

**Municipal Council
REGULAR COUNCIL MEETING**

**May 16, 2023
Tuesday, 7:00 P.M.**

Councilor Holmes was absent.

President DiLisio asked the Council to join him to salute the flag.

3.	Unknown	16' V-plow	Poor
4.	Unknown	14' V-plow	Poor
5.	Anderson	10' Fixed right plow	Poor
6.	Root Spring	10' Fixed right plow	Poor
7.	Root Spring	11' Fixed right plow	Poor
8.	Unknown	8' Angle plow	Poor
9.	Root Spring	10' Fixed right plow	Poor
10.	Unknown	12' Fixed right wing plow	Poor
11.	Fink	11' Fixed right plow	Poor
12.	Root Spring	12' Fixed right plow	Poor
13.	Unknown	11' Fixed right plow	Poor
14.	Unknown	10' Fixed right plow	Poor

1/5/2/23 – REFERRED TO COMMITTEE

2. I respectfully submit for confirmation by Your Honorable Body the appointment of Stephanie K. Elliott, 60 Brownell Street, to the Council on Human Rights to fill an expired term. Term to expire February 2026. (Copies in your packets)

2/5/2/23 – REFERRED TO COMMITTEE

3. I respectfully submit a communication from Fire Chief Scott T. Lachance regarding the need for funds for necessary medical exams for seven (7) new firefighters. Therefore, I hereby request

Your Honorable Body transfer \$14,000.00 from Account 12201000-587385 (Fire – Retrofit Lights) to Account 12201000-530104 (Fire – Medical Consultation). (Copies in your packets)

3/5/2/23 – REFERRED TO COMMITTEE

4. I respectfully submit a communication from Superintendent of Water Kourtney Allen regarding the need for funds to cover the shipping cost associated with the replacement parts and supplies for the traveling screens at the West Street Plant. Therefore, I hereby request Your Honorable Body appropriate \$18,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-582516 (Water Enterprise Fund – Plant Improvements). (Copies in your packets)

4/5/2/23 – REFERRED TO COMMITTEE

5. I respectfully submit a communication from Superintendent of Water Kourtney Allen regarding the need for funds to purchase two turbidimeters and associated parts. Therefore, I hereby request Your Honorable Body transfer \$8,000.00 from Account 6100-578300 (Water Enterprise Fund – Reserve Fund for Transfer) to Account 6100-553182 (Water Enterprise Fund – Laboratory Supplies). (Copies in your packets)

5/5/2/23 – REFERRED TO COMMITTEE

6. I respectfully submit a communication from Superintendent of Public Works Michael Tyler regarding the need for funds to replace all NO2 and CO2 detectors and clean all ductwork at 101 Lamb Street. Therefore, I hereby request Your Honorable Body transfer \$16,129.30 from Account 14201000-511000 (Public Works – Salary & Wages) to Account 14201000-524011 (Public Works – Maintenance of Buildings). (Copies in your packets)

6/5/2/23 – REFERRED TO COMMITTEE

7. I respectfully submit for confirmation by Your Honorable Body the appointment of Lynn Davine, to fill the three-year term of Personnel Director. Term to expire February 2026. Ms. Davine was offered the position with the City of Attleboro effective May 8, 2023, under a temporary 90-day appointment in accordance with Section 3.3 (b) of the Attleboro Home Rule Charter. Resume in your packets.

7/5/2/23 – REFERRED TO COMMITTEE

8. I respectfully submit for confirmation by Your Honorable Body the appointment of Mason Lord, to fill the three-year term of Director of Budget & Administration. Term to expire February 2026. Mr. Lord was offered the position with the City of Attleboro effective May 15, 2023, under a temporary 90-day appointment in accordance with Section 3.3 (b) of the Attleboro Home Rule Charter. Resume in your packets.

8/5/2/23 – REFERRED TO COMMITTEE

9. I respectfully submit a communication from City Auditor Deborah Gould regarding the FY23 Snow Deficit. It is recommended that the FY23 Snow Deficit of \$207,984.93 be covered with available free cash in FY23.

