



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

~
MAY 6, 2014 – 7:00 PM

**INVOCATION
ROLL CALL
RECORDS**

HEARING: NONE

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

- Reappointment of Kevin Shea, Executive Director of the Mayor's Office of Economic and Community Development for a three year term

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1 Com. from Chairman, Taunton Planning Board – Notifying of a public meeting
- Pg. 2-4 Com. from Commissioner, Parks, Cemeteries and Public Grounds – Common Backyards Grant
- Pg. 5 Com. from Building Commissioner – Response on 21 Clay Street
- Pg. 6-7 Com. from Treasurer/Collector – Notifying of a Land Court Decree
- Pg. 8-12 Com. from Police Chief – Requests regarding employment beyond mandatory retirement age
- Pg. 13-14 Com. from The Friends of SRS, 400 Farmington Ave., Cranston – Submitting an application for license to conduct a one day game commonly called "Beano" *First application is for 6/22/14 and Second application is for 8/17/14*

CITY CLERK

TAUNTON, MA

2014 MAY -21 A 11:26

RECEIVED
CITY CLERK'S OFFICE

PETITIONS

Antique License

Petition submitted by Michael Keene, 28 Bayview Ave., Berkley requesting a **RENEWAL** of his Antique Dealer License for Taunton Antiques Center, Inc. located at 19 Main St., Taunton.

Billiard Table License

Petition submitted by Jeffrey Kendzierski, 330 Whittenton St., Taunton requesting a **RENEWAL** of his Billiard Table License for the Pioneer Flying Club, Inc. located at 330 Whittenton St., Taunton. **(2 Tables)**

Petition submitted by Arthur Travers, Jr. of 701 Winthrop St., Taunton requesting a **RENEWAL** of the Billiard Table License for Weir Associates, Inc. -DBA- McGrath's Café located at 125 West Water St., Taunton. **(One Table)**

Petition submitted by Jeffrey Smith, 82 Johnson St., Taunton requesting a **RENEWAL** of his Billiard Table License for Smitty's Sports Pub, Inc. located at 445 Bay St., Taunton. **(One Table)**

Petition submitted by Denise Asack, 96 Sachem Rock Ave., East Bridgewater requesting a **RENEWAL** of her Billiard Table License for Bobby's Place, Inc. located at 62 Weir St., Taunton. **(Two Tables)**

Petition submitted by John Shearer, 7313 Bell Creek Rd., Mechanicsville, VA requesting a **RENEWAL** of his Billiard Table License for AMF Bowling Centers, Inc. -DBA- AMF Taunton Lanes located at 555 Winthrop St., Taunton. **(2 Tables)**

Petition submitted by Diane Paiva, President Clube Irmandade Do Espirito Santo Dos Acores, Inc. requesting a **RENEWAL** their Billiard Table License located at 88 Wales St. Taunton **(1 Table)**

Petition submitted by Helder Freitas, 63 County Rd., Berkley requesting a **RENEWAL** of his Billiard Table License -DBA- Ward 5 Athletic Club, Inc. located at 29 Winter St., Taunton. **(2 Tables)**

Petition submitted by Frank Teixeira, 7 Crossman St., Taunton requesting a **RENEWAL** of his Billiard Table License for Frank's Goodtime Lounge, Inc. located at 381 Winthrop St., Taunton. **(1 Table)**

Petition submitted by Manuel Rodrigues, Vice-President of Taunton Sports Club, Inc. requesting a **RENEWAL** of their Billiard Table License located at 33 Baker Road, Taunton. **(1 Table)**

Bowling Alley License

Petition submitted by John Shearer, 7313 Bell Creek Rd., Mechanicsville, VA requesting a **RENEWAL** of the Bowling Alley License for AMF Bowling Centers, Inc., -DBA- AMF Taunton Lanes located at 555 Winthrop Street, Taunton **(32 lanes)**

Junk Collector's License

Petition submitted by Arthur G. Pimenta, Jr., 142R Fremont St., Taunton requesting a **RENEWAL** of his Junk Collector's License –DBA- Arthur Pimenta, Jr. located at 147 Fremont St., Taunton.

Petition submitted by John Kett, President, requesting a **RENEWAL** of his Junk Collector's License for Automotive Recovery Services, Inc. –DBA- Insurance Auto Auctions located at 580 Myricks St., East Taunton.

