

**Municipal Council
REGULAR COUNCIL MEETING**

**February 7, 2023
Tuesday, 7:00 P.M.**

All 10 Councilors were present as President DiLisio is acting mayor.

Acting President Kobus asked the Council to join him to salute the flag.

The Planning Board was invited to the chamber as part of the joint public hearing regarding Accessory Dwelling Units. The members present were Chairwoman Shannon Bénay, Vice Chairwoman Heather Whitehead, Bill Beardwood, Tiffany Foster, Jim Lewis, and Fred Uriot

City Clerk Kate Jackson read the first public hearing notice:

PUBLIC HEARING (A joint public hearing with the Planning Board) to discuss amending the Zoning Ordinance 17, Zoning, to allow for Accessory Dwelling Units on qualifying residential properties.

Speaking in favor was Joe Caponigro of 903 Pike Avenue. He spoke about what they should be called in the Ordinance and suggested common areas being part of the requirement.

No one came to speak against and no one spoke neither for nor against. Acting President Kobus asked both Planning Board Chair Bénay and Chair Dolan of public works if it were to be closed. Both agreed to close the public hearing.

The next public hearing notice was read by Clerk Jackson:

PUBLIC HEARING: to discuss Section 12 of the Revised Ordinances be amended by adding a new section, 12-6 Inclusive Parks and Playgrounds.

Speaking in favor was Laura Abrams of 35 Cumberland Street.
Speaking in favor was Derek Corsi, Park and Forestry Superintendent.
Speaking in favor was Laurie Sawyer of 136 Curtis Avenue.

No one came to speak against. No one came to speak neither for nor against. Chair Dolan agreed to close the public hearing.

The Clerk read the third public hearing notice:

PUBLIC HEARING: regarding the following loan order to purchase a fire department ambulance:

ORDERED: That Four Hundred Seventy-Five Thousand Dollars (\$475,000.00) be appropriated for the cost of purchasing and equipping an Ambulance; that to meet this appropriation, the Treasurer with the approval of the Mayor, is authorized to borrow Four Hundred Seventy-Five Thousand Dollars (\$475,000.00) under Section 7(1) of Chapter 44 of the General Laws, or any other enabling authority, and that the Mayor is authorized to take any other action necessary to carry out this project.

No one came to speak in favor. No one came to speak against or neither for nor against. Chair of Safety Committee Blais said to close the public hearing,

Clerk Jackson read the final public hearing notice for the evening:

PUBLIC HEARING: regarding the annual fee/permit issued for underground propane storage to residents as part of Ordinance 6-5, Fire Prevention Fee Schedule for Non-Permit Services.

Speaking in favor of getting rid of the annual fee was Michael Charlebois of 29 Chicadee Way. He felt there was no need for residents who have had the initial permit and inspection as no inspection is done to the homes once the first one is done.

Speaking to be rid of the fee was Debra Blackburn of 36 Chicadee Way.

Speaking to be rid of the fee was Steve Scarpetti of 14 Cardinal Way.

No one came to speak against and no one to speak neither for nor against.

Chair Blais closed the public hearing.

The Council entered the **Committee of the Whole**.

Speaking to the council was Tracy Silva Barbosa, Fellow for Mass Development. She spoke regarding her assignment to Attleboro to work with businesses and the TDI district opportunities for local businesses.

The Council arose from Committee of the Whole at 7:47 pm

Clerk Jackson then read the **Mayor's Communication**

February 7, 2023

Dear Municipal Councilors:

1. It has come to my attention that the current Intermunicipal Water Agreement between the City of Attleboro and the Town of Mansfield expired on May 23, 1940. A new agreement has been written and has been approved as to form by City Solicitor Peter Mello. Therefore, I hereby request Your Honorable Body to approve the "Intermunicipal Agreement by and between the Town of Mansfield and the City of Attleboro for Municipal Water Service in certain portions of Mansfield, Massachusetts". (Copies in your packets)

2. I respectfully submit a letter regarding the award of the Attleboro Cultural Council FY23 allocation from the Massachusetts Cultural Council in the amount of \$37,900.00. Please note that there is no matching requirement. In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body to approve expending such funds and any future grant amendments. (Copies in your packets)

3. For Your Information: I regret to inform Your Honorable Body we have received the resignation of Director of Budget and Administration Jeremy Stull effective February 16, 2023. Please join me in thanking Mr. Stull for his service to the City.

