

REGULAR MEETING
TUESDAY: March 1, 2016 at 7:00 P.M.
DOCKET

APPROVAL OF THE RECORDS OF NOVEMBER 3, 2015; NOVEMBER 4, 2015; NOVEMBER 10, 2015 AND NOVEMBER 17, 2015; DECEMBER 1, 2015; DECEMBER 15, 2015; AND DECEMBER 22, 2015; JANUARY 5, 2016 AND JANUARY 19, 2016; FEBRUARY 2, 2016 AND FEBRUARY 16, 2016. EXECUTIVE SESSION MINUTES OF SEPTEMBER 6, 2011 AND SEPTEMBER 27, 2011; JANUARY 17, 2012; FEBRUARY 7, 2012; APRIL 10, 2012; MAY 1, 2012; APRIL 16, 2013; AUGUST 20, 2013; DECEMBER 17, 2013; NOVEMBER 17, 2015; AND DECEMBER 15, 2015.

PUBLIC HEARING relative to amending Sections 2-11.1, 2-11.2, 2-11.3 (2), 2-16.1, 9-2, 9-43, 16-15.6, 16-18.6, and 16-18.7 of the Revised Ordinances of the City of Attleboro as follows:

1. The Acquisition and Disposition of Real Property

Delete in its entirety and replace with the following:

2-11.1 Acquisition of Real Property (Amended 1/21/03)

Prior to acquiring real property or an interest therein by purchase or rental at a cost exceeding *thirty-five thousand (\$35,000) dollars*, the city shall solicit written proposals by advertisement in the manner provided for in Section 2-11.3.

The Mayor's designee, with the advice and assistance of the appropriate department head and other City officials, will prepare the request for proposals. The request for proposals shall contain a description of the property needed by the City, shall indicate how the proposals will be evaluated, and shall set forth the submission requirements and the contract terms and conditions.

Delete in its entirety and replace with the following:

2-11.2 Disposition of Real Property (Amended 1/21/03)

Real property owned by the City shall not be disposed of by sale or rental until it has been declared available for disposition by the Mayor and the Municipal Council. The initial declaration shall be made in writing from the Mayor to the Municipal Council and shall suggest restrictions, if any, to be placed on the subsequent use of the property. Prior to the making of such determination, the Mayor shall determine if any department of the City has an interest in the property. The Mayor's designee shall maintain an inventory of City-owned property.

Upon receipt of the Mayor's request that any parcel of real estate be declared available for disposal, and before the City solicits proposals for the acquisition of said real estate, the Municipal Council shall hold a public hearing on such request. Notice of the time and place of the public hearing shall be published at least seven (7) days prior to the hearing date. The Municipal Council shall thereafter make a determination as to whether the subject real estate shall be declared available for disposition and shall specify the restrictions, if any, to be placed on the subsequent use of the property, and any other applicable conditions.

Prior to the disposal of any real property, the City shall determine its value through procedures customarily accepted by the appraising profession as valid. The assessed value of the property may be used if it is current. If the value of the property to be disposed of exceeds *thirty-five thousand (\$35,000) dollars*, the City shall solicit written proposals for the purchase or rental of the property by advertisement in the manner provided for in Section 2-11.3. The Mayor's designee shall prepare the request for proposals.

Delete in its entirety and replace with the following:

2-11-3 Advertising for Proposals

The City shall place an advertisement in a newspaper having general circulation in the City inviting the submission of proposals for the acquisition or disposition of real property, as the case may be. The advertisement shall be published at least once a week for two consecutive weeks. The last publication shall occur at least eight days preceding the day for the opening of proposals. The advertisement shall specify the geographical area, terms and requirements of the proposed transaction, and the time and place for the submission of proposals. In the case of the acquisition or disposition of more than twenty-five hundred square feet of real property, the City shall also cause such advertisement to be published, at least thirty days before the opening of proposals, in the central register published by the State Secretary pursuant to Section 20A of Chapter 9 of the General Laws.

The City may shorten or waive the advertising requirement if:

- 1) The City determines that an emergency exists and the time required to comply with the requirements would endanger the health or safety of the people or their property; provided, however, it shall state the reasons for declaring the emergency in the central register at the earliest opportunity; or
- 2) In the case of a proposed acquisition, the City determines in writing that advertising will not benefit the City's interest because of the unique qualities or location of the property needed. The determination shall specify the manner in which the property proposed for acquisition satisfied the unique requirements. The City shall publish such determination and the reasons therefore, along with the names of the parties having a beneficial interest in the property pursuant to *Section 38 of Chapter 7C* of the General Laws, the location and size of the property, and the proposed purchase price or rental terms, in the central register not less than thirty days before the City executes a binding agreement to acquire the property.

2. Designer Selection Procedure

Delete in its entirety and replace with the following:

2-16.1 A Procedure for the selection of designers for building construction, reconstruction, alteration, remodeling or repair projects the estimated cost of which exceeds ten thousand dollars shall be established in

accordance with the provisions of General Laws, *Chapter 7C, Sections 44-57*. No such procedure or amendment to such procedure shall be effective until it is approved by the Municipal Council, following a proper advertised public hearing. Such procedure shall not apply to the selection of designers for Public Works projects bid under General Laws Chapter 30, Section 39M.

3. License and Permit Fees

Amend the list of fees in Section 9-2 of the City Ordinances by deleting the “Firearm Identification Card”, “Firearms, License to Carry or Possess”; and “Firearms, Permit to Purchase”.

4. Dog License Late Fees

Amend Section 9-43 of the City Ordinances by deleting the last sentence that states, “All late fees collected under this provision shall be reserved for the Animal Shelter Building Fund, subject to further appropriation.”

5. Building Sewers and Connections

Delete in its entirety and replace with the following:

16-15.6 Building Sewers and Connections (amended 10/16/07)

m. *Whoever* is found installing or repairing a sewer connection or extension before applying and obtaining a signed proper permit ***shall be punished by a fine of not more than fifty dollars for the first offense and one hundred dollars for any subsequent offense***. Until said amount is paid in full, said *person* will not be allowed to apply for any additional water or sewer permits in the City of Attleboro. All permits issued herein shall be physically present at the job site. If *any person* is found to be installing or repairing a sewer connection or extension without a permit at the job site, a fifty (\$50.00) dollar fine will be assessed to said *person*.

6. Sewer Use Rates

Delete in its entirety and replace with the following:

16-18.6 An Industrial User which is required as a condition of its Industrial Waste Permit to pre-treat its sewage shall pay a surcharge at the rate of ninety (.90) cents per 100 cubic feet. The surcharge shall be in addition to the charge established in Section 16-18.1 above. Billing and payment of the surcharge shall be in accordance with Section 16-18.4. The money received from said surcharge shall be applied to the payment of costs associated with the administration of the pre-treatment program requirements by the City, including purchasing and maintenance of equipment and utilization of contract services where deemed necessary by the Superintendent .

Delete in its entirety and replace with the following:

16-18.7 An Industrial User shall pay the cost for quarterly, semi-annual or more frequent sampling as deemed necessary by the Superintendent. Such sampling may be a condition of an Industrial Waste Permit or may be ordered by the Superintendent to prevent harmful effects upon the Treatment Works or the environment.

ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS

James J. DiLisio, Chairperson

1. The Mayor respectfully submits a communication from City Solicitor Robert Mangiaratti regarding the following “housekeeping” measures to update the City Ordinances. Therefore, the Mayor hereby requests Your Honorable Body vote on the following amendments:

1. The Acquisition and Disposition of Real Property

As currently written, the Sections 2-11.1 and 2-11.2 are inconsistent with the Uniform Procurement Act, M.G.L. c. 30B; and Section 2-11.3 (2) makes reference to a state statute which has been replaced.

Delete in its entirety and replace with the following:

2-11.1 Acquisition of Real Property (Amended 1/21/03)

Prior to acquiring real property or an interest therein by purchase or rental at a cost exceeding *thirty-five thousand (\$35,000) dollars*, the city shall solicit written proposals by advertisement in the manner provided for in Section 2-11.3.

The Mayor's designee, with the advice and assistance of the appropriate department head and other City officials, will prepare the request for proposals. The request for proposals shall contain a description of the property needed by the City, shall indicate how the proposals will be evaluated, and shall set forth the submission requirements and the contract terms and conditions.

2-11.2 Disposition of Real Property (Amended 1/21/03)

Real property owned by the City shall not be disposed of by sale or rental until it has been declared available for disposition by the Mayor and the Municipal Council. The initial declaration shall be made in writing from the Mayor to the Municipal Council and shall suggest restrictions, if any, to be placed on the subsequent use of the property. Prior to the making of such determination, the Mayor shall determine if any department of the City has an interest in the property. The Mayor's designee shall maintain an inventory of City-owned property.

Upon receipt of the Mayor's request that any parcel of real estate be declared available for disposal, and before the City solicits proposals for the acquisition of said real estate, the Municipal Council shall hold a public hearing on such request. Notice of the time and place of the public hearing shall be published at least seven (7) days prior to the hearing date. The Municipal Council shall thereafter make a determination as to whether the subject real estate shall be declared available for disposition and shall specify the restrictions, if any, to be placed on the subsequent use of the property, and any other applicable conditions.

Prior to the disposal of any real property, the City shall determine its value through procedures customarily accepted by the appraising profession as valid. The assessed value of the property may be used if it is current. If the value of the property to be disposed of exceeds *thirty-five thousand (\$35,000) dollars*, the City shall solicit written proposals for the purchase or rental of the property by advertisement in the manner provided for in Section 2-11.3. The Mayor's designee shall prepare the request for proposals.

2-11-3 Advertising for Proposals

The City shall place an advertisement in a newspaper having general circulation in the City inviting the submission of proposals for the acquisition or disposition of real property, as the case may be. The advertisement shall be published at least once a week for two consecutive weeks. The last publication shall occur at least eight days preceding the day for the opening of proposals. The advertisement shall specify the geographical area, terms and requirements of the proposed transaction, and the time and place for the submission of proposals. In the case of the acquisition or disposition of more than twenty-five hundred square feet of real property, the City shall also cause such advertisement to be published, at least thirty days before the opening of proposals, in the central register published by the State Secretary pursuant to Section 20A of Chapter 9 of the General Laws.

The City may shorten or waive the advertising requirement if:

- 1) The City determines that an emergency exists and the time required to comply with the requirements would endanger the health or safety of the people or their property; provided, however, it shall state the reasons for declaring the emergency in the central register at the earliest opportunity; or
- 2) In the case of a proposed acquisition, the City determines in writing that advertising will not benefit the City's interest because of the unique qualities or location of the property needed. The determination shall specify the manner in which the property proposed for acquisition satisfied the unique requirements. The City shall publish such determination and the reasons therefore, along with the names of the parties having a beneficial interest in the property pursuant to *Section 38 of Chapter 7C* of the General Laws, the location and size of the property, and the proposed purchase price or rental terms, in the central register not less than thirty days before the City executes a binding agreement to acquire the property.

2. Designer Selection Procedure

As currently written Section 2-16.1 makes reference to a state statute which has been repealed.

Delete in its entirety and replace with the following:

2-16.1 A Procedure for the selection of designers for building construction, reconstruction, alteration, remodeling or repair projects the estimated cost of which exceeds ten thousand dollars shall be established in accordance with the provisions of General Laws, *Chapter 7C, Sections 44-57*. No such procedure or amendment to such procedure shall be effective until it is approved by the Municipal Council, following a proper advertised public hearing. Such procedure shall not apply to the selection of designers for Public Works projects bid under General Laws Chapter 30, Section 39M.

3. License and Permit Fees

The fee schedule in Section 9-2 of the City Ordinances contains fees for gun licensing which are inconsistent with state law. Because the fees for gun licenses are controlled by state law (M.G.L. c. 140 §§ 129B and 131), the following amendment is needed:

Amend the list of fees in Section 9-2 of the City Ordinances by deleting the “Firearm Identification Card”, “Firearms, License to Carry or Possess”; and “Firearms, Permit to Purchase”.

4. Dog License Late Fees

Section 9-43 states the late fees collected for dog licenses shall be reserved for the Animal Shelter Building Fund. Because the Animal Shelter has now been completed, the following amendment is needed:

Amend Section 9-43 of the City Ordinances by deleting the last sentence that states, “All late fees collected under this provision shall be reserved for the Animal Shelter Building Fund, subject to further appropriation.”

5. Building Sewers and Connections

As currently written, the Section 16-15.6 m is inconsistent with M.G.L. c. 83, s. 8.

Delete in its entirety and replace with the following:

16-15.6 Building Sewers and Connections (amended 10/16/07)

m. *Whoever* is found installing or repairing a sewer connection or extension before applying and obtaining a signed proper permit *shall be punished by a fine of not more than fifty dollars for the first offense and one hundred dollars for any subsequent offense.* Until said amount is paid in full, said *person* will not be allowed to apply for any additional water or sewer permits in the City of Attleboro. All permits issued herein shall be physically present at the job site. If *any person* is found to be installing or repairing a sewer connection or extension without a permit at the job site, a fifty (\$50.00) dollar fine will be assessed to said *person*.

6. Sewer Use Rates

The revised text deletes reference to water usage as a means to measure pre-treated sewage. Currently the actual amounts of such discharges are determined by metering of the sewage being discharged by from an Industrial User. This amendment also specifies how such surcharges are to be used making the old Section 16-18.7 unnecessary.

Delete in its entirety and replace with the following:

16-18.6 An Industrial User which is required as a condition of its Industrial Waste Permit to pre-treat its sewage shall pay a surcharge at the rate of ninety (.90) cents per 100 cubic feet. The surcharge shall be in addition to the charge established in Section 16-18.1 above. Billing and payment of the surcharge shall be in accordance with Section 16-18.4. The money received from said surcharge shall be applied to the payment of costs associated with the administration of the pre-treatment program requirements by the City, including purchasing and maintenance of equipment and utilization of contract services where deemed necessary by the Superintendent.