Junk Collector's License

Petition submitted by William Butler, 195 Field St., Taunton requesting a **RENEWAL** of his 2012 and 2013 Junk Collector's License located at 195 Field Street, Taunton.

Junk Collector and Junk Dealer Licenses

Petition submitted by Joseph Enos, 730 Cohannet St., Taunton requesting a **RENEWAL** of his Junk Collector and Junk Dealer Licenses for Sone Alloys Inc. –DBA- Enos Metals located at 18-28 Dana St., Taunton.

Junk Dealer's License

Petition submitted by David Boyer, 56 Fiddler's Way, East Taunton requesting a **RENEWAL** of his Junk Dealer's License for Scrap Bros. Recycling located at 56 Fiddlers Way, East Taunton.

Livery License

Petition submitted by George Kenaan, 70 Solitude Drive, Taunton requesting a **RENEWAL** of his Livery License –DBA- High Class Limo located at 70 Solitude Dr., Taunton. **(1 Vehicle)**

Petition submitted by Gabriel Pires, 29 Orchard St., Taunton requesting a **RENEWAL** of his Livery License for Link Transport Systems, Inc. located at 447 Broadway, Taunton. **(5 Vehicles)**

Petition submitted by Daniel and Patricia Macean, 333 County St., Taunton requesting a **RENEWAL** of their Livery License for D and P Community Transportation LLC located at 333 County St., Taunton. **(1 Vehicle)**

News Rack License

Petition submitted by William Hazeldine, 320 Steere St., Attleboro requesting a **RENEWAL** of his News Rack License for Seventh-Day Adventist Church of 109 Winthrop Street located in front of the post office. **(One News Rack)**

Petition submitted by Russell Wotten, 74 Emerald Dr., North Dartmouth requesting a **RENEWAL** of his News Rack License for Spectrum Marketing Group LLC –DBA- The Real Estate Book. **(4 Locations)**

Old Gold License

Petition submitted by Ali Abouzeid, 73 Cavalier Ave., Taunton requesting a **RENEWAL** of his Old Gold License for Hannoush Jewelers, Inc. located at 2 Galleria Mall Drive (Location #24).

Petition submitted by George Frankovich, Sterling Inc. requesting a **RENEWAL** of his Old Gold License for Kay Jewelers #1222 located at 2 Galleria Mall Drive.

Second Hand Article License

Petition submitted by Robert Miller, Vice President of Best Buy Stores, LP requesting a **RENEWAL** of his Second Hand Article License to buy used electronics located at 2 Galleria Mall Drive.

Petition submitted by David Mersten, EcoATM, Inc. 10515 Vista Sorrento Parkway, San Diego, CA requesting a **RENEWAL** of his Second Hand Article License for a vending style machine that collects used small electronic equipment and pays cash for the equipment located at 2 Galleria Mall Drive.

Petition submitted by John Anderson requesting a **RENEWAL** of the Second Hand Article License for Record Town, Inc. -DBA- FYE #1594 located at 2 Galleria Mall Dr., Suite 104 to purchase used electronics from customers.

Petition submitted by Steven Fernandes, 23 Glebe Court, Taunton requesting a **RENEWAL** of his Second Hand Article License for The Estate Marketplace located at 93-95 Summer St., Taunton.

Petition submitted by Michael Ventura, 59 Washington St., Taunton requesting a **RENEWAL** of his Second Hand Article License for Collector's Corner located at 1 St. Mary's Square, Taunton.

Petition submitted by Raymond Beauvais, 53 East Glenn Dr., Taunton requesting a **RENEWAL** of his Second Hand Article License for Beauvais Bicycle Shop located at 181 Whittenton St., Taunton.

Petition submitted by Brenda Hendricks, 48 Danforth St., Taunton requesting a **RENEWAL** of her Second Hand Article License for Collector's Emporium, Inc. located at 388 Bay St., Taunton.

Petition submitted by Nancy Souza, President, The Bargain Bazaar Thrift Shop, Inc. (Non-Profit) located at 320 Bay St., Taunton for a **RENEWAL** of the Second Hand Article License and a waiver of the fee.

Temporary Fixed Vendor License

Petition submitted by James Lyons, Jr. requesting a **RENEWAL** of his Temporary Fixed Vendor License for Dandi-Lyons located at 649 County St., Taunton to sell flowers.

