

**In Municipal Council  
Special Meeting**

**May 31, 2016  
7:04 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.

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

**The following Special Meeting Notice was read by the City Clerk/Clerk of the Council, Stephen K. Withers:**

Date: May 24, 2016

To: Members of the Municipal Council

From: Frank Cook, Council President

Councilors:

By authority of Article 2, Section 2-7 (c) of the Attleboro Home Rule Charter, I hereby call a special meeting of the Municipal Council as follows:

Date: TUESDAY, MAY 31, 2016

Time: 7:00 P.M.

Place: Council Chambers

Purpose: The Mayor's presentation of the FY17 Budgets, and associated matters, and any other legal matter that may come before the Council.

cc: Mayor Kevin J. Dumas

Mayor Kevin J. Dumas read the following FY17 General Government Budget and Water & Wastewater Enterprise budget messages:

May 31, 2016

Dear President Cook and Honorable Municipal Councilors:

I respectfully submit herewith the City of Attleboro's Annual Budget for Fiscal Year 2017. The attached budget totals \$125,552,083.90, which represents a 1.28% increase from Fiscal Year 2016's revised budget of \$124,002,878.24.

While the development of this budget was a challenge in meeting the demands of a small but growing City coupled along with the fact of a minimal increase in Chapter 70 Education Funding, I remain steadfast in my commitment toward providing excellent services in all City Departments.

Toward that end, this was accomplished by continuing to keep a steady hand on the City's finances by projecting revenues appropriately that produce stable results rather than risky decisions that could lead to future financial instability of the City. The Commonwealth of Massachusetts through its' Division of Local Services has made it clear that municipalities should have target balances for Stabilization Funds and its' annual Free Cash. This shows sound fiscal policy and the ability to handle unforeseen circumstances, emergency needs, or economic downturns. As we have followed true to these principles, the City of Attleboro holds a "AA" bond rating from Standard & Poor's Rating Service. This rating is the second highest possible for any municipality; and according to S&P, reflects "strong management, with good financial management policies and practices."

This budget was the most challenging budget to create in my administration, given several factors. First and foremost, this budget reflects my ongoing commitment to invest in our education system. For the third year in a row, this budget reflects a school appropriation that is above the Net School Spending requirement. This year, that amount will be \$2,001,500 above the minimum spending requirement. This number reflects our original commitment of \$1M above the minimum spending requirement, plus an additional \$800,000 from the increase in the tax levy, and an additional \$201,500 transferred from the non-net school spending line item for transportation (as per changes in the transportation policy enacted by the School Committee) into the general School appropriation for FY2017. In addition to the \$2,001,500, I have also funded the one-time expense for technology improvements of \$112,000 that will make recurring dollars available for other budgetary needs. Furthermore, I have also allocated funding in the amount of \$390,000 for the replacement of three (3) boilers at Hill Roberts, Hyman Fine & Willett and two (2) hot water tanks at Brennan & Wamsutta that will in essence free-up \$65,000 in recurring maintenance dollars that will be repurposed into other budget areas that are needed. So, addressing these technology and capital issues, it will repurpose a total of \$177,000 toward other education needs in FY2017 without causing fiscal instability in future budget years.

Second, and as you are well aware, it is critical that the Commonwealth reexamine how it funds our educational needs. The current formula as we know it is broken and fails to take into consideration factors that have emerged since 1993 especially in the areas of Special Education, English Language Learners, and municipal health insurance costs. As you also are aware, I sat on the Foundation Budget Review Commission, whose 21 member charge was to "*review the way in which foundation budgets are*

*calculated and to make recommendations to the general court regarding changes that may be appropriate.”* I remain hopeful that the recommendations of the FBRC, and the Legislature’s adoption of those recommendations, will result in a new funding formula that will have a positive impact on cities like Attleboro in future years. I ask that you join me in the continued effort to have the Governor and the State Legislature push to make the changes in the formula and fund the needs of our educational system. I am hopeful that School Committee Chairman Withers & incoming Superintendent Sawyer along with their associations, will lead the way with me and the Massachusetts Municipal Association, to mount a Statewide effort to get this accomplished.