Delete in its entirety and replace with the following:

The revised text is a statement of what has been actual, past practice. The City requires Industrial Users to pay for the cost of outside analysis of sewage samples.

16-18.7 An Industrial User shall pay the cost for quarterly, semi-annual or more frequent sampling as deemed necessary by the Superintendent. Such sampling may be a condition of an Industrial Waste Permit or may be ordered by the Superintendent to prevent harmful effects upon the Treatment Works or the environment.

Furthermore, the Mayor hereby requests Your Honorable Body to hold a Public Hearing at the appropriate time on the above ordinance changes.

2. The Mayor respectfully submits a communication from Zoo Director Jean Benchimol regarding the need to amend the current fee structure and ordinance in order to carry out functions of the Capron Park Zoo. The proposed changes are necessary to allow the Zoo Director to continue providing a first rate facility for Attleboro residents and visitors. Even with the modest proposed increases, Capron Park Zoo will continue to be the least expensive zoo facility in Southern New England. This increase will allow the Zoo Director access to increased funds for continued exhibit improvement, animal acquisition, and facility maintenance. All non-salary operational expenses for the zoo are now paid from this fund with no burden to the City's finances.

Therefore, the Mayor hereby requests Your Honorable Body to vote on the following ordinance change relating to the Capron Park Zoo:

Delete in its entirety and replace with the following:

Section 12-3.7 Capron Park Zoo Admission Fees and Policies Amended 6/24/10

Section 12-3.7 Capron Park Zoo Admission Fees and Policies:

	RESIDENTS	NON-RESIDENTS
Children (under age 3)	FREE	FREE
Youths (age 3 – 12)	\$6.50	\$7.50
Adults (age 13 and over)	\$7.50	\$9.00
Senior Citizens (age 65 and over)	\$5.75	\$6.75
Military	\$4.75	\$4.75

Group Rates for five or more individuals of non-profit organizations only are:

	RESIDENTS	NON-RESIDENTS
Children (under age 3)	FREE	FREE
Youths (age 3 – 12)	\$6.00	\$7.00
Adults (age 13 and over)	\$7.00	\$8.50

ANNUAL MEMBERSHIPS

Household Membership - \$70.00 – Includes two (2) adults over the age of eighteen (18) and up to four (4) children under the age of eighteen (18)

Senior Citizen Membership – ***\$60.00*** - Includes two (2) senior citizens (age 65 and over) and up to four (4) grandchildren under the age of eighteen (18).

Individual Membership – ***\$40.00*** - Includes one (1) individual over the age of eighteen (18).

Household Plus Membership – ***\$80.00*** - Includes two (2) adults over the age of eighteen (18) and up to four (4) children under the age of eighteen (18) plus one (1) caregiver.

An adult must accompany all children under the age of 13 years. School age persons may not enter the zoo during school hours unless accompanied by a chaperone.

Disabled people, whom are assisted by a working dog, must be accompanied by a staff member when visiting the zoo.

The Superintendent of Parks and the Zoo Director shall have the authority to waive the admission fee during inclement weather.

The admission fee or pass shall cover the entire day. Persons will be permitted to leave and re-enter the zoo on the same day without having to pay an additional fee. ***This is during regular zoo hours only.***

The Superintendent of Parks & Forestry and the Zoo Director shall be responsible for implementing the provisions of this ordinance and for the safekeeping and accounting of the monies collected. All monies collected from admission fees shall be deposited in a revolving fund in accordance with the provisions of MA General Laws, Chapter 44, Section 52 1/2E. All persons involved in the handling of such monies shall give bond to the City of Attleboro in the amount determined by the City Treasurer.

Friends of Capron Park Zoo who are active in the organization do not pay entrance into the zoo. All other programs offered by the zoo are at normal cost.

Residents with a financial need may obtain free passes to the zoo through various agencies or by contacting the zoo office. Information regarding the availability of free passes will be posted at the zoo.

This ordinance shall become effective immediately upon passage.

Furthermore, the Mayor hereby requests Your Honorable Body to hold a Public Hearing at the appropriate time on the above ordinance changes.

ZONING & LAND USE
Julie A. Hall, Chairperson

1. The Mayor respectfully submits a Grant of Easement from Verizon New England, Inc. and Massachusetts Electric Company that has been approved as to form by City Solicitor Robert Mangiaratti. This easement is needed to provide telephone and electric services to the newly built Department of Public Works – Highway Division facility at 101 Lamb Street. Therefore, I respectfully request that Your Honorable Body accept this Grant of Easement. This easement requires a majority vote. Please note that this is needed as soon as possible.

CAPITALIMPROVEMENTS & CITY DEVELOPMENT
Richard J. Conti, Chairperson

1. The Mayor respectfully submits a communication from Planning and Development Director Gary Ayrassian and hereby requests Your Honorable Body to hold a public hearing on April 5, 2016 relative to the Administration’s proposed Program Year 2016 Community Development Block Grant Entitlement Budget for the CDBG entitlement year July 1, 2016 through June 30, 2017, the proposed Program Year 2016 Annual Action Plan, and to request that the Mayor, on behalf of the City of Attleboro, be authorized to submit to the Department of Housing and Urban Development the proposed CDBG budget and proposed activities to be undertaken during the upcoming CDBG entitlement year. Upon approval, Mr. Ayrassian will submit the Community Development Block Grant budget to the U. S. Department of Housing & Urban Development on or before May 15, 2016.
2. The Mayor respectfully submits to Your Honorable Body the City’s Capital Improvement Program for FY2017–2021. He looks forward to working with the Municipal Council in the coming weeks to review the data as submitted. Furthermore, the Mayor hereby requests Your Honorable Body to hold a Public Hearing at the appropriate time.

TRANSPORTATION & TRAFFIC
Heather J. Porreca, Chairperson

1. The Mayor respectfully submits a communication from Superintendent of Public Works Lance Hill regarding a request from a constituent to install a stop sign at Edgewood Avenue and Magnolia Street that is not included in City Ordinance Section 10-4.11, Isolated Stop Signs and 10-4.12, Multi-Way Stop Signs. Therefore, the Mayor hereby requests Your Honorable Body refer this issue to the City’s Traffic Study Commission for review and recommendation.
2. Refer the following matter to the appropriate Committee for study and recommendation:

That Section 10-4.11 Isolated Stop Signs of the Revised Ordinances of the City of Attleboro is hereby amended by inserting the following in alphabetical order:

Northwest drivers on Baker Street at Camp Street.
(NB- Ms. Heagney 02/16/16)

CITY PROPERTY & CLAIMS
Sara Lynn Reynolds, Chairperson

1. The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding a surplus item that the Fire Department would like to declare surplus and hereby respectfully requests Your Honorable Body to declare the following as surplus for trade-in or resale value and available for disposition:

<u>YEAR</u>	<u>MAKE/MODEL</u>	<u>VIN #</u>	<u>MILES</u>	<u>CONDITION</u>
1984	GMC Brush Truck	1GDM7D2EXEV523187	12,000	Good

2. The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding a surplus item that the Fire Department would like to declare surplus and hereby respectfully requests Your Honorable Body to declare the following as surplus and available for disposition:

