



ATTLEBORO MUNICIPAL COUNCIL

COMMITTEE & SPECIAL MEETINGS

TUESDAY: NOVEMBER 22, 2016 at 7:00 P.M.

AGENDA

COMMITTEE MEETINGS

7:00	Public Safety & Emergency Management	7:05	License
7:01	Public Works	7:06	Transportation & Traffic
7:02	Personnel & Human Services	7:07	Capital Improvements and City Development
7:03	City Property & Claims	7:08	Zoning & Land Use
7:04	Budget & Appropriations	7:09	Ordinances, Elections & Legislative Matters

PURPOSE OF THE SPECIAL MEETING: Council Vote for the purpose of setting the tax classification in order to determine the percentage of the local tax levy to be borne by each class of property for fiscal year 2017 and any other matters/legal matters that may come before the Council.

APPROVAL OF THE RECORDS OF OCTOBER 17, 2016 (SPECIAL MEETING) AND NOVEMBER 15, 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

- Amend Section 10-5.2 (A) by deleting the section regarding Beagle Club Road and replace with the following: Beagle Club Road, both sides of the entire street including the cul de sac; **(PH scheduled for 12/06/16)**
- 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)**
- 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 the Zoning Board of Appeals to amend §17-3.5 TABLE OF ACCESSORY USE REGULATIONS and §17-10 SPECIAL REGULATIONS of the Zoning Ordinance by inserting §17-16.0 SIGNS. The purpose of the proposed amendments are to afford flexibility in the domestic use of poultry and to regulate signs. (Also referred to PLANNING BOARD on 11/15/16) (Joint PH w/PLANNING BOARD scheduled for 12/20/2016)
- Rezoning Petition from the Attleboro Planning Board to amend §17-3.4 TABLE OF USE REGULATIONS-COMMUNITY FACILITIES BY DELETING “N” associated with the following land uses under the Industrial zoning district and inserting in place thereof a “P”. The purpose of the proposed amendment is to expand the range of allowable uses within the Industrial Business Park zoning district by allowing medical/healthcare land uses to be established. (Also referred to PLANNING BOARD on 11/15/16) (Joint PH w/PLANNING BOARD scheduled for 12/20/2016)
- 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

