

City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

2019 MAY 23 P 3:17

CITY CLERK
FALL RIVER, MA

MEETINGS SCHEDULED CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

ALISON M. BOUCHARD
CITY CLERK

TUESDAY, MAY 28, 2019
AGENDA

INÊS LEITE
ASSISTANT CITY CLERK

5:00 P.M. COMMITTEE ON ECONOMIC DEVELOPMENT AND TOURISM

5:30 P.M. COMMITTEE ON REGULATIONS (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON ECONOMIC DEVELOPMENT AND TOURISM MEETING IF THAT MEETING RUNS PAST 5:30 P.M.)

6:00 P.M. COMMITTEE ON FINANCE (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON REGULATIONS MEETING IF THAT MEETING RUNS PAST 6:00 P.M.)

1. Citizen Input
2. *Resolution to discuss the completed Purchase Street and East Main Street Streetscape Projects (referred 5-14-19)
3. *Mayor and loan order of \$4,950,000 for Phase 19 Water System Improvement (referred 5-14-19)

7:00 P.M. REGULAR MEETING OF THE CITY COUNCIL (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON FINANCE MEETING IF THAT MEETING RUNS PAST 7:00 P.M.)

PRIORITY MATTERS

1. *Mayor and proposed ordinances:
 - a. Section 50-301 – amended salary schedule for non-union positions
 - b. Section 50-315 (A) – salary schedule adjustments - list of positions
 - c. Section 50-315 (B) – salary schedule adjustments - rate of increase

PRIORITY COMMUNICATIONS

2. *Corporation Counsel and Home Rule Petition authorizing employees of City of Fall River the ability to apply with Retirement Bd. to purchase credible service for military service
3. * Report of Special City Charter Committee
4. *Communication from City Council President re: nomination for appointment of member to Community Preservation Committee:
 - a. Jason R. Bouchard
 - b. Alfred J. Lima
 - c. Alexander Silva
5. *Traffic Commission recommending an amendment to the traffic ordinance
6. *City Engineer and req. for street opening in pavement less than five years old on Harvard Street

COMMITTEE REPORTS – None

ORDINANCES

Second reading and enrollment:

7. *Proposed Ordinance – Traffic, Miscellaneous
8. *Proposed Ordinance – Vacant Building Registration and Fee

ADA Coordinator: Gary P. Howayeck, Esq. 508-324-2650

One Government Center • Fall River, MA 02722

TEL 508-324-2220 • FAX 508-324-2211 • EMAIL city_clerks@fallriverma.org

RESOLUTIONS

9. *Requesting Home Depot Corporation support Fall River's mobile-model of the Tomb of the Unknown Soldier

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

10. Police Chief's report on licenses:
Taxicab Driver:
Gilbert W. Correia
11. Auto Repair Shop License Renewals:
Zaqueu F. da Silva d/b/a Zack's Garage at 65 Manchester Street
Frank Correia d/b/a Mello Services Station at 801 Bay Street
Jose Collazo d/b/a JC Performance, Inc. at 401 Bedford Street
12. Auto Body Shop License Renewal:
David Ponte d/b/a Brougham Motors, Inc. at 387 Bedford Street

COMMUNICATIONS – INVITATIONS – PETITIONS

13. *Claims
14. Drainlayer Licenses:
a. Alexandre's Excavating, Inc.
b. Bristol Pacific Homes, Inc.
c. Coastal Water & Sewer Excavation, Inc.
d. Foley Excavation, LLC
e. K.R. Rezendes, Inc.
f. Joseph Botti Co., Inc.
15. Structure On or Over a Public Way – 20' wide banner for St. Anthony of the Desert Church advertising the Lebanese Mahrajan Festival on Bedford Street and Troy Street
- City Council Meeting Minutes:
16. *Committee on Finance – April 11, 2019
17. *Joint Meeting of the City Council and School Committee – April 11, 2019
18. *Regular Meeting of the City Council – April 23, 2019

BULLETINS – NEWSLETTERS – NOTICES – None

OTHER POTENTIAL MATTERS

Committee on Regulations (pending recommendation):

Order – Second Hand Article Store application for Joseph McFadden, 87 Rockland Street, Fall River, MA d/b/a Our Place Shoppe located at 156 Tripp Street (used video games, toys and clothes to be sold)

Committee on Finance (pending recommendation):

Loan Order – \$4,950,000 for Phase 19 Water System Improvement


City Clerk

ADA Coordinator: Gary P. Howayeck, Esq. 508-324-2650

(Councilor Pam Laliberte-Lebeau)
(Councilor Shawn E. Cadime)

WHEREAS, the streetscape projects are now complete for Purchase Street and East Main Street, and

WHEREAS, there were significant delays and possible cost overruns with both of these projects, now therefore

BE IT RESOLVED, that the Committee on Finance convene with the Administration, Director of Financial Services, City Engineer, Administrator of Community Utilities and the City Planner to review all contracts, change orders, oversight committee recommendations, lists of oversight committee members and dates of oversight committee meetings, and

BE IT FURTHER RESOLVED, that copies of all documents be provided to the City Council as soon as possible for review prior to the meeting of the Committee on Finance.

In City Council, May 14, 2019
Adopted

A true copy. Attest:

Alison M. Bouchard
City Clerk

CITY OF FALL RIVER
LOAN ORDER
(Water System Improvements)

FINANCE 3

ORDERED, that \$4,950,000 is appropriated for the purpose of financing construction and design of Phase 19 of the City's Water Project including without limitation all costs thereof; and to meet this appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow \$4,950,000 and to issue bonds or notes therefore, under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws or any other enabling authority; that such bonds or notes shall be general obligations of the City unless the Treasurer, with the approval of the Mayor, determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C; that the Treasurer, with the approval of the Mayor, is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust ("Trust") established pursuant to Chapter 29C and in connection therewith to enter into a financing agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection ("Department") with respect to such loan and for any federal or state aid available for the project or for the financing thereof; and that the Mayor is authorized to enter into a project regulatory agreement with the Department, to expend all funds available for the project and to take any other action necessary or convenient to carry out the project, and

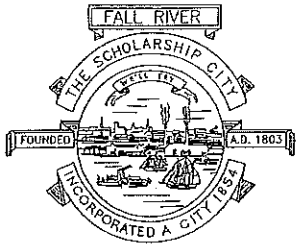
BE IT FURTHER ORDERED, any premium received upon the sale of any bonds or notes approved by this vote less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, and

BE IT FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of the Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

CITY OF FALL RIVER
IN CITY COUNCIL

MAY 14 2019

*Authorized to be published
and Referred to the
Committee on Finance*



City of Fall River
Massachusetts
Office of the Mayor

FINANCE 3

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2019 APR 30 P 2:09

CITY CLERK
FALL RIVER, MA

JASIEL F. CORREIA II
Mayor

April 30, 2019

The Honorable City Council
One Government Center
Fall River, MA 02722

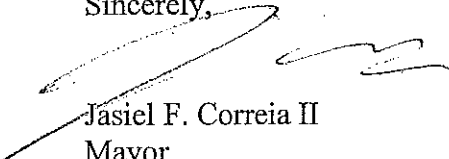
RE: Phase 19
Water Systems Improvement Loan Order

Dear Council Members:

It is respectfully requested that the attached loan order for the Phase 19 Water Systems Improvements be approved. Approval is needed to comply with the State Funding Program (SRF).

Please contact Terrance Sullivan or Paul Ferland at the Department of Community Utilities if you have any questions.

Sincerely,


Jasiel F. Correia II
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL
MAY 14 2019

a/c placed on file

WATER SYSTEMS IMPROVEMENTS PROJECTS FINANCIAL SUMMARY

PHASE 19

Component	Vendor	Date	Function	Funding	Total Cost
CM Mains		2020	Construction Management		\$350,000.00
Main Replacement		2020	water main improvements/LSR		\$2,000,000.00
Police		2020	construction details		\$150,000.00
Contingency					\$150,000.00
PENDING SRF/MCWT					\$2,650,000.00
Design Mains		2019	Design		\$225,000.00
Water Maint Complex		2019	Building Construction		\$1,500,000.00
Paving		2020	Street Paving		\$100,000.00
Conservation Land Acquisition		2019	Watershed Protection		\$100,000.00
Redundant Line from Plant		2019	Placement Study		\$100,000.00
GIS Asset management		2020	System Advancement		\$50,000.00
Contingency					\$225,000.00
SUB TOTAL OPEN MARKET					\$2,300,000.00
Total					\$4,950,000.00

notes:

EJC principal reduction:

FUNDING Authorization	DATE	AMOUNT
PHASE 19		
Loan Order		\$4,950,000.00
Total		\$4,950,000.00

FUNDING-Loans	DATE	AMOUNT
PHASE 19		
BAN		\$2,300,000.00
MWPAT		\$2,650,000.00
Total		\$4,950,000.00

FINANCE 3

Street	From	To	Year Installed	Lead Services	Existing Size	Length (ft)	Estimated Cost Des/CM/Const (\$200per foot)
Charlotte	New Boston	President Ave	1915		13	8	\$185,000.00
President Ave	Rock	Elsbree	1875-1925		40	6 to 12	\$1,151,000.00
Ray Street	New Boston	Hood	1928		3	12	\$357,000.00
Rock Street	Prospect	Bedford	1875		23	6 to 16	\$585,000.00
Totals					26		\$2,276,000.00

Estimates of Phase 19 Project Debt: water projects
Loan Order= \$4,950,000

FINANCE 3

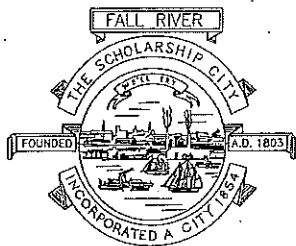
SRF Project Cost	\$2,650,000
Repayment Less 10% EJC reduction	\$2,385,000

