

**ATTLEBORO MUNICIPAL COUNCIL
DOCKET
MAY 16, 2023**

Records pending approval: May 2, 2023

Public hearings for 5-16-2023:

PUBLIC HEARING: regarding proposed amendments to Ordinance 13-5 Personnel:

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

LICENSE

Ty Waterman, Chairperson

PUBLIC WORKS

Laura Dolan, Chairperson

The Mayor respectfully submits 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, the Mayor hereby requests 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). Voted as an emergency measure May 2, 2023.

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.

Voted as an emergency measure May 2, 2023.

The Mayor respectfully submits 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, the Mayor 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, the Mayor hereby requests 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, the Mayor hereby requests 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, the Mayor hereby requests 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.

FINANCE COMMITTEE

Richard Conti, Chairperson

The Mayor respectfully submits 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, the Mayor hereby requests 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

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, the Mayor hereby requests 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.

The Mayor respectfully submits to Your Honorable Body the City of Attleboro’s General Government Annual Budget for Fiscal Year 2024.

The Mayor hereby requests Your Honorable Body Appropriate \$500,000.00 of available free cash from account 1000-359000 General Fund Undesignated Fund Balance to account 1000-321200 General Fund – Fund Balance Reserve for Expenditures. The purpose of this appropriation from General Fund Undesignated Fund Balance – Free Cash is to reduce the Fiscal Year 2024 Tax Levy.

The Mayor respectfully requests Your Honorable Body, under the provisions of Chapter 44, Section 53 E-½ as amended, to approve the expenditure limits for the following Revolving Funds outlined under Chapter 20 of the Revised Ordinances of the City of Attleboro for Fiscal Year 2024:

- Fund #2601 Police Replacement of Vehicles - \$280,000.00
- Fund #2602 Off Street Parking - \$250,000.00
- Fund #2603 Protective Inspection Services - \$250,000
- Fund #2604 Residential Special Waste Disposal - \$1,700,000.00
- Fund #2606 Council on Aging \$20,000.00
- Fund #2607 Capron Park Zoo - \$1,100,000.00
- Fund #2609 Fire Alarm System Testing - \$40,000.00
- Fund #2610 Fire Ambulances - \$1,300,000.00
- Fund #2611 Health Immunization - \$10,000.00
- Fund #2614 Recreation - \$215,000.00
- Fund #2615 Animal Welfare - \$12,000.00
- Fund #2616 Police False Alarm - \$50,000.00
- Fund #2618 Animal Shelter Building -\$20,000.00
- Fund #2619 Fingerprinting - \$5,000.00

The Mayor respectfully requests Your Honorable Body to approve the solid waste fee of \$300.00. This is a \$25.28 increase from Fiscal Year 2023.

The Mayor respectfully requests Your Honorable Body to approve the solid waste fee of \$58.57 per unit to be credited to Fund #2604 Residential Special Waste Disposal for Fiscal Year 2024.

The Mayor is pleased to present to Your Honorable Body the proposed Water and Wastewater Enterprise Budgets for Fiscal Year 2024.

The Mayor respectfully requests Your Honorable Body to approve the water fee of \$5.99 per 100 c.f. This is a \$0.48 increase from Fiscal Year 2022. This rate applies to consumption on and after July 1, 2023. Bills that span the old rate and the new rate will be pro-rated appropriately, as they were for the previous rate increase.

The Mayor hereby requests Your Honorable Body appropriate \$120,140.00 from Account 6100-359000 (Water Enterprise Fund - Retained Earnings) to fund the Fiscal Year 2024 Water Enterprise Budget.

The Mayor respectfully requests Your Honorable Body to approve the wastewater fee of \$10.52 and \$11.42 per 100 c.f. for residential and industrial, respectively. This is a \$0.32 increase from Fiscal Year 2022. This rate applies to consumption on and after July 1, 2023. Bills that span the old rate and the new rate will be pro-rated appropriately, as they were for the previous rate increase.

The Mayor hereby requests Your Honorable Body appropriate \$14,629.10 from Account 6000-359000 (Wastewater Enterprise Fund - Retained Earnings) to fund the Wastewater Betterment's Share of debt in the Fiscal Year 2024 Budget.

The Mayor hereby requests Your Honorable Body appropriate \$250,000.00 from Account 6000-359000 (Wastewater Enterprise Fund - Retained Earnings) to fund the Fiscal Year 2024 Wastewater Enterprise Budget.

As you are aware, a portion of the Water & Wastewater Enterprise Fiscal Year 2024 Budgets includes an Indirect Cost allocation that is used to pay for costs incurred within the General Government budget. In accordance with the indirect rates established by the MGT Consulting Group, the Mayor hereby requests Your Honorable Body to transfer \$752,571.99 from Fund 6100 (Water Enterprise Fund) to the General Government Fund to fund the indirect cost for Fiscal Year 2024. The dollar amount presented is from the Fiscal Year 2024 budget book. Please note this figure excludes the OPEB contribution and all debt expenses. The Mayor also hereby requests Your Honorable Body to transfer \$696,338.10 from Fund 6000 (Wastewater Enterprise Fund) to the General Government Fund to provide funding for the indirect cost for Fiscal Year 2024 budget. The dollar amount presented is from the Fiscal Year 2024 budget book. This required transfer also excludes the OPEB contribution and the expenses associated with debt.

The Mayor respectfully submits a communication from City Auditor Deborah Gould regarding the transfer of AHS Premium to general fund to offset interest expense on debt. The required interest payment on the AHS BAN issued in November of 2022 will mature on November 1, 2023 (FY24) in the amount of \$993,250 will in part be paid by the premium received. This debt payment must be budgeted as a general obligation within the City's general fund budget in the FY24 budget. At the time the BAN was issued, the City realized a net premium on the BAN of \$301,896.46. The City will raise the difference between the payment due \$993,250 and the net premium amount of \$301,896.46 on the DE-1 in the amount of \$691,353.54.

Therefore, the Mayor hereby requests Your Honorable Body transfer \$301,896.46 from 3419-397000 AHS Construction-Other Financing Uses to 1000-392000 General Fund Other Financing Sources and to further transfer the funds from 1000-392000 General Fund Other Financing Sources to 1000-321300 General Fund Reserve for Premium DE payment.

The Mayor respectfully submits a communication from City Auditor Deborah Gould regarding Opioid settlement funds in FY24. As you are aware the City included \$413,753 in its local receipts in FY23 and funded a Reserve for Opioid Settlement in an equal amount. These funds are permanently restricted in use by the terms of the settlement. The FY24 proposed budget includes a line within the police department budget in the amount of \$150,000 for the purpose of substance abuse disorder prevention. Therefore, the Mayor hereby requests Your Honorable Body appropriate \$150,000 from account 1000-321350 General Fund Reserve Fund Balance for Opioid to 1000-321200 General Fund – Fund Balance Reserve for Expenditure to fund the FY24 expense for the Substance Abuse Disorder Prevention. Please note, pending legislation may redefine the appropriate reserve fund to account for these monies. Should legislation pass, additional local action may be required.

The Mayor respectfully submits a communication from City Auditor Deborah Gould regarding the transfer of BOND Premiums to General Fund & Water Enterprise Fund to pay debt expenses. As you know Massachusetts General Law governs surplus proceeds for bond issuances, MGL now provides for surplus proceeds of \$50,000 or less to be applied to the payment of any debt with the approval of the Chief Executive Officer of the City. The City’s ordinance is more restrictive as such.

Therefore, the Mayor hereby requests Your Honorable Body transfer the following:

- \$4,080.97 from 3341-397000 Ozone System-Other Financing Uses to 6100-392000 Water Enterprise Other Financing Sources and to further transfer the funds from 61000-392000 Water Enterprise Other Financing Sources to 1000-321305 General Fund Reserve for BOND Debt Payment
- \$7,223 from 3336-397000 Wading River Pilot-Other Financing Uses to 6100-392000 Water Enterprise Fund Other Financing Sources and to further transfer the funds from 6100-392000 General Fund Other Financing Sources to 6100-321305 Water Enterprise Fund Reserve for BOND Debt Payment
- \$1,965.58 from 3566-397000 Fire Engine -Other Financing Uses to 1000-392000 General Fund Other Financing Sources and to further transfer the funds from 1000-392000 General Fund Other Financing Sources to 1000-321305 General Fund Reserve for BOND Debt Payment

Public Hearings for the Budget (General, Water and Wastewater) will be at a Special Meeting on May 24, 2023 at 6pm in City Council Chambers.

ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS

IT & INFRASTRUCTURE COMMITTEE

Todd Kobus, Chairperson

ZONING AND LAND USE

Diana Holmes, Chairperson

CITY PROPERTY AND CLAIMS

Sara – Lynn Reynolds, Chairperson

The Mayor submits a communication from Superintendent of Public Works Michael Tyler regarding snowplows that the Public Works Department would like to surplus. There was no interest in this equipment from any of the departments. Therefore, the Mayor hereby requests Your Honorable Body to declare the following as surplus and available for disposition.

MAKE	MODEL	CONDITION
1. Unknown	18’ V-plow	Poor
2. Unknown	12’ Fixed right wing plow	Poor
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

PERSONNEL, VETERANS AND HUMAN SERVICES COMMITTEE

Michael Angelo, Chairperson

The Mayor respectfully submits 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.

The Mayor respectfully submits 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.

The Mayor respectfully submits 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.

The Mayor respectfully submits 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.

PUBLIC SAFETY

Peter Blais, Chairperson

The Mayor respectfully submits 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).

The Mayor respectfully submits 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, the Mayor hereby requests 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).

The Mayor respectfully submits a communication from Superintendent of Water Kourtney Allen regarding the need for funds to purchase two turbidimeters and associated parts. Therefore, the

Mayor hereby requests 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).

The Mayor respectfully submits 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, the Mayor hereby requests Your Honorable Body transfer \$16,129.30 from Account 14201000-511000 (Public Works – Salary & Wages) to Account 14201000-524011 (Public Works – Maintenance of Buildings).

SPECIAL COMMITTEE ON SENIOR TAX

Richard Conti, Chairperson

SPECIAL COMMITTEE ON CLASSIFICATION AND COMPENSATION

Michael Angelo, Chairperson