Petition submitted by George DeVincent, 107 Castle Dr., Wareham requesting a **RENEWAL** of his Temporary Fixed Vendor's License for George's Christmas Trees located at 1940 Bay Street, Taunton to sell Christmas trees and flowers.

Petition submitted by Lillian Amaro Rocha, 889 Middleboro Ave., East Taunton requesting a **RENEWAL** of her Temporary Fixed Vendor License to sell Christmas Trees at 515 Middleboro Ave., East Taunton.

Petition submitted by Margo and Sylvester English, 162 Oak St., Taunton requesting a **RENEWAL** of their Temporary Fixed Vendor's License for Kinfolk's Award Winning BBQ, LLC located at 5 Cape Road, Taunton.

Petition submitted by Mark Guzman, 8 Alpine Ave., Taunton requesting a **RENEWAL** of his Temporary Fixed Vendor License for Mark's Bay Street Take-Out located at 314 Bay St., Taunton.

Petition submitted by Sheila Cook, 9 Coram St., Taunton requesting a **RENEWAL** of the Temporary Fixed Vendor License and a waiver of fees for the non-profit Taunton Area School to Career, Inc. located at 45 Broadway, Taunton (Pilgrim Congregational Church) to sell food from a vending Cart.

Claims

Claim submitted by Ed Martin, 253 Broadway, Taunton seeking reimbursement for damages to his automobile from hitting a pothole on Route 138 near Superior Glass.

Claim submitted by Father Lenny Nelson, 66 Morgan Dr., Taunton seeking reimbursement for damages to his automobile from hitting a pothole on High Street in front of Grampy's Store.

Claim submitted by Rachel Colwell, 257 Mockingbird Way, East Taunton seeking reimbursement for damages to her automobile from hitting a pothole on Middleboro Ave. in front of the Holy Ghost Hall.

Claim submitted by Cheryl Dean, 840 County St. C124, Taunton seeking reimbursement for damages to her automobile from hitting a pothole on High Street.

Claim submitted by Glenn Jefferson, 270 Hillcrest Drive, Dighton seeking reimbursement for damages to his automobile from hitting a rock protruding from the roadway in front of 279 Burt Street, Taunton.

Claim submitted by Sonia Resendes, 41 Kimberly Rd., Taunton seeking reimbursement for damages to her automobile from hitting a pothole in front of 306 Tremont Street, Taunton.

COMMITTEE REPORTS

UNFINISHED BUSINESS

ORDERS, ORDINANCES AND RESOLUTIONS

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

AN ORDINANCE AMENDING THE RESIDENT HIRING POLICY FOR PUBLIC WORKS PROJECTS

Chapter 2

ADMINISTRATION

Article XI. Hiring Policy for Public Works Projects Sections 2-305 through 2-311

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

SECTION 1. Chapter 2, Article XI of the Revised Ordinances of the City of Taunton, as amended, is hereby further amended by striking sections 2-305 to 2-311, inclusive and replacing sections 2-305 and 2-306 with the following:

Sec. 2-305. Definitions.

The term “bona fide resident” as used in this article, shall, unless the context otherwise requires, have the following meaning: any person for whom the principal place where that person normally eats and sleeps and maintains his or her normal personal and household effects is within the city limits of the City of Taunton. (Ord. of 9-25-84, sec 2)

Sec. 2-306. Policy.

(a) On any construction project funded in whole or in part by city funds, or funds which, in accordance with a federal grant or otherwise, the city expends or administers, or which the city is a signatory to the construction contract, the department involved shall determine whether the language in paragraph (b) of this section may be included in the contract without a detrimental effect upon the cost or quality of the project. If the department determines that the language may be included without detrimental effect, then it shall, to the extent practicable and to the extent allowable by law, include such language or its substantial equivalent in the contract.

(b) To the extent allowable by law, contractor shall work in good faith with the City to: (i) employ (or cause its contractors to employ) bona fide residents during construction and (ii) purchase goods and services from local vendors provided that the cost and quality is competitive with other sources.

SECTION 2. All ordinances or parts thereof inconsistent herewith are hereby repealed. This Ordinance shall become effective immediately upon passage.

