

**ATTLEBORO MUNICIPAL COUNCIL  
DOCKET  
JUNE 6, 2023**

**Records pending approval: May 2, and May 16, 2023**

**No hearings for 6-6-2023 (Election night)**

**LICENSE**

**Ty Waterman, Chairperson**

**PUBLIC WORKS**

**Laura Dolan, Chairperson**

The Mayor respectfully submits a communication from City Treasurer Laura Gignac regarding a loan authorization. As your honorable body is aware the Water Department began sampling for PFAS (poly-fluoroalkyl substances) in April 2021 as part of the new Massachusetts PFAS regulations. The regulations stipulate a limit of a quarterly average of 20 parts per trillion (ppt) for the sum of six PFAS contaminants. Since early 2021, the Wading River Plant has had results consistently above this 20 ppt limit. In 2021 and 2022, the Water Department placed this plant offline in the lower production months from October through June, but it has been necessary to operate the plant in the summer months due to higher demand. Notices have been provided to the public and a filling station has been made available to the public at the West St. facility. It is now necessary to design and permit a temporary treatment facility at the Wading River Plant so that the plant can be run at half capacity while design and construction of the permanent upgrades take place over the next several years.

A loan authorization of \$3,500,000.00 is now needed for this project:

Therefore, the Mayor hereby requests Your Honorable Body to approve the following loan order: ORDERED: that Three Million Five Hundred Thousand (\$3,500,000.00) is appropriated for the design, permitting, bidding, construction and construction oversight costs associated of the temporary PFAS treatment facility located at the Wading River Plant, located at 250 Balcolm Street, Mansfield, Massachusetts, including all costs incidental or related thereto; that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow Three Million Five Hundred Thousand (\$3,500,000.00) under section 8(4) of Chapter 44 of the General Laws, or any other enabling authority; and that the Mayor is authorized to take any other necessary or convenient to carry out this Project. (Public Hearing June 20, 2023)

The Mayor respectfully submits a communication from Superintendent of Wastewater Thomas Hayes regarding the purchase of a filter press feed pump. As you are aware the two filter press feed pumps used in the dewatering of biosolids experienced mechanical failure and required immediate repair. Due to the age of the existing pumps and with the pumps being manufactured in Germany, it is in the best interest of the department to purchase a second spare pump. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$35,000.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-584073 (Wastewater Enterprise Fund – Filter Press Pump).

The Mayor respectfully submits a communication from Superintendent of Water Kourtney Allen regarding the need for funds need to pay the end of the year auto insurance endorsement. Therefore, the Mayor hereby requests Your Honorable Body transfer \$14.00 from Account 6100-578300 (Water Enterprise Fund – Reserve Fund for Transfer) to Account 6100-574010 (Water Enterprise Fund – Insurance).

The Mayor respectfully submits a communication from City Auditor Deborah Gould regarding ARPA funding for Wading River Permanent Facility. As you are aware, water department is preparing for a large upgrade to the Wading River Treatment Plant that requires site work and engineering. Superintendent Allen has requested funding in the amount of \$131,900 to engage a firm to complete services related to the Wading River Permanent Facility. Financing options have been discussed including bond authorization, use of Bristol County ARPA, Water Retained Earnings and City ARPA funds. As a result of these discussions and in the interest of moving this important project forward as quickly as possible it is recommended that the City's ARPA funds be the funding source for this project. It is my understanding that this particular project is very time sensitive as it should place the city in a better position should SRF funding to be received for the project. Therefore, the Mayor hereby requests Your Honorable Body authorize the City to expend \$131,900 of City ARPA funds for the Wading River Permanent Facility.

### **FINANCE COMMITTEE**

**Richard Conti, Chairperson**

The Mayor respectfully submits a communication from City Collector Zaida Keefer regarding the need for funds to cover the cost of postage for the remainder of FY23. Therefore, the Mayor hereby requests Your Honorable Body transfer \$4,000.00 from Account 11461000-511000 (Collector – Salary & Wages) to Account 11461000-534210 (Collector – Postage).

The Mayor respectfully requests Your Honorable Body establish the following donation account for the City to accept contributions intended for the purpose of hosting community focused events.

#### **Community Engagement Event Donation Account**

- To be expended by the Community Engagement Manager or designee authorized by the Mayor, with the approval of the Mayor, in accordance with the wishes of the donor(s), in support of community events planned by the Community Engagement Manager.
- This fund will further provide for the acceptance of tangible items for events such as gift certificates to be used as prizes, decorations to be used for events and stored in the Economic Development office, and in-kind donations for event purposes.

The Mayor respectfully request Your Honorable Body establish the following donation account for the City to accept contributions intended for the City of Attleboro's Fireworks Events. Establishing this donation account will allow for donations to be used for the upcoming fireworks event on September 2, 2023 and for future fireworks events regardless of the date. Once all the funds in 2004 4<sup>th</sup> of July Donation Account are used for the next July 4<sup>th</sup> Fireworks event, this account will be eliminated.

#### **2074 Fireworks Event**

- To receive donations to support fireworks events in the City, to include but not limited to,
  - Fireworks display
  - Police and Fire details
  - City employee overtime

- Printing costs
  - Entertainment costs
  - Any additional costs for the event
- To be expended by the Administrative Assistant to the Council or designee authorized by the Mayor

**ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS**

**Kelly Bennett, Chairperson**

In a recent memo to the Municipal Council, and in discussions with the Mayor, the city auditor advised that an amendment to Section 5-11 of the Revised Ordinances would be appropriate due to relatively recent changes to Mass General Law Ch. 44, Sec. 20. In pertinent part, MGL Ch. 44, Sec. 20 provides that surplus proceeds of \$50,000 or less from the sale of any bonds or notes may be applied to the payment of indebtedness with the approval of the chief executive officer. Our current ordinance is more restrictive than the state law in that it currently requires a two-thirds vote of the council to apply a surplus of \$1000 or less to the remaining loan principal. City Solicitor Peter Mello reviewed the changes and approved them as to form. Therefore, the Mayor hereby requests Your Honorable Body amend Section 5-11 of the Revised Ordinances of the City of Attleboro as follows:

Delete in its entirety and replace with the following:

**5-11 Remaining Loan Order Funds**

After completion of a capital project that has been financed through the sale of bonds or notes, any remaining balance of funds available for the completed project may be appropriated by a two-thirds vote of the council for any purposes for which a loan may be incurred for an equal or longer period of time than that for which the original loan, including temporary borrowing, was issued.

If the remaining balance of funds available for the completed project are not in excess of \$50,000 said funds may be may be applied, with the approval of the chief executive officer, for the payment of indebtedness. (M.G.L. Ch. 44, Sec. 20)

Prior to any appropriation of such remaining funds, the president of the council shall refer a request for the appropriation to an appropriate subcommittee. The subcommittee may call for a public hearing. If the requested funds are simultaneously being combined from multiple projects, a single public hearing may be held for the appropriation of such combined funds. Notice of the time and place of the public hearing shall be published once in a newspaper of general circulation in the city at least seven (7) days prior to the hearing date. (Public Hearing June 20, 2023)

A letter was received from Matt Yaffe, Safety and Loss Prevention Manager from Nova Farms disputing a letter sent by an employee read in the record May 2, 2023.

A letter was received from Jason Leclerc in support of Nova Farms developing 1000 Washington Street into a cannabis dispensary.

**TRAFFIC AND TRANSPORTATION COMMITTEE**

**Kelly Bennett, Chairperson**

Amendment request to 10-5.2 (A), Prohibited on Certain Streets to add:  
Frank Mossberg Drive, 650 feet northerly side from Townsend to Extension Street.

Amendment request to 10-4.11, Isolated Stop Signs to add:  
Stop sign on Tiffit Drive at Perez Street.

**IT & INFRASTRUCTURE COMMITTEE**

**Todd Kobus, Chairperson**

**ZONING AND LAND USE**

**Diana Holmes, Chairperson**

The Mayor respectfully submits a communication from Director of Planning and Development Gary Ayrassian regarding the need for funding for a Five-Year Review (hereinafter "FYR") of the Shpack Superfund Site. For background purposes, please note that an FYR report is an independent review completed by an EPA appointed third-party consultant and then reviewed and approved by the EPA. The purpose of an FYR is to report whether there are any changes/or actions required in environmental monitoring/engineering practices (e.g., the OMP). Therefore, the Mayor hereby requests Your Honorable Body appropriate \$80,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government to Account 11751000-530179 (Planning - SHPACK 5 YR).

**CITY PROPERTY AND CLAIMS**

**Sara – Lynn Reynolds, Chairperson**

The Mayor respectfully submits a communication from Fire Chief Scott T. Lachance regarding the donation of fifteen (15) new reclining chairs, with an approximate value of \$12,749.55, for the Attleboro Fire Department from Cardi's Furniture and Mattresses. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body accept this generous donation to the City of Attleboro.

**PERSONNEL, VETERANS AND HUMAN SERVICES COMMITTEE**

**Michael Angelo, Chairperson**

The Mayor respectfully submits for confirmation by Your Honorable Body the appointment of John G. Davis, 439 Lindsey Street, to the Planning Board to fill an unexpired term. Term to expire February 2024.

The Mayor respectfully submits for confirmation by Your Honorable Body the appointment of Pamela J. Braman, 169 Knight Avenue #210, to the Municipal Building Commission to fill an expired term. Term to expire February 2026.

The Mayor respectfully submits a communication from Director of Veterans' Services Ben Quelle regarding the donation of Stop & Shop gift cards totaling \$60.00 from an Attleboro resident. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body accept this generous donation to the City of Attleboro.

The Mayor respectfully submits for confirmation by Your Honorable Body the appointment of Mark Connors, 58 Stanley Street, to the Board of Assessors to fill an expired term. Term to expire February 2026.

**PUBLIC SAFETY**

**Peter Blais, Chairperson**

**SPECIAL COMMITTEE ON SENIOR TAX**

**Richard Conti, Chairperson**

**SPECIAL COMMITTEE ON CLASSIFICATION AND COMPENSATION**

**Michael Angelo, Chairperson**