

**Municipal Council  
SPECIAL MEETING – IN PERSON**

**June 23, 2022  
Tuesday, 7:08 P.M.**

All Councilors were present The Council stood for a salute to the flag.

Voted 11 yeas to suspend the rules, as there would be no communication, no committee of the whole and no public hearings. There would be a break for committee meetings.

City Clerk Jackson read the Special Meeting Notice:

Date: June 7, 2022  
To: Members of the Municipal Council  
From: James DiLisio, President

Councilors:

By authority of Article 2, Section 2-7 (c) of the Attleboro Home Rule Charter, I hereby call a Special Meeting of the Municipal Council as follows:

Date: **Thursday, June 23, 2022**  
Time: **7:00 P.M.**  
Place: 77 Park Street, Council Chambers

Purpose: Any legal business before the Council and to address end of year votes.  
Sincerely,

James DiLisio, President  
cc: Mayor Paul Heroux

Council voted unanimously to recess for committee meetings at 7:10 PM.

Council returned from recess at 8:45 PM

Committee Reports

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

Voted 11 yeas – 0 nays to approve the application for a new Amusement Device License from Spooky Games, LLC at 9 North Main Street for a video game and coin pusher.

Voted 11 yeas – 0 nays to approve the application for a general license to purchase and sell used games, gaming accessories and collectibles from Spooky Games, LLC at 4 Park Street.

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

Voted 11 yeas – 0 nays to transfer \$760.00 from Account 6100-578300 (Water Enterprise Fund – Reserve Fund for Transfer) to Account 6100-574010 (Water Enterprise Fund – Insurance) to pay automobile insurance endorsements.

Voted on 11 yeas – 0 nays to approve expending of funds and any future amendments regarding the receipt of a grant in the amount of \$72,000.00 from the Department of Conservation & Recreation for the management of the George I. Spatcher Memorial Pool through June 30, 2024

Voted 9 yeas – 2 nays (Blais and Conti nay) to appropriate \$315,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Fund 3573 – Park Street Sidewalk Construction to fund the first phase of new sidewalk outbound on Park Street from Briggs Corner to Wilmarth Street. This funding request includes a contingency for price escalation.

Voted 11 yeas – 0 nays to approve the request of the Mayor to amend Vote # 21 of 12/21/21 to read:

Appropriate \$88,000.00 from Free Cash to Recreation Site Improvement for Pickleball Courts, Amenities and site improvements to be constructed at a location to be determined.

Voted 11 yeas – 0 nays to approve the balance of \$7,522.00 in unused funds, originally appropriated for “Remediation of Four Softball Infields at S.A. Veteran’s Memorial Park”, per Vote #29 on 12/7/21, be approved to be used for the construction of Pickleball courts in the city. The funds would remain in the same account: Account 1100630-584010 (Continuing Appropriate Recreation – Site Improvements).

Voted 11 yeas – 0 nays to approve the request of the Mayor that the balance of \$3,485.00 in unused funds, originally appropriated for the “Conley and Poncin-Hewitt Basketball Courts” per Vote #16 on 11/16/21, be approved to be used for the construction of pickleball courts in the city.

**Additionally**

I move to transfer \$3,485.00 from Account 16301000-584029 (Recreation - Outdoor Facility Improvements) to Account 1100630-584010 (Continuing Appropriate Recreation – Site Improvements). The total appropriation requests will bring this account to \$99,007. These funds will put us in a better position as we look to move forward on construction of the pickleball courts in FY23.

Voted 11 yeas – 0 nays to strike the following:

FROM THE DOCKET OF APRIL 19, 2022:

To amend Sections 10.5-3A of the Parking Ordinance to add more reserved parking spots in the Mullaney Twins Parking Lot on South Main Street for the Larson Senior Center.

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

Voted 3 yeas – 7 nays ( Nays – Angelo, Bennett, Blais, DiLisio, Kobus, Reynolds and Waterman) (Conti abstained) to appropriate \$750,000.00 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Fund 3572 Highland Pavilion to build a Performing Arts Pavilion at Highland Park. **MOTION FAILED**

Chair Bennett of **Traffic and Transportation** Committee brought forward the following:

Voted 11 yeas – 0 nays to approve a 36-month transportation services agreement with H&L Bloom with two (2) one-year renewals with the Attleboro Public Schools.

Chair Kobus of the **IT & Infrastructure** Committee brought forward the following:

Voted 11 yeas – 0 nays to transfer \$1,000.00 from Account 11331000-524210 (Budget & Administration – Maintenance of Computers) to Account 11331000-558010 (Budget & Administration – Data Processing Supplies) to cover expenses for the remainder of the fiscal year.

