



ATTLEBORO MUNICIPAL COUNCIL
REGULAR MEETING
TUESDAY: SEPTEMBER 20, 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; JUNE 21, 2016; AND JUNE 23, 2016; JULY 19, 2016 AND JULY 21, 2016; AUGUST 16, 2016 AND AUGUST 18, 2016; SEPTEMBER 6, 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.

LICENSE

Vice President Jeremy Denlea, Chairperson

1. 2016 Renewal Keeping a Stand in a Public Place License Application, dated July 18, 2016, from Carlos M. Silva for Sangria's, 59 Park Street, Attleboro, MA 02703 for 3 (three) tables Monday to Sunday, 12 Noon until 1:00 A.M.

BUDGET & APPROPRIATIONS

Shannon M. Heagney, Chairperson

1. As you are aware, there were reductions made in the FY2017 General Government Budget that unfortunately have caused consequences that need to be addressed. Specifically, the Municipal Council voted to reduce Account 13001000-511110 (Education – Salaries) for Crossing Guards by \$60,866.17. The Mayor is hereby requesting that Your Honorable Body approve a supplemental appropriation in the amount of \$60,866.17 to Account 13001000-511110 (Education – Salaries) for Crossing Guards.

CITY PROPERTY & CLAIMS

Sara Lynn Reynolds, Chairperson

1. The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding surplus items that the Attleboro Public Schools would like to declare surplus and hereby respectfully request Your Honorable Body to declare the following as surplus and available for disposition: (Copies in your packets)

Copiers:

CANON IR 4570

11678187

KFP04194

CANON IR 2870	11487076	SLG11419
CANON IR 2270	11395518	KGJ04891
CANON IR 6570	11678396	SLP12028
CANON IR 3530	11487007	KJG01742
CANON IR 5070	11489250	SXP13733
CANON IR 6050	11397046	NDK18422
CANON IR 3570	11490704	KFV09357
CANON IR 6000	11489231	NSN21203
CANON NP 2015	NONE	CGU01567
MDS ES 1500	MULTI COPY CONTROLLER	COIN OP ATTACHMENT

Graphic Arts:

Itek Graphix 613 Camera
Graphic Arts light table
Graphic Arts work bench
AGFA RPS 2014 Camera
Four - Master Time O Lite M-59
Two – CGR LAB Universal Timer Mode 172
One – Polychrome camera
Four – OMEGA Enlarger B22
One – HP 5100 Laserjet Printer
Two – Dark Room Cylinders
One - XANTE Laser Printer
One – One Buckingham Graphics Dryedge 2014 Film Dryer
One – NUARC 2024 Vacuum Frame
One – AB DICK 30 Duplicator
Four – T-Head for Ryobi Printing Press
One – Baumfolder 714 Friction Fed Folder

Convection Ovens:

Four: Market Forge #186C-2 Convection Ovens

Exercise Equipment:

One Lifestyle Stationary Bicycle
One Cross Bow Curling Machine
One Stationary Abdominal Apparatus
One Treadmill
One Weight Bar Resting Apparatus
One curling bar
Six straight bars with miss/match weights

Playground Equipment:

One Straight Monkey Bar
Two Overlapping Monkey Bars
One Climbing Apparatus with enclosed Slide

2. That the following items be accepted as a donation to the Office of the Municipal Council, in accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro:
 - 2 Mainstays brand Wall Clocks with an estimated value of \$5.00 each in good working condition
 - 4 Energizer AA batteries with an estimated value of \$5.00
(NB- 09/06/16 Mrs. Porreca)

PERSONNEL & HUMAN SERVICES

Mark J. Cooper, Chairperson

1. The Mayor respectfully submits for confirmation by Your Honorable Body the appointment of Scott G. Jones, 65 Oak Hill Avenue, to fill an unexpired term on the Planning Board. Term to expire February 2017.

