

**ATTLEBORO MUNICIPAL COUNCIL
DOCKET
OCTOBER 18, 2022**

Public hearings on October 18, 2022:

PUBLIC HEARING: a joint public hearing with the Planning Board to discuss rezoning a portion of Highland Park/Country Club on Rathbun Willard Drive, Mechanic Street and Berwick Road, from Single Residence–D to General Business.

PUBLIC HEARING: a joint public hearing with the Planning board regarding PROPOSED AMENDMENTS TO CHAPTER 17 ZONING: to adopt the proposed amendments to §17–3.3 Prohibited Uses, §17–11.0 Definitions along with a related recommended amendment to §17–3.5(7) Table of Accessory Use Regulations by inserting the word “parking” as they pertain to Commercial Vehicles.

PUBLIC HEARING: To discuss the adoption of the Designer Selection Procedure law, M.G.L. c. 7C, §§ 44-58, and amend Ordinance Section 2-16, Designer Selection Procedure, in the Revised Ordinances of the City of Attleboro.

PUBLIC HEARING: To discuss the proposed Designer Selection Procedure. The designer selection law, M.G.L. c. 7C, §§ 44-58, requires municipalities and other local public agencies to adopt written designer selection procedures, which must be used when contracting for design services for any project that has an estimated design fee of \$30,000 or more and an estimated construction cost of \$300,000 or more.

PUBLIC HEARING: To discuss the adoption of MGL c40 section 42G-42I and 42K to enhance the votes from December 17, 2019 regarding the deferral of taxes and for eligible seniors.

PUBLIC HEARING: to hold a public hearing for the purpose of setting the tax classification for Fiscal Year 2023 including discussion on the percentage of the local tax levy to be borne by each class of property.

PUBLIC HEARING: to amend S.10-13 Parking Capacity and Designation of the Ordinances of Attleboro as follows:

Section 10-13.1 The Municipal Parking Garage shall lease spaces for twenty-four-hour (24) parking subject to the discounts in Section 10-8 of this ordinance. Six of these short-term parking spaces shall be designated “HANDICAPPED PARKING”.

PUBLIC HEARING: To discuss the restriction of parking to one side of Frank Mossberg Drive.

PUBLIC HEARING: To discuss amending Section 10-4.11 of the Revised Ordinances, Isolated Stop Signs, by adding Eastbound drivers on Jefferson Street at Fifth Street.

PUBLIC HEARING: to amend Section 2-19, Economic Development Board, by changing “Chairman of the Municipal Council’s Committee on Capital Improvements and City Development” to “Chair of Finance Committee”.

LICENSE

Ty Waterman, Chairperson

PUBLIC WORKS

Laura Dolan, Chairperson

The Mayor respectfully submitted a communication from Superintendent of Park & Forestry Derek Corsi regarding the need to pay three FY22 invoices to Amazon Business in the amounts of \$29.56, \$30.97 and \$174.98. A vote authorizing payment is needed to satisfy this debt. There is no transfer of funds needed to pay these bills, as there is sufficient funding in Fund 2607.

FINANCE COMMITTEE

Richard Conti, Chairperson

The Mayor respectfully submits a communication from Health Agent Beth Hallal regarding the need to purchase two new vehicles. These vehicles will replace the Jeep Liberty and Ford E-350 box truck. Both vehicles were circulated to departments as surplus and have been claimed and are in the process of being transferred, pending the approval from the granting authority to transfer the Ford E-350 box truck. The Health Agent SUV is on the CIP under City Wide for fiscal 2023. The second SUV is not, but Park and Forestry had requested a cargo van – also under City Wide in fiscal 2023 – which, it is hoped will be fulfilled via the surplus process of the Health Department Ford E-350. The Health Department would like to purchase a hybrid, all-wheel drive SUV. The original intent was to purchase a Toyota Rav-4, but the current lead time is untenable for department needs and therefore we are seeking a hybrid Ford Explorer. If this particular vehicle is also not available in a reasonable timeframe, we will seek to find similarly qualified replacements. This funding is needed in advance of knowing the specific model, because vendors will not hold a vehicle without a signed purchase order from us. This funding request includes the base price from State Contract VEH101, a 10% contingency because of our experience with manufacturers changing base prices to dealers amid supply chain issues, and \$1,000 for each vehicle for necessary decals and markings.

