

**ATTLEBORO MUNICIPAL COUNCIL
DOCKET
MARCH 7, 2023**

Records pending approval: February 21, 2023

Public hearings for 3-7-2023:

PUBLIC HEARING: regarding the proposed amendment to following ordinance change in Section 3-1.1 Building to insert:

“In addition, in the Mayor’s discretion, the Mayor may add to the Inspector of Buildings’ duties the management of facilities maintenance and repair issues for City-owned buildings, in which case the position of Inspector of Buildings shall be titled the “Inspector of Buildings and City Facilities Manager” and classified in the manner and on the terms set forth in the Classification Plan.”

LICENSE

Ty Waterman, Chairperson

PUBLIC WORKS

Laura Dolan, Chairperson

The acting Mayor respectfully submits a communication from Director of Recreation Dennis Walsh regarding the need for funds in several accounts for the balance of FY23. Therefore, the acting Mayor hereby requests Your Honorable Body transfer \$13,700.00 from Account 16301000-511000 (Recreation – Salary & Wages) to the following:

\$ 4,000.00	16301000-521020	Lights & Power
\$ 2,000.00	16301000-530101	Professional Services
\$ 200.00	16301000-542010	Office Supplies
\$ 7,500.00	16301000-546012	Rec Grounds

The acting Mayor respectfully submits a communication from Park & Forestry Superintendent Derek Corsi regarding the need for funds for police details needed for tree removals throughout the city, port-o-john cleaning and geese abatement services at Judy Robbins Park. Therefore, the acting Mayor hereby requests Your Honorable Body transfer \$6,000.00 from 16501000-511000 (Park - Salary & Wages) to 16501000 - 530101 (Park - Professional Services).

FINANCE COMMITTEE

Richard Conti, Chairperson

The acting Mayor respectfully submits a communication from Attleboro Public Schools Director of Finance Marc Furtado regarding the following FY22 fiscal obligations that were not received in time to be processed in the normal FY22 business cycle:

Groden Network	\$375.09
Hub Technical	\$62.20
Lifespan School Solutions	\$5,372.00

Therefore, the acting Mayor hereby requests Your Honorable Body to authorize the School Department to pay these previous year school bills totaling \$5,809.29 as identified in Mr. Furtado's communication.

The acting Mayor respectfully submits a communication from Superintendent of Water Kourtney Allen regarding the need for funds for Health Insurance. A review of the health insurance accounts reveal that additional funding will be required to cover the anticipated expenses for the remainder of FY2023. Therefore, the acting Mayor hereby requests Your Honorable Body appropriate \$24,000 from Account 6100-578300 (Water Enterprise Fund – Reserve for Transfer) to the following:

\$13,000.00 to Account 6100-517120 (Water Enterprise Fund – Health Insurance HMO)
\$11,000.00 to Account 6100-517125 (Water Enterprise Fund – HMO 500)
(Copies in your packets)

The acting Mayor respectfully submits a communication from City Treasurer Laura Gignac regarding the need for funds to pay the Medtax for non-school and non-enterprise employees. A review of the Medtax account reveals that additional funding will be required to cover the anticipated expenses for the remainder of FY2023. Therefore, the acting Mayor hereby requests Your Honorable Body appropriate \$25,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 11451000-517240 (Treasurer-Medicare Tax).

The acting Mayor respectfully submits a communication from City Treasurer Laura Gignac regarding the need for funds to pay attorney fees for the remainder of FY23. Therefore, the acting Mayor hereby requests Your Honorable Body appropriate \$40,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 11451000-530101 (Treasurer – Professional Services).

The acting Mayor respectfully submits a communication from City Treasurer Laura Gignac regarding the need for funds to contract with an arbitrage rebate and refunding specialist. Therefore, the acting Mayor hereby requests Your Honorable Body transfer \$2,000.00 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11451000-530101 (Treasurer – Professional Services).

IT & INFRASTRUCTURE COMMITTEE

Todd Kobus, Chairperson

The acting Mayor respectfully submits a communication from MIS Director Bill Lennox regarding the need for funds for online services and data processing supplies for the balance of FY23. Therefore, the acting Mayor hereby requests Your Honorable Body transfer \$4,000.00 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to the following accounts:

\$1,000 to Account 11331000-534030 (Budget & Administration – Online Services)
\$3,000 to Account 11331000-558010 (Budget & Administration – Data Processing)

ZONING AND LAND USE

Diana Holmes, Chairperson

CITY PROPERTY AND CLAIMS

Sara – Lynn Reynolds, Chairperson

The acting Mayor respectfully submits a communication from Chief of Police Kyle P. Heagney regarding the donation of a black 2020 Ford Expedition, 4WD, Platinum Edition from the Bristol County Sheriff’s Office. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the acting Mayor hereby requests Your Honorable Body to accept this generous donation.

