

City of Fall River Massachusetts

Office of the City Clerk

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2020 FEB -7 P 2:11

CITY CLERK _____
FALL RIVER, MA

MEETINGS SCHEDULED **CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER**

ALISON M. BOUCHARD

CITY CLERK

MONDAY FEBRUARY 10, 2020

5:15 P.M. COMMITTEE ON REGULATIONS

INÊS LEITE

ASSISTANT CITY CLERK

TUESDAY, FEBRUARY 11, 2020

AGENDA

6:00 P.M. COMMITTEE ON FINANCE

1. Citizen Input
2. *Loan order – \$2,100,000 for the purchase of snow removal equipment (referred 1-28-2020)
3. *Loan order – \$2,219,000 for street repair (referred 1-28-2020)

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 Five Year Capital Improvement Plan
2. *Mayor and Five Year Financial Forecast of City Revenues and Expenditures within the General Fund Operating Budget
3. *Mayor and order of premium in the amount of \$131,145 to pay costs of improvements to Abbot Court Playground, Kennedy Park and Maplewood Park
4. *Mayor and proposed ordinance modification for EMT-Basic position
5. *Mayor and order regarding the employment agreement of the Director of Human Resources
6. *Mayor requesting confirmation of the following appointments:
 - a. Daniel D. Dupere to the Board of Appeals
 - b. Nancy L. Hinote to the Board of Assessors
 - c. Attorney Paul J. Machado to the Community Preservation Committee
 - d. Linda Pereira to the Tax Increment Financing Board
 - e. Dan Robillard to the Commission on Disability
7. *Mayor requesting confirmation of the following re-appointments:
 - a. John A. Brandt to the Community Preservation Committee
 - b. Carolyn Morrisette to the Board of Appeals
 - c. Kristin Cantara Oliveira to the Historical Commission
 - d. Kristin Cantara Oliveira to the Community Preservation Committee
 - e. Dennis Polselli to the Commission on Disability

PRIORITY COMMUNICATIONS

8. *Traffic Commission recommending amendments to traffic ordinances

COMMITTEE REPORTS – None

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

ORDINANCES

Second reading and enrollment:

9. *Proposed Ordinance – Traffic, Miscellaneous

RESOLUTIONS

10. *Committee on Human Services, Housing, Youth and Elder Affairs convene with the School Department Chief Financial Officer, Fall River Nursing Department Director and the Fall River Board of Health Physician to discuss stocking epinephrine to facilitate emergency treatment in Fall River schools
11. *Committee on Public Safety meet with property owner of 28 Quequechan Street, involved parties, and city departments to discuss various concerns at this location

CITATIONS

12. Brian Jordan – 50th birthday and continued service to Fall River School Department

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

13. Police Chief's report on licenses:
2020 Taxicab Drivers:
Lynn Mary Cabral Raymond Cabral Timothy Fonseca Joseph F. Paiva
14. Auto Repair Shop License Renewals:
Albert Piva d/b/a Piva's Auto Repair and Body Shop located at 151 Cove Street
Ziad ElKhoury, Jbiel, LLC d/b/a Rochefort Auto Repair located at 127 Eastern Avenue
Empire Hyundai, Inc., located at 428 Pleasant Street
Antonio F. Pinto, Pinto's Auto Repair and Sales, Inc., located at 2447 South Main Street
Ruben Oliveira d/b/a Auto Doc located at 65 Tower Street
Edward A. Cellemme d/b/a Cellemme and Son Auto Service located at 193 Oak Grove Avenue
15. Auto Body Shop License Renewals:
Albert Piva d/b/a Piva's Auto Repair and Body Shop located at 151 Cove Street
Paulo Medeiros d/b/a Paul's Auto Body and Sales located at 325 Oman Street

COMMUNICATIONS – INVITATIONS – PETITIONS

16. *Claims
17. *Open Meeting Law Complaint from Patrick Higgins re: January 14, 2020 City Council Meeting
18. *Open Meeting Law Complaint from Collin Dias re: January 10, 2020 alleged violation by City Council Committee on Health and Environmental Affairs
19. *Zoning Board of Appeals Minutes – October 17, 2019 Meeting
- City Council Meeting Minutes:
20. *Regular Meeting of the City Council and Organization of Government – January 6, 2020

BULLETINS – NEWSLETTERS – NOTICES

21. *Notice of filing, public hearing, and procedural conference from the Department of Public Utilities for Liberty Utilities petition to be heard on March 4, 2020


Assistant City Clerk

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

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: FEBRUARY 11, 2020

COMMITTEE REPORTS (to be acted upon if recommendations are received)

Committee on Regulations:

- 8a. Order – 64 Stevens Street, LLC, 31 Nelson Way, Mansfield, MA to store 48,000 gallons underground at 64 Stevens Street

Committee on Finance:

- 8b. Loan order – \$2,100,000 for the purchase of snow removal equipment
8c. Loan order – \$2,219,000 for street repair

RESOLUTIONS

- 11a. *Administration offer and pay for "Firefighter Cancer Screening Trial" through CancerDogs Inc.
11b. *City Council and Mayor send joint letter to State Delegation requesting swift action on state legislation regarding the purchase of creditable service for military service

(DEPARTMENTAL EQUIPMENT)

ORDERED: That the City appropriates the amount of Two Million One Hundred Thousand Dollars (\$2,100,000) for the purpose of purchasing the following departmental equipment including the payment of all cost incidental or related thereto:

Snow Removal Equipment – Streets & Highway Department

\$2,100,000

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44 Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor, Any premiums received by the City upon the sale of any bonds or notes approved by this vote, 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.

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 bond 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

JAN 28 2020

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

City of Fall River, *In City Council*

LOAN ORDER

(Street Repair)

FINANCE 3

ORDERED: That the City appropriates the amount of Two Million Two Hundred and Nineteen Thousand Dollars (\$2,219,000) to be used for the construction and/or improvement of City streets to supplement those provided for under the Commonwealth of Massachusetts M.G.L. Chapter 90 Program; or, to take any other action relative thereto.

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44 Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor, Any premiums received by the City upon the sale of any bonds or notes approved by this vote, 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 bond 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

JAN 28 2020

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



City of Fall River
Massachusetts
Office of the Mayor

Paul E. Coogan
Mayor

January 16, 2019

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

RE: 5-year Capital Improvement Plan

Honorable Council:

Pursuant to Article 6 of the City's Charter, I am submitting for your review and approval the 5-year Capital Improvement Plan (CIP) for our City. We have worked with the City Departments to assemble this document based on their current and future needs.

We are prepared to make a presentation in support of this CIP. Pursuant to the Charter the City Council is required to conduct a Public Hearing and adopt the Plan no later than March 1, 2020. We welcome your input and are happy to discuss the Plan with you.

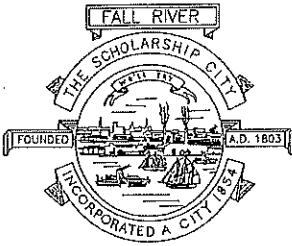
Sincerely,

Paul E. Coogan
Mayor

CITY CLERK
FALL RIVER, MA

2020 FEB -5 P 2:42

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

2

PAUL E. COOGAN
Mayor

February 5, 2020

Honorable Members of the City Council
One Government Center
Fall River, MA 02720

RECEIVED
2020 FEB -6 P 1:32
CITY CLERK
FALL RIVER, MA

RE: 5 Year Financial Forecast

Honorable Council:

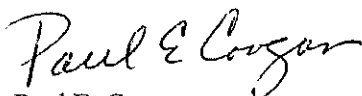
Pursuant to Article 6-9 of the City Charter, I am submitting a 5 Year Financial Forecast of City Revenues and Expenditures within the General Fund Operating Budget. The Forecast is based upon revenue sources which can be reasonable anticipated as well as the expenses for services that we currently provide within our City and School Departments.

As this is the start of the Fiscal 2021 Budget process, we have begun the process of working with our department managers to estimate revenues and expenses. The Governor has recently released his budget and the Department of Elementary and Secondary Education has released the estimated Net School Spending requirements.

The City expects to receive revenue increases through sources such as cannabis excise taxes from recreational sales and local receipts from cannabis medical sales, new growth in personal and real property acquisitions. Expense reductions will result from improved efficiencies. We are currently working with our health care consultant refining the expected increase in health care costs over the next year and with our School Department on both net school spending and transportation costs. We have begun discussion with our Unions as we currently have contracts open. In addition, as we continue integration of our Fire and EMS departments, we are expanding medical transport services which will increase revenues to support these departments. The Fiscal Year 2021 Budget will be balanced through a combination of revenue increases and expense reductions due to ongoing improvements in our operating systems.

As with any forecast, the numbers continue to be refined as projections are realized and projects move from planning to implementation. Overall, our 5 Year Financial Forecast is sound and reflects the City's ability to address its challenges and opportunities with the resources necessary for controlled growth and spending.

Best Regards,


Paul E. Coogan
Mayor

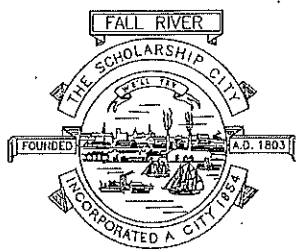
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Fiscal Year Ending June 30, 2020 Proposed Budget & 5 Years of Projections

	FY20 Budget	FY21 Projections	FY22 Projections	FY23 Projections	FY24 Projections	FY25 Projections	FY20-19 (Decrease)	FY21-20 (Decrease)	FY22-21 (Decrease)	FY23-22 (Decrease)	FY24-23 (Decrease)
RESOURCES:											
State Aid											
General government, net of assessments	\$ 25,048,457	\$ 25,007,763	\$ 25,764,791	\$ 25,909,773	\$ 26,044,239	\$ 26,170,019	2.2%	0.6%	0.5%	0.5%	0.5%
Education, net of assessments	\$ 109,182,403	\$ 120,559,276	\$ 125,754,853	\$ 131,354,063	\$ 137,129,774	\$ 143,078,594	10.2%	4.5%	4.5%	4.4%	4.3%
Real Estate Taxes	\$ 105,906,300	\$ 110,435,241	\$ 119,026,640	\$ 124,315,810	\$ 128,818,468	\$ 133,441,362	4.3%	7.8%	4.4%	3.6%	3.6%
Local Receipts	\$ 22,876,902	\$ 23,238,498	\$ 23,221,430	\$ 23,549,865	\$ 23,872,959	\$ 24,274,402	1.6%	-0.1%	1.4%	1.5%	1.6%
Indirects	\$ 6,970,397	\$ 8,767,092	\$ 8,986,269	\$ 9,210,926	\$ 9,441,199	\$ 9,677,229	25.8%	2.5%	2.5%	2.5%	2.5%
Other Sources	\$ 124,927	\$ 124,922	\$ 125,000	\$ 125,000	\$ 125,000	\$ 125,000	0.0%	0.1%	0.0%	0.0%	0.0%
TOTAL RESOURCES	\$ 270,109,386	\$ 288,332,792	\$ 302,878,983	\$ 314,465,437	\$ 325,451,639	\$ 336,766,606	6.8%	5.0%	3.8%	3.5%	3.5%
Water	\$ 13,367,973	\$ 13,367,973	\$ 15,471,382	\$ 15,973,966	\$ 16,400,764	\$ 16,890,415	0.0%	15.7%	3.0%	3.0%	3.0%
Sewer	\$ 23,939,841	\$ 23,939,841	\$ 24,365,252	\$ 24,993,433	\$ 25,642,787	\$ 26,314,111	0.0%	1.8%	2.6%	2.6%	2.6%
EMS	\$ 8,233,000	\$ 8,233,000	\$ 8,513,025	\$ 8,702,074	\$ 8,895,523	\$ 9,093,476	0.8%	2.6%	2.2%	2.2%	2.2%
TOTAL RESOURCES - ENT FUNDS	\$ 45,540,814	\$ 45,540,814	\$ 48,349,660	\$ 49,623,473	\$ 50,939,075	\$ 52,298,002	0.1%	6.0%	2.6%	2.7%	2.7%
LESS: NON-APPROPRIATED USES											
Other Amounts to be Raised:											
Snow & Ice De-Ice	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
TOTAL NON-APPROPRIATED USES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
RESOURCES AVAILABLE FOR APPROPRIATION	\$ 315,650,200	\$ 334,339,816	\$ 351,228,642	\$ 364,088,910	\$ 376,390,713	\$ 389,064,608	5.9%	5.1%	3.7%	3.4%	3.4%
EXPENDITURES:											
General Government	\$ 3,982,905	\$ 3,968,186	\$ 3,951,192	\$ 3,937,102	\$ 3,923,720	\$ 3,911,768	-0.4%	-0.4%	-0.4%	-0.3%	-0.3%
Administrative Services	\$ 3,847,546	\$ 3,955,626	\$ 4,066,956	\$ 4,181,641	\$ 4,298,787	\$ 4,421,504	2.8%	2.8%	2.8%	2.8%	2.8%
Financial Services	\$ 1,708,023	\$ 1,683,962	\$ 1,720,452	\$ 1,759,070	\$ 1,795,078	\$ 1,831,827	-1.3%	2.0%	2.0%	2.0%	2.0%
Facility Maintenance	\$ 2,441,546	\$ 2,513,694	\$ 2,588,112	\$ 2,664,873	\$ 2,744,035	\$ 2,825,738	3.0%	3.0%	3.0%	3.0%	3.0%
Community Maintenance	\$ 14,858,861	\$ 15,156,556	\$ 15,498,475	\$ 15,849,900	\$ 16,208,052	\$ 16,576,159	2.0%	2.3%	2.3%	2.3%	2.3%
Community Services	\$ 3,284,060	\$ 3,532,769	\$ 3,462,943	\$ 3,494,914	\$ 3,567,814	\$ 3,642,575	2.1%	2.1%	2.1%	2.1%	2.1%
Education	\$ 123,116,687	\$ 134,250,274	\$ 138,122,780	\$ 142,346,162	\$ 146,603,033	\$ 150,987,085	9.0%	3.0%	3.0%	3.0%	3.0%
Public Safety	\$ 38,962,830	\$ 39,769,783	\$ 40,570,135	\$ 41,386,768	\$ 42,220,015	\$ 43,070,214	2.1%	2.0%	2.0%	2.0%	2.0%
Debt	\$ 11,617,076	\$ 12,807,391	\$ 13,885,222	\$ 14,507,963	\$ 15,038,784	\$ 15,570,605	10.2%	8.4%	4.5%	-10.1%	-1.8%
Retirement	\$ 29,320,332	\$ 31,713,259	\$ 33,711,194	\$ 35,835,000	\$ 38,092,605	\$ 40,492,439	7.4%	6.3%	6.3%	6.3%	6.3%
Insurance & Other	\$ 36,767,000	\$ 42,617,000	\$ 44,688,300	\$ 46,861,979	\$ 49,143,130	\$ 51,537,101	15.9%	4.9%	4.9%	4.9%	4.9%
TOTAL APPROPRIATIONS - GENERAL FUND	\$ 270,109,386	\$ 291,790,500	\$ 302,316,492	\$ 312,824,073	\$ 323,656,073	\$ 335,097,014	8.0%	3.6%	3.5%	2.8%	3.3%
Water	\$ 13,367,974	\$ 15,065,572	\$ 15,471,382	\$ 15,927,966	\$ 16,400,764	\$ 16,890,415	12.7%	2.7%	3.0%	3.0%	3.0%
Sewer	\$ 23,939,841	\$ 23,768,495	\$ 24,365,252	\$ 24,993,433	\$ 25,642,787	\$ 26,314,111	-0.7%	2.5%	2.6%	2.6%	2.6%
EMS	\$ 8,233,000	\$ 8,239,208	\$ 8,513,025	\$ 8,702,074	\$ 8,895,523	\$ 9,093,476	0.8%	2.6%	2.2%	2.2%	2.2%
TOTAL APPROPRIATIONS - ENT FUNDS	\$ 45,540,815	\$ 47,133,226	\$ 48,349,660	\$ 49,623,473	\$ 50,939,075	\$ 52,298,002	3.5%	2.6%	2.6%	2.7%	2.7%
TOTAL APPROPRIATIONS - ALL FUNDS	\$ 315,650,200	\$ 338,923,725	\$ 350,666,151	\$ 362,447,546	\$ 372,775,147	\$ 384,395,015	7.4%	5.5%	3.4%	2.8%	3.2%
PLUS: APPROPRIATED USES											
Free Cash transfer to Stabilization	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
TOTAL APPROPRIATED USES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
TOTAL APPROPRIATIONS	\$ 315,650,200	\$ 338,923,725	\$ 350,666,151	\$ 362,447,546	\$ 372,775,147	\$ 384,395,015	7.4%	5.5%	3.4%	2.8%	3.2%
BUDGET SURPLUS (DEFICIT)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					

FY 2024 MAYOR'S BUDGET FY21-FY25 PROJECTIONS

3



City of Fall River
Massachusetts
Office of the Mayor

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2020 FEB -5 P 4: 07

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

February 5, 2020

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

RE: Loan Order Abbot Court Playground, Kennedy Park, and Maplewood Park

Dear Honorable Council Members:

The City Council on January 16, 2016 authorized playground projects for Abbot Court Playground, Kennedy Park, and Maplewood Park in the amount of \$367,490. These projects are completed and rather incurring long term costs we are requesting an order to use \$131,145 of the premiums received on the most recent bond sale to cover the expenses incurred on these completed projects.

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

Best Regards,

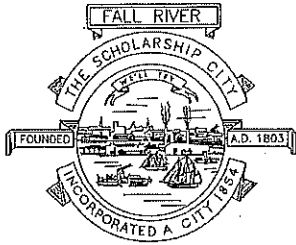
Paul E. Coogan
Mayor

City of Fall River, *In City Council*

3

ORDERED, that the City appropriate \$131,145 from the premium paid to the City upon the sale of the note issued on February 7, 2020 to pay costs of various improvements to Abbot Court Playground, Kennedy Park, and Maplewood Park authorized by vote of the City Council on January 12, 2016 (the "Projects"), and for the payment of costs incidental or related thereto, and

BE IT FURTHER ORDERED, that the \$367,490 appropriated by the City Council on January 16, 2016 and authorized to be borrowed for the Projects be reduced by \$131,145.