Open Market Project Cost	\$2,300,000
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year	Phase 19-SRF-water projects		
	\$2,385,000		
	Principal	Interest	Annual P&I
1	\$119,250	\$47,700	\$166,950
2	\$119,250	\$45,315	\$164,565
3	\$119,250	\$42,930	\$162,180
4	\$119,250	\$40,545	\$159,795
5	\$119,250	\$38,160	\$157,410
6	\$119,250	\$35,775	\$155,025
7	\$119,250	\$33,390	\$152,640
8	\$119,250	\$31,005	\$150,255
9	\$119,250	\$28,620	\$147,870
10	\$119,250	\$26,235	\$145,485
11	\$119,250	\$23,850	\$143,100
12	\$119,250	\$21,465	\$140,715
13	\$119,250	\$19,080	\$138,330
14	\$119,250	\$16,695	\$135,945
15	\$119,250	\$14,310	\$133,560
16	\$119,250	\$11,925	\$131,175
17	\$119,250	\$9,540	\$128,790
18	\$119,250	\$7,155	\$126,405
19	\$119,250	\$4,770	\$124,020
20	\$119,250	\$2,385	\$121,635
TOTALS	\$2,385,000	\$500,850	\$2,885,850

Phase 19-Open Market		
\$2,300,000		
Principal	Interest	Annual P&I
\$115,000	\$69,000	\$184,000
\$115,000	\$65,550	\$180,550
\$115,000	\$62,100	\$177,100
\$115,000	\$58,650	\$173,650
\$115,000	\$55,200	\$170,200
\$115,000	\$51,750	\$166,750
\$115,000	\$48,300	\$163,300
\$115,000	\$44,850	\$159,850
\$115,000	\$41,400	\$156,400
\$115,000	\$37,950	\$152,950
\$115,000	\$34,500	\$149,500
\$115,000	\$31,050	\$146,050
\$115,000	\$27,600	\$142,600
\$115,000	\$24,150	\$139,150
\$115,000	\$20,700	\$135,700
\$115,000	\$17,250	\$132,250
\$115,000	\$13,800	\$128,800
\$115,000	\$10,350	\$125,350
\$115,000	\$6,900	\$121,900
\$115,000	\$3,450	\$118,450
\$2,300,000	\$724,500	\$3,024,500

Effect on the Water Rate	Estimate Start of Long Term Debt
\$0.11	2020
\$0.11	2021
\$0.11	2022
\$0.11	2023
\$0.11	2024
\$0.10	2025
\$0.10	2026
\$0.10	2027
\$0.10	2028
\$0.10	2029
\$0.09	2030
\$0.09	2031
\$0.09	2032
\$0.09	2033
\$0.09	2034
\$0.08	2035
\$0.08	2036
\$0.08	2037
\$0.08	2038
\$0.08	2039



**City of Fall River
Massachusetts
Office of the Mayor**

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2019 MAY 22 P 12:48

JASIEL F. CORREIA II
Mayor

CITY CLERK
FALL RIVER, MA

May 22, 2019

The Honorable City Council
City of Fall River
One Government Center
Fall River, MA 02722

Dear Honorable Council Members:

During the budget preparation we found that the following ordinance should be updated to reflect the information (both salaries and titles) included in my proposed budget.

Section 50-301 includes the salary schedule for executive officers, department head and non-union personnel. The attached ordinance is requesting a change to the salary amount for certain non-union positions.

Section 50-315 (A) is a housekeeping recommendation to update the list of positions in subsection A to include an accurate list of all positions listed in 50-301. These titles are included in my proposed budget.

Section 50-315 (B) includes the increases the Council previously approved for 7/1/2018 and includes an increase equal to the increase approved for the American Federal of State, County and Municipal Employees (AFSCME) for 7/1/2019 and 7/1/2020 for all positions covered in 50-301 and 50-302.

The other sections referenced in subsection A of 50-315 are currently being negotiated and we will provide an update this section 50-315 subsection (B) upon approval of those contracts.

If you have any questions or concerns regarding this, please feel free to contact me.

Best Regards,

Jasiel F. Correia II
Mayor

City of Fall River, In City Council

1a

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

That Chapter 50 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Personnel be amended as follows:

Section I

By striking out in Section 50-301, which section relates to Salary Schedule for executive officers, department heads, and non-union personnel, the following:

City Council Principal Clerk	07/01/2018	Not to exceed \$35,000
Commissioner of Recreational Facilities/ Director of Recreational Facilities	07/01/2018	Not to exceed \$75,000
Parking Clerk/Director of Traffic and Parking	07/01/2018	Not to exceed \$70,000

And inserting in place thereof the following:

City Council Principal Clerk	07/01/2019	Not to exceed \$40,000
Commissioner of Recreational Facilities/ Director of Recreational Facilities	07/01/2019	Not to exceed \$78,625
Parking Clerk/Director of Traffic and Parking	07/01/2019	Not to exceed \$73,550

Section II

By striking in Section 50-303, which section relates to Salary Schedule for executive officers, department heads, and non-union personnel, the following:

Director of Fall River Emergency Management Agency	07/01/2017	Not to exceed \$20,000
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And inserting in place thereof the following:

Director of Fall River Emergency Management Agency	07/01/2019	Not to exceed \$22,500
--	------------	------------------------

<u>Section 50-301 Salary Schedules for Executive Officers, Dept Heads & Non-Union Personnel</u>					
<u>Proposed Ordinance</u>	<u>Grade</u>	<u>Current Ordinance</u>	<u>Increase to</u>	<u>Reason</u>	
City Council Principal Clerk	CCCT	Not to exceed \$35,000	Not to exceed \$40,000	Request per City Council President	
Commissioner of Recreational Facilities / Director of Recreational Facilities	ACRF	Not to exceed \$75,000	Not to exceed \$78,625	Add \$2,500 to attend meetings	
Parking Clerk/Director of Traffic and Parking	PKCK	Not to exceed \$70,000	Not to exceed \$73,550	Add \$2,500 to attend meetings	
<u>Section 50-303 Salary Schedules for Political Appointments & Boards/Committees</u>					
<u>Proposed Ordinance</u>	<u>Grade</u>	<u>Current Ordinance</u>	<u>Increase to</u>	<u>Reason</u>	
Director of Fall River Emergency Management Agency	FREM	\$20,000 per annum	\$22,250 per annum	Request per Chief	

1a

City of Fall River, *In City Council*

16

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

That Chapter 50 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Personnel be amended as follows:

By striking out in Section 50-315, which section relates to Salary Schedule Adjustments, Subsection A - Applicability, in its entirety and inserting in place thereof, the following:

Compensation for those positions covered by §§ 50-302, 50-306, 50-307, 50-308, 50-309, 50-310, and 50-311 and the following listed positions contained in § 50-301 shall be increased from the then-current compensation to the rate provided in Subsection B of this section:

- Account Manager-Police
- Accreditation Coordinator
- Administrative Assistant Board of Assessors/Administrator of Assessing
- Administrative Services Manager
- Administrator of Community Utilities
- Animal Control Officer
- Asset Manager/GIS Specialist-Community Utilities
- Assistant Assessor I
- Assistant Assessor II
- Assistant City Auditor
- Assistant City Clerk
- Assistant Collector
- Assistant Commissioner for Recreation Facilities/Director of Recreational Facilities
- Assistant Commissioner of Cemeteries & Trees/Director of Trees/Cemeteries
- Assistant Purchasing Agent
- Assistant Treasurer
- Audit/ Grants Manager
- Board of Election Commissioners/Director-Office of Elections, Chairperson
- City Auditor
- City Clerk
- City Collector
- City Council Principal Clerk
- City Council Secretary
- City Engineer
- City Planner
- City Treasurer

Commissioner of Recreational Facilities and
Cemeteries/Administrator, Administrator Recreational Facilities,
Cemeteries and Trees

Deputy Administrator-Community Utilities

Deputy Police Chief 20 years

Deputy Police Chief 25 years

Deputy Police Chief 28 years

Director of Facilities Maintenance

Director of Health & Human Services

Director of Minimum Housing Standards Inspectional Services

Director of Municipal Buildings and Code Enforcement/Inspector of
Buildings

Director of Production -FRGTV

Director of Water Department

Director of Water Distribution & Maintenance

Director of Water Treatment & Resources

Employee Benefits Administrator

Forester-Community Utilities

Human Resources Assistant

Human Resources Generalist

Manager of Operations Streets & Highways DCM

Mayor's Administrative Assistant

Network Administrator

Parking Clerk/Director of Traffic and Parking

Project Manager, Facilities

Project Manager-Community Utilities

Project Specialist I/Financial Services

Project Specialist II/Treasurer's Office

Project Specialist-Community Utilities

Purchasing Agent

Residential Data Lister

Revaluation Specialist

Sanitarian Supervisor

Special Projects Media Mayors Office

Staff Nurse

Treasurer-Collector

Veteran's Benefit Agent and Director of Veteran's Services
/Director Of Veteran's Benefits

City of Fall River, In City Council

1C

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

That Chapter 50 of the Code of the City of Fall River, Massachusetts, 2018 which chapter relates to Personnel be amended as follows:

By inserting in Section 50-315 (B), which section relates to Salary rate increases provided for in Subsection A, the following:

Effective Date	Rate of Increase	Positions
7/1/2018	2.0%	For all positions covered by sections indicated in Subsection A of this section
7/1/2019	1.5%	For positions covered by §§50-301, (excluding the Deputy Police Chiefs) 50-302, and 50-304
7/1/2020	1.5%	For positions covered by §§50-301, (excluding the Deputy Police Chiefs) 50-302 and 50-304

City of Fall River
Office of the Corporation Counsel

2

JASIEL F. CORREIA II
Mayor



JOSEPH I. MACY
Corporation Counsel

GARY P. HOWAYECK
Assistant Corporation Counsel

JESSICA A. ADLER
Assistant Corporation Counsel

May 23, 2019

Fall River City Council
One Government Center
Fall River, MA 02722

Dear Councilors:

At your request I am submitting a draft of the Home Rule Petition An act authorizing employees of the City of Fall River the ability to apply with the Fall River retirement board to purchase credible service for military service for your consideration.

