

**ATTLEBORO MUNICIPAL COUNCIL  
SPECIAL MEETING  
TUESDAY DECEMBER 10, 2019  
7:00 P.M.  
AGENDA**

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

**PUBLIC HEARING** relative to the Class II auto license application from Leins Auto Repair Inc., at 141 Pine Street with 7 customer parking spaces and 29 display spaces.

**PUBLIC HEARING** relative to an amendment to the Class II auto license for Limerock Motors, LLC, of 722 Washington Street with 4 customer parking spaces and 48 display spaces.

**PUBLIC HEARING** relative to the requested change to the Revised Ordinance of the City of Attleboro section 16-12.26, Hydrant Use.

**PUBLIC HEARING** relative to the proposed amendment Revised Ordinance of the City of Attleboro section 10-5, Parking, to reflect the change from Southerly side parking to Northerly side parking on Maynard St. from Morrey St. to Brook Street.

**PUBLIC HEARING** relative to the request to delete the following language from Revised Ordinance of the City of Attleboro section 10-5, Parking, as follows: South Main Street Westerly side, beginning at a point 185 feet Northerly of Wall Street for a distance of 122 feet Northerly.

**PUBLIC WORKS**

- Transfer \$150,267 from Capital Fund, to replace a six-wheel dump truck recently taken off the road. (11/19/19)
- Transfer \$35,190 from Capital Fund, to replace Recreation's 2005, 72" wingspan mower. (11/19/19)
- Transfer \$29,157.05 from Capital Fund, to replace Recreation's 2003 Ford Ranger with a Ford F150 (11/19/19)
- Transfer \$33,261 from Capital Fund to do repairs and maintenance to asphalt lot and paths at Poncin-Hewitt (11/19/19)
- Appropriation of \$82,276 from Water fund for Franklin St. water main project. (11/19/19)
- Transfer \$8,500 from Water fund to repair 2002 Caterpillar Bulldozer for Wastewater (11/19/19)
- 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**

- Communication from Mass Public Employee Retirement Commission re:FY2021 appropriation (11/19/19)
- 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)
- Appropriate \$460,000 to Gym floors for Hyman Fine/Hill Roberts and parking lots for elementary schools (10-15-19)

**ZONING & LAND USE**

- Transfer \$2,147.12 to contract Mass Audubon for a program at Brennan on conservation (11/19/19)

- 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**

- Traffic Study Commission recommends delay Rathbun-Willard Dr. opening until proposed traffic light installed (11/19/19)
- Delete language from Ordinance 10-5.2(A) to address parking issue at Christopher Heights (11/19/19 Porreca) PH 12-3-19
- Amend Parking Ordinance 10-5, parking (Southerly side to Northerly side) on Maynard St. (11/19/19 Jackson) PH 12-3-19
- Request to review the Lasalette Shrine Holiday Traffic issues (11/19/19 Jackson)
- 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**

- 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**

- 2 Class I renewal applications: Priority Automotive and National Van Builders (11/5/19)
- 3 Class II renewal applications: Green Light Auto Sales, County Auto Sales, Old School Auto Sales and Vachon Motor Company (11/5/19)
- Complaint against 100 Percent Auto Wholesalers from Doreen DuRoss (11/5/19)
- Class I application from Courtesy Auto Group, Inc. d/b/a Courtesy Kia Mitsubishi (11/19/19)
- Class II amended license for Limerock Motors, LLC 722 Washington St. (11/19/19) PH 12-3-19
- Class II application for Leins Auto Repair, Inc. 141 Pine Street (11/19/19) PH 12-3-19

### **CITY PROPERTY & CLAIMS**

- Transfer \$3,511.60 to fund 125 Registry of Deeds recordings for Collector's office (11/19/19)
- Transfer \$19,860 to install a streetlight on corner of Pleasant and Emory (11/19/19)
- Grant award from Mass Development for services to study district improvement financing. (11/5/19)
- 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**

- Ordinance amendment to add language to 16-12.26, Hydrant use for municipal road work (11/19/19) (PH 12-3-19)
- 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**

- Transfer \$55,750 to replace 50 computers at the Police Department (11/19/19)
- 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**

- Communication from COA Director with conditional support for 3 pieces of business (11/19/19)
- 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: Please refer for study and recommendation:**

**Delete Section 7-8.6 of the City's revised Ordinances in its entirety regarding solid waste fees and replace with: Property owners who are eligible for a property tax exemption under MGL 59, Section 5 Clause Forty-first C shal, upon application receive 33 1/3 percent exemption on the solid waste fee. (New Business Ms. Holmes)**

**NEW BUSINESS: Please refer for study and recommendation:**

**To create a Special Committee to address the public concern and amending Ordinance 10-5.1 L, Winter Parking Ban and to research amending Section 11-10 Snow Removal. (Ms. Porreca and Mr. DiLisio)**

(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.