Therefore, I hereby request Your Honorable Body appropriate \$207,984.93 from Account 1000-359000 (Undesignated Fund Balance/Free Cash – General Government) to the following accounts:

14231000	519120	ALLOWANCE MEALS	1,398.00
14231000	513010	OVERTIME SNOW REMOVAL	43,649.92
14231000	548040	SUPPLIES-EQUIPMENT	45,690.07
14231000	529080	SNOWPLOWING SERVICES	42,725.00
14231000	553030	SUPPLIES SALT	74,521.94

9/5/2/23 – REFERRED TO COMMITTEE

10. As you may be aware, the 4th of July fireworks display will not happen this July. However, we have been able to find an alternative date for the fireworks display in September 2023. Additionally, we have been able to find the funds in the FY23 budget to enter into a contract for the FY24 services. Therefore, I hereby request Your Honorable Body approve securing a purchase order from funds in Account 11241000-530150 (City Wide – Special Events-Professional Services) in order to sign a contract as soon as possible to for a September fireworks display.

10/5/23 – REFERRED TO COMMITTEE

11. I respectfully submit for confirmation by Your Honorable Body the appointment of Marcia Sweeney, 1 13th Street, Apt. 9, to the Council on Human Rights to fill an unexpired term. Term to expire February 2024. (Copies in your packets)

11/5/2/23 – REFERRED TO COMMITTEE

12. I respectfully submit a communication from Superintendent of Wastewater Thomas Hayes regarding the need for funds to repair the filter press feed pumps. These pumps are critical in the operation of the treatment facility. One pump failed last night just after midnight and the facility is currently unable to dewater sludge with the lead time on parts to repair the pumps can take weeks if not months. Additionally, one pump is out for repairs but there is still a two week wait for the remaining parts to arrive to complete the repair. The Wastewater Department is attempting to make temporary repairs from one of the pumps that failed last night using parts from the other failed pump. Therefore, I hereby request Your Honorable Body appropriate \$25,000.00 from Account 6000-359000 (Wastewater Enterprise Fund – Retained Earnings) to Account 6000-584073 (Wastewater Enterprise Fund – Filter Press Pump).

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.

12/5/2/23 – REFERRED TO COMMITTEE

13. I respectfully submit a communication from City Auditor Deborah Gould regarding fiscal year end Water Capital Project Close outs to fund a portion of the Steere Street Water Project.

On August 20, 2019 the Honorable Municipal Council voted a loan authorization in the amount of \$1,700,000 for the permitting, bidding, construction oversight and construction of water mains including road restoration on Steere Street. During the planning phase for the May 2023 borrowing, it was determined that while additional funds would be needed for the Steere Street project it would be most cost effective to pay the final expenses from available resources and not go to market for the balance of the project cost. The accounting office has received notice that the project is complete, the project cost, net of issuance was \$1,345,058.80 leaving \$42,524.37 to be funded.

Your Honorable Body voted to fund construction of a water main on Deanville Road through a loan authorization in the amount of \$946,000 on June 2, 2020 vote number 9. This funding was in addition to Council Votes taken on June 26, 2018 and November 18, 2018 in the amounts of \$117,000 and \$12,725 respectively from water enterprise retained earnings for design related expenses. There remains \$33,222.99 unexpended in this fund. The accounting office has received notice that the project is completed and all obligations have been paid.

Therefore, I hereby request Your Honorable Body transfer \$33,222.99 from 3330-599000 Deanville – Other Financing Uses to 3334-499000 Steere Street Water Project- Other Financing Sources to fund the Steere Street Water Main project.

Additionally, the Deanville project has authorized and unissued debt. Therefore, I hereby request Your Honorable rescind \$77,290.50 of debt authorized by the Honorable Municipal Council on June 2, 2020.

On February 2, 2021 the Honorable Municipal Council funded the cleaning and lining of Park Pace and Lonsdale Avenue from multiple capital projects with similar economic life. Total Funding for the project was \$206,000. The accounting office has received notice that the project is complete, the total cost of the project was \$130,750 leaving \$75,250 available in Fund 3337 Park Place and Lonsdale Avenue.

Therefore, I hereby request Your Honorable Body transfer \$9,301.38 from 3337-599000 Park Place and Lonsdale Avenue –Other Financing Uses to Fund 3334-499000 Steere Street Water Project to fund the Steere Street Water main Project.