4. For Your Information: I would like to inform Your Honorable Body that I have made Personnel Assistant Beth Fokin Acting Personnel Director effective February 6, 2023. She will fill this acting position for 90 days.

5. I respectfully submit a communication from Chief of Police Kyle P. Heagney regarding the need for funds to cover the cost of filling four (4) vacancies due to retirements, promotion, resignations and a lateral transfer.

The funding will be needed to train and outfit new police recruits. Therefore, I hereby request Your Honorable Body appropriate \$34,856.08 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to the following:

\$14,800.00 to Account 12101000-532012 (Police – Academy Tuition)

\$4,668.60 to Account 12010000-558208 (Police – Supply)

\$10,000.00 to Account 12101000-558310 (Police – Uniforms)

\$5,387.48 to Account 12101000-530104 (Police – Medical Consultation)

(Copies in your packets)

6. I respectfully submit a communication from Superintendent of Water Kourtney Wunschel regarding the need for funds to continue with the Water Department’s ongoing Water Meter Replacement Program for Fiscal Year 2023. To date 90 percent of the residential meters in the City have been upgraded through this program. These funds will be used to purchase approximately 300 meters with associated fittings, supplies, equipment and one new set of meter reading equipment. Therefore, I hereby request Your Honorable Body appropriate \$112,159.96 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-553150 (Water Enterprise Fund – Water Meters). (Copies in your packets)

7. I respectfully submit a communication from Superintendent of Water Kourtney Allen regarding the need to replenish funds used in various accounts for emergency work, increased costs in CDL training, well maintenance and vehicle maintenance. Therefore, I hereby request Your Honorable Body appropriate \$65,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-521006 (Water Enterprise Fund – Sewer Services). (Copies in your packets)

8. I respectfully submit a communication from Superintendent of Water Kourtney Allen regarding the need for funds for the replacement of traveling screens at the West Street Plant. The traveling screens in the raw water intake facility at the West Street Plant are original to the plant construction in the mid-1990s. Replacement of these screens has been on the City’s Capital Improvement Plan for several years. The function of these screens is to remove weeds and other plant life, branches, fish, and other debris from the source water before the water is pumped into the plant for treatment. The screens are essential in protecting raw water pumps and piping as well as other equipment along the treatment process. Therefore, I hereby request Your Honorable Body appropriate \$100,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Account 6100-582516 (Water Enterprise Fund – Plant Improvement). (Copies in your packets)

9. I respectfully submit a communication from Superintendent of Park & Forestry Derek Corsi regarding the need for funds due to an increase in price of a Smithco Lawn Sweeper. As you are aware, on January 17, 2023, vote #11, Your Honorable Body voted to transfer \$14,325.00 to purchase a Ferris stand on leaf blower. The city is able to purchase this equipment for \$2,125.00 less than the original quote, therefore, these funds will not be needed.

Therefore, I hereby request Your Honorable Body approve \$2,125.00 to be used towards the increased cost of the Smithco Lawn Sweeper, once the Ferris stand on leaf blower is purchased.

Additionally, I hereby request Your Honorable Body transfer \$3,900.00 from Account 1124100-578380 (City Wide – Reserve Fund for Capital) to Account 16501000-585040 (Park – Equipment) for the increased cost of the Smithco Lawn Sweeper. (Copies in your packets)

10. I respectfully submit a communication from Superintendent of Park & Forestry Derek Corsi regarding the need for funds to purchase fertilizer, lime and pesticides for the remainder of FY23. Therefore, I hereby request Your Honorable Body transfer \$8,115.47 from 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 16501000-546010 (Park – Supplies Ground).

