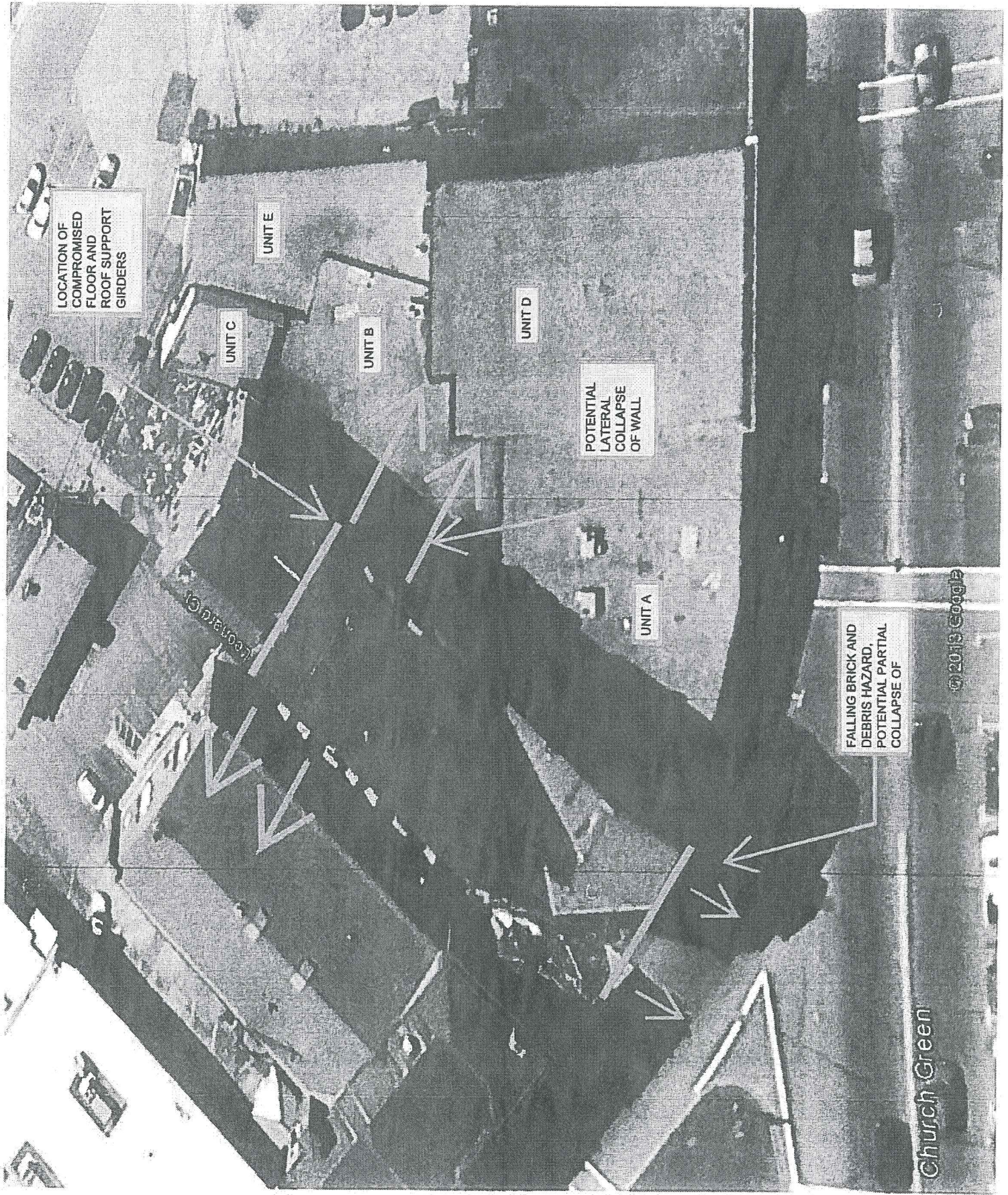


Photo #2 – Falling Brick Area located approximately 80 feet north of SE Corner of Star Theater Building



