

**In Municipal Council  
Regular Meeting**

**May 17, 2016  
7:06 P.M.**

MEMBERS PRESENT: President Frank B. Cook, Vice-President Jeremy Denlea. Councilors: Peter Blais, Richard Conti, Mark Cooper, James DiLisio, Julie Hall, Shannon Heagney, Kate Jackson, Heather Porreca, and Sara Reynolds.

MEMBERS ABSENT: None

President Cook led the Council and the audience in the Salute to the Flag.

There was a Moment of Silence in honor of two people, Jim Cassidy (long-time coach at Attleboro High School and the step-father of City Councilor Sara-Lynn Reynolds) and Peter Ottmar (a philanthropist and business man from the City of Attleboro).

President Cook reminded Councilors and the audience to turn off all cell phone devices as it interferes with the cable broadcast.

**The following Joint Public Hearing Notice was read by the City Clerk/Clerk of the Council, Stephen K. Withers:**

**JOINT PUBLIC HEARING** relative to the Rezoning Petition from Attleboro Redevelopment Authority and Massachusetts Bay Transportation Authority relative to 0 Olive Street, 101 Olive Street, 105 Olive Street, 116 Olive Street, 0 Wall Street, 15 Wall Street, 8 Wall Street, 28 Wall Street, 0 South Main Street, and 65 South Main Street, Assessor's Plat Numbers 32, Assessor's Lot Numbers #1, #1A, #2, #2A, #3, #5, #5A, #5B, #55, #55A, #55B, #55C, #129A, #129, and #130 to change the current zoning of the property from Industrial to Transient Oriented Development. Approximately twenty (20+/-) acres.

President Cook, in consultation with Chairman Denasi and Chairwoman Hall, continued the Joint Public Hearing until June 7, 2016.

President Cook made a motion to Suspend the Rules for the purpose of allowing Ms. Reynolds to participate in an important vote so that she can then leave the Council meeting to attend the funeral of her step-father. The motion passed on roll call vote 11-0.

**Budget & Appropriations Committee Report:**

On recommendation of the Budget & Appropriations Committee, and on motion of Ms. Heagney, the following votes were taken:

1. Voted on Roll Call (5 yeas, 6 nays. Mr. Blais, Ms. Jackson, Ms. Heagney, Ms. Hall, Mr. DiLisio and President Cook voting nay) that the City of Attleboro accepts Chapter 329 of the Acts of 1987, which amended M.G.L. c. 44, §32, so that in the case of the school budget, the Municipal Council, on the recommendation of the School Committee, may by a two-thirds vote increase the

total amount appropriated for the support of the schools over that requested by the mayor; and provided, further, that no such increase shall be voted if it would render the total annual budget in excess of the property tax limitations set forth in section twenty-one C of chapter fifty-nine.

**- THIS ITEM FAILED**

Ms. Heagney explained that this item was brought in as New Business and that it was voted out of Committee after two Committee meetings.

Vice-President Denlea explained that what this item would do is to allow the Municipal Council to make cuts like it normally does, but would also allow the School budget to be increased if the Council thought they were underfunded. He went on to explain that it is a tool that might not ever be used, but that it is an important tool nonetheless to have.

Mr. Blais stated that he has been a Councilor for 17 years. He went on to state that he has never considered himself a politician, but rather a public servant, and that he has received a number of calls about this issue and that his political career is in jeopardy, and that he does not appreciate the threats that were made to him and to his wife over this issue. He went on to explain that during all of his years on the Council, he has never voted for anything that would hurt a child and that he has consistently voted for things that were in the best interest of the City as a whole. He also stated that this law shouldn't be adopted to jeopardize public safety, or to be used as a threat, and that he will not vote for anything that would make cuts to the Fire department, Police department, library, the elderly center or other agencies. He stated that this piece of legislation is nothing more than a false hope, and that those who are advocating that this New Business item would not be used this year is a falsehood. He went on to state that those supporting this item should direct their concerns at the State House so that they can change the formula for how money gets allocated to cities and towns. He stated that the right thing to do for the City is to not vote for this measure and that he will not be voting in favor for this New Business item. He finished by stating that we have to work together on both the City and the state levels towards a solution.

Mr. Conti started by stating that he finds this interesting and that he remembers getting reprimanded for addressing some Boy Scouts (an apparent comment directed towards Mr. Blais's comment to an audience member).

Mr. Conti went on to explain that he has received scores of letters at his home and calls to his home and that he has answered everyone. He went on to explain that he does not recall during all of his years on the Council an issue that has demanded such attention. He explained that Constituents have demanded explanations about the Council and budget process and that he has been happy to explain the process to them. He stated that he does not recall during his career on the Council having comprehensive discussions like the Council is currently having about a budget issue. Mr. Conti stated that voting on this issue is a personal decision that every Councilor has to make. He went on to explain that he is comfortable in voting in support of this New Business item, and that the Mayor can veto it if he wants to, and that he doesn't understand why this body would turn down voting in favor of this item.

