

**ATTLEBORO MUNICIPAL COUNCIL
REGULAR/COMMITTEE MEETINGS
TUESDAY, JULY 16, 2019
THURSDAY, JULY 18, 2019
7:00 P.M.
AGENDA**

APPROVAL OF THE RECORDS: May 7, 2019, May 14, 2019, May 21, 2019, June 4, 2019, June 18, 2019, and June 25, 2019. Executive Sessions June 6, 2017, June 27, 2017, April 10, 2018 and March 12, 2019.

CONTINUED PUBLIC HEARING relative to amending SECTION 3, of the Revised Ordinances of the City of Attleboro as it pertains to Buildings and the adoption of the Board of Building Regulations and Standards' Stretch Code (780 CMR 115.AA), an Appendix to the Massachusetts State Building Code. The amendments may be reviewed at the City Clerk or City Council offices during regular business hours. (Continued to **July 16, 2019**)

CONTINUED PUBLIC HEARING relative to the request that the Council declare surplus and available for disposition the old Richardson School at 95 Pine Street. (Continued to **August 20, 2019**)

JOINT PUBLIC HEARING with the Planning Board relative to the Rezoning Petition from Sterry Street Auto Sales, Inc., 495 Collins Street, Attleboro, MA, from Single Residence-B and Industrial zoning to General Business zoning, said premises being Assessor's Plat 20, Assessor's Lot Number 399, being approximately one acre.

PUBLIC HEARING relative to the application from New England Authentic Eats, LLC d/b/a Papa Gino's at 103 Pleasant Street.

PUBLIC HEARING relative to the application from New England Authentic Eats, LLC d/b/a Papa Gino's at 283 Washington Street.

PUBLIC HEARING relative to the application to waive Section 11-15.1 to serve alcoholic beverages on city property submitted by the Friends of Capron Park Zoo for their event on October 5, 2019.

PUBLIC HEARING relative to the Class II application from Wathek Obaid of 196 Commonwealth Avenue, North Attleboro, for Automazed II, Inc. at 826 Washington Street with 11 customer parking spaces and 34 display spaces.

PUBLIC HEARING relative to the petition from NATIONAL GRID requesting permission to install a new pole and anchor (Pole #2) for a new home at 11 Calvin Street.

PUBLIC HEARING relative to the petition from NATIONAL GRID requesting permission to install a pole and anchor located 75' north of existing Pole 3325 on Rathbun Willard Drive for the sewer pump station at the new Attleboro High School.

PUBLIC HEARING relative to the proposed amendment to the Revised Ordinances of the City of Attleboro, Section 3 Buildings, as it pertains to vacant buildings.

THE FOLLOWING PUBLIC HEARINGS WILL BE HELD ON THURSDAY, JULY 18, 2019:

CONTINUED PUBLIC HEARING relative to amending Revised Ordinances of the City of Attleboro Section 9-35 - Dog Control Provisions and Section 9-35.1 - Definitions Animal Control Officer. (Continued to July 18, 2019)

PUBLIC HEARING relative to the proposed amendment to the Revised Ordinances of the City of Attleboro, Section 10-4.18, Permanent Speed Humps/Speed Cushions. (JULY 18, 2019)

PUBLIC HEARING relative to street acceptance pursuant to §16-2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Merigold Circle (length of 610 feet, from STA 0+00 to STA 6+10) as a public way.

PUBLIC HEARING relative to street acceptance pursuant to §16-2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Cedar Creek Drive (length of 1,310 feet, from STA 0+00 to STA 13+10) as a public way.

PUBLIC HEARING relative to street acceptance pursuant to §16-2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Joanna Drive (length of 839.47 feet, from STA 0+00 to STA 8+39.47) as a public way.

PUBLIC HEARING relative to street acceptance pursuant to §16-2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Marissa Circle (length of 212 feet, from STA 0+00 to STA 2+12) as a public way

PUBLIC HEARING relative to street acceptance pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Jenna Drive (length of 413 feet, from STA 0+00 to STA 4+13) as a public way

PUBLIC HEARING relative to street acceptance pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Austin Drive (length of 400.00 feet, from STA 0+00 to STA 4+00) as a public way.

PUBLIC HEARING relative to street acceptance pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout a portion of St. Don Street (length of 228.58 feet, from STA 1+15 to STA 3+43.58) as a public way

PUBLIC HEARING relative to street acceptance pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout a portion of Woodside Avenue (length of 352.92 feet, from STA 0+20 to STA 3+72.92) as a public way

PUBLIC HEARING relative to street acceptance pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Landers Road (length of 396.89 feet, from STA 0+00 to STA 3+96.89) as a public way.

PUBLIC HEARING relative to street acceptance pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Tennant Circle (length of 202.16 feet, from STA 0+00 to STA 2+02.16) as a public way.

PUBLIC WORKS

- Transfer of \$6,000 for Water Department security cameras (6/18/19)
- A communication from National Grid for a pole installation at 11 Calvin Street (6/18/19) (PH 7/16/19)
- A communication from National Grid for the installation of a pole on Rathbun Willard drive for new AHS (PH 7/16/19)
- Communication dated January 21, 2018 from resident Kellie Marcil, suggesting a change in the Winter Parking Ban (2/6/18)
- Communication dated January 15, 2018 from Adam Stuminski, relative to changes in the Winter Parking Ban (2/6/18)
- To investigate the following amendments: Section 11-10 Sidewalk Snow and Ice Removal and Section 11-10 Sidewalk Snow Removal in Commercial or Industrial Zones_(New Business—Ms. Porreca) (1/16/18)
- That Riverfront Drive be re-named Judy’s Way. (07/20/17) NB: Mr. Conti

PERSONNEL & HUMAN SERVICES

- To assign a permanent department and department head for the formerly known Highland Country Club. (3/5/19)
- Communication from City Auditor Deborah Gould regarding Disclosure by Non-Elected Municipal Employee form (4/3/18)
- That in accord with the City of Attleboro Massachusetts City Charter Article 3 Section 3-1 which reads “The Mayor shall receive for his services such salary as the municipal council shall by ordinance determine within the first eighteen months of the term of office and is to be effective at the start of the next term of office.” that effective January 1, 2020, the salary of the City of Attleboro Mayor be set at \$100,000.00 per year and, in addition, that the position of Mayor shall be removed from the City of Attleboro Classification Plan as defined in the Revised Ordinances of the City of Attleboro Chapter 13, Personnel, Section 5.1 Mayor (amended 1/5/11) which is to be deleted. In accord with City Charter Article 2 Section 7B, this measure will call for a public hearing and that a majority of the Municipal Council shall be required to adopt said Ordinance revision. (New Business – Mr. Conti) (3/20/18)

CAPITAL IMPROVEMENTS & CITY DEVELOPMENT

- A letter from Planning Board with support to purchase a Vactor truck for the DPW identified CIP for 10+ years. (5/21/19)
- A letter from Planning Board regarding the purchase of a replacement plotter for Planning Department. (5/21/19)

ZONING & LAND USE

- A communication from Road Oak mobile Village on Collins St. to register an objection to rezoning the area (6/18/19)
- Street Acceptance Plan Merigold Circle (9/6/4/19) (PH 7/18/19)
- Street Acceptance Plan Cedar Creek Drive (10/6/4/19) (PH 7/18/19)
- Street Acceptance of Joanna Drive in Attleboro, Massachusetts (11/6/4/19) (PH 7/18/19)
- Street Acceptance Plan Jenna Drive & Marissa Circle (12/6/4/19) (PH 7/18/19)
- Street Acceptance Plan Jenna Drive & Marissa Circle (13/6/4/19) (PH 7/18/19)
- As-Built Plan and Profile – Austin Drive (14/6/4/19) (PH 7/18/19)
- Street Acceptance Plan St. Don Street & Woodside Avenue (15/6/4/19) (PH 7/18/19)
- Street Acceptance Plan St. Don Street & Woodside Avenue (16/6/4/19) (PH 7/18/19)
- Roadway Acceptance Plan, Landers Road (7/6/4/19) (PH 7/18/19)
- Acceptance Plan and Profile of Tennant Circle in Attleboro, Massachusetts (18/6/4/19)

- Rezoning Petition from Sterry Street Auto Sales, Inc., 495 Collins Street from SR-B and Industrial zoning to GB zoning, (JPH 7/16/19) (6/4/19)
- Amend §17–16.10 NON-CONFORMING SIGNS Delete B in its entirety and insert new language (see New Business-Ms. Porreca & Mr. DiLisio) (12/12/17)

TRANSPORTATION & TRAFFIC

- Amend Section 10-4.6 Left Turn Prohibited: Greenfield St. to South Ave: Greenfield St. Traffic travelling ---- bound prohibited from making a left turn on South Ave. N-bound unless directed by a public safety official. (Ms. Porreca 11/6/18)
- Amend Section 10-4.15: Operation of Heavy Commercial Vehicles adding May St. from Washington St. to Newport Ave. (Ms. Porreca 11/6/18)
- Amend Section 10-4.6 Left Turn Prohibited: May Street to Newport Avenue: May Street traffic traveling --- bound prohibited from making a Left turn onto Newport Avenue Northbound unless directed by a public safety official. (Ms. Porreca 11/6/18)
- Request to study the need for a “Stop” sign at Bank Street Extension and Bridget Way. (PH 10-16-18) (9/18/18)

BUDGET & APPROPRIATIONS

- To establish a budget under a specific department and superintendent for the former Highland Country Club. (3/5/19)
- Communication from Public Employee Retirement Administration Commission regarding FY2020 appropriation (11/20/18)
- Collaborate with state officials to have a meeting to understand the Community Pact Program thru FY2019 for best financial policies for capital improvement (NB Conti 11/13/18)
- That the City of Attleboro accept a local exemption to allow research and development corporations to be taxed as manufacturing corporations in accord with M.G.L. c. 59, § 5, cl. 16(3), as amended by St. 2010, c. 240, § 108, effective for tax years beginning on or after January 1, 2018. (03/21/17: NB Mr. Conti)
- To research/investigate establishing a separate Stabilization Fund for the purposes of establishing a fund to replace the Attleboro High School track surface and/or the artificial athletic field (NB—Mr. Kirby and Mr. Conti)
- To establish a procedure for notifying the business community of proposed new ordinances or revisions to existing ordinances that may affect their businesses. (New Business—Mr. Cook and Mr. Bergevine)

LICENSE

- An application for an Automatic Amusement Device License for 103 Pleasant St. Papa Gino’s (PH 7/16/19) (6/18/19)
- An application for an Automatic Amusement Device License for 283 Washington St. Papa Gino’s (PH 7/16/19)
- An application to serve alcohol on city property from Friends of Capron Park Zoo (PH 7/16/19) (6/18/19)
- An application for a Class II application for Automazed II at 826 Washington Street (PH 7/16/19)
- Application from Column Health of Railroad Avenue, Attleboro for a license to “Keep a Stand in a Public Place” (5/21/19)
- A communication dated January 29, 2019 with a complaint from August 18, 2018 against Old School Auto Sales 187 Cumberland Ave. Attleboro. (2/5/19)
- A communication dated July 12, 2018 from Zoning Enforcement Officer William McDonough regarding a violation for unregistered vehicles at 11 Horton Avenue.

CITY PROPERTY & CLAIMS

- Disposition request for the 95 Pine Street building aka Richardson School. (5/7/19)
- Allow Passive Recreation on property formerly known as Highland Country Club. (3/5/19)

ORDINANCES, ELECTIONS AND LEGISLATIVE MATTERS

- Amendment to Ordinance 3 regarding Registration and Maintenance of Vacant Buildings (6/18/19)
- Amendment to Ordinance 9-35 Dog Control Provisions and 9-35.1 Definitions Animal Control Officer. (PH 6/18/19)
- Amendment addition to the City Ordinances for section 3 – Building and addition of Stretch Energy Code (5/7/19)
- To differentiate between the positions of an executive and legislative city solicitor section 2-3 of the Ordinances of the City of Attleboro. (Ms. Holmes and Mr. Kobus 10/16/18)
- Addition of Ordinance for Speed Humps/Cushions, 10-4.18 (9/10/16/18)
- Request for a new ordinance as it pertains to Smoking restrictions in cars with children in car seats (Public Hearing scheduled for September 18, 2018) (7/17/18)

PUBLIC SAFETY & EMERGENCY MANAGEMENT

- Request an appropriation to the Fire Department for second gear extractor prior to close of FY2019 (5/7/19)

SPECIAL COMMITTEE ON THE COUNCIL’S RULES OF PROCEDURES

SPECIAL COMMITTEE FOR TAX ABATEMENT REVIEW

- Request adjustment of money from \$600 to \$700 for property tax exemption for senior citizens. (5/7/19)

- Request the Senior Citizens Property Tax Work off abatement participants' change from 120 to 150. (5/7/19)
- Home Rule petition for city with House of Representatives Amendment Article 89 and MGL Ch. 43B to adopt Ordinance for a Senior Tax Program authorizing City to amend Ch. 169 of Acts of 2012 (House, 3815). (Mr. Conti 7/17/18)
- Create an Elderly and Disabled Taxation Aid Fund. (Mr. Kobus 9/18/18)
- That the City of Attleboro create a local property tax freeze program that will bar property tax increases for certain seniors and other eligible populations who are on a fixed income and most affected by an increase taxes (Mr. Kobus 9/18/18)

OLD BUSINESS:

**NEW BUSINESS: A Resolution to suggest the administration conduct a retrospective of a natural gas leak on Torrey Street.
(Co-Sponsored by Councilor Kobus and Councilor DiLisio)**

(Disclaimer: This agenda has been prepared in good faith based on topics that the Municipal Council anticipates may be discussed at its meeting). Agenda prepared by the Administrative Assistant from the Office of the Municipal Council.