LOCATION OF
COMPROMISED
FLOOR AND
ROOF SUPPORT
GIRDERS

UNIT E

UNIT C

UNIT B

UNIT D

POTENTIAL
LATERAL
COLLAPSE
OF WALL

UNIT A

FALLING BRICK AND
DEBRIS HAZARD,
POTENTIAL PARTIAL
COLLAPSE OF

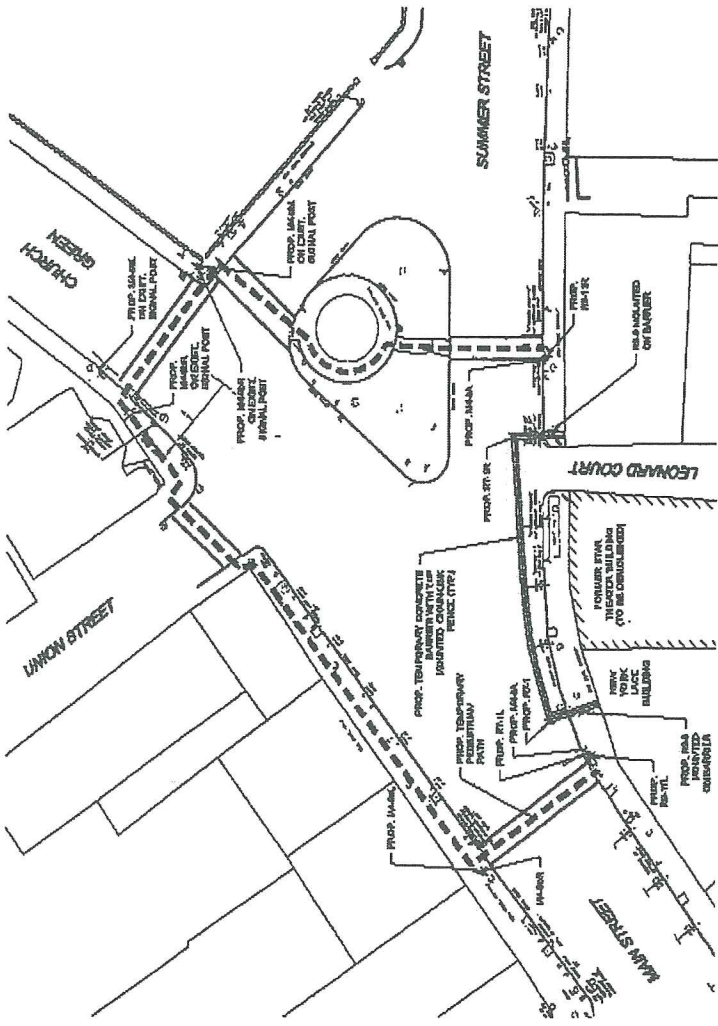
Church Green

© 2013 Google

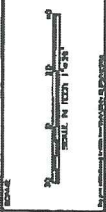
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SIGN SUMMARY

FACILITY-SIGN NUMBER	SIZE OF SIGN		HEIGHT	TEXT	NUMBER OF SIGNS REQUIRED
	WIDTH	HEIGHT			
MA-04	24"	18"	18"	END DETOUR	2
MA-10R	30"	24"	24"	DETOUR	3
MA-10L	30"	24"	24"	DETOUR	3
RD-1	12"	18"	18"	RD 1	1
RP-1R	12"	18"	18"	RD 1	1
RP-1L	12"	18"	18"	RD 1	1
RP-9	24"	36"	36"	SIDEWALK CLOSED	2
RD-1R	24"	36"	36"	ROAD CLOSED	1
RD-1L	24"	36"	36"	ROAD CLOSED	1



PLAN VIEW



BETA GROUP, INC.
 A Division of the
 Federal Signal Corporation
 1000 Main Street, Taunton, MA 01960
 Tel: 508/848-1000 Fax: 508/848-1001

**FORMER STAR THEATER
 BUILDING DEMOLITION
 TAUNTON, MA**

PEDESTRIAN DETOUR PLAN

APP: _____
 DATE: _____
 SCALE: _____

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CITY OF TAUNTON

MASSACHUSETTS

DEPARTMENT OF PUBLIC BUILDINGS

**WAYNE E. WALKDEN,
MCPPPO, CBO
SUPERINTENDENT OF
BUILDINGS**

**TEMPORARY
GOVERNMENT OFFICES
141 OAK STREET
TAUNTON, MA 02780
(508) 821-1015
FAX (508) 821-1019**



December 4, 2013

Historic District Commission Members
City Hall

Re: 107-111 MAIN STREET (STAR THEATER DEMOLITION PROJECT)

Dear Commission Members:

Please be advised that the City of Taunton Municipal Council unanimously approved a request made by this office for the funding of a pre-demolition survey for the City owned property noted above. Since access to the site by the prior owner expired midnight on December 2, 2013, the City's intent is to demolish the building as expeditiously as possible. The survey is the first step in this process, to be followed by possible abatement, and concluding with demolition.

The structure is severely deteriorated, beyond cost effective repair, and poses a significant public safety hazard. We therefore, respectfully request that the Commission support our efforts to remove the building. Please feel free to contact my office should there be any concerns or questions. Thank you.

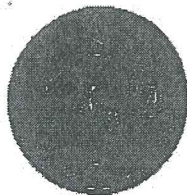
Respectfully,

Wayne E. Walkden

Wayne E. Walkden
Superintendent of Buildings

Cc: David Pottier, Chairman, Public Property Committee
Thomas C. Hoye, Jr., Mayor
Jason Buffington, City Solicitor

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City of Taunton

LAW DEPARTMENT

141 Oak Street

Taunton, Massachusetts 02780

Phone (508) 821-1036 Facsimile (508) 821-1397



Thomas C. Hoye, Jr.
MAYOR

Jason D. Buffington
CITY SOLICITOR

Daniel F. de Abreu
ASST. CITY SOLICITOR

VIA HAND DELIVERY

January 30, 2014

Ms. Dolores L. Milho
Trustee, deMello-Milho Realty Trust
89 Main Street
Taunton MA 02780

RE: Request for Permission to Enter Premises

Dear Ms. Milho:

This letter will serve to follow up on my previous verbal requests regarding this matter and our in-person meeting at your office held on January 10, 2014. It had been my expectation that you would be getting back to me shortly after our January 10th meeting with a response to the City's request for our engineers to enter your premises for the purposes of completing their pre-demolition survey.