<u>DESCRIPTION</u>	<u>VIN #</u>	<u>CONDITION</u>
1991 Pierce Ladder Truck	4P1CA01G7MA000171	Poor

3. The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding surplus items that the Water Department would like to declare surplus and hereby respectfully requests Your Honorable Body to declare the following as surplus and available for disposition:

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>CONDITION</u>
200	Water Meters	Used
20	Hydrants (and associated parts & piping)	Damaged
1	Plow frame and pump, Fisher brand	Poor
1	HP Printer, Model CP1518ni, S/N – CNCC9530G5	Poor

PERSONNEL & HUMAN SERVICES
Mark J. Cooper, Chairperson

1. The Mayor respectfully submits for confirmation by Your Honorable Body the following reappointments to positions and for terms as indicated:

<u>Name</u>	<u>Appointment</u>	<u>Term</u>	<u>Expires</u>
Bertha Young	Conservation Commission	3 Years	February 2019
Melissa Riley	Conservation Commission	3 Years	February 2019
Terrance McCrosson	Constable	1 Year	February 2017
Tony Viveiros	Constable	1 Year	February 2017
Walter Chicoine	Constable	1 Year	February 2017
Marion Aspinall	Council on Aging	4 Years	February 2020
Lynda Thomas-LeGay	Council on Human Rights	3 Years	February 2019

John Carty	Library Trustees	3 Years	February 2019
Katherine Kristenson	Library Trustees	3 Years	February 2019
Diane Mangiaratti	Library Trustees	3 Years	February 2019
Victor Bonneville	Library Trustees	3 Years	February 2019
Shawn Moran	Municipal Building Commission	3 Years	February 2019
Hans Schaefer	Park Commission	5 Years	February 2021
Paul Danesi	Personnel Board	3 Years	February 2019
Anne Duffy	Personnel Board	3 Years	February 2019
Jason Gittle	Planning Board	5 Years	February 2021
May Gowen	Police Commissioner	3 Years	February 2019
Bruce Ziegler	Recreation Commissioner	3 Years	February 2019
Dee Larkin	Recreation Commissioner	3 Years	February 2019
Richard Correia, Sr.	Redevelopment Authority	5 Years	February 2021
Richard Oliver	Solid Waste Advisory Committee	3 Years	February 2019
Joseph Caponigro	Traffic Study Commission	3 Years	February 2019
Walter Rarus	Traffic Study Commission	3 Years	February 2019
Charles Oliver	Trust Fund Commissioner	3 Years	February 2019
Phil Audette	Veterans Graves Officer	1 Year	February 2017
Keith Hutchings	Zoning Board of Appeals	3 Years	February 2019
Sandra Varrier	Zoning Board of Appeals (Assoc)	2 Years	February 2018

The Mayor (also) respectfully submits for confirmation by Your Honorable Body the following reappointments to positions and for terms as indicated:

Name	Appointment	Term	Expires
Stanley Nacewicz	Chief Assessor	3 Years	February 2019
Madeleine McNielly	Council on Aging Director	3 Years	February 2019
Randal Vincent	Alternate Inspector of Wiring	1 Year	February 2017
Steven Nunes	Assistant Inspector of Gas Piping and Gas Appliances	3 Years	February 2019
Laban O'Brien	Assistant Inspector of Wiring	1 Year	February 2017
Robert Mangiaratti	City Solicitor	1 Year	February 2017
Dorothy Brissette	Community Development Director	2 Years	February 2018
Ken Badertscher	Director of Veterans Services	1 Year	February 2017
	Veterans Agent/Veterans Burial Agent		
Scott Lachance	Forest Warden	1 Year	February 2017
Christopher Quinn	Health Officer	1 Year	February 2017
Kyle Heagney	Lockup Keeper	1 Year	February 2017
Douglas Semple	Mechanical Inspector	3 Years	February 2019
Catherine Rego	Parking Administrator	1 Year	February 2017

2. The Mayor respectfully submits a communication from Director of Veterans' Services Ken Badertscher regarding the need for additional funding for Veteran's Aid. A major function of the Veterans' Services Department in the City of Attleboro is the administrations of Veteran's Benefits under M.G.L. ch. 115. Certified expenditures made by the City under this statute are reimbursed by the Commonwealth at the rate of 75%. The need for additional funding is the direct result of the Department receiving an unforeseeable increase of new applications for financial aid at an average of six (6) per month since the

beginning of the fiscal year. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$165,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 15431000-577010 (Veterans' Benefits – Veterans' Aid). The funding for this request should be approved as soon as possible as the balance in this account is insufficient to continue operations through June 20, 2016.

3. Confirm the appointments of Mayor Kevin J. Dumas and Council President Frank Cook as representatives of the City on the Sturdy Memorial Hospital Board of Managers subject to the confirmation of the Mayor. Terms to expire December 2017. (NB- Mr. Cooper)
4. Re-elect Deborah Gould, 386 South Washington Street, North Attleboro, MA, to the position of City Auditor. Term to expire February 2018. (NB- Mr. Cooper)
5. Re-elect Kenneth Owens, 14 Perrin Street, to the position of Administrative Assistant of the Municipal Council. Term to expire February 2018.
6. Letter from Bruce S. Auerbach, MD, President and CEO of Sturdy Memorial Hospital, respectfully requesting that the Municipal Council reappoint Mayor Kevin Dumas and Council President Frank Cook to the Board of Directors of Sturdy Memorial Foundation and Board of Managers of Sturdy Memorial Hospital.
7. Two (2) letters from Paul Michaud, Joanne Troiano, Donald Allard, and "Margaret" to President Cook, dated February 8th and 11th, 2016 regarding the Anti-bullying Ordinance.

PUBLIC WORKS

Kate M. Jackson, Chairperson

1. The Mayor respectfully submits a communication from Acting Water Superintendent Paul Kennedy regarding the need for funds to continue with the Water Department's ongoing Water Meter Replacement Program for Fiscal Year 2016. These funds will be used to purchase approximately eleven hundred (1100) water meters, fifty (50) straight meter connections, fifty (50) bent meter connections and two thousand two hundred (2200) washers. Once the meters have been installed it will be determined how many meters were used at homes that are connected to sewer and the Wastewater Enterprise Fund will reimburse the Water Enterprise Fund for fifty percent (50%) of the cost for those meters and miscellaneous items. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$232,050.50 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-553150 (Water Enterprise Fund – Water Meters).
2. The Mayor respectfully submits a communication from Acting Water Superintendent Paul Kennedy regarding the need to a pay previous year bill to reimburse an employee for his Hoisting License renewal. Therefore, the Mayor hereby requests Your Honorable Body transfer \$60.00 from Account 6100-515050 (Water Enterprise Fund – Special Licenses) to Account 6100-578020 (Water Enterprise Fund – Bills from Previous Year).
3. The Mayor respectfully submits a communication from Acting Water Superintendent Paul Kennedy regarding the need for funding for the needed 3-phase power that will be provided by National Grid and is needed for the proposed temporary and permanent water interconnection with the Pawtucket Water Supply Board. The first step in moving forward with the interconnection would be to install a 3-phase

electrical service to power two pumps which would be required to overcome the pressure in Attleboro's water distribution system. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$7,547.66 from Account 6100-35900 (Water Enterprise Fund – Retained Earnings) to Fund 3320 – PWSB Connection.

