

**ATTLEBORO MUNICIPAL COUNCIL  
DOCKET  
JANUARY 21, 2020**

**APPROVAL OF THE RECORDS: November 5, November 12, November 19, December 3, December 12, December 17, 2019 and January 7, 2020. Executive Sessions June 6, 2017, June 27, 2017, April 10, 2018 and March 12, 2019.**

**PUBLIC HEARING** to consider the possible revocation, suspension or modification to the Class II license of Green Light Auto of 650 Washington Street, Attleboro.

**PUBLIC HEARING** relative to the proposed amendment to the Revised Ordinances of the City of Attleboro Section 7-8, Health, as it pertains to solid waste fee reduction for eligible property taxpayers.

**PUBLIC HEARING** relative to the proposed amendment to the Revised Ordinances of the City of Attleboro Section 10, Motor Vehicles and Parking, as it pertains to parking restrictions on Beagle Club Road.

**PUBLIC HEARING** relative to a proposed change in the Exempt Classification Plan of the Personnel Rules and Regulations of the City, to add Administrative Assistant to the Mayor in place of the current title for that position, Executive Secretary

**PUBLIC HEARING** to address the Mayor's suspension of Chair Joseph Caponigro from the Traffic Study Commission.

**PUBLIC WORKS**

**Kate Jackson, Chairperson**

**PERSONNEL AND HUMAN SERVICES**

**Ty Waterman, Chairperson**

I respectfully submit for confirmation by Your Honorable Body the appointment of Beth Gould, 14 Hutchinson Road, to fill an expired term on the Board of Library Trustees. Term to expire February 2023. (Copies in your packets)

A communication dated December 18, 2019 from Joseph Caponigro regarding his suspension from the Traffic Study Commission and requesting a hearing before the Council and the Mayor.

A communication dated December 23, 2019 from Joseph Caponigro regarding the second letter he received about his suspension and reinforcing his request for a public hearing.

**CAPITAL IMPROVEMENTS AND CITY DEVELOPMENT**

**Richard Conti,**

**Chairperson**

1. As Your Honorable Body may recall, the roof repairs at Brennan Middle School and Wamsutta Middle School are categorized as “urgent” in the FY2020-2024 Capital Improvements Program. In an effort to assist the School Department in repairing these roofs, the City had been seeking funding opportunities from the Massachusetts School Building Authority (MSBA) since at least 2009. Unfortunately, it does not appear that any funding opportunities are available from the MSBA for these projects. The time has now come to finally replace these deficient roofing systems and to repair the significant water damage caused by them. A recent Roof Investigation analysis performed by Russo Barr Associates, Inc. has estimated the cost to repair both roofs at \$1,500,000.00 per roof. Further, it is estimated that the interior water damage repairs would cost approximately \$100,000.00 per school. As shown below, a loan authorization of \$3,900,000.00 is now needed for this project:

|  |                |                |
|--|----------------|----------------|
| Roof Repairs - Estimated Construction Costs (ECC): | \$3,000,000.00 |                |
| Interior Repairs - ECC:                            | \$ 200,000.00  |                |
| TOTAL Construction (est.)                          | \$3,200,000.00 |                |
| Design, bidding & oversight                        | \$ 214,400.00  |                |
| Owner’s Project Manager (OPM)                      | \$ 128,000.00  |                |
| TOTAL Design/OPM                                   | \$ 342,400.00  | \$ 342,400.00  |
| Contingency (includes advertising)                 |                | \$ 357,600.00  |
| TOTAL PROJECT                                      |                | \$3,900,000.00 |

Therefore, I hereby request Your Honorable Body to approve the following loan order:

ORDERED: that Three Million, Nine Hundred Thousand Dollars (\$3,900,000.00) is appropriated for the permitting, bidding, construction oversight and construction costs associated with the remodeling, reconstructing and making of extraordinary repairs to the roofs and interior of both the Brennan Middle School, located at 320 Rathbun Willard Drive in Attleboro, MA, and the Wamsutta Middle School, located at 300 Locust Street in Attleboro, MA, (collectively the “Project”), including the payment of 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, Nine Hundred Thousand Dollars (\$3,900,000.00) under Section 7(1) of Chapter 44 of the General Laws, or any other enabling authority; that the Mayor is authorized to take any other action necessary or convenient to carry out this Project. Any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this order in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

2. As Your Honorable Body is aware, the Public Library Building Envelope and Repair Project (Phase II) is categorized as “urgent” in the FY2020-2024 Capital Improvements

Program. Unfortunately, State funding for this project is not available at this time. On December 27, 2017 (vote #2), Your Honorable Body voted to fund the \$125,000.00 Request for Proposal for the purpose of evaluating the building envelope and mechanical systems at the Library. The architectural firm of Bargmann, Hendrie & Archetype, Inc. (BH&A) was hired to complete this task. On October 8, 2019, BH&A submitted a proposed scope of work and proposed cost estimate to the Municipal Building Commission (MBC). Please see attached. Please note that BH&A had recommended a contingency of approximately 16% of the estimated construction cost (ECC). Further, and in accordance with the recommendations of BH&A and the requirements of Massachusetts Procurement Laws, the MBC issued a Request For Services (RFS) to secure an Owner’s Project Manager (OPM) for this project. On December 16, 2019, the MBC recommended the hiring of STV/DPM Associates as the City’s OPM. See attached memo from the MBC.

Accordingly, a loan authorization of \$6,900,000.00 is now needed for this project, as detailed below:

|                                     |                      |                             |
|-------------------------------------|----------------------|-----------------------------|
| Estimated Construction Costs (ECC): |                      | <b>\$5,409,219.00</b>       |
| Design, bidding & oversight (BH&A)  | \$ 362,417.00        |                             |
| Owner’s Project Manager (STV/DPM)   | <u>\$ 220,000.00</u> |                             |
| <b>TOTAL Design/OPM</b>             | <b>\$ 582,417.00</b> | <b>\$ 582,417.00</b>        |
| Contingency (includes advertising)  |                      | <b><u>\$ 908,364.00</u></b> |
| <b>TOTAL PROJECT</b>                |                      | <b>\$6,900,000.00</b>       |

Therefore, I hereby request Your Honorable Body to approve the following loan order:

ORDERED: that Six Million, Nine Hundred Thousand Dollars (\$6,900,000.00) is appropriated for the design, permitting, bidding, construction oversight and construction costs associated with the roof, HVAC, window and exterior repairs to the Attleboro Public Library Building, located at 74 North Main Street, Attleboro, MA (collectively the “Project”), including the payment of all costs incidental or related thereto; that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow Six Million, Nine Hundred Thousand Dollars (\$6,900,000.00) under Section 7(1) of Chapter 44 of the General Laws, or any other enabling authority; that the Mayor is authorized to take any other action necessary or convenient to carry out this Project. Any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this order in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

3. I respectfully submit to Your Honorable Body the City’s Capital Improvement Program for FY2021–2025. We look forward to working with the Municipal Council in the coming weeks to review the data as submitted. Furthermore, I hereby request Your Honorable Body to hold a Public Hearing at the appropriate time. (Copies in your packets)

**ZONING & LAND USE**

**Todd Kobus, Chairperson**

**TRANSPORTATION & TRAFFIC**

**Cathleen DeSimone,**

**Chairperson**

A communication dated December 23, 2019 from James Souther, Jr. of Falmouth Street requesting assistance with the neighborhood-parking situation as cars parked on both sides of the street impede the ability to back out from driveways.

A communication from Charles Falugo of Falmouth Street suggesting the need for a traffic solution to the danger at the center of town with traffic coming under the stone bridge and traffic coming from Pleasant Street by the stone bridge and the possibility of collisions.

**BUDGET AND APPROPRIATIONS**

**Jay DiLisio,**

**Chairperson**

I respectfully submit a communication from City Treasurer Laura Gignac regarding the need for additional funding for anticipated legal fees for old tax title accounts and foreclosures. Therefore, I hereby request Your Honorable Body to transfer \$45,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 11451000-530101 (Treasurer-Professional Services). (Copies in your packets)

I respectfully submit a communication from Council President Mark Cooper regarding the need for funds for office supplies for the remainder of the fiscal year. Therefore, I hereby request Your Honorable Body transfer \$100.00 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11111000-542010 (Council – Supplies Office). Upon approval, the available balance in Reserve Fund for Transfer, to include any pending requests, will be \$337,382.20. (Copies in your packets)

**LICENSES**

**Laura Dolan, Chairperson**

97 Emory Street, LLC has withdrawn a request for an amended Class II license and is requesting a renewal of existing license with 5 parking spaces and 12 display spaces.

**CITY PROPERTY & CLAIMS**

**Sara Lynn Reynolds, Chairperson**

1. I respectfully submit a communication from Legal Secretary Alison Wood regarding a vehicle that Budget Administration/Parking Enforcement would like to declare surplus. Therefore, I hereby request Your Honorable Body to declare the following as surplus and available for disposition: (Copies in your packets)

| YEAR | MODEL          | VIN               | MILES   | CONDITON |
|------|----------------|-------------------|---------|----------|
| 2006 | Ford Crown Vic | 2FAFP71W76X122159 | 142,272 | Poor     |

2. I respectfully submit a communication from Veteran’s Agent Ken Badertscher regarding the donation of \$100.00 in Stop & Shop gift cards from an anonymous donor and \$500.00 in Stop & Shop gift cards from the Disabled American Veterans Chapter 91. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body to accept these generous donations to the City of Attleboro. (Copies in your packets)

3. I respectfully submit a communication from Chief of Police Kyle P. Heagney regarding the donation of a Dell Inspirion 5482 computer laptop with an approximate value of \$800.00 from the Attleboro Rotary Club. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body to accept these generous donations to the City of Attleboro. (Copies in your packets)

**ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS**

**Diana Holmes, Chairperson**

**PUBLIC SAFETY & EMERGENCY MANAGEMENT**

**Peter Blais, Chairperson**

I respectfully submit a communication from Fire Chief Scott T. Lachance regarding the receipt of an Emergency Management Performance Grant (EMPG) from the Massachusetts Emergency Management Agency (MEMA) of \$15,500.00. These funds may be utilized for Emergency Management related activities and equipment procurement. The funds provided through this grant will be utilized to procure a fit-testing machine and a thermal imaging camera (TIC). Although there is a 100% match requirement for this grant, it may be met with a “cash” match provided by other qualifying municipal purchases related to emergency management. For this grant, the match will be provided with municipal funds that have been allocated to procure structural firefighting garments (PPE) in FY2020.

In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body approve expending of such funds and any future grant amendments. (Copies in your packets)

I respectfully submit a communication from Chief of Police Kyle P. Heagney regarding a grant that has been awarded via the 2020 Senator Charles E. Shannon Jr. Community Safety Initiative (Shannon CSI) of \$10,705.30. The Attleboro Police Department collaborated with the Taunton Police Department in seeking these funds. The Shannon CSI implements a multi-disciplinary approach to combat gang and youth violence through coordinated programs for prevention and intervention. No matching funds are required by the City. In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body approve expending of such funds and any future grant amendments. (Copies in your packets)

**SPECIAL COMMITTEE ON TAX ABATEMENT REVIEW**

**Todd Kobus, Chairperson**

**SPECIAL COMMITTEE ON RULES AND PROCEDURES**

**Richard Conti, Chairperson**