

**AGENDA**  
**COMMITTEE MEETINGS**  
**TUESDAY: MARCH 22, 2016 at 7:00 P.M.**

**ORDINANCES, ELECTIONS AND LEGISLATIVE MATTERS**

- Adopt the following resolution, which has been approved by City Solicitor Robert Mangiaratti: A VOTE OF THE CITY COUNCIL OF THE CITY OF ATTLEBORO AUTHORIZING PARTICIPATION IN THE PLYMOUTH COUNTY OPEB TRUST PROGRAM (PCOT).
- 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 held on 03/15/2016)**
- Amend the current fee structure and ordinance in order to carry out functions of the Capron Park Zoo. **(PH scheduled for 04/05/2016)**
- 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**

- Rezoning Petition from Alviti Realty, Inc. relative to 67 Mechanic Street, Assessor’s Plat 41, Lot 102C to change the current zoning from Industrial to General Residence A. **(Joint Public Hearing w/ Planning Board scheduled for 4/19/16)**
- Updated Rezoning petition dated March 3, 2016 relative to 144, 146, 150, 152 and 156 Pleasant street, Assessor’s Plat #52, Lots 51, 51A, 51B, 52, 53 & 54 to change the current zoning of the property from General Residence-A to General Business. **(Joint Public Hearing w/ Planning Board scheduled for 4/19/16)**
- Letter from Attorney John F.D. Jacobi, III, dated February 17, 2016, requesting that the rezoning petition that was a subject of a public hearing on February 16, 2016, be amended to reflect that the zone currently is General Residence B rather than Single Residence B, and further to include Lot 51B, Assessors Plot 52 in the petition.

## **CAPITAL IMPROVEMENTS & CITY DEVELOPMENT**

- Appropriate \$122,500.00 from Account 6100-359000 (Water Enterprise Fund Retained Earnings) to Account 6100-530145 (Water Enterprise Fund – Distribution Assets Study) to fund an Asset Management Plan for the City’s Water Distribution System, which is outlined in the Water Enterprise Capital Improvements Program. This request of funds will be for the first two (2) phases of a three (3) phase project.
- 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: 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: On street parking limitations on Sandalwood Drive and referred to **Traffic Study Commission**. (New Business-Mr. Cooper 11/17/15) **(PH held on 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**

- Communication from VFW Post 115, 122 Park Street, Attleboro, MA requesting permission to hold the annual Poppy Drive on Saturday, May 14, 2016 with a rain date of Saturday, May 21, 2016.
- Application for a 2016 Renewal Ring a Bell License to sell ice cream on the streets of Attleboro from Alejandro Arteaga, d/b/a Palagis Ice Cream, 55 Bacon Street, Pawtucket, RI.
- Application for a 2016 Renewal Hawkers & Peddlers license from Alejandro Arteaga, d/b/a Palagis Ice Cream, 55 Bacon Street, Pawtucket, RI.
- Application for a New Hawkers & Peddlers license from Richard McLaughlin d/b/a Big Team Ice Cream, 210 Richardson Avenue, Attleboro, MA.
- Application for a New Ring a Bell License to sell ice cream on the streets of Attleboro from Richard McLaughlin d/b/a Big Team Ice Cream, 210 Richardson Avenue, Attleboro, MA.