As you know, the City recently prevailed in years-long litigation with the prior owner of the Star Theater Building. At trial, the City alleged and proved through expert testimony that the building itself is structurally deficient. The Court ordered the former owner to perform substantial repairs, which he did not do. On the day of the contempt trial, the former owner agreed to turn over the building to the City. The City now owns this building.

The City hired BETA Engineering to perform a pre-demolition survey. Upon their review of the structure, our professional engineers have found that the continued existence of the Star Theater Building presents a threat to public safety. BETA has recommended the immediate demolition of the building in order to alleviate this threat. BETA has informed us that the dangerous conditions presently existing at the Star Theater Building warrant an emergency declaration from DCAMM. We are in the process of seeking that emergency declaration now.

The City therefore intends to move forward with demolition expeditiously. Demolition will require a permit under the State Building Code. The State Building Code requires adjoining property to be protected from damage during demolition work. In addition to being an adjoining property, a portion of your building shares a party wall with the Star Theater Building.

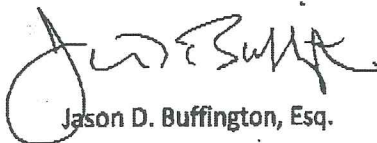
In order to safely demolish the Star Theater Building, and in order to formulate protections to your building during demolition, it is necessary for BETA Engineering to assess the structural integrity of the existing brick party wall from the interior of your building. Enclosed herewith (and incorporated herein by reference) is a two-page memorandum from BETA dated January 29, 2014 that further details the work that BETA must perform inside your building and the precautions BETA will take to minimize the impacts to you and your building during the time BETA is inside your building for its assessment.

Please consider this letter to be a formal request by the City of Taunton for permission for BETA Engineering to enter into your building for the purposes herein expressed. This request is made pursuant to any and all applicable provisions of law, including, but not limited to, section 120B of chapter 266 of the General Laws of Massachusetts. Please know that, while the law grants the City and its agents a privilege to enter your property for these purposes, we will not in fact exercise this privilege (absent an emergency) without providing to you at least 72 hours' notice.

I respectfully request your written response to this request by 5:00 p.m. on February 4, 2014, which is five days from today. In the event that we do not receive a response by said date and time, we will consider that to be a refusal. While we certainly hope that you will grant the permission herein requested, please know that the City shall take appropriate legal measures in the event the permission requested is not granted.

Finally, please know that the City is very much interested in working cooperatively with you in an effort to minimize inconvenience and disruption to you. In the event that you would like to meet with us, or anyone from BETA Engineering, we will be happy to accommodate you. I look forward to your response.

Very truly yours,



Jason D. Buffington, Esq.
City Solicitor

cc: Mayor Hoye, BETA Engineering, Wayne Walkden



MEMORANDUM

Date: January 29, 2014
To: Jason Buffington, City Solicitor
From: Al Hanscom, LSP and Joel Lungar, P.E. BETA Project #: 4676
Subject: Demolition of Former Start Theater Building

BETA has been retained by the City of Taunton to perform engineering and related services pertaining to the Star Theater Building, a dangerous and structurally compromised building located at 107-111 Main Street in Taunton. The City of Taunton recently obtained ownership of this building after several years of litigation with the prior Owner who failed, after having been ordered by the Housing Court, to perform substantial structural repairs to the building.

BETA recommends the immediate demolition of the structure. At present, BETA is assisting the City with obtaining an emergency declaration from DCAMM to waive certain procurement requirements in order to proceed with demolition as expeditiously as possible, in an effort to alleviate the threat to public safety presented by this structure.

Immediately adjacent to the Star Theater Building is a building located at 85 Main Street, known as the New York Lace Building. The two buildings are interconnected, as they share a brick party wall. At least a portion of the New York Lace Building that is interconnected with the Star Theater Building was last occupied by a jewelry store. It is unclear at this point whether or not the jewelry store is still operational.

BETA has been informed that City officials have reached out to the Owner of the New York Lace Building to seek permission for BETA to enter the New York Lace Building in order to perform an inspection and pre-demolition survey of the party wall in order to safely demolish the Star Theater Building. BETA has also been informed that this permission has not been granted as of this date. You have asked BETA to reduce to writing the objective, scope, and plan of work that BETA wishes to perform inside the New York Lace Building in order to complete the inspection and pre-demolition assessment.

Objective: In order to safely demolish the Star Theater and meet Building Code requirements, it will be necessary to assess the structural integrity of the existing brick party wall from the interior of the New York Lace Building. It is likely that BETA will only need to access that portion of the New York Lace

19

Jason Buffington

From: Jason Buffington <jbuffington@tmlp.net>
Sent: Thursday, January 30, 2014 2:13 PM
To: nylbride@aol.com
Subject: missed you today
Attachments: Letter to Dolores Milho requesting access 01-30-2014.pdf

Hi Dolores,

I stopped by your store about 15 minutes ago to deliver the attached letter. I gave it to Candice at the front desk in a sealed envelope and I let her know that it was a time sensitive matter. I'm sure she will forward it to you, but I wanted to send another copy by email just to be sure.