4. The Mayor respectfully submits a communication from Acting Superintendent of Water Paul Kennedy regarding the need for funding the newly assigned account number for the Pawtucket Water Supply Board Agreement. It will be necessary to fund this account for the expenses associated with the purchase of water from Pawtucket and for the connection fee. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$15,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-561100 (Water Enterprise Fund – PWSB Intergov).
5. The Mayor respectfully submits a communication from Superintendent of Wastewater Paul Kennedy regarding funding to rehabilitate the above ground 2000 gallon diesel tank located at the Wastewater Treatment Plant sludge landfill. The cost to replace a diesel system such as this would be over \$50,000.00; however the existing system can be rehabilitated and will service the City of several years to come. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$8,000.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-530101 (Wastewater Enterprise Fund – Professional Services).

Additionally, the Mayor respectfully submits a communication from Superintendent of Wastewater Paul Kennedy regarding funding to purchase a Godwin Diesel Dri-Prime Emergency By-Pass Pump. The proposed pump remains above ground and has the Dri-Prime feature allowing for more versatility and ease of operation when by-passing from one manhole to another. It is also capable of by-passing all City sewer mains including the City's 42-inch sewer interceptor. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$48,000.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-584072 (Wastewater – Pumps/Motors).

Lastly, the Mayor respectfully submits a communication from Superintendent of Wastewater Paul Kennedy regarding funding to perform various upgrades, adjustments, network audit examining and recommendations for improvements for the SCADA System. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$22,300.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-530101 (Wastewater Enterprise Fund – Professional Services).

**AGENDA
REGULAR MEETING
TUESDAY: MARCH 1, 2016 at 7:00 P.M.**

APPROVAL OF THE RECORDS OF NOVEMBER 3, 2015; NOVEMBER 4, 2015; NOVEMBER 10, 2015 AND NOVEMBER 17, 2015; DECEMBER 1, 2015; DECEMBER 15, 2015; AND DECEMBER 22, 2015; JANUARY 5, 2016 AND JANUARY 19, 2016; FEBRUARY 2, 2016 AND FEBRUARY 16, 2016. EXECUTIVE SESSION MINUTES OF SEPTEMBER 6, 2011 AND SEPTEMBER 27, 2011; JANUARY 17, 2012; FEBRUARY 7, 2012; APRIL 10, 2012; MAY 1, 2012; APRIL 16, 2013; AUGUST 20, 2013; DECEMBER 17, 2013; NOVEMBER 17, 2015; AND DECEMBER 15, 2015.

PUBLIC HEARING relative to amending Sections 2-11.1, 2-11.2, 2-11.3 (2), 2-16.1, 9-2, 9-43, 16-15.6, 16-18.6, and 16-18.7 of the Revised Ordinances of the City of Attleboro as follows:

1. The Acquisition and Disposition of Real Property

Delete in its entirety and replace with the following:

2-11.1 Acquisition of Real Property (Amended 1/21/03)

Prior to acquiring real property or an interest therein by purchase or rental at a cost exceeding *thirty-five thousand (\$35,000) dollars*, the city shall solicit written proposals by advertisement in the manner provided for in Section 2-11.3.

The Mayor's designee, with the advice and assistance of the appropriate department head and other City officials, will prepare the request for proposals. The request for proposals shall contain a description of the property needed by the City, shall indicate how the proposals will be evaluated, and shall set forth the submission requirements and the contract terms and conditions.

Delete in its entirety and replace with the following:

2-11.2 Disposition of Real Property (Amended 1/21/03)

Real property owned by the City shall not be disposed of by sale or rental until it has been declared available for disposition by the Mayor and the Municipal Council. The initial declaration shall be made in writing from the Mayor to the Municipal Council and shall suggest restrictions, if any, to be placed on the subsequent use of the property. Prior to the making of such determination, the Mayor shall determine if any department of the City has an interest in the property. The Mayor's designee shall maintain an inventory of City-owned property.

Upon receipt of the Mayor's request that any parcel of real estate be declared available for disposal, and before the City solicits proposals for the acquisition of said real estate, the Municipal Council shall hold a public hearing on such request. Notice of the time and place of the public hearing shall be published at least seven (7) days prior to the hearing date. The Municipal Council shall thereafter make a determination as to whether the subject real estate shall be declared available for disposition and shall specify the restrictions, if any, to be placed on the subsequent use of the property, and any other applicable conditions.

Prior to the disposal of any real property, the City shall determine its value through procedures customarily accepted by the appraising profession as valid. The assessed value of the property may be used if it is current. If the value of the property to be disposed of exceeds **thirty-five thousand (\$35,000) dollars**, the City shall solicit written proposals for the purchase or rental of the property by advertisement in the manner provided for in Section 2-11.3. The Mayor's designee shall prepare the request for proposals.

Delete in its entirety and replace with the following:

2-11-3 Advertising for Proposals

The City shall place an advertisement in a newspaper having general circulation in the City inviting the submission of proposals for the acquisition or disposition of real property, as the case may be. The advertisement shall be published at least once a week for two consecutive weeks. The last publication shall occur at least eight days preceding the day for the opening of proposals. The advertisement shall specify the geographical area, terms and requirements of the proposed transaction, and the time and place for the submission of proposals. In the case of the acquisition or disposition of more than twenty-five hundred square feet of real property, the City shall also cause such advertisement to be published, at least thirty days before the opening of proposals, in the central register published by the State Secretary pursuant to Section 20A of Chapter 9 of the General Laws.

The City may shorten or waive the advertising requirement if:

- 1) The City determines that an emergency exists and the time required to comply with the requirements would endanger the health or safety of the people or their property; provided, however, it shall state the reasons for declaring the emergency in the central register at the earliest opportunity; or
- 2) In the case of a proposed acquisition, the City determines in writing that advertising will not benefit the City's interest because of the unique qualities or location of the property needed. The determination shall specify the manner in which the property proposed for acquisition satisfied the unique requirements. The City shall publish such determination and the reasons therefore, along with the names of the parties having a beneficial interest in the property pursuant to **Section 38 of Chapter 7C** of the General Laws, the location and size of the property, and the proposed purchase price or rental terms, in the central register not less than thirty days before the City executes a binding agreement to acquire the property.

2. Designer Selection Procedure

Delete in its entirety and replace with the following:

2-16.1 A Procedure for the selection of designers for building construction, reconstruction, alteration, remodeling or repair projects the estimated cost of which exceeds ten thousand dollars shall be established in accordance with the provisions of General Laws, **Chapter 7C, Sections 44-57**. No such procedure or amendment to such procedure shall be effective until it is approved by the Municipal Council, following a proper advertised public hearing. Such procedure shall not apply to the selection of designers for Public Works projects bid under General Laws Chapter 30, Section 39M.