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

Ordered That,

\$270,250 is appropriated to pay costs of purchasing, for recreational purposes, by eminent domain or negotiated purchase or otherwise, a certain property together with buildings thereon, known as the Hopewell Park Complex consisting of 10 acres, more or less, as shown on the City Engineers Plan and located on Hopewell and Hamilton Streets in Taunton, Massachusetts, and also to pay costs of constructing a Water Spray Park located at the Hopewell Park Complex, including the payment of all costs incidental and related thereto; and to meet this appropriation \$70,250 will be transferred from available funds, and the Treasurer with the approval of the Mayor is authorized to borrow \$200,000 under and pursuant to Chapter 44, Sections 7(3) and 7(25) of the General Laws, or pursuant to any other enabling authority and to issue bonds or notes of the City therefor. The Mayor and any other appropriate officials of the City are authorized to take any and all other action necessary to carry out this project. The amount authorized to be borrowed by this order shall be reduced to the extent of any grants or gifts received by the City on account of this project.

FURTHER ORDERED: That the Mayor is authorized to file on behalf of the City of Taunton any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts deemed necessary under the Urban Self-Help Act (301 CMR 5.00) and/or any others in any way connected with the scope of this Order, and the City of Taunton and the Recreation Commission are authorized to enter into all arrangements and execute any and all instruments as be necessary on behalf of the City of Taunton to affect said purchase and accept any such grants.

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 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.

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

Ordered That,

That \$44,184 is appropriated to pay costs of the High School reconstruction project and that to meet this appropriation, such amount shall be transferred from funds originally borrowed to pay costs of the Harold H. Galligan School roof repair project, as authorized by Chapter 44, Section 20 of the General Laws, because such funds are no longer needed to complete that project.

NEW BUSINESS

Respectfully submitted,



Rose Marie Blackwell

City Clerk



TAUNTON PLANNING BOARD

City Hall

15 Summer Street

Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

April 15, 2014

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 – 700 Joseph Warner Blvd

Dear Mayor Hoye and Members of the Municipal Council:

Please be advised the Taunton Planning Board received a Site Plan Review for property at 700 Joseph Warner Boulevard for the expansion of an existing parking lot from 56 parking spaces to 78 parking spaces submitted by Saint-Gobain Performance Plastics, Corp.

The next scheduled meeting for this petition will be on Tuesday, May 20, 2014 at 10:00 AM in the Taunton Planning Board Office, 15 Summer St., Annex Bldg., at which time the application shall be reviewed by the DIRB .

The Planning Board will hold their public meeting on Thursday, June 5, 2014 at 5:30 pm. at Maxham School, 141 Oak St., Taunton, Ma.

Respectfully yours,

Daniel P. Dermody, Chairman
Taunton Planning Board

DPD/djp



CITY OF TAUNTON
MASSACHUSETTS

PARKS, CEMETERIES & PUBLIC GROUNDS

Marilyn A. Greene
Commissioner

170 Harris Street
Taunton, MA 02780
(508) 821-1415
FAX (508) 821-1065

April 30, 2014

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

Dear Mayor Hoye & Council Members:

I have received notification from Mr. Robert O'Connor, Director of the Executive Office of Energy and Environmental Affairs (EEA) that Hopewell Park has been selected by the (EEA) to receive up to \$200,000. in State Our Common Backyards assistance (see attached letter).

The City of Taunton has also been asked to be the host community to announce funding out of the Common Backyards Grant. Mayor Hoye has graciously accepted the invitation. The Secretary of (EEA) Mr. Richard K. Sullivan, Jr. will be present for this event as well as Mr. O'Connor Director of (EEA). All surrounding communities awarded this grant will be invited. The event will take place at the Hopewell Park site on Tuesday, May 20th at a time to be announced.

Within the week we will obtain the necessary signatures to submit the project agreements to the state for review. The Municipal Council will also be required to vote to approve the funding appropriation for 100% of the total project cost. The total estimated project cost is \$270,250.00 of which \$200,000. will be reimbursed from the grant award. This document is currently being prepared by the City Treasurer and will be submitted to you at a later date and a Municipal Council vote will be required.

If you have further questions or concerns, feel free to contact me.