The acting Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding equipment that the Department of Public Works would like to declare as surplus for trade-in value. Therefore, the acting Mayor hereby requests Your Honorable Body to declare the following as surplus and available for disposition:

<u>YEAR</u>	<u>MAKE/MODEL</u>	<u>VIN#</u>	<u>CONDITION</u>
1989	International S16000	1HTLAZPP1KH670004	Very Poor
1997	GMC Sierra	1GDHK34F1VF052251	Very Poor
1970	Mueller 6cf Cement Mixer	7750.7	Very Poor
2000	Stone 4cf Mortar Mixer	172010195	Very Poor
1999	Graco Linelazer 1 Paint Machine	GM3500-GC01	Very Poor
2001	Graco Linelazer 2 Paint Machine	GM3900-QX52	Very Poor

The acting Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding items that the Water Department would like to declare as surplus. Therefore, the acting Mayor hereby requests Your Honorable Body to declare the following as surplus and available for disposition:

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>CONDITION</u>
200	Water Meters	Used

<u>YEAR</u>	<u>MAKE/MODEL</u>	<u>VIN#</u>	<u>CONDITION</u>
2010	Ford Ranger	1FTKR1EE7APA04211	Bed and Body Rot

The acting Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding file systems that the Police Department would like to declare as surplus. Therefore, I hereby request Your Honorable Body to declare the following as surplus and available for disposition:

<u>Description & Model</u>	<u>Serial Number</u>	<u>Condition</u>
Kardex Laketrieve Series 80, Model LK-S80M	24817	Poor
Kardex Laketrieve Series 80, Model LK-S80M	24818	Poor
ACME Rotary file storage cabinet, 84”h x 36”w x 26”d	N/A	Poor
ACME Rotary file storage cabinet, 84”h x 36”w x 26”d	N/A	Poor

PERSONNEL, VETERANS AND HUMAN SERVICES COMMITTEE

Michael Angelo, Chairperson

We move to refer the new business for study, recommendation and amendment:

That the Municipal Council and School Committee members be granted a salary increase that falls in line with today's minimum wage and cost of living.

Section 13-5.3, and Section 13-5.4 last amended (11/16/2010)

Effective January 8, 2012, the annual salary of each member of the Municipal Council shall be \$7,727.00

Effective January 8, 2012, the annual salary of each member of the School Committee shall be \$3,863.50

The above Sections to be amended by deleting the above sections in their entirety and inserting the following with TBD dollar:

Section 13-5.3 Councilor- Effective January 1, 2024, the annual salary of each member of the Municipal Council shall be (\$TBD)

Section 13-5.4 School Committee Member - Effective January 1, 2024, the annual salary of each member of the School Committee shall be (\$TBD)
(Councilors: Holmes, Reynolds, Dolan, Kobus, Blais)

ORDINANCES, ELECTIONS AND LEGISLATIVE MATTERS

Cathleen DeSimone, Chairperson

The acting Mayor respectfully submits a communication from Director of Planning & Development Gary Ayrassian requesting proposed amendments to Chapter 19 Stormwater Management Ordinance of the Revised Ordinance of the City of Attleboro. The amendments are proposed pursuant to the city's current National Pollutant Discharge Elimination System permit, NPDES II, which was issued by the EPA in April 2019. The NPDES permit program is an unfunded federal mandate that obliges cities throughout the nation to address water pollution by regulating point sources that discharge pollutants to waters of the United States. **(PH 3-21-23)**

Therefore, the acting Mayor hereby requests Your Honorable Body vote on the following ordinance change in Chapter 19 Stormwater Management and call for a public hearing at the next appropriate time:

**PROPOSED AMENDMENTS TO
CHAPTER 19 STORMWATER MANAGEMENT ORDINANCE
of the
REVISED ORDINANCES OF THE CITY OF ATTLEBORO, AS AMENDED
February 14, 2023**

1. Amend CHAPTER 19 STORMWATER MANAGEMENT ORDINANCE of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, by deleting in its entirety "Appendix E - Median Pollutant Removal for Approved Practices to Meet Water Quality Treatment Criteria".
2. Amend §19-1.1, PURPOSE by inserting the language "in accordance with the City's requirements for authorized coverage under the Municipal Separate Storm Sewer

System (MS4) General Permit issued by the US Environmental Protection Agency (EPA)” at the end of the first sentence, as follows.

The purpose of this ordinance is to protect, maintain, and enhance the public health, safety, environment, and general welfare by establishing minimum requirements and procedures to control the adverse effects of construction site stormwater runoff, post-construction stormwater runoff, and illicit connections and discharges to the municipal storm drain system **in accordance with the City’s requirements for authorized coverage under the Municipal Separate Storm Sewer System (MS4) General Permit issued by the US Environmental Protection Agency (EPA).**

3. Amend §19-1.1(A)(4), PURPOSE by deleting the words “control facilities” and inserting in place there of words “green” and “infrastructure”, as follows.

Establish design and application criteria for the construction and use of structural **green** stormwater **infrastructure** that can be used to meet the minimum post-development stormwater management standards.

4. Amend §19-1.2 DEFINITIONS by deleting the definition of “Best Management Practices” in its entirety.
5. Amend §19-1.2 DEFINITIONS by inserting the definitions “Green Stormwater Infrastructure”, “Rainwater Harvesting”, and “Stormwater Control Measure” alphabetically, as follows:

GREEN STORMWATER INFRASTRUCTURE: The range of SCMs that use plant or soil systems, permeable pavement or other permeable surfaces or substrates, rainwater harvesting and reuse, or landscaping to store, infiltrate, evapotranspire, and/or clean stormwater and reduce flows to the municipal storm drain system and/or to surface waters.

RAINWATER HARVESTING: A technique of capturing, storing, and reusing rainwater on site.

STORMWATER CONTROL MEASURE (SCM): Structural, non-structural, and managerial techniques that are recognized to be the most effective and practical means to prevent and/or reduce increases in stormwater volumes and flows, reduce point source and nonpoint source pollution, and promote stormwater quality and protection of the environment. “Structural” SCMs are devices that are engineered and constructed to provide temporary storage and treatment of stormwater runoff. “Nonstructural” and “Managerial” SCMs use natural measures and better site design techniques to reduce pollution levels, do not require extensive construction efforts, and/or promote pollutant reduction by eliminating the pollutant source.

6. Amend §19-1.5(1), EXEMPTIONS and §19-1.5(2), EXEMPTIONS by inserting the words “that disturb less than one acre of land” at the end of the sentence, as follows.
 1. Construction, renovation, or modification of a single-family dwelling and associated accessory structures customary to single-family lots **that disturb less than one acre of land**;
 2. Construction, renovation, or modification of a two-family dwelling on a single lot and associated accessory structures customary to such lots **that disturb less than one acre of land**;

We have received a letter from The Board of Directors of the Attleboro Land Trust urging the Municipal Council to adopt the Environmental Master Plan and to create a Sustainability Commission to put that plan into action.

We have received a letter from Superintendent of Schools, David Sawyer, in support of the establishment of a Sustainability Commission.

We have received a letter from Attleboro Housing Authority endorsing the formation of a Sustainability Commission here in Attleboro.

We have received a Certificate of Vote from the Planning Board stating the Planning Board voted unanimously to recommend to the Municipal Council to reject all of the proposed amendments to the Zoning Ordinance relative to the regulation of marijuana businesses that were the subject of the joint public hearing held on January 17, 2023.

PUBLIC SAFETY

Peter Blais, Chairperson

SPECIAL COMMITTEE ON SENIOR TAX

Richard Conti, Chairperson

SPECIAL COMMITTEE ON CLASSIFICATION AND COMPENSATION

Michael Angelo, Chairperson

The Acting Mayor respectfully submits a communication from former Personnel Director Owen Bebeau regarding the need for funds to perform a compensation and classification study. There are currently 85 positions in the Exempt group with 17 grades assigned to them. To perform this study, an outside firm would need to be brought on board and perform an in-depth analysis of wages, benefits, job duties, etc. They would also compare those findings with other comparable positions in other communities. Therefore, the Acting Mayor hereby requests Your Honorable Body appropriate \$45,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 11521000-530137 (Personnel – Classification Study).