3. License and Permit Fees

Amend the list of fees in Section 9-2 of the City Ordinances by deleting the "Firearm Identification Card", "Firearms, License to Carry or Possess"; and "Firearms, Permit to Purchase".

4. Dog License Late Fees

Amend Section 9-43 of the City Ordinances by deleting the last sentence that states, "All late fees collected under this provision shall be reserved for the Animal Shelter Building Fund, subject to further appropriation."

5. Building Sewers and Connections

Delete in its entirety and replace with the following:

16-15.6 Building Sewers and Connections (amended 10/16/07)

m. *Whoever* is found installing or repairing a sewer connection or extension before applying and obtaining a signed proper permit **shall be punished by a fine of not more than fifty dollars for the first offense and one hundred dollars for any subsequent offense.** Until said amount is paid in full, said *person* will not be allowed to apply for any additional water or sewer permits in the City of Attleboro. All permits issued herein shall be physically present at the job site. If *any person* is found to be installing or repairing a sewer connection or extension without a permit at the job site, a fifty (\$50.00) dollar fine will be assessed to said *person*.

6. Sewer Use Rates

Delete in its entirety and replace with the following:

16-18.6 An Industrial User which is required as a condition of its Industrial Waste Permit to pre-treat its sewage shall pay a surcharge at the rate of ninety (.90) cents per 100 cubic feet. The surcharge shall be in addition to the charge established in Section 16-18.1 above. Billing and payment of the surcharge shall be in accordance with Section 16-18.4. The money received from said surcharge shall be applied to the payment of costs associated with the administration of the pre-treatment program requirements by the City, including purchasing and maintenance of equipment and utilization of contract services where deemed necessary by the Superintendent .

Delete in its entirety and replace with the following:

16-18.7 An Industrial User shall pay the cost for quarterly, semi-annual or more frequent sampling as deemed necessary by the Superintendent. Such sampling may be a condition of an Industrial Waste Permit or may be ordered by the Superintendent to prevent harmful effects upon the Treatment Works or the environment.

ORDINANCES, ELECTIONS AND LEGISLATIVE MATTERS

- Amend Sections 2-11.1, 2-11.2, 2-11.3 (2), 2-16.1, 9-2, 9-43, 16-15.6, 16-18.6, and 16-18.7 of the Revised Ordinances of the City of Attleboro. **(PH Scheduled- 03/01/2016)**
- Amend the current fee structure and ordinance in order to carry out functions of the Capron Park Zoo. **(PH to be scheduled)**
- Amend Section 15-1.3 (Staff) of the Revised Ordinances of the City of Attleboro by deleting the Section in its entirety and replacing as follows: The Mayor, upon recommendation of the Police Chief and subject to appropriations, may employ no more than one deputy chief, three captains of police, five lieutenants of police, eleven sergeants of police, seventy police patrolmen, and such detention attendants, reserve officers, auxiliary officers, special officers, clerks, dispatchers, and building custodians as the Mayor, subject to the approval of the Municipal Council, may from time to time determine. **(PH held on 2/16/16)**
- For further study and recommendation, and to the full Council for enactment: That the Rules of Procedure of the Municipal Council be amended as follows: Section 6 – Requests for Legal opinions be amended to add “Councilor questions regarding Ethics issues are excluded from these rules, they may consult with the City Solicitor regarding Ethics issues at any time.” (NB-Mr. Conti 1/19/16)
- For further study and recommendation, and to the full Council for enactment: That the Rules of Procedure of the Municipal Council be amended as follows: 1) Section 8 – Rules of Order Section 2-8.2 be amended to read “The City Clerk shall be the Parliamentarian of the Council. The City Clerk shall interpret and instruct the Council under Section 2-8.1 of these Rules. The Presiding Officer shall apply all rules, but the Presiding Officer’s application may be challenged by a Member raising a point of order, upon which the Presiding Officer shall accept the ruling of the City Clerk before continuing any further discussion.” (NB-Mr. Conti 1/19/16)
- Delete existing Section 9-46.2 under Section 9-46 Motor Vehicle Dealers of the Revised Ordinances of the City of Attleboro and insert new Section 9-46.2.
- To investigate the City Ordinances governing Hawkers and Peddlers Licenses and Leafleting Permits with the possibility of banning door to door sales within the City of Attleboro. (New Business—Mr. Denlea and Mr. Cook)
- Communication from John Murray, 17 Jenna Drive, in support of passive use of the Manchester Reservoir (Clifton Street side)
- Communication from Colin Blaney-Young former resident in support of passive use of Manchester Reservoir.
- Communication from Chris Castano, 831 West Street, in support of passive use of Manchester Reservoir.
- Information from Michael J. Crowley, 20 Beagle Club Road, and petition from residents.
- Amend Section 16-20 Restricted Use of Orr's Pond and Manchester Reservoir (Public Hearing October 21, 2014)
- To amend Section 9-11 Hackney Carriage (Taxi) by adding the following language to 9-11.7 (New Business—Mr. Thibodeau)

- Legal Opinion dated August 15, 2014 from Attorney Brandon H. Moss to Jeremy Denlea relative to the proposed amendment to the Hackney Carriage (Taxi) ordinance. (8/19/14)
- That another definition of the requirements for a class #2 Dealer License. (WHOLE SALE ONLY) (NB—Thibodeau & Denlea)

ZONING & LAND USE

- Request to authorize the City to accept a Grant of Easement from Verizon New England, Inc. and Massachusetts Electric Company that has been approved as to form by City Solicitor Robert Mangiaratti. This easement is needed to provide telephone and electric services to the newly built Department of Public Works – Highway Division facility at 101 Lamb Street.
- Rezoning petition relative to 144, 146, 150, 152 and 156 Pleasant street, Assessor's Plat #52, Lots 51, 51A, 52, 53 & 54 to change the current zoning of the property from Single Residence-B to General Business. (**Joint Public Hearing w/ Planning Board held on 2/16/16**)

CAPITAL IMPROVEMENTS & CITY DEVELOPMENT

- The Administration's proposed Program Year 2016 Community Development Block Grant Entitlement Budget for the CDBG entitlement year July 1, 2016 through June 30, 2017, the proposed Program Year 2016 Annual Action Plan, and to request that the Mayor, on behalf of the City of Attleboro, be authorized to submit to the Department of Housing and Urban Development the proposed CDBG budget and proposed activities to be undertaken during the upcoming CDBG entitlement year. (**PH scheduled for 04/05/16**)
- The City's Capital Improvement Program for FY2017–2021. (**PH scheduled for 04/19/16**)