Respectfully,

Marilyn A. Greene, Commissioner

CC: City Auditor A. Hebert
City Treasurer B. Auger



3

The Commonwealth of Massachusetts
Executive Office of Energy and Environmental Affairs
100 Cambridge Street, Suite 900
Boston, MA 02114

Deval L. Patrick
GOVERNOR

Richard K. Sullivan, Jr.
SECRETARY

Tel: (617) 626-1000
Fax: (617) 626-1181

April 11, 2014

Marilyn Greene
Parks, Cemeteries and Public Grounds
170 Harris Street
Taunton, MA 02780

Re: Hopewell Park

Dear Ms. Greene:

I am pleased to officially confirm that the Hopewell Park project has been selected by the Executive Office of Energy and Environmental Affairs (EEA) to receive up to \$200,000 in state Our Common Backyards assistance. You will be working with Melissa Cryan of my staff on this project. She can be reached at (617) 626-1171 or melissa.cryan@state.ma.us.

Be advised that the sum of \$158,000 has been set-aside for encumbrance and expenditure in FY14. The remaining \$42,000 will be available in FY15, which begins July 1, 2014. All construction work must be completed and closed out by December 31, 2014. While the project must be completed by December 31, 2014, the city may submit its reimbursement no later than March 2, 2015.

Next Steps

1. Execute the **Project Agreements**. Enclosed are two copies of the Project Agreement to be signed by your Chief Executive Officer and a majority of the Park Commission members. Review the agreement carefully to be sure that the project has been correctly described and contact Melissa immediately if any changes or updates need to be made. If the document is correct, please have both signed and return both originals to Melissa for signature by EEA. One original will be returned to you to record at the Registry of Deeds, and to be copied for your audit file.
2. Execute a **State Standard Contract**. This document allows our fiscal department to establish an account for your project. No reimbursement request can be honored unless the State Standard Contract, including the **Contractor Authorized Signatory Listing**, which is also enclosed, are signed and returned to our office. This form should be signed by whoever signed the contract. Be sure to fill out both sides of the document. Only two names should appear on this document – the signatory and the notary. A sample form has been enclosed – please review it closely so that your form is filled out correctly.
3. **City council vote** approving the submission of the grant application, appropriation of 100% of the total project cost, and statement of the land's dedication to park and recreation purposes is taken. Please have Melissa review the language before the vote is taken. The contract cannot be signed until this vote is taken.
4. The **authority to apply** is submitted.
5. Provide an **updated project schedule** covering the period from the contract signature date to project completion (no later than December 31, 2014).

4

Reimbursement Procedures

Once the city has completed the park construction, it may submit for reimbursement up to \$200,000 , which is the city's grant award amount. Reimbursement request documentation will be provided once the contract has been signed. Please note that we can only reimburse the city for costs incurred after the State Standard Contract has been signed and before it has expired.

Reimbursement will be contingent upon satisfying the following conditions:

1. A copy of the **Project Agreement**, which has been recorded at the Registry of Deeds (along with the city council vote for the project) and a marginal notation entered on the deed to the property, is provided to Melissa.
2. Copies of invoices and canceled checks are provided.
3. The city's Open Space and Recreation Plan receives final approval.

Legally Protected Recreation Land – Taunton's Commitment

Please remember that according to Article 97 of the Massachusetts General Laws, acceptance of the state grant requires that this site remain open to the general public and prohibits any other use other than public outdoor recreation.

If you have any questions in regards to the execution of the grant contract or anything else, feel free to be in touch with Melissa.

Sincerely,



Robert O'Connor
Director

enc.

CITY OF TAUNTON

MASSACHUSETTS

DEPARTMENT OF PUBLIC BUILDINGS



ROBERT P. PIROZZI
BUILDING COMMISSIONER
CHIEF OF INSPECTIONS

MARY JANE BENKER
BUILDING INSPECTOR
ZONING ENFORCEMENT OFFICER

5
CITY HALL
15 SUMMER STREET
TAUNTON, MA 02780-3464
(508) 821-1015
FAX (508) 821-1019

April 30, 2014

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

RE: 21 Clay Street

Dear Mayor and Councilors:

Pursuant to your request, I have investigated the manufactured home at 21 Clay Street.

In my opinion, the structure does not appear to be in an unsafe condition. It has been secured by the Board of Health and is not open to the weather; therefore, no violation of any code exists.

Should you have any additional questions, please feel free to contact me.

