

**ATTLEBORO MUNICIPAL COUNCIL
DOCKET
JANUARY 15, 2019**

APPROVAL OF THE RECORDS: October 2, 2018, October 16, 2018, November 6, 2018, November 13, 2018, November 20, 2018 and December 4, December 18, 2018 and January 8, 2019. Executive Sessions June 6, 2017, June 27, 2017, April 10, 2018 and May 8, 2018.

Continued PUBLIC HEARING relative to the request from National Grid to replace direct buried cable with new 1-#2 AL cable inside PVC conduit throughout Augsburg Drive. This underground cable is fed from riser P8149 on Slater Street.

Continued PUBLIC HEARING relative to amending sections of Chapter 10 of the Revised Ordinances of the City of Attleboro, Ch. 10, Motor Vehicles and Parking, as it pertains to Beagle Club Road.

Continued PUBLIC HEARING relative to the application for a Special Permit pursuant to Section 17-10.15, MARIJUANA BUSINESS of the Revised Zoning Ordinances from the Leonard J. Irving Center, Inc., 81 West Street, Attleboro, MA to operate a Medical Marijuana Treatment Center at 70 Frank Mossberg Drive, said premises being Assessor's Plat #147, Lot #5F, with an area of 1.1434 acres, located in an Industrial Zoning District.

Continued PUBLIC HEARING relative to the application for a Special Permit pursuant to Section 17-10.15, MARIJUANA BUSINESS of the Revised Zoning Ordinances from the Ashli's Extracts, Inc., 81 West Street, Attleboro, MA to operate a Marijuana Product Manufacturer at 76 Frank Mossberg Drive said premises being Assessor's Plat #145, portion of Lot #1, with an area of 6.2842 acres, located in an Industrial Zoning District

Continued PUBLIC HEARING relative to the application for a Special Permit pursuant to Section 17-10.15, MARIJUANA BUSINESS of the Revised Zoning Ordinances from the Ashli's Inc., 81 West Street, Attleboro, MA operate a Marijuana Retailer at 70 Frank Mossberg Drive, said premises being Assessor's Plat #147, portion of Lot #5F, with an area of 1.1434 acres, located in an Industrial Zoning District. (11/6/18) (DEADLINE 2/5/19)

Continued PUBLIC HEARING relative to the application for a Special Permit pursuant to Section 17-10.15, MARIJUANA BUSINESS of the Revised Zoning Ordinances from the from Ashli's Farm, Inc., 81 West Street, Attleboro to operate a Marijuana Cultivator at 76 Frank Mossberg Drive, said premises being Assessor's Plat #145, portion of Lot #1, with an area of 6.2842 acres, located in an Industrial Zoning District..

Continued PUBLIC HEARING relative to the application for a Special Permit pursuant to Section 17-10.15, MARIJUANA BUSINESS of the Revised Zoning Ordinances from The Leonard J. Irving Center, Inc. of 81 West Street, Attleboro to operate a Medical Marijuana Treatment Center at 76 Frank Mossberg Drive said premises being Assessor's Plat #145, portion of Lot #1, with an area of 6.2842 acres, located in an Industrial Zoning District..

PUBLIC WORKS

Kate Jackson, Chairperson

1. The Mayor respectfully submits a communication from Superintendent of Public Works Michael Tyler regarding the receipt of \$4,621.20 in funds from the Department of Public Utilities. These funds were part of the per-ride assessment for trips conducted by Transportation Network Companies. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$4,621.20 from Account 2514-475000 (DPU-TNC Funds – Assessment) to Account 2514-584027 (DPU-TNC Funds – Sidewalk Reconstruction). (Copies in your packets) (4/1/8/19)
2. The Mayor respectfully submits a communication from Superintendent of Water Kourtney Wunschel regarding the need to replenish funds used to cover the cost to immediately fund a DEP recommended study after an internal transfer was made. Therefore, the Mayor hereby requests Your Honorable Body transfer \$22,000.00 from Account 6100-578300 (Water Enterprise Fund – Reserve Fund for Transfer) to Account 6100-530335 (Water Enterprise Fund – Activated Carbon Replacement). (Copies in your packets) (5/1/8/19)

PERSONNEL AND HUMAN SERVICES

Ty Waterman, Chairperson

1. The Mayor respectfully submits for confirmation by Your Honorable Body the appointment of Cynthia Amara of Murphy, Hesse, Toomey and Lehane, LLP to fill an expired term as City Solicitor, under a temporary 90-day appointment in accordance with Section 3.3 (b) of the Attleboro Home Rule Charter. Term to expire February 2020.(2/1/8/19)

CAPITAL IMPROVEMENTS AND CITY DEVELOPMENT

Richard Conti, Chairperson

1. As you are aware, on September 28, 2018, Your Honorable Body approved the transfer of \$37,030.00 to replace the HVAC at the Shang Building/Registry of Deeds Office. As you are also aware, a 15% contingency was added to the quote. This project is now complete and the contingency of \$4,830.00 was not needed. Therefore, the Mayor hereby requests Your Honorable Body to transfer \$4,830.00 from Account 11241000-584052 (City Wide – Air Conditioning Unit) to Account 11241000-578300 (City Wide - Reserve Fund for Transfer). Upon approval, the available balance in Reserve Fund for Transfer will be \$183,317.84. (Copies in your packets) (1/1/8/19)