Therefore, the Mayor hereby requests Your Honorable Body transfer \$92,000.00 from 11241000-578380 (City Wide – Reserve for Capital) to Account 15101000-587065 (Health – Purchase Vehicle) for the purchase of two vehicles consistent with the City’s Green Communities policy.

The Mayor respectfully submits a communication from Director of Budget & Administration Jeremy Stull detailing the updated state assessments that were released after Your Honorable Body passed the fiscal 2023 Budget. The final State and County Assessments are \$48,666.00 more than what was submitted during the budget process, and the new amount is \$6,437,916.00 (see chart below and enclosed memo).

Therefore, the Mayor hereby requests Your Honorable Body to rescind the Intergovernmental State & County Assessments Org 19801000 in the amount of \$6,389,250 within Council Vote #12 of June 21, 2022 and replace it with State & County Assessments Org 19801000 in the amount of \$6,437,916.

PROGRAM	Account No.	FY2023 Senate Budget	Final FY2023 Figure	Diff. (\$\$)
		<i>Rescind</i>	<i>Vote</i>	
County Assessment	19801000-562100	\$ 542,492.00	\$ 542,492.00	-
Mosquito Control Projects	19801000-563900	\$ 109,537.00	\$ 109,537.00	-

Air Pollution Districts	19801000-564000	\$ 13,104.00	\$ 13,104.00	-
RMV Non-Renewal Surcharge	19801000-564600	\$ 74,760.00	\$ 74,760.00	-
Regional Transit	19801000-566300	\$ 461,800.00	\$ 461,800.00	-
Special Education	19801000-565000	\$ 27,543.00	\$ 27,543.00	-
School Choice Sending Tuition	19801000-565100	\$ 524,107.00	\$ 573,089.00	\$ 48,982.00
Charter School Sending Tuition	19801000-565200	\$ 4,635,907.00	\$ 4,635,591.00	\$ (316.00)
Total All Estimated Charges:		\$ 6,389,250.00	\$ 6,437,916.00	\$ 48,666.00

The fiscal 2023 budget will remain in balance, as state educational aid revenues were revised up by a net \$75,851.00. The net effect of these education funding-related revisions (a positive \$27,185.00) means changes to the City’s calculation of Net School Spending Appropriation.

Additionally, the Mayor hereby requests Your Honorable Body appropriate \$27,185.00 to Account A4220070-551070 (School Buildings – Maintenance Building Supplies).

TRAFFIC AND TRANSPORTATION

Kelly Bennett, Chairperson

The Mayor respectfully submits a communication from Superintendent of Public Works Michael Tyler requesting to amend Section 10-5 Parking in the Revised Ordinance of the City of Attleboro for the eleven (11) additional parking spaces that were added to Wall Street. City Solicitor Cynthia Amara reviewed the changes and approved them as to form. Therefore, the Mayor hereby requests Your Honorable Body vote on the following ordinance change in Section 10-5 Parking, 10-5.3 Time Limited on Designated Places:

Insert:

Wall Street, easterly side from Riverfront Drive to South Main Street

The Mayor respectfully requests to amend Chapter 10 Motor Vehicles and Parking of the Revised Ordinances of the City of Attleboro by adding 10-4.18 C(d). The need for traffic calming measures and speed control near schools cannot be understated. Although we have a good process in place to install speedhumps in our city, it takes anywhere from six months to more than two years for the approval of a speedhump. This proposed amendment will bypass the established process and expedite the installation of permanent speed humps near schools. Therefore, I hope you will consider this proposal to modify the installation of speedhumps near schools. The process would still require city council approval, still seek input from residents and still seek a recommendation from the police chief, DPW superintendent, and fire chief. This proposed amendment will benefit all city schools from strategically placed speedhumps. City Solicitor Cynthia Amara reviewed the proposed ordinance and approved as to form. Therefore, the Mayor hereby requests Your Honorable Body vote on the following amendment to the ordinance by adding the following section to Chapter 10, Section 4.18C:

d. The requirements of Section 10-4.18C(a)(ii) shall not apply to any recommendation for placement of a permanent speed hump within 300 feet of a school entrance.

IT & INFRASTRUCTURE COMMITTEE

Todd Kobus, Chairperson

ZONING AND LAND USE

Diana Holmes, Chairperson

CITY PROPERTY AND CLAIMS

Sara-Lynn Reynolds, Chairperson

The Mayor respectfully submits a communication from Economic Development Director Catherine Feerick regarding the donation from the Attleboro Arts Museum of public art to complement the City’s ongoing revitalization of the alleyways adjacent to the Sanford Street Municipal Parking Garage. The Attleboro Arts Museum was awarded a \$10,000 TDI Cohort Project Grant through MassDevelopment in September 2022. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to accept this generous donation to the City of Attleboro.

The Mayor respectfully submits a communication from Library Director Amy Rhilinger regarding the need for funds to pay an FY22 invoice to *SS Service Corp* in the amount of \$800.00. Therefore, the Mayor hereby requests Your Honorable Body transfer \$800.00 from Account 16101000-524240 (Library – Maintenance of Equipment) to Account 16101000-578020 (Library – Bill Previous Year).

The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding an office chair that the Economic Development office would like to declare as surplus. Therefore, the 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>
1	Black Fabric Office Chair	Poor

The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding miscellaneous furniture/equipment and food service equipment that the Attleboro Public Schools would like to declare as surplus. Therefore, the Mayor hereby requests Your Honorable Body to declare these items as surplus and available for disposition.

White (Surplus)	
Item Description	Quantity
12 Burner Range	1
Ab Machine	1
Algebra Blocks	2 Bins
Algebra Tiles	2 Bins
Analytical Measurements pH meter in leather case	1
Automatic Numbering Machine	1
Band Saw	1
Blackboard	1
Book Shelf	98

Brake Lathe	2
Bread Slicer	1
Buffalo Chopper	1
Bulletin Board	5
Calculator	10
Carl Zeiss Reflecting Microscope	1
Chair	614
Child Chair	8
Child Couch	2
CJ-600 Scale	1
Clock	4
Coat Rack	2
Computer Desk	59
Conference Chair	17
Conference Table	1
Convection Oven	1
Credenza	1
Crib	1
Cubby	1
Cubicle	4
Dayton Electric Convection Heater	1
Desk	358
Desk w/ Chair	336
Desktop Computer	14
Disc Sander	1
Document Camera	2
Drill Press	1
Drive-on Car Lift	2
Drying Machine	1
DVD Player	2
Easel	6
Eclipse Solid Disk Element Buffet Range	1
Electric Pencil Sharpener	2

Exam Table	1
Eye Wash Station	1
Fan	4
File Cabinet	119
Fire Blanket	1
Folding Table	2
Fraction Bar Kit	1
Freezer	2
Fryer	1
Graphing Board	2
Head Phones with Mics	39
Health Cot	3
Hobart 20 Qt Mixer	1
HP Plotter	1
Incline Bench	1
Instrument Locker	6
Library Book Cart	12
L-Shaped Desk	3
Magnet Board	1
Mail Sorter	4
Martin Yale Auto Folder Model # 1501X0	1
Microwave	1
Mini Fridge	1
Music Folder Organizer	1
Nap Cots	17
Office Chair	75
Paper Shredder	1
Planer	1
Plank Shelf w/ Brackets	4
Podium	1
Pottery Wheel	12
Pro Partner Plus Labeling & Presentation Sign Maker	1
Projector Cart	14

Projector Screen	7
Provider Stool	1
Puppet Center	1
Rectangular Table	87
Refrigerator	2
Rocking Chair	2
Room Divider	2
Round Table	28
Salamander Broiler	3
Scissor	11
Sensory Table	4
Sitting Chair	10
Sleep Mat	22
Slide Rule	3
Small Table	18
Soup Warmer	1
Speakers	6
Spin Bike	2
Spray Booth	1
Steam Table	1
Stool	36
Storage Cabinet	63
Swivel Chair	22
Table	3
Teacher Desk	90
Trapezoid Desk	205
Trash Bin	8
Treadmill	1
Tube Shelves	2
TV Cart	4
U.S. to Metric Conversion Cards	28
U-Shaped Desk	2
Vacuum	1

VCR	1
Volleyball Standard	4
Wall Shelf	3
Water Table	1
White Board	3
Wooden Kitchen Set	1
Wooden Pattern Blocks	2 Bins
Work Bench	3

The Mayor respectfully submits a communication from Legal Secretary Alison Wood regarding miscellaneous items that the Attleboro Public Schools would like to declare as surplus in order to donate the items to non-profit organizations. Therefore, the Mayor hereby requests Your Honorable Body to declare the following items as surplus and available for disposition.

In addition, the Mayor respectfully submits a communication from School Superintendent David Sawyer regarding the request to have these items donated to non-profit organizations in accordance to Section 2-12 (c) of the revised City Ordinances. Therefore, the Mayor hereby requests Your Honorable Body to approve donating the below items to the listed non-profit organizations. This will require a majority vote.

Motion associated with the Surplus Items	Items to be declared as Surplus	Location of Item	Requested Entity to receive the Item
Motion 3	Title Work	Principal's Lobby @100 Rathbun Willard Drive	Blue Pride Ambassador's Club to distribute to Artists
Motion 4	<ol style="list-style-type: none"> 1. Bray Auditorium Letters 2. Courtyard/Garden Memorials 3. Torsiello Bench 	<ol style="list-style-type: none"> 1. Superintendent's Lobby @ 100 Rathbun Willard Drive 2. Courtyard @ 100 Rathbun Willard Drive 3. Courtyard @ 100 Rathbun Willard Drive 	Blue Pride Ambassadors Club to be returned to respective Donors
Motion 5	War Plaques	Superintendent	VFW

		's Lobby 100 Rathbun Willard Drive	Preservation Society
Motion 6	<ol style="list-style-type: none"> 1. Leftover material/mock up; old CIS textbooks; and equipment 2. Photographs adorning the walls in the Blue Pride Bistro 	<ol style="list-style-type: none"> 1. Located in the CIS Lab at 100 Rathbun Willard Drive 2. BPB at 100 Rathbun Willard Drive 	Industrial Museum for historical preservation

PERSONNEL, VETERANS AND HUMAN SERVICES

Michael Angelo, Chairperson

The Mayor respectfully submits for confirmation by Your Honorable Body the appointment of Victoria Parent to fill an expired term on the Youth Commission. Term to expire February 2025.

The Mayor respectfully submits a communication from Director of Veterans' Services Ben Quelle regarding the donation of a 3 X 5 POW * MIA flag by the Rolling Thunder, Massachusetts Chapter 2. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to accept these generous donations to the City of Attleboro.

ORDINANCES, ELECTIONS AND LEGISLATIVE MATTERS

Cathleen DeSimone, Chairperson

PUBLIC SAFETY

Peter Blais, Chairperson

The Mayor respectfully submits a communication from Director of Budget requesting an appropriation into an Opioid Settlement Reserve Account in an amount equal to the amount anticipated to be received and to be accounted for in our Local Receipts budget for fiscal 2023 funds only. The City of Attleboro is participating in the Distributor and Johnson & Johnson Statewide Opioid Settlement Agreements. The agreements are wide-ranging, but the largest local effect is payments to the City to be used for prescribed categories of expenses. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$413,753 to Account 11241000-578370 (City Wide - Reserve for Opioid Settlement).

SPECIAL COMMITTEE ON SENIOR TAX

Richard Conti, Chairperson

SPECIAL COMMITTEE ON CLASSIFICATION AND COMPENSATION

Michael Angelo, Chairperson