PUBLIC WORKS

Kate M. Jackson, Chairperson

1. Petition For Grant of Location For New Utility Pole, dated August 22, 2016, from Mobilitie, LLC, 925B Peachtree Street NE, Suite 710, Atlanta Georgia, 30309. The Petitioner proposes to install backhaul transport equipment on a proposed utility pole in the right of way located east of the intersection of PLEASANT STREET & PERRY AVENUE with electricity connection (Lat/Long: 41.951512, -71.271965).
2. The Mayor respectfully submits a communication from Superintendent of Wastewater Paul Kennedy requesting funds for soil removal and disposal at the old wastewater treatment plant. Therefore, the Mayor hereby requests Your Honorable Body transfer \$35,000.00 from Account 6000-578300 (Wastewater Enterprise Fund – Reserve Fund for Transfer) to Account 6000-530101 (Wastewater Enterprise Fund – Professional Services).
3. The Mayor respectfully submits a communication from Acting Superintendent of Water Paul Kennedy requesting funds to pay for an employee’s Grade 4 exam and Grade 4 license reimbursement from FY2016. Therefore, the Mayor hereby requests Your Honorable Body transfer \$214.00 from Account 6100-515050 (Water Enterprise Fund – Special Licenses) to Account 6100-578020 (Water Enterprise Fund – Bills from Previous Years).
4. As you are aware, on August 18, 2016 CV#12, Your Honorable Body approved an appropriation of \$47,865.00 for permanent street repairs with \$40,345.00 going to Account 14201000-553010 (Public Works – Street Maintenance Supplies).

The Mayor respectfully submits a communication from Superintendent Lance Hill requesting a transfer of \$38,936.00 that is needed for contractual services to be provided to the City to complete this work. Therefore, the Mayor hereby requests Your Honorable Body to transfer \$38,936.00 from Account 14201000-553010 (Public Works – Street Maintenance Supplies) to Account 14201000-524001 (Public Works – Maintenance of Streets).



ATTLEBORO MUNICIPAL COUNCIL
REGULAR & COMMITTEE MEETINGS

TUESDAY: SEPTEMBER 20, 2016

AGENDA

6:30 P.M. PUBLIC WORKS COMMITTEE MEETING

7:00 P.M. REGULAR MEETING

APPROVAL OF THE RECORDS OF NOVEMBER 3, 2015; NOVEMBER 4, 2015; NOVEMBER 10, 2015 AND NOVEMBER 17, 2015; DECEMBER 1, 2015; JUNE 21, 2016; AND JUNE 23, 2016; JULY 19, 2016 AND JULY 21, 2016; AUGUST 16, 2016 AND AUGUST 18, 2016; SEPTEMBER 6, 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.

ORDINANCES, ELECTIONS AND LEGISLATIVE MATTERS

- Approve a supplemental appropriation in the amount of \$8,879.42 to Account 11621000-511000 (Elections – Salary) to cover the reduction of force in the Elections Office that was planned for July 1, 2016 that was extended to November 28, 2016.
- To the appropriate Committee for further study and recommendation: That Section 5-1.2 of the Revised Ordinances of the City of Attleboro, Powers and Duties (Amended 4/3/08), be amended by deleting that section in its entirety and replacing it with the following: The Board of Assessors shall assess taxes and estimate the value of property for the purpose of taxation. The Board of Assessors shall have all the powers and duties now or from time to time vested by General Law or Special Act in Board of Assessors. The Chief Assessor under the administrative direction of the Mayor, not to include assessing of property, shall be the administrative head of the Assessors' Department and shall assist the Board of Assessors in estimating the value of real and personal estate and in the performances of such other duties as the Assessors require. (NB: Mr. Cooper- 08/16/16)
- Amendment of Section 9-43 of the Licenses and Permits Ordinance 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."
(PH held & closed on 03/15/16)
- Delete existing Section 9-47.2 under Section 9-47 Motor Vehicle Dealers of the Revised Ordinances of the City of Attleboro and insert new Section 9-47.2. (NB: President Cook & Mr. Thibodeau 12/12/15)
(PH held & closed on 09/06/16)
- 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

- For further review and recommendation: All Building Permits for construction and alterations in the Transit Oriented Development (TOD) include an impact fee of one hundredth of one percent (0.01%) of the building permit stated improvement value to be placed in a Fund for the maintenance and repair of TOD common ground capital improvements. Said Fee and Fund shall meet all Federal and State law requirements and shall benefit the residents of the TOD. (NB: Mr. Conti-08/18/16)
(Also Referred to the Planning & Land Use Department on 09/06/16)

CAPITAL IMPROVEMENTS & CITY DEVELOPMENT

NO ITEMS

TRANSPORTATION & TRAFFIC

- For Study and Recommendation: To add a crosswalk on Rome Boulevard at Green Drive and referred to **Traffic Study Commission**. (New Business-Mrs. Porreca 07/21/16)
- 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: 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. through 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)
- 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.