ZONING & LAND USE

Todd Kobus, Chairperson

1. A Certificate of Vote dated January 8, 2019 from the Planning Board who voted unanimously to recommend the Council adopt the proposed amendments Zoning Ordinance 17-2.1.3 (A) and (B) as it pertains to Marijuana Business in Industrial Zoning Districts. (1/8/19)

BUDGET AND APPROPRIATIONS

Jay DiLisio, Chairperson

1. The Mayor respectfully submits a communication from Fire Chief Scott T. Lachance regarding the need to pay an invoice from *Sterry Street Towing & Auto Transport* in the amount of \$300.00 from FY2018. Therefore, the Mayor hereby requests Your Honorable Body transfer \$300.00 from Account 12201000-524230 (Fire – Maintenance of Vehicles) to Account 12201000-578020 (Fire – Bills Previous Year). (Copies in your packets) (6/1/8/19)

LICENSES

Laura Dolan, Chairperson

1. An application from Kenneth Blais of 15 Paddock Lane, Attleboro for a Hawkers and Peddlers License to sell pizza from a mobile truck. . (1/8/19)
2. An application from Corey Blais of 41 Hayes Avenue, Attleboro for a Hawkers and Peddlers License to sell pizza from a mobile truck. (1/8/19)

CITY PROPERTY & CLAIMS

Sara Lynn Reynolds, Chairperson

1. The Mayor respectfully submits a communication from Director of Veterans' Services Ken Badertscher regarding the donation of \$100.00 and \$200.00 in Stop & Shop gift cards from two Anonymous Donors. Additionally, the donation of Stop & Shop gift cards totaling \$500.00 from the Disabled American Veterans Chapter #91 of Attleboro. Lastly, the donation of gift certificates for various grocery stores and retail outlets totaling \$815.00 from Alpha Delta Kappa, an International Honorary Organization for Women Educators. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to accept these generous donations to the City of Attleboro. (Copies in your packets) (7/1/8/19)
2. The Mayor respectfully submits a communication from Library Director Christine Johnson regarding the donation of an office chair, with an estimated value of \$126.00, from Monica Conlin. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to accept these generous donations to the City of Attleboro. (Copies in your packets) (9/1/8/19)

- The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding a vehicle that the Building Inspections Department would like to declare surplus and hereby respectfully request Your Honorable Body to declare the following as surplus for resale value and available for disposition: (Copies in your packets)

<u>YEAR</u>	<u>MAKE/MODEL</u>	<u>VIN#:</u>	<u>MILES</u>	<u>CONDITION</u>
2007	Ford Taurus	1FAFP53U47A181776	137,000 (11/1/8/19)	Poor

ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS

Diana Holmes, Chairperson

- The Mayor respectfully submits a communication from Superintendent of Public Works Michael Tyler requesting a change to the Revised Ordinance of the City of Attleboro Section 11-9 Discharge of Water. The proposed change will clarify the language of discharging water on City streets. City Solicitor Cynthia Amara reviewed the changes and approved them to form.

Therefore, the Mayor hereby requests Your Honorable Body vote on the following amendment:

11-9.4 No person shall discharge or cause to be discharged surface or other water upon any street, sidewalk or other public place either by collecting the same upon his premises and discharging it upon any street, sidewalk or other public place or by changing the grade or surface of his premises so as to increase the amount or rate of the discharge upon any street, sidewalk or other public place, at such times or in such quantities that the water so discharged may freeze on any street, sidewalk or other public place so as to cause a hazard to travel in the public way as determined by the Superintendent of Public Works.

Furthermore, the Mayor hereby requests Your Honorable Body to hold a Public Hearing at the appropriate time on the above ordinance change. (3/1/8/19)

- To adopt MGL Chapter 40 Section 8j as it pertains to changing the Attleboro Disabilities Committee to the Attleboro Disabilities Commission and all that entails. (New Business-- Ms. Dolan and Mr. Waterman) (1/8/19)

PUBLIC SAFETY & EMERGENCY MANAGEMENT

Peter Blais, Chairperson

- The Mayor respectfully submits a communication from Chief of Police Kyle P. Heagney regarding a grant that has been awarded via the 2019 Senator Charles E. Shannon Jr. Community Safety Initiative (Shannon CSI) of \$10,554.10. The Attleboro Police Department collaborated with the Taunton Police Department in seeking these funds. The Shannon CSI implements a multi-disciplinary approach to combat gang and youth violence through coordinated programs for preventions and intervention. No matching funds are required by the City. In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby

requests Your Honorable Body approve expending of such funds and any future grant amendments by the Attleboro Police Department. (Copies in your packets)
(8/1/8/19)