

**ATTLEBORO MUNICIPAL COUNCIL
REGULAR MEETING
TUESDAY NOVEMBER 19, 2019
7:00 P.M.
AGENDA**

APPROVAL OF THE RECORDS: November 5, 2019 and November 12, 2019. Executive Sessions June 6, 2017, June 27, 2017, April 10, 2018 and March 12, 2019.

PUBLIC HEARING relative to the disposition of a 7,236sf portion of Frank Mossberg Drive, specified as “Lot A” as shown on the plan entitled “Street Discontinuance Plan of Land in Attleboro, MA” dated April 8, 2019. The land is currently assessed at \$7,800.

PUBLIC HEARING relative to changes to the Attleboro City’s Ordinance 10-5, Parking, as it pertains to First Street, easterly side restrictions.

PUBLIC HEARING relative to the following loan order and that said loan order be referred to the Planning Board for study and recommendation: ORDERED: That Seven Hundred Thirty-four Thousand Dollars (\$734,000.00) be appropriated for the cost of purchasing and equipping Public Works Departmental vehicles/equipment; that to meet this appropriation, the Treasurer with the approval of the Mayor, is authorized to borrow Seven Hundred Thirty-four Thousand Dollars (\$734,000.00) under Section 7(1) of Chapter 44 of the General Laws. 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 vote 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.

PUBLIC HEARING relative to the following loan order and that said loan order be referred to the Planning Board for study and recommendation: ORDERED: That One Million, Fifty-four Thousand Dollars (\$1,054,000.00) be appropriated for the cost of purchasing and equipping Fire Department vehicles; that to meet this appropriation, the Treasurer with the approval of the Mayor, is authorized to borrow One Million, Fifty-four Thousand Dollars (\$1,054,000.00) under Section 7(1) of Chapter 44 of the General Laws. 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 vote 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.

PUBLIC HEARING relative to the proposed change to enhance the number of participants in the Senior Work-Off Program of Attleboro.

PUBLIC HEARING relative to the proposed change to enhance the monetary relief portion of the 41C Senior Exemption Program of Attleboro.

PUBLIC HEARING relative to the proposed change to adjust the annual accrual rate of interest for the 41A Property Tax Deferral Program of Attleboro.

PUBLIC WORKS

- Planning Board decision stating \$734,000 loan order consistent with Comprehensive Plan. (11-5-19)
- Loan order for \$734,000.00 for the cost of Public Works to purchase 6 (six) vehicles. (11-5-19)
- Letter from Tiffany Street residents regarding speed limit sign removal. (9/17/19)
- 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)
- That Riverfront Drive be re-named Judy’s Way. (07/20/17) NB: Mr. Conti

PERSONNEL & HUMAN SERVICES

- Expending of funds from FY2020 Mass Cultural Council funds of \$27,200. (11-5-19)
- Confirmation of Stephen Berdos to the Council on Human Rights. (11-5-19)
- That in accord with the City of Attleboro Massachusetts City Charter Article 3 Section 3-1 which reads “The Mayor shall receive for his services such salary as the municipal council shall by ordinance determine within the first eighteen months of the term of office and is to be effective at the start of the next term of office.” that effective January 1, 2020, the salary of the City of Attleboro Mayor be set at \$100,000.00 per year and, in addition, that

the position of Mayor shall be removed from the City of Attleboro Classification Plan as defined in the Revised Ordinances of the City of Attleboro Chapter 13, Personnel, Section 5.1 Mayor (amended 1/5/11) which is to be deleted. In accord with City Charter Article 2 Section 7B, this measure will call for a public hearing and that a majority of the Municipal Council shall be required to adopt said Ordinance revision. (New Business – Mr. Conti) (3/20/18)

CAPITAL IMPROVEMENTS & CITY DEVELOPMENT

- Letter from Dee Dee Chang suggesting alternative solution to utility pole issues. (11-5-19)
- Petition from Green Dr. and Fairway Dr. neighbors regarding an oversized electrical pole installed in September (10-1-19)
- Transfer \$7,200.00 for Consulting to complete Central Service Cost Allocation Plan. (10-15-19)
- Appropriate \$460,000 to Gym floors for Hyman Fine/Hill Roberts and parking lots for elementary schools (10-15-1-9)

ZONING & LAND USE

- Grant of Easement from Mass Electric for underground electric distribution system for new high school (11-5-19)
- PH to declare surplus a 7,236 sf area on Frank Mossberg Drive, which was recently discontinued. (10-15-19)
- Letters from Nova farms regarding license suspension (9/17/19)
- 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)

TRANSPORTATION & TRAFFIC

- Petition from Commerce Way residents regarding 35MPH and requesting no trucking. (11-5-19)
- A request for a solution to the safety issues for pedestrians at Wall and S. Main (11-5-19)
- Letter from Ms. Redlund - Zeoli of Augsburg Dr. about exiting to Slater Street. (10-15-19)
- Add First Street to Ordinance 10-5.3 preventing parking longer than 3 hours between 7am – 12 pm. (10-1-19)
- Resident of Harvard Street sent communication asking for a reconsideration on the closing of Harvard St. (10-1-19)
- Correspondence from residents of Holden Street with suggestions to alleviate traffic and road condition issues. (7/16/19)
- 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)

BUDGET & APPROPRIATIONS

- Request rescind previous vote and vote to raise and appropriate in FY2020 \$200,000.00 (10-15-19)
- Appropriate \$15,000 from free cash to Personnel, Post employee benefits (10-15-19)
- Appropriate \$300,000.00 from Free Cash to Stabilization Fund (10-15-19)
- Appropriate \$278,771.00 from new growth and move to City Wide Funds for Transfer. (10-15-19)
- Tax Classification Special meetings to be set for October 22, 2019 and November 12, 2019 to discuss. (10-1-19)
- To establish a budget under a specific department and superintendent for the former Highland Country Club. (3/5/19)
- Communication from Public Employee Retirement Administration Commission regarding FY2020 appropriation (11/20/18)
- 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)
- That the City of Attleboro accept a local exemption to allow research and development corporations to be taxed as manufacturing corporations in accord with M.G.L. c. 59, § 5, cl. 16(3), as amended by St. 2010, c. 240, § 108, effective for tax years beginning on or after January 1, 2018. (03/21/17: NB Mr. Conti)
- To research/investigate establishing a separate Stabilization Fund for the purposes of establishing a fund to replace the Attleboro High School track surface and/or the artificial athletic field (NB—Mr. Kirby and Mr. Conti)
- To establish a procedure for notifying the business community of proposed new ordinances or revisions to existing ordinances that may affect their businesses. (New Business—Mr. Cook and Mr. Bergevine)

LICENSE

- 5 Automatic Amusement License applications: Papa Gino's; Portuguese Club; Market Basket; Jr's Bar & Grill and Chuck E. Cheese's (11/5/19)
- 3 Class I renewal applications: Cerrone Chevrolet Buick GMC; National Van Builders; KIA of Attleboro and/or KIA of South Attleboro (11/5/19)
- A Class III application from Grecos Auto at Dickens Street (11/5/19)
- 24 Class II renewal applications: Best Buy Automotive & Tires; New England Cars; Grecos Auto; Land Mark Auto Sale; Stateline Auto Brokers; Jeff Millette Auto Center; Mike's Automotive; G.M.V.; Vachon Motors; East Coast Auto Sales;

Better Auto; Gaspar Inc.; County Auto Sales; 100 Percent Auto Wholesale; Pine Crest Motors; Old School Auto; Cartown USA; Rte. 123 Village Auto; 123 Mobil; KAR Auto Sales; Landes Family Auto; R&D Auto; Green Light Auto and Automax Pre-Owned. (11/5/19)

- Complaint against 100 Percent Auto Wholesalers from Doreen DuRoss (11-5-19)
- A Class II application for Automazed, Inc. at 885 Washington Street (11/5/19)
- A Class II application for Automazed II, Inc. at 885 Washington Street (11/5/19)
- A Class II application for Cams Automotive Services d/b/a Paris Auto Body at 21 Charter Street (11/5/19)

CITY PROPERTY & CLAIMS

- Expending a grant for Health Dept from Mass DEP for \$36,000. (11-5-19)
- Donation of Stop & Shop gift cards to the Veterans Office for \$300 (10-15-19)
- Funds (\$8,384.43) request for COA to replace nine computers, (11-5-19)
- Donation of an ipad for the High School MDAP from the Lions. (11-5-19)
- Surplus declaration from the library regarding a wooden lectern in poor condition (11-5-19)
- Grant award from MassDevelopment for services to study district improvement financing. (11-5-19)
- Appropriate funds (\$15,000) to build a wall for office space at Building Inspection Office. (11-5-19)
- Declare surplus 2 vehicles from the DPW – International S1600 and Ford F-700 in very poor condition (10-15-19)
- Declare surplus Fire Department equipment including printers (10-15-19)
- Donation of 28 gallons of exterior paint to Park & Forestry from Sherwin Williams Paints (10-15-19)
- Transfer \$7,000 to Park & Forestry for overtime to cover August microburst (10-15-19)
- Disposition request for the 95 Pine Street building aka Richardson School. (5/7/19)
- Attleboro pool surplus equipment – Rob Geddes letter. (9/17/19)
- Allow Passive Recreation on property formerly known as Highland Country Club. (3/5/19)

ORDINANCES, ELECTIONS & LEGISLATIVE MATTERS

- New Business to add a sentence to City Ordinance 9-28:1 regarding utility pole placement or relocation (Conti 11-5-19)
- To establish in the City of Attleboro, a Mobile Home/Manufactured Homes Rent Control Board. (7/18/19)
- Amendment to Ordinance 3 regarding Registration and Maintenance of Vacant Buildings (6/18/19)
- Amendment to Ordinance 9-35 Dog Control Provisions and 9-35.1 Definitions Animal Control Officer. (PH 6/18/19)
- 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)

PUBLIC SAFETY & EMERGENCY MANAGEMENT

- Planning Board decision the \$1,054,000 loan order is consistent with Comprehensive Plan (11-5-19)
- Loan order for \$1,054,000.00 for 2 vehicles for Fire Department (10-15-19)

SPECIAL COMMITTEE ON THE COUNCIL'S RULES OF PROCEDURES

SPECIAL COMMITTEE FOR TAX ABATEMENT REVIEW

- Increase gross receipts for seniors to defer property taxes for July 1, 2020 (10-1-19)
- Reduce rate of interest that accrues on property taxes deferred by eligible seniors. (10-1-19)
- Request adjustment of money from \$600 to \$700 for property tax exemption for senior citizens. (5/7/19)
- Request the Senior Citizens Property Tax Work off abatement participants' change from 120 to 150. (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: None

NEW BUSINESS:

To refer the following matter to the appropriate committee for study and recommendation:

That a change in the Parking Ordinance for the City of Attleboro, 10-5, be changed to reflect the change from Southerly side parking to Northerly side parking on Maynard St. from Morrey St. to Brook St. (New Business Ms. Jackson)

To refer the following matter to the appropriate committee for study and recommendation:

A request to review the Lasalette Shrine Holiday Traffic issues. (New Business Ms. Jackson)

(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.