Joseph I. Macy, Corporation Counsel

CITY CLERK
FALL RIVER, MA

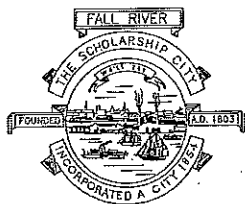
2019 MAY 23 P 3:21

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**AN ACT AUTHORIZING EMPLOYEES OF THE CITY OF FALL RIVER THE ABILITY TO
APPLY WITH THE FALL RIVER RETIREMENT BOARD TO PURCHASE CREDIBLE
SERVICE FOR MILITARY SERVICE**

SECTION 1. Notwithstanding any general or special law to the contrary, an employee of the City of Fall River who is a member of the Fall River Retirement System and is a veteran who served in the armed forces of the United States and who was previously eligible to apply for creditable service pursuant to paragraph (h) of subdivision (1) of section 4 of chapter 32 of the General Laws but failed to do so shall be eligible to apply with the Fall River Retirement Board to: (i) purchase creditable service for military service time not more than 180 days after the effective date of this act.

SECTION 2. This act shall take upon its passage.



City of Fall River Massachusetts
Special City Charter Committee

RECEIVED

3

2019 MAY 22 A 9:34

MICHAEL L. MIOZZA, CHAIR
COUNCILOR STEVEN A. CAMARA
COUNCILOR DEREK VIVEIROS

CITY CLERK _____
ERIC POULIN, VICE-CHAIR FALL RIVER, MA
PATRICIA A. CASEY
ALISON M. BOUCHARD, SECRETARY

May 20, 2019

Fall River City Council
One Government Center
Fall River, MA 02722

Dear Honorable City Council Members:

In accordance with the provisions of Section 2-374 of the Code of Ordinances, and Section 10-5 (m) of the City Charter, a Special City Charter Committee was established to review city ordinances to determine the need for any revisions or amendments to bring the ordinances into conformity with the City Charter, and to fully implement the City Charter.

Attached is the Committee's Report, accompanied by the following attachments:

- Ordinance No. 2018-20: Creation of Special City Charter Committee
- Excel spreadsheet entitled, "Ordinance Spreadsheet"; and proposed ordinance
- Excel spreadsheet entitled, "Time of Taking Effect"
- Meeting Minutes
- Fall River City Charter

Of the twenty-one ordinances listed on the "Ordinance Spreadsheet" that reference the Charter, the Committee determined that ten did not require amendment and five will require further research by Corporation Counsel. A proposed ordinance has been prepared, and is submitted with the Committee's Report, to amend six of those ordinances that the Committee determined will require amendment.

During discussion relating to "Time of Taking Effect", the Committee noted that many of the Charter provisions had been executed in a timely manner. The Committee further recommended a complete review of Section 10-5 by the Mayor, City Council and Corporation Counsel to ensure complete compliance and implementation of The Charter.

Michael Miozza, Chairman of the Special City Charter Committee, is prepared to attend a future meeting of the City Council Committee on Ordinances and Legislation to further discuss the Committee's recommendations and report.

Sincerely,

Alison M. Bouchard
Secretary

cc: Mayor
Corporation Counsel

2019

Special City Charter Committee Report

COMMITTEE ESTABLISHED BY ORDINANCE NO. 2018-20 PURSUANT
TO SECTION 10-5 (M) OF THE FALL RIVER HOME RULE CHARTER

MAY 20, 2019

Report Date: May 20, 2019

Committee Members:

- Patricia Casey
- Councilor Steven Camara
- Councilor Derek Viveiros
- City Clerk Alison Bouchard, Secretary
- Eric Poulin, Vice-Chair
- Michael L. Miozza, Chair

Committee Meeting Dates:

- Monday, January 14, 2019
- Tuesday, February 26, 2019
- Tuesday, April 2, 2019
- Monday, April 29, 2019
- Monday, May 20, 2019

Location of Committee Meetings:

All meetings were held in the City Council Hearing Room and started at 6:00 pm. Meetings were videotaped by Fall River Government Television.

Purpose of Report:

To inform the Mayor and City Council of the committee's recommendations as required by the Fall River Home Rule Charter, Section 10-5 (m) and Ordinance No. 2018-20.

Committee Purpose:

Pursuant to Section 10-5 (m) of the Fall River Home Rule Charter, a special committee was to be formed by the mayor and city council by ordinance immediately following the adoption of the charter to accomplish the following:

1. review city ordinances to determine the need for any revisions and amendments as may be needed to bring the ordinances into conformity with the City Charter
2. fully implement the City Charter

The Charter provision is as follows:

10-5 (m) Immediately following the adoption of this charter, the mayor and city council shall undertake a review of the city ordinances to determine the need for any revisions and amendments as may be needed to bring the ordinances into conformity with the charter, and to fully implement the charter. This review shall be made by a special committee to be established by ordinance, provided however, that (1) the committee shall be composed of voters in the city, (2) that the city clerk shall be a member of the committee, and (3) that the city attorney, or special counsel appointed for this express purpose, shall serve as an advisor to the committee. A report from the committee shall be filed with the city council within one year of its appointment. The committee may make interim reports with recommendations at any time, as the committee may deem necessary.

Ordinance 2018-20 was created and approved by the Mayor on May 30, 2018.

The committee was required to complete the work outlined above and file a written report with the City Council within one year of its appointment.

DISCUSSION

Ordinances

The committee utilized the city's website and entered the word "charter" in the search box. The word appeared in 21 city ordinances.

The committee secretary made copies of each affected ordinance and distributed them to committee members. Additionally, an excel spreadsheet was prepared and the committee discussed each ordinance and made recommendations. The committee recommendations were entered onto the spreadsheet entitled, *Ordinance Spreadsheet*.

The following table lists ordinances that were tabled by the committee and requires a review and further research by the city's Corporation Counsel.

TABLE 1 ORDINANCES REQUIRING FURTHER RESEARCH

Item #	Ordinance #	COMMENT
5	§2-130	See Article 6-10: Public Access to Financial Documents, page 50 of Charter
6	§2-134	Consider striking Plan D or E and insert Home Rule Charter
8	§2-271	Discuss need for Police Board
14	§58-31	Corporation Counsel to confirm applicability of the Acts of 1979, c. 438
15	§58-32	Section 4-5: School Committee Powers and Duties (a), page 42 of Charter

* For more information, please refer to highlighted items on the Ordinance Spreadsheet

RECOMMENDATION

The committee's report and supporting documentation will be forwarded to the City Council for their disposition.

Time of Taking Effect

Article 10 of the Fall River Home Rule Charter specifically outlines when certain provisions of the charter should take effect.

An excel spreadsheet entitled, "Time of Taking Effect" was prepared. The committee discussed the spreadsheet and voted to make it an attachment to this report.

OBSERVATIONS AND RECOMMENDATIONS

Overall, the committee notes that many of the charter provisions have been executed in a timely manner. However, some provisions may not have yet been implemented as noted below. It is the committee's recommendation that the Mayor and City Council review the following charter provisions and determine if they have been implemented.

Section 3-3, Posting of Vacancies on Multiple-Member Boards and **Section 10-5 (a)** on the city website and guidance on how to apply to serve and should have been completed by **February 28, 2019**

The Charter verbiage in Section 3-3 requiring the Mayor to post vacancies on the city website in February:

...The mayor shall annually post on the city's web site in February a list of all vacancies on multiple-member bodies. Such listing shall include guidance on applying to serve on a

multiple-member body. The mayor may also notify any civic, business, neighborhood, or service organizations in the city of multiple-member body vacancies....

Additionally, 10-5 (a) states:

Section 3-3 regarding the mayor posting vacancies on multiple-member bodies shall take effect on or before February 28, 2019.

On Tuesday, April 30, 2019 the Chair of the Special Committee received a voice mail message from committee member, Councilor Steven Camara, stating he had checked the city website and there were postings and instructions on how to access vacancies on various boards and commissions; however it was dated with a notation to apply by February 2018, therefore it was a year behind. Councilor Camara sent a message to Monica Souza from the administration who responded that the administration and IT would update the posting.

Section 9-5, Periodic Review of Ordinances in years ending in "3" and "8". The creation of a committee should have occurred in 2018, but it is the understanding of the special committee that it did not form.

The Charter provision is as follows:

Not later than August 1, at 5-year intervals, in each year ending in a 3 and 8, the mayor and city council shall provide for a review to be made of some or all of the ordinances of the city to prepare a proposed revision or recodification of them. The review of city ordinances shall be under the supervision of the city attorney.

This review shall be made by a special committee to consist of 7 members, all of whom shall be voters in the city. The committee's members shall be appointed as follows: 5 shall be appointed by the city council president and 2 shall be appointed by the mayor. At least 3 of the persons appointed by the city council president shall be members of the city council and 2 shall be residents but shall not be elected or appointed officers or employees of the city. The appointing authority shall fill any vacancies within 21 days.

The special committee shall file its report with the city clerk not later than October 1 in the year following the year in which the committee is appointed. The recommendations of the special committee shall appear on the city council's agenda for action before November 15 in such year, and if not so scheduled by the city clerk, the matter shall come before the city council for action at its meeting next held following November 15, and no other business shall be in order until such report has been acted upon by roll call vote.

In each year between these reenactments, an annual supplement shall be prepared which shall contain all ordinances and amendments to ordinances adopted in the preceding year. Copies of the supplement shall be made available to the public on the city website and shall be provided upon request at a cost not to exceed the actual cost of the reproduction.

Section 9-7, Uniform Procedures for Governing Multiple-Member Bodies – The committee does not know if this charter provision has been implemented by all multiple-member bodies.

The Charter provision is as follows:

- (a) Officers – All appointed multiple-member bodies shall annually elect a chair, a vice-chair, a secretary and any other officer the body deems necessary from among the body's membership, but not including alternate members.*
- (b) Meetings – All appointed multiple-member bodies of the city shall meet regularly at the times and places that the multiple-member body, by the body's own rules, shall prescribe. Special meetings of any multiple-member body shall be held at the call of the chair or by a majority of the members of the body. Notice of the meeting shall be posted as required by law. Except as may otherwise be authorized by law, all meetings of all multiple-member bodies shall at all times be open to the public.*
- (c) Meeting Documents and Submissions – Each appointed multiple-member body shall determine its own rules and order of business. Each multiple-member body shall provide for the keeping of agendas, minutes and related submissions of its proceedings. All such documents shall be a public record and certified copies shall be placed on file in the office of the city clerk within a reasonable period from the date of approval.*
- (d) Voting – If requested by a member, a vote of an appointed multiple-member body shall be taken by a roll call vote and the vote of each member shall be recorded in the minutes, but if the vote is unanimous, only that fact need be recorded.*
- (e) Quorum – A majority of the members of an appointed multiple-member body shall constitute a quorum. Unless some other provision is made by the multiple-member body's own rules while a quorum is present, except on procedural matters, a majority of the full membership of the body shall be required to vote on any matter representing an exercise of the powers of the multiple-member body unless otherwise required by the General Laws. General Laws related to a vote to meet in "executive session" shall always require a majority of members of the body.*
- (f) Residency – All members of multiple-member bodies must be residents of the city at all times during their entire term. If a member of a multiple-member body removes from the*

city during the term for which appointed, such seat shall immediately be deemed vacant and filled by the appointing authority.

Section 9-12, Limitation on Office Holding – This provision may not be consistently applied.

The Charter provision is as follows:

Unless otherwise allowed by law or this charter, no person shall simultaneously hold more than 1 city office or position of employment. This section may be waived by the mayor upon the appointment of a person to an additional office or position of employment by filing a notice of the waiver with an explanation and justification with the city clerk. Any hours worked in any part-time position shall not be the same or otherwise conflict with the hours worked in a full-time position.

The rules or policy shall consider the convenience of the public when scheduling such public comments periods. The city council, school committee, and every multiple-member body shall post its public comment rules or policy on the city website and shall, at least annually, review the rules or policy and make revisions as needed.

Section 9-18, Public Comment Rules or Policy – Public comment rules were to be posted on the city's website for each multiple-member body by June 15, 2018 and the rules were to go into effect July 1, 2018.

The Charter provision is as follows:

The city council, the school committee, and all multiple-member bodies shall develop and adopt rules or a policy addressing public comment. The rules or policy shall require that public comment periods appear on meeting agendas for all regular and special meetings. Public comment shall not be limited to items on the agenda for any regular meeting, provided the issues or concerns raised are within the jurisdiction of the city council, school committee, or any multiple-member body, respectively; public comment at any special meeting shall be limited to items on the meeting agenda.

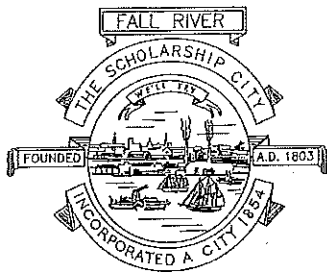
The Mayor's responsibility to enforce the charter is outlined in Section 3-2: Executive Power, page 14 and in 9-14 Enforcement of Charter Provisions, page 50. The City Council's responsibility to enforce the charter can also be found in Section 9-14, on page 50.

Committee members are willing to attend future City Council ordinance meetings in order to assistance in interpretation and clarity of the written report and supporting documentation.

This report was approved by the committee on Monday, May 20, 2019.

ATTACHMENTS

- Ordinance No. 2018-20: Creation of Special City Charter Committee
- Excel spreadsheet entitled, "Ordinance Spreadsheet"
- Excel spreadsheet entitled, "Time of Taking Effect"
- Five Meeting Minutes
- Fall River Charter



City of Fall River
Massachusetts
City Council

4

CLIFF PONTE
President
City Council

May 22, 2019

Honorable City Council
One Government Center
Fall River, MA 02722

Dear Councilors,

Your approval is hereby requested for the appointment of a member of the Community Preservation Committee. Three candidates have submitted resumes and letters of interest in this very important appointment.

I have reviewed all the submissions and after careful consideration, I would like to nominate Alfred J. Lima. I believe that Mr. Lima's experience and his involvement with community preservation in the City of Fall River will prove invaluable to this position.

If you would like to discuss this matter further, feel free to contact me. Thank you in advance for your consideration.

Respectfully submitted,

Cliff Ponte

Cliff Ponte
City Council President

/ct

4a

Jason R. Bouchard

45 Bigelow Street | Fall River, MA 02720
401-559-7840 mobile | jason.r.bouchard@gmail.com

Education

Roger Williams University – Bristol, Rhode Island

2000-2004

Bachelor of Science – Historic Preservation; Minor & Concentration: Art & Architectural History

Professional Experience

Cornish Associates – Westminster Lofts

January 2014 – Present

Accounting Manager

- Daily accounting operations; accounts payable, receivables, cash management for a high-profile real estate developer with approximately 20 historic properties in downtown Providence RI. The firm is known for its historic rehabilitation of former vacant/abandoned commercial buildings into mixed-use developments; seen as a key developer for the rejuvenation of downtown Providence.
- Administer payroll and benefits for 30 employees through Paychex Flex.
- Provide support for special projects: Aurora Providence, "Save Superman RI", historical research for historic tax credit applications and other projects.

Westminster Street Hotel LLC – The Hotel Providence

June 2011 – January 2014

Bookkeeper/General Cashier

- Perform daily income audit of all revenue streams in upscale 80-room boutique hotel.
- Receive and reconcile invoices.
- Utilize accounting software – M3 Acknowledge.
- Proficient in property management systems Eptome™ and Opera™ as well as retail program Micros™.

The Preservation Society of Newport County – The Breakers

June 2004 – June 2011

Associate Team Leader/Museum Guide

- Assisted in daily operations of leading house museum (450,000 visitors annually).
- Supervised a diverse customer service-oriented team of approximately 150 tour guides.
- Led private, guided tours to VIP guests (potential corporate sponsors/private donors, etc).
- Provided initial concept and main content for the museum's first Standard Operating Procedure.

Freelance Work Experience

Private Contract – Gladys V. Szápáry; The Breakers - Newport, RI

July 2010 - Present

Collection Management – Estate of Countess Anthony Szapary (Private)

- Revamp previously performed/unfinished archival storage and documentation project.
- Create an expandable inventory of personal and family memorabilia dating from mid-1800s to present.
- Develop a secure, stable environment for fragile items – initialize catalog-driven storage and organizational system.
- Initiate a digitization project (ongoing) for all items in archives; create an accession list.
- Coordinate the relocation of over 120 years of family collecting of papers/artifacts into warehouse storage for documentation; relocation began in December 2017 and concluded in December 2018.
- Work with Salve Regina University's Cultural Historic Preservation program to enlist interns for grant-funded assistance.
- Photography featured in *Town & Country Magazine* – online; "Newly Released Photos Offer a Rare Look Inside the Family Apartment of The Breakers" by Sam Dangremond, April 2018.
<https://www.townandcountrymag.com/society/tradition/g20073660/breakers-third-floor-photos/>

Academic & Volunteer Experience

West Broadway Neighborhood Association; Providence, RI

2013 – 2017

Board Member (2015-2017); Vice-Chair: Community Development Committee (2013-2017)

House Tour (2015, 2016, 2017): House Research

Cranston Street Armory Committee (2017)

Providence Preservation Society; Providence, RI

2015 – 2017

Festival of Historic Houses (2015, 2017, 2019) Committee: House Research

Preserve Prentice/514 Broadway "Wedding Cake House" Fundraising Committee (2015)

The Preservation Society of Newport County; Newport, RI

2004

Academic Research Intern/Fellow – Bellevue Avenue History Trail Project

Awards & Certifications

Academic Fellowship – Bellevue Avenue Exhibition Panels Project

May 2004 – October 2004

The Preservation Society of Newport County – Newport, Rhode Island

Academic and Community Outreach Excellence Award

May 2004

School of Architecture, Art, and Historic Preservation (SAHP) - Roger Williams University – Bristol, Rhode Island

4a

Jason R Bouchard
45 Bigelow Street
Fall River, MA 02720

17 April 2019

Fall River City Council
One Government Center, Room 221
Fall River, MA 02722

Re: Interest in the Fall River Historic District Commission

To Whom This May Concern;

I am writing to express interest in serving on the Fall River Historic District Commission (HDC). The position provides a suitable entry into local government while also utilizing my experience in development and historic preservation.

I relocated to Fall River in 2015 from Providence RI, where I served on the board of the West Broadway Neighborhood Association (WBNA). Through the WBNA, I co-chaired the organization's Community Development Committee, where members of the neighborhood reviewed development proposals focusing on a range of topics; historic rehabilitation, new construction, and infrastructure improvements. The vast majority of the neighborhood was within the confines of the Broadway-Armory Local Historic District (as well as National Register District). Our committee acted as a precursor to presenting to the respective city departments and focused on details such as building massing, materials, traffic interaction, accessibility, and sustainability.

While a student in the Historic Preservation program at Roger Williams University, my interest in historic districts was the subject of my undergrad thesis, where I analyzed the protections of various types of historic districts: local historic, National Register, National Landmark, and design districts. In short, local historic districts provide the strongest type of protection, primarily because it is resident-driven and not one that is simply passed through on the state or national level. Local historic districts are also the most flexible as the residents and local government set the regulations.

I see incredible potential in Fall River. The local historic district is very limited, focusing on about 40 structures. The district should be expanded and new districts created in other neighborhoods. It is a difficult subject to broach with a property owner, concerned that such a committee may regulate trivial items such as paint color, or garden ornaments (both common misconceptions), and that placing an historic designation on a property might raise property values and/or taxes. This can be seen as a roadblock to expanding the historic districts. The city has other areas where such a designation can be useful – the historic tenements in the South End, the historic downtown corridor along North and South Main Streets, the Lower Highlands, and the neighborhoods around Ruggles, North, and Kennedy Parks. By creating new historic districts and expanding the current Highlands Historic District, more protection

4a

can be instilled on the city – preventing insensitive development and designs from marring the current historic fabric. In a city steeped in history, with a fantastic inventory of historic structures, there should be more protection to keep what is standing from being lost.

In close, I look forward to the opportunities with the Historic District Commission and will welcome the opportunity to discuss my candidacy with fellow councilors.

Best,

Jason R. Bouchard

46

RECEIVED

2019 APR 18 A 10:18

Alfred J. Lima
488 Hood Street
Fall River, Massachusetts 02720
(508) 496-7287
Email: ajlima@comcast.net

CITY CLERK _____
FALL RIVER, MA

Cliff Ponte, President
City Council
City of Fall River
One Government Center
Fall River, MA 02722

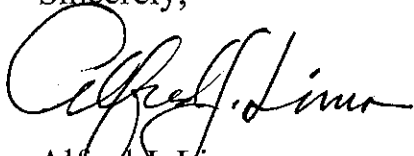
Dear Mr. Ponte:

I understand that a position within the Fall River Community Preservation Committee will soon be vacated. Since this position is to be filled by the City Council, I would like to request that I be considered as the person to represent the City Council on the Committee.

As my resume shows, my profession as a city planner in many cities and in private practice would prove invaluable in the position. I have also been involved with the Community Preservation Act from the very beginning in the city. Therefore, I hope that my responsibilities on the Community Preservation Committee would be helpful to the implementation of the Act. It is a position that I will take very seriously.

Thank you for considering me for this position.

Sincerely,



Alfred J. Lima

Cc: Fall River City Clerk
James Souza, Chairman, Fall River Community Preservation Committee

RESUME

4b
RECEIVED

2019 APR 18 A 10:18

CITY CLERK _____
FALL RIVER, MA

Alfred J. Lima
488 Hood Street
Fall River, Massachusetts 02720
(508) 496-7287
Email: ajlima@comcast.net

EDUCATION

B.S. in Landscape Architecture,
University of Massachusetts.

M.C.P. in City Planning, 1971
University of Pennsylvania.

Ed. M. in Education, 1972
Harvard University.

Experience in Retirement: January 2006 to the present.

In retirement, I have continued to use my professional skills in city planning and landscape architecture. This has included preparing 14 Vision plans for various sites in the southeastern Massachusetts area. For many of these plans, some have been implemented, including in Fall River, the Quequechan River Rail Trail, Highland Park, and Fr. Travassos Park.

Also in retirement, I was a leader in the creation of the Community Preservation Act in Fall River, including leading a campaign that resulted in all of the precincts in the city voting in favor of the act.

Also in retirement, I have published three books, one on the Quequechan River, called A River and Its City, the influence of the Quequechan River on the development of Fall River, Massachusetts; also America's Voices: An Oral History of Fall River, Massachusetts, From 1900 to 1950; and Preserving Community Character: A Citizen's Guide to Saving Place and Halting Urban Sprawl.

PROFESSIONAL EXPERIENCE

Director of Planning and Community Development
City of Marlborough, Massachusetts
April, 1999 to December 2005

4b

Alfred J. Lima, Consulting Planner
December 1997 to March 1999

Director of Planning and Land Management
Town of Concord, Massachusetts
November, 1990 to November, 1997

City Planning Director
City of New Bedford, Massachusetts
June, 1988 to November, 1990

Director of Planning and Growth Management
Town of Franklin, Massachusetts
September, 1985 to June, 1988

President,
Alfred J. Lima and Associates
Environmental and Community Planners
Cambridge, Massachusetts
April, 1975 to September, 1985

Landscape Architect and Project Planner
Metcalf and Eddy, Engineers and Planners
Boston, Massachusetts
October, 1972 to March, 1975

Educational Planner
Hill, Miller, Friedlander and Hollander
Architects and Educational Planners
Cambridge, Massachusetts
November, 1971 to September, 1972

Urban Designer and Landscape Architect
Harbeson, Hough, Livingston and Larson, Architects
Philadelphia, Pennsylvania
January, 1970 to September, 1971

Senior Planner
Planning Department, City of Lawrence, Massachusetts
1969-1971

4b

Junior Planner
Planning Department, City of Fall River, Massachusetts
1963-1969

Alexander Silva

4C

Fall River, MA | 774-301-9668 | Xandersilvz@gmail.com

Experience

Digital Communications Specialist | St. George's School | Newport, RI | January 2018 - Present

- Campus reporter for St. George's Boarding and Day School. Duties include development of content for website, social media, and school publications

Editor/Multimedia Journalist | Gatehouse Media | Concord, MA | November 2014 – December 2017

- Primary reporter for the Westford Eagle and Littleton Independent newspapers responsible for at least 10 fully developed pieces of content per week
- Research, report, and conduct interviews for diverse topics in weekly soft news, hard news
- Extensive social media engagement and outreach leading to a dramatic increase in audience growth
- New England Newspaper and Press Association award winner – Category: Science and Technology reporting

Ghost Writer | Braffon | Boston, MA | February 2014 – November 2014

- Executed content creation marketing strategies for a variety of clients

Internship | Fall River Herald News | Fall River, MA | May – August 2013

- Correspondent to the Fall River newspaper, given numerous assignments to write with various deadlines

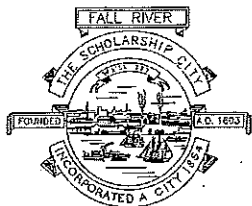
Education

High School Diploma – B.M.C. Durfee High School | Class of 2008

B.A. in English - Writing, Rhetoric, & Communication | 2008 - 2012 University of Massachusetts Dartmouth

Volunteerism

- Preservation Society of Fall River, Board of Directors - Clerk | 2018 - Present
- AHA Fall River/Creative Arts Network | Steering Committee | 2014 - 2017
- Fall River Alliance | 2014 - 2017



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

RECEIVED

Jasiel F. Correia II
Mayor

2019 MAY -2 P 12:38
LAURA FERREIRA
Parking Clerk

CITY CLERK
FALL RIVER, MA

April 30, 2019

The Honorable City Council
City of Fall River
One Government Center
Fall River, MA 02722

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, April 27, 2019 the following request was heard and approved by the Traffic Commission.

That Chapter 70 of Revised Ordinances be amended in the following Section:

Article: 70
Section: 387 **Handicapped Parking**

By striking out in proper alphabetical order the following.

STRIKE OUT

Name of Street	Side	Location
Slade Street	North	Starting at a point 40 feet west of Bush Street, for a distance of 20 feet westerly.

Very truly yours,

Laura Ferreira
Parking Clerk



City of Fall River Massachusetts

Department of Community Maintenance

CEMETERIES • MUNICIPAL BUILDINGS • ENGINEERING • SANITATION •
PARKS • STREETS & HIGHWAYS • TRAFFIC & PARKING • VEHICLES

Engineering Division


RECEIVED

2019 MAY 22 P 4: 52

JASIEL F. CORREIA II
Mayor

JOHN A. PERRY JR.
Director

J R FREY, P.E.
City Engineer

To: Fall River City Council
From: J R Frey, P.E., City Engineer 
Date: May 13, 2019
Subject: Street Opening Request for Pavement Less Than Five Years Old

The Engineering Division has received a request for a road opening to water and sewer services at Lot T-06-51, with frontage on Harvard St. Harvard St. between Crescent St. and Robeson St. was paved in 2017. The improvements are two years old.

The property owner is proposing to construct a duplex with individual sewer and water services. Recently, Liberty Utilities opened three emergency trenches at the intersection of Stowe St. and Harvard St., in proximity to the property in question. Engineering instructed Liberty Utilities to delay completion of their trench repair pending a decision on this application by the City Council.

The Engineering Division recommends approval of the request to install two sewer and two water services for the property at T-06-51 subject to the following conditions for pavement restoration in streets less than five years old:

- 1) All work shall meet or exceed the "Standards Employed by the Public Utility Operators When Restoring Municipal Streets" (the Standards) as published by the Commonwealth of Massachusetts Division of Telecommunications and Industry and with the requirements of the Fall River City Council;
- 2) All excavated material shall be removed from the site and appropriately disposed of;
- 3) Backfill shall consist of Controlled Density Fill (CDF) in conformance with City Ordinance;
- 4) Binder material meeting Superpave 12.5mm MassDOT specification shall be placed in two (2) lifts of two and one-half inches (2.5") compacted depth for a total depth of five-inches (5") compacted, with tack applied along the edges, the subgrade, and between lifts;
- 5) A settlement period of six (6) weeks shall occur, and within three (3) months of the conclusion of the settlement period, but in any case prior to November 1, 2019, a paving contractor shall return to complete the final repair;

6

- 6) The limits of the final repair will be reviewed and marked in the field by the Engineering Division, with representatives from Liberty Utilities and the property owner, and will extend a minimum of four-feet (4') beyond the temporary patches installed by Liberty Utilities and the water and sewer services to the property;
- 7) The final repair shall be prepared by milling the pavement to a minimum depth of one and one-half inches (1 ½");
- 8) Tack shall be applied to the entire exposed surface and a surface course meeting the Superpave 9.5mm MassDOT specification shall be placed with a minimum compacted thickness of one and one-half inches (1 ½");
- 9) The surface shall be compacted using a steel drum roller, resulting in a smooth, tight, pavement surface which matches the grade of the existing pavement;
- 10) The repaired area shall be allowed to cool to 175 degrees F before opening to traffic.

Prior to opening the street, the applicant shall provide to the City Engineer a copy of the contract for any subcontractor providing work covered by this application. A minimum of 24-hours in advance of excavation, the contractor must call the Engineering Division at 508-324-2512 to request inspection services. Material specifications shall be provided to the City Engineer for all materials brought to the site for use as backfill, base course, and surface course.

City of Fall River, *In City Council*

7

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

That Chapter 70 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to traffic be amended as follows:

By striking out in Section 70-387, which section relates to handicapped parking the following:

Name of Street	Side	Location
Ballard Street	North	Starting at a point 175 feet west of Oregon Street, for a distance of 25 feet westerly
Bowen Street	West	Starting at a point 126 feet north of Morse Place, for a distance of 20 feet northerly
Oliver Street	North	Starting at a point 402 feet west of Broadway, for a distance of 20 feet westerly

CITY OF FALL RIVER
IN CITY COUNCIL

MAY 14 2019

Passed through first reading

City of Fall River, In City Council

8

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

Section 1.

That Chapter 10 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Building Standards be amended as follows:

By striking out in Sections 10-97 and 10-98, which sections relate to registration fees; lien for failure to pay and billing statement, respectively, "November 15" and inserting in place thereof "July 1"; by striking out "calendar year" and inserting in place thereof "fiscal year"; and by striking out "October 15" and inserting in place thereof "June 1".

Section 2.

That Chapter 42 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Housing be amended as follows:

By striking out in Section 42-1, subsection C (2) "calendar year" and inserting in place thereof "fiscal year".

CITY OF FALL RIVER
IN CITY COUNCIL

FEB - 5 2019

*Referred to the
Committee on Ordinances
and Legislation*

CITY OF FALL RIVER
IN CITY COUNCIL

MAY 14 2019

*Passed through first
reading*

City of Fall River, *In City Council*

(Councilor Bradford L. Kilby)

9

WHEREAS, Home Depot has invested millions of dollars in veteran related causes, and

WHEREAS, Fall River, Massachusetts Veterans have created a mobile-model of the Tomb of the Unknown Soldier, and

WHEREAS, this mobile-model of the Tomb of the Unknown Soldier has garnered very significant positive publicity wherever it has participated in patriotic parades, and

WHEREAS, the creators of the mobile-model of the Tomb of the Unknown Soldier are in need of financial and in-kind donations, as well as support with transportation to parades for this model, now therefore

BE IT RESOLVED, that the City Council of Fall River Massachusetts proudly asks the Home Depot Corporation to support the most sacred of veterans' causes, honoring those who gave their all, Fall River's mobile-model of the Tomb of the Unknown Soldier.



13

RECEIVED

City of Fall River
Notice of Claim

2019 MAY 10 A 11:03

CITY CLERK
FALL RIVER, MA

1. Claimant's name: Sean Wheelock
2. Claimant's complete address: 1225 Dwelly St - Fall River
3. Telephone number: Home: _____ Work: 5086785410
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
BROKEN valve when water dept changed meter
5. Date and time of accident: 5/3/19 Amount of damages claimed: \$ 443.00
6. Exact location of the incident: (include as much detail as possible):
1225 Dwelly St FR Coin Car Wash
7. Circumstances of the incident: (attach additional pages if necessary):
city changed meter shut valve before meter Then shut
Backflow valve Tighten To much broke valve in off position
Had To call Plumber cost 443.00 To fix
(Plumber said he didn't have To Touch BACKflow valve.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 5-10-19

Claimant's signature: John Deft

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

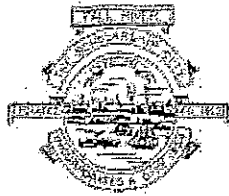
Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☒ City Administrator ☒ water

Date: 5/10/19



13

RECEIVED

2019 MAY 14 A 11: 10

19-59

CITY CLERK
FALL RIVER, MA

City of Fall River
Notice of Claim

1. Claimant's name: Carolyn A. Dural
2. Claimant's complete address: 150 No. Main St. Apt. 102 Fall River, MA 02720
3. Telephone number: Home: 508-675-3791 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
I fell in a hole in the crosswalk on Elm St. Fall River, MA
5. Date and time of accident: 4/24/19 9¹⁵ AM Amount of damages claimed: \$ 5000 +
6. Exact location of the incident: (include as much detail as possible):
Crosswalk on Elm St. Fall River, MA
7. Circumstances of the incident: (attach additional pages if necessary):
Walking across Elm St in crosswalk, fell in hole, fracturing right ankle, chipping tooth & injuring neck
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 5/13/19

Claimant's signature: Carolyn A. Dural

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

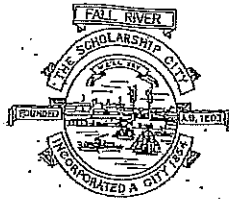
You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☐ City Council ☐ City Administrator

Engineering

Date: 5/14/19



13

RECEIVED

City of Fall River
Notice of Claim

2019 MAY 16 A 10:50

19-60

1. Claimant's name: Riverside Auto Sales Inc. CITY CLERK FALL RIVER, MA
2. Claimant's complete address: 1771 GAR Hwy Somerset MA 02226
3. Telephone number: Home: 5086742847 Work: 5084151083
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Asphalt /tar from existing patch on road covered vehicle parked
5. Date and time of accident: May 5th Amount of damages claimed: \$ 250⁰⁰
6. Exact location of the incident: (include as much detail as possible):
Auto Accent 1741 Stafford Rd Fall River ma. 02721
7. Circumstances of the incident: (attach additional pages if necessary):
There is work being done at the address listed above.
We have a vehicle there for an interior cleaning.
Vehicle became covered in tar from said patch/road
work.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge:

Date: 5-8-19

Claimant's signature: [Signature]

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☒ City Administrator ☒ DCM

Date: 5/16/19



City of Fall River
Notice of Claim

13
RECEIVED

2019 MAY 16 P 2:18

CITY CLERK #19-61
FALL RIVER, MA

1. Claimant's name: Tony Rodrigues
2. Claimant's complete address: 161 Highland Ave. Fall River, MA 02720-5207
3. Telephone number: Home: (508) 558-7680 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Auto accident
5. Date and time of accident: 4/24/19 10:00 Amount of damages claimed: \$ _____
6. Exact location of the incident: (include as much detail as possible):
Our Lady of Light in Fall River, Massachusetts
7. Circumstances of the incident: (attach additional pages if necessary):
Fire department was inspecting alarms at his place of business. While the truck was backing out of the parking lot, they hit our insured, Tony's, vehicle.
Your vehicle: 2016 Chevy Tahoe, plate # MFA425
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☒ Yes ☐ No 660636
Allstate Insurance Company PO Box ~~660636~~, DALLAS, TX 75266

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 5/15/2019

Claimant's signature: Amber Lepak

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator ☒ File

Date: 5/16/19

Allstate's Claim: 0543429260

COMMITTEE ON FINANCE

MEETING: Thursday, April 11, 2019 at 6:00 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Steven A. Camara,
Bradford L. Kilby, Pam Laliberte-Lebeau, Stephen R. Long,
Leo O. Pelletier and Derek R. Viveiros

ABSENT: None

IN ATTENDANCE: Cathy Ann Viveiros, City Administrator
Mary Sahady, Director of Financial Services
Michael P. Dion, Executive Director, CFO
Community Development Agency
Chris Gallagher, Director of Facilities Maintenance

The chair called the meeting to order at 8:45 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Councilors Bradford L. Kilby and Pam Laliberte-Lebeau arrived at 8:46 p.m.

In accordance with a resolution adopted, as amended May 8, 2012, allowing persons to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance, the following persons spoke on the subjects listed:

Citizens' Input Time – Before Discussion of Financial Matters:

Grace S. Gerling, Executive Director, Greater Fall River Re-Creation, 45 Rock Street – CDA
(letter read by Council President Cliff Ponte and attached hereto and made a part of these minutes)

John D. Lynch, 612 South Main Street – CDA

Donna Angel, 50 Notre Dame Street – CDA

Bill Perkins, People, Inc., 4 South Main Street – CDA

2. Discussion with CDA representatives re: Five Year Annual Action Plan
Council President Cliff Ponte, Councilor Steven A. Camara and Councilor Pam Laliberte-Lebeau stated that they will be abstaining from the discussion on this item. Michael P. Dion, Executive Director and CFO of the Community Development Agency stated that this is the final year of the 5 Year Annual Action Plan. He then requested that residents contact their senators and congressman regarding the possibility of this program being eliminated by President Donald Trump. He also stated that through Section 108, the City will be able to replace a Fire Department Pumper Truck.

Councilor Shawn E. Cadime asked how many store front rehabs have taken place. Michael P. Dion stated approximately six. Councilor Shawn E. Cadime then asked if there were funds included for Monica Sousa from the Mayor's Office. Michael P. Dion stated that there are contracts with the Mayor's Office, the Park Department and the Council on Aging. Councilor Shawn E. Cadime then asked what services were being performed by Monica Sousa. Michael P. Dion stated that she is working on the environmental programs and verifying that the applicants for the store front rehabs are compliant. He also stated that all properties need to be checked for historical information and flood plains, which Ms. Sousa has been performing.

3. Resolution – Discussion with Administration and Director of Community Maintenance re: Appropriation of \$375,050 from FY 2019 or Reserve Account to Facilities Maintenance

Councilor Leo O. Pelletier asked the City Administrator if there would be a problem using Community Preservation Funds to repair the library roof. The City Administrator stated she believes this would be a good use of these funds. Councilor Leo O. Pelletier asked the Director of Facilities Maintenance what is the status of repairing the library roof historically. The Director of Facilities Maintenance stated that he has contacted the Secretary of the Interior and he was told that if it is not seen from ground level, it is not concerning to them. Councilor Leo O. Pelletier then asked if Mr. Dias was no longer a member of the Community Preservation Committee. The City Administrator stated that Mr. Dias tendered his resignation. Councilor Leo O. Pelletier then asked if an architect needs to be paid from this requested \$375,050.00 appropriation. The Director of Facilities Maintenance stated that is correct. Councilor Leo O. Pelletier then stated that he is worried that if we take the funds from the CPC, then the repairs will need to be completed historically correct, which will cost considerably more. Councilor Steven A. Camara stated that he agrees with Councilor Pelletier, but the Administration is still supporting this funding of the project and the vote of the Community Preservation Committee was unanimous and the vote of the City Council Committee on Public Works and Transportation was also unanimous. Councilor Joseph D. Camara stated that this roof needs to be replaced as soon as possible, as the leaks are causing considerable interior damage to the building. On a motion made by Councilor Steven A. Camara and seconded by Councilor Joseph D. Camara, it was unanimously voted to recommend the resolution be granted leave to withdraw.

Citizens' Input Time – After Discussion of Financial Matters:
None

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adjourn at 9:23 p.m.

List of documents and other exhibits used during the meeting:
Agenda packet (attached)
DVD of meeting
Letter from Greater Fall River Re-Creation

Clement A. Taylor
Clerk of Committees



GREATER FALL RIVER RE- CREATION

Grace S. Gerling
Executive Director

Gregory F. O'Donnell
President

April 11, 2019

Fall River City Council
One Government Center
Fall River, MA 02722

Dear Members of the City Council,

On behalf of Greater Fall River re-Creation Committee Inc., board of directors, I am writing to express my support for Community Development Agency's (CDA) Five Year Annual Action Plan. Greater Fall River RE-CREATION is a non-profit recreation/prevention based organization whose mission is to provide recreational, educational and developmental programs and services to residents of all ages with an emphasis on socioeconomically at-risk youth. The support of Community Development Block Grant (CDBG) funds allowed us to provide recreational direct services to 1,568 individuals last fiscal year and over 30,000 individuals through special events. Our agency is grateful for the support that we have received from CDA, which has allowed us to provide affordable programs and free events to the City of Fall River for over 44 years.

We continue to recognize the great demand for affordable programming. Approximately 90 % of our participants meet HUD's income guidelines for extremely low-income families. Thanks to CDBG funding we are also able to provide scholarships and discounts to HUD eligible families and give them the opportunity to participate in programs that they may not otherwise be able to afford.

CDBG funds also improve Fall River neighborhoods with new sidewalks, playground equipment, park improvements and much more. These improvements directly effect our Summer Lunch in the Park program, which serves over 45,000 lunches to youth in need. I respectfully ask that you support CDA's Five Year Annual Action Plan.

Sincerely,

Grace S. Gerling
Grace S. Gerling,
Executive Director

Web: www.gfircc.org

Email: gfirec@gfircc.org

45 Rock Street ♦ Fall River, Massachusetts 02720 ♦ Phone: 508-679-0922 ♦ Fax: 508-674-6009

JOINT MEETING OF THE CITY COUNCIL AND SCHOOL COMMITTEE

MEETING: Thursday, April 11, 2019 at 5:30 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Steven A. Camara,
Bradford L. Kilby, Pam Laliberte-Lebeau, Stephen R. Long, Leo O. Pelletier
and Derek R. Viveiros

ABSENT: None

IN ATTENDANCE: Mayor Jasiel F. Correia II
Cathy Ann Viveiros, City Administrator
Mary Sahady, Director of Financial Services
Kenneth C. Pacheco, Chief Operating Officer, School Department
Matthew H. Malone, Ph.D., Superintendent of Schools
Kevin Almeida, Chief Financial Officer, School Department
Chief John D. Lynch, Fall River Fire Department

President Cliff Ponte called the meeting to order at 5:37 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

A roll call was taken of the School Committee Members:

PRESENT: Mayor Jasiel F. Correia II, Kevin Aguiar, Paul Coogan, Mark Costa,
Joshua E. Hetzler, Thomas Khoury

ABSENT: School Committee Member Joseph Martins

Agenda:

1. Citizen Input

Sara Riley, 1679 Copicut Road – School Transportation

2. Review of the Fiscal and Financial condition of the City, Revenue and Expense Forecasts, and other relevant information in preparation for the Fiscal Year 2020 Budget.

The Director of Financial Services stated that this is the first meeting of this type under the new Charter. She then stated that the Fiscal Year 2020 Budget will be just under \$300 million dollars, which is an approximate 4% increase. She then provided a brief overview as follows:

- Parking Garages will now be a revenue source
- Police and Fire Departments received SAFER Grants
- Net School Spending will be 101%
- Increased meal taxes with new restaurants opening
- Marijuana Host Fees
- School Department is requesting \$8.8 million dollars more than Fiscal Year 2019
- Included in the School Department Budget is an additional 65 positions
- School Transportation costs could increase by 35%

Councilor Steven A. Camara asked the Director of Financial Services for some exact numbers that will be reflected in the percentages. The Director of Financial Services stated that these numbers are still being built.

Councilor Leo O. Pelletier asked why school transportation is increasing by 35%. The Superintendent of Schools stated that the bids came back higher than expected, approximately \$2.6 million dollars higher. Councilor Leo O. Pelletier then stated that this should be sent out to bid again. The Superintendent of Schools stated that they are currently negotiating to have this bid lowered. The Chief Operating Officer stated that all bids came back higher than expected. Mayor Jasiel F. Correia II stated that there are new requirements that have caused significant increases, such as having three cameras on each bus. The Mayor then stated that the City may want to purchase some buses down the road. Councilor Leo O. Pelletier stated that if this would save the City money, he would agree with it.

Council President Cliff Ponte asked the Chief Operating Officer if the School Department had hired a consultant to lower costs. The Chief Operating Officer stated that a consultant was hired to work on transportation costs. He then stated that the City also requested that no buses be over ten years old and has a GPS installed on each bus. He then went on to state the 16 ½% of the increase is due to items beyond our control and these items are as follows:

- Wage and state benefit mandated increases
- Paid sick leave for part-time employees
- Mandatory leave with pay
- Mass Health state mandate
- Liability insurance cost increases
- Minimum wage increases
- Retain and recruit qualified drivers and monitors

The Chief Operating Officer then stated that he is working with the bus companies to hopefully reduce some of the increases. The City Administrator stated that transportation is an educational expense that is not part of net school spending and must be paid for by the citizens of Fall River. The Superintendent of Schools stated that the State of Massachusetts funds 80.22% of the education costs in Fall River.

Councilor Shawn E. Cadime asked why the debt exclusion for the new B.M.C. Durfee High School is listed in the budget. He then stated that he recalls being told that the debt exclusion would not be needed until Fiscal Year 2023. He then asked the Director of Financial Services how much revenue was the purple bag program generating. The Director of Financial Services stated approximately \$2 million dollars.

Councilor Shawn E. Cadime then stated that he is concerned that the City of Fall River is adding more employees with SAFER Grant funds. He then stated that we need to have a plan to maintain these employees when the grants end. He then asked the Fire Chief if the City is meeting the national requirements for manpower. Chief John D. Lynch stated that his goal is 200 firefighters and with this current SAFER Grant, the Fire Department will consist of 195 firefighters. The Fire Chief then stated that there are only five firefighters being paid with the SAFER Grant and these

positions will be paid by the EMS Enterprise Fund, if needed. Councilor Shawn E. Cadime stated that when there is a recession, the City of Fall River loses an extreme amount of money. He then stated that approximately 20 communities are below 100% of net school spending. The Superintendent of Schools stated that we need to determine the true cost of educating a second language learner from Puerto Rico or Haiti. He then stated that the true cost of educating these students is greater than the funds we are receiving from the state. Councilor Shawn E. Cadime then asked the Superintendent of Schools if the School Department has all the funds they need. The Superintendent of Schools then stated that if they receive the amount requested by the School Committee, they will be able to do good work for the students. Councilor Shawn E. Cadime then stated that he would recommend going out to bid again for the bus transportation and requested an amount just for the bus transportation and then request separate figures for the cameras, GPS and any other additional requests, so that it is possible to determine how much these additional requests are costing.

Councilor Steven A. Camara asked the Superintendent of Schools how much the School Committee has approved for the Fiscal Year 2020 School Department Budget. The Superintendent of Schools stated that the total amount for 101% of net school spending is \$160,662,706.00. He then stated that 80.48% of this budget is funded by the state.

Councilor Pam Laliberte-Lebeau asked the Fire Chief if 200 firefighters was his goal. She then asked if his ultimate goal was 216. The Fire Chief stated that it is his long range goal and then stated that even though some of the men are assigned to the Emergency Medical Squad, when there is a fire everyone becomes a firefighter at the scene. Councilor Pam Laliberte-Lebeau then asked why the City will be implementing the debt exclusion in 2020 and not in 2023 as was stated in the discussions regarding the construction of the new B.M.C. Durfee High School. The Director of Financial Services stated that at that time there was no indication that the transportation budget was going to increase over \$2 million dollars. Council President Cliff Ponte then stated that if the Fiscal Year 2020 Budget is going to include the debt exclusion, this budget could be very challenging for this City Council. Councilor Pam Laliberte-Lebeau then asked the Chief Operating Officer for the School Department why some students are picked up 90 minutes prior to the starting time for school. The Chief Operating Officer stated that there are some residents that live up near the reservation that have a long commute and the bus needs to pick up other students for a different school that starts earlier, which makes a longer commute for some students. He then stated that these problems are being worked on and hopefully with a few buses being operated in house and not through private vendors will help decrease these times. Councilor Pam Laliberte-Lebeau then asked if all the buses are currently equipped with GPS units. The Chief Operating Officer stated that they do not currently have GPS units.

At 8:05 p.m. Council President Cliff Ponte turned the meeting over to the School Committee for their questions. School Committee Member Paul Coogan stated that he was an advocate for the new B.M.C. Durfee High School and he promoted this and stated to everyone that this debt exclusion would not begin until 2023. He then stated that he would hope that the Mayor would hold a press conference to notify the residents that this will begin three years early. Mayor Jasiel F. Correia II stated that at this point in the budget process this is only a place holder, as the numbers are not yet final and no final decisions have been made.

School Committee Member Kevin Aguiar stated that he would like to see all the transportation bids be thrown out and have a new bid process for transportation. He then stated that the increase between last year and this year is a 33% increase which is just unacceptable. He then stated that a consultant was hired to save money and this consultant has cost the City more money, not less. School Committee Member Thomas Khoury stated that he is in favor of the proposed budget, but he cannot agree with the increases in the transportation cost increases. He then stated that he agrees with Councilor Leo O. Pelletier that the transportation bids need to be thrown out and rebid. Councilor Leo O. Pelletier then asked what the process would be to have this rebid. Council

President Cliff Ponte stated that this is in the control of the School Committee and not the City Council. Councilor Leo O. Pelletier then asked the Chief Operating Officer, what would be the time frame to have transportation rebid. The Chief Operating Officer stated that it is a 60 day process and went on to state that he is a firm believer that the bids would come in higher if this was done. He also stated that it may take 16 weeks to receive a bus after it is ordered, so if we send the transportation contract out to be rebid that will take 60 days and then once a company is chosen it may take another 16 weeks to receive the necessary buses. Councilor Joseph D. Camara asked how much the increases are. The Chief Operating Officer stated that 16% of the cost increase is uncontrollable. The cameras that the City has requested are costing approximately \$2,900.00 per bus.

Councilor Shawn E Cadime stated that it may be advantageous to request a one year bid for now and then request a five year bid to allow the companies more time to try to present lower bids. Councilor Stephen R. Long asked how many companies are included in the expiring contracts. The Chief Operating Officer stated that there are five large contracts and two small contracts. Councilor Stephen R. Long then asked how many companies are involved in the new bids that were just received. The Chief Operating Officer stated one less company will be involved. Councilor Stephen R. Long then asked how much a new school bus costs. The Chief Operating Officer stated that the large buses cost approximately \$88,000.00 each. Councilor Steven A. Camara stated that we should allow the School Committee to address the transportation issues as they deem appropriate and the City Council should stay in their lane, as Corporation Counsel Macy would say. School Committee Member Joshua Hetzler stated that these transportation bids that the City received are comparable with similar districts and the additional requirements that were added is for the safety of the children and he feels that is the most important factor.

On a motion made School Committee Member Mark Costa and seconded by School Committee Member Paul Coogan, it was voted 6 yeas to adjourn at 8:39 p.m., with School Committee Member Joseph Martins absent and not voting.

On a motion made by Councilor Stephen R. Long and seconded by Councilor Steven A. Camara, it was unanimously voted to adjourn at 8:39 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

PowerPoint presentation, as corrected

A true copy. Attest:

Alison M Bouchard

City Clerk

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, April 23, 2019 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Steven A. Camara,
Bradford L. Kilby, Pam Laliberte-Lebeau, Stephen R. Long,
Leo O. Pelletier and Derek R. Viveiros

ABSENT: None

IN ATTENDANCE: None

President Cliff Ponte called the meeting to order at 7:55 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor and order appropriating \$1,000,000 from General Fund Insurance Appropriation to General Fund School Appropriation
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the transfer.
2. Mayor requesting confirmation of appointment of Robert Kerr to Library Trustees
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to confirm the appointment.
3. Mayor and proposed ordinance re: approval process for park projects
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.
4. Mayor and loan order of \$7,426,775 for repairs to Samuel Watson Elementary School
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted that the loan order be authorized to be published and referred to the Committee on Finance. Councilor Shawn E. Cadime requested a presentation be made by the School Department outlining the repairs and necessary ADA compliance requirements. Councilor Stephen R. Long asked Council President Cliff Ponte what the procedure is for the reconsideration of an item. Council President Cliff Ponte stated that in his opinion, if someone wants to make a motion to reconsider an item it needs to occur during that same meeting that the vote took place before the meeting is adjourned.

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS

Committee on Finance recommending:

Grant leave to withdraw:

5. Resolution - \$375,050 funding for Fall River Public library roof replacement
On a motion made by Councilor Steven A. Camara and seconded by Councilor Stephen R. Long, it was unanimously voted that the resolution be granted leave to withdraw.

ORDINANCES – None

RESOLUTIONS – None

CITATIONS

6. Robert Antonio Pais – attaining the rank of Eagle Scout
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the citation.

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

7. City Council meeting date changes
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.

8. Police Chief's report on licenses:

Taxicab Drivers:

Marquis Afonso Marwame Elberhmi

Second Hand License Renewals:

Pacheco's Furniture located at 255 South Main Street
Aaron Tetrault d/b/a Spindle City Pawnbrokers, Inc. located at 1435 Pleasant Street
Michael W. West d/b/a A1 Antiques & Used Furniture located at 1091 Plymouth Avenue
Aaron Tetrault d/b/a Spindle City Pawnbrokers located at 364 South Main Street
Aaron Tetrault d/b/a Fall River Pawnbrokers, Inc. located at 1475 South Main Street
Alan Confoey d/b/a Alan's Jewelry located at 1661 South Main Street
Melissa Resendes d/b/a Melissa's New To You located at 2577 South Main Street

Pawnbroker Renewals:

Aaron Tetrault d/b/a Spindle City Pawnbrokers, Inc. located at 1435 Pleasant Street
Aaron Tetrault d/b/a Spindle City Pawnbrokers located at 364 South Main Street
Aaron Tetrault d/b/a Fall River Pawnbrokers, Inc. located at 1475 South Main Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the order.

9. Auto Repair Shop License Renewal:

Michael Carvalho d/b/a County Street Collision and Customizing located at 958 County St.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.

COMMUNICATIONS – INVITATIONS – PETITIONS

10. Claims

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to refer the claims to Corporation Counsel.

11. Structure On or Over a Public Way – 30' long banner for the Day of Portugal on South Main Street near Court House

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to approve the application.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to take items #12 through #16 together.

City Council Meeting Minutes:

12. Regular Meeting of the City Council – March 5, 2019

13. Committee on Finance – March 5, 2019

14. Public Hearings – April 11, 2019

15. City resident requesting cap on the number of tobacco licenses

16. City resident requesting cap on the number of marijuana licenses

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to approve items #12 through #14 and accept and place on file items #15 and #16.

BULLETINS – NEWSLETTERS – NOTICES – None**ITEMS FILED AFTER THE AGENDA WAS PREPARED:**

CITY COUNCIL MEETING DATE: April 23, 2019

COMMITTEE REPORTSCommittee on Finance recommending:Adopt:

5a. Order – Intermunicipal Agreement for Wastewater Treatment Services with Town of Westport

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.

Approved, April 25, 2019, Mayor Jasiel F. Correia II

ORDINANCES

5b. Zoning Change – Kennels

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

5c. Zoning Change – Wind Energy Corridor

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

COMMUNICATIONS – INVITATIONS – PETITIONS

17. City resident regarding SRTA bus service to Boston Hospitals

On a motion made by Councilor Steven A. Camara and seconded by Councilor Bradford L. Kilby, it was unanimously voted to refer the communication to the Committee on Public Works and Transportation.

18. Structure On or Over a Public Way – Eight 2'x4' tables with two chairs each with an umbrella on each table on the sidewalk located at 195 and 201 South Main Street

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Stephen R. Long, it was unanimously voted to approve the application.

19. City resident requesting clarification regarding marijuana accessories

On a motion made by Councilor Stephen R. Long and seconded by Councilor Leo O. Pelletier, it was unanimously voted to refer the communication to Corporation Counsel.

CITATIONS

- 6a. Kyle Neves – Leadership and commitment at B.M.C. Durfee High School and to the City of Fall River - "I am Fall River" logo

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the citation.

- 6b. Jacob Roussel – Leadership and commitment at B.M.C. Durfee High School and to the City of Fall River - "I am Fall River" logo

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the citation.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adjourn at 8:09 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk