

**ATTLEBORO MUNICIPAL COUNCIL
DOCKET
JUNE 18, 2019**

APPROVAL OF THE RECORDS: May 7, 2019, May 14, 2019, May 21, and June 4, 2019. Executive Sessions June 6, 2017, June 27, 2017, April 10, 2018 and March 12, 2019.

CONTINUED PUBLIC HEARING relative to amending SECTION 3, of the Revised Ordinances of the City of Attleboro as it pertains to Buildings and the adoption of the Board of Building Regulations and Standards' Stretch Code (780 CMR 115.AA), an Appendix to the Massachusetts State Building Code. The amendments may be reviewed at the City Clerk or City Council offices during regular business hours.

CONTINUED PUBLIC HEARING relative to the request that the Council declare surplus and available for disposition the old Richardson School at 95 Pine Street. (continued to the meeting of August 20, 2019)

PUBLIC HEARING relative to the Class II Auto License amended application for GMV Inc., d/b/a Byrider, 957 Washington Street for 12 Customer Parking Spaces and 58 Display Spaces.

PUBLIC HEARING relative to amending Revised Ordinances of the City of Attleboro Section 9-35 - Dog Control Provisions and Section 9-35.1 - Definitions Animal Control Officer.

PUBLIC HEARING relative to the request to change the street name for Fuller Ave South to Harper Way in Attleboro.

PUBLIC HEARING regarding the application of Jessica Grillo for Column Health to "Keep a Stand In A Public Place" distributing outpatient materials with a table at Railroad Ave and Park Street.

PUBLIC WORKS

Kate Jackson, Chairperson

1. The Mayor respectfully submits a communication from Superintendent of Water Kourtney Wunschel regarding the need for funds for Lights and Power to the end of FY2019. Therefore, the Mayor requests Your Honorable Body appropriate \$15,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-521020 (Water Enterprise – Lights & Power). (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(3/6/4/19)

2. The Mayor respectfully submits a communication from Superintendent of Wastewater Thomas Hayes regarding the residential meter replacement program and the shared meter expense between the City's Water and Wastewater Enterprise Departments. During fiscal year 2016, the Water Department purchased 142 water meters and miscellaneous parts at a total cost of \$210.95 per meter. Out of the 142 water meters, 49 meters were installed at locations that have water and sewer accounts. During fiscal year 2018, the Water Department purchased 368 water meters and miscellaneous parts at a total cost of \$248.04 per meter. Out of the 368 water meters, 299 meters were installed at locations that have water and sewer accounts. Wastewater Enterprise is responsible to pay for 50% of the value of those meters installed from June 1, 2018 to May 31, 2019 in homes with both services. Therefore, the Mayor requests Your Honorable Body to appropriate \$42,250.50 from Account 6000-359000 (Wastewater Enterprise Fund - Retained Earnings) to Account 6000-553150 (Wastewater Enterprise Fund – Water Meter Supplies) after such time the Accounting Department will work with the Wastewater Department to transfer the funds to the Water Enterprise Fund. (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(20/6/4/19)

PERSONNEL AND HUMAN SERVICES

Ty Waterman, Chairperson

1. The Mayor respectfully submits for confirmation by Your Honorable Body the appointment of Julie Hobson, 84 Barrows Street, North Attleboro, MA to the position of Chief Assessor, as recommended by the Board of Assessors, for a term of three years. Term to expire February 2022. (Copies in your packets) (1/6/4/19)
2. The Mayor respectfully submits for confirmation by Your Honorable Body the reappointment of Jim Lewis to the Planning Board for a 5-year term. Term to expire February 2024. (Copies in your packets) (7/6/4/19)
3. The Mayor respectfully submits a communication from Deputy Assessor Julie Hobson regarding the need for funds due to the anticipated retirement of the Chief Assessor. Therefore, the Mayor requests Your Honorable Body transfer \$13,684.38 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11411000-515075 (Assessor – Earned Time Payment). Upon approval, the available balance in Reserve Fund for Transfer will be \$22,698.97. (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.** (19/6/4/19)

CAPITAL IMPROVEMENTS AND CITY DEVELOPMENT

Richard Conti, Chairperson

1. The Mayor respectfully submits a communication from City Auditor Deborah Gould requesting to close Fund 3535-Angell Park. On June 13, 2017, Your Honorable Body voted to fund the Angell Park rejuvenation project with available funds from the general fund in the amount of \$74,950.00. The Auditing Department has been notified by the Director of Planning and Development that this project has been completed. Therefore, the Mayor requests Your Honorable Body transfer \$2,471.43 from Account 3535-599000 (Angell Park – Other Financing Uses) to Account 10004-499000 (General Fund – Other Financing Sources). This transaction will close the Angell Park fund and will increase the equity in the General Fund. (Copies in you packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(21/6/4/19)

2. The Mayor respectfully submits a communication from Director of Recreation Dennis Walsh regarding the Community Development Block Grant for PY2019 (FY2020) for the Youth Center Program in the amount of approximately \$10,566.00. In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to approve the expenditure during FY2020 of this Community Development Block Grant and also approve any future grant amendments. (Copies in your packets) (22/6/4/19)

ZONING & LAND USE

Todd Kobus, Chairperson

1. The Mayor respectfully submits a communication from Director of Planning and Development Gary Ayraasian regarding the donation of “Open Space Lot #30” containing 30.0 ± acres of real estate located off Avalon Drive in the “Avalon Estates” subdivision to the City’s Conservation Commission from Maddi North Street Development, LLC. This donation satisfies Condition #25 contained in the Planning Board’s Certificate of Vote dated December 16, 2013. Therefore, the Mayor requests Your Honorable Body to accept the donation of this parcel of real estate. It should be noted that all FY2019 taxes have been satisfied. (Copies in your packets) **In order to be able to process the proper deed transactions and to allow time for recordation in FY2019, the Mayor hereby requests Your Honorable Body to consider this by June 18, 2019.**

(8/6/4/19)

2. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Merigold Circle (length of 610 feet, from STA 0+00 to STA 6+10) as a public way 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 Merigold Circle”, dated June 11, 2009, by Ronald N. Tubman, P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents.
(PUBLIC HEARING JULY 18, 2019) (9/6/4/19)

3. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Cedar Creek Drive (length of 1,310 feet, from STA 0+00 to STA 13+10) as a public way 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 Cedar Creek Drive”, dated June 11, 2009, by Ronald N. Tubman, P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents. (PUBLIC HEARING JULY 18, 2019)
(10/6/4/19)
4. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Joanna Drive (length of 839.47 feet, from STA 0+00 to STA 8+39.47) as a public way 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 of Joanna Drive in Attleboro, Massachusetts”, dated September 24, 2004, by Arthur F. Borden, P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents.(PUBLIC HEARING JULY 18, 2019)
(11/6/4/19)
5. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Marissa Circle (length of 212 feet, from STA 0+00 to STA 2+12) as a public way 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 Jenna Drive & Marissa Circle”, dated October 10, 2005, by Ronald N. Tubman, P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents.
(PUBLIC HEARING JULY 18, 2019) (12/6/4/19)
6. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Jenna Drive (length of 413 feet, from STA 0+00 to STA 4+13) as a public way 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 Jenna Drive & Marissa Circle”, dated October 10, 2005, by Ronald N. Tubman, P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents.
(PUBLIC HEARING JULY 18, 2019) (13/6/4/19)

7. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Austin Drive as a public way (length of 400.00 feet, from STA 0+00 to STA 4+00) and accept said way and any related drainage, water or sewer facilities or easements, all as shown on a plan and profile entitled “As-Built Plan and Profile – Austin Drive”, dated February 4, 2013, prepared by Brian J. Murphy R.P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents. (PUBLIC HEARING JULY 18, 2019)
(14/6/4/19)
8. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout a portion of St. Don Street (length of 228.58 feet, from STA 1+15 to STA 3+43.58) as a public way 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 St. Don Street & Woodside Avenue”, dated December 15, 2004, by Ronald N. Tubman, P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents. (PUBLIC HEARING JULY 18, 2019)
(15/6/4/19)
9. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout a portion of Woodside Avenue (length of 352.92 feet, from STA 0+20 to STA 3+72.92) as a public way 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 St. Don Street & Woodside Avenue”, dated December 15, 2004, by Ronald N. Tubman, P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents. (PUBLIC HEARING JULY 18, 2019)
(16/6/4/19)
10. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16–2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Landers Road as a public way (length of 396.89 feet, from STA 0+00 to STA 3+96.89) and accept said way and any related drainage, water or sewer facilities or easements, all as shown on a plan and profile entitled “Roadway Acceptance Plan, Landers Road, My Lady’s Landing Subdivision” dated February 19, 2019, prepared by Brian J. Murphy R.P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents. (PUBLIC HEARING JULY 18, 2019)
(7/6/4/19)

11. The Mayor hereby requests Your Honorable Body to schedule a public hearing pursuant to §16-2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Tennant Circle as a public way (length of 202.16 feet, from STA 0+00 to STA 2+02.16) and accept said way and any related drainage, water or sewer facilities or easements, all as shown on a plan and profile entitled "Acceptance Plan and Profile of Tennant Circle in Attleboro, Massachusetts", dated April 11, 2011, prepared by Everett Otis Dyer, R.P.E. and P.L.S., which plan and profile have been deemed satisfactory to the Superintendent of Public Works. Enclosed please find the necessary documents. (PUBLIC HEARING JULY 18, 2019) (18/6/4/19)

12. Rezoning Petition from Sterry Street Auto Sales, Inc., 495 Collins Street, Attleboro, MA, from Single Residence-B and Industrial zoning to General Business zoning, said premises being Assessor's Plat 20, Assessor's Lot Number 399, being approximately one acre. (Refer the following matter to the Planning Board for study and recommendation and to hold a JOINT PUBLIC HEARING on Tuesday, July 16, 2019) (6/4/19)

13. Affirmative vote from the Planning Board to recommend the approval of the petition to discontinue a portion of Frank Mossberg Drive. (6/4/19)

BUDGET AND APPROPRIATIONS

Jay DiLisio, Chairperson

1. The Mayor respectfully submits a communication from Chief of Police Kyle P. Heagney regarding the need for funds to cover a deficit in the Crossing Guard payroll account. Therefore, the Mayor requests Your Honorable Body transfer \$8,000.00 from Account 12101000-511000 (Police – Salary & Wages) to Account 13001000-511110 (Education – Salaries School Crossing Guards). (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.** (2/6/4/19)

2. The Mayor respectfully submits a communication from Attleboro Public Schools Director of Finance Marc Furtado regarding the need for an appropriation from the E-Rate Stabilization Fund in order to purchase a variety of technological items. Therefore, the Mayor requests Your Honorable Body appropriate \$74,982.87 from 8505-599000 (E Rate Stabilization Fund - Other Financing Uses) to Fund 2701-499000 (E Rate IT Fund- Other Financing Sources). (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the**

Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.

(5/6/4/19)

3. The Mayor respectfully submits a communication from APS Director of Finance Marc Furtado regarding a lease of 1000 Chromebooks on a four (4) year lease with HP Financial Services. In accordance to Section 5-8 (Lease/Lease-Purchase Agreement) of the Revised Ordinances of the City of Attleboro, the Mayor hereby requests Your Honorable Body to approve a 48-month lease agreement with HP Financial Services. (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(6/6/4/9)

4. The Mayor respectfully submits a communication from City Auditor Deborah Gould requesting to close Fund 3420-Hyman Fine/Hill Roberts Boiler. On November 15, 2016, Your Honorable Body voted to fund the Hyman Fine/Hill Roberts Boilers project. The Auditing Department has been notified by the Attleboro Public Schools that this project has been completed. Therefore, the Mayor requests Your Honorable Body transfer \$5,084.24 from Account 3420-599000 (Hyman Fine/Hill Roberts Boilers – Other Financing Uses) to Account 10004-499000 (General Fund – Other Financing Sources). This transaction will close the Hyman Fine/Hill Roberts Boiler fund. (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(23/6/4/19)

5. The Mayor respectfully submits a communication from City Auditor Deborah Gould requesting to close Fund 3421-Brennan/Wamsutta Boilers. On November 15, 2016, Your Honorable Body voted to fund the Brennan/Wamsutta Boilers project. The Auditing Department has been notified by the Attleboro Public Schools that this project has been completed. Therefore, the Mayor requests Your Honorable Body transfer \$47.60 from Account 3421-599000 (Brennan/Wamsutta Boilers – Other Financing Uses) to Account 10004-499000 (General Fund – Other Financing Sources). This transaction will close Brennan/Wamsutta Boiler fund. (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(24/6/4/19)

6. The Mayor respectfully submits a communication from City Auditor Deborah Gould requesting to close Fund 3423-Willett Boiler. On November 15, 2016, Your Honorable Body voted to fund the Willett Boiler project. The Auditing Department has been notified by the Attleboro Public Schools that this project has been completed. Therefore, the Mayor requests Your Honorable Body transfer \$553.08 from Account 3423-599000 (Willett Boiler – Other Financing Uses) to Account 10004-499000 (General Fund – Other Financing Sources). This transaction will

close Willette Boiler fund. (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(25/6/4/19)

7. The Mayor respectfully submits a communication from City Auditor Deborah Gould requesting to close Fund 3425-Willett Media Center AC. On November 15, 2016, Your Honorable Body voted to fund the Willett Media Center AC project. The Auditing Department has been notified by the Attleboro Public Schools that this project has been completed. Therefore, the Mayor requests Your Honorable Body transfer \$12,050.00 from Account 3425-599000 (Willett Media Center AC – Other Financing Uses) to Account 10004-499000 (General Fund – Other Financing Sources). This transaction will close Willette Media Center AC fund. (Copies in your packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(26/6/4/19)

8. The Mayor respectfully submits a communication from City Auditor Deborah Gould requesting to close Fund 3426-Hill Roberts AC Units. On November 15, 2016, Your Honorable Body voted to fund the Hill Roberts AC Units project. The Auditing Department has been notified by the Attleboro Public Schools that this project has been completed. Therefore, the Mayor requests Your Honorable Body transfer \$15,517.00 from Account 3426-599000 (Hill Roberts AC Units – Other Financing Uses) to Account 10004-499000 (General Fund – Other Financing Sources). This transaction will close Hill Roberts AC fund. (Copies in you packets) **In order to be able to process this request for the end of FY2019 deadline, the Mayor hereby requests Your Honorable Body to consider this prior to June 30, 2019.**

(27/6/4/19)

LICENSES

Laura Dolan, Chairperson

1. Class II Auto License amended application for GMV Inc., d/b/a Byrider, 957 Washington Street for 12 Customer Parking Spaces and 58 Display Spaces. (PUBLIC HEARING on Tuesday, June 18, 2019)

(6/4/19)

CITY PROPERTY & CLAIMS

Sara Lynn Reynolds, Chairperson

2. The Mayor respectfully submits a communication from Director of Recreation Dennis Walsh regarding the donation of playground equipment and supplies with an estimated value of \$38,000.00 from the Ariella Marie Memorial Foundation at Tilda

B. Stone. 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. (Copies in your packets)
(4/6/4/19)