- Certificate of Vote from the Attleboro Planning Board, dated November 15, 2016, voting unanimously in the affirmative (7 Yeas, 0 Nays, 0 Absent) to recommend to the Municipal Council that the Loan Order, in the amount of SEVEN MILLION FOUR HUNDRED THOUSAND (\$7,400,000.00) DOLLARS, for the Wastewater Department’s Sludge Landfill Project is consistent with *Section VI.(J) Municipal Facilities, Goal 16, Policy 1 and Policy 3* of the City’s Comprehensive Plan.
- Certificate of Vote from the Attleboro Planning Board, dated November 15, 2016, voting unanimously in the affirmative (7 Yeas, 0 Nays, 0 Absent) to recommend to the Municipal Council that the Loan Order, in the amount of FIVE MILLION (\$5,000,000.00) DOLLARS, for the Wastewater Department’s Luther Reservoir Pump Station Rehabilitation Project is consistent with *Section VI.(J) Municipal Facilities, Goal 16, Policy 1 and Policy 2* of the City’s Comprehensive Plan.
- Approve the following loan order:
ORDERED: that Seven Million, Four Hundred Thousand Dollars (\$7,400,000.00) is appropriated for the permitting, bidding, construction oversight and construction costs associated with a new sludge landfill, storage building, fueling station, equipment, capping of existing sludge landfill and demolition of the old Wastewater plant, located in both Attleboro and Seekonk, Massachusetts (collectively the “Project”), including the payment of all costs incidental or related thereto; that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow Seven Million, Four Hundred Thousand Dollars (\$7,400,000.00) under Chapter 29C of the General Laws and/or Section 8(24) of Chapter 44 of the General Laws, or any other enabling authority; that the Mayor is authorized to contract for and expend any federal or state aid available for the Project, provided that the amount of the authorized borrowing shall be reduced by the amount of such aid received prior to the issuance of bonds or notes under this order; that the Mayor is authorized to take any other action necessary or convenient to carry out this Project; and that Forty-eight Thousand Dollars (\$48,000.00) of the amount appropriated shall be allocated to the costs of preparing, issuing and marketing any such borrowing, provided that any portion of such Forty-eight Thousand Dollars (\$48,000.00) not needed for such costs of issue shall be made available for Project costs. Any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.
(Also Referred to the Planning Board) (PH held and closed on 11/15/16)
- Approve the following loan order:
ORDERED: that Five Million Dollars (\$5,000,000.00) is appropriated for the permitting, bidding, construction oversight and construction costs associated with the rehabilitation of the Luther Reservoir Pump Station and dike (located in Attleboro, MA), the replacement of the Blake’s Pond Dam (located in Mansfield, MA) and the construction all improvements necessary for a permanent water interconnection with the Pawtucket Water Supply Board (located in Attleboro, MA) (collectively the “Project”), including the payment of all costs incidental or related thereto; that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow Five Million Dollars (\$5,000,000.00) under Chapter 29C of the General Laws and/or Section 8(3),(4) and (24) of Chapter 44 of the General Laws, or any other enabling authority; that the Mayor is authorized to contract for and expend any federal or state aid available for the Project, provided that the amount of the authorized borrowing shall be reduced by the amount of such aid received prior to the issuance of bonds or notes under this order; that the Mayor is authorized to take any other action necessary or convenient to carry out this Project; and that Thirty-two Thousand Dollars (\$32,000.00) of the amount appropriated shall be allocated to the costs of preparing, issuing and marketing any such borrowing, provided that any portion of such Thirty-two Thousand Dollars (\$32,000.00) not needed for such costs of issue shall be made available for Project costs. Any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount. (Also Referred to the Planning Board) (PH held and closed on 11/15/16)

TRANSPORTATION & TRAFFIC

- Delete in its entirety and replace with the following:
 - 10-3.3 Temporary Parking Rules
 - a. The Police Chief is hereby authorized by the Municipal Council to prohibit, temporarily, parking on any street or highway or part thereof in an impending or existing emergency, or for a lawful assemblage, demonstration, or procession or where public convenience requires it, provided there is reasonable justification for such prohibition. Vehicles parked in places where parking is prohibited temporarily may be moved by or under the direction of an officer.
 - b. The Police Chief is hereby authorized by the Municipal Council to temporarily waive parking restrictions or prohibitions on any street or highway or part thereof for good cause shown, at the request of the Mayor or an owner of property on such street or highway, provided that such waiver does not impair public safety or convenience. *(Also referred to TSC)*
- That this Honorable Body work in conjunction with the Traffic Study Commission, the Police Chief, the Superintendent of Schools, the DPW Director, the Principal of Willett Elementary School, and residents of the neighborhood to address the well-documented traffic concerns in and around Willett Elementary School, including (but not limited to) the speed limit and creating a safe environment for pick-up and drop-off of students in this area. *(Also referred to TSC)*
- That Stop signs be inserted at the following locations: Teaberry Lane at Slater Street; Mohawk Drive at Slater Street; Brigham Hill Road at Slater Street *(Also referred to TSC)*
- Email from Thomas N. Turgeon regarding the speed limit at Willett Elementary School and drivers going through stop signs without stopping.
- Amend Section 10-4.16 (Yield Signs) of the Revised Ordinances of the City of Attleboro Adopted 6/26/01 (amended 6/24/14) by deleting the following line: “Northbound drivers on Snell Street at Thacher Street at Thacher Street”; and Amend Section 10-4.12 (Multi-Way Stop Signs) (amended 11/16/99) of the Revised Ordinances of the City of Attleboro be amended by adding the following in alphabetical order: Northbound drivers on Snell Street at Thacher Street. (10/04/16 NB: Mrs. Porreca & Mr. Cooper) *(Also Referred to the TSC)*
- That Section 10-4.12 (Multi-Way Stop Signs) (amended 11/16/99) of the Revised Ordinances of the City of Attleboro be amended by adding the following in alphabetical order: O’Neill Boulevard and Dunham Street. (10/04/16 NB: Mrs. Porreca) *(Also Referred to the TSC)*
- 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. *(Also Referred to the TSC)*
- 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)
- That the parking options for Beagle Club Road and that restrictions up to and including NO PARKING. (NB: Mr. Cooper)
- 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