LICENSE

- 2016 Renewal Keeping a Stand in a Public Place License Application, dated July 18, 2016, from Carlos M. Silva for Sangria’s, 59 Park Street, Attleboro, MA 02703 for 3 (three) tables Monday to Sunday, 12 Noon until 1:00 A.M.
- Complaint from Pasquale Passi, 11 Summer St. APT. D, North Attleboro, MA about Old School Auto, located at 187 Cumberland Avenue, Attleboro, MA.

BUDGET & APPROPRIATIONS

- Approve a supplemental appropriation in the amount of \$60,866.17 to Account 13001000-511110 (Education – Salaries) for Crossing Guards.
- Approve a supplemental appropriation for FY17 of \$50,465.88 to Account 11211000-511000 (Office of the Mayor – Salary) to fund the position of Constituent Services Administrator.
- Letter dated June 30, 2016, containing a check in the amount of \$1,000.00, from Denise Preston, 121 West Street, Attleboro, MA, to be used as a gift to the City of Attleboro to be directed toward providing funding to the salary within the Mayor’s Department in order to re-instate the Constituent Services Administrator position. Ms. Preston as asked that her gift be returned to her if the Constituent Services position is not re-instated.
- Letter dated July 19, 2016, from Irene Kozdrowski, 30 Carleton Street, South Attleboro, MA asking the Municipal Council to fund the Constituent Services position held by Scott Folan.
- Letter from Joseph P. Harney, 68 Beagle Club Road, Attleboro, MA asking the Municipal Council to reinstate Scott Folan’s Constituent Services position.
- 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

- That the following items be accepted as a donation to the Office of the Municipal Council, in accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro:
 - 2 Mainstays brand Wall Clocks with an estimated value of \$5.00 each in good working condition
 - 4 Energizer AA batteries with an estimated value of \$5.00
- Items that the Attleboro Public Schools would like to declare as surplus and available for disposition:

Copiers:

CANON IR 4570	11678187	KFP04194
CANON IR 2870	11487076	SLG11419
CANON IR 2270	11395518	KGJ04891
CANON IR 6570	11678396	SLP12028
CANON IR 3530	11487007	KJG01742
CANON IR 5070	11489250	SXP13733
CANON IR 6050	11397046	NDK18422
CANON IR 3570	11490704	KFV09357
CANON IR 6000	11489231	NSN21203
CANON NP 2015	NONE	CGU01567
MDS ES 1500	MULTI COPY CONTROLLER	COIN OP ATTACHMENT

Graphic Arts:

- Itek Graphix 613 Camera
- Graphic Arts light table
- Graphic Arts work bench
- AGFA RPS 2014 Camera
- Four - Master Time O Lite M-59
- Two – CGR LAB Universal Timer Mode 172
- One – Polychrome camera
- Four – OMEGA Enlarger B22
- One – HP 5100 Laserjet Printer
- Two – Dark Room Cylinders
- One - XANTE Laser Printer
- One – One Buckingham Graphics Dryedge 2014 Film Dryer
- One – NUARC 2024 Vacuum Frame
- One – AB DICK 30 Duplicator
- Four – T-Head for Ryobi Printing Press
- One – Baumfolder 714 Friction Fed Folder

Convection Ovens:

Four: Market Forge #186C-2 Convection Ovens

Exercise Equipment:

- One Lifestyle Stationary Bicycle
- One Cross Bow Curling Machine
- One Stationary Abdominal Apparatus
- One Treadmill
- One Weight Bar Resting Apparatus
- One curling bar
- Six straight bars with miss/match weights

Playground Equipment:

- One Straight Monkey Bar
- Two Overlapping Monkey Bars
- One Climbing Apparatus with enclosed Slide