City of Fall River
Massachusetts
Office of the Mayor

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2020 FEB -5 P 2:41

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 5, 2020

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

Dear Honorable Council Members:

The Emergency Medical Services department is asking to add the position of EMT-Basics to the City Ordinance Chapter 50, Personnel. This position existed in the past and was removed as it was no longer being utilized. Due to the shortage of Paramedics within the Commonwealth, EMS would like to add back the position in ordinance in the hopes that candidates would continue to pursue their education in paramedic school. Attached is the recommended pay scale and the request from the Director of EMS.

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

Best Regards,

Paul E. Coogan
Mayor



City of Fall River
Massachusetts
Fire Department Headquarters
Emergency Medical Services

4

PAUL E. COOGAN
Mayor

JOHN D. LYNCH
Fire Chief

TIMOTHY OLIVEIRA
EMS Director

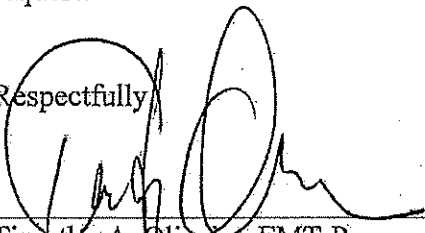
February 3, 2020

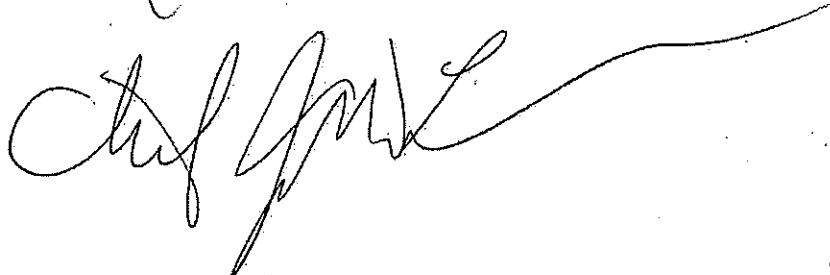
Mary Sahady, CPA, Esq.
Director of Financial Services
City of Fall River
1 Government Center
Room # 215
Fall River, MA 02722

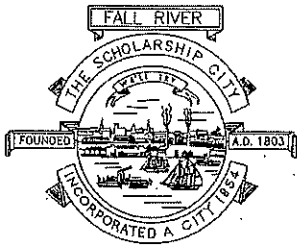
Director Sahady,

The Fall River Fire Department / Division of Emergency Medical Services is respectfully requesting the reinstatement of the Emergency Medical Technician – Basic (EMT-B) as described within the City ordinances. The attached letter explains the rationale for this request.

Respectfully,


Timothy A. Oliveira, EMT-P
Director of Emergency Medical Services





**City of Fall River
Massachusetts**
Fire Department Headquarters
Emergency Medical Services

4

PAUL E. COOGAN
Mayor

JOHN D. LYNCH
Fire Chief

TIMOTHY OLIVEIRA
EMS Director

1/27/2020

Mary Sahady
CFO
1 Government Center
Fall River Ma. 02721

The department is looking to hire Emt –Basics due to the shortage of Paramedics within the commonwealth. The program would be with area paramedic schools to ensure the department has qualified candidates. The candidate must be enrolled in paramedic school to be considered for the position. The emt-basic would be assigned to the non-emergency transport rescue.

The city would need to approve a pay scale for this position through ordinance. The pay scale will be comparable to area municipalities and private service.

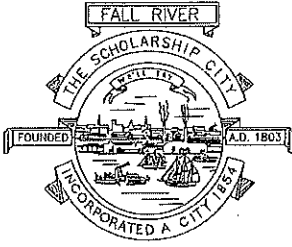
Step-1 16.75 day 17.00 night
Step-2 17.25 day 17.75 night
Step-3 18.00 day 18.50 night
Step-4 18.75 day 19.25 night
Step-5 19.50 day 19.75 night

This program will ensure recruitment for future paramedics for the city. Upon completion of their training to become paramedics the department can place them on the 911 emergency rescues. Hopefully alleviating the recruiting issues of the department.

It is important to know we are not adding positions to the budget. This would fill the two positions for the non-emergency rescue that we currently fill with paramedics. The cost savings between a paramedic's salary and overtime cost to fill these shifts do not seem fiscally responsible. I believe we can have the non-emergency program succeed with this program in place.

Respectfully,

Timothy Oliveira
Director of Ems



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

5
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2020 FEB -5 A 11: 32

CITY CLERK _____
FALL RIVER, MA

February 4, 2020

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

RE: Employment Contract

Honorable Members of the Council:

For your consideration and approval, I am placing before you the employment contract for Madeline Coelho, Director of Human Resources.

Should you have any questions or concerns in regard to this matter, please do not hesitate to contact me.

Regards,

Paul E. Coogan
Mayor

ORDERED, that the employment agreement between the City of Fall River and the Director of Human Resources is hereby approved in the form attached hereto pursuant to Section 50-73 of the Code of the City of Fall River.

EMPLOYMENT AGREEMENT

This employment agreement is made by and between the City of Fall River, a municipal corporation, One Government Center, Fall River, MA 02722 (hereinafter the "City"), and Madeline Coelho, of Fall River (hereinafter "EMPLOYEE").

In consideration of the mutual promises and agreements herein contained, the City agrees to hire and employs the EMPLOYEE to serve as the Director of Human Resources and the EMPLOYEE agrees to accept such employment upon the following terms and conditions.

DUTIES

The EMPLOYEE shall work as Director of Human Resources, as that term is defined in "Section 50-72 of the Code of Ordinances of the City of Fall River; under the supervision and direction of the Mayor and pursuant of authority set forth in City Ordinance § 50-75. The director of Human Resources shall perform any and all duties as outlined in City Ordinance § 50-75 and any and all duties that may be assigned to her by the Mayor or his designee, including by not limited to, the following:

- A. To act as Director of Human Resources and direct its daily operations;
- B. To discharge those duties required of the Director of Human Resources prescribed by applicable ordinances, statues, and executive orders.
- C. To serve, at the Mayor's discretion, as the Mayor's designee in employee contract negotiations.
- D. To consult with, inform, and seek the advice of senior city management officials and to coordinate with those officials, the city's position within the collective bargaining process.
- E. To monitor the operation of the employee grievance process and serve as the final step, within the municipal structure, in such process.
- F. To develop and maintain uniform personnel policies, including a consistent system of position descriptions, classifications, and accompanying compensation levels for all city employees, including those employer under state and federal programs, subject to the approval of the Mayor and the City Council to the extent required by law.
- G. To maintain personnel records keeping system for all City employees (excluding Police, Fire and School departments).
- H. Conducts the recruiting process for City employees;
- I. To consult with and inform department heads and city officials on all aspects of personnel, labor relations, and Civil Service regulations and procedures.
- J. To advise the Mayor in the development of recruitment procedures for management level employees, and to recommend annually to the Mayor the compensation levels and fringe benefits for all city employees not covered under collective bargaining agreements.
- K. To serve as the Affirmative Action Officer of the City and annually update the Affirmative Action Plan.
- L. Monitors the performance evaluation process for AFSCME, LAW (Labor Advantage for Workers) and management employees;

- M. To assist the Corporation Counsel's Office in any matter regarding Personnel, such assistance shall include attendance at any hearings, trials, or meetings as the Corporation Counsel's Office may require.
- N. To conduct periodic studies of city personnel practices including studies of compensation levels and fringe benefits, and studies of the utilization and disposition of the municipal work force.
- O. To serve as the Sexual Harassment Officer of the city and to periodically update the City's Sexual Harassment Policy.
- P. To monitor the enforcement of and periodic update of all other City policies relating personnel and training.
- Q. To perform all duties set out in Chapter 50 of the City Ordinances.
- R. To undertake such other duties as may be required by the Mayor or his designee.

PERFORMANCE

The EMPLOYEE shall devote sufficient time, skill and attention to her employment as Director of Human Resources and shall perform her duties in an efficient, trustworthy, and professional manner, adhering strictly to the City policies, and shall at all times act in the best interest of the City.

PERFORMANCE EVALUATION

The EMPLOYEE'S performance will be reviewed and evaluated by the Mayor or his designee via a written evaluation instrument during the term of this AGREEMENT for the purpose of evaluating the overall effectiveness of the EMPLOYEE in her position.

COMPENSATION AND BENEFITS

The City agrees to pay the Director of Human Resources an annual base salary of ninety six thousand two hundred and fifty three dollars and forty two cents (\$96,253.42) payable at the time and manner as other employees of the City of Fall River. The base salary shall be adjusted each year (January 1st) of the duration of this contract according to the CPI-U index.

The EMPLOYEE shall be entitled to the following benefits:

- A. Health and Dental Insurance;
- B. Retirement Benefits;
- C. Life Insurance; and Voluntary Life Insurance
- D. Voluntary Deferred Compensation;
- E. Sick leave shall be used and paid in accordance with City Ordinance §§50-121 to 50-170;
- F. Holidays and bereavement leave in accordance with AFSCME agreement;
- G. Personal days in accordance with City Ordinance §50-192; and
- H. Vacation, five weeks per calendar year during the life of the contract. The time for such vacation in each year shall be reasonably approved by the Mayor or his designee.

TERM

This employment agreement shall be for the period of January 26, 2020 to January 25, 2022 and may be renewed by mutual agreement of the parties. The city may terminate this employment agreement during its term for just cause by providing employee with written notice of said intent no less than sixty days (60) prior to the effective date of such termination. Employee may terminate this employment agreement during its term for any reason by providing employer with written notice of said intent no less than (30) days prior to the effective date of resignation. Upon termination/resignation or expiration of this Agreement for any reason, EMPLOYEE shall receive for any unused vacation, personal time and sick time.

NON ASSIGNMENT

The Director of Human Resources shall not assign this contract or any of the rights duties herein, without the prior written consent of the City.

WAIVER/MODIFICATION

No waiver, alteration, or modification of any of the provisions of this Contract shall be binding unless in writing and signed by a duly authorized representative of both parties.

ENTIRE AGREEMENT/AMENDMENT

This instrument contains the entire agreement between the parties hereto with respect to the subject matter hereof and may be changed or modified only by written instruments duly executed by both parties. Upon commencement of this employment agreement, all prior agreements shall terminate, and said employment agreement shall control, bind and inure the parties hereto.

INDEMNIFICATION

The CITY shall indemnify and hold the EMPLOYEE harmless to the fullest extent allowed pursuant to M.G.L. c 258.

MASSACHUSETTS LAW

This agreement shall be construed and interpreted in accordance with the laws of the Commonwealth of Massachusetts. A determination by a court of competent jurisdiction that any portion of this agreement is invalid shall not hereby render any other part thereof invalid.

5

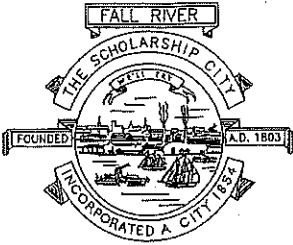
IN WITNESS WHEREOF, the parties have executed this agreement this _____ day of _____, 2020.

Paul Coogan, Mayor Dated:

Madeline S. Coelho, Human Resources Director Dated:

Approved as to form and manner of execution

Alan Rumsey, Corporation Counsel Dated:



City of Fall River
Massachusetts
Office of the Mayor

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PAUL E. COOGAN
Mayor

RECEIVED
2020 FEB - 5 P 4: 06
CITY CLERK
FALL RIVER, MA

February 5, 2020

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

RE: Board of Appeals

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the appointment of

Daniel D. Dupere

*

as a full member of the Board of Appeals, with a term commencing 02/05/2020 and expiring 02/05/2022. This appointment will move him from the alternate member position.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*

6a

DANIEL D. DU PERE



EXPERIENCE

2008 – present Petro Oil Rhode Island District
Diesel, Gas, and Propane mechanic

- All types of heavy and medium duty truck maintenance and repair.
- Service van maintenance and repair.
- Responsible for researching and ordering my own parts on jobs done.
- Transport equipment between various Petro owned locations.
- Work out of 3 Petro locations.
- Perform maintenance to facilities on occasion.
- On call for a week at a time, 3 week rotation.
- Manage my own jobs from start to finish including some extensive paperwork.

EXPERIENCE

2000– 2008 Patriot Contracting - Sole Proprietor Fall River, MA
General Contractor

- Roofing.
- Vinyl and wood siding.
- Windows.
- Interior remodeling.
- Additions.
- Tree removal/landscaping/excavation.
- Billing.
- Estimates.

EXPERIENCE

1996–2000 Brisbon Diesel Fall River, MA
Diesel Mechanic

- All types of heavy-duty truck repair.
- Engine rebuilds.
- Clutch and transmission replacement.
- All types of brake service and repair.
- Preventive maintenance.
- 24-hour roadside service.

EXPERIENCE

1988–1996 Garelick Farms Franklin, MA
Diesel Mechanic

- Fleet maintenance mechanic.
- Part time shift supervisor.

6a

- Cab air conditioning.
- Refrigeration unit repairs.

EDUCATION

2000	University of Massachusetts, Dartmouth	Dartmouth, MA
	■ Massachusetts's construction supervisor License.	
1987-1988	New England Tractor Training School	Pawtucket, RI
	■ Diesel mechanic program.	
	■ Student of the year award.	
1984-1987	B.M.C. Durfee High School	Fall River, MA
	■ High School Diploma	

LICENSES

- MA construction supervisors license.
- MA home improvement contractor license.
- RI contractors' registration.
- A.S.E. certification (automotive air-conditioning).
- Federal type I, and type II refrigeration license.
- Class b drivers license with hazmat/tanker

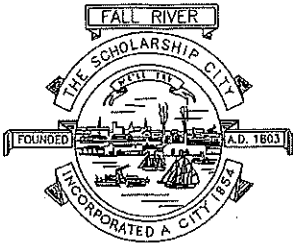
ACCOMPLISHMENTS

Fall River police memorial, constructed start to finish. Assisted with the construction of the B.M.C. Durfee High School W.W.II Memorial.

Married 27 years father of three, grandfather of one.

INTERESTS ICE HOCKEY, BASEBALL, PLAYING GOLF, SALTWATER FISHING AND SUPPORTING THE LOCAL ARTS AND RESTURANTS

* REFERENCES WILL BE FURNISHED UPON REQUEST



City of Fall River
Massachusetts
Office of the Mayor

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2020 FEB -5 P 4: 07

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

February 5, 2020

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

RE: **Board of Assessors**

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following appointment:

Nancy L. Hinote

*

As a member of the Board of Assessors with a term commencing on 02/05/2020.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*

6b

Nancy L. Hinote, MAA

*

Profile

I am a Massachusetts Accredited Assessor (MAA) with 35+ years of experience in the Assessing profession. I have been employed by the Town of Mansfield for the past 15 years as their Town Assessor. Prior to that, I spent 20+ years working in the Assessor's office in the City of Fall River.

Work Experience

Assistant Assessor

Town of Mansfield Assessing Department • 2004 - Present

- Responsible for the day to day operations and managing of the
- Assessor's Office, supervising staff and vendors.
- Applying principles of assessing to determine full and fair cash
- Value of all classes of property.
- Gathering information for and preparing necessary forms as required
- for the tax recapitulation sheet for the Department of Revenue during
- the tax rate setting process.
- Drafting and producing sub-division plans as approved by Town of
- Zoning and Planning Boards
- Performing property inspections as needed for abatement or building
- Permit activity.
- Advisor to the Tax Incentive Financing Board for the Town of Mansfield
- Assisting in the data analysis studies for recertification
- Assistant to the Board of Assessors in all matters relating to the
- department, including processing real & personal property abatement
- Applications.
- Responsible for all accounts payable for the department
- Responsible for all real, personal & motor vehicle imports of files for
- billing
- Responsible for the preparation and managing of the department
- budget
- Taxpayer interaction via telephone or in the office.
- Assists Board of Assessors Attorney in all matters relating to Appeals at
- the Appellate Tax Board.

Member and Clerk

City of Fall River, Board of Assessors • 2015 - 2016

- Signatory to all Assessor's Office operations.
- Evaluated applications for abatement.

6b

Assistant Assessor I & II

City of Fall River Assessing Department • 1995 - 2004

- Responsible for inspecting, measuring and listing new residential construction in the north end of the City of Fall River
- Identifying real property on instruments recorded at the Bristol County Registry of Deeds and supervising the transfers of such property in Assessors records.
- Managing and implementing Tax Incentive Financing Agreements approved by the Mayor and the City Council.
- Supervising junior assistant assessors and clerical staff
- Agent to the City Council Committee on Real Estate in all City Owned land dealings.
- Assisting with data analysis studies for recertification
- Drafting and producing sub-division plans as approved by Planning and Zoning
- Performing all tasks assigned by the Administrator of Assessing
- Updating Assessors Maps
- Responsible for identifying and calculating New Growth
- Responsible for completing all Assessor's forms relating the Tax Recap Sheet prepared for the Department of Revenue

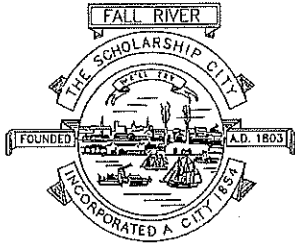
Head Clerk / Clerk

City of Fall River Assessing Department • 1985 - 1995

- Performing and supervising all clerical functions
- Producing bi-weekly departmental payrolls
- Processing abatements and statutory exemptions as provided under Mass General Laws Chapter 59, Sec 5, 59 & 60A
- Performed various clerical duties as assigned.

Related Courses, Associations, and Education

- Massachusetts Accredited Assessor Designation #856
- MAAO Course 3, Income Approach to Value
- MAAO Course 2, Cost Approach to Value
- Course 1, Comparable Sales Approach
- Course 101, Department of Revenue
- Course 200, Principles of Assessing
- MAAO Assessment Administration & Law
- USPAP Update Classes every 3 years
- Member & Past President, Bristol County Assessors Assoc.
- Member, Massachusetts Association of Assessing Officers
- Bristol Community College
- Graduate, Somerset High School



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

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2020 FEB -6 P 12: 10

CITY CLERK _____
FALL RIVER, MA

February 5, 2020

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

RE: Community Preservation Committee

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following appointment:

Attorney Paul J. Machado

✱

As a member of the Community Preservation Committee, with a term commencing 02/05/2020 and expiring 02/05/2023.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*

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CURRICULUM VITAE

Attorney Paul J. Machado



Education:

1979 B.A. Boston University, Boston, MA
1983 J.D. New York Law School, New York, NY

Employment History:

September 1983 through March 1985 Bolles and Pritchard
289 Union St.
Holbrook, MA 02343

Associate in general practice firm

March 1985 through December 2006 Atty. Paul J. Machado
928 Bedford St.
Fall River, MA 02723

Sole practitioner in general practice

January 2007 through June 2015 Bristol County District Attorney's Office
888 Purchase St.
New Bedford, MA 02740

Second Assistant, supervisor of the District and Juvenile Courts

July 2015 to present Atty. Paul J. Machado

Sole practitioner in general practice

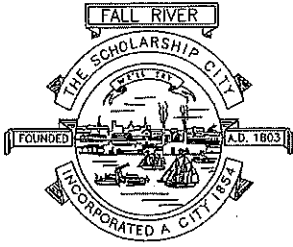
Awards:

2003 Massachusetts Bar Association, Public Service Award
2004 Committee for Public Counsel Services, Thurgood Marshall Award

Bar Association Positions:

2003-2005 President, Bristol County Bar Advocates
2005-2006 President, Massachusetts Association of Court Appointed Attorneys

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

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2020 FEB -6 P 12:56

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

February 6, 2020

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

RE: Tax Increment Financing Board

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following appointment:

Linda Pereira

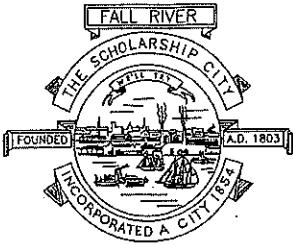
✱

As a member of the Tax Increment Financing Board with a term commencing 02/06/2020.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*



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

PAUL E. COOGAN
Mayor

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2020 FEB -5 P 4: 06

CITY CLERK _____
FALL RIVER, MA

February 5, 2020

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

RE: Commission on Disability

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following appointment:

Dan Robillard

*

As a member of the Commission on Disability, with a term commencing 02/05/2020 and
expiring 02/05/2023.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

***Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.**

6e

DAN ROBILLARD

✱

EXPERIENCE

1996 - 2002

TUTOR, BRISTOL COMMUNITY COLLEGE

Assisted students with their course work to help better grasp the information needed to excel in their educational goals.

2000 - 2001

PROGRAM MENTOR, BRISTOL COMMUNITY COLLEGE

Assisted students with developing a plan to achieve their short- and long-term goals regarding their education.

1988 - 1989

RECREATIONAL WORKER, BCTC

Assisting People with Disabilities with a variety of tasks in a summer program setting.

1989 - 1995

PROGRAM WORKER, BCTC

Assisting Students with Developmental & Learning Disabilities with Life Skills in a school setting at Durfee High School.

EDUCATION

JUNE 2005

ASSOCIATES DEGREE IN GENERAL STUDIES, BRISTOL COMMUNITY COLLEGE

Also received a certificate in Thanatology

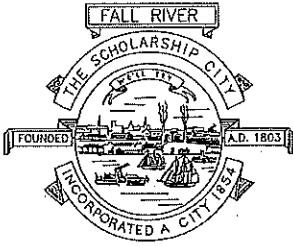
JUNE 1995

HIGH SCHOOL DIPLOMA, BMC DUFEE HIGH SCHOOL

ACTIVITIES

- Community Involvement
- Fall River Disability Commission Member 2006-2007
- Fall River Disability Commission Member 2014-2018
- Fall River Charter Commission Member 2015-2017
- Candidate for The Fall River City Council 2001
- Candidate for the Fall River School Committee 2005
- Candidate for Fall River School Committee 2013

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*



City of Fall River
Massachusetts
Office of the Mayor

7a
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2020 JAN 30 P 12:50

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

January 28, 2020

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

RE: Community Preservation Committee

Mr. President and Members of the Honorable Council:

Per the requirements of the City Ordinance Sec. 2-364, (1) Member of Conservation Commission (designated by said commission), I hereby request the confirmation of the City Council for the following reappointment:

John A. Brandt

*

as a member of the Community Preservation Committee on January 28, 2020 and expiring on January 28, 2023.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Paul E. Coogan
Mayor

***Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.**

John A. Brandt

*

7a

**EMPLOYMENT
EXPERIENCE:**

- 7/17 – PRESENT Wilke Pipe Tobacco**
116 Rock Street, Fall River, MA
Owner of Wilke Pipe Tobacco. Established in 1872 and is a leading on line pipe tobacco distribution company. Responsibilities include on line web site design, international commerce, and all finances.
- 6/95 – PRESENT Old Firehouse Smoke Shop**
116 Rock Street, Fall River, MA
Owner of the area's largest tobacco retailer which stocks all master brands of cigars and pipe accessories. Web site management to increase sales. Sales have continued to increase yearly since opening in 1995.
- 11/91 – 6/16 St. James Irish Pub**
91 Purchase Street, Fall River, MA
Co-owner of a popular downtown bar. I oversaw account payables, payroll, profit and loss statement. Involved in sales promotions, marketing, and charitable events. Sales have increased between 9% and 16% on a yearly basis.
- 11/88 – 11/91 Oliver's Restaurant**
320 Airport Road, Fall River, MA
Co-owner/Co-proprietor of popular pub-style restaurant and bar. Restaurant featured popular nightclub on basement level, restaurant/bar on The main level, and function facility on upstairs level. Provided extensive lunch and dinner menu services. Managed 20 full-time and 30 part-time employees with sales reaching approximately \$800,000 to \$1 million annually.

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*

7a

5/86 – 11/88

**Universal Hotels, Incorporated
Yonkers, NY**

District manager of restaurant operations from Boston, Massachusetts to Washington, DC. Responsible for setting up accounting procedures for rapidly expanding business operations; directed menu planning services for several divisions and managed restaurant renovations.

10/80 – 5/86

**Marriot Corporation
Howard Johnson's Company
Annapolis, MD**

Training manager for prospective manger trainees; responsible for 9 week training program consisting of accounting, customer service, quality assurance, and marketing. Also responsible for instructing on profit/loss management, purchasing, hiring procedures and menu planning.

**COMMUNITY
ACTIVITIES:**

Volunteer

Fall River Celebrates America
Sponsor of street painting party.

Fall River Columbus Day Festival
Sponsored food and beverage concession

American Cancer Society Fund Drive
WSAR Food Drive

Member

Old Colony Railroad Museum of Fall River
Food and Wine Society of Annapolis, MD
Past Board of Director for Fall River Area Chamber of Commerce and Industry
Past Board of Directors for New Bedford Family Services
Fall River Restaurant Association
MTRA – Mass Tobacco Retailers Association (Treasurer since 2014)

City Boards

Chairman of Urban Tree Commission
Member of Conservation Council since 2011
Member of CPA

References furnished upon request



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

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2020 JAN 30 P 12:50

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

January 28, 2020

Honorable Members of the City Council
One Government Center
Fall River, MA 02720

RE: Board of Appeals

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following reappointment:

Carolyn Morrisette

*

as a member of the Board of Appeals, with a term commencing 01/28/2020 and expiring 01/28/2025.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

***Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.**

7b

CAROLYN M. MORRISSETTE



PROFESSIONAL EXPERIENCE

OFFICE OF THE DISTRICT ATTORNEY, Bristol County, MA

ASSISTANT DISTRICT ATTORNEY

January 2007 – Present

- Prosecute felonies and misdemeanors at the Superior Court and District Court levels from arraignment through trial
- Supervisor for Taunton District Court (June 2012 to September 2013); Supervisor for Fall River District Court (April 2010 to May 2012)
- Advise the District Attorney on gun violence prevention and deportation issues
- Write and argue motions for discovery, forfeiture, and various pretrial motions
- Write and argue responses and oppositions to motions to suppress and dismiss
- Conduct bail hearings, bail revocation hearings, dangerousness hearings, sentencing hearings, probation violation hearings, and restitution hearings
- Negotiate with opposing counsel and devise beneficial dispositions to resolve cases at the pretrial level
- Interview and prepare victims and witnesses for trial
- Litigate criminal trials before judges and juries
- Weed & Seed prosecutor for the Fall River, MA Weed & Seed site (Weed & Seed is a multiagency program sponsored by the DOJ that aims to prevent, control, and reduce violent crime, drug abuse, and gang activity in designated high crime neighborhoods across the country) (July 2007 – January 2009)
- Recipient of the 2011 Massachusetts District Attorneys Association Spotlight Award for Bristol County

**THE EDUCATIONAL FUND TO STOP GUN VIOLENCE &
THE COALITION TO STOP GUN VIOLENCE, Washington, DC**

LEGAL COUNSEL

January 1999 – January 2007

- Served as attorney of record and consulting counsel to individuals, municipalities, and associations in their lawsuits against firearms industry members
- Worked with clients, on litigation teams, and with expert witnesses in sensitive, high-profile cases
- Drafted briefs, motions, discovery, and complaints
- Performed research on various issues affecting the organizations including trademark, licensing, employment law, election law, and other organizational matters
- Formulated and drafted funding proposals and reports to foundations to support the litigation work of the organizations
- Coordinated with pro bono firms to file *amicus curiae* briefs on behalf of the organizations
- Spoke with victims and survivors of gun violence about potential legal representation
- Managed the Firearms Litigation Clearinghouse database that tracks product liability, negligence, and nuisance cases over a twenty-year period

***Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.**

- 7b
- Responsible for preparing and filing lobbying reports, lobbying registrations, and PAC reports
 - Supervised legal department staff members

DIRECTOR OF HUMAN RESOURCES

June 2001 – April 2005

- Handled all personnel matters for office of 8-20 employees
- Advised Executive Director on personnel policies
- Wrote organizations' employee manual
- Responsible for the hiring and termination of employees
- Maintained personnel files, insurance policies, and leave reports

JUDICIARY OF MARYLAND, MONTGOMERY COUNTY

DISTRICT COURT COMMISSIONER

November 1995 – January 1999

- Conducted arraignments and determined conditions of pre-trial release and/or bond
- Advised persons under arrest of their rights, the charges pending against them, and the maximum penalties for those crimes if convicted
- Reviewed applications presented by law enforcement officers and citizens to determine probable cause on the issuance of criminal and/or traffic charges
- Issued arrest warrants and criminal summonses
- Referred citizens to appropriate legal alternatives for criminal, consumer, and neighborhood conflicts and for matters of domestic violence
- Accessed data base systems to query criminal history and case information

EDUCATION

BOSTON UNIVERSITY SCHOOL OF LAW, Boston, Massachusetts

Juris Doctor, May 1994

Activities: Battered Women's Advocacy Program
Public Interest Project, Grant Recipient 1993

ASSUMPTION COLLEGE, Worcester, Massachusetts

Bachelor of Arts, summa cum laude, May 1991

Major: Political Science Minor: Philosophy, English

BAR STATUS

Admitted to Massachusetts State Bar, December 1994

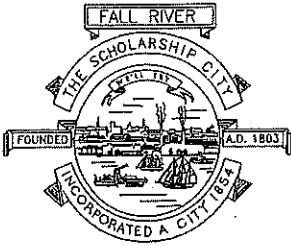
Admitted to New York State Bar, August 1996

Admitted to Maryland State Bar, June 1997

VOLUNTEER ACTIVITIES

New Bedford Youth Court

Fall River Youth Court



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

7C

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2020 FEB -5 P 2:41

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

February 5, 2020

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

RE: Historical Commission

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following reappointment:

Kristin Cantara Oliveira

*

As a member of the Historical Commission with a term commencing 02/05/2020 and expiring 02/05/2023.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Paul E. Coogan
Mayor

***Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.**

7C

KRISTEN OLIVEIRA

*

EDUCATION

BRISTOL COMMUNITY COLLEGE, Fall River, MA Thanatology Program - Certified Grief Facilitator	June 2013 Certificate
DIMAN SCHOOL OF PRACTICAL NURSING, Fall River, MA Practical Nurse	June 2008 Certificate
HEALTH CARE TRAINING SERVICES, Fall River, MA Certified Nurse Assistant / Home Health Aide	August 2005 Certificate
BRISTOL COMMUNITY COLLEGE, Fall River, MA Business Office Technology	September 1998 Certificate
JOHNSON AND WALES UNIVERSITY, Providence, RI Fashion Merchandising	June 1987 A.S.Degree

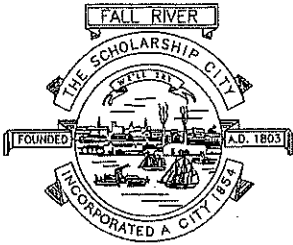
WORK EXPERIENCE

BISHOP CONNOLLY HIGH SCHOOL, Fall River, MA <u>School Nurse</u>	August 2012 to Current
HOPE HOUSE OF ST. ANNE'S HOSPITAL, Fall River, MA <u>Licensed Practical Nurse</u>	March 2010 to June 2012
HIGHLAND MANOR NURSING HOME, Fall River, MA <u>Licensed Practical Nurse</u>	November 2008 to March 2010
IDDI / CRYSTAL SPRINGS SCHOOL, Assonet, MA <u>Licensed Practical Nurse</u>	July 2008 to January 2009
BISHOP CONNOLLY HIGH SCHOOL, Fall River, MA <u>Administrative Assistant</u>	December 1998 to May 2007

CITY BOARDS/COMMITTEES

FALL RIVER HISTORICAL COMMISSION – Currently serving as Chair	October 2014 to Present
FALL RIVER HISTORIC DISTRICT COMMISSION – Currently serving as Chair	September 2016 to Present
FALL RIVER COMMUNITY PRESERVATION COMMITTEE	September 2016 to Present
FALL RIVER BOARD OF PARK COMMISSIONERS	October 2016 to January 2018
FALL RIVER HISTORIC DISTRICT STUDY COMMITTEE	September 2014 to October 2017

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*



City of Fall River
Massachusetts
Office of the Mayor

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2020 FEB -5 P 2:41

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

February 5, 2020

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

RE: Community Preservation Committee

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following reappointment:

Kristin Cantara Oliveira

*

As a member of the Community Preservation Committee with a term commencing 02/05/2020 and expiring 02/05/2023.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*

7d

KRISTEN OLIVEIRA

*

EDUCATION

BRISTOL COMMUNITY COLLEGE, Fall River, MA Thanatology Program - Certified Grief Facilitator	June 2013 Certificate
DIMAN SCHOOL OF PRACTICAL NURSING, Fall River, MA Practical Nurse	June 2008 Certificate
HEALTH CARE TRAINING SERVICES, Fall River, MA Certified Nurse Assistant / Home Health Aide	August 2005 Certificate
BRISTOL COMMUNITY COLLEGE, Fall River, MA Business Office Technology	September 1998 Certificate
JOHNSON AND WALES UNIVERSITY, Providence, RI Fashion Merchandising	June 1987 A.S.Degree

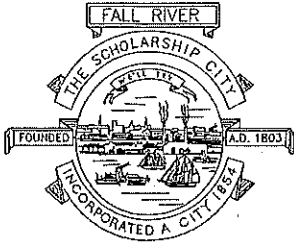
WORK EXPERIENCE

BISHOP CONNOLLY HIGH SCHOOL, Fall River, MA <u>School Nurse</u>	August 2012 to Current
HOPE HOUSE OF ST. ANNE'S HOSPITAL, Fall River, MA <u>Licensed Practical Nurse</u>	March 2010 to June 2012
HIGHLAND MANOR NURSING HOME, Fall River, MA <u>Licensed Practical Nurse</u>	November 2008 to March 2010
IDDI / CRYSTAL SPRINGS SCHOOL, Assonet, MA <u>Licensed Practical Nurse</u>	July 2008 to January 2009
BISHOP CONNOLLY HIGH SCHOOL, Fall River, MA <u>Administrative Assistant</u>	December 1998 to May 2007

CITY BOARDS/COMMITTEES

FALL RIVER HISTORICAL COMMISSION – Currently serving as Chair	October 2014 to Present
FALL RIVER HISTORIC DISTRICT COMMISSION – Currently serving as Chair	September 2016 to Present
FALL RIVER COMMUNITY PRESERVATION COMMITTEE	September 2016 to Present
FALL RIVER BOARD OF PARK COMMISSIONERS	October 2016 to January 2018
FALL RIVER HISTORIC DISTRICT STUDY COMMITTEE	September 2014 to October 2017

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

7e
RECEIVED

2020 FEB -6 P 12:10

CITY CLERK _____
FALL RIVER, MA _____

February 5, 2020

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

RE: Commission on Disability

Mr. President and Members of the Honorable Council:

I hereby request the confirmation of the City Council for the following reappointment:

Dennis Polselli

*

As a member of the Commission on Disability, with a term commencing 02/05/2020 and
expiring 02/05/2023.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*

The following is a brief history of my involvement from work to other activities to the Present

Currently I reside at *

My phone is *

I currently work part-time for Community Autism Resources, An Autism Support Center serving 88 cities and towns from Fall River, to the Southshore and the Cape and Islands. I'm the publicity Coordinator and I joined Community Autism Resources in 2011. The Center was established by my sister in 1992.

I joined the Fall River Commission on Disability in 2010 and was elected chair for the first time, in 2014, a position I currently hold.

I retired as an administrator at Framingham State University in 2009. I worked there from 1983-2009. I was the Disability Services Coordinator providing Disability Services to students who required accommodations. When there was a budget shortage, I utilized inmates from MCI Framingham who began recording textbooks for students with print disabilities. I advised the University on compliance with The Americans with Disabilities Act, (ADA.) I hired ASL Interpreters for students who were deaf.

In 1995, I started a radio Reading Services for the Blind and physically disabled. Massachusetts has had a Radio Reading Services since 1978 providing the reading of newspapers, books and daily and weekly magazines, shopping guide such as Supermarket Fliers and Disability related programs. The MetroWest Radio Reading Service, which I started, became an affiliate of the state wide network. The same women who recorded Textbooks for students with print disabilities, recorded some programs for the radio reading Service such as Spanish newspapers, and Senior Center News and Parade Magazine. Students from the Paul T. Laihe School in Worcester, recorded plays for the Service.

While in Framingham, I assisted in starting a Center for Independent Living, The MetroWest Center for Independent Living providing skills training and advocacy for persons with Disabilities and served as its president for six years.

In 2002, I established the Framingham Commission on Disability and served as its chair for seven years until my retirement in 2009.

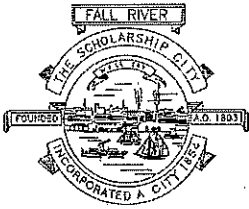
I was a member of various Disability organizations: President of the Greater Framingham Association of Disabled Citizens, Legislative Officer and Corresponding Secretary for the National Federation of the Blind in Massachusetts.

My most recent honor was to have been chosen as the Distinguished Alumni for the Perkins School for the Blind in 2018. And I was honored by the Framingham board of Selectmen for my services in 2009 and the Framingham State University Board of Trustees and the Student Government Association of Framingham State University in 2009.

Finally, one of the things I'm most proud of was to have established an award for Classified Support Staff member of the year in 2000. When I chaired the University's Diversity Council.

Those are some of my accomplishments.

***Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.**



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

The Honorable City Council
City of Fall River
One Government Center
Fall River, MA 02720

RECEIVED
2020 FEB - 4 P 4:38
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, January 29, 2020 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

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

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Tripp Street	West	Starting at a point 117 feet south of Dwelly Street, for a distance of 20 feet southerly

Douglas Carrier
23 Tripp Street
Fall River, MA 02724

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

The Honorable City Council
City of Fall River
One Government Center
Fall River, MA 02720

RECEIVED
2020 FEB - 4 P 4: 38
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, January 29, 2020 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

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

By inserting in proper alphabetical order the following:

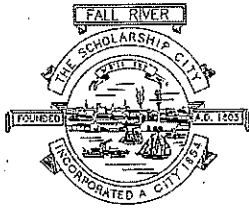
<u>INSERT</u>		
Name of Street	Side	Location
Orange Street	East	Starting at a point 447 feet north of Bedford Street, for a distance of 20 feet northerly

Wilhermina Souza
87 Orange Street
Fall River, MA 02720

Very truly yours,

Laura Ferreira
Parking Clerk

6/1



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Manager of Traffic

CLERK
FALL RIVER, MA

200 FEB -4 P 4:38

RECEIVED

February 4, 2020

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, January 29, 2020 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

Article: 70
Section: 374

Thirty (30) Minute Parking Only

Monday-Saturday
7:00 a.m. to 6:00 p.m.

By inserting in proper alphabetical order the following.

INSERT

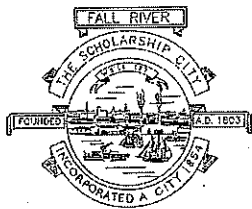
Name of Street	Side	Location	Hours/Days
Pleasant Street	North	Starting at a point 20 feet East of Quequechan Street for A distance of 20 feet easterly	7:00 a.m. – 6:00 p.m. Monday through Saturday

Flint Fruit and Variety
1174 Pleasant Street
Fall River, MA 02723

Very truly yours,

Laura Ferreira
Manager of Traffic

CH



CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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

RECEIVED
2020 FEB - 4 P 4: 39
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, January 29, 2020 the following request was heard and approved by the Traffic Commission.

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

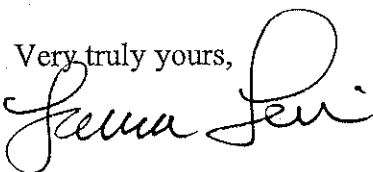
Article: 70
Section: 387

Handicapped Parking

By striking out in proper alphabetical order the following.

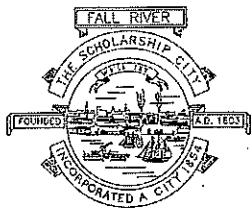
STRIKE OUT

Name of Street	Side	Location
Beverly Street	East	Starting at a point 125 feet north of Locust Street, for a distance of 20 feet northerly.

Very truly yours,


Laura Ferreira
Parking Clerk

14



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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

RECEIVED
2020 FEB - 4 P 4: 39
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, January 29, 2020 the following request was heard and approved by the Traffic Commission.

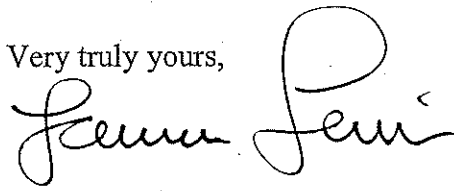
That Chapter 70 of Revised Ordinances be amended in the following Section:

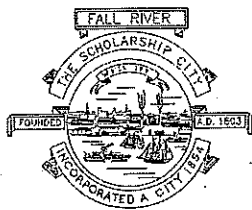
Article: 70
Section: 387 **Handicapped Parking**

By striking out in proper alphabetical order the following.

STRIKE OUT

Name of Street	Side	Location
Charles Street	South	Starting at a point 28 feet east of Tuttle Street, for a distance of 20 feet easterly.

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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, January 29, 2020 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
High Street	West	Starting at a point 102 feet south of French Street, for a distance of 25 feet southerly.

Very truly yours,

Laura Ferreira
Parking Clerk

RECEIVED
2020 FEB -4 P 4:39
CITY CLERK
FALL RIVER, MA

Clt



CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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, January 29, 2020 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

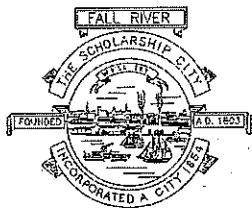
Name of Street	Side	Location
Kilburn Street	West	Starting at a point 140 feet north of King Philip Street, for a distance of 20 feet northerly.

Very truly yours,

Laura Ferreira
Parking Clerk

RECEIVED
2020 FEB -4 P 4:09
CITY CLERK
FALL RIVER, MA

28



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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

CITY CLERK
FALL RIVER, MA

2020 FEB -4 P 4:39

RECEIVED

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, January 29, 2020 the following request was heard and approved by the Traffic Commission.

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

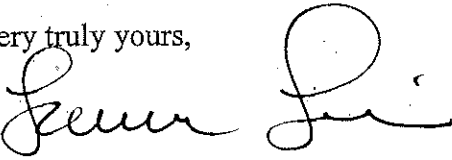
Article: 70
Section: 387 Handicapped Parking

By striking out in proper alphabetical order the following.

STRIKE OUT

Name of Street	Side	Location
Locust Street	North	Starting at a point 47 feet east of Chaloner Street, for a distance of 20 feet easterly.

Very truly yours,


Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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, January 29, 2020 the following request was heard and approved by the Traffic Commission.

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

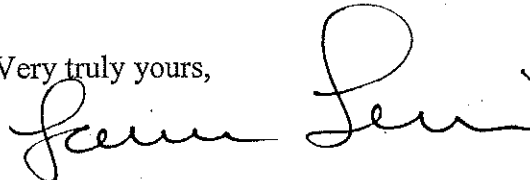
Article: 70
Section: 387 **Handicapped Parking**

By striking out in proper alphabetical order the following.

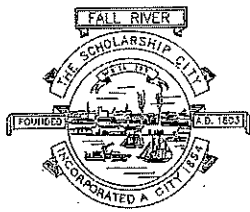
STRIKE OUT

Name of Street	Side	Location
Nelson Street	East	Starting at a point 93 feet south of Brayton Avenue, for a distance of 20 feet southerly.

Very truly yours,


Laura Ferreira
Parking Clerk

RECEIVED
2020 FEB - 4 P 4: 39
CITY CLERK
FALL RIVER, MA



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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, January 29, 2020 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

Tuttle Street

East

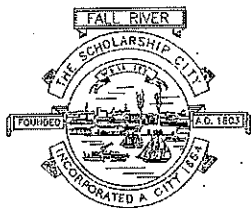
Starting at a point 49 feet north of King Philip Street,
for a distance of 25 feet northerly.

Very truly yours,

Laura Ferreira
Parking Clerk

RECEIVED
2020 FEB - 4 P 4:39
CITY CLERK
FALL RIVER, MA

24



CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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

CITY CLERK
FALL RIVER, MA

2020 FEB - 4 P 4: 39

RECEIVED

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, January 29, 2020 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
Washington Street	West	Starting at a point 28 feet north of William Street, for a distance of 20 feet northerly.

Very truly yours,

Laura Ferreira
Parking Clerk

4



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

8

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

February 4, 2020

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

CITY CLERK
FALL RIVER, MA

2020 FEB - 4 P 4: 39

RECEIVED

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, January 29, 2020 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

Weetamoe Street

North

Starting at a point 140 feet east of North Main Street,
for a distance of 20 feet easterly.

Very truly yours,

Laura Ferreira
Parking Clerk

CP

City of Fall River, In City Council

9

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:

Section 1.

By inserting in section 70-385, which section relates loading zones the following:

Name of Street	Side	Location	Hours/Days
Pearl Street	East	Starting at a point 175 feet north of Columbia Street, for a distance of 40 feet northerly	6:00 a.m. – 5:00 p.m. Monday through Friday

Section 2.

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

Name of Street	Side	Location
Aetna Street	North	Starting at a point 111 feet west of Garfield Street, for a distance of 20 feet westerly
Ash Street	West	Starting at a point 220 feet north of Sprague Street, for a distance of 25 feet northerly
Ballard Street	North	Starting at a point 78 feet west of North Court Street, for a distance of 20 feet westerly
Bedford Street	North	Starting at a point 64 feet west of Wall Street, for a distance of 20 feet westerly
Cherry Street	North	Starting at a point 40 feet west of Grove Street, for a distance of 20 feet westerly
Davis Street	West	Starting at a point 632 feet north of Bedford Street, for a distance of 20 feet northerly
Hall Street	North	Starting at a point 282 feet east of Church Street, for a distance of 20 feet easterly
Hambly Street	West	Starting at a point 80 feet south of Globe Street, for a distance of 20 feet southerly
Hamlet Street	North	Starting at a point 121 feet west of Kellogg Street, for a distance of 20 feet westerly
Hamlet Street	North	Starting at a point 108 feet west of Melville Street, for a distance of 20 feet westerly
Harrison Street	West	Starting at a point 417 feet north of Quequechan Street, for a distance of 20 feet northerly
Hartwell Street	East	Starting at a point 157 feet north of Morgan Street, for a distance of 25 feet northerly
Hope Street	North	Starting at a point 20 feet west of Grant Street, for a distance of 20 feet westerly
June Street	West	Starting at a point 65 feet north of Cherry Street, for a distance of 20 feet northerly
June Street	West	Starting at a point 312 feet north of Maple Street, for a distance of 20 feet northerly
Kellogg Street	East	Starting at a distance of 267 feet south of Osborn Street, for a distance of 20 feet southerly
King Philip Street	South	Starting at a point 261 feet east of King Street, for a distance of 20 feet easterly
Middle Street	South	Starting at a point 169 feet east of Liberty Street, for a distance of 20 feet easterly
Montaup Street	East	Starting at a point 20 feet south of Dwelly Street,

9

Mt. Hope Avenue	North	for a distance of 20 feet southerly Starting at a point 177 feet east of Andrews Street, for a distance of 20 feet easterly
North Belmont Street	West	Starting at a point 92 feet south of Weetamoe Street, for a distance of 20 feet southerly
Rodman Street	West	Starting at a point 118 feet south of Warren Street, for a distance of 20 feet southerly
South Almond Street	West	Starting at a point 313 feet south of Middle Street, for a distance of 20 feet southerly
Sprague Street	South	Starting at a point 78 feet west of South Beach Street, for a distance of 20 feet westerly
Winter Street	East	Starting at a point 25 feet north of Franklin Street, for a distance of 20 feet northerly

CITY OF FALL RIVER
IN CITY COUNCIL

JAN 28 2020

*Passed through first
reading, as amended*

City of Fall River, *In City Council*

10

(Councilor Michelle M. Dionne)

WHEREAS, the Massachusetts Department of Public Health, through the Board of Registration in Pharmacy and the Drug Control Program, advises Massachusetts pharmacists and pharmacies that a prescriber may order and a pharmacy may sell stock supply of non-patient specific epinephrine by auto injector for use at a Massachusetts public or private school for emergency treatment of severe allergic reactions, and

WHEREAS, the Board of Registration in Pharmacy and Drug Control Program strongly support all prescriber and pharmacy efforts to provide stock epinephrine in a pre-measured, auto injector device to Massachusetts public and private schools to facilitate emergency treatment of anaphylaxis reactions, and

WHEREAS, there are students enrolled in the Fall River school system who suffer from life threatening allergies which require that they supply their own auto injector device commonly referred to as an Epi Pen, and

WHEREAS, the Fall River School Department does not provide stock epinephrine to facilitate emergency treatment, now therefore

BE IT RESOLVED, that the Committee on Human Services, Housing, Youth and Elder Affairs convene with the School Department Chief Financial Officer, the Fall River Nursing Department Director, and the Fall River Board of Health Physician to discuss this matter.



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
250 Washington Street, Boston, MA 02108-4619

10

DEVAL L. PATRICK
GOVERNOR

TIMOTHY P. MURRAY
LIEUTENANT GOVERNOR

JUDYANN BIGBY, MD
SECRETARY

JOHN AUERBACH
COMMISSIONER

Massachusetts Department of Public Health
Board of Registration in Pharmacy
Drug Control Program
Date: February 14, 2012

ADVISORY regarding Stock Supply of Non-Patient Specific EPINEPHRINE for Schools

The Massachusetts Department of Public Health, through the Board of Registration in Pharmacy and the Drug Control Program, advises Massachusetts pharmacists and pharmacies that a **prescriber may order and a pharmacy may sell stock supply of non-patient specific epinephrine** by auto injector (EpiPen® and EpiPen Jr® Auto-Injectors) for use at a Massachusetts public or private school for emergency treatment of severe allergic reactions (anaphylaxis).

Epinephrine administered by auto-injectors is used for the emergency treatment of anaphylaxis. Prescribers should ensure that the patient or caregiver understands the indications and use of this product. Prescribers and those who administer this medication should also be mindful of the labeled expiration date.

The Board of Registration in Pharmacy and the Drug Control Program strongly support all prescriber and pharmacy efforts to provide stock epinephrine in a pre-measured, auto injector device to Massachusetts public and private schools to facilitate emergency treatment of anaphylaxis reactions.

Additional information regarding epinephrine administration in Massachusetts schools can be obtained from the Massachusetts Department of Public Health, Bureau of Community Health Access and Promotion, School Health Unit. Massachusetts regulations 105 CMR 210.000: The Administration of Prescription Medications in Public and Private Schools can be accessed at: <http://www.mass.gov/eohhs/docs/dph/regs/105cmr210.pdf>

Additional information is also available on the Board of Registration in Pharmacy website at <http://www.mass.gov/dph/boards/pharmacy> and the Drug Control Program website at <http://www.mass.gov/dph/dcp>.

Thank you for your attention.

EpiPen

Generic Name: epinephrine injection (EP i NEF rin)

Brand Names: *Adrenaclick, Adrenalin, Auvi-Q, EpiPen, Twinject, EPlsnap*

Medically reviewed by P. Thornton, DipPharm Last updated on Jun 4, 2019.

What is EpiPen?

EpiPen is an injection containing epinephrine, a chemical that narrows blood vessels and opens airways in the lungs. These effects can reverse severe low blood pressure, wheezing, severe skin itching, hives, and other symptoms of an allergic reaction.

EpiPen is used to treat severe allergic reactions (**anaphylaxis**) to insect stings or bites, foods, drugs, and other allergens. Epinephrine is also used to treat exercise-induced anaphylaxis.

EpiPen may be kept on hand for self-injection by a person with a history of an severe allergic reaction.

Important information

EpiPen is used to treat severe allergic reactions (anaphylaxis).

Seek emergency medical attention even after you use EpiPen to treat a severe allergic reaction. The effects may wear off after 10 or 20 minutes. You will need to receive further treatment and observation.

Before using EpiPen a second time, tell your doctor if your first injection caused a serious side effect such as increased breathing difficulty, or dangerously high blood pressure (severe headache, blurred vision, buzzing in your ears, anxiety, confusion, chest pain, shortness of breath, uneven heartbeats, seizure).

The EpiPen Auto-Injector (0.3 mg) is for patients who weigh 66 pounds or more (30 kilograms or more).

The EpiPen Jr Auto-Injector (0.15 mg) is for patients who weigh about 33 to 66 pounds (15 to 30 kilograms).

It is not known if EpiPen and EpiPen Jr are safe and effective in children who weigh less than 33 pounds (15 kilograms).

Important information

Before using EpiPen

To make sure EpiPen is safe for you, tell your doctor if you have ever had:

- heart disease or high blood pressure;
- asthma;
- Parkinson's disease;
- depression or mental illness;
- a thyroid disorder; or
- diabetes.

Having an allergic reaction while pregnant or nursing could harm both mother and baby. You may need to use and EpiPen during pregnancy or while you are breast-feeding. **Seek emergency medical attention right away after using the injection.**

In an emergency, you may not be able to tell caregivers if you are pregnant or breast feeding. Make sure any doctor caring for your pregnancy or your baby knows you received this medicine.

How should I use EpiPen?

The EpiPen auto-injector device is a disposable **single-use** system. Follow all directions on your prescription label and read all medication guides or instruction sheets. Use the medicine exactly as directed.

Do not give this medicine to a child without medical advice.

EpiPen is injected into the skin or muscle of your outer thigh. In an emergency, this injection can be given through your clothing.

Read and carefully follow any Instructions for Use provided with your medicine. Ask your doctor or pharmacist if you do not understand these instructions.

Do not remove the safety cap until you are ready to use the auto-injector. Never put your fingers over the injector tip after the safety cap has been removed.

To use an EpiPen auto-injector:

- Form a fist around the auto-injector with the black tip pointing down. Pull off the safety cap.

City of Fall River, *In City Council*

11

(Councilor Trott Lee)

WHEREAS, a Fall River resident presented the attached letter to the Fall River City Council with multiple public safety concerns and ordinance violations regarding her property located at 28 Quequechan Street, now therefore

BE IT RESOLVED, that the property owner, all involved parties and city departments be invited to a future meeting of the City Council Committee on Public Safety to address her concerns.

Filed 2-4-2020

11

Santita Castellano
28 Quequechan St.
Fall River, MA 02723
508.982.1887
sstiamoss@gmail.com
1/20/2020

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

Dear Sirs and Madams:

I am a long-time resident and property owner of our city, I am writing to express my concern about the issues my family and I have experienced since we purchased our home in December 2017. Specifically:

- Loud Music from vehicles
- Parking/obstruction of property
- Property damage
- Illegal drug use and dealing
- Litter
- Illegal dumping/disposal of trash
- Snow removal
- Unleashed dogs
- Failure to pick up dog feces

I have attempted to speak with my neighbors and their guests, residents of 16, 18, 20, and 30 Quequechan St., about the items above and have been unsuccessful. My family and I are often startled by vehicles **blasting their music** rattling our home. We have pleaded with the owners to turn their music off or down as this is not a public street and they are disturbing our peace.

Although the other properties have easements for ingress and egress which confers only their right to pass over our driveway to get to their property, not the right to **park on our property**. Doing so poses a safety issue being where there is only one access point and 4 buildings with several vehicles and families whom need to have unobstructed access. Everyone who lives here has been notified of their limited use of the driveway yet they continue to disregard. People who don't live here have also park their cars in the driveway and go on about their business. We are often dealing with vehicles blocking the driveway which has been an

11

ongoing nuisance and interference with the interest in the unobstructed use and enjoyment of our property.

One example of this is when Fall River Police responded, Officer Hoar and Washington, to my call in regards to my neighbor at 16 Quequechan St. obstructing the driveway. They would park their cars in a way that the vehicles would not fit in their driveway exceeding it by a foot or two. Not only were they parked on my property they were obstructing the driveway. They made it difficult for my family to get in and out of our garage which is located directly across. Before calling the police I had let the neighbors know this was an issue and the behavior continued. The police were also disregarded a few times after speaking to the owners and telling them not to continue with the obstruction. After the third or forth call the officers cited the owners of the vehicle causing the obstruction.

We have contacted the traffic depart to make a request for the city to place a sign on Quequechan St. stating this is a private way/private st which may alleviate some of the issues of illegal parking. Unfortunately I have not heard back from that office.

We have suffered several incidents of **property damage**. Our newly purchased flower pots were destroyed by a vehicle backing into them. Our gates have been hit twice. One of the gates was totally taken down by a vehicle. Our house was hit in the early morning hours shaking us out our sleep. In all of these instances none of the drivers came and alerted us as to what had happened. They were all hit and runs. Had we not connected surveillance cameras to our home we would be none the wiser as to who had done the damage.

I have called on the police a few times in regards to **illegal drug users and dealers** trying to use my driveway to conduct their business and/or do their drugs. I have found several needles near my garage door. I have reported what information I could gather on the people I see displaying such behavior to the police.

I have corresponded via email and phone calls with Mr. Fiore at City Hall regarding the abutting properties and the following issues; litter, **illegal disposal and/or dumping of trash**. I have addressed specifically city ordinances 26-33. The neighbors will have trash exceeding their trash cans and flying all over the driveway. This trash is ultimately picked up by my family and I who maintain the cleanliness of the driveway. We have also have suffered a rodent problem because of the amount of trash accumulated and noone disposing of it during the winter of 2017-2018. I have also complained about the blight of unkept properties city ordinances 26-40

We have had several issues with snow removal as well. Our property is private property and therefore we bear the liability. We receive no city services on our almost 200' driveway. My family and I clean the driveway ourselves in the summer keeping it clean and free of debris, repairing the asphalt, etc. We also clear the snow in the winter. We purchase salt and sand to

11

keep the driveway free of ice. All of this of our labor and our dime. We have had neighbors from several of the abutting properties place snow into the driveway after my family and I have cleared the driveway. There are ordinances that state redepositing of snow after it is cleared is prohibited. My family and I speak to the neighbors and the owners about it but this behavior continues to be displayed. We have even had snow piled up in front of our front door which prevented us from utilizing the exit and having to remove the snow once again.

Lastly many of the immediate abutting property residents own dogs. My family has dealt with dogs running up to us. I have small children who don't like dogs climbing on them and frankly it should not happen. We find dog feces along our driveway. We have contacted the Animal Control Officer whom have come out and spoken to us about the issue, went to the residents to educate them on responsible dog ownership and the laws pertaining to such ownership. After their initial visit to the dog owners I have had to call the Animal Control Officer repeatedly for dogs roaming the property off of their leash and the discovery of dog feces on my property. The Animal Control Officer has been very helpful.

In conclusion since purchasing our property we have been cussed out, threatened and disregarded in our request for the above behaviors to cease. I have sought the Fall River police to assist with many of these issues, especially the parking, obstruction of the driveway and property damage. We have been encouraged by officers not to engage anyone because many individuals are known to be armed and dangerous. We have made several attempts to schedule an appointment to meet with the Chief of police and discuss solutions and next steps but we have been unsuccessful in our attempts.

We are seeking the assistance of the City Council to help bring some resolve to the many issues that are causing our family constant pain and suffering. We look forward to your response.

Sincerely,
Santita Castellano

Addendum

**Loud Music from vehicles
Parking/obstruction of property
Illegal drug use and dealing**

§ 46-16

Chronic nuisance properties.
[Added 6-8-2010 by Ord. No. 2010-18]

A.

Findings; purpose.

(1)

Chronic nuisance properties present grave health, safety and welfare concerns, where the persons responsible for such properties have failed to take corrective action to abate the nuisance condition. Chronic nuisance properties have a tremendous negative impact upon the quality of life, safety and health of the neighborhoods where they are located. This section is enacted to remedy nuisance activities that are particularly disruptive to quality of life and repeatedly occur or exist at properties by providing a process for abatement. This remedy is not an exclusive remedy available under any state or local laws and may be used in conjunction with such other laws.

(2)

In addition, chronic nuisance properties are a financial burden to the City by the repeated calls for service to the properties of the nuisance activities that repeatedly occur or exist on such property. This section is a means to ameliorate those conditions and hold accountable those persons responsible for such property.

B.

Definitions. For purposes of this section, the following words or phrases shall have the meaning prescribed below:

ABATE

To repair, remove, destroy, or otherwise remedy a condition which constitutes a violation of this section by such means and in such a manner and to such an extent as the applicable City department director or designee(s) determines is necessary in the interest of the general health, safety and welfare of the community.

CHRONIC NUISANCE PROPERTY

Property on which combinations of three or more nuisance activities occur or exist during any sixty-day period.

CONTROL

11

The ability to regulate, restrain, dominate, counteract or govern property, or conduct that occurs on a property.

DRUG-RELATED ACTIVITY

Any unlawful activity at a property which consists of the manufacture, delivery, sale, storage, possession, or giving away of any controlled substance as defined by General Laws of the Commonwealth of Massachusetts.

NUISANCE ACTIVITY

Includes:

(1)

Any nuisance as defined by state law or local ordinance occurring on, around or near a property, including, but not limited to, violations of the following laws and regulations:

- (a) Unauthorized vehicles;
- (b) Fire Code violations;
- (c) Health and sanitation violations.

(2) Any criminal conduct as defined by state law occurring on, around or near a property, including, but not limited to, the following activities or behaviors:

- (a) Criminal harassment as defined in MGL c. 265, § 43A;
- (b) Disorderly conduct as defined in MGL c. 272, § 53;
- (c) Disturbing the peace as defined in MGL c. 272, § 53;
- (d) Lewd, wanton and lascivious persons as defined in MGL c. 272, § 53;
- (e) Assault as defined in MGL c. 265, § 13A;
- (f) Assault and battery as defined in MGL c. 265, § 13A;
- (g) Reckless endangerment as defined in MGL c. 265, § 13L;
- (h) Enticement of a child as defined in MGL c. 265, § 26C;
- (i) Prostitution as defined in MGL c. 272, § 53A;
- (j) Any firearms/dangerous weapons violations as defined in MGL c. 140;
- (k) Any drug-related activity as defined in MGL c. 94C;
- (l) Any gang-related activity.

Litter

Illegal dumping/disposal of trash

§ 26-32

Littering prohibited.

No person shall throw or deposit litter in or upon any street, sidewalk or other public place within the City except in public receptacles or in authorized private receptacles for collection.

§ 26-33

Proper placement for disposal.

Persons placing litter in public receptacles or in authorized private receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

§ 26-39

Depositing on occupied private property.

No person shall throw or deposit litter on any occupied private property within the City, whether owned by such person or not, except that the owner or person in control of private property may maintain authorized private receptacles for collection in such a manner that litter will be prevented from being carried or deposited by the elements upon any street, sidewalk or other public place or upon any private property.

§ 26-40

Duty of property owners to keep premises free of litter and weeds.

A.

The owner or person in control of any private property shall at all times maintain the premises free of litter; provided, however, that this section shall not prohibit the storage of litter in authorized private receptacles for collection.

B.

The owner or person in control of any vacant lot shall, at all times, maintain the premises free of litter and control the growth of any wild plants or the existence of any obstruction so as not to interfere with the general view of the people from the windows of the buildings abutting thereto, excluding basement windows; provided, however, that this section shall not prohibit the storage of litter in authorized private receptacles for collection.

Snow removal

§66-33

Placing snow or ice on cleared sidewalk or driveway.
[Amended 7-15-2008 by Ord. No. 2008-40]

No person shall deposit or cause to be deposited any snow or ice on any cleared sidewalk or driveway. This section shall not apply to vehicles under the control or jurisdiction of the Department of Community Maintenance in the performance of its duties.

Unleashed dogs

Failure to pick up dog feces

§ 6-17

Animal waste; disposal of deceased animals.

A.

The owner of every dog shall be responsible for the removal of any fecal matter deposited by the owner's animal(s) on his property, public walks, recreation areas or private property. Any violators of this section shall be subject to a penalty as set forth in § 6-12 of this chapter.

B.

The owner or person(s) who possesses or controls the dog when appearing with the dog on any public walk, street, recreation area or private property shall possess the means of removal of any fecal matter left by such dog.

C.

For purposes of this regulation, the means of removal shall include any tool, implement or other device carried for the purpose of picking up and containing such fecal matter. Disposal shall be accomplished by transporting such fecal matter to a place suitable and regularly reserved for the disposal of human fecal matter, specifically reserved for disposal of dog fecal matter or otherwise designated as appropriate by the Director of Public Health.

D.

When any domestic animal dies, its owner shall cause the animal to be removed to an animal rendering company or buried within 72 hours of the death of the animal. The administrative and disposal fee shall be as set forth in Chapter A110, Fee Schedule, of the City Code, payable within 30 days to the City of Fall River.^[1]

Unless otherwise set out in this chapter, any term defined in MGL c. 140, § 136A shall have the same meaning in this chapter, and shall be expressly incorporated herein.

AT LARGE

Off the premises of the owner, and not under the control of the owner or authorized escort either by leash, cord or chain.

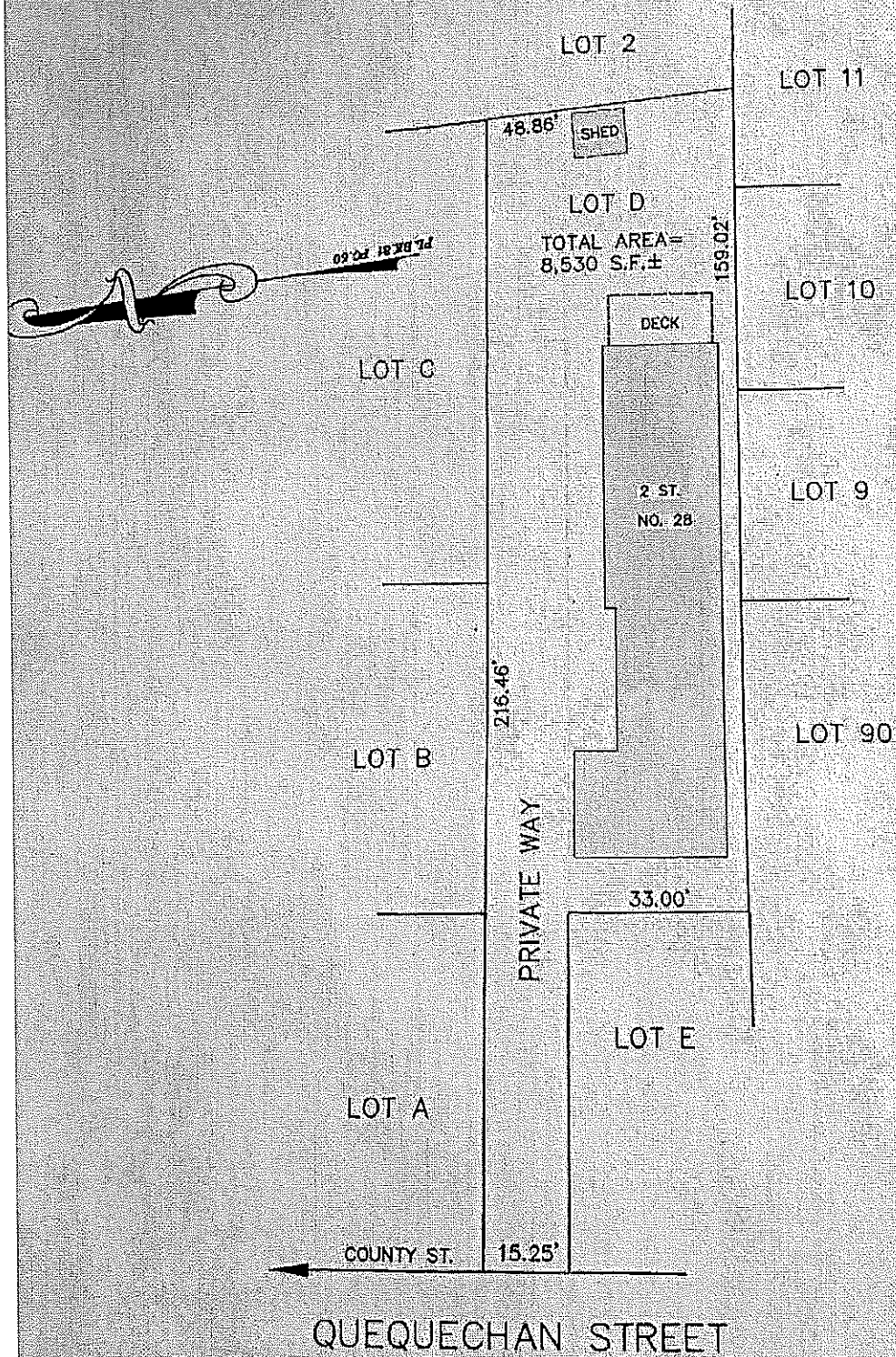
§ 6-6

Dogs at large prohibited; nuisances.

- A. No owner or keeper of any dog shall permit such dog to run at large at any time. The provisions of this section shall not be intended to apply to dogs participating in any dog show, nor to Seeing Eye dogs properly trained to assist blind persons for the purpose of aiding them in going from place to place, nor to any dogs properly trained and under control for aiding the deaf, nor to any dogs being trained or actually being used for hunting purposes.
- B. Nothing contained in the foregoing subsection shall prevent the City Council from approving any order authorized by Massachusetts General Laws or by MGL c. 140, § 167 at such times as the Council shall deem it necessary to safeguard the public. Violators of this section shall be subject to a penalty as set forth in § 6-12 of this chapter.
- C. Every owner or keeper of a dog shall exercise proper care and control of his or her dog so as to prevent said dog from becoming a public nuisance. It shall be deemed a public nuisance if any dog should trespass upon public or private property and deposit feces thereon, unless said feces are immediately removed by the owner or keeper of said dog. All dogs shall be kept under restraint, as defined in this chapter, including all dogs on any public properties, including parks, playgrounds, or cemeteries. Every owner shall exercise proper control and care of his animals to prevent them from becoming a nuisance animal.

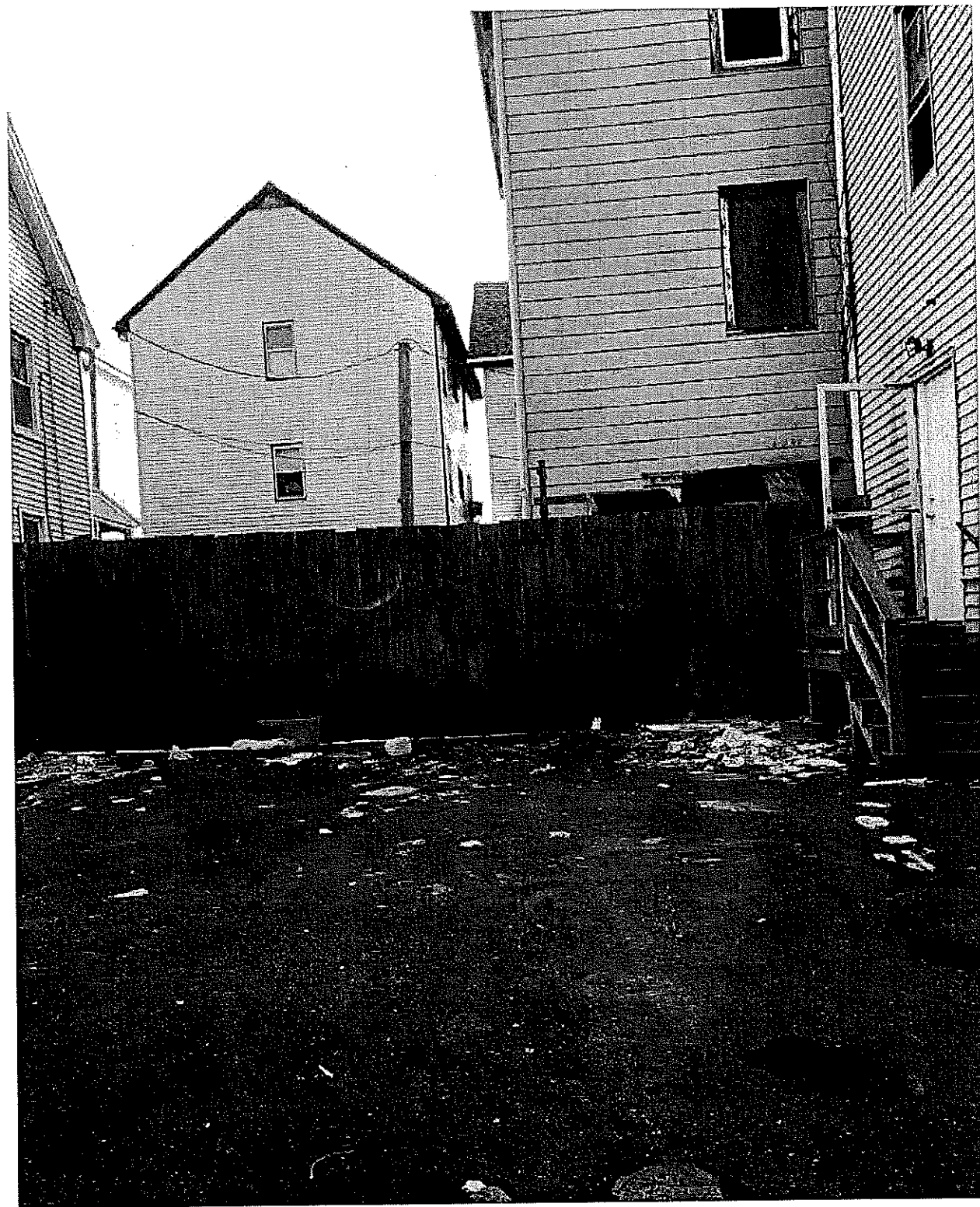
MORTGAGE INSPECTION PLAN
28 QUEQUECHAN STREET, FALL RIVER, MA

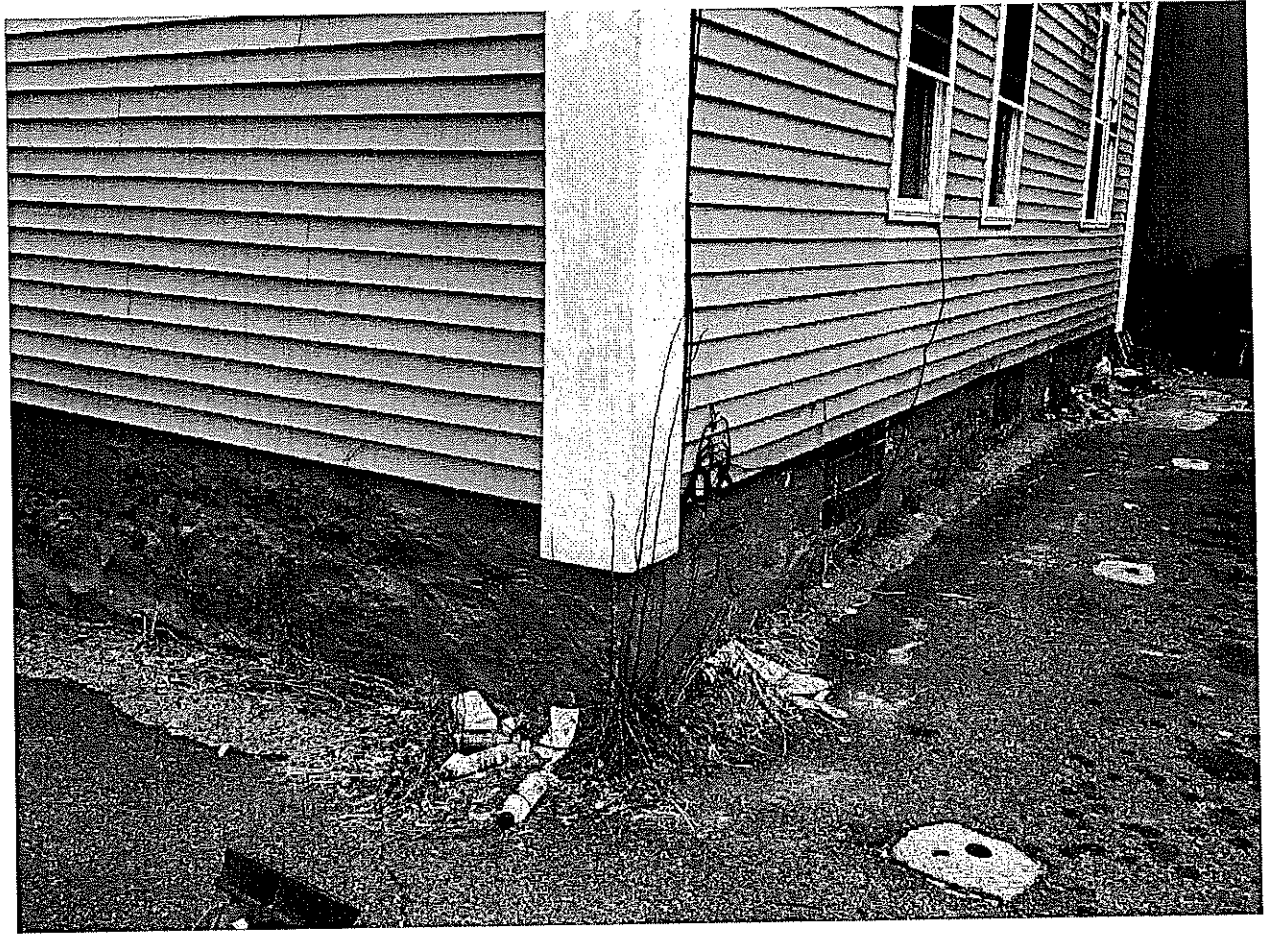
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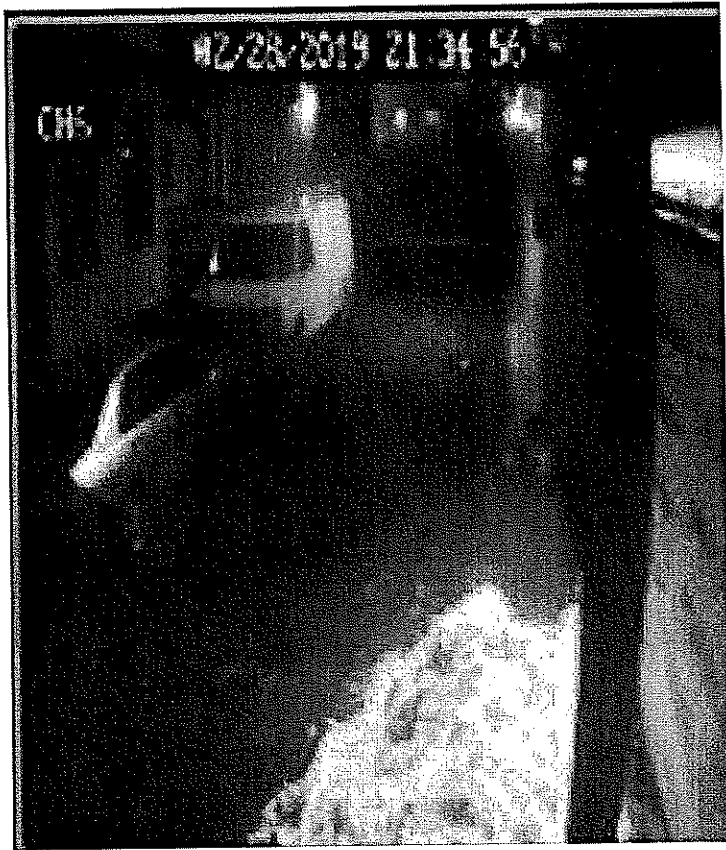








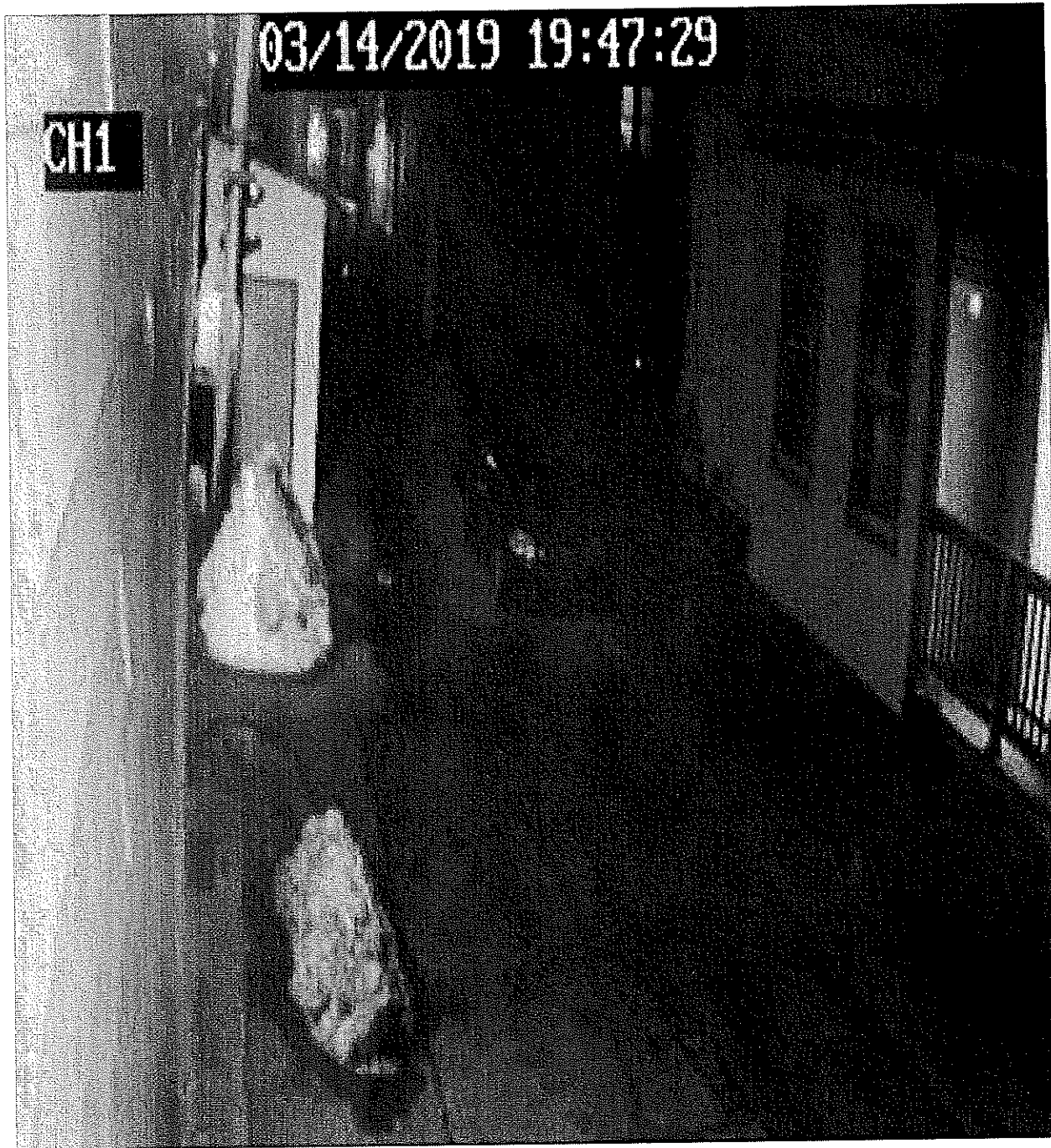


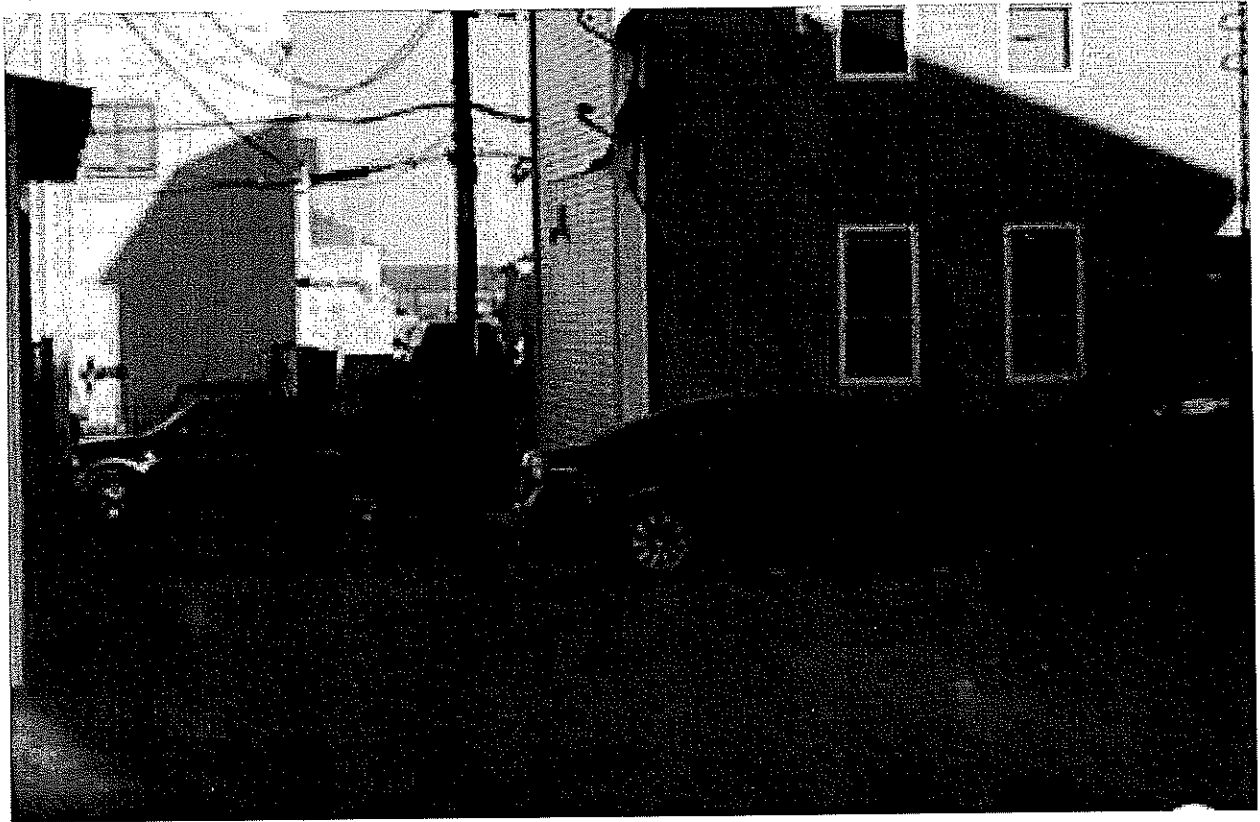


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03/14/2019 19:47:29

CH1





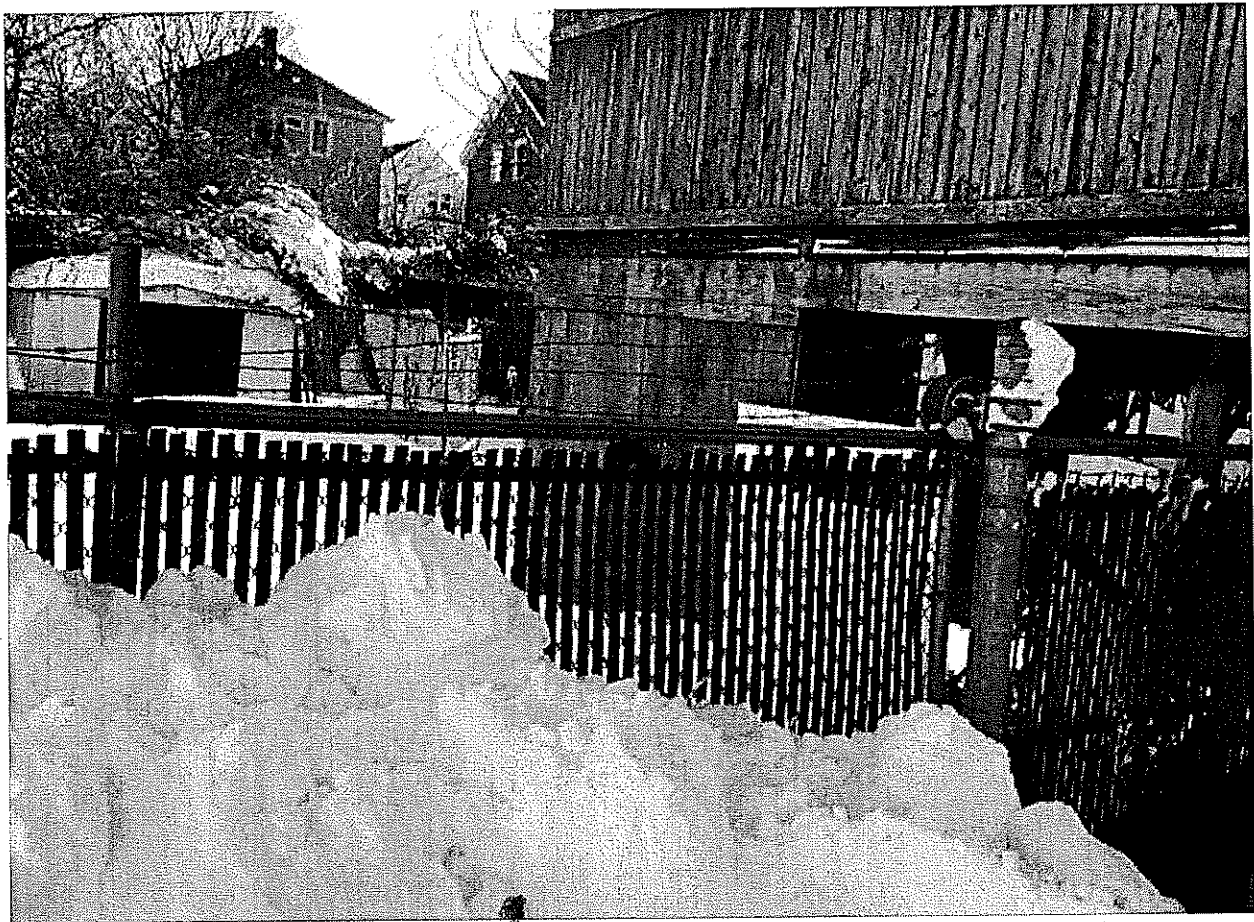
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RECEIVED

2020 JAN 24 A 11:01

CITY CLERK
FALL RIVER, MA

150 North Main St.

Apt. 102

Fall River, MA 02720

January 21, 2020

City of Fall River
Claim Dept. / City Clerk
1 Government Center
Fall River, MA 02722

To Whom It May Concern:

I turned in a claim on May 13, 2019 because I fell in a hole on Elm St. on April 24, 2019. We paid the doctor bills, but I never went to the dentist. I would like to be reimbursed for the doctor bills, I didn't go to the dentist because I didn't have the money to pay the bill. I would like to leave that part of my claim open or reach a settlement for the dentist bill. Enclosed are copies of the paid bills.

Yours truly,

Carolyn S. Dune



RECEIVED

16

City of Fall River
Notice of Claim

2020 JAN 24 A 11:01

CITY CLERK
FALL RIVER, MA

19-59 A

1. Claimant's name: Carolyn H. 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: 5/13/19Claimant's signature: Carolyn H. 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: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DCM	Date: <u>1/24/20</u>

16

RECEIVED

2020 JAN 31 P 1:48

Mark McLoughlin
222 Elsbree Street
Fall River MA 02720

CITY CLERK 19-112A
FALL RIVER, MA

January 31, 2020

City of Fall River
One Government Center
Fall River Ma 02720

RE: Water Supply Repair
Date of Leak: 12/20/2019
Date of Repair: 12/24/2019
Location: 222 Elsbree Street

Dear City Official:

This letter follows the initial notice of claim dated December 27, 2019 and the "City of Fall River Notice of claim" filed December 27, 2019 with indication of copies to City Clerk, Law, City Council and Water.

In support of the previously described claim to recover damages, attached are photos that evidence lack of an insert for the compression valve installation.



After excavation, Coastal employee working at the water shut off valve.

16

#19-112A



New Blue water supply installed by Coastal, attached to copper supply line (not shown)



Coastal removed the water shut off valve and discovered lack of Compression fitting insert on both sides of the valve.

RECEIVED

2020 JAN 31 P 1:48

CITY CLERK
FALL RIVER, MA

116

The city charter discusses the parameters of the responsibility of the work as related to the "main to the meter"

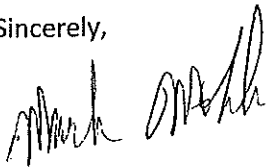
- § 74-333 Installation of work from main to meter; charge for turning water on or off at street.
[Amended 9-27-1994 by Ord. No. 1994-20]
- All work from the water main to the meter shall be under the direction and approval of the Watuppa Water Board at the expense of the person receiving water service, both for labor and material. There shall be a charge as provided in Chapter A110, Fee Schedule, of the City Code for turning on or shutting off the water at the street, if requested by the consumer.

The section refers to work between the main and the meter. In this instance the repair was at the water shut off and not "from" it or "between" it and the water meter as discussed in the section.

The work necessary to repair the water leak was at the connections to the water main. It is my understanding the city bears the cost of this repair.

It is my request to be reimbursed for the repair.

Sincerely,



Mark McLoughlin
508-243-9483

RECEIVED
2020 JAN 31 P 1:48
CITY CLERK
FALL RIVER, MA
19-112A

STEWARD MEDICAL GROUP, INC

please send payments to:
STEWARD MEDICAL GROUP, INC
PO BOX 9657
BELFAST, ME 04915-9657
billing phone: (833) 764-1600

department of service:
SAH SMG SAHORTHOFR
277 PLEASANT STREET, SUITE
101
FALL RIVER, MA 02721-3005
dept phone: (508) 646-7645

printed 01/31/2020
08:08 AM

#20-05A

GUARANTOR NAME AND ADDRESS	PATIENT #	PATIENT NAME	PROVIDER	DATE	DEPARTMENT
GORETTI MEDEIROS 600 DICKINSON ST FALL RIVER, MA 02721	102736383	GORETTI MEDEIROS	GLENN DUBLER, MD	11/19/2019	SAH SMG SAHORTHOFR
DOB	TELEPHONE	CURRENT INSURANCE	CERTIFICATE#	AUTH#	
05/25/1961	(508) 561-1082	BCBS-MA	*****2722		

CHARGES CREATED ON 11/19/2019

Date of Service	Diagnosis Codes	Procedure Code	Description	Original Insurance Plan	Supervising Provider	Amount
11/19/2019	S62617A	99203	OFFICE/OUTPATIENT VISIT NEW LVL 3	CURRENT	GLENN DUBLER	\$333.00
Total Charge Amount						\$333.00

PAYMENTS ON 11/19/2019

Post Date	Date of Service	Diagnosis Codes	Procedure Code	Original Insurance Plan	Supervising Provider	Reason For Payment	Method of Payment	Amount
11/19/2019				*SELF PAY* [0]		Copay [ALREADY VOIDED]	MC/VISA *****4751	\$35.00
Total Payment Amount								\$35.00

UPCOMING APPOINTMENTS FOR CCPN

Date	Time	Location	Provider	Appointment Type (Duration)
THU, FEB 27, 2020	08:30 AM	SAH SMG SAHORTHOFR	BRYAN DESMARAI, PASUP	Follow up 15 (15 min)

Consultation with Dr. Dubler

CITY CLERK
FALL RIVER, MA

2020 FEB -6 P 4:36

RECEIVED

Orig + Copy Law
Copy City Council
Copy DPW
Copy City Clerk



City of Fall River
Notice of Claim

RECEIVED

2020 JAN 29 P 2:20

CITY CLERK # 20-07
FALL RIVER, MA

16

1. Claimant's name: Marissa Varao
2. Claimant's complete address: 599 Mohawk Dr., Fall River, MA 02720
3. Telephone number: Home: 508-272-0043 cell 508-979-4382 Work: 508-979-4382
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
auto incident
5. Date and time of accident: 1/5/2020 Amount of damages claimed: \$ 248.38
6. Exact location of the incident: (include as much detail as possible):
On Indian Town Road near house number 292, multiple pot holes on road.
7. Circumstances of the incident: (attach additional pages if necessary):
Driving down Indian Town Road towards Blossom Road and noticed a pothole on the right side of the road, swerved to the left to avoid pothole on the right and in turn hit another larger pothole on the left side. Caused tire to blow and damage to the rim.
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: 1/29/2020

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.

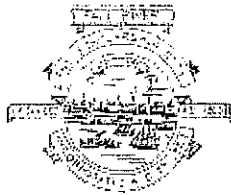
Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

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 ☐ DPW

Date: 1/29/2020



RECEIVED

2020 FEB -4 P 3:25

City of Fall River
Notice of Claim

CITY CLERK #20-08
FALL RIVER, MA

1. Claimant's name: Carmen Belen-Concepcion
2. Claimant's complete address: 93 Cedar Street, Apt. 1R, Fall River, MA 02720
3. Telephone number: Home: 774-259-3990 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Slip and fall on public way.
5. Date and time of accident: 1/7/2020 8:30 a.m. Amount of damages claimed: \$ unknown
6. Exact location of the incident: (include as much detail as possible):
Cedar Street in front of 93-95 Cedar Street.
7. Circumstances of the incident: (attach additional pages if necessary):
While walking across the street to get into a friend's vehicle, Carmen Belen-Concepcion's foot caught in potholes in the street and caused her to fall. Her fall resulted in multiple fractures of her right forearm/wrist requiring surgical repair.
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: 2/4/20

Claimant's signature: Carmen Concepcion

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

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For official use only:

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

Date: 2/4/2020



OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General
One Ashburton Place
Boston, MA 02108

17

Please note that all fields are required unless otherwise noted.

Your Contact Information:

First Name: Patrick Last Name: Higgins

Address: P O Box 24

City: Swansea State: MA Zip Code: 02777

Phone Number: 5086743140 Ext. _____

Email: patrick@patrickhiggins.net

Organization or Media Affiliation (if any): Patrick Higgins and Associates

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?

(For statistical purposes only)

☐ Individual ☒ Organization ☐ Media

Public Body that is the subject of this complaint:

☒ City/Town ☐ County ☐ Regional/District ☐ State

Name of Public Body (including city/town, county or region, if applicable): Fall River City Council

Specific person(s), if any, you allege committed the violation: Cliff Ponte Jr

Date of alleged violation: Jan 14 2020

Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

The Fall River City Council violated the open meeting law by illegally redacting candidate information on the letter of appointments and the candidates resumes for confirmation of appointments by the Mayor as members of appointed public bodies. This is the first time in 6 years that this information has been redacted and hidden from the public.

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

Vacate all votes on appointments where the full information of the candidates for the confirmation of mayoral appointments have been redacted, release the full letters of appointment and non redacted resumes for public transparency.
Learn and comply with the open meeting law.

Review, sign, and submit your complaint

I. Disclosure of Your Complaint.

Public Record. Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

Publication to Website. As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

II. Consulting With a Private Attorney.

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

III. Submit Your Complaint to the Public Body.

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2540 or by email to openmeeting@state.ma.us.

By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed: _____

Date: Jan 27 2020



OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General
One Ashburton Place
Boston, MA 02108

RECEIVED

18

2020 JAN 27 P 4: 32

CITY CLERK
FALL RIVER, MA

Please note that all fields are required unless otherwise noted.

Your Contact Information:

First Name: Collin Last Name: Dias

Address: 560 Ray Street

City: Fall River State: MA Zip Code: 02720

Phone Number: 7743408016 Ext. _____

Email: Collind00@aol.com

Organization or Media Affiliation (if any): _____

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?

(For statistical purposes only)

☒ Individual ☐ Organization ☐ Media

Public Body that is the subject of this complaint:

☒ City/Town ☐ County ☐ Regional/District ☐ State

Name of Public Body (including city/town, county or region, if applicable): Fall River City Council Subcommittee of Health and Environmental Affairs

Specific person(s), if any, you allege committed the violation: Trott Lee

Date of alleged violation: Discovered 1/10/20

18

Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

On January 10th, 2020, I, the complainant posted a poll and a request for City Councilor Trott Lee to host a meeting of the Fall River City Council Subcommittee of Health and Environmental Affairs to discuss ongoing asbestos issues regarding the demolition of the King Phillip Mill in Fall River. Shortly after I posted the Poll, Trott Lee, the chairman of the subcommittee, responded by saying that he has had phone calls with the two other members of the committee. The fact that Trott Lee had phone calls with them to discuss the asbestos issues regarding the King Phillip Mill is a violation of the Open Meeting Law as Councilor Lee deliberated with a quorum of the subcommittee outside of a posted meeting. The subcommittee consists of three members so two would be a quorum. This violation would not have been reasonably discovered until Councilor Lee admitted to having these phone calls with the other subcommittee members on January 10th. I also believe this act to be intentional.

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

To further obey the Open Meeting Law.

Councilor Lee apologize

Any other action that would rectify the issue

Review, sign, and submit your complaint

I. Disclosure of Your Complaint.

Public Record. Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

Publication to Website. As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

II. Consulting With a Private Attorney.

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

III. Submit Your Complaint to the Public Body.

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By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed:

William Siro

Date:

1/27/20

For Use By Public Body:

Date Received by Public Body:

For Use By AGO:

Date Received by AGO:



City of Fall River Massachusetts

Planning Division

WILLIAM D. ROTH JR., AICP
City Planner

TO: Alison Bouchard
City Clerk

FROM: Brittany Faria
Planning, Head Administrative Clerk

RE: Fall River Zoning Board of Appeals Meeting
October 17, 2019

RECEIVED
2020 JAN 30 P 3:23
CITY CLERK
FALL RIVER, MA

The Fall River Zoning Board of Appeals held a Public Hearing on Thursday, October 17, 2019, at 6:00 PM in the First Floor Hearing Room for the purpose of considering the petitions set forth in the attached minutes of said Public Hearing.

Members present: David Assad, Chair, John Frank, Jim Calkins and alternate members Dan Dupere and David Saber.

Members absent: Carolyn Morrissette, Vice Chairwoman,

Also present: Recording Secretary, Brittany Faria, and Alex Mello of FRGTV.

Notice of the meeting was advertised in the Fall River Herald News on Wednesday, October 2, 2019, and Wednesday, October 9, 2019. The hearing was also posted in the Government Center and notice was sent to the petitioners and abutters of the specified property, as well as the City of Fall River's Planning Board.

6:00pm Chair read the Open Meeting Law notice, and opening statement.

Chair announced that he would be abstaining from petition #1 and #4, and that Mr. Frank would chair petition #1.

RONALD & JOSEPH MIRANDA
317 Lindsey St., Lot S-15-01

In the matter of Six month extension request for Variance Granted with Conditions on September 20, 2018, to construct a two story addition to an existing commercial building waiving requirements in the [G] District.

FAVOR

Michael Fonseca, NCD Construction and Joseph Miranda were present to address the Board. The existing building had some structural issues that caused a delay and the original contractor did not complete the job so Mr. Fonseca was called in to resolve and they are ready to complete the project now.

OPPOSITION

No one was present in opposition to this petition.

DECISION

In a motion made by Mr. Calkins and seconded by Mr. Dupere, the Board unanimously VOTED 4-0 to Grant the extension request. Mr. Calkins, Mr. Frank, Mr. Saber and Mr. Dupere voted in favor of the petition. Mr. Assad abstained.

JOAN CYR
226 & 236 Atlantic Blvd., Lots A-15-36, 37

In the matter of Variance request to modify the existing lot line between the two existing structures, to alleviate an existing encroachment in the [S] District.

FAVOR

Dan Aguiar, Senior Project Manager of SITEC Inc. was present to address the Board.

As this petition did not have a quorum due to two Board members having to abstain, the petitioner was not opposed for the matter to be tabled to the November meeting to allow for a 4 member board. The petitioner understood the delay and the petition was not opened to hear at this time.

64 DURFEE LLC c/o Arthur Frank Jr. Esq.
64 Durfee St., Lots N-10-55, 42 & Central St. Lot N-9-2

In the matter of Special Permit request to reduce parking requirement for a mixed-use building containing 55 apartments and 15,000sf leasing area on grade level, in the [B-L] District.

FAVOR

Attorney Arthur Frank Jr. was present to address the Board along with Alan Macomber, Project Manager. This is a redevelopment project for the old Durfee Tech College. The 55 units break down into 44 market and 11 affordable, and commercial use on the first floor. According to the zoning ordinance pertaining to parking, he would need 133 on-site spaces but only has 88 available. However, pursuant to bylaw under section 86-445, a special permit may be granted if the Board finds that the reduction or modification is not inconsistent with public health and safety or if it promotes a public benefit. Mr. Frank explains project being a productive use. Mr. Macomber has secured 2 parking lots (with 1 abutting lot and 1 lot being adjacent to) plus on-street parking available with surrounding businesses having their own lots to utilize. Counting the two lots and counting the on-street parking, there is a total of 159 available which is more than the city ordinance requirement. They qualify for a special permit for parking pursuant to Sec 86-445, Paragraph 4 talking about availability of on-street parking and Paragraph 5 talking about use of off-site parking.

Mr. Assad asked to clarify locations of off-site parking. Mr. Macomber stated locations being at corner of Central and Green "parking lot A", and second lot at the corner of Elm and Durfee "parking lot D". Mr. Assad asked if conditioning 159 spaces would be agreeable, to which Arthur Frank confirmed. Arthur Frank also stated that with the mixed-uses, it creates peak demands at different times so there would be a staggered need between the residential and business uses. No traffic study was submitted. Parking lot D is within walking distance.

Mr. Calkins asked if there would be exclusive use of parking for residents, to which Mr. Macomber stated that he purchased 1 of the lot for exclusive use and he also secured a 10 year lease with option to purchase for the other lot, which he intends to purchase for this project.

Frank asked to clarify count, because he is only finding count of 91 total spaces, not 159. Mr. Mr. Macomber explained that the perimeter of the building is included in the count of 88 and that the total count of 159, Green Street has on-street parking all on one side which is not striped, and he explained where the spots were counted from Green Street marker. Bank Street spaces were counted from Green to North Main, as well as Elm, spaces were counted from Green to North Main.

OPPOSITION

Sonia Connolly, 386 Durfee St.- concerned with parking, her tenants have trouble parking in that area, inclement weather worsens the problem.

Mr. Assad replied that the on-street parking is for public use and would not be exclusive to the use of this building. They are giving a total of 159 available spaces to validate parking reduction. Arthur Frank further explained that Mr. Macomber did not count on-street spaces in front of the oppositions' address. She is further north, closer to Pine Street so they did not include those.

DECISION

In a motion made by Mr. Calkins and seconded by Mr. Frank, the Board unanimously VOTED 5-0 to grant the Special Permit with Condition being: **Collectively providing a minimum of 159 parking spaces between on-street parking and off-street sites in proposal.** Mr. Assad, Mr. Calkins, Mr. Frank, Mr. Dupere and Mr. Saber voted in favor of the motion. The Board found that due to the availability of on-street parking as well as the use of off-site parking, the proposed reduction of parking is not inconsistent with public health and safety.

CONTRACTORS LANDING LLC

Griffin St./Evelyn's Way/Ash St., Lot G-27-14

In the matter of Special Permit request to construct a multi-family housing development consisting of five 1-unit buildings in the [CMD] District. Lot size 43,683+/-sf.

FAVOR

Dan Aguiar, Senior Project Manager of SITEC Inc., was present to address the Board on behalf of the current owner of the subject property, Contractors Landing LLC. This is a repetitive petition which was recently approved by the Planning Board.

Mr. Aguiar explained the history of petitions before the Zoning Board, with changes that were made to the project. The Planning Board had to find specific and material changes upon which the previous unfavorable action was based, in order to come back before the ZBA.

When the new owner bought this parcel, they proposed a commercial condo project which is allowed by right, with access through Evelyn's Way. But during the Conservation filing procedures to address the wetlands on the property, concerns were raised from the neighbors and the owner then reconsidered the impact on the surrounding 22 single family homes which were created through variance approvals.

The current proposal being five single family homes on a singular parcel as a multifamily use, which is permitted through a Special Permit. There was a duplex project that was previously approved on the south side of the property prior to subdivision. Density has been reduced from 8 to 5 units, and the access has changed from the original proposal for this property. Revisions have been made to accommodate the neighbors, with changes made with the elevation change to accommodate accessing from Griffin St. rather than through Evelyn's Way.

Chair read Planning Board Decision of the Repetitive Petition into the record. Specific and material changes in conditions on previous actions were made.

Discussion regarding Scribner's error in Decision stating 4 residences, but should reflect changes being 5 single family homes as a multifamily use with access from Griffin St. rather than Evelyn's Way. Members of the audience stood to confirm the correct vote as they were present at said Planning Board meeting.

In a motion made by Mr. Frank and seconded by Mr. Calkins, the Board unanimously VOTED 5-0 that the new proposal is specifically and materially different.

Mr. Aguiar went on to explain the current proposal. The CMD District allows commercial uses, with this proposal being less detrimental than those allowable uses. Mr. Aguiar listed a number of far more detrimental uses without needing ZBA approval to further explain what type of projects that the owner could have pursued. The current proposal would have a 22' wide driveway extending the dead end portion of Griffin St. Providing 2 parking spaces per unit, with walk-out basements because of the elevation difference between them. The structures will be up-gradient to the wetlands leaving them undisturbed, which is a smaller footprint than the previous proposals.

Mr. Calkins asked how this wouldn't be condominiums, to which Mr. Aguiar explained that a previous proposal had been for commercial condos but this is currently a multifamily proposal most likely going to be marketed as a condominium.

Mr. Frank asked for clarification on the elevation lines shown on the plans. Mr. Aguiar explained that they would be filling in around the back of the homes for walk-out basements to transition.

Cheryl Demora, 35 Evelyn's Way- asked about emergency access depicted on the plans, if it would work both ways. Mr. Aguiar explained that the plans show 'gated emergency access if required' because what has been happening at the Site Plan Review level is that the fire department has been requesting some type of emergency access.

Andrea Aguiar, 46 Evelyn's Way- asked if there would be a physical barrier between the development and Evelyn's Way. Mr. Aguiar replied that at this time there is no fence or trees being proposed between them. The paved cul-de-sac comes right up to the landscape division. The applicant may not be opposed to doing some plantings but this is usually handled with the City Planner through Site Plan Review.

Mr. Frank asked to clarify the dimension from the end of cul-de-sac to the pavement of the proposed Griffin St., to which Mr. Aguiar answered it's about 8'-10' of landscaped strip between pavements. It is not going to be pavement against pavement.

Mr. Assad clarified that this proposal is not accessing from Evelyn's Way. But that Evelyn's Way is a public way and that cars have the right to pass and repass. The gated emergency access is not a fence and it is not intended for residents to use, but his advice would be to notify officials if there is interference or non-compliance.

Mr. Aguiar notes placement of existing hydrant and expressed concern for certain types of physical barriers but that a 4' vinyl fence may be possible. Mr. Assad expressed that a resolution can be found at the Site Plan Review level. Mr. Aguiar reiterated that a variance created the Evelyn's Way development, it exists through that allowance and what is currently being asking for is a lesser request, because this Special Permit is allowed by right.

Cheryl Demora asked for clarification that the cul-de-sac will remain the same, Mr. Assad confirmed that the proposal is a separate project. She stated that the neighborhood is appreciative that their concerns were heard and taken into account regarding use of the property.

Mr. Calkins questioned if Evelyn's Way is marked as dead end, Mr. Aguiar confirmed it is already marked that way. Mr. Aguiar noted that the City Planner will coordinate signage for traffic management.

Mr. Calkins asked if utilities would be separated, to which Mr. Aguiar explained that this being a condo type development, sewer would be tied into the existing main and water would most likely be looped in.

Mr. Aguiar stated that there would be no further subdivision as this is being pursued as a multifamily unit and they would have to reconstruct Griffin Street if they were to subdivide, which they don't want to do. He also explained that this proposal would go before the Conservation Commission on November 4th for additional permitting.

OPPOSITION

No one was present in opposition to this matter.

DECISION

In a motion made by Mr. Calkins and seconded by Mr. Frank, the Board unanimously VOTED 5-0 to Grant with Conditions being **1. No further subdivision; 2. There shall be a minimum of 2 parking spaces provided per unit; 3. No building permit shall be issued until the site plan has been approved by the Site Plan Review Committee and no site preparation work shall be commenced prior to approval of the site plan by the Site Plan Review Committee.** Mr. Assad, Mr. Calkins, Mr. Frank, Mr. Dupere and Mr. Saber voted in favor of the motion. The Board found that the proposed multi-family housing development would not adversely affect the neighborhood, that it is not noxious in the [CMD] District in which it is located and if relief were not granted, the petitioner would be denied reasonable use of the property.

RAY & KATHLEEN FERREIRA
3533 North Main St., Lot X-5-17

19

In the matter of Variance request to expand the existing garage with an 18'x45' addition for commercial use in the [S] District. Lot size 10,499+/-sf

FAVOR

Dan Aguiar, Senior Project Manager of SITEC, Inc., was present to address the Board. The existing commercial use is small engine repair, locally known as "The Lawnmower Guy". Description of property. Building Inspector noticed canopy/lean-to structure sitting on fence. To rectify, they are pursuing a larger, walled shed/workshop/garage addition which is partially constructed. Exterior wall was constructed to remove canopy/lean-to from the fence. Mr. Aguiar noted that the existing commercial use does not have a record of when it began.

Mr. Assad questioned the recent acquisition, owner Kathleen Ferreira explained that her father was recently taken off ownership.

This is a pre-existing nonconforming use and they are requesting to increase the non-conformity due to the structure and its proximity to the property line. The primary concern of Building Official was the structure, but the use also needs approval. Mr. Assad made note of the appropriate zoning areas that this use would be allowed and currently the merchandise is displayed on the sidewalk, etc.

Mr. Aguiar explained the purpose of the expansion will clean up the yard.

Assad made note of Mr. Roth City Planner recommendations being everything has to be housed inside the structure.

Mr. Frank asked if there would be plumbing in this structure to which Mr. Aguiar answered no. Mr. Aguiar also confirmed that it is 1 floor, it is insulated and there is no change to signage. Mr. Frank expressed concern for future subdivision. Discussion of Conditions to grant.

OPPOSITION

No one was present in opposition to this petition.

DECISION

In a motion made by Mr. Frank and seconded by Mr. Calkins, the Board VOTED 4-1 to grant the petition with conditions being: **1. All operations must be contained within property with no business allowed on sidewalk; 2. No future subdivision; 3. Hours of Operation being Tuesday through Saturday 10am-6pm.** Mr. Calkins, Mr. Frank, Mr. Saber and Mr. Dupere voted in favor of the motion, Mr. Assad was opposed.

TROY CITY LP
434 Alden St., Lot J-19-80

In the matter of Variance request to subdivide existing parcel into two lots leaving the existing multi-family on one lot (Lot size 6,936.6+/-sf) and leaving an existing garage to be used as a private storage facility on the second lot (Lot size 2,230.5+/-sf) in the [A-2] District.

FAVOR

Dan Aguiar, Senior Project Manager at SITEC Inc., was present to address the Board. Owner is selling property but the buyers have concerns with the existing warehouse/garage. If the Board allows subdivision, the garage will be utilized only for private storage which would alleviate the existing commercial use. Storage use is allowed in the district and the two family would be providing at least 4 parking spaces. The warehouse is all doors to the north side and they are proposing a cross easement to access. The lot was created back in 2005 through variance relief. Mr. Calkins questioned ownership, to which Mr. Aguiar stated that the current owner plans to retain the garage. Hardship regarding the inherited parcel shape and the uniqueness of the placement of the two structures.

OPPOSITION

No one was present in opposition to this petition.

DECISION

In a motion made by Mr. Frank and seconded by Mr. Calkins, the Board VOTED 4-1 to Deny the petition. Mr. Assad, Mr. Calkins, Mr. Frank and Mr. Dupere voted in favor of the motion, Mr. Saber was opposed and the petition was denied.

CITIZENS INPUT

No one signed up for Citizens Input.

APPROVAL OF MINUTES

In a motion made by Mr. Calkins and seconded by Mr. Dupere, the Board unanimously voted 5-0 to waive reading of the minutes and to approve the Minutes for Zoning Board of Appeals Meetings dated July 18, 2019, August 15, 2019, and September 19, 2019.

Proposed 2020 Meeting Schedule

Chairman Assad read the proposed meeting schedule for the record.

In a motion made by Mr. Calkins and seconded by Mr. Frank, the Board unanimously voted 5-0 to approve the proposed Meeting Schedule of the Zoning Board of Appeals for 2020.

ADJOURNMENT

In a motion made by Mr. Dupere and seconded by Mr. Saber, the Board unanimously voted 5-0 to adjourn the meeting at 7:15pm.

REGULAR MEETING OF THE CITY COUNCIL AND ORGANIZATION OF GOVERNMENT

MEETING: Monday, January 6, 2020 at 10:00 a.m.
B.M.C. Durfee High School, Robert J. Nagle Auditorium
360 Elsbree Street

PRESENT: Councilors Shawn E. Cadime, Michelle M. Dionne, Bradford L. Kilby,
Pam Laliberte-Lebeau, Trott Lee, Christopher M. Peckham,
Leo O. Pelletier, Linda M. Pereira, Cliff Ponte

ABSENT: None

The City Clerk, Alison M. Bouchard called the meeting to order. There was a presentation of the colors by the Fall River Police Department and Fall River Fire Department Honor Guards.

The purpose of the meeting was to elect a President and Vice-President of the City Council for the year 2020.

ORDERED, that we now proceed, by a vive-voce vote, to elect a President of the City Council for the year 2020.

A motion was made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime to adopt the order. Councilor Cliff Ponte received 9 votes and was declared President of the City Council for the year 2020. Councilor Cliff Ponte was then sworn to his duties by the City Clerk.

Council President Cliff Ponte delivered remarks, then permitted the City Clerk to proceed with the order of business.

ORDERED, that we now proceed, by a vive-voce vote, to elect a Vice-President of the City Council for the year 2020.

A motion was made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira to adopt the order. Councilor Pam Laliberte-Lebeau received 6 votes and Councilor Linda M. Pereira received 3 votes, from Councilors Bradford L. Kilby, Trott Lee and Linda M. Pereira. A further motion was made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby for unanimity and Councilor Pam Laliberte-Lebeau was declared Vice-President of the City Council for the year 2020. Councilor Pam Laliberte-Lebeau was then sworn to her duties by the City Clerk.

Council Vice-President Pam Laliberte-Lebeau delivered remarks.

On a motion made and seconded, it was unanimously voted to adjourn the meeting at 11:25 a.m.

List of documents and other exhibits used during the meeting:

Agenda (attached)

DVD of meeting

A true copy. Attest:

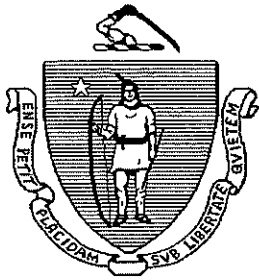
Alison M. Bouchard

City Clerk

21
RECEIVED

2020 FEB -3 P 12:4

CITY CLERK
FALL RIVER, MA



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

NOTICE OF FILING, PUBLIC HEARING, AND PROCEDURAL CONFERENCE

D.P.U. 20-03

January 29, 2020

Petition of Liberty Utilities (New England Natural Gas Company) Corp. d/b/a Liberty Utilities for approval by the Department of Public Utilities, pursuant to G.L. c. 164, § 96, of the acquisition of Blackstone Gas Company.

On January 15, 2020, Liberty Utilities (New England Natural Gas Company) Corp. d/b/a Liberty Utilities ("Liberty Utilities" or "Company"), pursuant to G.L. c. 164, § 96, submitted a petition to the Department of Public Utilities ("Department") for approval of the acquisition of Blackstone Gas Company ("Blackstone Gas"), as set forth in an Agreement and Plan of Merger ("Agreement") dated October 31, 2019. The Department docketed this matter as D.P.U. 20-03. The Attorney General of the Commonwealth of Massachusetts has filed a notice of intervention in this matter pursuant to G.L. c. 12, § 11E(a).

Liberty Utilities states that, pursuant to the Agreement the Company will acquire the gas-system assets and customer base of Blackstone Gas through the purchase of the issued and outstanding common stock held by Blackstone Gas' sole shareholder for a price of \$5.5 million, plus closing adjustments. The Company states that upon closing of the transaction, the Blackstone Gas corporate entity will merge with and into Liberty Utilities, and the separate corporate existence of Blackstone Gas will cease to exist. Further, the Company states that, upon closing Liberty Utilities will continue as the surviving corporation, with the operations, assets and customers of Blackstone Gas consolidated into that of Liberty Utilities. Thus, according to the Company, upon closing, all customers of Blackstone Gas will become customers of Liberty Utilities.

Liberty Utilities states that its acquisition of Blackstone Gas is consistent with the public interest under G.L. c. 164, § 96 and will result in "net benefits" to customers. The Company states that as a result of the acquisition, current Blackstone Gas customers will experience an annual bill decrease once they become Liberty Utilities customers, with the exceptions of low-use customers in rate classes R-1, G-41 and G-51. For these low-use customers, Liberty Utilities proposes to maintain the current Blackstone Gas customer charge applicable to each rate class, rather than charge the Liberty Utilities customer charge for that rate class. The Company claims that the "customer charge freeze" will result in an annual bill decrease for these low-use customers. Further, the Company states that at the time of its

next base distribution rate proceeding, current Liberty Utilities customers will experience reduced annual bills as the result of the addition of Blackstone Gas' sales volumes and rate base. In addition, Liberty Utilities states that the unit rates of its Local Distribution Adjustment Clause will be reduced by the inclusion of Blackstone Gas' sales volumes.

Liberty Utilities also states that the acquisition will result in operational cost savings, administrative efficiencies, and various non-economic benefits. Further, the Company states that the acquisition will not result in any adverse impacts on service quality or greater potential for service interruptions. Additional information regarding specific bill impacts, the purported benefits to current Blackstone Gas and Liberty Utilities customers associated with the acquisition, and other public interest considerations can be found in Liberty Utilities' filing.

As part of the filing, the Company also seeks approval to treat Blackstone Gas' assets as a \$5.5 million addition to Liberty Utilities' plant in service, to be rolled into rate base in the Company's next rate base distribution rate case. Finally, Liberty Utilities requests that the Department, in approving the subject transaction, confirm that the franchise rights and obligations currently held by Blackstone Gas shall be held by Liberty Utilities and that no separate authorization is required under G.L. c. 164, § 21.

The Department will conduct a public hearing on Liberty Utilities' petition on March 4, 2020, at 2:00 p.m. at the Department's offices, One South Station – 5th Floor, Boston, Massachusetts 02110. Following the public hearing, the Department will conduct a procedural conference. Any persons interested in commenting on this matter may appear at the public hearing or file written comments with the Department not later than the close of business (5:00 p.m.) on March 6, 2020.

Any person who desires to participate in the evidentiary phase of this proceeding must file a written petition for leave to intervene or to participate in the proceeding no later than the close of business (5:00 p.m.) on February 28, 2020. A petition to intervene must satisfy the timing and substantive requirements of 220 CMR 1.03. Receipt by the Department, not mailing constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under 220 CMR 1.01(4). To be allowed, a petition under 220 CMR 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10.

All written comments and petitions for leave to intervene or to participate in this proceeding must be filed with the Department of Public Utilities as follows: an original to Mark D. Marini, Secretary, Department of Public Utilities, One South Station, Boston, Massachusetts 02110; and one (1) copy of all materials filed with the Department should be sent to Marc J. Tassone, Hearing Officer, Department of Public Utilities, One South Station, 5th Floor, Boston, Massachusetts 02110. In addition, one (1) copy of these documents should be sent to

counsel for Liberty Utilities: Daniel P. Venora, Esq., Keegan Werlin LLP, 99 High Street, Suite 2900, Boston, Massachusetts 02110.

Further, in addition to paper filings with the Department, all documents also should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dpufiling@mass.gov and the Hearing Officer, Marc J. Tassone, marc.tassone@mass.gov, or (2) on USB flash drive. The text of the e-mail or letter accompanying the USB flash drive must specify: (1) the docket number of the proceeding (D.P.U. 20-03); (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic filing should also include the name, title, and telephone number of a person to contact in the event of questions about the filing. All documents submitted in electronic format will be posted on the Department's website: <https://eeaonline.eea.state.ma.us/DPU/Fileroom/dockets/bynumber> (enter "20-03").

A copy of Liberty Utilities' filing is available for inspection during regular business hours at Liberty Utilities' offices, 36 Fifth Street, Fall River, Massachusetts 02721, and at the Department's offices, One South Station, 5th Floor, Boston, Massachusetts. The filing also is available on the Department's website. Any person desiring further information regarding the petition should contact Liberty Utilities' counsel, Daniel P. Venora, Esq., at (617) 951-1400 or by email at dvenora@keeganwerlin.com.

To request materials in accessible formats (braille, large print, electronic files, audio format), contact the Department's ADA coordinator at DPUADACoordinator@mass.gov or (617) 305-3500. Reasonable accommodations at public or evidentiary hearings for people with disabilities are available upon request. Include a description of the accommodation you will need, including as much detail as you can. Also, include a way the Department can contact you if we need more information. Please provide as much advance notice as possible. Last minute requests will be accepted but may not be accommodated.

Any person desiring further information regarding this notice should contact Marc J. Tassone, Hearing Officer, Department of Public Utilities, at (617) 305-3500.

City of Fall River, *In City Council*

11a

(Vice President Pam Laliberte-Lebeau)

WHEREAS, the risks of firefighters being diagnosed with cancer are 9% higher than the general population, and

WHEREAS, the risk of firefighters dying from cancer are 14% higher than the general population, and

WHEREAS, the Fall River Fire Department has lost two active firefighters in the past seven years to occupational cancer, at the ages of 32 and 37, and

WHEREAS, there are currently two active firefighters that were diagnosed with, and treated for, occupational cancer, and

WHEREAS, we should do our best to offer cancer prevention screening and testing to our Fire Department employees, now therefore

BE IT RESOLVED, that the Administration offer all current firefighters the opportunity to sign up for the "Firefighter Cancer Screening Trial" through CancerDogs Inc., at a cost of \$30 per person, and

BE IT FURTHER RESOLVED, that the Administration pay for these screenings through the General Fund and not out of the FY 20 Fire Department budget, as those funds have already been marked for other purchases through zero based budgeting.

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City of Fall River, *In City Council*

(Vice President Pam Laliberte-Lebeau)

WHEREAS, the City Council unanimously adopted a Home Rule Petition on May 28, 2019, "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.", and

WHEREAS, the Mayor approved the Petition, and signed it on May 29, 2019, and

WHEREAS, Senator Michael Rodrigues filed the bill on June 17, 2019, with the Committee on Public Service, (S.2257), and it was heard on June 25, 2019, and

WHEREAS, the House and Senate extended the reporting date until April 22, 2020 as they are also deliberating a companion bill submitted by PERAC, now therefore

BE IT RESOLVED, that the City Council and the Mayor send a joint letter to our State Delegation requesting that they do everything within their power to see that either bill moves as quickly as possible to passage and implementation.