Respectfully,

Robert Pirozzi
Building Commissioner

RP/ja



CITY OF TAUNTON
MASSACHUSETTS

TREASURY DEPARTMENT

BARBARA A AUGER, CMMT
TREASURER/COLLECTOR

15 Summer Street
Taunton, MA 02780

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

April 29, 2014

Thomas C Hoyer, Jr. Mayor and
Members of the Municipal Council
141 Oak St. Temp. City Hall
Taunton, Ma 02780

RE: Land Court TF Realty Trust
Parcel # 77-121 – Brook Street

Dear Mayor Hoyer and Councilors;

I have received the attached notice indicating the Land Court entered a foreclosure decree on a tax title parcel assessed to **TF Realty Trust** for property located at Brook Street. The City of Taunton is now the owner of the property and should make every effort to insure and secure the premises, as all responsibility and liability for this property now rests with the City of Taunton.

Once we receive the recorded judgment decree I will transfer the parcels to the Tax Possession Custodian.

If you have any questions or concerns regarding this property, please contact this Office.

Sincerely,

Barbara A Auger, CMMT
Treasurer/Collector

cc: Assessor
Auditor
Tax Possession Custodian

[SEAL]

Land Court costs \$843.96

Legal Fees \$2,243.32 (estimated)

Re: Brook Street - Parcel ID: 77 - 121

COMMONWEALTH OF MASSACHUSETTS

LAND COURT

DEPARTMENT OF THE TRIAL COURT



7
COPY

Case No.: 12 TL 144139

JUDGMENT IN TAX LIEN CASE

City of Taunton

vs.

TF Realty Corp

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Taunton in Bristol County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Registered	12/03/2008			89638	13372

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:

Deborah J. Patterson
RECORDER

Deborah J. Patterson
Recorder

Entered: March 20, 2014

8



CITY OF TAUNTON POLICE DEPARTMENT

CHIEF
EDWARD JAMES WALSH

23 SUMMER STREET
TAUNTON, MA 02780
(508) 821-1471
April 24, 2014

The Honorable Thomas Hoyer, Mayor
And Members of the Municipal Council
Temporary City Hall
141 Oak Street
Taunton, MA 02780

I am referring the following correspondence that I have received for your discussion and action as you may deem appropriate. I have been presented requests from Lieutenant Robert Casey and Sergeant Manual DaRosa requesting authorization to remain active employees after their mandatory retirement dates at age 65. I have also included correspondence I have received from the Taunton Retirement Board on the issue. I believe that the decision rests with the Municipal Council as the appointing authority and then would require a Home Rule petition through the Legislature and Governor.

Thank you for your consideration on this matter.

Respectfully,

Edward James Walsh
Chief of Police

enc/as

9

Walsh Edward

From: DaRosa Manuel
Sent: Wednesday, April 09, 2014 15:24
To: Chief
Subject: Extension

Chief:

I would like to extend my enlistment for an additional two years beyond the current retirement age if it is possible. Having three High School aged dependants for the next two years creates an economical hardship on my behalf.

Thank You
Sgt Manuel DaRosa
April 09, 2014

10

April 18, 2014

Edward Walsh, Chief of Police

Thomas Hoyer, Mayor

Members of the Taunton Municipal Council

RE: Robert F. Casey

88 Duffy Drive

Taunton, Ma. 02780

DOB: 05/05/50

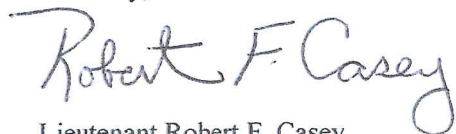
To Whom It May Concern:

I am asking that you consider extending my career at the Taunton Police Department past the mandatory retirement age of sixty five years. I am requesting that I be allowed to continue working another two years until May 2017 when I will turn sixty seven years old. I am in good health, have a sound mind and have physician letters to support this. If I ever feel that I cannot do my job I would be more than willing to step away from my assignment.

I believe that I still have a lot to offer in my position and would use my 40 years of experience to continue overseeing the operation of the First Relief. I would continue to help guide new recruits and lateral transfers from other departments as they transition into the Taunton Police Department.

Your attention to this matter as soon as possible would be greatly appreciated.

