

Legal and Legislative Matters

Chairman Wright, Mortimer,
Seaboyer, Medeiros, Tramontozzi

Legal and Legislative Matters called to order by Chairman Wright at 9:00 p.m. Alderman Mortimer motions to open Public Participation, 2nd by Alderman Seaboyer. All in favor.

John Dunne, Veterans' Agent, says he hopes the City adopts the proposed orders.

Alderman Mortimer motions to close Public Participation, 2nd by Alderman Seaboyer. All in favor.

Alderman Mortimer moves for concurrent action on the two orders, 2nd by Alderman Seaboyer.

Order No. 09-042, Acceptance of Mass. General Laws, Chapter 60A as amended by Section 17 of Chapter 182 of the Acts of 2008 deferring the excise tax due by any resident serving on active duty in the Massachusetts National Guard or Reserves while on active duty outside the Commonwealth of Massachusetts for a period of 180 days after completion of that service. (A-3)

Order No. 09-043, Acceptance of Mass. General Laws, Chapter 60A, Section 1 as amended by Sections 16 and 117 of Chapter 182 of the Acts of 2008 exempting a motor vehicle owned and registered by a resident who is in active and full-time military service outside the continental United States from motor vehicle excise taxes. (A-3)

Alderman Tramontozzi motions to amend Order No. 09-042. The statute makes reference to resident or spouse of said resident, 2nd by Alderman Mortimer.

Alderman Medeiros says she would like some clarification. One order defers excise tax for service men and women on active duty outside of Massachusetts and the other exempts excise tax for those in active duty outside of the continental United States.

Alderman Mortimer withdraws the motion for concurrent action; Alderman Seaboyer withdraws the second.

Chairman Wright says there is an amendment before them on Order No. 09-042 to read "resident or spouse of said resident". On the motion to amend, All in favor.

Alderman Tramontozzi motions to amend Order No. 09-043 by adding "Effective July 1, 2010.", 2nd by Alderman Seaboyer. All in favor.

Alderman Mortimer motions for concurrent action, 2nd by Alderman Seaboyer.

Alderman Medeiros says that Order No. 09-042 basically defers excise tax for anyone serving outside of Massachusetts and Order No. 09-043 exempts excise tax altogether for active and full time service men and women outside the continental United States. She says the second group of people may be members of the National Guard or reserves that haven't been sent overseas.

Alderman Tramontozzi says the Board of Aldermen can't change the language, only

accept what the state legislature allows.

Chairman Wright says he brought this forward as a small gesture to the service men and women of Melrose. It behooves the Board and the City to relieve them of this tax. The legislature intended to recognize their sacrifice.

Alderman Seaboyer moves to recommend as amended, 2nd by Alderman Mortimer. All in favor.

Alderman Mortimer motions to adjourn, 2nd by Alderman Seaboyer. All in favor.

Legal and Legislative Matters adjourns at 9:15 p.m.

There are no orders in Public Service or Finance Committees to be acted on.

Maribeth Harrington
Clerk of Committees