

**In Municipal Council
Special Council Meeting**

**NOVEMBER 10, 2015
8:19 P.M.**

MEMBERS PRESENT: President Frank B. Cook, Vice-President Peter Blais. Councilors: Ronald Churchill, Richard Conti, Mark Cooper, Jeremy Denlea, Shannon Heagney, Brian Kirby, and Heather Porreca.

MEMBERS ABSENT: Walter Thibodeau and Jonathan Weydt.

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 Assistant City Clerk/Clerk of the Council, Sharon Rivard:

Date: NOVEMBER 04, 2015
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: NOVEMBER 10, 2015
Time: 7 P.M.
Place: Council Chambers

Purpose: 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 2016 and any other matters and any other legal matter that may come before the Council.

cc: Mayor Kevin J. Dumas

A motion was made by President Cook, duly seconded by Mr. Churchill, and unanimously voted to approve the minutes of October 6, 2015.

The following communications were received from the Mayor and read by the Assistant City Clerk/Clerk of the Council, Sharon Rivard:

November 10, 2015

Dear Municipal Councilors:

1. I respectfully submit a communication from Acting Superintendent of Public Works Ron Dubuc regarding the need for funds to pave a portion of Read Street and Harvard Street along with associated Police details for these projects. As you may be aware, there was a large water main break on Read Street. The Public Works-Highway Division is responsible to have the roadway repaired. However, the extent and size of the trench requires a professional paving company. Additionally, the road condition at the end of Harvard Street needs to be professionally paved due to several issues. The estimated cost for the Police Details on both projects is \$3,680.00 and request that any unused funds be used for other needed traffic details on future DPW projects. It is imperative that this work be performed before the cold weather sets in.

Therefore, I hereby request Your Honorable Body transfer \$24,388.50 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to the following Accounts:

14201000-524021 (Public Works – Maintenance of Streets/Sidewalks) \$20,708.50
14201000-530101 (Public Works – Professional Services) \$3,680.00

Upon approval, the available balance in Reserve Fund for Transfer will be \$428,970.35.

In accordance with Article 2, Section 2-9 (b) of the City Charter of the City of Attleboro, I respectfully request Your Honorable Body to consider this as an emergency measure.

(Copies in your packets)

1/11/10/15 – REFERRED TO PUBLIC WORKS COMMITTEE

2. I respectfully submit a communication from Acting Superintendent of Public Works Ron Dubuc regarding the need for funds to repair several traffic signals, along with the Police details associated with the repairs, and funds to repair the street sweeper.

The pedestrian traffic signal poles at Bank Street and Park Street and the School Zone signal pole on County Street need to be repaired due to “hit & run” motor vehicle accidents. Additionally, the traffic signals at the intersection of Wall Street and County Street are going into flash mode at intermittent times due to needed wiring repairs. The estimated cost for the Police Details for these projects is \$2,944.00 and request that any unused funds be used for other needed traffic details on future DPW projects.

Additionally, the 2005 Elgin street sweeper is currently out of service due to the need of a major repair. The funds requested are for parts and freight.

Therefore, I hereby request Your Honorable Body transfer \$23,052.72 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to the following Accounts:

14201000-524013 (Public Works – Maintenance of Traffic Lights) \$10,265.00

14201000-530101 (Public Works – Professional Services) \$2,944.00

14201000-548040 (Public Works – Supplies-Equipment) \$9,843.72

Upon approval, the available balance in Reserve Fund for Transfer will be \$395,017.63. (Copies in your packets)

2/11/10/15 – REFERRED TO PUBLIC WORKS COMMITTEE

3. For Your Information: We are pleased to announce that the City of Attleboro has signed a 2 year contract. Under the new contract with ConEdison Solutions, Inc., beginning in January 2016, the rate per kWh for electricity supply will be fixed for 24 months at \$0.0949/kWh. The City of Attleboro has combined electricity consumption with 22 other Massachusetts communities as a member of a regional Community Electric Aggregation Program. This will result in savings of over \$100 per year on customers' electric supply rate.

Customers will still receive one bill from National Grid. There are two separate charges that make up the total bill; distribution and supply. This program addresses the supply cost only, as National Grid sets their distribution charge through the Department of Public Utilities. It is anticipated that National Grid will increase their delivery charge in the near future.

Eligible accounts will be automatically enrolled unless they choose to opt-out during a 30 day opt-out period. There will be no early termination fees at any time for those who wish to leave the program. Over the coming weeks, customers will be receiving information in the mail alerting them to their participation in the program in addition to very clear instructions on how to opt out of the program.

Furthermore, there will be an additional option that will be presented to customers if they choose to have an additional 5% of their electric supply derived from green energy sources. Further information will be forthcoming via direct mail.

The program will take effect in January 2016 and will be reflected on the February bill received by customers. More information can be found at MassCEA.com.

3/11/10/15

Sincerely,

Kevin J. Dumas, Mayor

The following communications were received and read by the Clerk of the Council, Elizabeth Shockroo:

1. Applications for a 2016 Renewal Automatic Amusement Device License Application from:
 - The Portuguese American Club, 65 Prairie Avenue, Attleboro, MA for 1 pool table and 1
 - Juke Box.
 - Papa Gino's, Inc., 103 Pleasant Street, Attleboro, MA for 1 Key Master device.