- 2017 Renewal Class II License applications from:
 - Green Light Auto Sales Inc., 650 Washington Street, Attleboro, MA for 10 customer parking spaces and 49 display spaces
 - Mario Faria d/b/a Pine Crest Motors, 2117 County Street, Attleboro, MA for 4 customer parking spaces and 15 display spaces
 - Landes Enterprises LLC d/b/a Landes Family Auto Sales, 800 Washington Street, Attleboro, MA for 40 customer parking spaces and 62 display spaces
 - Marcus J. Vitale d/b/a Greco’s Auto, 83 Dickens Street, Attleboro, MA for 10 customer parking spaces and 31 display spaces
 - Rt. 123 Village Auto Sales Inc., 1076 Pleasant Street, Attleboro, MA for 15 customer parking spaces and 15 display spaces
 - Jay Motor Group, Inc., 1856 County Street, Attleboro, MA for 4 customer parking spaces and 20 display spaces
 - East Coast Auto Sales, Inc., 24 Rice Street, Attleboro, MA for 14 customer parking spaces and 20 display spaces
 - County Auto Sales & Service, Inc., 42 County Street, Attleboro, MA for 10 customer parking spaces and 40 display spaces

- 2017 Renewal Class III License application from Marcus J. Vitale d/b/a/ Greco’s Auto, 83 Dickens Street, Attleboro, MA for 10 customer parking spaces and 31 display spaces.
- Amended 2017 Class II License application from Best Buy Automotive and Tires, Inc., 925 and 931 Washington Street, Attleboro, MA for 4 customer parking spaces and 20 display spaces. **(PH held and closed on 11/15/16)**
- 2017 NEW Automatic Amusement Device License Applications from Demoulas Supermarkets, Inc. dba Market Basket, 1200 Newport Avenue, Attleboro, MA for 1 Merry-Go-Round and 1 Truck **(PH scheduled for 12/06/16)**
- Letter to the Council President from Edward J. Casey of Casey Law Offices, P.C., 8 North Main Street, Suite 201, Attleboro, MA requesting that a Public Hearing be schedule on his client Best Buy Automotive and Tire, Inc.’s amended Class 2 License application.

BUDGET & APPROPRIATIONS

- Transfer \$6,088.60 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11461000-530820 (Collector – Recordings for the City Collector to record 133 accounts at the Registry of Deeds as required by tax taking process.
- Rescind the Intergovernmental State & County Charges in the amount of \$4,364,171.00 within Council Vote #41 of June 23, 2016, and replace it with the amounts listed below:

19801000		STATE AND COUNTY ASSESSMENTS	

56	INTERGOVERNMENTAL		

19801000	562100	CNTY ASSMT	\$ 442,691.00
19801000	563900	MOSQTO CTL	\$ 86,952.00
19801000	564000	SE MA POLLUT	\$ 11,519.00
19801000	564600	MV PRK SUR	\$ 77,760.00
19801000	565000	SPEC ED	\$ 36,329.00
19801000	565100	SCH CHOICE	\$ 197,900.00
19801000	565200	CHARTR SCH	\$3,126,997.00
19801000	566300	G.A.T.R.A.	\$ 398,208.00
19801000	566350	MBTA	\$0.00
19801000	566600	ENRGY CNSV	\$0.00
19801000	569010	TAXES OTHER	\$0.00
	TOTAL	INTERGOVERNMENTAL	\$4,378,356.00