11. I respectfully submit a communication from former Personnel Director Owen Bebeau regarding the executed memorandum of agreement with the Attleboro Crossing Guards Association for July 1, 2023 through June 30, 2026 to include a 3% COLA beginning July 1, 2023. I believe that this agreement is in the best interest of the employees and the taxpayers. Therefore, I hereby request Your Honorable Body approve the Attleboro Crossing Guards Association MOA for fiscal years 2024-2026. (Copies in your packets)

12. I respectfully submit a communication from Superintendent of Park & Forestry Derek Corsi regarding the need for funds to repair the fuel system on the bucket truck and install an aluminum truck bed on a pickup truck. Therefore, I hereby request Your Honorable Body transfer \$8,000.00 from Account 16501000-511000 (Park – Salary & Wages) to Account 16501000-524230 (Park – Vehicle Maintenance). (Copies in your packets)

13. I respectfully submit a communication from former Personnel Director Owen Bebeau regarding a request to add a Grade 6 Assistant Director of Recreation Exempt Classification Plan. The Recreation Department currently operates without an Assistant Director. The job description for this new position is attached. This has become problematic, as programming has increased significantly, in addition to demands for more services provided by the department. An additional leadership position is needed for the supervision of the department as well as interaction with the public to coordinate programs and make management decisions. Therefore, I hereby request Your Honorable Body add a Grade 6 Assistant Director of Recreation to the Exempt Classification Plan.

14. I respectfully submit a communication from former Personnel Director Owen Bebeau regarding the need for funds to perform a compensation and classification study. There are currently 85 positions in the Exempt group with 17 grades assigned to them. To perform this study, an outside firm would need to be brought on board and perform an in-depth analysis of wages, benefits, job duties, etc. They would also compare those findings with other comparable positions in other communities. Therefore, I hereby request Your Honorable Body appropriate \$45,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 11521000-530137 (Personnel – Classification Study). (Copies in your packets)

15. I respectfully submit a communication from Personnel Director Owen Bebeau proposing amendments to the City Ordinance. On January 3, 2023, Your Honorable Body voted to add the position of Inspector of Buildings and City Facilities Manager to the Exempt Classification Plan. As such, Section 3-1.1 Building in the Revised Ordinance of the City of Attleboro needs to be amended. City Solicitor Peter Mello reviewed the changes and approved them as to form. Therefore, I hereby request Your Honorable Body vote on the following ordinance change in Section 3-1.1 Building to insert:

“In addition, in the Mayor’s discretion, the Mayor may add to the Inspector of Buildings’ duties the management of facilities maintenance and repair issues for City-owned buildings, in which case the position of Inspector of Buildings shall be titled the “Inspector of Buildings and City Facilities Manager” and classified in the manner and on the terms set forth in the Classification Plan.”

Public hearing called for March 7, 2023

16. I respectfully submit a communication from Fire Chief Scott T. Lachance regarding the need to replenish funds used in order to make an earned time payment to an employee who has retired. Therefore, I hereby request Your Honorable Body to appropriate \$126,519.20 from Account 1000-359000 (Undesignated Fund Balance/Free Cash – General Government) to Account 12201000-511000 (Fire – Salaries and Wages). (Copies in your packets)

17. I respectfully submit a communication from Fire Chief Scott T. Lachance regarding the need to replenish funds used to purchase uniforms for five (5) recruit firefighters and one (1) civilian dispatcher. Therefore, I hereby request Your Honorable Body transfer \$2,700.00 from Account 12201000-587385 (Fire – Retrofit Lights) to Account 12201000-558211 (Fire – Scott Air Pac).