Finally, as it is not the intention of the City to borrow the balance of the funds necessary to complete the financing of the completed Steere Street project

Therefore, I hereby request Your Honorable Body rescind \$397,465.57 of authorized unissued debt related to the \$1,700,000 bond authorization voted on August 20, 2019 for the Steere Street Project.

13/5/2/23 – REFERRED TO COMMITTEE

Sincerely,
Cathleen DeSimone, Mayor

CLERK'S COMMUNICATION
Tuesday May 2, 2023

We have received a letter from Gerry Fricot of South Attleboro, asking the City to hold off on the premature removal of the Highland Park parking lot that was constructed for the High School project.

REFERRED TO COMMITTEE

We have received a letter form Blaze Barboza, team lead for Nova Farms Attleboro Security, asking to not allow Nova Farms to stay open past 8 p.m.

REFERRED TO COMMITTEE

We have received a letter from Tucker McNulty and David Pregana, 50 Thayer Farm Rd., urging the Council to approve the creation of the Sustainability Commission for the City of Attleboro.

We have received a letter from the Assistant to the Municipal Council, Virginia Stuart-Becker regarding a scrivener’s error on the Certificate of Vote taken March 21, 2023.
F.Y.I.

We have a Proclamation stating the Attleboro City Council, do hereby proclaim May 7th – 13th, 2023 as Children’s Mental Health Week and urge all citizens of Attleboro to promote this year’s theme: Accept, Advocate, Act – Because Awareness is Not Enough.
F.Y.I.

President DiLisio then asked for **Committee Reports**.

Chair Waterman, of the **License Committee** asked for a meeting at the next appropriate time.

Chair Dolan of the **Public Works Committee** brought forward the following vote:

Voted 9 yeas – 0 nays (Holmes absent) to approve the request of the Mayor to appropriate \$25,000.00 from account 6000-359000 (Wastewater Enterprise Retained Earnings) to account 6000-584073 (Filter Press Pump) for the immediate repair of two filter press feed pumps used in the dewatering of biosolids.

Due to time constraints involved (the need for immediate repair) the nature of the emergency makes it necessary to take action without waiting the prescribed time as provided in the City Charter.

Chair Conti of the **Finance Committee** brought forward the following votes:

Voted 9 yeas – 0 nays (Holmes absent) to transfer \$11,451.84 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11241000-578360 (City Wide-Reserve for Compensation 53rd Week) and further transfer \$136,451.84 to accounts as follows:

\$4,929.59 to Account 11611000-511000 (Clerk – Salary & Wages)
\$130,522.25 to Account 12101000-511000 (Police – Salary & Wages)

Voted 9 yeas - 0 nays (Holmes absent) to authorize the School Department to pay the following previous year school bill:

NAME OF VENDOR	AMOUNT	DEPT	Reason
Eversource	\$1,414.50	Business Office	Received after year closed

Chair Bennett of **Ordinances, Elections and Legislative Matters** brought the following forward:

Voted 9 yeas – 0 nays (Holmes absent) to strike the following:

FROM THE DOCKET OF JANUARY 17, 2023:

New Business: That section 7-1.1(a) of the Municipal Council Rules of Procedure be amended as follows:

The Council President will refer new business and policy matters to the appropriate committee and the committee shall provide timely progress reports on all such matters until such time as a final recommendation is made to the Council.

If after thirty (30) days after a matter was referred to a committee or after a public hearing on the matter has been closed, whichever is later, it may be called for a vote before the full Council by five (5) members of the Council.

If after forty-five (45) days after a matter was referred to a committee or after a public hearing on the matter has been closed, whichever is later, it may be called for a vote before the full Council by four (4) members of the Council.

If after sixty (60) days or more after a matter was referred to a committee or after a public hearing on the matter has been closed, whichever is later, it may be called for a vote before the full Council by three (3) members of the Council. (DeSimone)

Chair Bennett of the **Traffic & Transportation** Committee called for a meeting at the next available time.

Chair Kobus of the **IT & Infrastructure Committee** asked for a meeting at the next appropriate time.

Vice Chair Conti of the **Zoning and Land Use Committee** brought for the following votes:

Voted 9 yeas – 0 nays (Holmes absent) to accept the following street

to layout a portion of Hillcrest Avenue as a public way (length of 225 feet, from STA 10+00 to STA 13+25) and accept said way and any related drainage, water or sewer facilities or easements, all as shown on a plan and profile entitled “STREET ACCEPTANCE PLAN (HILLCREST AVENUE EXTENSION), ATTLEBORO MASSACHUSETTS”, dated December 15, 2021 and revised through April 25, 2022, prepared by Joyce E. Hastings, R.P.L.S. and Daniel R. Campbell, R.P.E., which plan and profile have been deemed satisfactory to the Superintendent of Public Works.

Voted 9 yeas – 0 nays (Holmes absent) to accept the following street:

to layout a portion of Hillcrest Avenue as a public way (length of 125 feet, from STA 13+25 to STA 14+50) and accept said way and any related drainage, water or sewer facilities or easements, all as shown on a plan and profile entitled “STREET ACCEPTANCE PLAN (HILLCREST AVENUE EXTENSION II), ATTLEBORO, MASSACHUSETTS”, dated December 16, 2021 and revised through April 25, 2022, prepared by Joyce E. Hastings, R.P.L.S. and Daniel R. Campbell, R.P.E., which plan and profile have been deemed satisfactory to the Superintendent of Public Works.

Chair Reynolds of the **City Property and Claims** Committee brought forth the following:

Voted 9 yeas – 0 nays (Holmes absent) to declare the following Water Department equipment as surplus and available for disposition:

QUANTITY	DESCRIPTION	MODEL-S/N	CONDITION
4	IPads	MD522LL/A, DMPKJ44XF18P MC733LL/A, DMPHQ6HPDNQR MD522LL/A, DMPKJ4RLF18P MP1N2LL/A, DMPTPXL8HLJK	Poor
1	Thermo Scientific Orion Dual Star pH/ISE	EO3805	Poor

Benchtop meter

Voted 9 yeas – 0 nays (Holmes absent) to declare the following Library items as surplus and available for disposition.

Furniture:	Condition
(2) Folding metal coat racks	Fair

Computers

(21) Dell OptiPlex 3010 Computer tower units	Inoperable
(3) Dell OptiPlex GX520 Computer tower units	Inoperable
(3) Dell OptiPlex 210L Computer tower units	Inoperable
(1) Dell OptiPlex 8200 Computer tower unit	Inoperable
(2) Dell OptiPlex 745 Computer tower units	Inoperable
(4) Dell OptiPlex 380 Computer tower units	Inoperable
(4) Dell OptiPlex 360 Computer tower units	Inoperable
(1) Dell Vostro Computer Tower Unit	Inoperable

Computer Monitors:

(5) Dell 14” computer monitors	Works intermittently
(3) Dell 12” computer monitors	Works intermittently
(1) HP 14” computer monitor	Works intermittently
(1) Gateway 14” computer monitor	Works intermittently

Printers:

HP LaserJet P2055d	Inoperable
(3) HP Envy 4500	Inoperable
HP Office Jet 3830	Inoperable
Dell B2360dn	Inoperable
Dell 1355cnw	Inoperable

Voted 9 yeas – 0 nays (Holmes absent) to declare the following COA item as surplus and available for disposition

Item	Condition
Lowrey – Theatre with Genie Edition Organ	Very Poor

Voted 9 yeas – 0 nays (Holmes absent) to approve expending of funds and any future grant amendments regarding the receipt of a Municipal Energy Technical Assistance (META) grant from the Massachusetts Department of Energy Resources (DOER) in the amount of \$15,000.00 to the Planning Department.

Chair Angelo of the **Personnel, Veterans and Human Services** brought the following forward:

Voted 9 yeas – 0 nays (Holmes absent) to call for a public hearing on May 16, 2023 for the following:

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)

Chair Blais, of the **Public Safety Committee**, requested a meeting at the next appropriate time.

Chair Conti of the **Special Committee on Senior Tax** requested a meeting at the next appropriate time.

Chair Angelo of the **Special Committee on Classification and Compensation** requested a meeting at the next appropriate time.

No old business.
No new business.

The council voted unanimously to adjourn at 7:57 PM.

A TRUE COPY

ATTEST: _____
City Clerk/Clerk of the Council

MINUTES APPROVED BY COUNCIL: _____
(DATE)

City Clerk/Clerk of the Council