In the meantime for FY2017, I made a policy change that dedicates 50% of the increase in the Proposition 2 ½ Tax Levy to the School Department this year and future years until the State Education Formula is corrected. This will allow the School Department to begin to budget with more certainty and not have major ebbs and flows in knowing what revenues can be counted on. Contracts negotiated should fall in line with expected revenue in order to avoid any peaks and valleys without impacting direct student services. This realignment is crucial in order to avoid a circumstance as seen this year. Moving forward, I fully expect all City and School contracts to be negotiated with a complete understanding of realistic available dollars. In addition, I will be invoking my right under Chapter 150E, Section 1, to “participate and vote as a member of the school committee” for collective bargaining purposes.

Third, following the release of the Governor’s budget submittal for FY2017, the City needed to overcome a \$2 million dollar shortfall. In order to overcome this initial shortfall, a decision was made to cover the snow deficits in the amount of \$959,126.37. In addition, I made a request to the Board of Assessors to release excess overlay funds that were deemed available in the amount of \$224,943.88. The balance was made up of reductions in expenses from requested budgets, decisions to not backfill open positions, and the delayed hiring for required public safety positions in FY2017.

In order to provide the additional funding of \$800,000 to fund the School Department, there were reductions in force that were required. This impacts the Departments of Clerk, Elections, Collector, Treasurer, Inspection, DPW-Highway Division, Library, and Park & Forestry as referenced in the salary sheets located in the rear section of this budget submittal. The remaining balance was satisfied by updated local receipt projections.

Fourth, this budget reflects the reality of the ever-increasing cost of health insurance. Although, the recommended budget reflects only a 4.2% increase, there will be a need for additional funding after quarterly reviews throughout FY2017. With that said, we will be proposing changes to our health insurance program over the next bargaining cycle that should save the money moving forward and help toward our OPEB liability. Moreover, as part of this budget, there will be a refund due to the City and specific health plan participants. The City has never adopted Massachusetts General Law Chapter 32B, Section 8A which will allow the City to make such refund (75% percent to the City, 25% to the participant). This law must be adopted as part of the budget process as this one-time funding is being allocated to pay for the one-time expenses for the School Department (technology & capital items).

Fifth, to help offset the 2<sup>nd</sup> installment of the FY2015 snow deficit as well as the FY2016 snow deficit, I am recommending that the City temporarily utilize \$959,126.37 from our Stabilization Fund. It is my

intention, as I have done in the past, to return these funds back to the Stabilization Fund once Free Cash is certified in the Fall. This has been explained to the bond rating agency and is expected.

As you will notice, this budget also reflects several important changes that are designed to help provide our services more efficiently. For example, in the Inspection Department, the City will be rolling out online permitting process that will save staff time, reduce paper, improve scheduling, and speed up the permitting process. The costs for these improvements can be found in the software and maintenance of software accounts under the Department of Budget and Administration. In Park & Forestry, the retirement of Sonny Almeida on December 31<sup>st</sup> will provide us with an opportunity to utilize the Director of Recreation Dennis Walsh to oversee the Park & Forestry Department for the remainder of FY2017 with no cost to the City. At the conclusion of FY2017, we will review and evaluate whether any permanent efficiencies can be made. As times are difficult in FY2017, the cost of the Memorial Day Parade has been excluded in FY2017 budget for one year. However, I am pursuing a private donation so that this important event can continue.

Finally, you will notice that I have included in this budget presentation the School Committee's approved line item budget with the corresponding salary sheets. I encourage all of you to review these documents as part of your budget review process.

Like last year, we also took a look at several of our revolving funds to determine whether their successes could provide an opportunity to shift some expenses that have been, up to now, covered by the General Fund. The Assistant Zoo Director has been shifted off of General Government and placed in the Zoo Revolving Fund thus helping to lower City government expenses. In addition, these changes help continue the goal of making our revolving funds more self-sustaining.