18. I respectfully submit a communication from Fire Chief Scott T. Lachance regarding the receipt of the FY2023 Student Awareness of Fire Education (SAFE) Grant and the FY2023 Senior SAFE Grant from the Commonwealth of Massachusetts in the amount of \$7,958.00. The mission of the SAFE program is to provide fire and life safety education within the community, with an emphasis on educating children and seniors about fire and other related dangers. There is no matching requirement for this grant. 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 by the Attleboro Fire Department. (Copies in your packets)

19. I respectfully submit a communication from Economic Development Director Catherine Feerick regarding the receipt of the FY 22 grant from MassDevelopment through the Transformative Development Initiative to produce a Downtown Parking Study. The City of Attleboro received a FY 22 grant from MassDevelopment through the Transformative Development Initiative to produce a Downtown Parking Study. The consultant selected by MassDevelopment to provide services related to this plan was Stantec. MassDevelopment was responsible for all contracting and reimbursement related to the consultant team, in the amount of \$70,000. Stantec has now provided Attleboro with a final version of the 2022 Downtown Attleboro Parking Study. In accordance with Chapter 1, Section 12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body accept this generous donation to the City of Attleboro. The acceptance of this plan as a gift of services does not serve as a blanket approval for all strategies contained therein. (Copies in your packets)

20. I respectfully submit a communication from Economic Development Director Catherine Feerick regarding the receipt of a state legislative appropriation (1599-6090) in the FY23 Economic Development Bill to perform an Industrial Development Strategy. These funds are being administered through the Executive Office of Labor and Workforce Development. The language of the earmark is included below:

“provided further, that not less than \$100,000 shall be expended to the City of Attleboro for the Industrial Development Strategy initiative to identify local workforce strengths, industry clusters,

available industrial land, opportunities, and limitations for development and to recommend approaches to attract emerging industries related to the workforce strengths in the city of Attleboro.”

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)

21. I respectfully submit a communication from Superintendent of Public Works Michael Tyler regarding the need to fund the gasoline fuel account due to an increase in consumption and increased pricing. Therefore, I hereby request Your Honorable Body appropriate \$21,932.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 14201000-548010 (Public Works – Gasoline Fuel). (Copies in your packets)

22. I respectfully submit a communication from Superintendent of Public Works Michael Tyler regarding the need for funds in the diesel fuel account due to an increase in consumption and increased pricing. Therefore, I hereby request Your Honorable Body appropriate \$62,835.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 14201000-548011 (Public Works – Diesel Fuel). (Copies in your packets)

23. I respectfully submit a communication from Chief Assessor Julie Hobson regarding the need funds to purchase a twelve-month subscription to CoStar beginning March 1, 2023. This subscription allows the Assessor’s Office access to a comprehensive platform of commercial real estate information and analytics across office, industrial, retail, multifamily, hospitality and land sectors. Therefore, I hereby request Your Honorable Body transfer \$5,160.00 from Account 11411000-530895 (Assessor – Legal Services) to Account 11411000-558110 (Assessor – Subscriptions). (Copies in your packets)

24. I respectfully submit a communication from Director of Budget & Administration Jeremy Stull regarding a request to expend ARPA Revenue Replacement Funds toward the Attleboro Pawtucket Water Interconnections project. The City designated half of its American Rescue Plan Act (ARPA) local funding as revenue replacement, as allowed by the US Treasury. This amounts to \$4,778,808.50 that can be used for any lawful municipal purpose with some very specific exceptions. In the interest of expediting the timeline on the long lead times associated with the Attleboro Pawtucket Interconnect project and to keep the associated debt off of the water rate, I am requesting authorization to expend \$2.5 million of that \$4.7 million to fund the anticipated shortfall between current funding and the total project estimate. Therefore, I hereby request Your Honorable Body authorize the City to expend \$2,500,000.00 of ARPA Revenue Replacement funds on costs associated with the Attleboro-Pawtucket Emergency Water Interconnection project. (Copies in your packets)