- In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, approve the Mayor’s request to accept the donation of services for the lettering and graphics on the City of Attleboro Veteran’s Van from Greenwood Emergency Vehicles with an estimated value of \$3,000.00.
- Approve the Mayor’s request to declare the following Police Department items 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>
2007	Ford / C.V.	2FAFP71W17X104242	135,954	Poor
2008	Ford / C.V.	2FAFP71V98X123811	117,401	Poor
2007	Ford / Taurus	1FAFP53U07A181807	91,209	Poor
2006	Ford / Taurus	1FAFP53UX6A124058	91,927	Poor
2003	Utility Trailer	1B9BR10103H659058	N/A	Poor

- Approve the Mayor’s request to accept the donation of (2) five drawer steel flat files with an approximate value of \$500.00 from Bob Rautenstrauch.
- In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, to approve the Mayor’s request to accept the donation of (5) desk chairs with an approximate value of \$500.00 and (3) desks with an approximate value of \$1,200.00 from Bristol County Savings Bank.
- Approve a supplemental appropriation of \$3,027.00 to Account 14201000-524013 (Public Works – Maintenance of Traffic Lights) to repair City property that was damaged by a motorist at the intersection of Pleasant and Emory Streets. The total repair cost is \$8,027.00 but the driver’s insurance company will only pay \$5,000.00, which leaves a remaining balance of \$3,027.00 needed to facilitate the repairs.
- 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

- The appointment of Scott G. Jones, 65 Oak Hill Avenue, to fill an unexpired term on the Planning Board. Term to expire February 2017.
- To the appropriate Committee for further study and recommendation: That Section 13-6 of the Revised Ordinances of the City of Attleboro relative to the Personnel Rules and Regulations for employees not covered by Collective Bargaining Agreements (Exempt Employees) be reviewed, and that revisions, updates or changes be made as appropriate. (NB- Mr. Cooper 08/16/16)
- 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

- Petition For Grant of Location For New Utility Pole, dated August 22, 2016, from Mobilitie, LLC, 925B Peachtree Street NE, Suite 710, Atlanta Georgia, 30309. The Petitioner proposes to install backhaul transport equipment on a proposed utility pole in the right of way located east of the intersection of PLEASANT STREET & PERRY AVENUE with electricity connection (Lat/Long: 41.951512, -71.271965). **(PH Scheduled for 10/04/16)**
- Transfer \$35,000.00 from Account 6000-578300 (Wastewater Enterprise Fund – Reserve Fund for Transfer) to Account 6000-530101 (Wastewater Enterprise Fund – Professional Services) for soil removal and disposal at the old wastewater treatment plant
- Transfer \$214.00 from Account 6100-515050 (Water Enterprise Fund – Special Licenses) to Account 6100-578020 (Water Enterprise Fund – Bills from Previous Years) to pay for an employee’s Grade 4 exam and Grade 4 license reimbursement from FY2016.
- Transfer \$38,936.00 from Account 14201000-553010 (Public Works – Street Maintenance Supplies) to Account 14201000-524001 (Public Works – Maintenance of Streets) for contractual services for permanent street repairs.
- That Jones Street and Lee Street be accepted as a City street. (NB-Mr. Denlea and Ms. Jackson 02/02/16)
- That a street be named in honor of former State Representative Stephen J. Karol. (12/19/00)

PUBLIC SAFETY & EMERGENCY MANAGEMENT

- Letter from Ellie Sugar, 11 Manchester Street, Attleboro MA regarding the increasing installation and use of outdoor fire pits by individuals on their properties in Attleboro.

OLD BUSINESS: None

NEW BUSINESS:

- Refer to the appropriate Committee for further study and recommendation:

That this Municipal Council create a City policy stating that Water and Wastewater Departments (Water and Wastewater Enterprise Accounts) will not charge the City of Attleboro school system for services provided and/or That this Municipal Council make a temporary policy change to not charge the Attleboro School Department for Water and Wastewater Usage Costs in 2017; with the possibility of doing so again in 2018 if the Water and Wastewater Enterprise Account show retained earnings.
(Sponsor: Ms. Reynolds. Co-Sponsors: Vice-President Denlea, Mr. Conti, Mrs. Porreca & Mr. Cooper)

(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.