- In accordance to Section 5-8 (Lease/Lease-Purchase Agreement) of the Revised Ordinances of the City of Attleboro, approve a 36-month lease agreement with Konica Minolta.
- Setting the tax classification so that the necessary votes can be taken to determine the percentage of the local tax levy to be borne by each class of property for Fiscal Year 2017. **(PH held and closed on 11/15/2016)**
- 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. (New Business: Ms. Reynolds. Co-Sponsors: Vice-President Denlea, Mr. Conti, Mrs. Porreca & Mr. Cooper)
- 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

- In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, accept the donation of a 2006 Ford Van EC3 with an estimated value of \$4,000.00 from Androb Jewelry Service Inc. as a gift to the City of Attleboro.
- Transfer \$2,825.00 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 16301000-524011 (Recreation – Maintenance of Buildings) to repair a section of the rubber membrane from the Bartek Recreation Center roof.

- 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

- 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

- Transfer \$11,400.00 from Account 6100-553181 (Water Enterprise Fund – Supplies Treatment Plant) to Account 6100-530101 (Water Enterprise Fund – Professional Services) for the installation of two (2) sodium hypochlorite tanks and associated piping at the Water Treatment Plant.
- Transfer \$25,538.50 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-513000 (Water Enterprise Fund – Overtime) for the Acting Water Superintendent position for the remainder of FY2017 as only six months was budgeted.
- 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 Massachusetts State Senator James E. Timilty stating his opposition to the proposed Access Northeast Pipeline Compressor Station in Rehoboth.
- Concerns expressed by members of CARCS in opposition of the proposed Access Northeast Pipeline Compressor Station in Rehoboth at the November 01, 2016 Municipal Council Meeting.
- The following proposal relative to the practice of hunting on public lands and private property in Attleboro without the permission of the land owner from Roxanne Houghton of 13 Eisenhower Street, Attleboro, MA:
Anyone wishing to hunt in Attleboro should get his/her license - in Attleboro - possibly at the City Clerk's Office or Police Department. Attleboro's laws should be given with the license and the applicant should sign an acceptance of the rules of our city. If the state has taken over the handing out of hunting licenses, then the hunter should still have to visit the City Clerk's Office or the Police Department to obtain the hunting laws of Attleboro.
As the only legal place too hunt in Attleboro is on private property - with permission - any land owner that is going to allow hunting on their property, should have to notify/register with the APD.
- 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.

(Disclaimer: This agenda has been prepared in good faith based on topics that the Municipal Council anticipates may be discussed at its meeting).

Agenda prepared by Ken Owens from the Office of the Municipal Council.



ATTLEBORO MUNICIPAL COUNCIL

SPECIAL MEETING

TUESDAY: NOVEMBER 22, 2016 at 7:00 P.M.

DOCKET

COMMITTEE MEETINGS

7:00	Public Safety & Emergency Management	7:05	License
7:01	Public Works	7:06	Transportation & Traffic
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PURPOSE OF THE SPECIAL MEETING: Council Vote for the purpose of setting the tax classification in order to determine the percentage of the local tax levy to be borne by each class of property for fiscal year 2017 and any other matters/legal matters that may come before the Council.

APPROVAL OF THE RECORDS OF OCTOBER 17, 2016 (SPECIAL MEETING) AND NOVEMBER 15, 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.

ZONING & LAND USE Julie A. Hall, Chairperson

1. Rezoning Petition from the Zoning Board of Appeals to amend §17-3.5 TABLE OF ACCESSORY USE REGULATIONS and §17-10 SPECIAL REGULATIONS of the Zoning Ordinance by inserting §17-16.0 SIGNS. The purpose of the proposed amendments are to afford flexibility in the domestic use of poultry and to regulate signs. **(Joint PH w/ PLANNING BOARD scheduled for 12/20/2016)**
2. Rezoning Petition from the Attleboro Planning Board to amend §17-3.4 TABLE OF USE REGULATIONS-COMMUNITY FACILITIES BY DELETING “N” associated with the following land uses under the Industrial zoning district and inserting in place thereof a “P”. The purpose of the proposed amendment is to expand the range of allowable uses within the Industrial Business Park zoning district by allowing medical/healthcare land uses to be established. **(Joint PH w/ PLANNING BOARD scheduled for 12/20/2016)**

ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS

James. J. DiLisio, Chairperson

1. The Mayor respectfully submits a communication from City Solicitor Robert Mangiaratti regarding amendment to the Revised Ordinances of the City of Attleboro. Therefore, the Mayor hereby requests Your Honorable Body vote on the following Ordinance amendment:

Amend Section 10-5.2 (A) by deleting the section regarding Beagle Club Road and replace with the following:

Beagle Club Road, both sides of the entire street including the cul de sac;

CAPITAL IMPROVEMENTS & CITY DEVELOPMENT

Richard J. Conti, Chairperson

1. Certificate of Vote from the Attleboro Planning Board, dated November 15, 2016, voting unanimously in the affirmative (7 Yeas, 0 Nays, 0 Absent) to recommend to the Municipal Council that the Loan Order, in the amount of SEVEN MILLION FOUR HUNDRED THOUSAND (\$7,400,000.00) DOLLARS, for the Wastewater Department's Sludge Landfill Project is consistent with *Section VI.(J) Municipal Facilities, Goal 16, Policy 1 and Policy 3 of the City's Comprehensive Plan.*
2. Certificate of Vote from the Attleboro Planning Board, dated November 15, 2016, voting unanimously in the affirmative (7 Yeas, 0 Nays, 0 Absent) to recommend to the Municipal Council that the Loan Order, in the amount of FIVE MILLION (\$5,000,000.00) DOLLARS, for the Wastewater Department's Luther Reservoir Pump Station Rehabilitation Project is consistent with *Section VI.(J) Municipal Facilities, Goal 16, Policy 1 and Policy 2 of the City's Comprehensive Plan.*

TRANSPORTATION & TRAFFIC

Heather J. Porreca, Chairperson

1. The Mayor respectfully submits a communication from City Solicitor Robert Mangiaratti regarding amendment to the Revised Ordinances of the City of Attleboro. Therefore, the Mayor hereby requests Your Honorable Body vote on the following Ordinance amendment:

Delete in its entirety and replace with the following:

10-3.3 Temporary Parking Rules

- a. The Police Chief is hereby authorized by the Municipal Council to prohibit, temporarily, parking on any street or highway or part thereof in an impending or existing emergency, or for a lawful assemblage, demonstration, or procession or where public convenience requires it, provided there is reasonable justification for such prohibition. Vehicles parked in places where parking is prohibited temporarily may be moved by or under the direction of an officer.
- b. The Police Chief is hereby authorized by the Municipal Council to temporarily waive parking restrictions or prohibitions on any street or highway or part thereof for good cause shown, at the request of the Mayor or an owner of property on such street or highway, provided that such waiver does not impair public safety or convenience.

2. Email from Thomas N. Turgeon regarding the speed limit at Willett Elementary School and drivers going through stop signs without stopping.
3. That this Honorable Body work in conjunction with the Traffic Study Commission, the Police Chief, the Superintendent of Schools, the DPW Director, the Principal of Willett Elementary School, and residents of the neighborhood to address the well-documented traffic concerns in and around Willett Elementary School, including (but not limited to) the speed limit and creating a safe environment for pick-up and drop-off of students in this area.
4. That Stop signs be inserted at the following locations: Teaberry Lane at Slater Street; Mohawk Drive at Slater Street; Brigham Hill Road at Slater Street

LICENSE

Vice President Jeremy Denlea, Chairperson

1. 2017 Renewal Class II License applications from:
 - Green Light Auto Sales Inc., 650 Washington Street, Attleboro, MA for 10 customer parking spaces and 49 display spaces
 - Mario Faria d/b/a Pine Crest Motors, 2117 County Street, Attleboro, MA for 4 customer parking spaces and 15 display spaces
 - Landes Enterprises LLC d/b/a Landes Family Auto Sales, 800 Washington Street, Attleboro, MA for 40 customer parking spaces and 62 display spaces
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2. 2017 Renewal Class III License application from Marcus J. Vitale d/b/a/ Greco's Auto, 83 Dickens Street, Attleboro, MA for 10 customer parking spaces and 31 display spaces.

BUDGET & APPROPRIATIONS

Shannon M. Heagney, Chairperson

1. The Mayor respectfully submits a communication from City Collector Debora Marcoccio regarding the need for funds to record 133 accounts at the Registry of Deeds as required by tax taking process. Therefore, the Mayor hereby requests Your Honorable Body transfer \$6,088.60 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11461000-530820 (Collector – Recordings). Upon approval, the available balance in Reserve Fund for Transfer will be \$244,455.46.
2. Please be advised that the Final Cherry Sheet for FY2017 was amended after Your Honorable Body passed the FY2017 Budget. The final State and County Assessments are \$14,185.00 more than what

was submitted during the budget process, and the new amount is \$4,378,356.00 (see chart below). The Mayor respectfully requests Your Honorable Body to rescind the Intergovernmental State & County Charges in the amount of \$4,364,171.00 within Council Vote #41 of June 23, 2016, and replace it with the amounts listed below. This measure must be stated as part of the Recapitulation Sheet and in order to finalize the tax rate this must be voted by November 22nd. After your vote, his administration will then add the corrected amount to our tax recapitulation sheet in setting the FY2017 tax rate without further appropriation.

19801000		STATE AND COUNTY ASSESSMENTS	

56	INTERGOVERNMENTAL		

19801000	562100	CNTY ASSMT	\$ 442,691.00
19801000	563900	MOSQTO CTL	\$ 86,952.00
19801000	564000	SE MA POLLUT	\$ 11,519.00
19801000	564600	MV PRK SUR	\$ 77,760.00
19801000	565000	SPEC ED	\$ 36,329.00
19801000	565100	SCH CHOICE	\$ 197,900.00
19801000	565200	CHARTR SCH	\$3,126,997.00
19801000	566300	G.A.T.R.A.	\$ 398,208.00
19801000	566350	MBTA	\$0.00
19801000	566600	ENRGY CNSV	\$0.00
19801000	569010	TAXES OTHER	\$0.00
	TOTAL	INTERGOVERNMENTAL	\$4,378,356.00

3. The Mayor respectfully submits a communication from APS Director of Finance Marc Furtado regarding a lease of two (2) BizPress 1052 copiers for the Copy Center that is off of a State Bid. In accordance to Section 5-8 (Lease/Lease-Purchase Agreement) of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to approve a 36-month lease agreement with Konica Minolta.

CITY PROPERTY & CLAIMS
Sara Lynn Reynolds, Chairperson

1. The Mayor respectfully submits a communication from Chief of Police Kyle P. Heagney regarding the donation of a 2006 Ford Van EC3 with an estimated value of \$4,000.00 from Androb Jewelry Service Inc. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to accept this generous gift to the City of Attleboro.
2. The Mayor respectfully submits a communication from Director of Recreation Dennis Walsh regarding the need for funds to repair a section of the rubber membrane from the Bartek Recreation Center roof. Therefore, the Mayor hereby requests Your Honorable Body transfer \$2,825.00 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 16301000-524011 (Recreation – Maintenance of Buildings). Upon approval, the available balance in Reserve Fund for Transfer will be \$241,630.46.

PUBLIC WORKS
Kate M. Jackson, Chairperson

1. The Mayor respectfully submits a communication from Acting Water Superintendent Paul Kennedy regarding the need for funds for the installation of two (2) sodium hypochlorite tanks and associated piping at the Water Treatment Plant. Therefore, the Mayor hereby requests Your Honorable Body transfer \$11,400.00 from Account 6100-553181 (Water Enterprise Fund – Supplies Treatment Plant) to Account 6100-530101 (Water Enterprise Fund – Professional Services).

2. The Mayor respectfully submits a communication from Acting Superintendent of Water Paul Kennedy regarding the need for funds for the Acting Water Superintendent position for the remainder of FY2017 as only six months was budgeted. Therefore, the Mayor hereby requests Your Honorable Body transfer \$25,538.50 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-513000 (Water Enterprise Fund – Overtime).