While we have not had an increase in the Solid Waste Collection Program since FY2013, the fee will increase from \$184.00 per year to \$202.68 in FY2017. This cost increase is mainly due to the increase in our Solid Waste Collection Contract that impacts FY2017. Residents enjoy the benefits of comprehensive program that enables them to receive curbside rubbish and recycling pick-up (including one additional bulk item), curbside metal pick-up, 2 free television disposals per year, compost center, household hazardous waste monthly, recycling center drop off (tires, batteries, propane tanks, metals, cardboard), 4 weeks of yard waste curbside collection, Christmas tree curbside collection, and the clean-up of targeted littered areas. I am proud to have such a comprehensive Solid Waste Collection Program that remains to be one of the best in the Commonwealth.

While this budget process certainly has presented its challenges, we are tasked to move forward and continue our work. I am confident that we can achieve our goals through cooperation, transparency, and open respectful dialogue.

As you may recall, the current School budget issue is similar to that which occurred back in FY2010 to all - non-School - departments. It was during this time when City Departments - non-School - experienced State funding reductions while the School Department was held harmless. In response to that crisis, all non-school unions and exempt employees came together and agreed to a voluntary one-time 4% departmental reduction. It is in that same spirit of cooperation that I remain hopeful that the school unions will be able to reach a similar result and protect the children of our district.

My position tasks me with the responsibility of providing a wide range of services that fits the needs of the general public. A great deal of effort has gone into preparing a budget that responsibly and realistically continues the many citywide services that our citizens have come to expect. I hope you will join me in thanking the members of my staff and those department heads who do recognize the reality of limited funds and the sacrifices that they have made and continue to make.

To that end, I wish to publicly thank Your Honorable Body, as well as the many dedicated employees who made this budget possible as well as the employees who help make this City great.

Respectfully submitted,

Kevin J. Dumas, Mayor

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May 31, 2016

Dear President Cook and Honorable Municipal Councilors:

In accordance with Chapter 44, Section 53F½ of the Massachusetts General Laws, I respectfully submit herewith my proposed FY2017 Water Enterprise Budget of **\$6,694,338.22**, and Wastewater Enterprise Budget of **\$9,629,492.75**.

The FY2017 Water Enterprise Budget represents a 5% increase from the FY2016 approved budget. Although the FY2017 Water Department budget reflects a decrease of total debt service (\$136,989.95) from the FY2016 approved budget, the costs of operating a 21<sup>st</sup> century Water Department have risen. Most notably are the projected increases for utility supplies. The net effect of these rising costs is an overall budgetary increase of \$269,679.89 over the FY2016 approved budget. Our favorable balance in the Water Retained Earnings has allowed us to utilize a modest amount to help offset these rising costs. However, and in order to help avoid a revenue deficit in FY2017, I am recommending a water rate increase of .18¢, or 4.03%. Like Your Honorable Body, I am ever mindful of the burden any rate increase poses on our residents. In fact, I am proud of the fact that we have not had any rate increase since FY2013. However, I am also mindful that providing our residents with clean, safe drinking water remains one of the City's most vital services.

I am pleased to report that the FY2017 Wastewater Enterprise Budget represents a 3% decrease from the FY2016 approved budget. However, due to a projected decrease in sewage use, an appropriation from the retained earnings will be required. Our favorable balance in the Wastewater Retained Earnings allows us to utilize a modest amount to help maintain the current wastewater rate, with no increase. To achieve this objective, an appropriation is, therefore, requested in the amount of \$73,809.02 from Wastewater Retained Earnings.