TRANSPORTATION & TRAFFIC

- Request from a constituent to install a stop sign at Edgewood Avenue and Magnolia Street that is not included in City Ordinance Section 10-4.11, Isolated Stop Signs and 10-4.12, Multi-Way Stop Signs. (**Referred to the TSC**)
- For study and recommendation: That Section 10-4.11 Isolated Stop Signs of the Revised Ordinances of the City of Attleboro is hereby amended by inserting the following in alphabetical order: Northwest drivers on Dailey Street at Camp Street. (NB- Ms. Heagney 02/16/16) (**Referred to the TSC**)
- For study and recommendation: That Section 10-4.11 Isolated Stop Signs of the Revised Ordinances of the City of Attleboro is hereby amended by inserting the following in alphabetical order: Southeast drivers on Camp Street at Arnold Street. (NB- Ms. Heagney 02/02/16. Also referred to **Traffic Study Commission**)
- For study and recommendation: To install a "STOP" sign on Colts Way at its intersection with Kennedy Drive. (NB-Mr. Cook) (PH-1/19/16) (Also referred to **Traffic Study Commission**)
- For study and recommendation: Parking on Ellendale Road and referred to **Traffic Study Commission**. (12/15/15 NB-Mr. Cooper)
- For study and recommendation: On street parking limitations on Sandalwood Drive and referred to **Traffic Study Commission**. (New Business-Mr. Cooper 11/17/15) (**PH 2/2/16**)
- To amend Section 10-5.11, Prohibited for Time Limited Parking by adding the following new section (f): No person shall park a vehicle between the hours of 6:00 A.M. though 7:00 A.M. and between the hours of 2:00 P.M. through 3:00 P.M. on any day except Saturday, Sunday and Legal Holidays, during the regular Bishop Feehan School Years, on the following streets or parts thereof; That prohibited for time limited no parking signs be posted on Harvard Street inbound (Easterly) from North Avenue on the South side of Harvard to the end of the street where it meets the Gate on Bishop Feehan Property. (Mr. Thibodeau) (9/1/15) (Public Hearing-9/15/15)
- To conduct a new study of the installation of traffic lights at the intersection of Park Street and Oak Hill Avenue and referred to **Traffic Study Commission**. (New Business—Mr. Thibodeau & Mr. Denlea)
- Application from the Attleboro Municipal Council, for the "Discontinuance Plan of a Portion of Harvard Street" Parcel A (880 Square Feet) being located on Assessor's Plat #90, 6B. (JOINT PUBLIC HEARING JANUARY 20, 2015)
- That the parking options for Beagle Club Road and that restrictions up to and including NO PARKING. (NB: Mr. Cooper)
- To install a "Stop" sign at the intersection of Essex Street and Guisti Drive. (New Business—Ms. Heagney)
- To amend Section 10-4.11, Isolated Stop Signs, or Section 10-4.16, Yield Signs as follows: on Lussier Avenue at the intersection of Mendon Road. (New Business—Mr. Thibodeau)(Public Hearing 6/17/14)
- East side of Scott Street at the end of the current parking restriction be reviewed to add distance. (NB—Mr. Thibodeau)
- That the end of Collins St, curved to intersects with Scott St, reviewed for parking restrictions (NB—Mr. Thibodeau) That "NO THROUGH TRUCKING" sign be posted on May Street. (NB—Mr. Thibodeau and Mr. Cooper)
- That Robert Street - "No thru Trucking Street". (NB—Ms. Heagney)
- Amend Section 10-5.2 Prohibited on Certain Streets delete Section and insert under Section 105.2N Second Street, easterly side, from County Street to Cliff Street.
- Letter from the Morin family, residents of May Street, with concerns relative to May Street.

LICENSES

NO PENDING ITEMS

BUDGET & APPROPRIATIONS

- For study and recommendation: That the City of Attleboro adopt the local option under Massachusetts General Law Part 1, Title IX, Chapter 59 Section 5, Fifty-Fourth, and that the Attleboro minimum value of personal property subject to taxation shall be \$10,000 effective July 1, 2016. (New Business- 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 in the future. (NB—Mr. Kirby and Mr. Conti)
- To investigate/discuss the tax classification regarding the small business exemption. (New Business—Ms. Heagney)
- To establish a procedure for notifying the business community of proposed new ordinances or revisions to existing ordinances that may impact their businesses. (New Business—Mr. Cook and Mr. Bergevine)
- That an ordinance be established requiring that all fees enacted by the city be reviewed on a bi-annual basis.
- Create and implement beginning in FY06, a Debt Policy.

CITY PROPERTY & CLAIMS

- Declare the following Fire Department item as surplus for trade-in or resale value and available for disposition: 1984 GMC Brush Truck.
- Declare the following Fire Department item as surplus and available for disposition: 1991 Pierce Ladder Truck.
- Declare the following Water Department items as surplus and available for disposition: 200 Used Water Meters; 20 Damaged Hydrants (and associated parts & piping); 1 Plow frame and pump, Fisher brand; and 1 HP Printer, Model CP1518ni
- In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, accept the donation of the following items to Attleboro Public Schools: Nikon Black COOLPIX S7000 digital camera with a value of \$186 from an anonymous donor to Thacher Elementary School; Two cases of paper for Thacher Elementary and two cases of paper for Hyman Fine from an anonymous donor; From the Willett PTO: two HP Chromebooks with a value of \$213.81 per Chromebook (\$427.62); two I-Pads to the Kindergarten with a value of \$384 per I-Pad (\$768), four protective cases with a total value of \$89.96, and four screen protectors with a total value of \$51.96; Two I-Pads to the Insights Program (\$384/I-Pad) valued total: \$768 from Northeast Behavioral Services to the Willett Elementary School; One I-Pad; Screen Protector; Protective Cover total value: \$419.48 from an anonymous donor for Kimberly Gattoni's Grade 1 Class at Willett; One HP Chromebook valued at \$213.81 from an anonymous donor for Ashley Champlin's Grade 4 Class at Willett; From Allegra Graphics to the Career and Technical Education Graphics Communication Program at AHS: 54" roll of white vinyl; assorted van son inks; 5 gallon roller wash and other press chemicals; three cases of letterhead boxes; and one 4' x 8' wide format mounting table with total value of \$2,000
- Transfer \$2,000.00 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11241000-524011 (City Wide – Maintenance of Buildings) to replenish the Maintenance of Buildings Account to make additional repairs to City buildings for the remainder of the FY2016.
- Donation of an oil painting of Attleboro City Hall, in accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, with a value of \$500.00 from Ethel Sandbach.
- That the Municipal Council supports a proposal of the Attleboro Police Department to designate an area near Police Station with electronic surveillance for residents to engage in the exchange of goods from Internet transactions of any similar means. (12/15/15 NB- Ms. Porreca)
- To review, discuss and consider reducing the dollar amount in Sections 2-12 and Sections 2-13.
- To investigate relocating the Hebronville Plaque from Dolores Cotnoir Gaudreas. (NB—Ms. Heagney)

PERSONNEL & HUMAN SERVICES

- Appointments of Mayor Kevin J. Dumas and Council President Frank Cook as representatives of the City on the Sturdy Memorial Hospital Board of Managers subject to the confirmation of the Mayor. Terms to expire December 2017.
- Re-elect Deborah Gould, 386 South Washington Street, North Attleboro, MA, to the position of City Auditor. Term to expire February 2018.
- Re-elect Kenneth Owens, 14 Perrin Street, to the position of Administrative Assistant of the Municipal Council. Term to expire February 2018.

