

City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

2021 JUL -9 P 1:30

CITY CLERK
FALL RIVER, MA

INÊS LEITE
ASSISTANT CITY CLERK

ALISON M. BOUCHARD
CITY CLERK

MEETINGS SCHEDULED
TUESDAY, JULY 13, 2021
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

AGENDA

5:00 P.M. CITY COUNCIL COMMITTEE ON ORDINANCES AND LEGISLATION MEETING
5:55 P.M. CITY COUNCIL PUBLIC HEARINGS (OR IMMEDIATELY FOLLOWING THE CITY
COUNCIL COMMITTEE ON ORDINANCES AND LEGISLATION MEETING IF IT RUNS PAST
5:55 P.M.)

Curb Removals

1. Louis Massa Jr., 75 Adams Street, for the removal of curbing as follows:

	Existing opening	Curbing to be removed	Curbing to be added	Proposed opening after alteration
Weetamoe Street	12'	12'	0'	24'

The petitioner is requesting the removal of 12 feet of curbing to the existing 12 foot driveway opening on the Weetamoe Street side of the property (corner lot) for purposes of creating a wider driveway to allow for additional parking.

2. Marilyn Almeida, 332 Herman Street, for the removal of curbing as follows:

	Existing opening	Curbing to be removed	Curbing to be added	Proposed opening after alteration
332 Herman Street	15'	5'	0'	20'

The petitioner is requesting the removal of 5 feet of curbing to the existing 15 foot driveway opening on the southwest side of the property (corner lot) for the purposes of creating a wider driveway to allow for additional parking.

3. Jordan Camara, 91 Pelham Street, for the removal of curbing as follows:

	Existing opening	Curbing to be removed	Curbing to be added	Proposed opening after alteration
Mott Street	30.5'	10.5'	0'	41'

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

One Government Center • Fall River, MA 02722

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

The petitioner is requesting the removal of 10 feet 6 inches of curbing to the existing 30 foot 6 inch driveway opening on the Mott Street side of the property (corner lot) for purposes of creating a wider driveway to allow for additional parking.

4. Kristin Bagnell, 4621 North Main Street, for the removal of curbing as follows:

	Existing opening	Curbing to be removed	Curbing to be added	Proposed opening after alteration
4621 North Main St.	20'	16'	0'	36'

The petitioner has a corner lot with an existing 20 foot curb cut on the south side of the home on Apple Creek Lane, and is requesting the removal of an additional 16 feet of curbing on the North Main Street side of the property to allow for additional off-street parking.

Street Acceptances

5. Acceptance of Bell Street, extending from the north line of Corbett Street and running to Canedy Street.
6. Acceptance of Granite Street, extending from Purchase Street to Rock Street.
7. Acceptance of Small Street, extending from President Avenue to a dead end and also 280 feet of Stanley Street extending from Small Street to Damon Street.

6:00 P.M. CITY COUNCIL COMMITTEE ON FINANCE MEETING (OR IMMEDIATELY FOLLOWING THE CITY COUNCIL PUBLIC HEARINGS IF THEY RUN PAST 6:00 P.M.)

1. Citizen Input
2. *Resolution – Administration provide an overview of the duties of the members of the Port Authority and State Pier (adopted 6-8-2021)
3. *Resolution – Administration present an outlined plan for the use of \$70 million dollars of one-time money from the \$1.9 Trillion Dollar Stimulus Plan (adopted 3-23-2021)
4. Transfers and appropriations (see items #4-7 below)
5. Discussion and review of City Council policy on the use of the City Council Attorney (see item #12 below)

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

PRIORITY MATTERS

1. *Mayor and order re: members of the Fall River Board of Park Commissioners as special municipal employees (objected to 6-22-2021)
2. *Mayor requesting confirmation of the following appointments:
 - a. Merrill M. Cordeiro to the Port Authority
 - b. John Medeiros to the Port Authority
3. *Mayor requesting the reappointment of Jeffrey Silvia to the Board of Park Commissioners
4. *Mayor and order appropriating \$1,288,887 for Fiscal Year 2021 as follows:

FROM:

City Clerk, Expenses	\$ 556
City Council, Expenses	\$ 352
Mayor's Office, Expenses	\$ 1,276
School Transportation	<u>\$1,286,703</u>
TOTAL:	\$1,288,887

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

TO:

Snow Removal, Salaries	\$ 47,358
Snow Removal, Expenses	\$ 492,868
Fire & Emergency Services, Salaries	\$ 746,477
City Clerk, Salaries	\$ 556
City Council, Salaries	\$ 352
Mayor's Office, Salaries	\$ 1,276
TOTAL:	\$1,288,887

5. *Mayor and order appropriating \$1,677,400 from the General Fund Stabilization Fund to:
- | | |
|------------------------------------|--------------------|
| Facilities Maintenance, Capital | \$ 150,000 |
| Community Maintenance, Capital | \$ 937,100 |
| Police, Capital | \$ 410,300 |
| Fire & Emergency Services, Capital | \$ 180,000 |
| TOTAL: | \$1,677,400 |
6. *Mayor and order appropriating \$50,000 from Facilities Maintenance, Expenses to:
- | | |
|--------------------------------|-----------|
| Community Services, Demo Lien | \$ 25,000 |
| Community Services, Vacant Lot | \$ 25,000 |
| | \$ 50,000 |
7. *Mayor and order appropriating \$360,000 from the American Rescue Plan Act of 2021 to
Financial Services, Expenses
8. *Mayor requesting the Quarter 4 Report be submitted for review in August
9. *Mayor re: use of \$216,320.00 of the American Rescue Pan Act of 2021 (ARPA) to fund
Operation Compass
10. *Mayor and proposed ordinance for IT Technical Support Specialist – MIS Division

PRIORITY COMMUNICATIONS

11. *Traffic Commission recommending amendments to traffic ordinances
12. *City Council President re: review policy on the use of the City Council Attorney

COMMITTEE REPORTS – None

ORDINANCES

Second reading and enrollment:

13. *Proposed Ordinance – Traffic, miscellaneous

RESOLUTIONS – None

CITATIONS – None

ORDERS – HEARINGS

Curb Removals:

14. Louis Massa Jr., 75 Adams Street – Total of 24' at 75 Adams Street –
Removal on Weetamoe Street
15. Marilyn Almeida, 332 Herman Street – Total of 20' at 332 Herman Street
16. Jordan Camara, 91 Pelham Street – Total of 41' at 91 Pelham Street –
Removal on Mott Street
17. Kristin Bagnell, 4621 North Main Street – Total of 36' at 4621 North Main Street

ORDERS – MISCELLANEOUS

Police Chief's Report on Licenses:

Taxicab Drivers:

18. John Fortes Jonathan Riopelle

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

19. Auto Repair Shop License Renewal:
Penacho Associates, LTD d/b/a Complete Auto Tech Center, Inc. located at 535 Bay Street
20. Auto Body Shop Licenses Renewal:
Penacho Associates, LTD d/b/a Mike's Auto Body located at 535 Bay Street
Rose Raposo d/b/a Color Tones Auto Body, LLC located at 2238 South Main Street

COMMUNICATIONS – INVITATIONS – PETITIONS

21. *Claims
City Council Meeting Minutes:
22. *Committee on Finance – June 15, 2021
23. *Committee on Finance – June 16, 2021
24. *Regular Meeting of the City Council – May 25, 2021
25. *Regular Meeting of the City Council – June 8, 2021
26. *Special Meeting of the City Council – June 29, 2021
27. *Communication from the Fall River Housing Authority re: American Rescue Plan Act 2021 funds and the Watuppa Heights Improvement Plan
28. *Open Meeting Law Complaint from Jo C. Goode re: June 22, 2021 alleged violation by the Fall River City Council
29. Structure On or Over a Public Way Permit – Banners for St. Anthony of the Desert Church Lebanese Mahrajan Festival scheduled for August 27-29 at the following locations:
 - a. Bedford Street and Troy Street
 - b. Pleasant Street
 - c. South Main Street

BULLETINS – NEWSLETTERS – NOTICES

- Final Reports:
30. Bell Street, extending from Corbett Street to Canedy Street
 31. Granite Street, extending from Purchase Street to Rock Street
 32. Small Street, extending from President Avenue to a dead end and also 280 feet of Stanley Street extending from Small Street to Damon Street

TABLED MATTERS

33. *Mayor requesting confirmation of the following appointments:
 - a. Patrick Norton to the Port Authority (tabled 6-8-2021)
 - b. Dawn Saurette to the Port Authority (tabled 6-8-2021)


Assistant City Clerk

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: JULY 13, 2021

ORDINANCES

- Ordination:
13. Proposed Ordinance – Traffic, Miscellaneous

OTHER POTENTIAL MATTERS (to be acted upon if recommendations are received)

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommendation (if received):

- 12a. Proposed Ordinance – Water and Sewer Rates
- 12b. Proposed Ordinance – Salary schedules

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

(City Council)

WHEREAS, there have been numerous questions regarding appointments to the Port Authority, and

WHEREAS, there are also questions regarding the operations at the State Pier, now therefore

BE IT RESOLVED, that the Administration be invited to a future meeting of the City Council Committee on Finance to provide an overview of the duties of the members of the Port Authority and the State Pier.

In City Council, June 8, 2021
Adopted

A true copy. Attest:

Alison M Bouchard

City Clerk

WHEREAS, the City of Fall River is anticipated to receive over 70 million dollars from the 1.9 Trillion Dollar Stimulus Plan, and

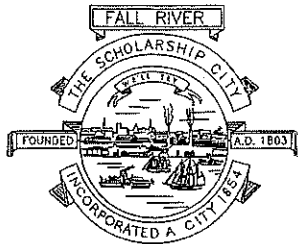
WHEREAS, this is considered one-time money and there will likely be restrictions on how the money can be allocated, now therefore

BE IT RESOLVED, that the Administration present to the City Council Committee on Finance a presentation that outlines a suggested plan, and

BE IT FURTHER RESOLVED, that the Administration's plan include a list of priorities from the highest to the lowest priority.

CITY OF FALL RIVER
IN CITY COUNCIL
MAR 23 2021

Adopted



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2021 JUN 17 P 4:25
CITY CLERK
FALL RIVER, MA

June 17, 2021

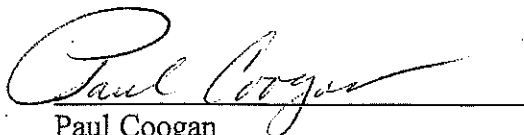
The Honorable City Council
One Government Center
Fall River, Massachusetts 02722.

Honorable Members of the City Council:

I hereby request the City Council to designate the members of the City of Fall River Park Board as "*special municipal employees*" in conformity with the Massachusetts Conflict of Interest Law, M.G.L. c. 268A, as enforced by the Massachusetts State Ethics Commission.

This request is being submitted with the intent to maintain a uniform "*special municipal employee*" designation for all members serving on Fall River Boards and Commissions, just as former Mayoral administrations have requested this designation by the Fall River City Council for other Boards in the past. As you are aware, it is the municipal position that is designated as having "special" status, not the individual. Therefore, all appointees holding the same position on a board must have the same classification as "special municipal employees."

Very truly yours,

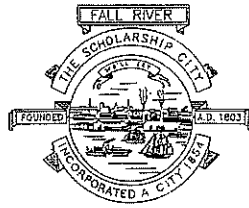

Paul Coogan
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL
JUN 22 2021

*Objected to and laid
on the table in accordance
with the Charter*

City of Fall River
Office of the Corporation Counsel

PAUL E. COOGAN
Mayor



ALAN J. RUMSEY
Corporation Counsel

GARY P. HOWAYECK
Assistant Corporation Counsel

SETH THOMAS AITKEN
Assistant Corporation Counsel

June 17, 2021

Re: Fall River Parks Board, "Special Municipal Employee," Designation

Dear Mr. Mayor:

Please find attached an explanatory email, relevant disclosures and proposed letter from you to the City Council all prepared by Fall River Housing Authority Counsel Mike Sousa. On behalf of two FRHA employees who are also members of the Fall River Parks Board, Attorney Sousa is seeking to have members of the Parks Board designated as "special municipal employees." This request is apparently consistent with the guidance given by the State Ethics Commission for the purpose of allowing these two FRHA employees to serve on the Parks Board while remaining in compliance with the Ethics Commission's Conflict of Interest Law.

Attorney Sousa asked that this office review the materials that are the basis for this request. This office takes no position on the attached proposal and offers no objection.

Accordingly I am asking that the matter be sent to the City Council for their consideration.

