

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

RECEIVED

2021 JUL 13 P 4:03

CITY CLERK  
FALL RIVER, MA

ALISON M. BOUCHARD  
CITY CLERK

ORIGINAL POSTING: JULY 9, 2021 AT 1:30 P.M.

INÊS LEITE  
ASSISTANT CITY CLERK

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

REVISED 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. Howayeck, Esq. 508-324-2650**

One Government Center • Fall River, MA 02722  
TEL 508-324-2220 • FAX 508-324-2211 • EMAIL [city\\_clerks@fallriverma.org](mailto: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:

<u>FROM:</u>	
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

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

### Auto Repair Shop License Renewal:

19. Penacho Associates, LTD d/b/a Complete Auto Tech Center, Inc. located at 535 Bay Street

### Auto Body Shop Licenses Renewal:

20. 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)

*Alison M. Bouchard*  
City Clerk

## **ITEMS FILED AFTER THE AGENDA DEADLINE:**

**CITY COUNCIL MEETING DATE: JULY 13, 2021**

## **PRIORITY MATTERS**

10a. \*Mayor and order requesting the acceptance of a parcel of land located on Ash Street, Assessors Map G-27 Lot 13

## **ORDINANCES**

### Ordination:

13. Proposed Ordinance – Traffic, Miscellaneous

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

**COMMUNICATIONS – INVITATIONS – PETITIONS**

28a. Structure On or Over a Public Way Permit – Banner for the Day of Portugal Fall River

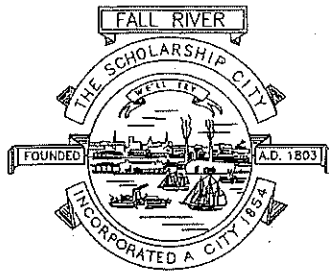
**OTHER POTENTIAL MATTERS (to be acted upon if recommendations are received)**

**COMMITTEE REPORTS**

Committee on Ordinances and Legislation recommendation (if received):

12a. Proposed Ordinance – Water and Sewer Rates

12b. Proposed Ordinance – Salary schedules



**PAUL E. COOGAN**  
*Mayor*

**City of Fall River**  
**Massachusetts**  
Department of Community Utilities  
WATER • SEWER



**PAUL J. FERLAND**  
Administrator

July 12, 2021

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

Dear Councilors:

Your approval of the attached order for acceptance of a parcel of land with an of area 31,902 sq. ft. (0.73 acres) Assessors Map G-27 lot 13, located on Ash St., is respectfully requested. The matter is described in the attached memo from Paul Ferland to the Sewer Commission dated May 28, 2021. The Sewer Commission voted to accept the land on June 3, 2021.

Sincerely,

Paul E. Coogan  
Mayor

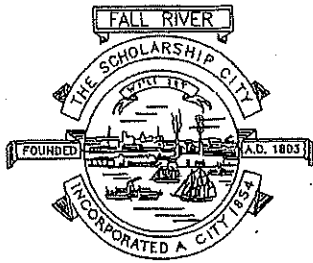
Attachment

CITY CLERK  
FALL RIVER, MA

2021 JUL 12 P 12:58

RECEIVED

10a



**City of Fall River  
Massachusetts**  
Department of Community Utilities  
WATER • SEWER



**PAUL E. COOGAN**  
*Mayor*

**PAUL J. FERLAND**  
Administrator

TO: Sewer Commission  
FR: Paul J. Ferland, EIT  
Adm. of Community Utilities

DATE: May 28, 2021

RE: Gift of Land on Ash Street

The South Beacon LLC, has offered a gift of land to the City of Fall River Sewer Commission. This land has an area of 31,902 square feet and is located on Ash Street. The gift of this land will allow us to have protection/conservation of this area.

Attached please find the proposed Quitclaim Deed and plan for the land. This will be presented to you for approval at the next meeting. If you approve the gift it will then be sent to the City Council for approval.

PFJ/omc  
Attachments

**City of Fall River, *In City Council***

10a

ORDERED, that the Mayor is hereby authorized to accept the gift of land as described on the attached deed with plans subject to any changes and final approval by the Corporation Counsel. Said land is in Fall River, Massachusetts on Ash Street as described. The acceptance of said land will provide for stormwater drainage, management, improvements, operation and maintenance of flow.



Property Address: Vacant Lot, Ash Street, (Lot 3, Plan Book 161, Page 19, Fall River, Massachusetts (Assessor's Map G-27, Lot 13)

QUITCLAIM DEED

**SOUTH BEACON LLC**, a Massachusetts limited liability company, with a place of business located at 951 Wilbur Avenue, Swansea, Massachusetts 02777

for **NO CONSIDERATION BUT AS A GIFT**

grant to **CITY OF FALL RIVER**, a Massachusetts municipality with its principal address as One Government Center, Fall River, Massachusetts

with **QUITCLAIM COVENANTS**, the land in Fall River, Bristol County, Massachusetts, bounded and described as follows:

That certain parcel of land being shown as **Lot 3** with an area of 31,902 square feet or 0.73 acres, on plan entitled "APPROVAL NOT REQUIRED PLAN ASSESSOR'S MAP G-27 LOT 1 GLOBE ST. ASH ST. GRIFFIN ST. FALL RIVER, MASSACHUSETTS *PREPARED FOR S. BEACON COMMUNITY DEVELOPMENT TRUST* PREPARED BY: GORODETSKY ENGINEERING, 422 NORTH MAIN STREET, FALL RIVER, MA SCALE: 1" = 40' DATE: NOVEMBER 22, 2017" and recorded with Bristol County Fall River District Registry of Deeds in **Plan Book 161, Page 19.**

Being a portion of the premises conveyed to this Grantor by deed of Stanley B. Goldberg, Linda R. Fischer and Edward F. Ricci and Ellen Levy dated May, 2018 and recorded on June 12, 2018 with the Bristol County Fall River District Registry of Deeds in Book 9529, Page 195.

This conveyance is such that no documentary stamps are required.

T.N.E.

10a

Property Address: Vacant Lot, Ash Street, (Lot 3, Plan Book 161, Page 19)  
Fall River, Massachusetts  
(Assessor's Map G-27, Lot 13)

Grantor hereby affirms that Lot 3 as described on Plan Book 161, Page 19 conveyed herein is a vacant lot and is not homestead property and/or does not benefit under the Massachusetts Homestead Act, G.L.c. 188.

WITNESS my hand and seal this \_\_\_\_ day of April, 2021

SOUTH BEACON LLC

By: \_\_\_\_\_  
Jamie Duff, Manager

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF BRISTOL

On this --- day of April, 2021, before me, the undersigned notary public, personally appeared Jamie Duff as Manager of SOUTH BEACON LLC, who proved to me through satisfactory evidence of identification, which was \_\_\_\_\_ to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

\_\_\_\_\_  
Notary Public:  
My commission expires:

16/1/01



1. COUNTY PLAN AND PLAN WAS PREPARED IN COMPLIANCE WITH THE ZONING AND PLANNING DEPARTMENT OF MASSACHUSETTS

2. THE PLAN SHOWS THE PROPOSED LOTS AND THE ZONING DEPARTMENT HAS REVIEWED THE PLAN AND HAS APPROVED IT.

3. THE PLAN SHOWS THE PROPOSED LOTS AND THE ZONING DEPARTMENT HAS REVIEWED THE PLAN AND HAS APPROVED IT.

APPROVAL NOT REQUIRED PLAN  
ASSESSOR'S MAP C-27 LOT 1  
3080 ST. ASH ST. GRIFFIN ST  
FALL RIVER, MASSACHUSETTS

1000 284-1182  
1000 284-1182  
DATE: 12-27-01



THIS PLAN AND ASSOCIATING ZONING REGULATIONS AS SET FORTH IN THE ZONING ORDINANCES OF THE CITY OF FALL RIVER, MASSACHUSETTS, SHALL BE CONSIDERED AS PART OF THE PROPERTY RECORDS OF THE CITY OF FALL RIVER, MASSACHUSETTS.

THIS ZONING SURVEY AND PLAN WAS PREPARED BY JOHN J. QUINN, INC., 100 WEST ST., FALL RIVER, MASSACHUSETTS 01921.

I HEREBY CERTIFY THAT THE SURVEY AND PLAN WERE PREPARED BY ME OR UNDER MY SUPERVISION AND THAT I AM A PROFESSIONAL SURVEYOR IN THE STATE OF MASSACHUSETTS.

REGISTERED PROFESSIONAL SURVEYOR



THE ZONING SURVEY AND PLAN WAS PREPARED BY JOHN J. QUINN, INC., 100 WEST ST., FALL RIVER, MASSACHUSETTS 01921.

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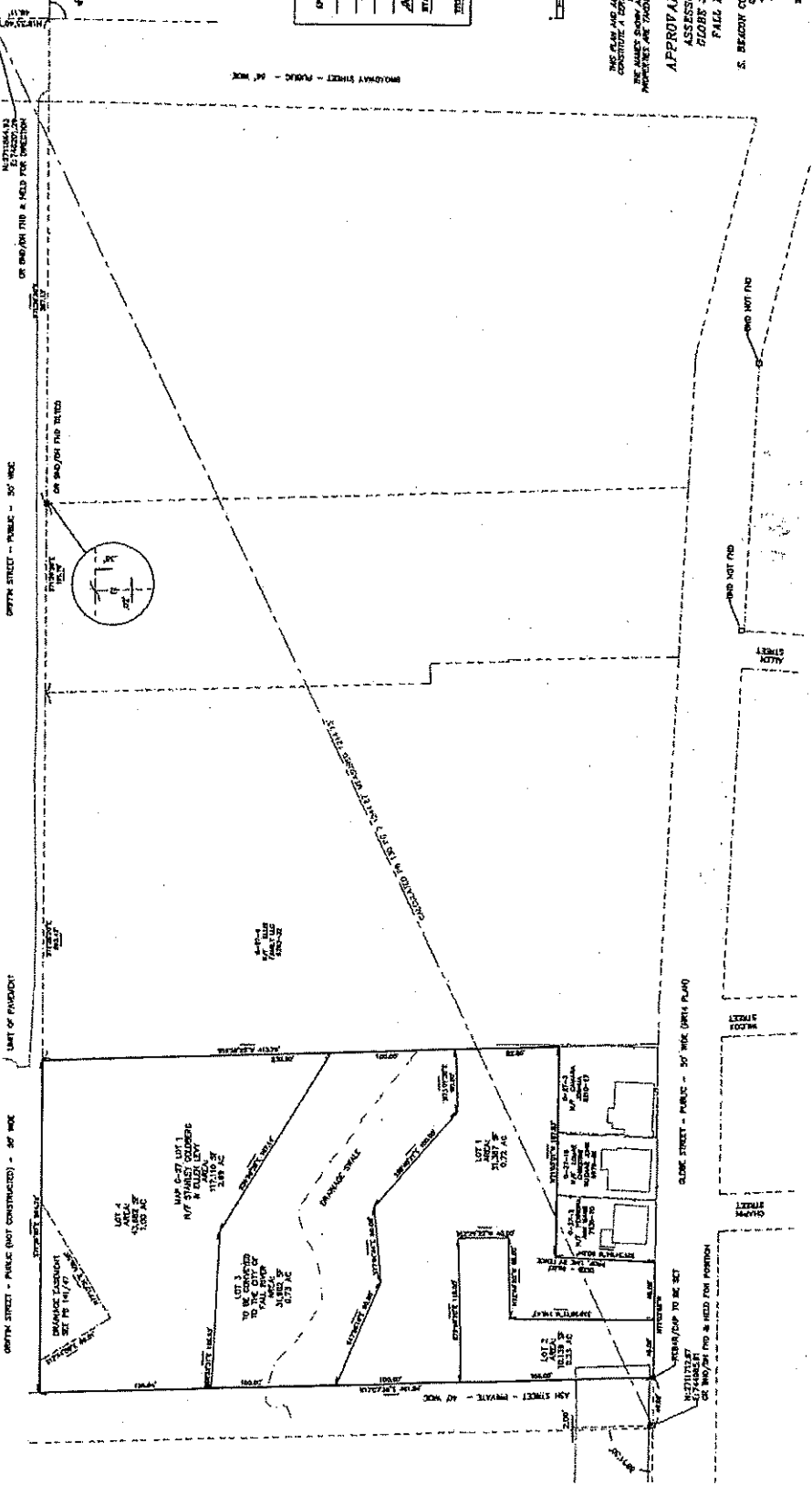
I HEREBY CERTIFY THAT THE SURVEY AND PLAN WERE PREPARED BY ME OR UNDER MY SUPERVISION AND THAT I AM A PROFESSIONAL SURVEYOR IN THE STATE OF MASSACHUSETTS.

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REGISTERED PROFESSIONAL SURVEYOR