25. I am pleased to announce the receipt of the FY23 Municipal ADA Improvement Grant through the Executive Director of the Massachusetts Office on Disability (MOD) on behalf of the Secretary of the Executive Office for Administration and Finance (EOAF) of a maximum amount of \$87,000.00. This grant will bring the City’s signage into ADA compliance within City Hall, the Library, Animal Shelter, Recycling Facility, four parking lots and garages, and seven Parks, Playgrounds and open spaces. Monies from this grant must be expended no later than June 30, 2023. 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)

26. I respectfully submit a communication from Director Budget & Administration Jeremy Stull regarding the allocation from the Bristol County ARPA funds. The City of Attleboro is entitled to \$7,925,972.13 of Bristol County's American Rescue Plan Act (ARPA) funding through their municipal allocation program based upon population. The City's application for \$4,305,000 for the Lindsey Street Water Main Replacement has been internally approved by the County and is awaiting a County Commissioners vote on February 7, 2023.

The Wastewater department has requested a number of pieces of equipment which are available through the program. The City will apply to the County for these multiple pieces as a single project and thus only one vote is needed. The pieces of equipment are as follows (includes up to 15% contingency):

- VACTOR Sewer truck - \$595,000
- Water Booster System - \$508,000
- Two generators, including installation - \$130,000

Total \$1,233,000

Therefore, I hereby request Your Honorable Body accept the \$1,233,00 Bristol County ARPA allocation in the form of a grant, pursuant to the Terms and Conditions and the Grant Agreement for purchase of various ARPA-eligible Wastewater equipment to include VACTOR Sewer truck, Water Booster System and two generators, including installation. (Copies in your packets)

27. On January 11, 2023, I met with the Acting COA Director, The City Assessor, The Budget and Admin Director, Councilor Waterman to increase the amount of the Senior Tax Abatement from \$600 to \$1,000. The initial thought was to create an ordinance, but the City Solicitor deemed an ordinance unnecessary. Therefore, after review with the City Solicitor, since the original program rules were sent to the Council for approval, and since then the program rules have been maintained by the COA and Mayor.

The Mayor of Attleboro with the consent of the Attleboro Municipal Council hereby establishes a Senior Tax Abatement Program (hereinafter referred to as the "Program"). The purpose of the Program is to allow homeowners who reside in Attleboro and are at least 60 years of age to work for the City in exchange for a property tax abatement. This program is being established pursuant to M.G.L. c. 59, § 5K which was accepted by City of Attleboro by a vote of the Municipal Council on June 20, 2000.

Therefore, I hereby request Your Honorable Body to adopt the following language in section 2 of the Senior Tax Abatement Program:

Amount of Abatement: A person who participates in the Senior Tax Abatement program will be entitled to a maximum tax abatement of \$1,000 in exchange for hours worked for the city; the maximum number of hours will be determined based upon the Massachusetts Minimum Wage Rate. The amount of the abatement shall be reduced ratably for a participant who performs less than the maximum hours of work in the Program

28. I respectfully submit a communication from APS Director of Finance Marc Furtado regarding a lease for thirteen copiers to be deployed throughout the Attleboro School District. In accordance to Section 5-8 (Lease/Lease-Purchase Agreement) of the Revised Ordinances of the

City of Attleboro, I hereby request Your Honorable Body to approve a 42-month lease agreement with Konica Minolta. (Copies in your packets)

29. I respectfully submit a communication from Director of Planning and Development Gary Ayrassian regarding a lease and service agreement for a Toshiba 2520AC photocopier for the Community Development Office. In accordance to Section 5-8 (Lease/Lease-Purchase Agreement) of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body to approve a 36-month lease and service agreement between the City of Attleboro and Axion Business Technologies. The lease and service agreement will be funded in full by Community Development Block Grant. (Copies in your packets)

