



**MUNICIPAL COUNCIL AGENDA
TEMPORARY CITY HALL
141 OAK STREET, TAUNTON, MA 02780**

~
JANUARY 19, 2016 – 7:00 PM

**INVOCATION
ROLL CALL
RECORDS**

HEARING: NONE

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1 Com. from Fire Chief – Requesting to call for a list
- Pg. 2-6 Com. from Human Resource Director – Memorandum of Agreement
- Pg. 7 Com. from Brian Soares, Taunton Fire Department – Requesting an extension of his leave of absence
- Pg. 8 Com. from Chairman, Taunton Planning Board – Notifying of a meeting
- Pg. 9 Com. from Chairman, Taunton Planning Board – Notifying of a meeting

COMMUNICATIONS FROM CITIZENS

PETITIONS

Claims

Claim submitted by Carole Martins, 9 Greylock Ave., Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Smith Avenue near Dewert Avenue.

Special Permit

Petition submitted for a Special Permit submitted by Affordable Housing Services Collaborative, Inc., 536 Granite Street, Braintree for a 40-unit multi-family inclusionary residential development at 135 Berkley Street, Taunton located in the Urban Residential District. **(Public Hearing Required)**

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COMMITTEE REPORTS

UNFINISHED BUSINESS

ORDERS, ORDINANCES AND RESOLUTIONS

NEW BUSINESS

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer R. Leger". The signature is written in black ink and is positioned above the printed name and title.

**Jennifer Leger
Assistant City Clerk**



CITY OF TAUNTON FIRE DEPARTMENT

50 School Street
Taunton, MA 02780
Tel. (508) 821-1452 • Fax (508) 821-1495

TIMOTHY J. BRADSHAW
Chief of Department

KATE GOVER
Administrative Assistant

January 8, 2016

Mayor Thomas Hoye and
Taunton City Council Members
Taunton City Hall
141 Oak Street
Taunton, MA 02780

RE: Request for Current Firefighter Civil Service List

Dear Honorable Mayor and Council Members;

Please be advised I am requesting a current Civil Service List to fill two open Firefighter positions created by Private Keavin Duffy who retired last September and Private Wayne Cumbus who is scheduled to retire at the end of this month.

Respectfully Submitted,

A handwritten signature in black ink, appearing to be "TJ Bradshaw", written over a horizontal line.

Timothy J. Bradshaw
Chief of Department

2.



**CITY OF TAUNTON
MASSACHUSETTS**

HUMAN RESOURCES DEPARTMENT

Maria V. Gomes
Director
Sandra B. Peavey
Office Manager
Noreen Skwato
Benefits Clerk

City Hall
141 Oak Street
(temporary City Hall)
Taunton, MA 02780
(508) 821-1060
FAX (508) 821-1066

FROM: Maria V. Gomes, Director

RE: Municipal Council

DATE: January 13, 2016

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TNH UNION CONTRACT COSTS

FY '2016	\$38,057.74
FY '2016 OT RETRO	\$8,040.35
FY '2017	<u>\$39,383.20</u>
TOTAL	\$85,481.29

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MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is entered into this _____ day of _____, 2015 by and between the City of Taunton and the Massachusetts Laborer's District Council, Local 1144 (C) Taunton Nursing Home Union. The purpose of this Memorandum of Agreement is to extend the Collective Bargaining Agreement between the parties, which expired on June 30, 2012. To the extent that this memorandum does not modify the Collective Bargaining Agreement, then said Collective Bargaining Agreement shall remain in full force and effect.

NOW THEREFORE, the parties, having bargained collectively pursuant to Chapter 150E of the General Laws do hereby agree to the following revisions/amendments/modifications to the Collective Bargaining Agreement which expires on June 30, 2015.

1. Change all Roman Numeral numbers to standard numbers. For example "X" would become "10".
2. The City proposes a two year contract for Fiscal Years 2016 & 2017.
3. Add the following to the Declaration of Principles (p.2): "gender identity" (new law that went into place July 1, 2012)

Neither the Employer nor the Union will discriminate against any employee or applicant for employment because of race, color, creed, sex, age, gender identity, national origin or Union activity".

4. ARTICLE I – AGENCY SHOP FEE

Section 3(b): Add the following

This provision does not apply to enrolled students who have been working at the Taunton Nursing Home as part of their course training.

5. ARTICLE VI – HOLIDAYS

Section 1: Change Washington's Birthday to: President's Day.

6. Create a new Mandation Article after ARTICLE 12 to be numbered as ARTICLE 12B

ARTICLE 12B – MANDATION

Move ARTICLE V ("5")- Section 4 language

Now Section 1.

All parties are in agreement that the Taunton Nursing Home, as a Healthcare Facility, by nature is unique among municipal services covered by agreement, in that its needs require seven (7) day twenty-four (24) hour staffing and delivery of services as required by Department of Public Health (DPH), and other state and federal agencies. Taunton Nursing Home will bargain in good faith within the parameters of this collective bargaining agreement to develop and maintain the mandated policies, procedures, practices and staffing patterns necessary to remain a licensed Healthcare provider.

ARTICLE 12 -Section 2A becomes:

Section 2.

Any mandated overtime hours over eight (8) consecutive hours, the employee will be paid at time and one-half. Any employee who is mandated for four (4) hours shall have that counted as their mandation. The mandated employee shall not have their choice of floor or assignment. Due to the needs of this healthcare facility, any employee who is subject to mandation, that cannot be mandated, will need to be removed from the overtime schedule until such time they can be mandated or if the OT is specifically approved by the Administration or his designee.

ARTICLE 12- Section 2B becomes:

Section 3.

Any employee who is mandated for four (4) hours shall have that counted as their mandation. The mandated employee shall not have their choice of floor or assignment.

7. **JOB TITLE CHANGE**

Change Senior Laundress to Laundry Supervisor.

8. **ARTICLE XIII ("13")- WORKWEEK**

*Delete Sections 1 & 2 & renumber accordingly
Delete ARTICLE 15- Section 7 and renumber accordingly*

Section 1.-The work week for employees in seven (7) day operations is Sunday through Saturday. Hours of work will be as noted on the full-time employee's payroll Code Sheet and shall include every other weekend off unless the position works in administrative services.

Section 3 now becomes Section 2

9. **ARTICLE XV ("15")**

Section 7: Eliminate same language as in Article XIII, Section 2.

10. **ARTICLE XVI ("16")- LONGEVITY p.15**

Replace current language in the first paragraph with:

All City employees covered by this Agreement who have had continuous service with the City of Taunton will be eligible for longevity. Increments will be as follows:

- 5 yrs + \$1,171.00
- 10 yrs + \$1,491.00
- 15 yrs+ \$1,810.00
- 20 yrs + \$2,130.00
- 25 yrs + \$2,982.00
- 30 rs + \$3,328.00

11. ARTICLE XVII ("17")- CALL BACK p.16

Delete and renumber Articles. This language does not apply to the TNH.

12. ARTICLE XXI ("21")-GRIEVANCE PROCEDURE p.19

Change the language of "e"

- e. In the event the grievance is not settled in a manner satisfactory to the aggrieved party, they, together with the Union, may submit such grievance in the manner provided herein. **by filing with the American Arbitration Association or the Massachusetts Division of Labor Relations within thirty (30) calendar days after its receipt of the section c above**

13. ARTICLE XXII ("22")- LICENSES

Section 5 – Special License Fees: The Employer shall reimburse employees for all mandated courses needed to maintain their job required CEU's in any Department, subsequent to pre-hire requirements.

14. Identify WAGE & TITLE Chart as ADDENDUM A

15. ARTICLE XXVII ("27")-WAGES

July 1, 2015- June 30, 2016	2%
July 1, 2016- June 30, 2017	2%

International Laborer's Council Pension Fund Agreement has been increased from \$.06 to the current rate of \$.11 per hour for every hour worked.

All Articles and Sections will be numbered accordingly in accordance with any agreed upon changes to the collective bargaining agreement.

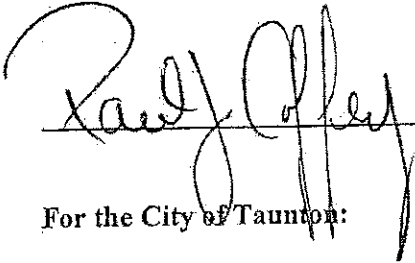
6

SIGNED THIS 12 DAY OF December, 2015.