- Confirm the following reappointments to positions and for terms as indicated:

<u>Name</u>	<u>Appointment</u>	<u>Term</u>	<u>Expires</u>
Bertha Young	Conservation Commission	3 Years	February 2019
Melissa Riley	Conservation Commission	3 Years	February 2019
Terrance McCrosson	Constable	1 Year	February 2017
Tony Viveiros	Constable	1 Year	February 2017
Walter Chicoine	Constable	1 Year	February 2017
Marion Aspinall	Council on Aging	4 Years	February 2020
Lynda Thomas-LeGay	Council on Human Rights	3 Years	February 2019
John Carty	Library Trustees	3 Years	February 2019
Katherine Kristenson	Library Trustees	3 Years	February 2019
Diane Mangiaratti	Library Trustees	3 Years	February 2019
Victor Bonneville	Library Trustees	3 Years	February 2019
Shawn Moran	Municipal Building Commission	3 Years	February 2019
Hans Schaefer	Park Commission	5 Years	February 2021
Paul Danesi	Personnel Board	3 Years	February 2019
Anne Duffy	Personnel Board	3 Years	February 2019
Jason Gittle	Planning Board	5 Years	February 2021
May Gowen	Police Commissioner	3 Years	February 2019
Bruce Ziegler	Recreation Commissioner	3 Years	February 2019
Dee Larkin	Recreation Commissioner	3 Years	February 2019
Richard Correia, Sr.	Redevelopment Authority	5 Years	February 2021
Richard Oliver	Solid Waste Advisory Committee	3 Years	February 2019
Joseph Caponigro	Traffic Study Commission	3 Years	February 2019
Walter Rarus	Traffic Study Commission	3 Years	February 2019
Charles Oliver	Trust Fund Commissioner	3 Years	February 2019
Phil Audette	Veterans Graves Officer	1 Year	February 2017
Keith Hutchings	Zoning Board of Appeals	3 Years	February 2019
Sandra Varrier	Zoning Board of Appeals (Assoc)	2 Years	February 2018

- Confirm the following reappointments to positions and for terms as indicated:

<u>Name</u>	<u>Appointment</u>	<u>Term</u>	<u>Expires</u>
Stanley Nacewicz	Chief Assessor	3 Years	February 2019
Madeleine McNielly	Council on Aging Director	3 Years	February 2019
Randal Vincent	Alternate Inspector of Wiring	1 Year	February 2017
Steven Nunes	Assistant Inspector of Gas Piping and Gas Appliances	3 Years	February 2019
Laban O'Brien	Assistant Inspector of Wiring	1 Year	February 2017
Robert Mangiaratti	City Solicitor	1 Year	February 2017
Dorothy Brissette	Community Development Director	2 Years	February 2018
Ken Badertscher	Director of Veterans Services	1 Year	February 2017
	Veterans Agent/Veterans Burial Agent		
Scott Lachance	Forest Warden	1 Year	February 2017
Christopher Quinn	Health Officer	1 Year	February 2017
Kyle Heagney	Lockup Keeper	1 Year	February 2017
Douglas Semple	Mechanical Inspector	3 Years	February 2019
Catherine Rego	Parking Administrator	1 Year	February 2017

- Request to appropriate \$165,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 15431000-577010 (Veterans' Benefits – Veterans' Aid) in additional funding for Veteran's Aid.
- Letter from Bruce S. Auerbach, MD, President and CEO of Sturdy Memorial Hospital, respectfully requesting that the Municipal Council reappoint Mayor Kevin Dumas and Council President Frank Cook to the Board of Directors of Sturdy Memorial Foundation and Board of Managers of Sturdy Memorial Hospital.
- Two (2) letters from Paul Michaud, Joanne Troiano, Donald Allard, and "Margaret" to President Cook, dated February 8th and 11th, 2016 regarding the Anti-bullying Ordinance.
- 2 communications to President Cook from Donald Allard, Paul Michaud, Joanne Troiano and Margaret, disabled residents of Gardner Terrace.
- 5 Communications received from Attleboro citizens regarding the status of a proposed ordinance concerning the bullying of elderly and disabled residents (2 dated December 4th, 1 dated December 5th, 1 dated December 7th and 1 dated December 15th).

- Communication from Attleboro citizens regarding the status of a proposed ordinance concerning bullying of elderly and disabled residents.
- That the Council continues to investigate the anti-bullying issue and further discussions with the Council on Human Rights. (New Business—Ms. Heagney) (3/3/15)
- Amend the Personnel Rules and Regulations Article XVIII Reimbursement for Education Courses.
- Amend Section 13-6 Personnel Rules and Regulations to receive compensation to advance their education shall be obligated to reimburse the City if they terminate their employment.

PUBLIC WORKS

- Appropriate \$232,050.50 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-553150 (Water Enterprise Fund – Water Meters) to continue with the Water Department’s ongoing Water Meter Replacement Program for Fiscal Year 2016.
- Transfer \$60.00 from Account 6100-515050 (Water Enterprise Fund – Special Licenses) to Account 6100-578020 (Water Enterprise Fund – Bills from Previous Year) to a pay previous year bill to reimburse an employee for his Hoisting License renewal.
- Appropriate \$7,547.66 from Account 6100-35900 (Water Enterprise Fund – Retained Earnings) to Fund 3320 – PWSB Connection to be used to fund the needed 3-phase power that will be provided by National Grid and is needed for the proposed temporary and permanent water interconnection with the Pawtucket Water Supply Board.
- Appropriate \$15,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-561100 (Water Enterprise Fund – PWSB Intergov) to fund the newly assigned account number for the Pawtucket Water Supply Board Agreement for the expenses associated with the purchase of water from Pawtucket and for the connection fee.
- Appropriate \$8,000.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-530101 (Wastewater Enterprise Fund – Professional Services) to rehabilitate the above ground 2000 gallon diesel tank located at the Wastewater Treatment Plant sludge landfill.
- Appropriate \$48,000.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-584072 (Wastewater – Pumps/Motors) to purchase a Godwin Diesel Dri-Prime Emergency By-Pass Pump.
- Appropriate \$22,300.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-530101 (Wastewater Enterprise Fund – Professional Services) to perform various upgrades, adjustments, network audit examining and recommendations for improvements for the SCADA System.
- That Jones Street and Lee Street be accepted as a City street. (NB-Mr. Denlea and Ms. Jackson 02/02/16)
- To solve drainage problems in and around 86 Dexter Street. (New Business- Mr. Denlea)
- That a street be named in honor of former State Representative Stephen J. Karol. (12/19/00)

PUBLIC SAFETY & EMERGENCY MANAGEMENT

- Communication from Robert Truitt, South Attleboro Assembly of God, 1052 Newport Avenue, South Attleboro, MA relative to the increase in Fire Department inspection fees.
- Brenda Haskell at the Committee of the Whole relative to hunting on private property. (10/7/14)
- Communications from D Spatcher, 959 Pleasant Street, and J Palermo, 857 Pleasant Street, -hunting safety.
- Communication from Linda Chilson, 175 Pike Avenue, relative to hunting safety violations. (2/5/13)

(Disclaimer-This agenda has been prepared in good faith based on topics that the Municipal Council anticipates being discussed at its meeting). Agenda prepared by Ken Owens from the Office of the Municipal Council.