30. I respectfully submit a communication from City Auditor Deborah Gould requesting the need to fund the Assistant City Auditor position due to a planned change in employment status of a member of the staff to take effect in June of 2023. The change in staffing expected in June of 2023, additional requirements of the office and vacancies in key personnel in the City have led the City Auditor to conclude the most appropriate course of action is to fill the Assistant City Auditor Position and request funding. In FY24 a .572 FTE (20 hours per week) for the existing Accounting Supervisor II with a twenty-four-month transition plan and a goal of accomplishing a number of important tasks within the office and City will be included in the budget. Therefore, I hereby request Your Honorable Body transfer \$18,573.62 from Account 11241000-578300 (City Wide – Reserve Fund Transfer) to Account 11351000-511000 (Accounting – Salary and Wage Full Time) to begin the hiring process of an Assistant City Auditor in FY23. (Copies in your packets)

Sincerely,
James J. DiLisio, Acting Mayor

Clerk Jackson then read the Clerk's Communication:
Tuesday February 7, 2023

We have received a letter from the Planning Board that the Planning Board voted unanimously in the affirmative (6 Yeas, 0 Nays, 0 Absent) to recommend to the Municipal Council that the Loan Order, in the amount of Four Hundred Seventy – Five Thousand (\$475,000.00) Dollars, for the cost of purchasing and equipping an ambulance is consistent with Section VI.(I) Public Safety, Goal 15 Policy 1 and Section VI.(J) Municipal Facilities, Goal 16, of the City's Comprehensive Plan.

We have received a letter from Steve DuPlessie, 47 Patterson Street in opposition to the proposed changes to the marijuana ordinance.

We have received a notice that a virtual community outreach meeting for Canna-Farm LLC is scheduled for February 23, 2023, at 6pm online. The proposed Marijuana Cultivator and Product Manufacturer Establishment is anticipated to be at 1 Turner St Attleboro MA.

Acting President Todd Kobus then asked for **Committee Reports.**

Chair Waterman, of the **License Committee**, brought forward the following:

Voted 9 yeas – 0 nays (Conti absent) to approve the Class II license application from Tyson Auto Inc, 833 Washington St. with 10 customer parking spaces, 55 displays spaces and 48 storage spaces.

Chair Dolan of the **Public Works Committee** brought the following votes forward:

Voted 9 yeas – 0 nays (Conti absent) to appropriate \$49,000.00 from Account 6100-359000 (Water Enterprise Fund – Retained Earnings) to Fund 3339 PFAS for design for temporary PFAS treatment at Wading River Plant.

Voted 9 yeas – 0 nays (Conti absent) to approve the following loan order for a new Front-end Loader for the Water Department:

ORDERED: That Three Hundred Fifty-Five Thousand Dollars (\$355,000.00) be appropriated for the cost of purchasing and equipping a Front-End Loader; that to meet this appropriation, the Treasurer with the approval of the Mayor, is authorized to borrow Three Hundred Fifty-Five Thousand Dollars (\$355,000.00) under Section 7(1) of Chapter 44 of the General Laws, or any other enabling authority, and that the Mayor is authorized to take any other action necessary to carry out this project.

Vice Chair Reynolds, of the **Finance Committee**, brought forward the following votes:

Voted 9 yeas – 0 nays (Conti absent) to approve that the balance of \$4,554 in Fund 3231 Anoxic Mixer be closed to the Wastewater Enterprise Fund 6000.

Voted 9 yeas – 0 nays (Conti absent) to approve that the balance of \$10,780 in Fund 3313 Water SCADA Project be closed to the Water Enterprise Fund 6100.

Voted 9 yeas – 0 nays (Conti absent) to transfer \$515.04 from Account 11241000-578300 (City Wide – Reserve Fund for Transfer) to Account 11241000-578020 (City Wide -Bills from Previous Years) in order to pay an FY22 invoices to Constellation NewEnergy.

Voted 9 yeas – 0 nays (Conti absent) to accept MGL Chapter 40, Section 13D . (Massachusetts General Law Chapter 40 Section 13D which became effective July 3, 2012 provides for any city, town or school district to adopt the section and establish a reserve fund for the future payment of accrued liabilities for compensated absences.)