I would greatly appreciate your response in the near future. Thank you,

Jason

Thanks,

Jason D. Buffington
City Solicitor
City of Taunton, Massachusetts

141 Oak Street
Taunton MA 02780
Tel. (508) 821-1036
Fax (508) 821-1397
jbuffington@tmlp.net

Please Note: The information and documents transmitted by this electronic mail message are privileged and contain confidential information intended only for the person(s) named above. Any other distribution, copying, forwarding, or disclosure of any kind is strictly prohibited. If you have received this electronic mail message in error, please notify this office immediately at (508) 821-1036 or by return message and permanently delete this message (and attachments, if any) without forwarding, distributing, or copying. Thank you.

3/29/2014

To: The Hon. Thomas C. Hoye, Mayor of Taunton,
Massachusetts
The Hon. Council Members of the City of Taunton,
Massachusetts

From: Howard N. Keach III

Re: Resident Parking Permits

As a resident of a rooming house located at 72 Broadway in Taunton, I am requesting that the Mayor and City Council consider instituting resident parking permits for this building and others in a similar situation.

Since the opening of the new courthouse downtown in 2011, parking meters have been extensively installed up near 72 Broadway and the surrounding area. The problem for the low income residents that live here is that there is literally no place to park. Besides a small side driveway, people that own cars have to park on side streets away from the building or risk being repeatedly ticketed for parking in front of the building itself.

The people that own cars in this building tend to be older, and many, like myself, are disabled. None of the cars are broken down or abandoned. They are used to get to jobs, medical appointments, and to purchase basic needs like groceries.

I spoke with Parking Commissioner Ed Valadao some time ago about this, and he said that the installation of the parking meters this far away from the courthouse was

necessitated because of concern that people with court business would park in any open spots and stay there for extended periods.

The evidence is that most people now park either close to the new courthouse or in the parking lot adjacent to the Taunton Public Library on Pleasant Street..

Aggravating the situation is the closing of the parking facility on Leonard Street for needed repairs.

Therefore, I ask that the Council and Mayor approve a plan to provide for residential parking permits within one block of a building that has these sort or parking issues.

Enclosed is part of the City of Boston's resident parking policy. Unlike their policy, I am not asking that spots be designated as "Resident Only". The Council may see fit to impose a one time fee for residents to register and acquire a sticker granting them these rights.

I thank the Council and Mayor Hoyer for their time and consideration regarding this measure.

Cordially,

Howard N. Keach III

Howard N. Keach III
72 Broadway, Apt. 1
Taunton, MA 02780-3122

City of Boston: Resident Parking Permit

Boston's Resident Permit Parking Program is an initiative designed to give residents a better chance of finding an on-street parking space in their neighborhood. Many of the parking spaces on Boston's residential streets are regulated as "Resident Parking Only."

A smaller number of parking spaces on these same streets are posted as "Visitor Parking" areas for the guests of neighborhoods residents. Residents who live in areas where parking is regulated for residents-only must apply for a Resident Parking Permit to avoid receiving parking tickets.

Important Considerations

- **ALL** outstanding City of Boston parking tickets must be paid before applying for or renewing a resident parking permit.
- Resident parking permits are provided at **NO CHARGE** for qualified residents.
- Permits are distributed by the Office of the Parking Clerk, Room 224, City Hall. Residents, or their representatives, may apply in person or online.
- **Permit Sticker Placement:** resident sticker should be displayed in rear window on passenger side. If the rear window is tinted, the resident sticker should be displayed in side window on the passenger side.

Temporary Resident Parking Permits

The Office of the Parking Clerk will grant a temporary permit to residents with a current Resident Parking Permit for rental cars only. In the event that you have to temporarily use a rental car, please fax your rental agreement to the Clerk's Office for a temporary permit at 617-635-2104.



Taunton White Tigers

306 Winthrop St. #164
Taunton Ma 02780
(978) 844-9331

23

April 4, 2014

Hon. Mayor Hoye, Council President Andrew J. Marshall
and members of the Taunton Municipal Council
141 Oak St.
Taunton, Ma. 02780

I am respectfully requesting this document be submitted, read and voted on at the upcoming Taunton City Council meeting.

The Taunton White Tigers program is requesting unused funds from handicapped parking violations be used to assist in supporting the Taunton White Tiger program. We are a non-profit alternative youth sports league that provides social skills as well as team building skills and exercise to athletes with different abilities.

Our program benefits athletes from 4 years of age to age 22 (providing they are still enrolled in high school). Our athletes range from physical disabilities to developmental and mental.

100% of all monies from the city will be used to further the program and experience of the athletes through, but not limited to, banquets, awards, appropriate athletic equipment and appropriate accommodations.

We feel our program is an appropriate program to benefit from these funds as we are the only Taunton based athletic program for special needs athletes.