With Your Honorable Body's approval, we have continued our philosophy of using available retained earnings in both Enterprise Departments towards capital projects and one-time expenditures. In the Water Department, this included the design for improvements to the Luther Reservoir Pumping Station, continuation of our water meter replacement program, an Asset Management Plan for the City's Water Distribution System, and water tank improvements to Ides Hill Water Tank. In the Wastewater

Department, this included an emergency repair on a sewer main interceptor located at the end of Grant Street, an emergency by-pass pump and the reconstruction of two bio-filters located at the wastewater treatment plant.

We have and will continue to carefully scrutinize all expenditures by these two Enterprise Departments. The continued financial viability of these two municipal services depends on our skillful and forthright stewardship. I look forward to discussing these budgets with Your Honorable Body.

Respectfully submitted,

Kevin J. Dumas, Mayor

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

May 31, 2016

Dear Municipal Councilors:

1. I respectfully submit to Your Honorable Body the City of Attleboro's General Government Annual Budget for Fiscal Year 2017.

1/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

A motion was made, duly seconded and unanimously voted to hold a **PUBLIC HEARING on Tuesday, June 21, 2016** relative to the FY2017 General Budget.

2. I respectfully request Your Honorable Body, under the provisions of Chapter 44, Section 53 E-½ as amended, to approve for Fiscal Year 2017 the reauthorization with continuing balances of the following Departmental Revolving Funds in the amounts indicated and with conditions as specified:

Animal Shelter (expenditure limit \$6,000.00) [2615]

- To receive one-third of income generated by the adoption fee derived under City Ordinances 9-2 (as amended) for both dogs and felines, and to receive \$1.00 of every fee collected pursuant to Section 9-43 of the Revised Ordinances of the City of Attleboro.
- To be expended by the Animal Control Officer with the approval of the Mayor and the Superintendent of Parks & Forestry for the purposes of direct services for the care of animals, such as medical treatment, spay and neutering of animals, and food for animals. Building maintenance, facility care expenses and salary & wages are prohibited.

Capron Park Zoo (expenditure limit \$1,100,000.00) [2607]

- To receive all fees paid for admission to Capron Park Zoo, including the Gift Shop, Concession Operations, and Education Programs from individuals or organizations in support of the operation of Capron Park Zoo.
- To be expended by the Zoo Director with the approval of both the Mayor and Superintendent of Parks & Forestry for the operation of Capron Park Zoo.

City Property (expenditure limit \$50,000.00) [2612]

- To receive income generated by tax title or other city-owned property.
- To be expended by the City Treasurer as Custodian of City Property with the approval of the Mayor for the support of tax title or other city-owned property, including any costs associated with the custody and/or sale of such property.

Council on Aging (expenditure limit \$20,000.00) [2606]

- To receive all income generated by senior programs.
- To be expended by the Director of the Council on Aging with the approval of the Mayor for printing and postage for the senior newsletter and for any other expenses for Council on Aging activities.

Fire Ambulances (expenditure limit \$1,100,000.00) [2610]

- To receive 40% of the income generated by charges for municipal ambulance service.
- To be expended by the Fire Chief with the approval of the Mayor for the purchase or lease of municipal ambulances, for the equipping and maintenance of said municipal ambulances, for personnel expenses and/or stipends associated with operating and administering the City's emergency medical service, and for expenses related to third party billing.

Fire Alarm System (expenditure limit \$40,000.00) [2609]

- To receive 50% of all fees paid in association with the Municipal Fire Alarm System.
- To be expended by the Fire Chief with the approval of the Mayor to support fire alarm activities and for the purchase and maintenance of communication equipment for the Fire Department and fire alarm stipend.

Health Immunization (expenditure limit \$10,000.00) [2611]

- To receive 100% of fees generated by the administration of vaccines and testing.
- To be expended by the Health Agent with the approval of the Mayor and the Health Officer for the purposes of necessary immunization for residents of the City of Attleboro, or as determined to be necessary to prevent the spread of diseases.

Parking Administration (expenditure limit \$250,000.00) [2602]

- To receive 50% of the income from parking fees and fines for parking violations.
- To be expended by the Parking Clerk with the approval of both the Mayor and the Director of Budget & Administration to support parking enforcement and to maintain and improve city-owned public parking areas.