**BUDGET & APPROPRIATIONS**

- Certificate of Vote from the Planning Board, dated March 8, 2016, voting unanimously in the affirmative (7 Yeas, 0 Nays) to recommend to the Municipal Council that the Loan Order, in the amount of ONE MILLION TWO HUNDRED AND FOUR THOUSAND (\$1,204,000.00), for the purpose of purchasing vehicles and equipment for the Fire Department and Police Department is consistent with *Section VI.(I) Public Safety, Goal 15* and *Section VI.(J) Municipal Facilities, Goal 16* of the City’s **COMPREHENSIVE PLAN**.
- Appropriate \$138,800.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 11411000-591490 (Assessor-Revaluation) to perform a Triennial Revaluation in Fiscal Year 2017 as part of the last portion of the three (3) year contract with Northeast Revaluation Group, LLC, Inc.
- Appropriate \$115,478.23 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to the following accounts: \$25,000.00 to Account 11241000-521020 (City Wide – Lights & Power); \$75,000.00 to Account 11241000-521030 (City Wide – Street Lighting); \$2,850.00 to Account 14201000-521020 (Public Works – Lights & Power); \$3,000.00 to Account 15411000-521020 (Council on Aging – Lights & Power); \$ 6,500.00 to Account 16101000-521020 (Library – Lights & Power); and \$3,128.23 to Account 16301000-521020 (Recreation – Lights & Power) to cover the increased costs associated with the delivery charge on National Grid accounts for 4 departments for the remainder of FY2016.
- Approve the following loan order:  
 ORDERED: That One Million Two Hundred Four Thousand Dollars (\$1,204,000.00) be appropriated for the cost of purchasing and equipping Fire and Police Departmental vehicles/equipment, including costs of preparing, issuing and marketing any bonds or notes in connection therewith; that to meet this appropriation, the Treasurer with the approval of the Mayor, is authorized to borrow One Million Two Hundred Four Thousand Dollars (\$1,204,000.00) under Section 7(9) of Chapter 44 of the General Laws; and that \$30,000.00 of the amount appropriated shall be allocated to the costs of preparing, issuing and marketing of any such borrowing, provided that any portion of such \$30,000.00 not needed for such costs of issue shall be used for project costs. **(PH held on 03/15/16. Referred to Planning Board for Study and Recommendation)**
- 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 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**

- For study and recommendation:  
 That the following items be accepted as a donation to the Office of the Municipal Council from an anonymous donor, in accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro:  
 -1 used HP Officejet 6500A Plus Printer/Copier/Fax Machine with an estimated value of \$150.00 in good working condition  
 -1 New HP 920 XL black inkjet printer cartridge with an estimated value of \$12.00
- Declare the following Collector’s office item as surplus and available for disposition:  

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>CONDITION</u>
1	Cannon IR3570 Copy Machine installed in 2006	Poor
- Transfer \$5,673.72 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11241000-524011 (City Wide – Maintenance of Buildings) to be used to replace the air conditioning unit in the computer/server room located in the basement of City Hall.
- 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- Mrs. 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**

- Transfer \$2,250.00 from Account 1124100-578300 (City Wide – Reserve Fund for Transfer) to Account 16301000-530101 (Recreation – Professional Services) to have services provided by Patriot Goose Patrol through the remainder of FY2016 to help deal with our ongoing geese problem on our athletic fields.
- Appointment of Robert J. Gay, 23 Berndt Drive, Attleboro, to fill an expired term on the Election Commission. Term to expire February 2020.
- Appointment of Marcus Robbins, 20 Ashton Road, Attleboro, to fill an expired term on the Board of Assessors. Term to expire February 2019.
- Appointment of Sheryl Guglielmo, 24 Colleens Way, Attleboro, to fill an unexpired term on the Planning Board. Term to expire February 2020.
- Two (2) letters from Paul Michaud, Joanne Troiano, Donald Allard, and “Margaret” to President Cook, dated February 8<sup>th</sup> and 11<sup>th</sup>, 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 4<sup>th</sup>, 1 dated December 5<sup>th</sup>, 1 dated December 7<sup>th</sup> and 1 dated December 15<sup>th</sup>).
- 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 \$39,752.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to the following accounts: \$31,656.00 to Account 14201000-553010 (Public Works – Street Maintenance) and \$8,096.00 to Account 14201000-530101 (Public Works – Professional Services) to be used to make permanent street repairs to 27 temporary patches due to numerous water breaks in the City throughout the winter and to cover the cost for Police Details that are required to complete the work.
- Appropriate \$63,900.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Fund 3217 – Diffused Air System to be used to cover the Water Department’s resident engineering services and SCADA integration costs.
- 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.*