Voted 9 yeas – 0 nays (Conti absent) to appropriate \$500,000.00 from General Fund Undesignated Fund Balance 1000-359000 to Fund 2517 Reserve for **Compensated Absence** to fund the general government share of compensated absence liabilities and to **further appropriate** \$16,790 from Wastewater Enterprise Fund Retained Earnings Account 6000-359000 to Fund 2517 Reserve for Compensated Absence to fund the Wastewater Enterprise Fund share of compensated absence liabilities and **to further appropriate** \$13,260 from 6100-359000 Water Enterprise Fund Retained Earnings to Fund 2517 Reserve for Compensated Absence to fund the Water Enterprise Fund share of compensated absences. The General Fund, Water Enterprise Fund and Wastewater

Enterprise Fund will be accounted for separately within Fund 2517 Reserve Fund for Compensated Absences.

Chair Bennett of the Traffic and Transportation Committee asked for a meeting at the next appropriate time.

Chair Blais, of the **Public Safety Committee**, brought forward the following vote:

Voted 9 yeas – 0 nays (Conti absent) to approve expending funds and any future grant amendments regarding the receipt of the Bulletproof Vest Partnership Program from the Massachusetts EOPSS. There is no match required by the city.

Chair Holmes, of the **It & Infrastructure Committee**, brought forward the following vote:

Voted 9 yeas – 0 nays (Conti absent) to approve a Lease Agreement executed by and between the City of Attleboro and Crown Castle (A Delaware Statutory Trust and a Subsidiary of T-Mobile) for rental of a site located on O'Donnell Drive (Site ID BS03XC528B2) for the purpose of wireless communication devices as described herein.

Chair Holmes, of the **Zoning and Land Use Committee** brought the following forward:

Voted 9 yeas – 0 nays (Conti absent) to accept this easement as shown on a plan entitled: "EASEMENT PLAN" 317 Bishop Street, Assessors Map 121, Lot 23 (Lot 1), Attleboro, Massachusetts, dated October 26, 2022, prepared by Brian J. Murphy, P.L.S, to maintain a rounding curve at the intersection of Bishop Street and Pike Avenue.

Voted 9 yeas – 0 nays (Conti absent) to accept this easement as shown on a plan entitled: "EASEMENT PLAN OF LAND FOR THE CITY OF ATTLEBORO READ ST. ATTLEBORO, MASS." 536 Read Street, Assessors Map 76, Lot 474C, dated October 3, 2022, prepared by E. Otis Dyer, R.P.L.S. for construction and public use of a sidewalk on the property of Henry and Sharon Perry.

Voted 9 yeas – 0 nays (Conti absent) to appropriate \$5,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Fund 3563-581025 Read Street Sidewalk Taking/Easement.

Chair Reynolds, of the **City Property and Claims** Committee called for a meeting at the next appropriate time.

Chair Angelo of the **Personnel, Veterans and Human Services** Committee had this vote:

Voted 9 yeas – 0 nays (Conti absent) to approve the appointment of Susan P. Williams, 19 Brookwood Road, Attleboro to fill an expired term on the Council on Aging. Term to expire February 2027.

Vice Chair Bennett brought the following **Elections** vote forward:

Voted 8 yeas – 0 nays (Conti absent, DeSimone recused) to approve the recommendation of Deputy Chief Timothy Cook of the APD, regarding the number of officers needed to staff polling places. The Election Commission referred this to be approved by the Council.

Chair DeSimone of Ordinances, Elections and Legislative Matters Committee had the following votes:

Voted 9 yeas – 0 nays (Conti absent) **to strike** pending business related to item #20 from the November 15, 2022 communication which read:

Section 16-11.12 Water Rates (amended 6/21/05, 6/20/06, 6/19/07, 6/10/08, 6/23/11, 6/25/2012, 6/23/16, 6/23/20, 6/17/21, 6/21/22)

16-11.12 For each meter set there shall be a minimum charge of twenty-five dollars and thirty cents (\$25.30) for each three months. This minimum charge shall cover 500 cubic feet of water used at each connection; and excess over 500 cubic feet shall be charged for at a rate of five dollars and fifty-one cents (\$5.51) per 100 cubic feet, effective July 1, 2022.