Mrs. Porreca stated her experience with this issue has been different than Mr. Blais's, that she has received calls and letters and they have all been polite and supportive and asking her to do what she has been elected to do. Mrs. Porreca stated that the council writes the Capital Improvements message every year and that the Mayor doesn't listen. She went on to explain that this item has to be adopted and then they can make recommendations and be effective and that because the Council doesn't have a budget this year she has no idea if this item will necessarily be used this year. She went on to explain that the

School Committee would have to make a request to the Council before any changes to the School budget could even be considered, but that they have made requests to the Mayor in the past and they have fallen on deaf ears. She stated that she strongly encourages the Council to move this item forward and then see what will happen after.

Ms. Hall stated that the Council does indeed represent everybody and she thanked Mr. Conti for making that point. She went on to explain that she has learned a lot of things as a result of this issue and that she has concerns about this item given the governance of the City. She explained that Attleboro is a City and that with that type of government there are certain rights that fall under the Executive Branch, the Mayor, and the Legislative Branch, the Council, and that this New Business item goes against that theory. Ms. Hall went on to explain that this New Business item was first presented by Vice-President Denlea as an innocent tool for the Council's tool box, but that this issue has somehow turned into something else...that if you don't support this item that you do not support the schools and that it no longer feels like something productive and positive to schools. She went on to explain that she does not believe that this was meant to divide the community, that no one wants bad things to happen to children, and that she feels that not voting for this item being characterized as her measure of commitment to the schools is not fair.

Mr. DiLisio stated that 10% of educators are being laid off and that is why we need solutions and why we need them now. He explained that the Council has to be cognizant of balances for solutions for the City and that he has looked at creative ways for solutions. He also stated that he wanted to set the record straight and that he never said that he wanted to cut money to the animal shelter. He stated that he is working on a program where local businesses can work on sponsoring things like the arts similar to like they do with sports programs. Mr. DiLisio also went on to explain that he has spoken to several experts, including a town administrator and a city councilor in another City, and they all said the same thing...that the reality of the matter is that cutting money from another department and giving it to the schools will only make it more difficult for the schools during the following year. He stated that the State formula is broken, and he stressed the need for a summit between the School Committee, the City and the Council to come up with a solution now that we can use, a sustainable plan, and that he would prefer that the Council's actions speak louder than their words.

Mrs. Porreca responded that creating Committees to discuss this will not come up with a solution that could be used now, and that the schools are in a crutch, that there have been multiple presentations about the school budget issue and that the Council has to do something now.

Mr. DiLisio responded that he does not see how passing this item will help the schools when he is being told that this is a tool in the tool box that the Council may or may not use. He stated that he doesn't see how adopting this measure will save teachers jobs now.

Ms. Jackson stated that she believes with all of her heart that there is not one person sitting in the Council Chambers tonight that doesn't understand the importance of schools and education. Ms. Jackson went on to explain that her children attended Attleboro schools, that she has received calls and letters about this issue, and that the opinions are split, that both sides of the argument make valid points, and that she cannot make a decision just to survive the next election. Ms. Jackson went on to explain that she believes that it is time for all to departments to review their budgets to see if everyone can reduce their budgets to assist in addressing this issue. She also stated that if the Council was to vote to support this measure and the Mayor doesn't veto it, the redirected money may result in the reduction of services in other departments like police and fire. She went on to explain that she has listened to all of

the arguments and that she is here to advocate for all of the people, and that this New Business does nothing to address the current budget issues facing the schools. Ms. Jackson stated that we should work together to find solutions and not cause division and that she will not be voting to support this New Business item. She also stated that Attleboro will be getting additional Chapter 70 funding.

Ms. Reynolds left the meeting at 7:40.

2. Voted on Roll Call (10 yeas, 0 nays. Ms. Reynolds absent) to increase the personal property tax exemption established pursuant to M.G.L. c. 59, s. 5 Fifty-Fourth to \$7,000, to be effective beginning in fiscal year 2017.

It should be noted that before the aforementioned vote was made that, on motion of Vice-President Denlea, the following vote was taken:

3. Voted on Roll Call (4 yeas, 6 nays. Mr. Blais, Ms. Jackson, Ms. Heagney, Mr. DiLisio, Ms. Hall and President Cook voting nay. Ms. Reynolds absent) to amend the amount in Vote #2 to \$10,000.00.  
**- THIS ITEM FAILED**

Ms. Heagney called for a Committee Meeting at the next appropriate time.

**The following Mayor's Communication was read at 8:09 P.M. by the City Clerk/Clerk of the Council, Stephen K. Withers:**

May 17, 2016

Dear Municipal Councilors:

1. As you may recall, the City of Attleboro signed the Community Compact Agreement with Lieutenant Governor Karyn Polito July 2, 2015. The Community Compact Program is designed to offer municipalities a stronger affiliation with the Commonwealth and its State Agencies by allowing municipalities the opportunity to identify best practices and implement them with the assistance from the Commonwealth.

In concert with the Community Compact, I am pleased to announce that the City is in receipt of a grant in the amount of \$25,000.00 to seek accreditation of the Attleboro Police Department. The Police Department will sustain, develop and implement proper policies and procedures within the department. This will include updating current Police Department policies and creating new policies where needed in order to be in concert with best practices in the policing field that fit within the organizational structure of the department. There is no matching requirement for this grant. In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body approve expending of such funds and any future grant amendments. (Copies in your packets)

**1/5/17/16 – REFERRED TO THE PUBLIC SAFETY & EMERGENCY MANAGEMENT COMMITTEE**

2. I respectfully submit a communication from City Auditor Deborah Gould regarding the need for additional funding for Fund 3532 MassWorks for project related expenses not eligible for

reimbursement from the Commonwealth. The City's request for Certification of Free Cash is reduced by any special revenue funds that are in deficit at June 30<sup>th</sup>. Therefore, in order to avoid such a deduction, I hereby request Your Honorable Body appropriate \$19,595.05 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11241000-599000 (City Wide – Other Financing Uses); and to further transfer \$19,595.00 from Account 11241000-599000 (City Wide – Other Financing Uses) to Fund 3532-499000 (MassWorks – Other Financing Sources). Upon approval, the available balance in Reserve Fund for Transfer will be \$12,348.23. (Copies in our packets)

**2/5/17/16 – REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

3. For Your Information: I regret to inform Your Honorable Body we have received the resignation of John Hanrahan from the Municipal Building Commission. (Copies in your packets) 3/5/17/16

4. I respectfully submit a communication from Acting Superintendent of Water Paul Kennedy regarding the need for additional funds for the replacement of the air conditioning unit at the Water Treatment plant. Therefore, I hereby request Your Honorable Body appropriate \$48,750.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-584052 (Water Enterprise Fund – AC Unit). (Copies in packet)

**4/5/17/16 – REFERRED TO THE PUBLIC WORKS COMMITTEE**

5. I respectfully submit a communication from Acting Superintendent of Water Paul Kennedy regarding the need for additional funds for the anticipated insurance endorsement for the new Water Storage Building. Therefore, I hereby request Your Honorable Body transfer \$350.00 from Account 6100-578300 (Water Enterprise Fund – Reserve Fund) to Account 6100-574010 (Water Enterprise Fund – Insurance). (Copies in your packets)

**5/5/17/16 – REFERRED TO THE PUBLIC WORKS COMMITTEE**

6. I respectfully submit a communication from Acting Superintendent of Water Paul Kennedy regarding the need for an appropriation of funds for the design of a new dam at Blake's Pond to replace the current dam which is over fifty years old and shows signs that trigger replacement. Therefore, I hereby request Your Honorable Body appropriate \$132,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Fund 3321 Blake's Pond Dam. (Copies in your packets)

**6/5/17/16 – REFERRED TO THE CAPITAL IMPROVEMENTS & CITY DEVELOPMENT COMMITTEE**

7. I respectfully submit a communication from Acting Superintendent of Water Paul Kennedy regarding the need for an appropriation of funds for the Phase 2 Design for the rehabilitation of the Luther Reservoir Dam. Therefore, I hereby request Your Honorable Body appropriate \$177,900.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Fund 3322 Luther Reservoir Dam. (Copies in your packets)

**7/5/17/16 – REFERRED TO THE CAPITAL IMPROVEMENTS & CITY DEVELOPMENT COMMITTEE**

8. As you are aware, insurance claims greater than \$20,000.00 require a vote of the Municipal Council before insurance reimbursements can be processed for any expenditures. The Fire Department's Ladder 2 was involved in an accident on February 2, 2016 and the total damages will exceed \$20,000.00. Therefore, I hereby request Your Honorable Body to authorize the expenditure of insurance proceeds from Account 2501220-580000 (Insurance > \$20,000.00 Fire-Capital Outlay)

**8/5/17/16 – REFERRED TO THE PUBLIC SAFETY & EMERGENCY MANAGEMENT COMMITTEE**

9. I respectfully submit a communication from School Business Manager Marc Furtado regarding FY2015 fiscal obligations that were not received in time to be processed in the normal FY2015 business cycle. Therefore, I hereby request Your Honorable Body to authorize the School Department to pay these previous year school bills totaling \$868.66 as identified in Mr. Furtado's communication. (Copies in your packets)

**9/5/17/16 – REFERRED TO THE PERSONNEL & HUMAN SERVICES COMMITTEE**

10. The City of Attleboro is happy to announce that Susan Blais of 1420 County Street, Attleboro has been appointed to the Attleboro Redevelopment Authority by Governor Charlie Baker to fill the vacant seat left by the untimely and unfortunate passing of Judy Robbins.

Susan Blais is employed full time as Real Estate Appraiser with 25 years of experience. Susan spent 8 years on the Board of Directors for the Massachusetts Board of Real Estate Appraisers, and holds a State Certified Federal Housing Authority License. She has designed and taught workshops and programs for new appraisers through the Massachusetts Board of Real Estate Appraisers. Susan is also a member of the Attleboro Rotary, United Regional Chamber of Commerce and the Attleboro Elks.

Besides real estate, Susan has been involved with Attleboro non-profits and the community for most of her adult life. She presently volunteers with Attleboro Ten Mile River clean up, Attleboro Fireworks, Greater Attleboro POW MIA 911 Committee and other Veteran Groups. She has also been involved with local soup kitchens, Habitat for Humanity, the Women at Work Museum and the Larson Senior Center.

Susan Blais' professional experience and familiar knowledge of the City of Attleboro will prove valuable and a wonderful addition to the Attleboro Redevelopment Authority.

11. I respectfully submit a communication from City Clerk Stephen Withers regarding the need for funds to purchase a new time stamp. Therefore, I hereby request Your Honorable Body transfer \$713.73 from Account 11611000-530840 (Clerk – Preserving) to Account 11611000-542020 (Clerk – Supplies Office Equipment). (Copies in packets)

**11/5/17/16 – REFERRED TO THE CITY PROPERTY & CLAIMS COMMITTEE**

12. In an effort to reduce the City's electric cost, I have directed Scott Folan in my office to explore a Solar Net Metering Agreement with Douglas Solar L.L.C. As such, we are seeking to enter into a 20 year (240 month) Net Metering Agreement with a private solar facility located in Douglas,

Massachusetts. This agreement has been reviewed by City Auditor Deborah Gould and approved by City Solicitor Robert Mangiaratti.

The solar facility is owned and operated by Douglas Solar, L.L.C. which is wholly owned by ConEdison Development, a subsidiary of Consolidated Edison, Inc. Douglas Solar L.L.C. is offering the City of Attleboro 25% of the solar facility's production at a 20% discount (approximately 800 MWh/year). We have negotiated a cap in our consumption commitment at 1,000 MWh/year (in the unlikely event that the solar facility's production capacity should increase).

The energy produced at the solar facility will partially offset the City of Attleboro's load via the National Grid Account #77889-57001, which powers street lights in the City of Attleboro. The street light account annually consumes approximately 1,600 MWh/year, well above the maximum allocation of 1,000 MWh/year thus eliminating the City of Attleboro's exposure to the risk of under consumption of electricity.

The City of Attleboro will receive 100% of the monetary credit monthly. The City of Attleboro has negotiated to retain 20% of the credit and will subsequently be invoiced monthly by Douglas Solar L.L.C. for the remaining 80% of the credit. The retained 20% credit should result in approximately \$20,000 worth of revenue annually.

In accordance to M.G.L. Chapter 30B, Section 12, subsection b, any contract exceeding 36 months, must be authorized by the local government body. Therefore, I respectfully request Your Honorable Body to approve a 20 year (240 month) Net Metering Agreement with Douglas Solar L.L.C. as soon as possible to initiate a reduced monetary burden for the City of Attleboro.

12/5/17/16 – **REFERRED TO THE PUBLIC WORKS COMMITTEE**

Sincerely,

Kevin J. Dumas, Mayor

**The following Other Communications were read by the City Clerk/Clerk of the Council, Stephen K. Withers:**

1. Request from The Friends of Capron Zoo, dated May 5, 2016, requesting that the City Council Hold a Public Hearing on a waiver of Section 11-15.1 of the Revised Ordinances of the City of Attleboro to serve beverages on City property at the Capron Zoo on September 10, 2016 from 7pm-10pm for their annual fundraising event Passport to Mexico.

**REFERRED TO THE LICENSE COMMITTEE**

A motion was made, duly seconded and unanimously voted to hold a Public Hearing on Tuesday, June 7, 2016 relative to a request from The Friends of Capron Zoo for a waiver of Section 11-15.1 of the Revised Ordinances of the City of Attleboro to serve beverages on City property at the Capron Zoo on September 10, 2016 from 7pm-10pm for their annual fundraising event, Passport to Mexico. All were in favor.

2. Questions to the Attleboro City Council from Chris Fitzpatrick and Margie Kelley, 5 Franklin Street (Ward 3), Attleboro, MA regarding “unfunded state mandates.”

**REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

3. Communications received about concerns with the City’s proposed FY17 School budget from:

- Christopher Blouin, 17 Remington Road, Attleboro, MA
- Carol Konvalinka-Connolly, 27 Rambler Road, Attleboro, MA
- Nichole Nelson, Attleboro, MA
- Katherine McEttrick, 1446 Park Street, Attleboro, MA
- Michael McEttrick, 1446 Park Street, Attleboro, MA
- Michael J. Davis, 99 Thayer Farm Rd., Attleboro, MA
- Lisa Crisafulli, Attleboro, MA
- Jacki Emond, 16 Austin Drive (Ward 5), Attleboro, MA
- Guida Botelho, Attleboro, MA
- Jeremy & Priscilla Morrison, 27 Brownell Street, Attleboro, MA
- Barbara Sierota, 12 Plain Street, Attleboro, MA
- Kevin Crisafulli, 67 Springdale Ave. (Ward 4B), Attleboro, MA
- Elizabeth Kalish, a third grader at an Attleboro School
- Erin M. Kalish, 8 ½ Mechanic Street, Attleboro, MA
- Kara Lehane, Director of Jack and Jill Pre-School, 50 Park Street, Attleboro, MA
- Katie (Provost) Dunlea, 7 Steven’s Field Road, Attleboro, MA
- Kristin & Mark Houle, 25 Beagle Club Road, Attleboro, MA
- Lynn Falzone, 5 Russell Tennant Drive, Attleboro, MA
- Sothea Moth-Touch, 44 Russell Tennant Drive, Attleboro, MA
- Anne Mastinelli, 34 Lester R. Ceray Drive, Attleboro, MA
- Steve McKenna, Attleboro, MA
- Jaime McKenna, Attleboro, MA
- Constance Bozzi, 74 Veery Road, Attleboro, MA
- Luiza M. Mills & Family, Attleboro, MA
- Brad & Dawn Rabbitt, 20 Ides Hill Lane, Attleboro, MA
- Lauren Fagan, 112 Slater Street, Attleboro, MA
- Rose Brown, 58 Holden Street, Attleboro, MA
- Carrie Montgomery, 27 Cynthia Lane, Attleboro, MA
- Erin Chace, 6 Thayer Farm Road, Attleboro, MA
- Stephanie Harvey, 8 Halko Drive, Attleboro, MA
- Julie Phillips, Attleboro, MA

**REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

President Cook reminded the Councilors that copies of all of the communications are in a notebook in the Council Office.

**VOTED: at 8:22 P.M. TO GO INTO THE COMMITTEE OF THE WHOLE**

No one spoke during the Committee of the Whole.

**VOTED: at 8:22 P.M. TO ARISE**

**Committee Reports:**

Mr. DiLisio reported that the **Ordinances, Elections & Legislative Matters Committee** had no new business and he called for a Committee meeting at the next appropriate time.

Mrs. Porreca removed herself from the Council Chambers before the start of the **Zoning & Land Use Committee** due to a conflict of interest.

On recommendation of the **Zoning & Land Use Committee** and on motion of Ms. Hall, the following votes were taken:

1. Voted unanimously (Mrs. Porreca abstained. Mr. Cooper and Ms. Reynolds absent) to strike the following item from the Docket of February 2, 2016:  
  
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.
2. Voted unanimously (Mrs. Porreca abstained. Mr. Cooper and Ms. Reynolds absent) to strike the following item from the Docket of March 15, 2016:  
  
Amended Rezoning petition 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-B to General Business.
3. Voted on Roll Call (9 yeas, 0 nays. Mrs. Porreca abstained and Ms. Reynolds absent) to approve the amended petition of Normand and Juliana Morin, Charles and Mona Fathallah, Pegasus Estates LLC, Bayridge Realty LLC, and Barone Realty Company to rezone property located at 144 Pleasant Street, 146 Pleasant Street, 150 Pleasant Street, 152 Pleasant Street, and 156 Pleasant Street, more specifically, Assessor's lots #51, 51A, 51B, 52, 53, and 54, containing a land area of approximately 74,397 square feet, on plat #52, from "General Residence-A" to "General Business."
4. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor's request to waive all fees associated with the filing of local permit applications for the rehabilitation of the Dodgeville Pond Dam, as this is a municipal project.

Ms. Hall also called for a Committee meeting at the next appropriate time.

On recommendation of the **Capital Improvements & City Development Committee**, and on motion of Mr. Conti, the following vote was taken:

1. Voted on Roll Call (10 yeas, 0 nays) to adopt the following Resolution:

**A VOTE OF THE CITY COUNCIL  
OF THE CITY OF ATTLEBORO  
ADOPTING THE CAPITAL IMPROVEMENTS PROGRAM  
FISCAL YEARS 2017 – 2021**

**WHEREAS** the City of Attleboro (the “City”) Charter in Section 6-3 (d) delineates actions to be taken on the submitted Capital Improvements Program (CIP) by the municipal council; and

**WHEREAS** the City’s municipal council Capital Improvement and City Development Committee have made extensive efforts, including site visits, to expose the CIP Fiscal Years 2017-2021 to councilors and the public; and

**WHEREAS** the City’s capital improvements have and continue to straight line depreciate and deteriorate logarithmically; and

**WHEREAS** Standard & Poor’s Rating Services has assigned the City of Attleboro (the “City”) its ‘AA’ (Very strong capacity to meet financial commitments) long term rating and affirmed its ‘AA’ long term rating, with a stable out-look, on the City’s General Obligation (GO) debt; and

**WHEREAS** Standard & Poor’s Rating Services also assigned its ‘1+’ (This indicates that the obligor’s capacity to meet its financial commitment on these obligations is extremely strong) short term rating to Attleboro’s 2015 GO bond anticipation notes (BANs) payable March 18 2016; and

**WHEREAS** the City is experiencing a potential \$2 million shortage in the level funded Account 1000 General Fund for the coming fiscal budget; and

**WHEREAS** the City is experiencing a \$4 million shortfall in the level funded Attleboro Public Schools budget for the coming fiscal year; and

**WHEREAS** the City’s funding of over \$3 million of urgent CIP, whether from free cash or in addition to the current annual debt obligation of \$9,037,438.09 must be balanced with the human services needs of its population; and

**WHEREAS** the City reserves the right to fund, if any, the CIP, of which the urgent programs are contained in this resolution.

**NOW THEREFORE, BE IT RESOLVED THAT:**

The Attleboro Municipal Council (“Council”) hereby approves the Capital Improvements Program for Fiscal Years 2017-2021 without additions nor modifications.

<b>2017 Urgent City Funded Programs</b>		
<b>Service</b>	<b>DESCRIPTION of Capital Project</b>	<b>Project Cost</b>
<b>COMM</b>	Vision-21 Radio Master Box Receiver at Briggs Corner	\$40,000.00
<b>COMM</b>	Portable Radio Upgrade	\$164,379.75
<b>CONST</b>	Renovate Academy Building (Phase 1)	\$78,850.00
<b>CONST</b>	Hill Roberts – Reconfigure Entry	\$35,000.00
<b>CONST</b>	Hyman Fine – Reconfigure Entry	\$35,000.00
<b>CONST</b>	Studley – Repair Building’s Front Facade	\$35,000.00
<b>CONST</b>	Brennan – Repair Building’s Interior	\$75,000.00
<b>CONST</b>	Wamsutta – Repair Building’s Interior	\$75,000.00
<b>CONST</b>	Future Phase 3 Sludge Landfill: Construction, Certification, and Authorization to Operate, Part 5	\$3,700,000.00
<b>CONST</b>	Combined Police Department/Fire Department Dispatch: Design and Construction, Phase 2- <b>Phase 1 feasibility listed in Fire as 2018</b>	TBD
<b>CONST</b>	Rehabilitate Luther Reservoir Pump Station: Construction, Phase 1b	\$468,300.00
<b>CONST</b>	Rehabilitate Luther Reservoir Pump Station: Construction, Phase 2b	TBD
<b>ELECTRICAL</b>	HS – Repair Electrical Infrastructure	\$260,000.00
<b>EQUIPMENT</b>	Replace Accuvote Tabulators	\$45,000.00
<b>EQUIP</b>	Extrication Equipment (Jaws of Life)	\$66,000.00
<b>EQUIP</b>	Replace Jail Cell Door Hardware and Locks	\$28,965.00
<b>EQUIP</b>	Tasers	\$101,884.20

<b>EQUIP</b>	Bullet Resistant Vests	\$10,000.00
<b>EQUIP</b>	Replace Media at Main Control Building Bio-Filter	\$43,000.00
<b>EQUIP</b>	Replace Media at Headworks Building Bio-Filter	\$30,000.00
<b>EQUIP</b>	Hill Roberts – Replace Original Air Conditioning Units	\$300,000.00
<b>HVAC</b>	Hill Roberts – Replace Original Boilers	\$100,000.00
<b>HVAC</b>	Hyman Fine – Replace Original Air Conditioning Units	\$300,000.00
<b>HVAC</b>	Hyman Fine – Replace Original Boilers	\$100,000.00
<b>HVAC</b>	Willett – Install Air Conditioning in media Center	\$60,000.00
<b>HVAC</b>	Brennan – Replace Original Boiler	\$40,000.00
<b>HVAC</b>	Wamsutta – Replace Original Boiler	\$40,000.00
<b>HVAC</b>	HS – Replace Chiller	\$200,000.00
<b>HVAC</b>	Upgrade HVAS System at Water Treatment Plant: Design, Phase 2a	\$29,700.00
<b>HVAC</b>	Upgrade HVAC System at Water Treatment Plant: Construction, Phase 2b	TBD
<b>HVAC</b>	Replace Air Conditioning Equipment and Control Room Thermostat in Main Electrical Room at Water Treatment Plant: Construction, Phase 1b	\$25,000.00
<b>IT</b>	Incident Report Software	\$63,375.00
<b>MX</b>	Waterproof Brick Facades at Frederick M. Bartek Recreation Center	\$21,760.00
<b>MX</b>	Playground Safety Project: Tilda A. Stone Playground, Phase 2B	\$50,000.00
<b>MX</b>	Old High School – Repair Masonry on Front Stairwell	\$25,000.00
<b>RESURFACE</b>	Playground Safety Project: Finberg Field Playground, Phase 2A	\$17,500.00

<b>PLAN SPT</b>	Space Needs at Police Station: Architectural Design, Phase 1- <b>Listed in Fire</b>	\$10,000.00+
<b>PLAN SPT</b>	Upgrade Nickerson Park	\$100,000.00
<b>PRE-CONST</b>	Combined Police Department/Fire Department Dispatch: Feasibility Study, Phase 1	\$10,000.00
<b>PRE-CONST</b>	Rehabilitate Luther Reservoir Pump Station: Design Phase 1a	\$56,000.00
<b>PRE-CONST</b>	Rehabilitate Luther Reservoir Pump Station: Design Phase 2a	TBD
<b>RESURFACE</b>	Hill Roberts – Repair and Resurface Parking Lot	\$40,000.00
<b>RESURFACE</b>	Hyman Fine – Repair and Resurface Parking Lot and Ring Road	\$100,000.00
<b>RESURFACE</b>	Finberg Alternative High School – Repair and Resurface Parking Lot	\$45,000.00
<b>ROOF</b>	Studley – Repair Roof and Water Damage	\$55,000.00
<b>ROOF</b>	Brennan – Repair Roof	\$500,000.00
<b>ROOF</b>	Wamsutta – Repair Roof	\$500,000.00
<b>VEHICLES</b>	Replace Engine-4	\$525,000.00
<b>VEHICLES</b>	Replace Rescue-1	\$300,000.00
<b>VEHICLES</b>	P&F – Roadside Mower	\$117,000.00
<b>VEHICLES</b>	Backhoe	\$156,000.00
<b>VEHICLES</b>	Street Sweeper I	\$196,000.00
<b>VEHICLES</b>	Hot Mix Truck – H17	\$127,167.88
<b>VEHICLES</b>	Mini Excavator	\$67,400.00
<b>WINDOWS</b>	Repair/Paint Library Windows	\$59,860.00
<b>WINDOWS</b>	Brennan – Repair Windows	\$18,000.00
<b>WINDOWS</b>	Wamsutta – Repair Windows	\$18,000.00

	TOTAL excluding TBD	\$2,824,427.88
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## ATTLEBORO MUNICIPAL COUNCIL

Mr. Conti also called for a Committee meeting at the next appropriate time.

Mrs. Porreca reported that the **Transportation & Traffic Committee** had no business and she called for a Committee meeting at the next appropriate time.

On recommendation of the **License Committee** and on motion of Vice-President Denlea, the following votes were taken:

1. Voted unanimously to approve the applications for a 2016 Renewal Hackney Carriage Driver's License from:
  - Andrew J. Maden, 216 Knight Avenue, Attleboro, MA
  - Donald P. Blair, 1340 County Street, Attleboro, MA
  - Caryn E. Smith, 38 North Main Street, Attleboro, MA
  - Kathleen A. Kade Birks, 46 Emory Street, Attleboro, MA
  - Mae I. Fitton, 14D South Avenue, Attleboro, MA
  - Albert H. Bromley, 39 South Avenue, Attleboro, MA
  - Jeffrey A. Hunt, 53 Emory Street, Attleboro, MA
  
2. Voted unanimously to approve the application for a New 2016 Hawkers & Peddlers License from Shawna O'Brien dba Shawnas Dream Machine, 1 Medbury Road, North Attleboro, MA.
  
3. Voted unanimously to approve the application for a Ring A Bell License to sell ice cream on the streets of Attleboro from Shawna O'Brien dba Shawnas Dream Machine, 1 Medbury Road, North Attleboro, MA.

Vice-President Denlea also called for a Committee meeting at the next appropriate time.

On recommendation of the **City Property & Claims Committee** and on motion of Mr. Conti, the following votes were taken:

1. Voted on Roll Call (10 yeas, 0 nays) that the Municipal Council approves the following Resolution dedicating the Holden Street Bridge in honor of the late Major Thomas J. Deegan:

**RESOLUTION DEDICATING THE HOLDEN STREET BRIDGE  
IN HONOR OF MAJOR THOMAS J. DEEGAN**

**WHEREAS:** There is no greater respect that a community can show than the dedication of one of its most prized possessions in their honor; and

**WHEREAS:** Major Thomas J. Deegan was an 18-year veteran of the Air Force, a B-57 Canberra pilot, and a native of Attleboro, who selflessly gave his life to protect the lives of strangers when his aircraft was crippled due to an engine malfunction; and

**WHEREAS:** His skillful piloting allowed him to avoid homes, a school, and a shopping center that were in his flight path, sacrificing his life with his heroic actions while guaranteeing the safety of innocent civilians; and

**WHEREAS:** His valor is an attribute truly representative of the values we aspire to as Americans; and

**THEREFORE, BE IT RESOLVED** that this Municipal Council calls upon all the citizens of Attleboro to express our sincere appreciation and thanks to Major Thomas J. Deegan by dedicating the Holden Street Bridge in his name as “The Major Thomas J. Deegan Bridge”.

**ATTLEBORO MUNICIPAL COUNCIL**

2. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor’s request to declare the following Wastewater Department item as surplus for trade-in value and available for disposition:

<u>YEAR</u>	<u>MAKE/MODEL</u>	<u>USAGE</u>	<u>CONDITION</u>
1985	Caterpillar D4E Bulldozer	9,295 hours	Fair to Poor

Mr. Conti also called for a Committee meeting at the next appropriate time.

On recommendation of the **Personnel & Human Services Committee** and on motion of Mr. Cooper the following votes were taken:

1. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor’s request to transfer \$1,425.00 to Account 16301000-546012 (Recreation – Supplies Rec Grounds) to purchase supplies for the Recreation Department for the remainder of FY2016 from the following accounts:
  - \$650.00 from 16301000-511000 (Recreation – Salary & Wages)
  - \$775.00 from 16301000-514030 (Recreation – Longevity)

2. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor's request to appropriate \$259,000.00 in required FY16 funding for Health Insurance, Workers' Compensation and Medtax from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to the following accounts:
  - \$75,000.00 to Account 11521000-517120 (Personnel - Health Insurance HMOs)
  - \$63,000.00 to Account 11521000-517220 (Personnel – Workers' Compensation)
  - \$5,000.00 to Account 11521000-517223 (Personnel – Workers' Compensation Police)
  - \$84,000.00 to Account 11521000-517224 (Personnel – Workers' Compensation Fire)
  - \$32,000.00 to Account 11451000-517240 (Treasurer - Medtax)
  
3. Voted unanimously to approve the Mayor's request to confirm the appointment of Kent Richards, currently an associate member of the Zoning Board of Appeals, to fill an unexpired term as a full member on the Zoning Board of Appeals. Term to expire February 2018.
  
4. Voted unanimously to approve the Mayor's request to confirm the appointment of Kathi D. Gariepy, 1077 Pleasant Street, to fill an expired term on the Conservation Commission. Term to expire February 2019.
  
5. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor's request to transfer \$3,937.60 for Animal Control overtime for the remainder of FY2016 from Account 16501000-511000 (Park Forestry – Salary and Wages Full Time) to the following accounts:
  - \$2,362.56 to Account 12921000-513022 (Animal Control - Call Back Overtime)
  - \$1,575.04 to Account 12921000-513100 (Animal Control - Holiday Overtime)

Mr. Cooper also called for a Committee meeting at the next appropriate time.

On recommendation of the **Public Works** Committee and on motion of Ms. Jackson, the following votes were taken:

1. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor's request to appropriate \$200,000.00 from Account 6000-359000 (Wastewater Enterprise Fund - Retained Earnings) to Fund 3218-589060 (Bio Filters-Construction) to reconstruct two bio-filters located at the wastewater treatment plant.
  
2. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor's request to appropriate \$73,724.66 from Account 6000-359000 (Wastewater Enterprise Fund - Retained Earnings) to Account 6000-524017 (Wastewater Enterprise Fund – Heavy Equipment) to make repairs on a Cat Bulldozer and Front End Loader.

3. Voted on Roll Call (10 yeas, 0 nays) to approve the Mayor’s request to transfer \$57,500.00 to Account 6100-521006 (Water Enterprise Fund – Sewer) from the following accounts to pay the fourth quarter sewer bill for FY2016:
- \$23,000.00 from Account 6100-548010 (Water Enterprise Fund – Gasoline)
  - \$2,000.00 from Account 6100-548011 (Water Enterprise Fund – Diesel Fuel)
  - \$23,000.00 from Account 6100-553130 (Water Enterprise Fund – Chemicals)
  - \$6,500.00 from Account 6100-553150 (Water – Water Meters)
  - \$3,000.00 from Account 6100-553182 (Water – Lab Supplies)

Ms. Jackson also called for a Committee meeting at the next appropriate time.

On recommendation of the **Public Safety & Emergency Management Committee** and on motion of Mr. Blais, the following vote was taken:

1. Voted on Roll Call (10 yeas, 0 nays) in accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, to approve expending \$16,500.00 in grant funds and any future amendments for the Collins Center for Public Management at the University of Massachusetts Boston to conduct an evaluation of the City’s Problem-Oriented Policing (POP) Program. There is no matching requirement for this grant.

Mr. Blais also called for a Committee meeting at the next appropriate time.

There was no **Old Business**.

There was no **New Business**.

**VOTED: TO ADJOURN** at 9:15 P.M.

**A TRUE COPY**

**ATTEST:** \_\_\_\_\_  
**City Clerk/Clerk of the Council**

**MINUTES APPROVED BY COUNCIL:** \_\_\_\_\_  
**(DATE)**

\_\_\_\_\_  
**City Clerk/Clerk of the Council**