Respectfully submitted,



Seth Thomas Aitken

Assistant Corporation Counsel

City of Fall River, In City Council

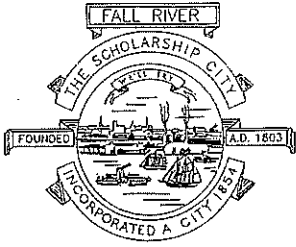
ORDERED, that in accordance with the provisions of Chapter 268A of the General Laws, the following position is hereby classified as "Special" and any municipal employee holding such position is hereby classified as a "Special Municipal Employee":

Member, Board of Park Commissioners

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 22 2021

Objected to and laid
on the table in accordance
with the Charter



City of Fall River
Massachusetts
Office of the Mayor

2a+b

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2021 JUN 30 A 10:40

CITY CLERK June 30, 2021
FALL RIVER, MA

PAUL E. COOGAN
Mayor

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

Dear Council President and Members of the Honorable Council:

Please see the attached appointment letters for the confirmation of Dawn Saurette, Patrick Norton, John Medeiros and Merrill M. Cordeiro to the Port Authority.

Dawn Saurette's experience as a small business owner as well as her past management experience and years of community services will make her a valuable asset as a board member of the Port Authority.

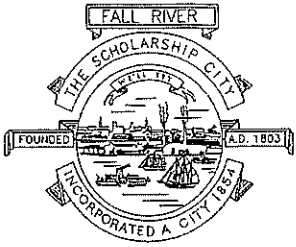
Patrick Norton's experience as the Executive Director of the Narrow's Center for the Arts, the largest entertainment venue on our City's waterfront as well as his past governmental experience will make him a valuable asset as a board member of the Port Authority.

John Medeiros's background as an insurance agent and an investment advisor as well as his experience with budgeting and strategic planning will make him a valuable asset as a board member of the board of the Port Authority.

Merrill M. Cordeiro's education and professional experience in business management and marketing as well as her years of service in the personal and commercial insurance industry and her community involvement will make her a valuable asset as a board member of the Port Authority.

Best Regards,

Paul E. Coogan
Mayor



City of Fall River
Massachusetts
Office of the Mayor

2a

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2021 JUN 30 A 10:40

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

June 30, 2021

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

Council President and Members of the Honorable Council:

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

Name: Merrill M. Cordeiro

Address: 170 Pleasant Street, #402
Fall River, MA 02721

Position: Port Authority

Effective: June 28, 2021

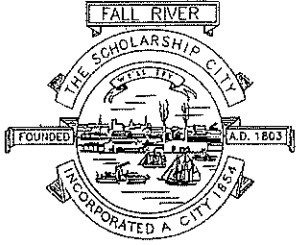
Term to expire: n/a

Replacing: Mark T. Veloza

Sincerely,

Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

2b

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2021 JUN -3 P 1:09

CITY CLERK _____
FALL RIVER, MA

June 3, 2021

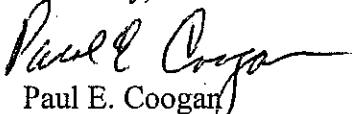
Honorable Members of the City Council
City of Fall River
One Government Center
Fall River, MA 02722

Council President and Members of the Honorable Council:

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

Name: John Medeiros
Address: 316 Palmer Street
Fall River, MA 02724
Position: Port Authority
Effective: June 3, 2021
Term to expire: n/a
Replacing: Brian Gettings

Sincerely,


Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

3

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2021 JUL -8 P 12:27

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

July 6, 2021

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

Council President and Members of the Honorable Council:

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

Name: Jeffrey Silvia

Address: 280 Ridge Street
Fall River, MA 02724

Position: Board of Park Commissioners

Effective: May 3, 2021

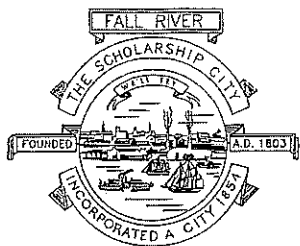
Term to expire: May 3, 2022

Replacing: n/a

Sincerely,

Paul E. Coogan
Mayor

PC/amos



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

PAUL E. COOGAN
Mayor

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2021 JUL -8 P 12:27

CITY CLERK
JULY 6, 2021
FALL RIVER, MA

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

Dear Honorable Council Members:

In accordance with the provisions of Chapter 44, Section 32 of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body.

These appropriations are necessitated due to the year-end review of the operating budget. The following appropriations will assist the City in meeting its Fiscal Year 2021 obligations:

FROM:

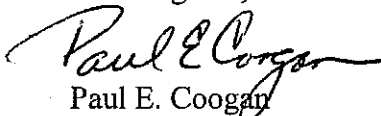
City Clerk, Expenses	\$556
City Council, Expenses	\$352
Mayor's Office, Expenses	\$1,276
School Transportation	\$1,286,703
Total	\$1,288,887

TO:

Snow Removal, Salaries	\$47,358
Snow Removal, Expenses	\$492,868
Fire & Emergency Services, Salaries	\$746,477
City Clerk, Salaries	\$556
City Council, Salaries	\$352
Mayor's Office, Salaries	\$1,276
Total	\$1,288,887

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

Best Regards,


Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

July 13, 2021

1

ORDERED: (FY 21 Orders)

Transfer and appropriate \$1,288,887 from:

City Clerk, Expenses	\$556
City Council, Expenses	\$352
Mayor's Office, Expenses	\$1,276
School Transportation	<u>\$1,286,703</u>
Total	<u>\$1,288,887</u>


And Transfer and appropriate \$1,288,887 to:

Snow Removal, Salaries	\$47,358
Snow Removal, Expenses	\$492,868
Fire & Emergency Services, Salaries	\$746,477
City Clerk, Salaries	\$556
City Council, Salaries	\$352
Mayor's Office, Salaries	<u>\$1,276</u>
Total	<u>\$1,288,887</u>

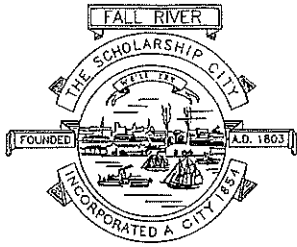
FY21 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
City Clerk, Expenses	\$ 49,623.00 \$	(556.00) \$	49,067.00
City Council, Expenses	\$ 179,500.00 \$	(352.00) \$	179,148.00
Mayor's Office, Expenses	\$ 27,100.00 \$	(1,276.00) \$	25,824.00
School Transportation	\$ 9,730,000.00 \$	(1,286,703.00) \$	8,443,297.00
Snow Removal, Salaries	\$ 105,000.00 \$	47,358.00 \$	152,358.00
Snow Removal, Expenses	\$ 421,243.00 \$	492,868.00 \$	914,111.00
Fire & Emergency Services, Salaries	\$ 14,434,207.00 \$	746,477.00 \$	15,180,684.00
City Clerk, Salaries	\$ 341,544.00 \$	556.00 \$	342,100.00
City Council, Salaries	\$ 255,397.00 \$	352.00 \$	255,749.00
Mayor's Office, Salaries	\$ 283,737.00 \$	1,276.00 \$	285,013.00

I certify that there are sufficient funds available for these transfers.


 Jennifer Argo, City Auditor
 July 13, 2021

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City of Fall River
Massachusetts
Office of the Mayor
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2021 JUL -8 P 12: 27

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

July 6, 2021

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

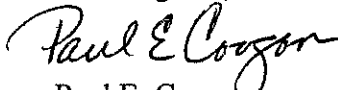
Dear Honorable Council Members:

In accordance with the provisions of Chapter 44, Section 32 of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body.

1. \$150,000 That the sum of \$150,000 be, and the same is, hereby appropriated to the FACILITIES MAINTENANCE, CAPITAL from the GENERAL FUND STABILIZATION FUND.
2. \$937,100 That the sum of \$937,100 be, and the same is, hereby appropriated to the COMMUNITY MAINTENANCE, CAPITAL from the GENERAL FUND STABILIZATION FUND.
3. \$410,300 That the sum of \$410,300 be, and the same is, hereby appropriated to the POLICE, CAPITAL from the GENERAL FUND STABILIZATION FUND.
4. \$180,000 That the sum of \$180,000 be, and the same is, hereby appropriated to the FIRE & EMERGENCY SERVICES, CAPITAL from the GENERAL FUND STABILIZATION FUND.

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

Best Regards,


Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

July 13, 2021

1

ORDERED:

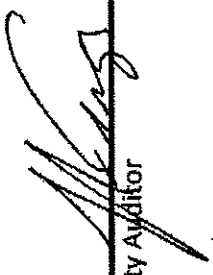
That the sum of \$1,677,400 be, and the same is, hereby appropriated from the GENERAL FUND STABILIZATION FUND to the following:

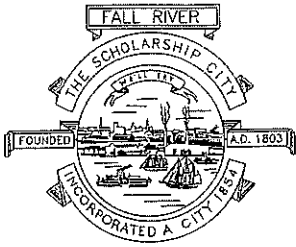
FACILITIES MAINTENANCE, CAPITAL	\$150,000
COMMUNITY MAINTENANCE, CAPITAL	\$937,100
POLICE, CAPITAL	\$410,300
FIRE & EMERGENCY SERVICES, CAPITAL	\$180,000

FY22 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
General Fund Stabilization Fund	\$ 9,229,145.02 \$	(1,677,400.00) \$	7,551,745.02
Facilities Maintenance, Capital	\$ - \$	150,000.00 \$	150,000.00
Community Maintenance, Capital	\$ - \$	937,100.00 \$	937,100.00
Police, Capital	\$ - \$	410,300.00 \$	410,300.00
Fire & Emergency, Capital	\$ - \$	180,000.00 \$	180,000.00

I certify that there are sufficient funds available for these transfers.


 Jennifer Argo, City Auditor
 July 13, 2021



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

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2021 JUL -8 P 12:27

CITY CLERK _____
FALL RIVER, MA

July 6, 2021

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

Dear Honorable Council Members:

In accordance with the provisions of Chapter 44, Section 32 of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body.

1. \$25,000 That the sum of \$25,000 be, and the same is, hereby appropriated to the COMMUNITY SERVICES, Transfer to Demo Lien from the FACILITIES MAINTENANCE, EXPENSES.
2. \$25,000 That the sum of \$25,000 be, and the same is, hereby appropriated to the COMMUNITY SERVICES, Transfer to Vacant Lot from the FACILITIES MAINTENANCE, EXPENSES.

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

Best Regards,

Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

6

July 13, 2021

2

ORDERED:

That the sum of \$50,000 be, and the same is, hereby appropriated from the FACILITIES MAINTENANCE, EXPENSES to the following:

COMMUNITY SERVICES, Transfer to Demo Lien	\$25,000
COMMUNITY SERVICES, Transfer to Vacant Lot	\$25,000

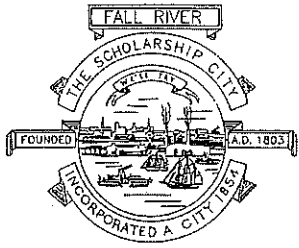
FY22 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
Facilities Maintenance, Expenses	\$ 1,882,972.00 \$	(50,000.00) \$	1,832,972.00
Community Services, Transfer to Demo Lien	\$ 15,000.00 \$	25,000.00 \$	40,000.00
Community Services, Transfer to Vacant Lot	\$ 15,000.00 \$	25,000.00 \$	40,000.00

I certify that there are sufficient funds available for these transfers.


 Jennifer Argo, City Auditor
 July 13, 2021

6



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED

2021 JUL -8 P 12:27

CITY CLERK _____
FALL RIVER, MA

July 6, 2021

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

Dear Honorable Council Members:

In accordance with the provisions of Chapter 44, Section 32 of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body.

1. \$360,000 That the sum of \$360,000 be, and the same is, hereby appropriated to the FINANCIAL SERVICES, EXPENSES from the American Rescue Plan Act of 2021 under the category "To replace Public Sector Revenues that were lost due to the COVID-19 Pandemic".

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

Best Regards,

Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

7
July 13, 2021

3

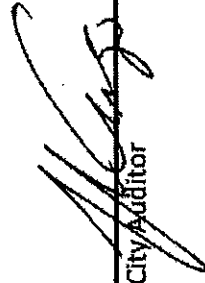
ORDERED:

That the sum of \$360,000 be, and the same is, hereby appropriated from the American Rescue Plan Act of 2021 to FINANCIAL SERVICES, EXPENSES

FY22 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
Financial Services, Expenses	\$ 334,270.00 \$	360,000.00 \$	694,270.00

I certify that there are sufficient funds available for these transfers.



 Jennifer Argo, City Auditor
 July 13, 2021

7

Argo, Jennifer

Subject: FW: RRC & Patriot Properties

From: Raposo, Nelia
Sent: Thursday, May 20, 2021 12:12 PM
To: Sahady, Mary
Cc: Matthew J. Thomas, Esq.; Richard Gonsalves
Subject: RRC & Patriot Properties

Good afternoon Mary,

As you know, DOR certifies all of the real estate and personal property valuations in the City every five years, and reviews Interim Adjustments during the intervening years. We are scheduled for our next DOR Certification in FY2024. When DOR certifies a municipality's valuations, it also issues Directives that must be completed before the next Certification. These prior Directives are reviewed by DOR for compliance when certifying the valuations. Failure to address prior directives can result in delays to or denial of a municipality's certification. If a municipality does not receive a certification, it cannot set a tax rate and may be required to issue an estimated 3rd Quarter Tax Bill.

We periodically review progress on our Directives and during our most recent review have determined that the COVID-19 Pandemic has severely impacted, and continues to impact, our ability to enter businesses to conduct a physical inventory of personal property and to measure and list residential, commercial, and industrial real estate throughout the City. We have discussed this with DOR and developed a plan to address the Directives. However, additional funding will be necessary.

Personal Property

Our review of the Directive regarding Personal Property has revealed that there remain 1,008 personal property accounts that must be physically reviewed before FY2024 in order to satisfy the existing Directive. As you know, Gov. Baker's Declaration of the State of Emergency due to COVID-19 severely impacted our ability, and that of Real Estate Research Consultants, Inc.(RRC), the consultant that has been providing services to the City relative to the valuation of personal property for a number of years, to enter these business premises and conduct the inspections. RRC's current contract will expire on June 30, 2021, however the City had the option to extend the term of the contract for an additional two years. The Board of Assessors has voted to do this, and requested that the contract be amended to provide the needed services to ensure that the City completes the physical valuation by FY2024 of the approximately 1,008 personal property accounts that need to be completed to satisfy the existing DOR Directive. RRC and the City have agreed to the amendments and the contract extension will be presented to the Board of Assessors on May 27, 2021 for execution. In order to do this, we are requesting a disbursement of \$10,000.00 from the CARES Act Funds.

Real Estate

7

The current Directive requires that cyclical physical measuring and listing of all real estate in the City be completed by the June 30, 2021. As of today, approximately 50% of the 21,000 real estate tax parcels have not been physically measured and listed. The Assessors of most municipalities in the Commonwealth have had significant difficulties during the past 12 months entering properties to measure and list. Fall River has experienced similar significant difficulties. DOR has granted the City a one (1) year extension of the deadline set in the Directive. Some of the required work may be completed using the recently procured NearMap program, however, in order to complete this task by June 30, 2022, the City will need to procure Patriot Properties, the City's current CAMA System Vendor, to measure and list approximately 10,000 properties within the required time frame. This would most likely need to be done through a sole source procurement due to the proprietary nature of Patriot Properties' system. In order to do this, we are requesting a disbursement of \$350,000.00 from the CARES Act Funds.

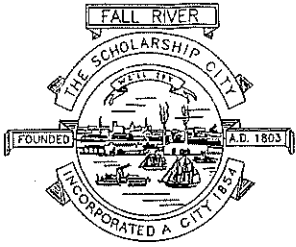
The Board of Assessors and the Assessors Office understand that these are significant requests. However, the COVID-19 Pandemic, and the restrictions that were imposed to help address the Pandemic, severely impacted our ability to perform the tasks necessary to satisfy these specific Directives. Without the requested funding, we are concerned that even DOR's approval of the Interim Adjustments required to approve the FY2022 Tax Rates, may be adversely impacted.

Thank you for your consideration of these requests. Please contact me if you have any questions or comments.

Nel

Nelia M. Raposo, MAA
Administrative Assistant to The Board of Assessors
(508)-324-2300 Telephone
(508)-324-2301 Fax
nraposo@fallriverma.org

City of Fall River
Assessors Department, Rm #313
One Government Ctr
Fall River, MA 02722



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

8

RECEIVED

2021 JUL -8 P 12:27

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

July 6, 2021

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

Dear Councilor President and Members of the Honorable Council:

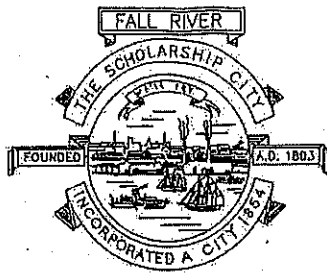
I respectfully request your consideration in allowing the administration the ability to submit the Quarter 4 budget report to the Honorable Council at your August meeting instead of the July City Council meeting per the City of Fall River's Charter. The year-end actuals will not be completed in time for your only July meeting scheduled for the 13th.

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

Best Regards,

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Department of Financial Services
TREASURER • COLLECTOR • AUDITOR • ASSESSOR

Auditor Division

PAUL E. COOGAN
Mayor

JENNIFER ARGO
City Auditor

June 23, 2021

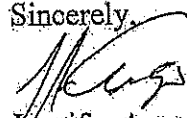
Mayor Paul E. Coogan
City of Fall River
One Government Center
Fall River, MA 02722

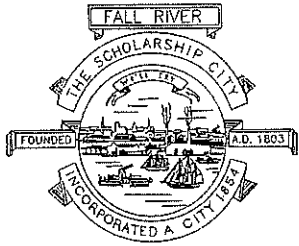
Dear Mayor Coogan:

Under Article 6 (Finance and Fiscal Procedures), Section 6-8 (Quarterly Budget Updates) in the City of Fall River's Charter, it states "Quarterly budget updates shall be made by the mayor or a designee during the second regular monthly meeting of the city council in the months of January, April, July, and October." However, there is only one meeting in July and the last FY21 warrant will be processed on July 15th. The year-end actuals will not be complete by July's city council meeting. Therefore we are requesting to submit the Quarter 4 budget report to City Council in August to ensure a complete and accurate report.

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

Sincerely,


Jennifer Argo
City Auditor



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED

2021 JUL -8 P 12: 27

CITY CLERK _____
FALL RIVER, MA

July 6, 2021

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

Dear Honorable Council Members:

I am writing to inform the City Council we will be using \$216,320 of the American Rescue Plan act of 2021 under the category "To address negative Economic Impacts from the COVID-19 Pandemic". These funds will be used by the Police Department for Operation Compass. We will be setting up a special revenue fund for this project.

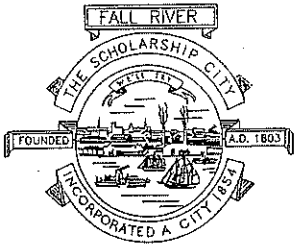
If you have any questions or concerns regarding this, please feel free to contact the Police Chief Cardoza.

Best Regards,

Paul E. Coogan

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

June 30, 2021

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

Dear Council President and Members of the Honorable Council:

Please see the attached job description for your consideration in establishing an IT Technical Support Specialist with a recommend salary of not to exceed \$55,000.00 in the Management Information System Division. The funding for this position would come from the vacant Network Administrator position in the FY22 budget.

We ask for your every consideration with this request. Thank you.

Best Regards,

Paul E. Coogan
Mayor

PC/amos

CITY CLERK
FALL RIVER, MA

2021 JUL -8 P 2:32

RECEIVED

10

City of Fall River, *In City Council*

10

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

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

By inserting in Section 50-301, which section relates to Salary schedules for executive officers, department heads and non-union personnel, in proper alphabetical order the following:

	Grade	Effective Date	Step 1
IT Technical Support Specialist	ITSS	09/15/2021	Not to exceed \$55,000

10

**CITY OF FALL RIVER
JOB DESCRIPTION
IT Technical Support Specialist**

Recommended Salary

Not to exceed \$55,000 annually

The IT Technical Support Specialist will provide front-line primary technical support to end users on various technical issues and problems relating to hardware, software and peripherals. In addition to participating in technical projects of new applications, modifying/supporting existing applications; acquisition, installation, support, problem diagnosis/resolution and training of users on all computer and network equipment and peripherals; developing training material, and conducting training sessions for City supported hardware and software.

The IT Technical Support Specialist must have excellent problem solving skills in order to diagnose, prioritize, evaluate and resolve complex problem situations, or when appropriate, escalate or route them to appropriate IT staff members or to the Director of Information Technology.

Essential Functions and Duties:

Troubleshoot, diagnose and resolve IT issues related to:

- Configure, install, troubleshoot supported associated hardware and software.
- Document resolutions and develop IT-related documentation as it pertains to their essential functions
- Handle calls from users to determine and resolve IT-related issues and process IT-related requests; tracks such issues/requests via an electronic ticketing system
- Maintain IT asset inventory database
- Manage the full desktop life-cycle - planning, deploying, maintaining, and retiring assets according to city standards and procedures
- Participate in network-related projects as assigned
- Support Government Center software applications (Microsoft Office, GIS, Patriot, Invoice Cloud, Office, Outlook, etc.);
- Providing technical support across the company (this may be in person or over the phone)
- Support Government Center VoIP Telephony system
- Support Multifunction devices, fax machines, printers, scanners, audio/visual equipment
- Support Web conferencing applications
- Test proper performance of hardware and software and troubleshoots problems to determine if a failure is hardware or software related
- Train users on all computer and network equipment and peripherals; developing training manuals and/or user documentation, as well as conducting training sessions for City computer equipment and application software for employees
- Troubleshoot network connectivity issues
- Perform other related duties and responsibilities as assigned

Education and Experience

- Associate's degree or higher education in Computer Science, Computer Engineering, Information Technology or related field preferred;
- Minimum of three years' hardware, software and networking experience;
- CompTIA Net+, A+, Sec+, MCSE or equivalent experience;
- Windows 10;
- SQL Server 2016 or higher;
- Windows Server 2012 and higher;
- Active Directory, PowerShell, TCP/IP, SMTP, SNMP, DNS, DHCP, HTTP, FTP, Cloud Computing, Exchange 2010, SAN Storage, Tyler Technologies – Munis Software, ESRI GIS;
- Virtualization technologies including VMWare Horizon VDI;
- Microsoft Windows Operating Systems and Productivity Suites



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

11

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

July 7, 2021

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

RECEIVED
2021 JUL -7 P 2:58
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 16, 2021 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
Hall Street	North	Starting at a point 302 feet east of Church Street, for a distance of 20 feet easterly.

Jacqueline Kirker
56 Hall Street
Fall River, MA 02724

Very truly yours,

Laura Ferreira
Parking Clerk

C*✓



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division
RECEIVED

11

Paul E. Coogan
Mayor

2021 JUL -2 P 12:18

LAURA FERREIRA
Parking Clerk

CITY CLERK
FALL RIVER, MA

June 29, 2021

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 16, 2021 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
Foster Street	West	Starting at a point 92 feet south of Warren Street, for a distance of 20 feet southerly.

Karen A. Proulx
131 Foster Street
Fall River, MA 02721

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division
RECEIVED

Paul E. Coogan
Mayor

2021 JUL -2 P 12:18

LAURA FERREIRA
Parking Clerk

June 29, 2021

CITY CLERK _____
FALL RIVER, MA

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 16, 2021 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
Pulaski Street	West	Starting at a point 71 feet north of Warren Street, for a distance of 20 feet northerly.

Rosa M. Prates
93 Pulaski Street
Fall River, MA 02721

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division
RECEIVED

Paul E. Coogan
Mayor

2021 JUL -2 P 12:18

LAURA FERREIRA
Parking Clerk

CITY CLERK _____
FALL RIVER, MA

June 29, 2021

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 16, 2021 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
Peckham Street	South	Starting at a point 382 feet west of Plymouth Avenue, for a distance of 20 feet westerly.

Leo Pelletier
323 Peckham Street
Fall River, MA 02724

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

RECEIVED

Paul E. Coogan
Mayor

2021 JUN 25 12:37
LAURA FERREIRA
Parking Clerk
CITY CLERK
FALL RIVER, MA

June 24, 2021

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, June 16, 2021 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.

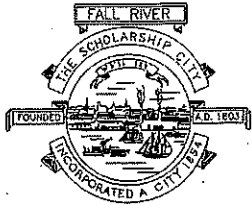
STRIKE OUT

Name of Street	Side	Location
Canal Street	West	Starting at a point 114 feet south of Ferry Street, for a distance of 20 feet southerly.

Very truly yours,

Laura Ferreira
Parking Clerk

CHV



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

RECEIVED

Paul E. Coogan
Mayor

2021 JUN 25 P 12:36
LAURA FERREIRA

CITY CLERK *Parking Clerk*
FALL RIVER, MA

June 24, 2021

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, June 16, 2021 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**

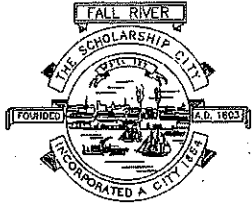
By striking out in proper alphabetical order the following.

STRIKE OUT

Name of Street	Side	Location
Grant Street	West	Starting at a point 75 feet south of Columbia Street, for a distance of 20 feet southerly.

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

RECEIVED

Paul E. Coogan
Mayor

2021 JUN 25 12:31
LAURA FERREIRA
Parking Clerk

CITY CLERK _____
FALL RIVER, MA _____

June 24, 2021

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, June 16, 2021 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
Healy Street	North	Starting at a point 58 feet east of Quarry Street, for a distance of 20 feet easterly.

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

RECEIVED

Paul E. Coogan
Mayor

2021 JUN 25 P 12:26
LAURA FERREIRA
Parking Clerk

CITY CLERK
FALL RIVER, MA

June 24, 2021

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, June 16, 2021 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

Oliver Street

South

Starting at a point 105 feet east of Broadway,
for a distance of 20 feet easterly.

Very truly yours,

Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division
RECEIVED

Paul E. Coogan
Mayor

2021 JUN 25 P 12:36 **LAURA FERREIRA**
Parking Clerk

CITY CLERK _____
FALL RIVER, MA

June 24, 2021

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, June 16, 2021 the following request was heard and approved by the Traffic Commission.

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

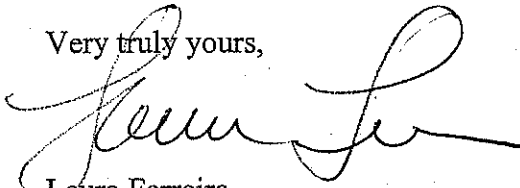
Article: 70
Section: 387 **Handicapped Parking**

By striking out in proper alphabetical order the following.

STRIKE OUT

Name of Street	Side	Location
Snell Street	North	Starting at a point 140 feet east of Lawrence Street, for a distance of 25 feet easterly.

Very truly yours,


Laura Ferreira
Parking Clerk



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

RECEIVED

2021 JUN 25 12:36
LAURA FERREIRA
Parking Clerk

CITY CLERK _____
FALL RIVER, MA

June 24, 2021

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, June 16, 2021 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

Tower Street

North

Starting at a point 211 feet west of Laurel Street,
for a distance of 20 feet westerly.

Very truly yours,

Laura Ferreira
Parking Clerk

12

City of Fall River
Massachusetts
City Council



CLIFF PONTE
President
City Council

RECEIVED

2021 JUL -8 P 2:15

CITY CLERK _____
FALL RIVER, MA

July 8, 2021

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

Dear Members of the City Council:

At a meeting of the City Council held on March 23, 2021, this Honorable Body approved the policy on the use of KP Law, P.C. as legal counsel for the City Council.

The intent of this policy was to establish a proper procedure for any contact with the City Council Attorney that will result in financial charges to the City of Fall River. As stated in item #17 of the policy, a three month review shall be conducted following its acceptance.

A review of the policy will ensure that its effectiveness, consistency and clarity of services are being met as well as to allow for recommendations and changes to be considered.

I look forward to the City Council's review and deliberation of the attached policy.

Sincerely,

Cliff Ponte
City Council President

Enc.

City of Fall River, *In City Council*

12

City of Fall River City Council Policy on Use of the City Council Attorney

INTENT

The intent of this policy is to establish a proper procedure for any contact with the City Council Attorney that will result in financial charges to the City of Fall River. To stay on budget, and to ensure that consistent advice is received, a formal system needs to be in place for these services.

POLICY

1. Any request for legal services by an individual City Councilor shall be submitted in writing to the City Council President or the City Council Vice President and a copy sent to the City Council Secretary at city_council@fallriverma.org.
2. Prior to making a request for legal services, City Councilors shall first try to find the answer to their questions by looking at applicable state law, researching available guidance, or speaking with a state agency.
3. City Councilors will notify the City Council President or the City Council Vice President if a written response is needed.
4. The request will include a brief description of the matter.
5. The request will indicate whether the matter is a high or low priority.
6. The request will indicate when the opinion is needed. For example, if it is needed for inclusion in the City Council's packet on Thursday, then the City Councilor needs the opinion no later than Wednesday.
7. The City Council President or City Council Vice President shall review the completed submission within two days of its receipt and decide whether such question should be forwarded to the City Council Attorney, taking into consideration matters, such as the budget, or whether the question has been previously asked.
8. If approved, the City Council President or City Council Vice President will forward the request, as well as contact information for the City Councilor requesting legal services, to the City Council Attorney.
9. If the request is denied, the individual City Councilor may request that the full City Council consider and vote upon the request for access.
10. The City Council Secretary shall keep a list of requests, and report to the Council Leadership each month how many requests were filed, as well as the number approved and the number denied.
11. The City Council President and City Council Vice President should both sign off on the monthly bill and added to City Council agenda for City Councilors to accept and place it on file.
12. In the event of an emergency, City Councilors shall contact City Council Leadership and/or the City Clerk to advise of the emergency.

12

13. The City Council Attorney should attend all Fall River City Council Committee on Ordinances and Legislation meetings. The Chair of the Committee on Ordinances and Legislation will make arrangements to discuss the agenda with the City Council Attorney once the agenda is prepared to allow the City Council Attorney to prepare for such meeting.

14. If the Chair of a respective sub-committee is requesting the attendance of the City Council Attorney, the Chair needs to send that request in writing to the City Council President and City Council Secretary. The Chair is required to speak with the City Council Attorney prior to the meeting to prepare them for possible discussions. If the City Councilor feels the meeting is going to last longer than 30 minutes, the City Council Secretary and City Council President must be notified.

15. Open Meeting Law complaints will continue to be sent to the Office of the Corporation Counsel. If Corporation Counsel is unable to respond in a timely manner, Corporation Counsel must request permission from the City Council President or City Council Vice President in writing to engage the services of the City Council Attorney.

16. The City Council President will determine if the City Council Attorney needs to attend meetings of the Committee on Finance or Regular and Special Meetings of the City Council. If their attendance is required, the City Council should consider taking items out of order to keep billing hours in line.

17. This policy shall be reviewed three months following its effective date, as appropriate.

18. This policy shall be effective on March 24, 2021.

In City Council, March 23, 2021
Accepted and placed on file.

A true copy. Attest:

Alison M. Bouchard
City Clerk

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 70-371, which section relates to parking prohibited at all times designated the following:

Name of Street	Side	Location
Fifth Street	East	Starting at a point 78 feet south of Morgan Street, for a distance of 60 feet southerly
Manchester Street	East	Starting at a point 103 feet north of Tecumseh Street, for a distance of 60 feet northerly
Purchase Street	West	Starting at a point 117 feet north of Pine Street, for a distance of 47 feet northerly

Section 2.

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

Name of Street	Side	Location
Fourth Street	West	Starting at a point 66 feet south of Branch Street, for a distance of 20 feet southerly
Fourth Street	West	Starting at a point 69 feet south of Spring Street, for a distance of 20 feet southerly
Almy Street	West	Starting at a point 162 feet south of Cory Street, for a distance of 20 feet southerly
Globe Street	North	Starting at a point 102 feet east of Bay Street, for a distance of 20 feet easterly
Globe Street	South	Starting at a point 148 feet east of East Main Street, for a distance of 25 feet easterly

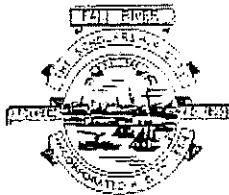
CITY OF FALL RIVER
IN CITY COUNCIL

JUN 22 2021

*Passed through
first reading*

21

APP:
RECEIVED
Re Submit



CITY OF FALL RIVER, MA
LAW DEPT.

21 JUN 28 PM 3:26

2021 JUN 29 A 11:19

CITY CLERK 20-49A
FALL RIVER, MA

City of Fall River
Notice of Claim

1. Claimant's name: Steven Abrantes
2. Claimant's complete address: P.O. Box 792 - 694 STATE RD WESTPORT MASS
3. Telephone number: Home: 5086732479 02780 Work: Disabled 774888990 cell
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Big holes in Road - Pre Existing holes
5. Date and time of accident: 8-21-2020 730 AM Amount of damages claimed: \$ 805.86
6. Exact location of the incident: (include as much detail as possible): Fall Road Big holes (Several of them) IN Front of Wendy's + Bank of America Marion Bishop Blvd
7. Circumstances of the incident: (attach additional pages if necessary):
Pre Existing Holes
The holes in Road where Pre Existing in Road & didn't see
Due To filled with water. Damaged To Front of SUV
Please Be Kind To help us out For payment
Thankyou - Please consider Before you make your decision
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: 6/23/2021

Claimant's signature: Steven Abrantes

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: 6/29/21

21

Law Offices of David A. Matela

Mailing Address for both Office Locations:

175 Paramount Drive, 3rd Floor

Raynham, MA 02767

Tel: 877-951-6479

Fax: 508-884-5148

Woburn Office

David A. Matela, Esq.

John F. Glynn, Esq.

Alexandra M. Dufresne, Esq.

Raymond E. Morgan, Jr., Esq.

Noah D. Wilson, Esq.

Kevin M. Davis, Esq.

Raynham Office

Stephen R. Anderson, Esq.

John J. Sullivan, III, Esq.

Shannon M. McMahon, Esq.

Kristen L. Morgan, Esq.

June 18, 2021

VIA EMAIL: PFERLAND@FALLRIVERMA.ORG

City of Fall River

One Government Center, Room 227

Fall River, MA 02722

RE:	Client/Insurer:	Safety Insurance Company
	Insured:	Rock Street Pedodontics, Inc.
	Date of Loss:	December 28, 2020
	Claim Number:	SLBMA000D7D - 8
	Claim:	Property Damage
	Amount Due:	\$64,223.44 (Includes \$5,000.00 Deductible)
	Location of Loss:	551 Rock Street in Fall River, Massachusetts

Dear Mr. Ferland:

As you are aware, this law office represents the subrogation interests of Safety Insurance Company as a result of a loss which occurred on December 28, 2020 between the City of Fall River and Rock Street Pedodontics, Inc. Safety Insurance Company paid its insured, Rock Street Pedodontics, Inc., for damages and the Insurance Company is subrogated to its insured's right of recovery from you. Their investigation has determined that you were responsible for this loss and the resulting damages paid by Safety. The Insurance Company is looking for reimbursement from the City for the total amount listed above.

Attached for your review is the documentation in support of Safety's Demand.

Thank you in advance for your anticipated cooperation and attention to this matter.

Very truly yours,

Kevin M. Davis

Kevin M. Davis

Attachment

CITY CLERK
FALL RIVER, MA
21-35

2021 JUN 18 A 11:03

RECEIVED

City Clerk ✓
Law Dept. ✓
City Council ✓
DPW ✓
6-18-2021

21



RECEIVED

City of Fall River
Notice of Claim

2021 JUN 29 A 9:38

CITY CLERK 21-36
FALL RIVER, MA

1. Claimant's name: Sara hanna
2. Claimant's complete address: 17 Pleasant View Fall River
3. Telephone number: Home: 7744170723 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
There are some holes in the South main st and one of them blew a hole
5. Date and time of accident: 6/21/2021 at 4:40 Amount of damages claimed: \$ 13000
6. Exact location of the incident: (include as much detail as possible):
640 South main st at 666 South main st
7. Circumstances of the incident: (attach additional pages if necessary):
when I was driving at South main st suddenly the tire in front

side broke and got off I was driving slowly (Speed 20) and I found
the tire completely out of my car. after that I checked the road I found
a big hole in the road and that was the reason, and also damaging undercarriage
my car and I am low income and I just work part time.

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: 6/29/2021

Claimant's signature: Sara hanna

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

☒ DCM

Date: 6/29/2021

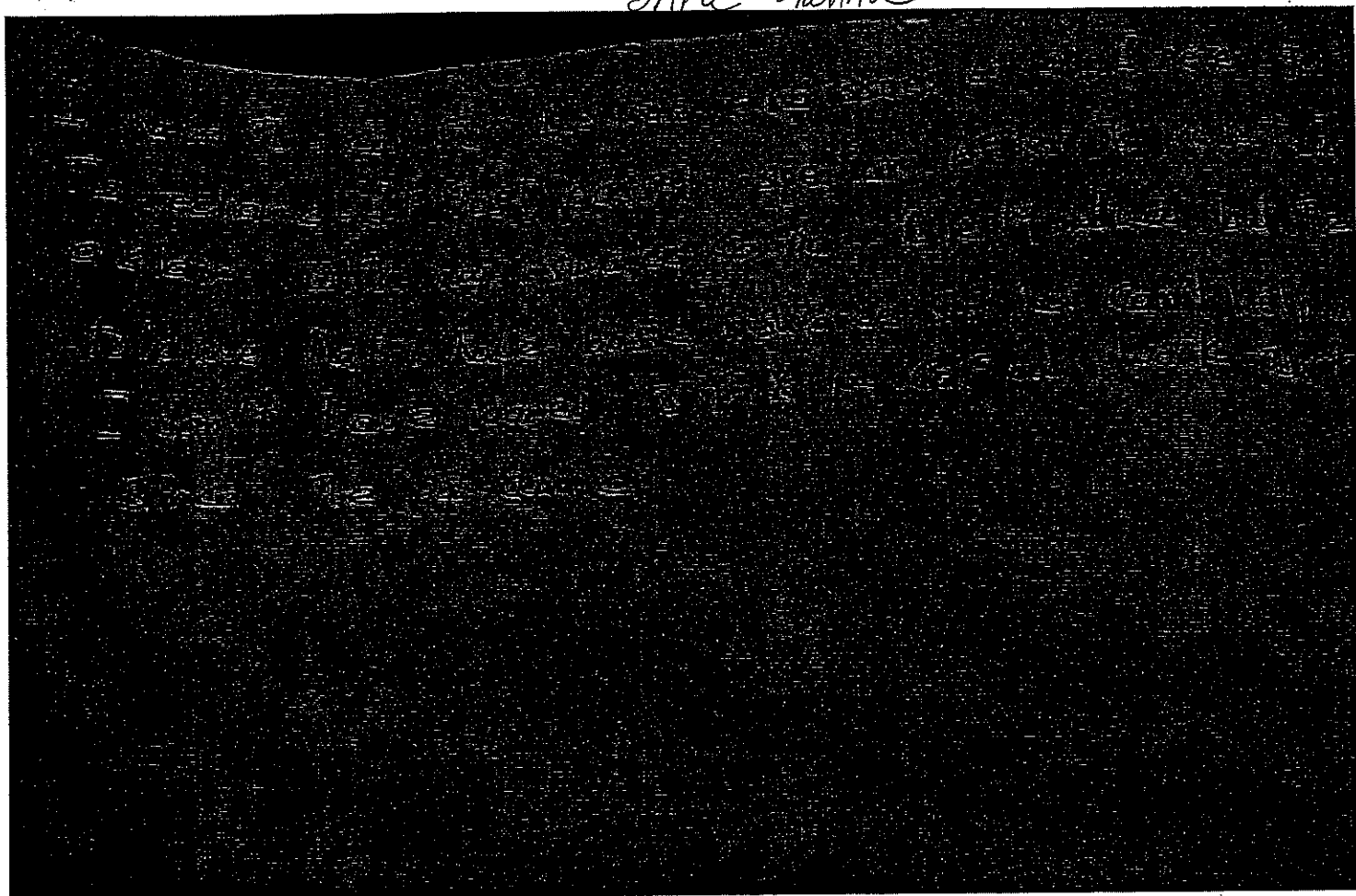
21

RECEIVED

2021 JUN 30 A 9:08

CITY CLERK 21-364
FALL RIVER, MA

Sara Hanna

email law + 1 original
DPWCopy to City Council
Copy to City Clerk



21

RECEIVED

City of Fall River
Notice of Claim

2021 JUL -6 A 11:53

CITY CLERK 21-37
FALL RIVER, MA

1. Claimant's name: Safeco Insurance Company of America
2. Claimant's complete address: C/O Thomas George Associates PO Box 30 East Northport, NY 11731
3. Telephone number: Home: _____ Work: 800-443-8338
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Auto accident
5. Date and time of accident: 12/19/2019, 4:00 pm Amount of damages claimed: \$ 8584.35
6. Exact location of the incident: (include as much detail as possible):
Outside of 239 Fountain Street, Fall River
7. Circumstances of the incident: (attach additional pages if necessary):

Safeco policyholder vehicle parked outside of 239 Fountain Street. Engine 4 of Fall River Fire Department proceeding north on Fountain Street. Fire truck's rear ladder operator overcorrected and side swiped my policyholder's vehicle on the passenger side

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: 06/03/2021

Claimant's 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

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For official use only:

Copies forwarded to: ☒ City Clerk

☒ Law

☒ City Council

☒ City Administrator

☒ Fire Dep

Date: 7/6/21

COMMITTEE ON FINANCE

MEETING: Tuesday, June 15, 2021 at 5:30 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: Timothy P. McCoy, City Administrator
Mary Sahady, Director of Financial Services
Madeline Coelho, Director of Human Resources
Kelly Souza-Young, Chairperson, Board of Elections
Tammy Moutinho, Purchasing Agent
Raymond E. Hague, Veterans' Benefits Agent
Glenn Hathaway, Director of Code Enforcement
Lianne Verville, Library Administrator
Tess Curran, Director of Health and Human Services

The chair called the meeting to order at 5:33 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Councilor Pam Laliberte-Lebeau arrived at 5:34 p.m.

In accordance with a resolution adopted, as amended May 8, 2012, persons are allowed to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance. Due to the COVID-19 Essential Services Advisory, citizen input could be submitted by email by Tuesday, June 15, 2021 at 3:00 p.m. to be read at the meeting.

1. Citizens' Input

The City Clerk read communications received from city residents, copies of which are attached hereto and made a part of these minutes.

David Oliveira, 210 Robeson Street – Public Safety Meetings
CJ Ferry, 300 Buffinton Street – Stafford Road repairs
Collin Dias, 560 Ray Street – School Committee

Council President Ponte made a statement regarding the bullying claim leveled against Councilor Shawn E. Cadime by the Director of Financial Services, Mary Sahady. He stated that the City Council is elected to serve this community as a legislative body, and part of that ethical responsibility includes, but is not limited to asking sometimes tough questions, holding the

Administration accountable and sometimes that means calling out statements or misrepresentations. He then stated that he runs an impartial and decisive meeting and over the last few years some debates have turned contentious, but any debates that raise concerns of bullying or disrespect he has and he will intervene. He also stated that the City Council should not be restricted from asking respectful questions and holding people accountable. He also mentioned that one of the roles of the City Council is to review and approve the proposed annual budget and any debate on the budget is not personal. He also stated that he looks forward to a spirited, healthy and free debate.

Councilor Shawn E. Cadime stated that he felt that he needed to respond to the claims and make a public statement. He then stated that he believes the claims are frivolous, but that doesn't take away from someone's feelings of what transpired. He then stated that he will apologize if he offended Mary Sahady for the use of the word "lie", but he would not apologize for his conduct or his line of questioning. He then stated that the meeting in question that was held on June 8, 2021 can be viewed to witness the line of questioning during the meeting. He also stated that he asked the Director of Financial Services when the City Council would be notified about deficits in various departments and she stated that transfers are only made at year end, to which he stated that is such a lie. He then expressed that maybe he should have used the word misrepresentation or that the statement was not true. He went on to state that possibly he could have used the word inaccurate or not factual. He then stated that at no point did he feel the word lie was an offensive word and that he received a letter after the meeting declaring that there was workplace harassment. Councilor Shawn E. Cadime then stated that he reviewed City Council agendas back to 2016 and there were 46 transfers and appropriations that were made. He also stated that it is his responsibility to ask questions, regarding a \$1.25 million dollar deficit. He then mentioned that he has a lot of respect for the Director of Financial Services and he has never bullied her, nor would he ever bully her.

Councilor Bradford L. Kilby stated that Councilor Shawn E. Cadime apologized and the City Council needs to move on. He then stated that sometimes he feels the language is too aggressive when asking questions. He also stated that when he speaks with a department head after a meeting, and they are very emotional, he finds that very upsetting. He mentioned that everyone needs to move forward and possibly use a different style when questioning department heads.

Councilor Linda M. Pereira stated that from time to time everyone can get overzealous on a specific issue. She then stated that the problem that she has is that all Councilors were informed that on June 8, 2021 a presentation would be given of the Fiscal Year 2022 Municipal Budget and questions were not to be asked until tonight. She then mentioned that another Councilor asked a question and was told by the City Council President that they needed to wait until the discussion tonight, but then other Councilors were allowed to speak without being given the same message. She then stated that if the same rules applied to all Councilors, we would not be having this conversation this evening.

2. Continue discussion of the proposed Fiscal Year 2022 Municipal Budget

Council President Cliff Ponte stated that due to the current time Corporation Counsel would need to have his department discussed tomorrow, as he must leave due to a prior commitment.

Councilor Bradford L. Kilby asked if the School Department still pays half of the salary for the Grant Writer. The Director of Financial Services stated that the practice ended last year.

Councilor Leo O. Pelletier asked if the Administration is still advertising for a City Administrator.

City Administrator Timothy P. McCoy stated that he is unsure if the position is still being advertised on the website. He then stated that he has a 90 day appointment, with the possibility of an additional 60 days. Councilor Linda M. Pereira stated that the Director of Human

Resources is the only department head that needs to have their contract approved by the City Council and that is unfair. The Director of Human Resources stated that she receives complaints

and grievances every day, but many are not brought to the Administration. Councilor Bradford L. Kilby stated that it depends on the seriousness of the matter, whether or not it would be brought to the Mayor. Councilor Michelle M. Dionne asked the Director of Human Resources, if an outside investigation is conducted would a copy of the outcome be placed in the personnel file of the employee. Madeline Coelho stated that a copy is only placed in the personnel file of the employee if the employee is notified. Councilor Leo O. Pelletier stated that there are numerous vacancies listed in the budget and then asked how the vacancies are filled. Madeline Coelho stated that when she receives a request to fill a vacancy she presents the request to the Mayor and the budget of that department is reviewed for funding. Councilor Pam Laliberte-Lebeau asked the Director of Financial Services if the total amount of salary increases are listed in the budget. The Director of Financial Services stated that each department has these figures listed, but there is no total listed in the budget. Council President Cliff Ponte called for a 5 minute recess to allow the Director of Financial Services to put together the requested information. The City Council reconvened at 7:13 p.m. Councilor Shawn E. Cadime stated that there are approximately 60 full time positions vacant. He then asked how many positions are new positions and how many are vacant. The Director of Financial Services stated that approximately 40 positions are vacant due to retirements. Councilor Linda M. Pereira stated that she noticed there are vacant positions listed for an electrician and a plumber with a salary of \$55,000.00. She then stated that the City will not find a qualified electrician or plumber for this salary. The Director of Human Resources stated that the City is having a difficult time filling positions, as the salaries are too low. Councilor President Cliff Ponte stated if the salaries for positions are too low then yourself, the Mayor and the City Administrator should put together a proposal for the City Council to consider.

Councilor Trott Lee asked if the vacant Network Administrator position had been filled. The Director of Financial Services stated that the position has not been filled. She also stated that the position has been advertised for months and the City has been unable to fill the position, due to the low salary. She then indicated that due to the lack of personnel in the Information Technology Department, Dawn Lewis has been using an outside vendor when necessary. Councilor Shawn E. Cadime asked if the City has investigated the possibility of cost sharing with the School Department for technology resources. The Director of Financial Services stated that she was not aware of any.

Councilor President Cliff Ponte asked if there were any questions for the Board of Elections. Kelly Souza-Young stated that the City purchased new booths and voting machines in 2019. She then stated that she requested that the part-time position in her office be changed to full-time due to an increased work load of voter registrations. Councilor Linda M. Pereira stated that she may be able to get a clerical person from Citizens for Citizens. Kelly Souza-Young stated that there had been someone from CFC working in her department, but resigned when they realized that they needed to pay for parking.

Councilor President Cliff Ponte asked if there were any questions for the Purchasing Department. Councilor Michelle M. Dionne stated that she has a hard time understanding how one person can perform so many jobs. She stated that Tammy Moutinho is currently the Interim Director of Facilities Maintenance, the Project Manager and the part-time Purchasing Agent. The Director of Financial Services stated that all department heads are always willing to step up and do what needs to be done for their department. Councilor Leo O. Pelletier stated that there was a full-time Purchasing Agent and an Assistant Purchasing Agent and now there is just a part-time Purchasing Agent, and then asked if all purchasing tasks were up to date. Tammy Moutinho stated that she made many updates to the department to streamline operations and the clerk has increased her skills, which is a great help. Councilor Shawn E. Cadime stated that Rebecca Collins is a consultant and on the school building oversight committee. He then stated that he believes this would be a conflict of interest. Council President Cliff Ponte asked Tammy Moutinho if she could review this matter and report back to the City Council.

Council President Cliff Ponte asked if there were any questions regarding Veterans' Services. Councilor Michelle M. Dionne thanked Raymond E. Hague for his many years of dedicated service to the City of Fall River and wished him good luck in his upcoming retirement. Councilor Linda M. Pereira stated that many of the memorials and monuments require special care and cleaning. She then stated that cleaning and maintenance of our memorials must continue and not be allowed to cease.

Council President Cliff Ponte asked if there were any questions for Code Enforcement. Glenn Hathaway stated that he has two vacancies in his department, a clerk and the Sealer of Weights and Measures. He then stated that the individual retired from Weights and Measures and the position is being reviewed. Councilor Trott Lee asked if there are building code books that can be viewed by residents. Glenn Hathaway stated that these books can be viewed online, but they are very complicated for the average person to understand. He then stated that he is working to be able to post answers to commonly asked questions on the website, regarding fences, swimming pools and sheds. Council President Cliff Ponte stated that this department is severely underfunded. He then stated that the amount of \$50,000.00 for the cleaning and securing of buildings is severely underfunded. Councilor Pam Laliberte-Lebeau asked the Director of Code Enforcement if he is on call 24/7. Glenn Hathaway stated that he must respond to fires and emergencies whenever necessary.

Council President Cliff Ponte asked if there were any questions regarding the Library. Councilor Michelle M. Dionne asked if there were five vacant positions in the library. The Director of Financial Services stated that since the South End Branch closed, that represents some of the vacant positions. Councilor Leo O. Pelletier asked Lianne Verville if the roof of the Main Library was still leaking. Lianne Verville stated that the roof is not leaking, but some of the walls need to be re-pointed. She then stated that the Main Library is the only branch still in operation, as the South End Branch and the East End Branch both closed in 2015.

Council President Ponte asked if there were any questions for Health and Human Services. He then thanked Tess Curran for all her work during the COVID-19 Pandemic. The Director of Financial Services stated that there was a decrease in salaries due to the Senior Centers being closed during the pandemic. Council President Cliff Ponte asked how the City is progressing with vaccinations. Tess Curran stated that 40.9% or 36,574 residents of Fall River are fully vaccinated, which is lower than the state level.

Council President Cliff Ponte stated that Citizens' Input was allowed to be submitted by email during the COVID-19 Pandemic. He then asked the City Councilors if beginning in July they would like to return to in person citizen input. On a motion made by Councilor Trott Lee and seconded by Councilor Christopher M. Peckham, it was unanimously voted to end Citizens' Input being allowed to be submitted by email on July 1, 2021, unless the individual is handicapped and unable to attend a meeting in person.

Citizens' Input Time – After Discussion of Financial Matters:

None

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adjourn at 9:43 p.m.

List of documents and other exhibits used during the meeting:

Citizens' Input Communications

Revised budget pages

Salary changes presented by the Director of Financial Services

Agenda packet (attached)

DVD of meeting

Cullen A. Taylor
Clerk of Committees

Committee on Finance
Meeting
June 15, 2021

COMMUNICATIONS

SUBMITTED

FOR

CITIZENS' INPUT

22

City Clerk

From: acwdave <acwdave@aol.com>
Sent: Monday, June 07, 2021 8:54 AM
To: City Clerk
Subject: [EXTERNAL] Public safety

RECEIVED

2021 JUN -9 A 10: 23

CITY CLERK
FALL RIVER, MA

Dear Council President Ponte, Vice President Laliberte an members of the council.

I am writing today about the last meeting. So seat number 6 wants to play the blame game an the political game about a meeting that he scheduled at corkey row. An how the mayor scheduled it the same day. Well I don't by it. The only blame game I'm blaming is the committee on public safety. I am sure the chair knows corkey row has had issues for awhile. Now again fall river does it again an we wait till something happens an we waited for a kid to die. Where is the plan that council #1 continues say I don't how many times but yet he continues to be ignored. So let's see how much the public safety committee put in the work because we all know shootings an stabbings are nothing new. So Let's see how the public safety committee took it seriously we had 3 meetings which is a shame. 2 in 2020 (during pandemic) 1 in 2021 which was back in March. After asking the clerk for them agendas. An looking at them 0 on public safety we had one it was on racist an of course it started during the black lives matter. So I ask when is the next public safety meeting mr chair? You can blame the mayor all you want which for the record not a fan of him at all. But you have yet to call for other meeting. I think this committee is not serious if you want this to be serious the chief needs to be at every meeting with updates an why are the neighborhood Presidents not invited to these meetings. If anything these people are under used an they need to be a source not be ignored. So I am asking because of the problems this committee should meet twice a month an have updates to the council. This is the meeting to vent all of this. So when council in seat 8 asked why the meeting is running late its not on the council president its because the venting is in the wrong committee it should of hit the committee on finance with a recommendation by the public safety but that didnt happen because we didn't have a meeting for 12 months. Lets stop playing the blame game and do what your elected to do.. Thank you
David Oliveira

Sent from my T-Mobile 4G LTE Device

CJ FERRY, R.N., PHN

22

June 15, 2021

RECEIVED

Fall River City Council
One Government Center
Fall River MA 02722

2021 JUN 15 P 1:56

CITY CLERK _____
FALL RIVER, MA

Re: Street openings

Council President and members of the City Council:

I realize that you are busy with the budget process, but I believe that this is an important issue.

On June 4th, the mayor made his announcement with photos that he was repairing Stafford Road. The asphalt was not even down five days and it had been marked up for digging. Why would anyone cut into a freshly asphalted street? Where is the approval required from the City Council?

I would think that if the city had planned to repair Stafford Road, especially from all the work that had been done over last year, someone would have notified all utilities.

Currently, there are several metal trench plates up and down Stafford Road, on newly asphalted streets. The mayor obviously had his head up his backside to promote the repair of the street to have it three days later dug up. This is where our tax dollars are going.

Everyone knows you will approve the budget with a huge floor show, but remember items like this when you vote to approve such items and requests for street cuts.

Respectfully,



CJ Ferry

22

[EXTERNAL] Citizens Input

Collin Dias <collind00@aol.com>

Tue 6/15/2021 3:45 PM

To: City Council <City_Council@fallriverma.org>;

RECEIVED

2021 JUN 15 P 3:52

CITY CLERK
FALL RIVER, MA

Fall River City Council 6/15/21 Meeting Citizens Input

Collin Dias 560 Ray Street Fall River, Massachusetts 02720

Good afternoon members of the city council,

As I sit in my vacation home watching the school committee meeting last night, I am reminded again why we need change on the school committee.

The committee of 4 plus the Mayor again acted against the interests of the City of Fall River. Kevin Aguiar made a motion to terminate the superintendent and serve him 3 months pay. Mr. Aguiar made the motion in public session, and Mayor Coogan and Mark Costa said he couldn't make that motion in open session and it's not allowed. How is it not allowed? Then the motion was made to discuss the issue in executive session for the next meeting and the committee of 4 even voted that motion down. I think it's dangerous for the city to have a rouge school committee who have no regard for transparency, and no regard for doing the right thing for our city. They went into executive session to discuss the superintendents departure. Why couldn't it be discussed in front of the people? When you are utilizing taxpayer dollars, you should be as transparent as possible. This happens a lot. The superintendents evaluation, was crafted behind closed doors by mimi larrivee, the evaluations are not being released in their entirety and the reason given by the school department it could jeopardize their position on the school committee. So here we have the school department politically protecting members of the school committee, protecting information which may hurt their re election and the school department admitted to it. This is a shame to the community. We need a group of individuals who represent us.

Also, I share grave concerns about the administration refusing to pay vendors for their efforts. We need to act legally, and appropriately. We do not want to tarnish our reputation with the business community. We also do not want to our city to be sued.

I believe the city council has a duty to make sure the laws of our city are followed. We need to direct the Mayor to follow the charter. Section 9-14 of the city charter states in relevant part "It shall be the duty of the mayor to see that the charter is faithfully followed and that all city agencies and city employees comply with its provisions. Whenever it appears to the mayor that a city agency or city employee is failing to follow this charter the mayor shall, in writing, cause notice to be given to such city agency or city employee directing compliance with the charter. If it shall appear to the city council that the mayor personally is not following the charter, the city council shall, by resolution, direct the attention of the mayor to those areas in which it believes there is a failure to comply with the charter."

We should direct the attention of the Mayor for violations of the city charter where it comes to ruling citizens inputs, and school committee members motions out of order, and for the refusal to pay the vendors on the school committee side. The Mayor said it is currently a school committee bill however quote on quote "but it will soon be a city bill".

Kevin Aguiar said he asked the chairman of the school committee to add the superintendent's removal to the agenda. And the chairman didn't do that. Why is Mayor Coogan acting like the committee of 4. Why can't I, as a lay citizen, hear my elected officials talk about the removal of the superintendent. Why do they have to hide? Why can't I look at how my elected

officials evaluated the superintendent? Why can't I see the wrongdoing that my superintendent has done in a report? Also, why does Mayor Coogan like to argue with his own school committee members but gets flustered with the superintendent who is a disgrace to the city of Fall River.

I believe the actions by the committee of 4, are not only incompetent, but dangerous. This type of system of checks and balances in place, I am worried the committee of 4 will pick a new superintendent who will be loyal to their special interests, and they will get the same protection superintendent Malone received.

Collin Dias

Sent from my iPhone

22

COMMITTEE ON FINANCE

MEETING: Wednesday, June 16, 2021 at 5:30 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: Timothy P. McCoy, City Administrator
Mary Sahady, Director of Financial Services
Alan J. Rumsey, Corporation Counsel
William Kenney, City Planner
Ian Schachne, City Treasurer/Collector
Tammy Moutinho, Director of Facilities Maintenance
Richard Gonsalves, Chair, Board of Assessors
Nelia M. Raposo, Administrative Assistant to the Board of Assessors
Paul Ferland, Administrator of Community Utilities

The chair called the meeting to order at 5:34 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Councilor Christopher M. Peckham arrived at 5:34 p.m.

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1. Citizens' Input
None

2. Continue discussion of the proposed Fiscal Year 2022 Municipal Budget

Council President Cliff Ponte stated that Corporation Counsel is present and asked if there were any questions for the Law Department. The Director of Financial Services stated that the worksheets that were on all Councilors' desks this evening list the line item for claims and damages in the Law Department which was reduced from \$450,000.00 to \$300,000.00. She then stated after review of the budget, Corporation Counsel stated that he anticipates the needs for this line item to remain the same as Fiscal Year 2021, therefore \$300,000.00 should be sufficient. Corporation Counsel stated that the salaries for Fiscal Year 2022 are about the same as the

previous year. He also stated that there was a surplus in salaries for Fiscal Year 2021 due to the COVID-19 Pandemic, as an Assistant Corporation Counsel was not hired. He then mentioned that the position of Workers' Compensation Clerk is still vacant and that salary may need to increase up to \$50,000.00 from the current \$39,000.00, if an individual with litigation or legal experience were to apply. Corporation Counsel then expressed that the line item for expenses has increased, due to an unusually high number of legal cases. He stated that there are two officer involved shooting cases, with death resulting, pending against the City. Council President Cliff Ponte asked Corporation Counsel how Fall River compares to some similar cities regarding personnel in the Law Department. Attorney Alan J. Rumsey stated that New Bedford has 4 full-time and 5 part-time attorneys and Brockton has seven full-time attorneys. He then mentioned that Fall River only has one full-time and two part-time attorneys. Councilor Linda M. Pereira asked how long does it take for a resident to receive a response to a claim that was submitted. Corporation Counsel stated that he would like everyone to receive a response within 30 days, but that does not always happen.

Council President Cliff Ponte asked if there were any questions for the Planning Department. William Kenney stated that the Planning Department encompasses various elements including:

- Licensing Board
- Zoning Board of Appeals
- Planning Board
- Site Plan Review
- Conservation Commission
- Historical Commission
- Historic District Commission

The City Planner stated that the department is very understaffed, especially when compared to neighboring cities of the same population. Council President Cliff Ponte stated that the Planning Department is very important, as it deals with developers and all aspects of construction. Councilor Shawn E. Cadime asked if the fee schedule for the Planning Department has been reviewed recently. William Kenney stated that the fee schedule has not been reviewed recently due to the lack of staff. Councilor Linda M. Pereira stated that the City definitely needs a Conservation Agent. William Kenney stated that a Conservation Agent would be an asset to the City, as they would inspect all requirements set forth by the Conservation Commission for adherence.

Council President Cliff Ponte asked if there were any questions for the Treasurer/Collector Department. Ian Schachne stated that he reviewed all expenses and trimmed the budget for his office, as much as possible. Councilor Trott Lee asked if BayCoast Bank was still accepting payments for the City of Fall River. Ian Schachne stated that BayCoast Bank is still accepting payments and the residents seem to like this option for the payment of invoices. Councilor Michelle M. Dionne asked if BayCoast Bank was charging any fees for this service. The Treasurer/Collector stated that there are no fees being charged for this service.

Council President Cliff Ponte asked if there were any questions for the Auditor's Office. There were no questions for the City Auditor.

Council President Cliff Ponte asked if there were any questions for the Assessors Division. Richard Gonsalves, Chair of the Board of Assessors, gave a brief overview of current requirements for the Board of Assessors. He stated that property values must be reviewed every year, as required by the Commonwealth of Massachusetts. He also mentioned that property values can be adjusted up or down every year depending on the economy. Richard Gonsalves then stated that the City is required to make an attempt to visit each property within the city every ten years. He then explained that this is a huge task and that is why there is an additional \$350,000.00 in the budget for an outside firm to complete this task. He also stated that once this is complete a maintenance plan will be implemented, which will require additional staff. He also

explained that this agreement has been approved by the Department of Revenue. Councilor Bradford L. Kilby stated that he will support the additional funding for the Board of Assessors, as he understands how critical this is to the City of Fall River. Councilor Shawn E. Cadime asked if the position of Residential Data Lister is an entry level position that may lead to an Assistant Assessor position. Richard Gonsalves stated that is very possible, as the experience that an individual receives as a Residential Data Lister would be very beneficial.

Council President Cliff Ponte asked if there were any questions for the Department of Community Utilities. Paul Ferland provided a brief overview of the budget for the Water and Sewer Divisions. He stated that when any funding is used to offset rate increases, it will compound the increases necessary to support the budget in upcoming years. The Director of Financial Services stated that American Rescue Plan Act (ARPA) funds are not eligible to be used for previous projects, but may be used for future projects which would reduce any upcoming rate increases. Councilor Michelle M. Dionne asked if there was a list of ARPA eligible projects for the Water and Sewer Divisions. Paul Ferland stated that he prepared a list for the Administration. Councilor Michelle M. Dionne asked if a copy of the list could be forwarded to the City Council. Paul Ferland stated that he would provide a copy. Councilor Trott Lee asked how much of an increase did the City incur when the incinerator at the Wastewater Treatment Facility closed. Paul Ferland stated that disposal costs of sludge were approximately \$1.1 million dollars when the incinerator was open and after it closed disposal costs are approximately \$2.3 million dollars, which is a significant increase. Councilor Trott Lee then asked if wind and solar power could be implemented to reduce electricity costs. Paul Ferland stated that there are some solar panels in use and the City does receive credits. Council President Cliff Ponte asked if the rate increases for both the Water and Sewer Divisions are included in the Fiscal Year 2022 Budget. Paul Ferland stated that the increases are included. Council President Cliff Ponte then asked what would need to occur if the rate increases are not approved. Paul Ferland stated that cuts would need to occur including personnel and stated that discussions of layoffs causes moral issues with employees.

Council President Cliff Ponte asked if there were any questions for Facilities Maintenance. Councilor Michelle M. Dionne asked for a breakdown of the \$100,000.00 for office space upgrades. Mary Sahady stated that Christopher Gallagher, the former Director of Facilities Maintenance prepared the budget, so she will do her best to answer questions. She then stated that this would be work that would be necessitated throughout Government Center. She explained that she believes that these funds were for the relocation of the Assessors' Office to the second floor and relocating the Purchasing Office to the third floor next to the Facilities Maintenance Office. The City Administrator clarified that this relocation project will not be taking place in the upcoming fiscal year due to numerous issues. Councilor Shawn E. Cadime stated that the electricity for the parking garages has increased. The Director of Financial Services stated that additional lighting and cameras were installed to increase safety in the parking garages, which may have caused the increase. She then stated that she will review the matter with the Director of Traffic.

Council President asked if there were any questions for the offices of the Mayor, City Council or City Clerk. Councilor Michelle M. Dionne stated that someone was hired in the Mayor's Office with a salary of \$83,300.00 and the ordinance states the salary for that position should not exceed \$78,780.00, and asked for clarification. The Director of Financial Services stated that the \$78,780.00 amount was effective on July 1, 2017. She then explained that this is a contract position and the contract specifies that an annual consumer price index (CPI) will be added to the salary which accounts for the difference. She went on to state that is the reason that the Administration submitted a proposed ordinance to update these salaries, which is currently pending in the Committee on Ordinances and Legislation.

Council President Cliff Ponte asked if there were any questions regarding revenue. The Director of Financial Services provided a brief overview of revenue items. She stated that new growth within the City is estimated at \$3 million dollars and a 2 ½% tax increase is also included in the

Fiscal Year 2022 Budget. Councilor Shawn E. Cadime stated that there are structural deficits in the Fiscal Year 2022 Budget, including the Water and Sewer Enterprise Funds. He then explained that the definition of a structural deficit is that there are reoccurring expenses that increase faster than the revenue that is being collected. He went on to state that one time funds are being used to balance the budget and when there are no longer one time funds available, he is concerned that the City will reach a fiscal cliff. He then stated that the City needs to determine how to have a balanced budget when there is no longer funds in reserve available to be used to balance the budget. The Director of Financial Services stated that the Administration has been working on various programs to reduce expenses. She then stated that a high deductible health insurance plan, including a healthcare savings account (HSA) is now being offered to employees which is a cost savings for both the City and the employees. Mary Sahady then stated that the City will see some increased investment income from the American Rescue Plan Act (ARPA) investments. She also stated that local receipts could be higher if fees were increased or added for services such as solid waste disposal. She then mentioned that City employees are paid significantly less than surrounding cities and towns and cost of living increases have been minimal through the years. Councilor Shawn E. Cadime stated that the Town of Dartmouth used to have a payment in lieu of taxes agreement (PILOT) with the City of Fall River, and he then stated that he did not see that listed in the current budget. Mary Sahady stated that she is unsure why that is not listed in the budget and would check on the matter. Councilor Linda M. Pereira stated that there are many non-profit organizations within the City that do not have a PILOT agreement. She then stated that this is not fair to the residents of Fall River, as these organizations still receive city services. She also stated that she is sympathetic to residents that live on a fixed income and cannot afford the annual tax increases. Council President Cliff Ponte stated that public safety and community maintenance will be discussed at the next meeting of the Committee on Finance scheduled for Tuesday, June 22, 2021.

Citizens' Input Time – After Discussion of Financial Matters:

None

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adjourn at 9:32 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)
DVD of meeting

Celeste A. Taylor
Clerk of Committees

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, May 25, 2021 at 7:00 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: Jeffrey Cardoza, Chief of Police

President Cliff Ponte called the meeting to order at 9:49 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to take item #6 out of order.

6. Director of Code Enforcement and proposed ordinance changes to Flood Plains
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to take item #11c out of order.

11c. City Council convene with the Chief of Police, Administration and Director of Financial Services to discuss strategy pertaining to policing our neighborhoods

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the resolution.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to take item #11d out of order.

11d. Administration transfer \$250,000 to the Fall River Police Department budget to support an immediate strategic use of manpower where needed

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Michelle M. Dionne, it was unanimously voted to waive the rules to allow the Chief of Police to answer questions. Councilor Pam Laliberte-Lebeau stated that in 2018 the task forces were funded with overtime funds. She then stated that currently there is only approximately \$5,000.00 remaining in the overtime account for the Police Department. The Chief of Police stated that there have been numerous unexpected retirements recently. Councilor Pam Laliberte-Lebeau then stated that less people are signing up to take the test to become a police officer. She then

asked the Chief of Police how many individuals had signed up for the upcoming examination. The Chief of Police stated there are currently 110 individuals who have registered. Councilor Christopher M. Peckham asked the Chief of Police how many shooting have occurred this year. The Chief of Police stated that there have been 20 shooting incidents since January 1, 2021. He also stated that there were 25 shooting incidents in 2020, which is not uncommon for cities in the Commonwealth of Massachusetts. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the resolution.

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to take item #11a out of order.

11a. Committee on Human Services, Housing, Youth, and Elder Affairs convene to discuss high risk youth

Councilor Michelle M. Dionne stated that conversations need to begin when children are young, not when they are teenagers. Councilor Pam Laliberte-Lebeau stated that students have spoken to members of the School Committee regarding having a former gang member speak to students. On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Pam Laliberte-Lebeau, it was voted 9 yeas to adopt the resolution.

PRIORITY MATTERS

1. Mayor and Memorandum of Agreement between the Labor Advantage for Workers Local 124 – Building Custodians, and the City of Fall River

On a motion made by Councilor Bradford L. Kilby and seconded by Christopher M. Peckham, it was unanimously voted to adopt the Memorandum of Agreement.

Approved, May 26, 2021, Paul E. Coogan, Mayor

2. Mayor and Fall River Police Department Audit Report from The Edward Davis Co.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted to refer the matter to the Committee on Finance.

3. Mayor requesting confirmation of the appointment of Christopher Boyle to the Conservation Commission

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to confirm the appointment.

4. Mayor requesting confirmation of the appointment of Melanie C. Cordeiro to the Licensing Board

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to confirm the appointment.

PRIORITY COMMUNICATIONS

5. City Council President re: collection of solid waste ordinances

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the communication be accepted and placed on file.

7. Traffic Commission recommending amendments to traffic ordinances

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

COMMITTEE REPORTS**Committee on Real Estate recommending:****Grant leave to withdraw:**

8. Resolution – Administration provide update on Duro Textiles
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the matter be granted leave to withdraw.
9. Resolution – Discuss flooding and building issues on Whitefield Street
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Trott Lee, it was unanimously voted that the matter be granted leave to withdraw.
10. Resolution – Discuss the possibility of selling parcels of land used for drainage improvements
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Leo O. Pelletier, it was voted 7 yeas, 1 nay to grant the matter leave to withdraw, with Councilor Linda M. Pereira voting in the negative and Councilor Christopher M. Peckham absent and not voting.

ORDINANCES

11. Proposed Ordinance – Compost Recycling Program
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Trott Lee, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

RESOLUTIONS – None**CITATIONS**

12. Assistance with the Vietnam Veterans' Memorial Wall

William Sutton	William Ronca	Darren Medeiros	Levi Souza-Young
Brandon Rebello	Michael Nunes	Michael Burks	John Perry
David Lavoie	Jeffrey Lavoie	Green Jar Catering	Promedia Audio Visual

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the citations.
13. 2021 SkillsUSA Massachusetts State Competition Winners

Oliver Ferguson	Jayden Massey	Nicholas Raposo	Corbin Merkt
Zachary Costa	Cody Ferreira	Saneywongse LeMar	Sarah Moniz
Lindsey Moniz	Evan Hetzler	Trenton Melendez	Alexis St. Pierre
Mia Ubiera	Aidan Tagger	Ariel Pimental	Julia Louro
Lorelei Hetzler			

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the citations.

ORDERS – HEARING**Joint Pole Location**

14. Stafford Road One (1) joint pole location
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the order.
 Approved, May 26, 2021, Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS15. Police Chief's Report on Licenses:Taxicab Drivers:

Simone Desnoyers

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order.

16. Auto Repair Shop License Renewals:

Frank Correia, Mello Services Station, Inc. – 801 Bay Street

John Glass d/b/a JG Auto – 84 14th Street

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Trott Lee, it was unanimously voted to adopt the order.

Approved, May 26, 2021, Paul E. Coogan, Mayor

17. Transfer of auto repair shop license no. 54 located at 345 Durfee Street from
Paul J. Amarello d/b/a Durfee Street Auto Sales, Inc. to Peter DiLorenzo,
Neighborhood Auto Sales & Service, LLC

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.

Approved, May 26, 2021, Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS18. Claims

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the claims to Corporation Counsel.

19. Drainlayer License - JH Landscaping and Construction, Inc.

On a motion made by Councilor Trott Lee and seconded by Councilor Christopher M. Peckham, it was unanimously voted to approve the drainlayer bond.

Approved, May 26, 2021, Paul E. Coogan, Mayor

20. City Engineer – Street opening less than 5 years at 14 John Street

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Trott Lee, it was unanimously voted to approve the street opening request.

Approved, May 26, 2021, Paul E. Coogan, Mayor

21. Communication from Jim McKeag, MassDevelopment and applications for structures on/over a public way to provide for outdoor seating along South Main Street at Harry's Restaurant, TA Restaurant and New England Homemade Donuts

On a motion made by Councilor Trott Lee and seconded by Councilor Christopher M. Peckham, it was unanimously voted to approve the applications for structures on/over a public way.

Planning Board Minutes22. April 14, 2021

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Linda M. Pereira, it was unanimously voted that the minutes be accepted and placed on file.

City Council Meeting Minutes:23. Public Hearings – May 11, 2021

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Bradford L. Kilby, it was unanimously voted to approve the minutes.

BULLETINS – NEWSLETTERS – NOTICES24. Thank you card from the family of Roger R. St. Pierre

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the thank you card be accepted and placed on file.

ITEMS FILED AFTER THE AGENDA DEADLINE:

CITY COUNCIL MEETING DATE: MAY 25, 2021

PRIORITY MATTERS4a. Mayor regarding trash removal from commercial establishments

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted that the communication be accepted and placed on file.

RESOLUTIONS11b. Administration include a plan for the distribution of the American Rescue Plan funds in the FY 22 Municipal Budget presentation

Councilor Michelle M. Dionne stated that the City needs to have a plan for spending these funds that will benefit all residents. Councilor Pam Laliberte-Lebeau stated that a resolution was filed in March requesting that a plan be submitted to the City Council and nothing has been received from the Administration. On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the resolution.

COMMUNICATIONS – INVITATIONS – PETITIONSZoning Board of Appeals Minutes23a. March 18, 2021

On a motion made by Councilor Trott Lee and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the minutes be accepted and placed on file.

OTHER POTENTIAL MATTERS (to be acted upon if recommendations are received)**COMMITTEE REPORTS**Committee on Ordinances and Legislation recommendation (if received):10a. Proposed Ordinance – Traffic, handicapped parking

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Shawn E. Cadime, it was voted 9 yeas to adopt the emergency preamble. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted to pass the proposed ordinance through first reading, second reading, passed to be enrolled and passed to be ordained.

Approved, May 26, 2021, Paul E. Coogan, Mayor

10b. Proposed Ordinance – Traffic, miscellaneous

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted to pass the proposed ordinance through first reading.

Proposed Ordinance – Thin-Film Plastic Bags (tabled in Committee)

10c. Proposed Ordinance – Solid Waste

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was unanimously voted to pass the proposed ordinance through first reading.

Proposed Ordinance – Ban Balloon Releases (*tabled in Committee*)

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adjourn at 11:04 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, June 8, 2021 at 7:00 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: None

President Cliff Ponte called the meeting to order at 9:03 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was unanimously voted to take item #6e out of order.

Committee on Finance recommendation:

6e. Community Preservation Act funds for Fiscal Year 2022 Community Projects in the amount of \$1,809,616

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

PRIORITY MATTERS

1. Mayor requesting confirmation of the appointment of Dawn Saurette to the Port Authority. A motion was made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham to deny the appointment. Councilor Michelle M. Dionne stated that this Administration has indicated that appointees should have expertise or experience that would make them suitable for the appointment. She then mentioned that this individual has no experience or knowledge that would make her suitable for the Port Authority. She also stated that this individual lists on her resume that she is the creator and operator of the Highland Neighborhood Watch Facebook page, and on this page there is a post by Dawn Saurette where she mentions that she is collecting signatures for Mayor Paul E. Coogan's re-election campaign, because now is not the time for a change, it is time for continued stability. Councilor Michelle M. Dionne then stated that unfortunately this appointment is a text book example of the appearance of political patronage and represents a conflict of interest, and that is why she cannot support it. Councilor Shawn E. Cadime stated that he would like to receive more information on the duties of the Port Authority and bylaws of the State Pier. Councilor Linda M. Pereira stated that since more information is being requested from the Administration, the matter should be tabled. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was voted 7 yeas, 2 nays to table the matter, with Councilors Michelle M. Dionne and Christopher M. Peckham voting in the negative.

2. Mayor requesting confirmation of the appointment of Patrick Norton to the Port Authority
On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas to table the matter.

3. Mayor and order establishing spending limits for Fiscal Year 2022 Revolving Funds
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.
Approved, June 9, 2021, Paul E. Coogan, Mayor

4. Mayor and order accepting American Rescue Plan Act of 2021 (ARPA) funds in the amount of \$34,799,571
On a motion made by Councilor Trott Lee and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.
Approved, June 9, 2021, Paul E. Coogan, Mayor

5. Mayor and order accepting a \$50,000 grant from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security
On a motion made by Councilor Trott Lee and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.
Approved, June 9, 2021, Paul E. Coogan, Mayor

PRIORITY COMMUNICATIONS

6. Traffic Commission recommending amendments to traffic ordinances
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

COMMITTEE REPORTS – None **ORDINANCES**

Second reading and enrollment:

7. Proposed Ordinance – Traffic, miscellaneous
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the proposed ordinance be passed through second reading and enrollment. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Trott Lee, it was unanimously voted that the proposed ordinance be passed to be ordained.
Approved, June 9, 2021, Paul E. Coogan, Mayor

8. Proposed Ordinance – Solid Waste
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the proposed ordinance be passed through second reading and enrollment. On a further motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the proposed ordinance be passed to be ordained.
Approved, June 9, 2021, Paul E. Coogan, Mayor

RESOLUTIONS – None **CITATIONS – None**

ORDERS – HEARINGS**Pole Locations:**

9. Greenleaf Street – One (1) new pole location

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

10. Ling Street – One (1) new pole location

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

Curb Removals:

11. Paula Oliveira, 307 Plain Street, Rehoboth, MA – Total of 28' at 43-45 Ash Street

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

12. Marcelino Raposo III, 173 Stafford Road – Total of 23' at 173 Stafford Road

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

13. Sarah Rodrigues, 333 Dunbar Street – Total of 26' at 333 Dunbar Street

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

14. Matthew Medeiros, 316 Gifford Road, Westport, MA – Total of 27.5' at 33-35 Ward Street

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the matter to the Committee on Public Works and Transportation.

15. Eugene Merithew, 676 Charles Street – Total of 27' at 676 Charles Street

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

16. Todd Paiva, 180 Stetson Street – Total of 34' at 180 Stetson Street

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order.

Approved, June 9, 2021, Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS**Police Chief's Report on Licenses:****Taxicab Drivers:**

17. Carlos Alonso

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order.

Auto Body Shop License Renewal:

18. Michael Carvalho d/b/a County Street Collision – 958 County Street
On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.
Approved, June 9, 2021, Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

19. Claims
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the claims to Corporation Counsel.
20. One SouthCoast Chamber requesting permission to make presentation to the City Council regarding Fall River arts and culture plan, Viva Fall River
On a motion made by Councilor Trott Lee and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the communication to the Committee on Economic Development and Tourism.

City Council Meeting Minutes:

21. Public Hearings – May 25, 2021
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to approve the minutes.
22. Regular City Council Meeting – May 11, 2021
On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to approve the minutes.

BULLETINS – NEWSLETTERS – NOTICES – None

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: JUNE 8, 2021

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

First Reading:

- 6a. Proposed Ordinance – Traffic, Miscellaneous
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to pass the proposed ordinance through first reading.

First Reading, as amended:

- 6b. Proposed Ordinance – Floodplains District
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted to pass the proposed ordinance through first reading, as amended.
- 6c. Proposed Ordinance – Structures on/over public way permit
On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to pass the proposed ordinance through first reading, as amended.

Grant leave to withdraw:

6d. Resolution – Discuss outdoor dining/seating for restaurants

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the resolution be granted leave to withdraw.

RESOLUTIONS

8a. Administration be invited to a future meeting of the Committee on Finance to provide an overview of the duties of the members of the Port Authority and the State Pier

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the resolution.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adjourn at 9:34 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk

SPECIAL MEETING OF THE CITY COUNCIL

MEETING: Tuesday, June 29, 2021 at 7:00 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: None

President Cliff Ponte called the meeting to order at 8:31 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

In accordance with Section 9-18 of the City Charter, persons are allowed to address the Council. Due to the COVID-19 Essential Services Advisory, citizen input could be submitted by email by Tuesday, June 29, 2021 at 3:00 p.m. to be read at the meeting.

Agenda:

1. Citizen Input
None

Committee Reports:

Committee on Finance:

2. Orders – Proposed Fiscal Year 2022 Municipal Budget
 - a. General Fund
 - b. Emergency Medical Services Enterprise Fund
 - c. Sewer Enterprise Fund
 - d. Water Enterprise Fund

No committee reports were received from the Committee on Finance.

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Trott Lee, it unanimously voted to adjourn at 8:32 p.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

27

FALL RIVER HOUSING AUTHORITY
85 MORGAN STREET
P.O. BOX 989
FALL RIVER, MA 02722

RECEIVED

2021 JUL -2 A 9:23

CITY CLERK
FALL RIVER, MA
TELEPHONE 508-675-3500
FAX 508-677-1346

TIMOTHY S. BARROW
EXECUTIVE DIRECTOR

KEVIN SBARDELLA
DEPUTY EXECUTIVE DIRECTOR

June 28, 2021

The Honorable Paul Coogan, Mayor
City of Fall River
Fall River Government Center
One Government Center
Fall River, MA 02722

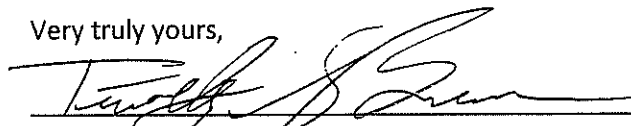
Dear Mayor Coogan:

Recently I read about the creation of a City of Fall River task force charged with presenting and discussing ideas on how to appropriate the \$70 million in American Rescue Plan Act funding available to the City of Fall River.

My understanding is that application of monies provided through this Act may include the development of affordable housing. As you know, both the City of Fall River (in 2011) and the Fall River Housing Authority, through prior administrations, agreed to and approved a Watuppa Heights Housing Improvement Plan. In this Plan, the City agreed to provide \$4,000,000 towards redevelopment efforts of Watuppa Heights. To date, this funding has not happened.

Therefore, I write to you requesting consideration by this City task force to fund this commitment for development of the Watuppa Pond site.

Very truly yours,



Timothy S. Barrow, Executive Director

TSB:mjg

CC: FRHA Board of Commissioners
Cliff Ponte, President, Fall River City Council
Pam Lalibertie-Lebeau, Vice-President, Fall River City Council

28



OPEN MEETING LAW COMPLAINT FORM

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

RECEIVED

Please note that all fields are required unless otherwise noted.

2021 JUN 23 A 11:43

Your Contact Information:

First Name: Jo C.

Last Name: Goode

Address: P.O. Box 423

City: Tiverton

State: RI

Zip Code: 02878

Phone Number: 774-644-7501 Ext. _____

Email: jgoode@heraldnews.com

Organization or Media Affiliation (if any): The Herald News

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:

The City Council

Date of alleged violation: 06/22/2021

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.

Before the June 22, 2021 meeting of the Ordinance Committee assembled to discuss proposed upcoming budget, City Councilor Christopher Peckham indicated that a last minute resolution he proposed had not made it to the Councilor clerk's office by email. City Councilor President Cliff Ponte apparently allowed it to be a part of the agenda after the meeting began. (There was little discussion on how this occurred) but at one point during the meeting one of the city clerk's had stepped away from Council Chambers, printed out a copy of the resolution that was later presented. As a reporter covering the meeting attempted to get a copy of the resolution, but none was available.

I believe there is a gross violation of the open meetings law given a resolution was allowed to be placed on the agenda without notice, a copy of the proposed resolution was made available to City Council members who later voted on it without transparency to 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.

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.

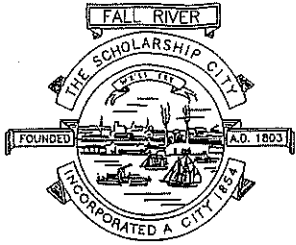
The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2540 or by email to openmeeting@state.ma.us.

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: Jo C. Goode The Herald News

Date: 06/23/2021

For Use By Public Body	For Use By AGO
Date Received by Public Body	Date Received by AGO



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2021 JUN 30 A 10:40

CITY CLERK June 30, 2021
FALL RIVER, MA

PAUL E. COOGAN
Mayor

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

Dear Council President and Members of the Honorable Council:

Please see the attached appointment letters for the confirmation of Dawn Saurette, Patrick Norton, John Medeiros and Merrill M. Cordeiro to the Port Authority.

Dawn Saurette's experience as a small business owner as well as her past management experience and years of community services will make her a valuable asset as a board member of the Port Authority.

Patrick Norton's experience as the Executive Director of the Narrow's Center for the Arts, the largest entertainment venue on our City's waterfront as well as his past governmental experience will make him a valuable asset as a board member of the Port Authority.

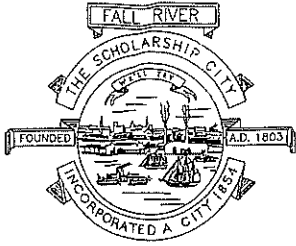
John Medeiros's background as an insurance agent and an investment advisor as well as his experience with budgeting and strategic planning will make him a valuable asset as a board member of the board of the Port Authority.

Merrill M. Cordeiro's education and professional experience in business management and marketing as well as her years of service in the personal and commercial insurance industry and her community involvement will make her a valuable asset as a board member of the Port Authority.

Best Regards,

Paul E. Coogan
Mayor

33
a+b



City of Fall River
Massachusetts
Office of the Mayor

33a

PAUL E. COOGAN
Mayor

June 3, 2021

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

CITY CLERK
FALL RIVER, MA

2021 JUN -3 P 2:09

RECEIVED

Council President and Members of the Honorable Council:

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

Name: Patrick Norton

Address: 1225 New Boston Road
Fall River, MA 02724


Position: Port Authority

Effective: June 3, 2021

Term to expire: n/a

Replacing: Kara O'Connell

Sincerely,


Paul E. Coogan
Mayor

PC/amos

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 08 2021

Tabbed, 9 years



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

33b

RECEIVED

2021 JUN -3 P 1:09

CITY CLERK _____
FALL RIVER, MA

June 3, 2021

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

Council President and Members of the Honorable Council:

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

Name: Dawn Saurette
Address: 1984 Robeson Street
Fall River, MA 02720
Position: Port Authority
Effective: June 3, 2021
Term to expire: n/a
Replacing: Michelle Paul

Sincerely,

Paul E. Coogan
Mayor

PC/amos

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 08 2021

Tabled, 7 years, 2 days