Voted 9 yeas – 0 nays (Conti absent) to add the following section to Ordinance 16:

Section 16-11.12 Water Rates

16-11.12 For each meter set there shall be a minimum charge of twenty-seven dollars and fifty-five cents (\$27.55) for each three months. This minimum charge shall cover 500 cubic feet of water used at each connection; and excess over 500 cubic feet shall be charged for at a rate of five dollars and fifty-one cents (\$5.51) per 100 cubic feet, effective July 1, 2022.

Voted 9 yeas – 0 nays (Conti absent) that ordinance Section 16-18 be removed in its entirety and replaced with the following:

Section 16-18 Sewer Use Rate (amended 6/21/05, 6/20/06, 6/19/07, 6/10/08, 6/24/13, 9/16/14, 4/5/16, 6/23/20, 6/21/22)

16-18.1 A charge is hereby established for the use of the City's sewer system. Such charge, except as otherwise provided in Section 16-18.2 and 16-18.3 next below, shall be based on the amount of water supplied to any use of the City's water system as shown by the meter readings. The sewer use charge shall be for sewer users and based on ninety (90%) of the water used and shall be charged for at a rate of ten dollars and twenty cents (\$10.20) and eleven dollars and ten cents (\$11.10) per 100 cubic feet for residential and industrial respectively, with a minimum charge for each three months of forty-five dollars and ninety cents (\$45.90) for the first 450 cubic feet. The sewer rates established hereunder, to be effective July 1, 2022.

Old business was read by Chair Angelo of Personnel:

Voted 9 yeas – 0 nays (Conti absent) to rescind vote #14 of January 17, 23 certificate of vote as it was already voted on the January 3, 2023 certificate of vote.

14. Voted 10 yeas – 0 nays to approve the City’s and Local #1144 Public Works Employees MOA for the 2022-2023 winter season and requests an appropriation of \$25,500.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 14231000-519921 (Snow/Ice Removal – Snow Participation) and to approve the MOA for fiscal years 2024-2026

New business was brought forward by Councilor Bennett and the Councilor DeSimone:

Voted 9 yeas – 0 nays (Conti absent) to refer the following new business to Traffic and Transportation Committee and to the Traffic Study Commission:

Evaluate current layout, safety signage, and conditions of crosswalks on Oakhill Ave near Hyman Fine school. (Bennett)

Voted 9 yeas – 0 nays (Conti absent) to refer the following for study and recommendation:

That a senior citizen municipal parking fee waiver program be created by amending Section 10-7.2 of the Revised Ordinances of the City of Attleboro as follows:

Renumbering existing Ordinance and adding:

b. Senior citizen municipal parking fee waiver

i. Parking in the North Main Street Parking Lot (Attleboro Library lot) shall be free for senior citizens who procure a sticker from the Attleboro Council on Aging and display same on their motor vehicle, provided, however, that the time limit restriction at that particular metered location shall be obeyed.

ii. To be eligible to participate in the program, the individual must be at least 65 years old and a current resident of the City of Attleboro. Each person so eligible shall each be entitled to one such sticker for motor vehicles registered to them with an Attleboro address. A sticker may also be issued for an automobile owned by an eligible spouse.

iii. Parking stickers may be placed on passenger vehicles only. No other class of motor vehicle is eligible.

iv. This section shall not take effect until July 1, 2023. (DeSimone and Waterman)

The council voted unanimously to adjourn at 8:42 PM.

A TRUE COPY

ATTEST: _____

City Clerk/Clerk of the Council

MINUTES APPROVED BY COUNCIL: _____

(DATE)

City Clerk/Clerk of the Council