REFERRED TO LICENSES COMMITTEE

2. Application for a 2016 Renewal Class 1 license from:
 - National Van Builders, Inc., 70-84 Pine Street and 7 Parker Street, Attleboro, MA for 8 customer parking spaces and 45 display spaces.

REFERRED TO LICENSES COMMITTEE

3. Applications for a 2016 Renewal Class 2 License from:
 - Automaze, Inc., 923 Washington Street, Attleboro, MA for 7 customer parking spaces and 33 display spaces.
 - Ryan's Auto Sales, Inc., 537 Washington Street, Attleboro, MA for 3 customer parking spaces and 15 display spaces.
 - 100% Auto Wholesalers, 21 Washington Street, Attleboro, MA for 10 customer parking spaces and 48 display spaces.
 - Jeff Millette Auto Center, Inc. d/b/a JMAC, 30 Mann Street, Attleboro for 4 Customer Parking Spaces and 23 display spaces.
 - C & A Millenium Motors, Inc., 1844 County Street, Attleboro, MA for 10 Customer Parking Spaces and 8 display spaces.
 - Attleboro Collision Center, Inc. d/b/a K.A.R. Auto Sales, 50 Falmouth Street, Attleboro, MA for 7 customer spaces and 9 display spaces.
 - Landes Enterprises LLC d/b/a Landes Family Auto Sales, 800 Washington Street, Attleboro, MA for 40 customer spaces and 62 display spaces.
 - Jay Motor Group, Inc., 1856 County Street, Attleboro, MA for 4 customer spaces and 20 display spaces.
 - Mike Ziarko d/b/a Mike's Automotive, 801 South Main Street, Attleboro, MA for 10 customer spaces and 15 display spaces.
 - Stateline Auto Brokers, Inc., 1115 Washington Street, Attleboro, MA for 6 customer spaces and 42 display spaces.
 - Looney Tuned Auto Sales, 826 Washington Street, Attleboro, MA for 11 customer parking spaces and 34 display spaces.
 - Rt. 123 Village Auto Sales, Inc., 1076 Pleasant Street, Attleboro, MA for 15 customer parking spaces and 15 display spaces.

REFERRED TO LICENSES COMMITTEE

Committee Reports:

On recommendation of the **Budget & Appropriations Committee** and on motion of Mr. Kirby, the following votes were taken:

1. Voted on Roll Call – 8 yeas – 1 nay (Mr. Conti nay, Mr. Thibodeau and Mr. Weydt absent) to approve, in accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, the Mayor’s request to expend approximately \$19,000.00 in Sustainable Materials Recovery Program Municipal Grant funds from the Massachusetts Department of Environmental Protection and any future grant amendments by the Health Department.
2. Voted on Roll Call – 9 yeas – 0 nays to approve the Mayor’s request for the Municipal Council to approve a supplemental appropriation in the amount of \$157,250.37 to Account 11241000-578300 (City Wide-Reserve Fund for Transfer) for FY16 funds that the City expects to receive in reimbursement for the Ambulance CPE Program.
3. Voted on Roll Call – 9 yeas – 0 nays to adopt a dual system of classification of Real Estate Taxation in accordance with the appropriate General Laws of the Commonwealth of Massachusetts.
4. Voted on Roll Call – 9 yeas – 0 nays to adopt a classification factor of 1.335 for Fiscal Year 2016.

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

1. Voted on Roll Call – 9 yeas – 0 nays to adopt the following EMERGENCY PREAMBLE:

That the Attleboro Municipal Council vote to take action as provided in the City Charter Section 2-9(b) regarding the emergency which presently exists relative to the request of the Mayor to transfer \$24,388.50 to the following accounts to cover expenses to professionally pave a portion of Read Street due to a large water main break, and Harvard Street, as well as the estimated costs for the Police Details on both projects. Any unused funds for Police Details will be used for other needed traffic details on future Department of Public Works- Highway Division projects:

14201000-524021 (Public Works – Maintenance of Streets/Sidewalks) \$20,708.50

14201000-530101 (Public Works – Professional Services) \$3,680.00

Due to the time constraints involved, the nature of the emergency makes it necessary to take action without waiting the prescribed time as provided in the City Charter so that this work can be performed before the cold weather sets in.

2. Voted on Roll Call – 9 yeas – 0 nays to approve, as an emergency measure, the request of the Mayor to transfer \$24,388.50 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to the following Accounts:

14201000-524021 (Public Works – Maintenance of Streets/Sidewalks) \$20,708.50
14201000-530101 (Public Works – Professional Services) \$3,680.00

President Cook made two announcements. The first was in regards to the City’s Annual Veteran’s Day Program at Capron Park at 10:00 A.M. The second was in regards to the U.S. Marine Corps and its 240th anniversary. He thanked the Marine Corp and all veterans for their service.

VOTED: TO ADJOURN at 8:45 P.M.

A TRUE COPY

ATTEST: _____
City Clerk/Clerk of the Council

MINUTES APPROVED BY COUNCIL: _____
(DATE)

City Clerk/Clerk of the Council