Respectfully,

Jennifer J. Wilson
Founder/President of the Taunton White Tigers



City of Taunton

LAW DEPARTMENT

141 Oak Street

Taunton, Massachusetts 02780

Phone (508) 821-1036 Facsimile (508) 821-1397



Thomas C. Hoye, Jr.
MAYOR

Jason D. Buffington
CITY SOLICITOR

Daniel F. de Abreu
ASST. CITY SOLICITOR

April 4, 2014

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

**RE: Diana S. Furmanik, Administratrix et al. v. City of Taunton et al.
Massachusetts Land Court, Docket No. 172417**

Dear Mayor Hoye and Members of the Municipal Council:

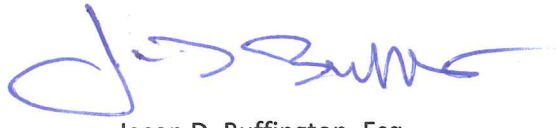
In 2010, the parties to this case, with the approval of the Municipal Council, signed and filed an Agreement for Judgment with the Land Court. Attached hereto are the minutes of the December 15, 2009 Municipal Council meeting and the Agreement for Judgment.

In furtherance of this settlement, the parties signed a Memorandum of Understanding ("MOU") in January 2011. Among other things, the MOU requires the approval of the Federal Aviation Administration. Attached hereto are the signed MOU and the FAA approval.

A few items remain to finalize this matter. Mr. Frenette must erect a fence and deed over a certain strip of land to the City of Taunton. The City must grant an easement over City-owned land to enable Mr. Frenette to connect his new private road to Middleboro Avenue. Last night, the Planning Board gave approval to this matter so it is now ripe for action by the Mayor and Municipal Council on the deed and the easement.

Attached hereto are the deed signed by Mr. Frenette and the proposed easement to be granted by the City. I have reviewed them in advance and find the same to be in proper form. I respectfully request that you vote to accept the deed for airport purposes, that you vote to approve the granting of the attached easement, and that you vote to authorize the Mayor to sign said documents on behalf of the City of Taunton.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Jason D. Buffington". The signature is stylized with a large initial "J" and a long horizontal stroke at the end.

Jason D. Buffington, Esq.
City Solicitor



26

*City of Taunton
Municipal Council
Executive Session Meeting Minutes*

*In the Chester R. Martin Municipal Council Chambers
Minutes, December 15, 2009*

Executive Session

Council President Pottier presiding

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

Councilor Marshall was absent

Also present was City Solicitor Steven Torres

On a roll call vote, eight (8) Councilors present, eight (8) Councilors voting in favor of entering into executive session. So Voted.

The City Solicitor stated Diana S. Furmanik, Administratrix of the Estate of Henrietta Moskoff Furmanik vs. City of Taunton, Robert W. Currie, Robert Johnston, Michael Briggs, Gilbert and Mason, William, as they are duly qualified members of the Taunton Airport Commission

Docket No.: 172417 – Land Court

City Solicitor Torres stated he is asking the City Council to approve the settlement agreement which he recommends as follows:

Move to approve the settlement agreement as recommended by the City Solicitor and to authorize the exchange of the parcels as shown on the plan attached to the settlement and presented by the Solicitor. Authorize the City Solicitor to draft, execute and record the Agreement for judgment and all associated deeds. **On a roll call vote, eight (8) Councilors present, eight (8) Councilors voting in favor. So Voted.**

On a roll call vote, eight (8) Councilors present, eight (8) Councilors voting in favor of coming out of executive session. So Voted.

A true copy:

Attest:

Rose Marie Blackwell

City Clerk

Rec'd.
6-10-10
12:30 PM

COMMONWEALTH OF
MASSACHUSETTS
SUFFOLK, SS.

LAND COURT
DOCKET NO. 172417

D

DIANA S. FURMANIK, ADMINISTRATRIX
OF THE ESTATE OF
HENRIETTA A MOSKOFF FURMANIK,

PLAINTIFF

VS.

CITY OF TAUNTON, A MUNICIPAL
CORPORATION, AND ROBERT W. CURRAN,
ROBERT CURRIE, MICHAEL JOHNSTON,
GILBERT BRIGGS, AND WILLIAM MASON,
AS THEY ARE THE DULY QUALIFIED
MEMBERS OF THE TAUNTON
AIRPORT COMMISSION,

DEFENDANTS

FILED
FEB -1 2011
12:30 PM

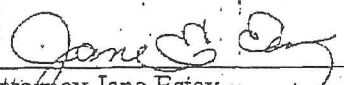
It is hereby agreed that the following shall be made an Agreement for Judgment of this Court:

1. The plaintiff and defendant(s) hereby agree that the disputed boundary line on the easterly side of plaintiff's land is agreed upon as shown on a plan named "Land In Taunton, MA, Henrietta Furmanik Estate by: Neil J. Kelly, R.P.L.S., 104 Partridge Circle, Taunton, MA dated January 18, 2010", hereinafter the "plan".
2. The parties agree that said plan shall be recorded at the Bristol County Northern District Registry of Deeds.
3. The defendant, City of Taunton, agrees to deed Lot 2, containing 2.27 acres as shown on said plan to William Frenette (current owner) for one and 00/100 (\$1.00) Dollar.
4. Said deed shall grant William Frenette his heirs, assigns and successors in title a right of way over Westcoat Drive to Middleboro Avenue.

- 5. William Frenette shall retain a right of way and utility easement over the "Old Lane" and Westcoat Drive as shown in said plan.
- 6. The City of Taunton agrees to have the plan endorsed by the City of Taunton Planning Board.
- 7. Both parties waive their right of appeal.

City of Taunton et al
By its City Solicitor

Diana S. Furmanik, Administratrix
of the Estate of Henrietta Moskoff Furmanik
And Successor
By their attorney



Attorney Jane Estey
15 Summer Street
Taunton, MA 02780
508-821-1036 Phone
BBO# 647508



Attorney Michael Strojny
1470 New State Highway, #19B
Raynham, MA 02767
508-884-9813 phone
BBO#556652

MEMORANDUM OF UNDERSTANDING

WHEREAS, the City of Taunton and William Frenette of 563 Hart Street, Dighton, Bristol County, Massachusetts have been engaged in litigation in the Land Court Department of the Trial Court of the Commonwealth of Massachusetts over boundaries between property of the City of Taunton through its Municipal Airport Commission and property of Frenette; and

WHEREAS, the attorney for the City of Taunton and the Attorney for Frenette reached a settlement agreement by which Frenette surrendered his disputed claim to property on which the City of Taunton's Municipal Airport Commission had constructed hangars in exchange for the City deeding to Frenette a 2.27 acre parcel of land; and other concessions as described in the Registry of Deeds, Book 18645, Page 308, and

WHEREAS, counsel for the City of Taunton neglected to consult and/or submit the settlement to the City of Taunton's Municipal Airport Commission as required by M. G. L., c. 40, §15 and to the Massachusetts Department of Transportation Aeronautics Division and to the Federal Aviation Administration as required by Grant Assurances between said agencies and the City of Taunton and the Taunton Municipal Airport Commission; and


WHEREAS, the parties are desirous of correcting the agreement to enable them to conform to state and federal aviation grant assurances and regulations;

NOW, THEREFORE, in consideration of maintaining said settlement and of the mutual covenants contained hereinafter, the parties hereby agree and covenant as follows:

1. Frenette agrees for himself, his successors and assigns, to surrender any and all rights of passage in and/or on Westcoat Drive, a private driveway in said Taunton, except as hereinafter described.
2. Frenette agrees to deed all land within fifteen (15') feet of Westcoat Drive (to be measured from the edge of pavement on the easterly side of Westcoat Drive) back to the City of Taunton for airport purposes.
3. Frenette agrees to construct an 8 ft. chain link fence along the perimeter between his property and the fifteen-foot strip described in paragraph 2 similar in construction to that currently maintained by the Taunton Municipal Airport along its perimeter.
4. The Taunton Municipal Airport Commission agrees to declare as surplus and not necessary to airport use that portion of the 2.27 acre parcel described in the deed of the City of Taunton to Mr. Frenette dated January 2010 and recorded with the Bristol County Northern District Registry of Deeds at Book 18645, Page 308 after adjusting for paragraph #2 and to forward such declaration to the Taunton Municipal Council, the Massachusetts Department of Transportation – Aeronautics Division, and the Federal Aviation Administration.

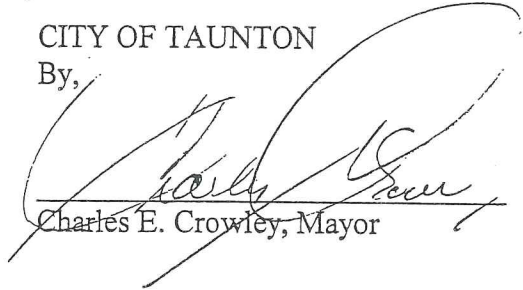
5. The parties shall cause an appraisal to be made of the parcel described in paragraph 4 above and of the value of the disputed claim that Frenette made against property claimed by the airport and on which airport hangars had been constructed. The Taunton Municipal Airport Commission agrees to expand the size and the scope of the easement currently running from Middleboro Avenue and Westcoat Drive to property owners abutting the properties of the airport and Frenette to permit Frenette, his successors, and assigns access along said easement and to permit Frenette to construct / improve an access road from Middleboro Avenue and to join it to an access road, known as the "Old Lane", to be constructed on Frenette's property to service house lots to be designed on said property. The redesign of the easement will be shown on a plan that Frenette is causing to be prepared designing said house lots, including utilities and access way and will be approved by the Taunton Municipal Airport Commission, the Taunton Municipal Council, and the Mayor of the City of Taunton when a design acceptable to them is presented. All work performed and/or materials procured at no costs to the City of Taunton and/or the Taunton Municipal Airport Commission.
6. Frenette agrees that all advertising and selling documents for house lots on the subject property will contain disclosures as to the existence of the airport and the fact that any sale will include a covenant acknowledging the existence of the airport and its right to continued operation, acknowledgement of the emanation of noise from the airport, aviation easements to permit takeoff, landing and flight patterns over the subject property and height restrictions on construction equipment, building construction and the maintenance of trees and vegetation so as not to be obstructive of aircraft.
7. Frenette agrees that any and all deeds from the subject property will contain a covenant acknowledging the existence of the airport and its right to continued operation, acknowledgment of the emanation of noise from the airport, aviation easements to permit takeoff, landings and flight patterns over the subject property, and height restrictions on construction equipment, building construction and the maintenance of trees and vegetation so as not to be obstructive of aircraft.
8. Frenette agrees for himself, his successors and assigns that an environmental impact statement be filed with the City of Taunton, Taunton Municipal Airport Commission, the Massachusetts Department of Transportation – Aeronautics Division, and the Federal Aviation Administration with each design or construction of any septic system or systems on the subject property.
9. Frenette agrees that he will submit to the Taunton Municipal Airport Commission any and all plans prepared for submission to any planning or zoning authorities prior to their submission to such authorities. Frenette also agrees to allow an analysis of the overall environmental impact of his entire development to be conducted and submitted to the Federal Aviation Administration for review.
10. This agreement shall be subject to the approval of the Federal Aviation Administration and the Massachusetts Department of Transportation – Aeronautics Division.

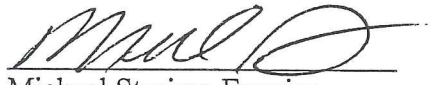
IN WITNESS WHEREOF, the parties hereunto set their hands and seals this day of January 2011.

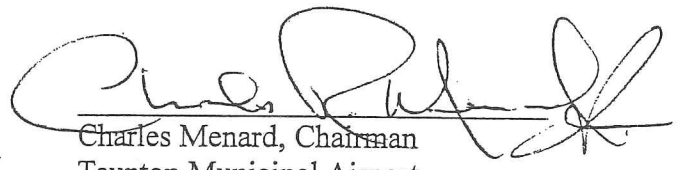

William Frenette

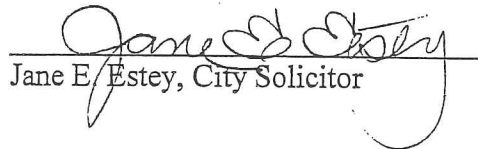
CITY OF TAUNTON

By,


Charles E. Crowley, Mayor


Michael Strojny, Esquire
Attorney for William Frenette


Charles Menard, Chairman
Taunton Municipal Airport
Commission for the Commission


Jane E. Estey, City Solicitor



U.S. Department
of Transportation
**Federal Aviation
Administration**

Federal Aviation Administration
New England Region

12 New England Executive Park
Burlington, MA 01803

December 21, 2011

Mr. Charles R. Menard Sr., Chairman,
Taunton Airport Commission
Taunton Municipal Airport
P.O. Box 441
East Taunton, MA 02718-0441

Dear Mr. Menard:

This office has reviewed your August 15, 2011, request for a release of 2.27 acres of land at Taunton Municipal Airport.

The FAA approves the land use change in accordance with your request subject to the Memorandum of Understanding (MOU) dated January 2011.

If you have any questions, please contact Mr. Barry Hammer at 781-238-7625.

Sincerely,

Mary T Walsh
Manager, Airports Division

DEC 29 2011

QUITCLAIM DEED

I, **William Frenette**, of 563 Hart Street, Dighton, Massachusetts 02175, in consideration of One and 00/100 Dollar (\$1.00), in resolution of certain disputed litigation (see Massachusetts Land Court, Docket No. 172417), in satisfaction of obligations contained in that certain three-page Memorandum of Understanding between Grantor and Grantee dated January 2011, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged,

grants to the **City of Taunton**, a municipal corporation having its usual place of business at 15 Summer Street, Taunton, Massachusetts 02780 for airport purposes,

with *quitclaim covenants*

The land in Taunton, Bristol County, Massachusetts situated on the easterly side of Westcoat Drive being shown as "Parcel A" on a plan entitled "Plan of Land Assessor's Map 111, Lot 117 Taunton, MA Prepared for William Frenette Prepared by Earth Services Corporation, 198 Crane Avenue South, Taunton, AM 02780 dated October 11, 2012, rev. February 27, 2013, rev. April 23, 2013, rev. March 5, 2014" and recorded herewith.

For a more particular description:

MIDDLEBORO AVENUE, TAUNTON MA
PARCEL 'A'


A parcel of land lying southerly from Middleboro Avenue, beginning along the line dividing land now or formerly of William Frenette and land now or formerly of City of Taunton (Taunton Airport), said point bearing N 21° 04' 35" W and 4.00 feet from a concrete bound and extending thence S 67° 21' 52" W 15.01 feet; thence by said City of Taunton land S 21° 04' 35" E 122.05 feet; thence still by said land S 22° 01' 54" E 830.62 feet; thence still by said land S 72° 41' 38" E 19.39 feet to a concrete bound; thence N 22° 01' 54" W 842.78 feet; thence N 21° 04' 35" W 122.33 feet to the point of beginning.