Sincerely,



Lieutenant Robert F. Casey



CITY OF TAUNTON
Contributory Retirement System

Address: 40 Dean St., Unit 3
Taunton, Massachusetts 02780
Tel (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

April 22, 2014

Taunton Police Dept.
Edward J. Walsh, Chief
23 Summer St.
Taunton, MA 02780

Re: Working past mandatory retirement age of 65

Dear Chief Walsh:

At a meeting of the Taunton Retirement Board on April 17, 2014, your letter dated 04/14/2014 was reviewed on seeking to allow Police Sgt. Manuel DaRosa to work beyond the age of 65. You also asked if the Board is required to vote on any potential home-rule petition that the City of Taunton may seek. Let me share the thoughts of the Board.

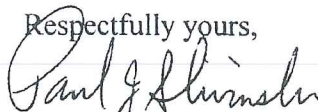
As a threshold matter, any home rule petition filed by a municipality that pertains to the potential retirement benefits of any member of the Taunton Retirement System does not require a Board vote and/or approval. If the City believes that it is in its best interest to continue to employ Sgt. DaRosa beyond the month in which he turns 65, it certainly has the right to vote to do so in the form of a home rule petition and seek the Legislature's approval, subject to the Governor's signature. Notwithstanding the foregoing, we would note that House Bill 3792 provides that no further deductions were to be taken with respect to the individual who was the subject of the legislation, and our reading of the legislation is that if similarly worded, Sgt. DaRosa would not qualify for disability benefits in the event he became permanently disabled after the month in which he turned 65 but before the end of the contemplated two-year extension. It also appears that the legislation "froze" the benefits available to the individual such that he would receive the same benefit at his actual retirement as if he retired at the end of the month during which he turned age 65. Accordingly, no further deductions would be withheld from Sgt. DaRosa if such legislation were passed.

Assuming that the legislation relating to Sgt. DaRosa is similar to House Bill 3792, there is little exposure to the System in terms of financial liability. The only potential financial liability would be in the event Sgt. DaRosa died in the line of duty, or suffered injuries in the line of duty that resulted in his death, as neither liability could exist beyond May 2015

12

if he retired when required by the current law. While we share the concerns expressed in the news story that accompanied the information provided to us regarding a public safety officer working past age 65, and question the wisdom of pursuing such legislation, such a decision is solely within the province of the City.

Respectfully yours,



Paul J. Slivinski, CPP
Executive Director

Massachusetts State Lottery Commission

60 Columbian Street

Braintree, Massachusetts 02184-7357



13

Tel: (781) 849-5555
Fax: (781) 849-5546
TTY: (781) 849-5678

STEVEN GROSSMAN

Treasurer and Receiver General

PAUL R. STERNBURG

Executive Director

APPLICATION FOR LICENSE TO CONDUCT A ONE DAY GAME COMMONLY CALLED "BEANO"

IMPORTANT: PLEASE FILL OUT FORM COMPLETELY AND ACCURATELY. FAILURE TO DO SO WILL DELAY PROCESSING OF YOUR LICENSE

NAME OF ORGANIZATION											
The Friends of SRS											
STREET ADDRESS											
400 Farmington Ave											
CITY/TOWN						ZIP					
Cranston						02920					
OCCASION ADDRESS											
82 Ingell St											
CITY/TOWN						ZIP					
Taunton						02780					
NAME OF HEAD OF ORGANIZATION											
Richard Tomlins											
MAILING ADDRESS											
400 Farmington Ave											
CITY/TOWN						ZIP					
Cranston						02920					
MEMBER IN CHARGE OF BEANO											
Richard Tomlins											
MAILING ADDRESS											
400 Farmington Ave											
CITY/TOWN						ZIP					
Cranston						02920					
NAME OF BOOKKEEPER											
Marisa Tomlins											
MAILING ADDRESS											
73 Washington St											
CITY/TOWN						ZIP					
Plainville						02762					
AREA CODE				ORGANIZATION TELEPHONE							
401				943 0448							
AREA CODE				BEANO HALL TELEPHONE							
774				218 9274							
OCCASION DAY											
Sunday											
DATE OF OCCASION											
062214											
HOURS OF OCCASION											
5:30 TO 7:30											
F.I.D. NO. OF ORGANIZATION											
51-0448983											
AREA CODE				HEAD TELEPHONE							
401				943 0448							
M.I.C.'S E-MAIL ADDRESS											
richmarie-tomlins@gmail.com											
AREA CODE				MEMBER-IN-CHARGE HOME TEL.							
401				943 0448							
AREA CODE				MEMBER-IN-CHARGE BUSINESS TEL.							
BOOKKEEPER'S E-MAIL ADDRESS											
rmcopins@aol.com											
AREA CODE				BOOKKEEPER HOME TEL.							
508				212 6515							
AREA CODE				BOOKKEEPER BUSINESS TEL.							
508				695 6364							