Police Vehicles (expenditure limit \$280,000.00) [2601]

- To receive 50% of the income generated by the traffic fines collected for the City of Attleboro by the Attleboro District Court and the Massachusetts Registry of Motor Vehicles, to receive proceeds from disposal of surplus police vehicles and vehicle-related equipment, and to receive 100% of the fees charged for the use of a police vehicles on traffic details.
- To be expended by the Chief of Police with approval of the Mayor to support traffic enforcement and for the purchase and maintenance of Police Department vehicles and vehicle-related equipment.

Police False Alarm (expenditure limit \$50,000.00) [2616]

- To receive 100% of the income generated by false alarm fees and fines collected for the City of Attleboro by the Attleboro Police Department.
- To be expended by the Chief of Police with the approval of the Mayor to provide any needed training and equipment; and provide for any personnel expenses including overtime associated with the operating and administering the false alarm ordinance.

Police K-9 (expenditure limit \$10,000.00) [2617]

- To receive 25% of the income generated by marijuana fines collected by the City of Attleboro.
- To be expended by the Chief of Police with the approval of the Mayor to support the police department K9 Unit for the purchase and maintenance of related K9 equipment, training, and any other related cost associated with K9 unit activities.

Recreation (expenditure limit \$175,000.00) [2614]

- To receive income generated by Recreation Department activities and rental of Recreation Department facilities to support such activities or facilities.
- To be expended by the Director of Recreation with the approval of the Mayor for the operation of Recreation Department activities, including wages for program staff for such activities.

Special Disposal (expenditure limit \$700,000.00) [2604]

- To receive \$20.15 per unit of the solid waste disposal fee as well as any other fees paid for solid waste disposal and recycling programs and to receive the income generated from the sale of rubbish bags.
- To be expended by the Health Agent with the approval of both the Mayor and the Health Officer for the operation of solid waste, recycling and household hazardous waste disposal programs, and by the Superintendent of Parks & Forestry with the approval of the Mayor for the operation of the City Compost Site.

Protective Inspection Services (expenditure limit \$65,000.00) [2603]

- To receive 65% of the fees paid for plumbing, gas and electrical inspection permits when needed to be performed by an outside contractor.
- To be expended by the Inspector of Buildings with the approval of the Mayor for the cost of professional services as established by ordinance for appointed plumbing and gas inspectors and all alternate inspectors.

2/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

3. In order to provide sufficient income to fund the proposed FY2017 budget for the Solid Waste Program, I respectfully request that Section 7-8.1 (Solid Waste Collection Fee) of the Revised Ordinances of the City of Attleboro be amended to establish a charge of \$202.68 per year from residential dwellings of one (1) through eight (8) units as well as a per bag cost of \$2.00, effective July 1, 2016.

Furthermore, I hereby request Your Honorable Body to hold a Public Hearing at the appropriate time on the above ordinance change.

**3/5/31/16 – REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

A motion was made, duly seconded and unanimously voted to hold a **PUBLIC HEARING on Tuesday, June 14, 2016** relative to amending Section 7-8.1 (Solid Waste Collection Fee) of the Revised Ordinances of the City of Attleboro to establish a charge of \$202.68 per year from residential dwellings of one (1) through eight (8) units as well as a per bag cost of \$2.00, effective July 1, 2016.

4. With reference to the Title V Betterment Loan Program, I hereby request Your Honorable Body to appropriate \$5,669.00 from Fund 2500 (Receipts Reserved for Appropriation-Title V Reserve Fund) to the General Fund to provide program funding for FY2017.

**4/5/31/16 – REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

5. I am pleased to present to Your Honorable Body the proposed Water and Wastewater Enterprise Budgets for Fiscal Year 2017.

**5/5/31/16 – REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

A motion was made, duly seconded and unanimously voted a **PUBLIC HEARING on Tuesday, June 21, 2016** relative to the FY2017 Water Enterprise Budget and FY2016 Wastewater Enterprise Budget.

6. In order to provide sufficient income to fund the proposed FY2017 budget for the Water Enterprise, I respectfully request that Section 16-11.2 (Water Rates) of the Revised Ordinances of the City of Attleboro be amended to establish a water rate of \$4.65 per 100 cubic feet, with a minimum charge for each three months of \$23.25 for the first 500 cubic feet, effective July 1, 2016.

Furthermore, I hereby request Your Honorable Body to hold a Public Hearing at the appropriate time on the above ordinance change.

**6/5/31/16 – REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

A motion was made, duly seconded and unanimously voted to hold a **PUBLIC HEARING on Tuesday, June 14, 2016** relative to amending Section 16-11.2 (Water Rates) of the Revised Ordinances of the City of Attleboro to establish a water rate of \$4.65 per 100 cubic feet, with a minimum charge for each three months of \$23.25 for the first 500 cubic feet, effective July 1, 2016.

7. I hereby request Your Honorable Body appropriate \$87,910.69 from Account 6100-359000 (Water Enterprise Fund - Retained Earnings) to fund the FY2017 Water Enterprise Budget.

7/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

8. For Your Information: We have been able to provide wastewater services at no increased cost in the rate structure. Therefore, there is no need to change the ordinance for the wastewater rate for FY2017.

8/5/31/16 – REFERRED TO COMMITTEE

9. I hereby request Your Honorable Body appropriate \$73,809.02 from Account 6000-359000 (Wastewater Enterprise Fund - Retained Earnings) to fund the FY2017 Wastewater Enterprise Budget.

9/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

10. I hereby request Your Honorable Body appropriate \$189,990.65 from Account 6000-359000 (Wastewater Enterprise Fund - Retained Earnings) to fund the Wastewater Betterment's Share of debt in the FY2017 Budget.

10/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

11. As you are aware, a portion of the Water & Wastewater Enterprise FY2017 Budgets includes an Indirect Cost allocation that is used to pay for costs incurred within the General Government budget. In accordance with the indirect rates established by the Abrahams Group, I hereby request Your Honorable Body to transfer \$759,844.40 from Fund 6100 (Water Enterprise Fund) to the General Government Fund to fund the indirect cost for FY2017. The dollar amount presented is from the FY2017 budget book. Please note this figure excludes the OPEB contribution and all debt expenses. I also hereby request Your Honorable Body to transfer \$ 596,013.83 from Fund 6000 (Wastewater Enterprise Fund) to the General Government Fund to provide funding for the indirect cost for FY2017 budget. The dollar amount presented is from the FY2017 budget book. This required transfer also excludes the OPEB contribution and the expenses associated with debt.

11/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

12. On June 2, 2015 Your Honorable Body voted to accept the provisions of Chapter 10, Section 58 of Acts of 2015 amortizing the 2015 snow deficit over a period of three years. The first year of the amortization schedule was raised on the FY2016 tax recapitulation. The second year of amortization schedule is due in the amount of \$444,756.37; as such I respectfully request Your Honorable Body appropriate \$444,756.37 from Fund 8455 Stabilization Fund to the FY2017 General Government Budget to cover this cost. It is my intention to return these funds back to the Stabilization Fund once Free Cash is certified in the Fall of 2016.

12/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

13. In order to cover the FY2016 snow deficit, I respectfully request Your Honorable Body appropriate \$514,370.00 from Fund 8455 (Stabilization Fund) to the FY2017 General Government Budget. It is my intention to return these funds back to the Stabilization Fund once Free Cash is certified in the Fall of 2016.

13/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

14. In accordance with M.G.L. c 59, Section 25, the Attleboro Board of Assessors has released \$224,943.88 from Allowance Account from the following fiscal years:

FY 1997	\$ 1,814.25
FY 1998	\$ 3,314.94
FY 1999	\$ 1,610.34
FY 2000	\$ 3,468.88
FY 2001	\$ 4,175.24
FY 2003	\$50,560.23
FY 2004	\$30,000.00
FY 2005	\$45,000.00
FY 2006	\$30,000.00
FY 2007	\$55,000.00

Please find the enclosed vote of the Board of Assessors releasing \$224,943.88 of available surplus overlay to the City. In accordance with proper procedures, upon release, excess Allowance For Abatement funds are transferred into the Fund Balance Reserve for Overlay Surplus account and can be appropriated for any lawful purpose. Therefore, I respectfully request Your Honorable Body appropriate \$224,943.88 from account 1000-359600 (General Fund – Fund Balance Reserve for Overlay Surplus) to account 1000-321200 (Fund Balance Reserve for Expenditures) to fund the FY2017 Budget.

14/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

15. As outlined in the budget message the proposed FY17 appropriation for the school department includes \$502,000.00 of one time expenses. Some of these expenses will provide ongoing budgetary relief to the school department in maintenance costs annually. In order to fund the \$502,000.00, a one time non-recurring revenue has been included in the local receipts. The source of this one time revenue is the City’s proportionate share of a refund of Blue Care Elect Preferred Deductible Program revenues in the health insurance trust fund which will be refunded. Plan participates of the Blue Care Elect Preferred Deductible Program will also receive a proportionate refund for plan years 2009 and 2010. In order to complete the administrative tasks needed for this refund the City Solicitor has determined Section 8A of MGL, 32B need to be accepted. Please see a memo from City Auditor Deborah Gould regarding this matter.

I respectfully request Your Honorable Body accept the motion as prepared by City Solicitor Robert Mangiaratti as follows:

Proposed Motion to Accept M.G.L. c32B, Section 8A

Motion: That the City of Attleboro accept MGL,c.32B, Section 8A, which establishes an employees' group insurance trust to hold dividends, their equivalent and other such refunds accepted by the City from the carrier or carriers as a result of any policy or policies entered into under the authority of Chapter 32B; and when such funds exceed the total administrative costs of such policies, allows the City to transfer to appropriate revenue accounts that portion of the remaining balances which represent the City's proportionate share of the policy premium cost of the policy year to which the dividend or refund is attributable and to pay to insured members a proportionate refund.

Please note that acceptance of this law is required in order to balance the FY2017 General Government Budget.

This measure requires a majority vote of the Municipal Council and the approval of the Mayor.

15/5/31/16 – **REFERRED TO THE BUDGET & APPROPRIATIONS COMMITTEE**

Sincerely,

Kevin J. Dumas, *Mayor*

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

1. Communication received about concerns with the City's proposed FY17 School budget from: Francis & Erin Brown, 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.

#### **Committee Reports:**

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

On recommendation of the **Zoning & Land Use Committee**, and on the recommendation of Ms. Hall, the following vote was taken:

1. Voted on Roll Call (10 yeas, 1 nay. Mr. Conti voting nay) to approve the petition of Alviti Realty, Inc to rezone the property located at 67 Mechanic St., more specifically, Assessor's lot #102C, containing a land area of approximately 8.85 acres, on plat #41, from Industrial to General Residence-A.

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

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

1. Voted on Roll Call (11 yeas, 0 nays) to approve the Mayor's request to appropriate \$132,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Fund 3321 Blake's Pond Dam, 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.
2. Voted on Roll Call (11 yeas, 0 nays) to approve the Mayor's request to appropriate \$177,900.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Fund 3322 Luther Reservoir Dam, for the Phase 2 Design for the rehabilitation of the Luther Reservoir Dam.

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.

Vice-President Denlea reported that the **License Committee** had no business and he called for a Committee meeting at the next appropriate time.

On recommendation of the **Budget & Appropriations Committee**, and on the motion of Ms. Heagney, the following vote was taken:

1. Voted on Roll Call (10 yeas, 1 nay. Mrs. Porreca voting nay) to approve the Mayor's request to appropriate \$19,595.05 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11241000-599000 (City Wide – Other Financing Uses), and further transfer \$19,595.00 from Account 11241000-599000 (City Wide – Other Financing Uses) to Fund 3532-499000 (MassWorks – Other Financing Sources), for additional funding for Fund 3532 MassWorks for project related expenses not eligible for reimbursement from the Commonwealth.

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

On recommendation of the **City Property & Claims Committee**, and on the motion of Ms. Reynolds, the following vote was taken:

1. Voted on Roll Call (11 yeas, 0 nays) to approve the Mayor's request to transfer \$713.73 from Account 11611000-530840 (Clerk – Preserving) to Account 11611000-542020 (Clerk – Supplies Office Equipment) for City Clerk Stephen Withers to purchase a new time stamp.

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

On recommendation of the **Personnel & Human Services Committee**, and on the motion of Mr. Cooper, the following vote was taken:

1. Voted on Roll Call (11 yeas, 0 nays) to approve the Mayor's request to authorize the School Department to pay FY2015 previous year school bills totaling \$868.66 as identified in Mr. Furtado's communication.

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

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

1. Voted on Roll Call (11 yeas, 0 nays) to approve the Mayor's request to appropriate \$48,750.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-584052 (Water Enterprise Fund – AC Unit) for the replacement of the air conditioning unit at the Water Treatment plant.
2. Voted on Roll Call (11 yeas, 0 nays) to approve the Mayor's request to transfer \$350.00 from Account 6100-578300 (Water Enterprise Fund – Reserve Fund for Transfer) to Account 6100-574010 (Water Enterprise Fund – Insurance) for the anticipated insurance endorsement for the new Water Storage Building.
3. Voted on Roll Call (8 yeas, 3 nays. Mr. Conti, Mrs. Porreca and Ms. Heagney voting nay) to approve the Mayor's request to approve a 20 year (240 month) Net Metering Agreement with Douglas Solar L.L.C.

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

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

1. Voted on Roll Call (11 yeas, 0 nays) to approve, in accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, the Mayor's request to expend \$25,000.00 in Community Compact Program grant funds (and any future grant amendments) for the City to seek accreditation for the Attleboro Police Department. There is no matching requirement for this grant.
2. Voted on Roll Call (11 yeas, 0 nays) to approve the Mayor's request to authorize the expenditure of insurance proceeds from Account 2501220-580000 (Insurance > \$20,000.00 Fire-Capital Outlay) to cover the Fire Department's Ladder 2 accident damages that will exceed \$20,000.00.

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

There was no **OLD BUSINESS**.

#### **NEW BUSINESS:**

On the motion of Mr. Conti, the following vote was taken:

1. Voted on Roll Call (11 yeas, 0 nays) to refer the following item to the appropriate committee for further study and recommendation. I expect the committee's recommendation on the matter to the full Council for enactment to be voted on prior to July 1, 2016:

The establishment, under M.G.L. c. 44, s. 53 E 1/2 of an Animal Building Revolving Fund comprised of fines paid by dog owners for late dog licensing. Said Fund will be annually

forwarded to the Mayor upon the approval of the Municipal Council. 100% of the fund would be annually authorized to specifically: (1) fund any capital programs in the Park and Forestry Department directly related to the Animal Shelter building; (2) the departmental receipts which shall be credited to the revolving fund; (3) the board, department or officer authorized to expend from such fund; (4) a limit on the total amount of \$5,000 which may be expended from such fund in the ensuing fiscal year; (5) the balance to be held for future use in this fund subject to the annual renewal.

**REFERRED TO THE ADMINISTRATION**

President Cook reminded the Councilors again that he anticipates calling a number of Special Meetings in June relative to the FY17 budget.

**VOTED: TO ADJOURN** at 8:18 P.M.

**A TRUE COPY**

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

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

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