Voted 11 yeas – 0 nays to appropriate \$8,500 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Account 12401000-585050 (Protective Inspection – Computer Software) to address the need for funds for permit software upgrade.

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

Voted 11 yeas – 0 nays to appropriate \$15,523.51 from Account 1000-359000 (Undesignated Fund Balance/Free Cash-General Government) to Fund 2326 – Green Communities due to the rebates from National Grid and Eversource coming in at less than what was anticipated.

Voted 11 yeas – 0 nays to approve expending such funds and any future grant amendments regarding the receipt of the Transformative Development Initiative (TDI) Small Business Acceleration Grant through MassDevelopment in the amount of \$50,000.00.

Chair Reynolds of **City Property and Claims** brought forward the following:

Voted 11 yeas – 0 nays to declare the following Health Department Chairs as surplus and available for disposition:

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>CONDITION</u>
5	Office Chairs	Poor

Voted 11 yeas – 0 nays to declare the following Auditing/Accounting furniture as surplus and available for disposition:

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>CONDITION</u>
1	Office Chair	Poor

Voted 11 yeas to declare the following Water department equipment as surplus and available for disposition:

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>CONDITION</u>
1	HACH Water Meter Model FL900.97 S/N 181200004414	Work

Voted 11 yeas – 0 nays to approve expending the \$5,000 in funding from MassDevelopment to commission a study for the partial restoration of the East Attleboro Academy building and approve the accompanying project any future grant amendments.

Chair Angelo of **Personnel, Veterans and Human Services** had the following:

Voted 11 yeas – 0 nays to approve the appointment of Kevin Smith, 85 Steeplechase Circle, Attleboro to fill an unexpired term on the Historical Commission as an alternate member. Term to expire February 2024.

Voted 11 yeas – 0 nays to approve the expenditure of grant funds in the amount of \$16,054. by the Council on Aging from the Community Development Block Grant and approve the expenditure plus any further grant amendments.

Voted 11 yeas – 0 nays to approve the expending of funds by the Council on Aging for expenditure during FY2023 and also approve any further grant amendments regarding the award of the FY2023 Regional SHINE Grant in the amount of \$93,259.

Chair DeSimone of the **Ordinances and Legislative Matters** Committee brought forward the following:

Voted unanimously to call for a public hearing on August 16, 2022 to discuss the following amendment proposal for section 7-9 as follows:

Strike existing sections 7-9.1 and 7-9.2 and replace with:

7-9.1 Except to comply with the provisions of Sections 7-6 and 7-7 for the storage and collection of solid waste, no person shall place, throw, discharge or discard, or cause to be placed, thrown, discharged or discarded, trash, bottles or cans, refuse, rubbish, garbage, debris, scrap or waste of any kind on any public land or on property of another.

7-9.2 Whoever violates any provision of this ordinance shall be liable for a fine as provided below, said penalty to be assessed in accordance with the noncriminal disposition process provided in Section 21D of Chapter 40 of the Massachusetts General Laws, as amended.

First offense \$100

Second offense \$150

Third and subsequent offenses \$300

Each day or portion thereof shall constitute a separate offense.

If more than one, each condition violated shall constitute a separate offense.

Add new section 7-9.3:

7-9.3 This ordinance may be enforced by the Attleboro Police Department or the Health Department.

Chair Blais of the **Public Safety** Committee requested a meeting at the next appropriate time.

The following old business was voted unanimously by the Council:

Voted 11 yeas – 0 nays to amend\*(by adding language) vote #13 of June 21, 2022:

13. Voted 11 yeas – 0 nays to approve the water fee of \$5.51 per 100 c.f. This is a \$0.41 increase from Fiscal Year 2022. **\*This rate applies to consumption on and after July 1, 2022. Bills that span the old rate and the new rate will be pro-rated appropriately, as they were for the previous rate increase**

Voted 11 yeas – 0 nays to amend\*(by adding language) vote #14 of June 21, 2022:

14. Voted 11 yeas – 0 nays to approve the wastewater fee of \$10.20 and \$11.10 per 100 c.f. for residential and industrial, respectively. This is a \$0.73 increase from Fiscal Year 2022. **\*This rate applies to consumption on and after July 1, 2022. Bills that span the old rate and the new rate will be pro-rated appropriately, as they were for the previous rate increase**

There was no New Business.

The Council adjourned at 9:32 PM

A TRUE COPY

ATTEST: \_\_\_\_\_

City Clerk/Clerk of the Council

MINUTES APPROVED BY COUNCIL: \_\_\_\_\_

(DATE)

\_\_\_\_\_  
City Clerk/Clerk of the Council