Containing 14,383 square feet.

Being a portion of the premises conveyed to the Grantor by the Grantee by deed dated January 2010 and recorded at the Bristol North Registry of Deeds at Book 18645, Page 308.

Property Address: Westcoat Drive, Taunton, MA 02780

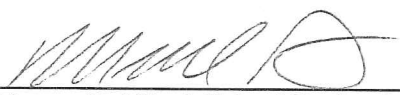
WITNESS MY HAND AND SEAL THIS 3rd DAY OF April, 2014

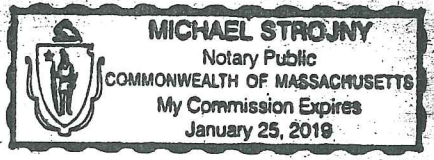

William Frenette

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

On this 3rd day of April, 2014, before me, the undersigned Notary Public, personally appeared William Frenette, proved to me through satisfactory evidence of identification, which was/were Mass. driver's license(s) or _____, to be the person(s) whose name(s) is/are signed on the preceding or attached document, and acknowledged to me that he/she/they signed it voluntarily for its stated purpose.


Notary Public: Michael D. Strojny
My Commission Expires: 1/25/2019



EASEMENT

The **City of Taunton**, a municipal corporation having its usual place of business at 15 Summer Street, Taunton, Massachusetts 02780, in consideration of One and 00/100 Dollar (\$1.00), in resolution of certain disputed litigation (see Massachusetts Land Court, Docket No. 172417), in satisfaction of obligations contained in that certain three-page Memorandum of Understanding between Grantor and Grantee dated January 2011, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged,

grants to **William Frenette**, of 563 Hart Street, Dighton, Massachusetts 02175,

an easement over Westcoat Drive in order to access and utilize the 24' wide "OLD LANE" and "COMMON DRIVE" as shown on plan entitled "Plan of Land Assessor's Map 111, Lot 117 Taunton, MA Prepared for William Frenette Prepared by Earth Services Corporation, 198 Crane Avenue South, Taunton, AM 02780 dated October 11, 2012, rev. February 27, 2013, rev. April 23, 2013, rev. March 5, 2014" and recorded herewith.

For a more particular description of the easement area:

Beginning at a nail set in the pavement on the southerly side of Middleboro Avenue at a corner of land now or formerly of Brian & Heather Sanborn and extending thence by said land S 03° 34' 18" E 100.78 feet to another nail set in the pavement; thence still by said land S 24° 51' 58" E 299.65 feet to a concrete bound at land now or formerly of William Frenette; thence by said land S 67° 21' 52" W 24.02 feet; thence N 24° 51' 58" W 303.22 feet; thence N 03° 34' 18" W 108.70 feet to a point again on the southerly side of Middleboro Avenue; thence S 85° 29' 23" E 24.24 feet to the point of beginning.

Together with the right to use Westcoat Drive and the easement for all purposes for which drives, driveways and utility easements are commonly used in the City of Taunton.

Property Address: Westcoat Drive, Taunton, MA 02780

In witness whereof, the said City of Taunton has caused to corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by Thomas C. Hoye, Jr., its Mayor, hereto duly authorized this ____ day of _____ in the year Two Thousand Fourteen.

Signed in the presence of

City of Taunton

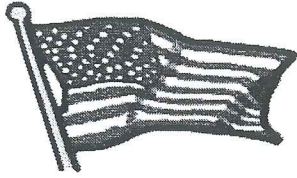
Thomas Hoye
Mayor of the City of Taunton

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

On this ____ day of _____, 2014, before me, the undersigned Notary Public, personally appeared Thomas C. Hoye, Jr., proved to me through satisfactory evidence of identification, which was/were [] Mass. driver's license(s) or [] _____, to be the person(s) whose name(s) is/are signed on the preceding or attached document, and acknowledged to me that he/she/they signed it voluntarily for its stated purpose.

Notary Public
My Commission Expires:



APRIL 8, 2014

HONORABLE THOMAS C. HOYE, JR., MAYOR
COUNCIL PRESIDENT ANDREW J. MARSHALL
AND MEMBERS OF THE MUNICIPAL COUNCIL

PLEASE NOTE: THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR TUESDAY, APRIL 8, 2014 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

PLEASE NOTE: A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH THIS COMMITTEE MEETING

THE COMMITTEE OF THE COUNCIL AS A WHOLE

1. MEET WITH DR. HACKETT, SCHOOL SUPERINTENDENT, MEMBERS OF THE SCHOOL COMMITTEE, TREASURER/COLLECTOR BARBARA AUGER, AND BUILDING SUPERINTENDENT WAYNE WALKDEN TO DISCUSS THE TAUNTON HIGH SCHOOL STADIUM.
2. MEET IN EXECUTIVE SESSION WITH THE CITY SOLICITOR AND ASSISTANT CITY SOLICITOR FOR UPDATE ON OUTSTANDING LITIGATION
3. MEET TO REVIEW MATTERS IN FILE

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CITY CLERK

TAUNTON, MA

2014 APR - 4 10:22

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RESPECTFULLY,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES