

**ATTLEBORO MUNICIPAL COUNCIL REGULAR MEETING  
NOVEMBER 17, 2020 - 7:00 P.M.  
AGENDA**

**REMOTE LINK: <https://zoom.us/j/636857461>**

**APPROVAL OF THE RECORDS: May 26, June 9, June 16, 2020, July 21, 2020, August 18, 2020, August 20, 2020, September 8, 2020, September 15, 2020, September 22, 2020, October 6, October 20, and November 3, 2020. Executive Sessions June 6, 2017, June 27, 2017, April 10, 2018 and March 12, 2019.**

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance Sec 7-12 Styrofoam Food Container Waste Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 7-13 Plastic Food Waste Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 7-14 Mercury Waste Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 7-15 Neonicotinoid Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 7-16 Single Use Plastic Water Bottle Waste Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 7-17 Micro-Plastics in Water Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 7-18 Plastic Shot Bottle Waste Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 7-19 Plastic Straw Reduction. (11-17-20)

**CONTINUED PUBLIC HEARING** relative to the following amendment to City of Attleboro Ordinance 11-22 Use of Balloons. (11-17-20)

**PUBLIC HEARING** pursuant to §16-2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to layout Crown Street as a public way (length of approximately 160 feet) 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 FOR CROWN STREET", dated February 2020, prepared by Samuel Hemenway, P.E., and Samuel A. White, Jr, P.L.S. (11-17-20)

**PUBLIC HEARING** pursuant to §16-2.2 of the REVISED ORDINANCES OF THE CITY OF ATTLEBORO, as amended, to discontinue Crown Street as a public way (length of approximately 160 feet) and approve said discontinuance, as shown on the street discontinuance plan available for viewing at the Planning Department at City Hall. (11-17-20)

**PUBLIC SAFETY & EMERGENCY MANAGEMENT**

**TRANSPORTATION & TRAFFIC**

- Review of allowed parking on Scott Street southerly side from Route 1. (7/21/20)
- Request to install a Stop sign at the intersection of Bearcourt Dr. & Falcon Drive. (5/19/20)
- Communication from the Walsh family of Newport Ave regarding safety at May Street. (02/17/20)
- To install a solar flashing light southbound on Slater St. before Augsburg Dr. Refer to TSC (NB Porreca 12/17/19)
- To restrict parking 20 feet on either side of residential entrances and egresses on Commerce Way adjacent to NESV (NB Porreca 12/17/19)
- Traffic Study Commission recommends delay Rathbun-Willard Dr. opening until proposed traffic light installed (11/19/19)
- Request to review the Lasalette Shrine Holiday Traffic issues (11/19/19 Jackson)
- Letter from Ms. Redlund - Zeoli of Augsburg Dr. about exiting to Slater Street. (10/15/19)

- Amend Section 10-4.15: Operation of Heavy Commercial Vehicles adding May St. from Washington St. to Newport Ave. (Ms. Porreca 11/6/18)
- Amend Section 10-4.6 Left Turn Prohibited: May Street to Newport Avenue: May Street traffic traveling --- bound prohibited from making a Left turn onto Newport Avenue Northbound unless directed by a public safety official. (Ms. Porreca 11/6/18)

### **CAPITAL IMPROVEMENTS & CITY DEVELOPMENT**

- Request to waive some fees associated with Attleboro-Pawtucket Interconnection Project (11/3/20) (PH 12/1/20)
- Loan order amendment on School Roofs to include gym floors (11/3/20) (PH 12/1/20)
- Loan order amendment on Library rehab loan to include elevator language (11/3/20) (PH 12/1/20)
- A communication from the Budget Director concerning the Attleboro-Pawtucket Connection Project.

### **PERSONNEL AND HUMAN SERVICES COMMITTEE**

- Request appointment of Vyju Iyengar of Steeple Chase Circle for a term on the Cultural Council (11/3/20)
- Request appointment for Corina Bonefant of O'Donnell Drive for the Traffic Study Commission (11/3/20)
- Request appointment of John Bender of Read Street to the Zoning Board of Appeals (11/3/20)
- Reappointment for J. Parent to the Fire Commission. (3/3/20)

### **PUBLIC WORKS**

- Request to purchase a Ford Ranger 4x4 with 6' bed and tool box for the Water Dept. (11/3/20)
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- Request to purchase a Ford F350 diesel with plow package and fuel transfer for the Water Dept (11/3/20)
- Letter discussing possible changes to Winter Parking Ban from Lisa Abreau (10/20/20)
- Rescind 3-3-20 request for a new F150 for the Water Department (4/7/20)
- Surplus declaration for a 2003 Ford F350 and 2007 Ford F150 from the Water Department (4/7/20)
- Create Special Committee to address Ordinances for the Winter Parking Ban concern and Snow Removal. (NB 12/17/19)
- Robert Peterson communicating that parking ban is outdated. (12/17/19)
- Amy Lambert of Pleasant St. requesting help with drivers down her driveway thinking it is Pike Avenue (12/17/19)
- Haley Fiske communication suggesting winter parking ban is unnecessary (12/17/19)
- George Jackson suggesting "as needed" parking ban (12/17/19)
- A communication from Robert Peterson suggesting the parking ban is outdated and should only be on storm days. (12/17/19)
- Communication dated January 21, 2018 from resident Kellie Marcil, suggesting a change in the Winter Parking Ban (2/6/18)
- Communication dated January 15, 2018 from Adam Stuminski, relative to changes in the Winter Parking Ban (2/6/18)
- To investigate the following amendments: Section 11-10 Sidewalk Snow and Ice Removal and Section 11-10 Sidewalk Snow Removal in Commercial or Industrial Zones\_(New Business—Ms. Porreca) (1/16/18)

### **BUDGET & APPROPRIATIONS**

- To study the request to have a City Wide Vehicle Purchasing program. (11/3/20) (DiLisio, DeSimone and Jackson)
- Request to pay an FY20 Library invoice for \$230 from G&G Fire Protection (11/3/20)
- Request that the Attleboro Municipal council conduct a review of the City's fiscal policy & cash reserve policy (DiLisio)
- FYI on Covid reimbursement explanations and allowed use from Federal Cares Act and FEMA (6/16/20)
- Amend the agreement between City and Schools that all Medicaid reimbursement go to schools. (Ms. Porreca 12/17/19)
- Collaborate with state officials to have a meeting to understand the Community Pact Program thru FY2019 for best financial policies for capital improvement (NB Conti 11/13/18)

### **ZONING & LAND USE**

- Accept Angeline Street as a public way (11/3/20) (PH 12/1/20)
- Accept Palm Street as a public way (11/3/20) (PH 12/1/20)
- Accept Raymond Drive as a public way (11/3/20) (PH12/1/20)
- Request for a public meeting for the City's draft of Pre-Disaster Hazard Mitigation Plan Update (11/3/20)
- A rezoning petition from Atlantic Golf Centers 754 Newport Ave to change 39.21 acres to GB – GRA (11/3/20) (PH 12/15)
- Street acceptance for Crown Street as a public way (10/20/20) (PH 11-17-20)
- Street discontinuance request for Crown Street (10/20/20) (Joint PH 11-17-20)
- A communication from City Planner and Conservation Agent regarding NPDES II. (7/21/20)
- Review Section 17-13.0, Water Resources Protection District, and modify or remove. (6/16/20) (Reynolds)
- Hearing for the designation of a Downtown Attleboro Housing Development Zone (6/2/20) (PH 6/16/20)
- A communication from Joe Drazek of South Attleboro with concern about proposed marijuana establishment. (3/3/20)

- Amend §17-16.10 NON-CONFORMING SIGNS Delete B in its entirety and insert new language (see New Business-Ms. Porreca & Mr. DiLisio) (12/12/17)

### **LICENSE**

- An automated Amusement Device License for Market Basket on Newport Avenue (11/3/20)
- A Class I license application from Cerrone Chevrolet, Buick & GMC 103 Washington Street (11/3/20)
- 11 Class II applications from the following businesses: 100 Percent Auto, Tri Town Auto Sales, M&J Auto Sales, Landes Family Auto Sales, Pine Crest Motors, Vachon Motor Company, Byrider, JMAC, Better Auto, Paris Auto body and C&A Millennium. (11/3/20)
- Tri Town Auto request a Class III license at 1850 County Street (11/3/20)

### **CITY PROPERTY & CLAIMS**

- Request to surplus equipment from water department – Water meters and Portable 4-Gas Monitors (11/3/20)
- Donation of \$250 in Stop & Shop cards to the Health Department from Emmett Larkin Memorial Foundation (10/20/20)
- Anonymous donation of \$180 in Stop & Shop cards to the Health Department (10/20/20)

### **ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS**

- Mayor’s communication regarding Bulk Item update to the Waste Management contract (11/3/20)
- A communication from resident Sharon Fortune in support of proposed Environmental ordinance amendments (10/20/20)
- A communication from resident Joe Caponigro against some of the amendments to the Environmental ordinance (10/20/20)
- 87 page petition to prevent ban on small sized bottles (10/6/20)
- 4 letters in support of Mayor’s proposals for Environmental Protection & Prevention (10/6/20)
- Twenty – Three letters from residents and businesses opposed to the ban on small plastic bottles as well as objections to additional amendments requested by the Mayor (10/6/20)
- Director of Planning, Gary Ayrassian, writing in support of the Environmental Protection amendments (10/6/20)
- Requested amendment to section 11-22.1 Use of Balloons
- Requested amendments to Section 7 designed to make Attleboro a cleaner, greener, healthier place
- Letter from mark Kolakowski regarding change of hours at the city Compost Center. (6/16/20)
- Letter from mark Rioux to oppose Water Department Fee increases until a “live hearing” before the Council. (6/16/20)
- Requested Amendments to Section 7-7 through 7-9 for Collection of Solid Waste (6/16/20) (PH 7/21/20)
- A letter from Joseph Caponigro of Pike Avenue regarding proposed fee increases to Water & Wastewater. (6/2/20)
- Requested Amendments to Ordinance 16-10 thru 14 for Water Fees and Installations (4/7/20) (PH 5/19/20)
- Requested Amendments to Ordinance 16-15 for Building Sewers Connections (4/7/20) (PH 5/19/20)
- Ordinance to 10-4.18 regarding Speed Humps/Speed Cushion (3/17/20)
- Request that a Special Commission be formed to review the City Charter. (Ms. Jackson) (2/4/20)
- To adopt Massachusetts General law Chapter 41, s. 61. (Ms. Jackson) (2/4/20)
- New Business to add a sentence to City Ordinance 9-28:1 regarding utility pole placement or relocation (Conti 11/5/19)
- To differentiate between the positions of an executive and legislative city solicitor section 2-3 of the Ordinances of the City of Attleboro. (Ms. Holmes and Mr. Kobus 10/16/18)
- Request for a new ordinance as it pertains to Smoking restrictions in cars with children in car seats (Public Hearing scheduled for September 18, 2018) (7/17/18)

### **SPECIAL COMMITTEE ON THE COUNCIL’S RULES OF PROCEDURES**

- Introduce the Revised Attleboro Municipal Council Rules of Procedure (4/28/20)(Docket of 5/19/20)

### **SPECIAL COMMITTEE FOR TAX ABATEMENT REVIEW**

- Request adjustment of money from \$600 to \$700 for property tax exemption for senior citizens. (5/7/19)
- Home Rule petition for city with House of Representatives Amendment Article 89 and MGL Ch. 43B to adopt Ordinance for a Senior Tax Program authorizing City to amend Ch. 169 of Acts of 2012 (House, 3815). (Mr. Conti 7/17/18)
- Create an Elderly and Disabled Taxation Aid Fund. (Mr. Kobus 9/18/18)
- That the City of Attleboro create a local property tax freeze program that will bar property tax increases for certain seniors and other eligible populations who are on a fixed income and most affected by an increase taxes (Mr. Kobus 9/18/18)

### **OLD BUSINESS:**

**NEW BUSINESS:** To refer for study and recommendation: To present for approval Local Option of 940 CMR 29.01,2,3 and 10 as follows:

The purpose of 940 CMR 29.00 is to interpret, enforce and effectuate the purposes of the Open Meeting Law, M.G.L. c. 30A, §§ 18 through 25. (Mr. Conti)

(Disclaimer: This agenda has been prepared in good faith based on topics that the Municipal Council anticipates may be discussed at its meeting). Agenda prepared by the Administrative Assistant from the Office of the Municipal Council.