Approved as to Form and Content:

Jason D. Buffington, City Solicitor

For Public Employees Local 1144 (C)-Taunton Nursing Home:



For the City of Taunton:

Mayor Thomas C. Hoye Jr.

Maria V. Gomes, HR Director

Fire Fighters Association of Taunton

7

AFFILIATED WITH
INTERNATIONAL ASSOCIATION
OF FIREFIGHTERS AFL-CIO

PROFESSIONAL FIREFIGHTERS
OF MASSACHUSETTS AFL-CIO



Local 1391

JAY LAWRENCE

PRESIDENT

ROBERT ROONEY

SECRETARY

ROBERTO GONZALEZ

TREASURER

50 SCHOOL STREET
TAUNTON, MASS. 02780

January 11, 2016

Taunton Municipal Council

141 Oak St.

Taunton, MA 02780

Dear Councilors,

I respectfully request an additional 3 month leave of absence from the Taunton Fire Dept. as provided for in Article XIV, Section 4 of the Collective Bargaining Agreement between the City of Taunton and the Taunton Firefighters Association Local 1391 IAFF/PFFM. The start date of the requested leave would be Saturday January 16, 2016. Thank you for your consideration.

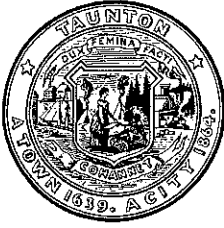
Sincerely,

Brian J. Soares

RECEIVED
TAUNTON FIRE DEPARTMENT

JAN 11 2016

50 SCHOOL STREET
TAUNTON, MA 02780



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051
Fax 508-821-1665

January 12, 2016

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: Site Plan Review – 135 Berkley Street

Dear Mayor Hoye and Members of the Municipal Council:

Please be advised the Taunton Planning Board has received a Site Plan Review for property at 135 Berkley Street to allow the renovations and expansion of the existing Walker School building to create 40 housing units, submitted by Affordable Housing and Services Collaborative Inc.

The DIRB will review this petition on Tuesday, January 26, 2016 at 9:030 AM in the Taunton Planning Board Office, 15 Summer St., Annex Bldg., and the Taunton Planning Board will meet to review petition on Thursday, February 4, 2016 at 5:30 PM in the Chester R Martin Municipal Council Chambers, 141 Oak St., Taunton, Ma.

Respectfully yours,

Robert P. Campbell, Chairman
Taunton Planning Board

RPC/ djp



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

January 11, 2016

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: Site Plan Review – Modification of Site Plan Review – 899 County Street

Dear Mayor Hoye and Members of the Municipal Council:

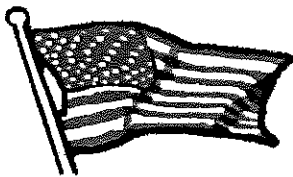
Please be advised the Taunton Planning Board has received a Modification of a Site Plan Review for property at 899 County Street for the use of several portions of the existing parking lot and creation of several display areas on the site, no new construction is proposed, submitted by Home Depot USA Inc.

The DIRB will review this petition on Tuesday, January 26, 2016 at 9:00 AM in the Taunton Planning Board Office, 15 Summer St., Annex Bldg., and the Taunton Planning Board will meet to review petition on Thursday, February 4, 2016 at 5:30 PM in the Chester R Martin Municipal Council Chambers, 141 Oak St., Taunton, Ma.

Respectfully yours,


Robert P. Campbell, Chairman
Taunton Planning Board

RPC/ djp



JANUARY 19, 2016

HONORABLE THOMAS C. HOYE, JR., MAYOR
COUNCIL PRESIDENT JEANNE M. QUINN
AND MEMBERS OF THE MUNICIPAL COUNCIL

PLEASE NOTE:

THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR TUESDAY, JANUARY 19, 2016 AT 5:30 P.M. AT THE 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 WITH THE MAYOR AND BUDGET DIRECTOR TO DISCUSS EMPLOMENT CONTRACTS
4. 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

RESPECTFULLY,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

CITY CLERK

TAUNTON, MA

2016 JAN 14 P 1:57

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