

**ATTLEBORO MUNICIPAL COUNCIL
DOCKET
NOVEMBER 6, 2018**

APPROVAL OF THE RECORDS: May 29, 2018, June 26, 2018, July 17, 2018, July 19, 2018, July 26, 2018, August 14, 2018, August 15, 2018, September 4, 2018, September 18, 2018, October 2, 2018 and October 16, 2018. Executive Sessions June 6, 2017, June 27, 2017, April 10, 2018 and May 8, 2018.

NO PUBLIC HEARINGS ELECTION DAY

ZONING & LAND USE

Todd Kobus, Chairperson

1. A communication dated October 11, 2018 from Wastewater Superintendent Thomas Hayes giving an opinion for the BCWC, LLC application for amendment at 34 Extension Street. (10/16/18)
2. A communication dated October 16, 2018 from the Attorney Edward Casey advising progress in negotiations for Briarleaf, LLC RMD application and the neighbors with a draft agreement pending. At this time, they would like to continue the hearing to November 20, 2018. (10/16/18)

TRANSPORTATION & TRAFFIC

Heather Porreca, Chairperson

1. A communication dated October 15, 2018 from resident Leo Johnson expressing concern about “no trucks” sign on Tiffany and the heavy truck traffic building in County Square. (10/16/18)
2. A communication dated October 16, 2018 from the Transportation and Traffic Committee regarding the AHS Roadway Enabling Project. (10/16/18)

BUDGET AND APPROPRIATIONS

Jay DiLisio, Chairperson

1. The Mayor respectfully submits a letter requesting the transfer of FY2019 Local Cultural Council funds from the Massachusetts Cultural Council to the Attleboro Cultural Council in the amount of approximately \$21,200.00. Please note that there is no matching requirement. In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to approve expending such funds and any future grant amendments. (Copies in your packets) (2/10/16/18)

2. The Mayor respectfully submits a communication from Election Office Manger Cheryl Perry regarding the need to replenish funds used to cover the cost of printing ballots for the Special Municipal Election on November 6, 2018, due to the vacancy on the Municipal Council. An internal transfer has been made to enter a purchase order to place the order for the ballots. Therefore, the Mayor hereby requests Your Honorable Body transfer \$9,900.00 from Account 11241000-5783000 (City Wide – Reserve Fund for Transfer) to Account 11621000-531070 (Elections – Census). Upon approval, the available balance in Reserve Fund for Transfer will be \$180,366.20. (Copies in your packets) (3/10/16/18)

3. The Mayor respectfully submits a communication from Council President Mark Cooper regarding the need for additional funds to have former Administrative Assistant Linda Alger available to help in the Council office for 15 hours a month through the end of the fiscal year as opposed to the 5 hours a month. Therefore, the Mayor hereby requests Your Honorable Body transfer \$3,384.48 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11111000-511100 (Council – Salary Part-time). Upon approval, the available balance in Reserve Fund for Transfer will be \$176,981.72. (Copies in your packets) (4/10/16/18)

LICENSES

Laura Dolan, Chairperson

1. An application for an Automatic Amusement Device License for S. Attleboro Post 312, Inc. located at 437 Newport Avenue, for one pool table and one juke box. (10/16/18)

2. Renewal Applications for 2019 Class I Auto Licenses from:
 - Just Trailers, Inc., 1863 County Street, Attleboro, MA for 12 Customer Parking Spaces and 7 Display Spaces
 - National Van Builders Inc., 70-84 Pine Street/7 Parker Street, Attleboro, MA for 8 Customer Parking Spaces and 45 Display Spaces (10/16/18)

3. Renewal Applications for 2019 Class II Auto Licenses from:
 - Automazed Inc, 883 Washington Street, Attleboro, MA for 7 Customer Parking Spaces and 34 Display Spaces
 - Blue & White Motors Inc., 1815 County Street, Attleboro, MA for 4 Customer Parking Spaces and 15 Display Spaces
 - Bristol County Auto Sales LLC, 227 Pine Street, Attleboro, MA for 10 Customer Parking Spaces and 10 Display Spaces
 - C & A Millennium Motors, Inc. at 1844 County Street, S. Attleboro, MA for 10 Customer parking Spaces and 8 Display Spaces.
 - Joe and Mary Inc/Gas Plus, 80 Pleasant Street, Attleboro, MA for 10 Customer Parking and 24 Display Spaces
 - Liberty Coach Inc., 78 Eddy Street, Attleboro, MA for 15 Customer Parking Spaces and 1 Display Spaces

- North Main Street Auto Division of K & L tire and Automotive Co., Inc. 44 North Main Street, Attleboro, MA for 17 Customer Parking Spaces and 1 Display Space. (10/16/18)

CITY PROPERTY & CLAIMS

Sara Lynn Reynolds, Chairperson

1. The Mayor respectfully submits a communication from Council President Mark Cooper regarding the need for funds to purchase new chairs for the Council Chambers and Administrative Office used by elected officials on the Council as well as several other committees and boards use the Chambers throughout the year. Therefore, the Mayor hereby requests Your Honorable Body transfer \$5,515.20 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11111000-542010 (Council – Supplies Office). Upon approval, the available balance in Reserve Fund for Transfer will be \$171,466.52. (Copies in your packets) (5/10/16/18)

PERSONNEL AND HUMAN SERVICES

Diana Holmes, Chairperson

1. The Mayor respectfully submits a communication from Chief of Police Kyle P. Heagney regarding the need for funds due to the retirement of an employee at the end of September. Therefore, the Mayor hereby requests Your Honorable Body transfer \$6,493.58 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 12101000-515075 (Police – Earned Time). Upon approval, the available balance in Reserve Fund for Transfer will be \$164,972.94. (Copies in your packets) (6/10/16/18)
2. On September 18, 2018, Your Honorable Body voted to transfer funds for the executed memorandums of agreement with various bargaining units within the City. One account was left short in the calculation and now needs to be funded to make the account whole. Therefore, the Mayor hereby requests Your Honorable Body transfer \$850.00 from Account 11241000-578350 (City Wide – Reserve Fund Labor Negotiations) to Account 12101000-513001 (Police – Lump Sum Retro). (Copies in your packets) (7/10/16/18)
3. The Mayor is pleased to report that union members have ratified a collective bargaining agreement between the City and the Attleboro Firefighters, Local 848 for the period of July 1, 2017 through June 30, 2020. The Mayor believes that this agreement is in the best interest of the employees and the taxpayers. A copy of the memorandum of agreement between the parties is enclosed. Therefore, the Mayor respectfully requests Your Honorable Body to transfer \$279,292.82 from Account 11241000-578350 (City Wide – Reserve Fund Labor Negotiations) and appropriate \$178,899.09 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) in order to fund this collective bargaining agreement to accounts as follows:

\$140,441.91 to Account 12201000-514050 (Fire - Prior Years Salaries)

\$238,000.00 to Account 12201000-511000 (Fire – Salaries)
\$ 12,000.00 to Account 12201000-514020 (Fire - Night Differential)
\$ 13,000.00 to Account 12201000-515010 (Fire - Holiday)
\$ 20,000.00 to Account 12201000-513000 (Fire – Overtime)
\$ 34,750.00 to Account 12201000-519917 (Fire - Hazardous Duty)

Additionally, \$6,292.67 is needed to pay FY2018 overtime for the Fire Department EMS Revolving Account. A vote authorizing payment is needed to satisfy this debt. There is no transfer of funds needed to pay the FY2018 overtime, as there is sufficient funding in Fund 2610. (Copies in your packets) (8/10/16/18)

ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS

Diana Holmes, Vice-Chairperson

1. Motor vehicle speeding is one of the biggest complaints my office receives from residents of Attleboro. It is a public safety issue and speeding also has consequences for personal property. Accordingly, different measures are considered to help reduce the speed. One such measure is a speed cushion or speed hump. These are much wider but not taller than a traditional speed bump and, unlike a speed bump, these allow for smooth passage by a snow plow. These are used as a speed calming measure all over the Commonwealth. After a constituent reaches out to me about a speeding issue, the Mayor would seek input from other neighbors and if upon determining that there is a speeding issue, in consultation with the police chief, fire chief and the DPW superintendent, make recommendations to the municipal council for the placement of permanent speed cushions or speed tables. However, we first need a permanent speed cushion/table ordinance. That is the business I am presenting to your Honorable Body. The City Solicitor has reviewed this proposal and has agreed it is ready for submission.

10-4.18 Permanent Speed Humps/Speed Cushions

- a. Definition:
 - a. Speed Hump/Cushions are Traffic Calming measures involving the profile and surface of the street and are specifically appropriate for minor collectors and local roads.
 - b. Hump/Cushions and elevated segments of streets are intended to let vehicles operating at intended speed (15 MPH) to pass upon them with little or no discomfort to the driver or vehicles and are an effective measure for controlling speeds.
- b. Conditions:
 - Speed humps/cushions are restricted to residential secondary streets that have been identified as popular alternate or cut through routes to avoid traffic delays and that posted speed limits are 30 MPH, or less;
 - Speed humps/cushions may never be installed on primary or through roadways;

- Speed humps/cushions must be installed using the accepted proper signage in advance of the location;
- Speed limit shall be posted at 15 MPH crossing speed.

c. Placement:

- a. The placement of speed hump/cushions will be determined and recommended by the mayor by first making a recommendation to the Municipal Council, which will then refer the matter to the Traffic Study Commission.

Upon study and a recommendation from the Traffic Study Commission, the Municipal Council will refer the matter to a committee for consideration.

- b. Residents on the specific residential secondary streets will be notified in writing one week prior to the implementation of this measure by the mayor's office.
- d. Effective Date: This ordinance shall become effective immediately upon satisfaction of the requirements of M. G. L. c. 90, s 18. (9/10/16/18)

2. To differentiate between the positions of an executive city solicitor and a legislative city solicitor by amending section 2-3 of the Revised Ordinances of the City of Attleboro. (New Business—Ms. Holmes and Mr. Kobus) (10/16/18)

3. To amend section 11-14 under Chapter 11, "Offenses" of the Revised Ordinances of the City of Attleboro as it pertains to Hunting and Firearms. (New Business--Ms. Dolan and Mr. Kobus) (10/16/18)

New Business:

To differentiate between the positions of an executive city solicitor and a legislative city solicitor by amending section 2-3 of the Revised Ordinances of the City of Attleboro. (Ms. Holmes and Mr. Kobus 10/16/18)

New Business:

To amend section 11-14 under Chapter 11, Offenses of the Revised Ordinances of the City of Attleboro as it pertains to Hunting and Firearms and replace. (Ms. Dolan and Mr. Kobus 10/16/18)