LICENSE FEE - \$50.00



ID NUMBER			

Supporting the 351 Cities and Towns of Massachusetts
Visit our Web Site: www.masslottery.com



Massachusetts State Lottery Commission

60 Columbian Street

Braintree, Massachusetts 02184-7357



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Tel: (781) 849-5555
Fax: (781) 849-5546
TTY: (781) 849-5678

STEVEN GROSSMAN
Treasurer and Receiver General

PAUL R. STERNBURG
Executive Director

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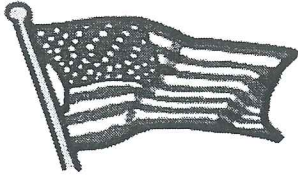
LICENSE FEE - \$50.00



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ID NUMBER			



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CITY CLERK'S OFFICE

2014 MAY -2 A 9:50

TAUNTON, MA

CITY CLERK

MAY 6, 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, MAY 6, 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 ON POLICE AND LICENSE

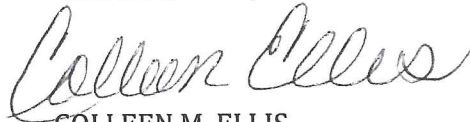
1. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF LIVERY LICENSES:
 - A. A & D ENTERPRISES D/B/A PEGASUS AIRPORT SERVICE, 48 WORCESTER STREET - 1 VEHICLE
 - B. AIRPORT EXPRESS DIRECT, INC., 66 MARY DRIVE - 1 VEHICLE
 - C. T & F TRANSPORTATION OF TAUNTON, INC. D/B/A ALEXANDER'S LIMOUSINE - 2 VEHICLES
 - D. ALBERT TUCAN D/B/A TAUNTON MOTORIZED CARRIAGE COMPANY INC. - 21 VEHICLES - 2 HANDICAP
2. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE PETITION OF ALBERT TUCAN TO RENEW HACKNEY CARRIAGE AND STANDS FOR TAUNTON CARTAGE CO. LTD D/B/A CHECKER CAB AND TAUNTON CARTAGE CO., LTD D/B/A COZY CAB, LOCATED AT 295 BROADWAY AND TWO STANDS LOCATED AT SCHOOL STREET AT TUANTON GREEN
3. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF MCDONALD'S RESTAURANT, 282 WINTHROP STREET TO OPERATE BETWEEN THE HOURS OF 1 A.M. AND 4 A.M. AS PER CITY ORDINANCE SEC. 12-2.

4. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF BILLIARD TABLE LICENSES:
 - A. ATLANTIC CAFÉ, 10 PLAIN STREET – 2 TABLES
 - B. DAVID F. ADAMS POST #611 ATHLETIC ASSN., INC., 82 INGELL STREET – 1 TABLE
 - C. PORTUGUESE AMERICAN CIVIC CLUB, 175 SCHOOL STREET
 - D. THE BILLY CLUB CAFÉ, 53 GROVE STREET – 2 TABLES
5. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF TEMPORARY FIXED VENDOR LICENSES:
 - A. RICO'S GRILLE, 447 BROADWAY
 - B. ARTHUR'S FLOWERS, 16 WASHINGTON STREET
6. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON THE FOLLOWING PETITIONS FOR RENEWAL OF ANTIQUE LICENSES:
 - A. MEMORABLE MEMORABILIA, 45 BAYLIES ROAD – INTERNET SALES ONLY
 - B. EANTIQUBROKER CONSULTING SERVICE, 4 OXFORD STREET
7. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION FOR RENEWAL OF OLD GOLD LICENSE FOR PERRY JEWELERS, INC., 400 BROADWAY
8. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION FOR RENEWAL OF OLD GOLD LICENSE, PAWN BROKER LICENSE AND SECOND HAND ARTICLE LICENSE FOR TETRAULT ENTERPRISES, INC., D/B/A FALL RIVER PAWN BROKERS, 48 TAUNTON GREEN.
9. MEET TO REVIEW MATTERS IN FILE
10. PUBLIC INPUT

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RESPECTFULLY,



COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES