

City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

2022 OCT -6 P 2:30

CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, OCTOBER 11, 2022
AGENDA

INÊS LEITE
ASSISTANT CITY CLERK

5:55 P.M. PUBLIC HEARING
CURB REMOVAL

1. Romanow Real Estate Trust, Max Harrison TRS., One International Place Suite 3700, Boston, MA, 02110, for a curb removal as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Openings Proposed After Alteration
Newton Street	55.9'	42'	21.9'	76'
William S. Canning Blvd.	34.8'	24'	34.8'	24'

This applicant proposes to modify the existing three curb openings that currently access the property at 323 William S. Canning Blvd. to access the proposed new Marketplace and Gas Station. The overall project results in an increase of 9.2' of curb removal. The project has received Site Plan Approval.

6:00 P.M. CITY COUNCIL COMMITTEE ON FINANCE MEETING (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARING IF IT RUNS PAST 6:00 P.M.)

1. Citizen Input
2. Transfer and appropriation (See #2 below)
3. Discussion with Administration and representatives from the Fall River Housing Authority regarding Home Rule Petition – An Act Authorizing the Fall River Housing Authority to convey a certain parcel of land to SouthCoast Hospital Group, Inc. (See #3 below)
4. Resolution – Committee on Finance meet with various parties regarding Fall River Cannabis Review Commission and process of approving marijuana licenses (tabled 10-26-2021)

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 requesting confirmation of the following appointments to the Special Charter Review Committee:
 - a. Paul J. Machado
 - b. Traci L. Almeida
 - c. Kathryn M. Nemkovich
 - d. John R. Mitchell
 - e. Michelle (Mimi) Larrivee

2. *Mayor and order transferring the sum of \$14,953.28 from the General Fund Reserve to Elections, Expenses (see Finance #2)
3. *Mayor and Home Rule Petition – An Act Authorizing the Fall River Housing Authority to convey a certain parcel of land to SouthCoast Hospital Group, Inc. (See Finance #3)
4. *Mayor and order accepting gift of \$57,114.00 for the Fall River Fire Department from Precise Packaging, LLC, to purchase two ChemProX, Handheld Chemical Detectors

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS – None

ORDINANCES

Ordination, as amended

5. *Proposed ordinance – Reorganization of city departments

RESOLUTIONS

6. *Committee of Public Works and Transportation meet with residents of Grinnell and Jefferson Street areas, the Administrator of Community Utilities, and the City Engineer to discuss flooding issues
7. *Administration consider the use of American Rescue Plan Act (ARPA) funds to install cameras in all parks and playgrounds to ensure residents' safety

CITATIONS

8. Jim Lopes for being awarded the 2022 Department of Conservation and Recreation Innovation in Interpretation Award

ORDERS – HEARINGS

Curb removal:

9. Romanow Real Estate Trust, Max Harrison TRS – Removal of 76 feet on Newton Street and 24 feet at 323 William S. Canning Boulevard (corner lot)

ORDERS – MISCELLANEOUS

10. *Warrant for the State Election to be held on November 8, 2022
11. Auto Repair Shop License Renewals:
Jody Oliveira d/b/a Ground Earth, Inc. located at 1741 Stafford Road
Joseph Bilan d/b/a BP Auto Service Repair, Inc. located at 1091 South Main Street
12. Police Chief's report on licenses:
Taxicab Driver:
Lisa A. Padula
13. City Engineer prepare plans for the acceptance of Courtney Street from Highland Avenue to Fieldstone Lane

COMMUNICATIONS – INVITATIONS – PETITIONS

14. *Claims
15. *City resident requesting no parking signs on Bigelow Street
16. *City Engineer – Street opening less than 5 years at 170 Purchase Street

City Council Minutes:

- 17. *Committee on Finance – September 13, 2022
- 18. *Committee on Finance – September 27, 2022
- 19. *Regular Meeting of the City Council – September 13, 2022
- 20. *Regular Meeting of the City Council – September 27, 2022
- 21. *Special Meeting of the City Council – September 16, 2022

BULLETINS – NEWSLETTERS – NOTICES

- 22. *Department of Public Utilities Public Hearing for National Grid – Approval of an Alternative Basic Service Procurement Plan scheduled for October 11, 2022
- 23. *Department of Public Utilities Public Hearing for National Grid – 3 Year Energy Efficiency Plan scheduled for October 27, 2022


Assistant City Clerk

City of Fall River, *In City Council*

FINANCE 4

(Councilor Shawn Cadime)

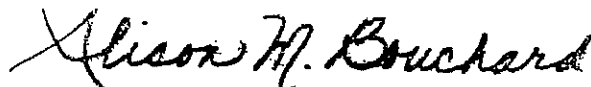
WHEREAS, concerns exist regarding the creation and existence of the Fall River Cannabis Review Commission, now therefore

BE IT RESOLVED, that the Corporation Counsel, Kenneth Fiola, Executive Vice President of BCEDC, or a representative of the Mayor's office who is qualified to respond to questions regarding this Commission and the process of approving marijuana licenses, as well as a representative of KP Law, be invited to a meeting of the Committee on Finance, and

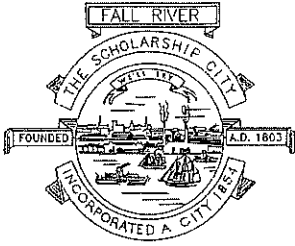
BE IT FURTHER RESOLVED, that the Committee on Ordinances and Legislation meet with the same parties to draft an ordinance establishing such Commission.

In City Council, October 18, 2021
Adopted.

A true copy. Attest:


City Clerk

10-26-21 Tabled in Finance



City of Fall River
Massachusetts
Office of the Mayor

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RECEIVED

2022 OCT -3 P 2:56

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

October 3, 2022

Council President and
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 by the City Council for the following appointment:

Name: Paul J. Machado

Address: 241 London Street
Fall River, MA 02723

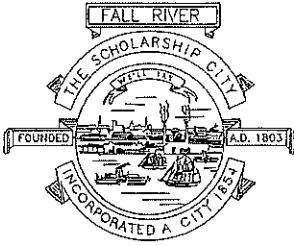
Position: Special Charter Review Committee

Effective: October 3, 2022

Sincerely,

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

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2022 OCT -3 P 2:56

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

October 3, 2022

Council President and
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 by the City Council for the following appointment:

Name: Traci L. Almeida

Address: 1658 Highland Avenue
Fall River, MA 02720

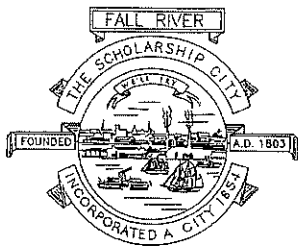
Position: Special Charter Review Committee

Effective: October 3, 2022

Sincerely,

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

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2022 OCT -3 P 2:57

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

October 3, 2022

Council President and
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 by the City Council for the following appointment:

Name: Kathryn M. Nemkovich

Address: 37 Winthrop Street
Fall River, MA 02721

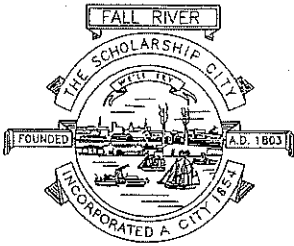
Position: Special Charter Review Committee

Effective: October 3, 2022

Sincerely,

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

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PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

October 3, 2022

Council President and
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 by the City Council for the following appointment:

Name: John R. Mitchell

Address: 312 Florence Street
Fall River, MA 02720

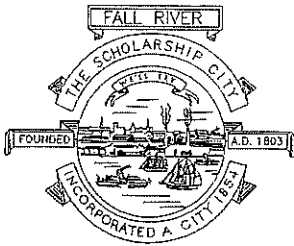
Position: Special Charter Review Committee

Effective: October 3, 2022

Sincerely,

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

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PAUL E. COOGAN
Mayor

October 3, 2022

CITY CLERK
FALL RIVER, MA

Council President and
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 by the City Council for the following appointment:

Name: Michelle (Mimi) Larrivee

Address: 268 Oak Grove Avenue
Fall River, MA 02723

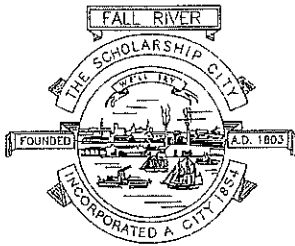
Position: Special Charter Review Committee

Effective: October 3, 2022

Sincerely,

Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2022 OCT -5 A 11:07

CITY CLERK
FALL RIVER, MA

October 5, 2022

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. \$14,953.28 That the sum of \$14,953.28 be, and the same is, hereby appropriated to the ELECTIONS, EXPENSES from the GENERAL FUND RESERVE.

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

Best Regards,

Paul E. Coogan
Mayor

October 11, 2022

ORDERED:

That the sum of \$14,953.28 be, and the same is, hereby transferred to the ELECTIONS, EXPENSES from GENERAL FUND RESERVE.



CITY OF FALL RIVER, MASSACHUSETTS

BOARD OF ELECTION COMMISSIONERS

ONE GOVERNMENT CENTER

TEL. 508-324-2630

2

21 September 2022

Ashley Pires
City Auditor
One Government Center
Fall River, MA. 02722

Dear Auditor Pires,

As you are aware the City Council adopted an Order to hold a special municipal election on November 8, 2022. A referendum vote is required by statute to determine whether or not Fall River will be added as an MBTA district.

The Board of Elections is required to pay for the printing and delivery of ballots for this special election. I've accepted the bid submitted from Bradford & Bigelow in the amount of \$14,953.28. At the recommendation of the CFO, I request that the aforementioned sum be transferred from reserved funds to the following Budget Line Item:

Org#11620002
Object#542600

If you have any questions, please feel free to contact me.

Sincerely,

Ryan Lyons, Chairman
Board of Elections



3 Perkins Way, Newburyport, MA 01950

Ryan Lyons
Chairman, Board of Election Commissioners
City of Fall River
One Government Center, Room #636
Fall River, MA 02722

B&B Quote # 22-09-101
Date 9/21/2022
REV.2 Correct trim size

We are pleased to present for your consideration our quotation per the following specifications:

Title: DS200 Ballots for November 8, 2022 City Election
Quantity: 45,000 Officials and 10,000 Early/Absentee plus 200 Specimens
Size: 8.5" X 17"
Preparation: Print ready pdf supplied
Proof: Digital blue-line for the text
Stock: 80# White Opaque for Official and Absentee; 50# Colored Offset for Specimens
Ink: Official: Black
Absentee: Black & 1 pms (color block at top)
Specimen: Black
Binding: Trim Official, and Trim and Fold Absentee
Packing: Bulk carton pack, special order carton
Shipping: Freight included delivery of ballots to Fall River, MA 02722
Schedule: To be confirmed at time of order.

		Total	
55000	Price per ballot	\$0.2564	\$14,102.00
200	Price per specimen	\$0.2564	\$51.28
	Estimated Freight		\$800.00
TOTAL =		\$14,953.28	

This quote is valid for 30 days from date of submission, unless otherwise noted, except freight and paper stock. Freight will be charged at market rates at time of shipment. Due to unpredictable fluctuations in the paper market, all paper prices are subject to confirmation or revision based on date of printing. Multiple drop shipments may incur additional charges. Additional costs for multiple courier charges for delivery of proofs to be added at time of billing. Prices do not include any AA's or changes that are required above and beyond what is quoted.

We appreciate the opportunity of giving you this quotation, and we hope to be able to produce this job for you in the near future. Unless otherwise noted, specifications and prices are subject to the terms, conditions, and printing trade customs which can be obtained from your Sales Representative.
CUS

Paul MacDougall/bl
Ballot Account Manager

Accepted By:

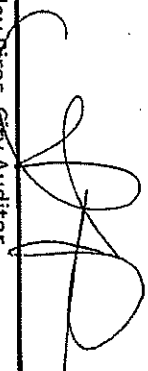
Date:

SEP 21 2022

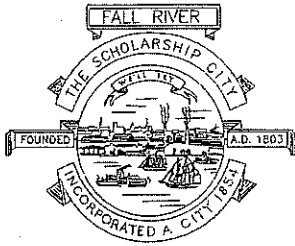
FY23 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
General Fund, RESERVE	\$ 2,878,429.00	\$ (14,953.28)	2,863,475.72
ELECTION, EXPENSES	\$ 95,785.00	\$ 14,953.28	110,738.28

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



Ashley Press, City Auditor
October 11, 2023



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

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2022 OCT -5 P 2:14

CITY CLERK
FALL RIVER, MA

October 5, 2022

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:

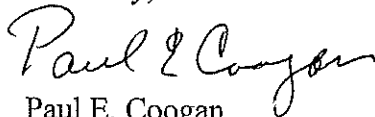
Attached for your review and consideration, please find an order petitioning the General Court for adoption of a bill for a special law relating to the City of Fall River as set out in the attached proposed legislation entitled "An Act Authorizing the Fall River Housing Authority to Convey a Certain Parcel of Land to SouthCoast Hospital Group, LLC."

The Fall River Housing Authority proposes to convey ownership of 229 Highland Avenue (an abandoned house that has been deemed too costly to renovate) to SouthCoast Hospital Group, LLC in order to allow Charlton/SouthCoast to expand their emergency care facility in Fall River. The subject property is currently owned by Fall River Housing Authority, having been purchased by the Housing Authority in the early 1980's with money from the State's 689 program. The Housing Authority owns the property and cannot sell it without prior authorization from the Department of Housing and Community Development.

The proposed legislation would (1) guarantee that Charlton/SouthCoast would receive the property for expansion of its emergency care facility for the benefit of the Greater Fall River area; (2) require that Charlton/SouthCoast pay the appraised value of the property to FRHA; (3) require that Charlton/SouthCoast assist the Housing Authority in locating another property to operate as a 689 facility; and (4) allow the Housing Authority to re-establish a new 689 facility to provide services to approximately 6-8 handicapped individuals in the City of Fall River.

A decision was reached by the legal representatives of the Legislative and Executive branches, which stipulated that there is a need for a home rule petition in order to transfer title in for this property. Therefore, this order is before you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "Paul E. Coogan". The signature is fluid and written in dark ink.

Paul E. Coogan

Mayor

City of Fall River, In City Council

Ordered, that a petition to the General Court, accompanied by a bill for a special law relating to the City Fall River to be filed with an attested copy of this order be, and hereby is, approved under Clause (1) of Section 8 of Article 2, as amended by Article 89, of the Amendments to the Constitution of the Commonwealth of Massachusetts, to the end that the legislation be adopted precisely as set out in the proposed legislation attached hereto entitled "*An Act Authorizing the Fall River Housing Authority to Convey a Certain Parcel of Land to Southcoast Hospital Group, Inc.*", except for clerical or editorial changes of form only.

Be it enacted by the Senate and House of Representatives in the General Court assembled, and by the authority of the same as follows:

SECTION 1. (a) Notwithstanding any general or special law to the contrary, but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws, the Fall River Housing Authority may convey a certain parcel of land, with a building thereon, located at 229 Highland Avenue in the City of Fall River, shown as parcel M-23-0005 on the city's assessors' map and being the same parcel recorded in the Fall River district of the Bristol county registry of deeds in book 1596, page 230, to Southcoast Hospitals Group, Inc.; provided, however, that the parcel upon conveyance shall be restricted to hospital-related uses.

(b) As consideration for the conveyance, Southcoast Hospitals Group, Inc. shall: (i) Convey a replacement property of equal or greater value located in the City of Fall River to the Fall River Housing Authority or its designee, provided, however, that any such conveyance shall be approved by the Massachusetts Department of Housing and Community Development and the Fall River Housing Authority; provided further, that, notwithstanding any general or special law to the contrary, but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws, any replacement property conveyed pursuant to this clause shall be conveyed to the Fall River Housing Authority and shall be suitable for inclusion in the housing program established under Chapter 689 of the Acts of 1974 at a comparable level of service as previously provided at 229 Highland Avenue, as determined by the Massachusetts Department of Housing and Community Development (DHCD); or (ii) pay to the Fall River Housing Authority an amount equal to the fair market value of 229 Highland Avenue as established by the appraisal required under section 2; provided, however, that the net proceeds paid by Southcoast Hospitals Group, Inc. to the Fall River Housing Authority pursuant to this clause shall be used solely to acquire a replacement property for use in the

housing program under said chapter 689.

SECTION 2. Prior to the conveyances authorized in section 1, an independent appraisal to determine the fair market value of the parcel identified in subsection (a) and any replacement property under subsection (b) of said section 1, shall be prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser commissioned by the Fall River Housing Authority.

SECTION 3. Southcoast Hospitals Group, Inc. shall be responsible for all costs and expenses incurred by the Fall River Housing Authority related to the conveyances authorized in section 1, including, but not limited to, costs of any appraisals, recording fees and deed preparation.

SECTION 4. This act shall take effect upon its passage.



City of Fall River
Massachusetts
Office of the Mayor

4

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2022 OCT -3 P 2:56

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

October 3, 2022

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:

Attached please find a request from the Fall River Fire Department for approval to accept a donation in the amount of \$57,114.00 from Precise Packaging, LLC located at 300 Riggensbach Road to purchase two (2) ChemProX, Handheld Chemical Detectors. Thank you for your consideration with this request.

Sincerely,

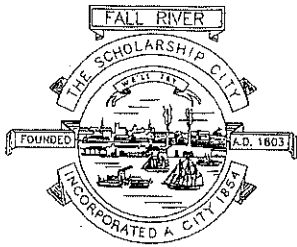
Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

4

ORDERED, that under the provisions of M.G.L. Chapter 44, Section 53A, the Fall River Fire Department be, and the same is hereby, authorized to accept a gift of \$57,114.00 from Precise Packaging, LLC, to purchase two ChemProX, Handheld Chemical Detectors.



City of Fall River
Massachusetts
Fire Department Headquarters
Office of the Fire Chief

4

PAUL E. COOGAN
Mayor

ROGER ST. MARTIN
Fire Chief

September 30, 2022

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

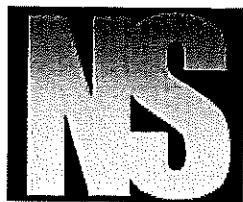
Dear Mayor Coogan;

The FRFD received notification that Precise Packaging, LLC located at 300 Riggensbach Road Fall River, MA would like to donate \$57,114.00 to purchase two (2) ChemProX, Handheld Chemical Detectors. These detectors will be added to the equipment compliment of Rescue 1. Please see attached invoice. I am requesting permission to accept this most generous donation.

Respectfully,


Roger St. Martin
Fire Chief

4



Northside Sales Quote

NORTHSIDE SALES CO.

7115 EAST BETHANY ROAD

NORTH LITTLE ROCK, AR 72117

PH: 800-467-9005 | FAX: 501-945-3928

isales@northsidesales.com

Date: 07/18/22

Quote #: 11912

Valid: 30 Days

Sales Person: Mike Hollis -
501-912-4009

Customer Info
Company: Fall River Fire Department ChemPro X
Company Contact: Lt LePage
Address: 140 Commerce Drive
Address 2:
City, State, Zip: Fall River, Massachusetts, 02720
Email: rtl@frfd.org
Phone: 508-674-5003 Ext:
Fax: --

northsidesales.com
pelicancasesstore.com
raegasdetection.com
dbifallprotection.com
kapplerchemicalsuites.com
honeywellgasmonitors.com

Part Number	Description	Qty	Unit Price	Total
ENVCHEMPRO-X	ChemProX, Handheld Chemical Detector w/CBRN			
E02703100GCO	(includes 5 year "Guaranteed Cost of Ownership			
	extended warranty) (see CBRN items below)	1	\$ 28,495.00	\$ 28,495.00
Notes: Sales Taxes are not included.			Sub Total:	\$ 28,495.00
			S & H:	\$ 62.00
			Tax:	
			Total:	\$ 28,557.00

Pricing Confidentiality: Quotes and pricing terms are negotiated between Customer and Northside Sales and may be unique to the Customer. Therefore, and except as otherwise provided by law, Customer hereby agrees to keep the pricing arrangement confidential for a period of no less than three (3) years from the date of the quote. Customer will not use this Confidential Information in furtherance of its business, or the business of anyone else, whether or not in competition with Northside Sales.

City of Fall River, *In City Council*

5

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

That Chapter 2 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Administration, be amended as follows:

Section 1.

By striking out in Section 2-205, which section pertains to Generally, the following:

- B. "Department of Community Services" and inserting in place thereof, "Department of Inspectional Services"
- C. "Department of Community Maintenance" and inserting in place thereof, "Department of City Operations"
- K. "Department of Facilities Maintenance" and inserting in place thereof, "Department of Engineering and Planning"

Section 2.

By inserting in Section 2-205, which section pertains to Generally, the following:

- L. Department of Health and Human Services.

Section 3.

By striking out Section 2-207, which section pertains to Department of Community Services, in its entirety, and inserting in place thereof the following:

Section 2-207. Department of Inspectional Services.

- A. Established. There shall be a Department of Inspectional Services which shall be under the Direction of the Inspector of Buildings.
- B. Divisions. The Divisions within the Department of Inspectional Services shall be the Code Enforcement Division, Minimum Housing Division, Sanitation Division and Weights and Measures Division.

Section 4.

By striking out Section 2-208, which section pertains to Department of Community Maintenance, in its entirety, and inserting in place thereof the following:

Section 2-208. Department of City Operations.

- A. Established. There shall be a Department of City Operations which shall be under the supervision of the Director of City Operations.
- B. Divisions. The Divisions within the Department of City Operations shall be the Division of Community Maintenance and the Division of Facilities Maintenance.
- C. The Division of Community Maintenance shall include the Streets and Highways Division, the Sanitation Division, Parks Division, and Cemeteries and Trees Division.

- D. The Division of Facilities Maintenance shall be responsible for Municipal Buildings and include Carpenters and Painters, Custodians, Plumbers, Electricians, Cleaning Contractor(s), the Information Desk and the Print Shop.
- E. Fees charged by Parks and Cemeteries Divisions. Fees charged by the Parks Division and Cemeteries Division, in addition to such other fees as may be set by law or by ordinance, shall be as set out in Chapter A110, Fee Schedule, of the City Code.

Section 5.

By inserting in Section 2-209, which section pertains to Department of Financial Services, in subsection B, the following in proper alphabetical order: "Purchasing Division".

Section 6.

By striking out in Section 2-210, which section pertains to Department of Administrative Services, in subsection B, "Purchasing Division".

Section 7.

By striking out in Section 2-211, which section pertains to Department of Fire and Emergency Services, in subsection B, "and Emergency Medical Services Division".

Section 8.

By striking out Section 2-216, which section pertains to Department of Facilities Maintenance, in its entirety, and inserting in place thereof the following:

Section 2-216. Department of Health and Human Services.

- A. Established. There shall be a Department of Health and Human Services which shall be under the Direction of the Director of Health and Human Services.
- B. Divisions. The Divisions within the Department of Health and Human Services shall be the Nursing Division, Food and Milk Inspectors, Tobacco Control, Mass in Motion, Youth Services and Council on Aging.

Section 9.

By inserting a new Section 2-217 "Department of Engineering and Planning", as follows:

Section 2-217. Department of Engineering and Planning.

- A. Established. There shall be a Department of Engineering and Planning which shall be under the Direction of the City Engineer.
- B. Divisions. The Divisions within the Department of Engineering and Planning shall be the Office of the City Engineer, Office of the City Planner and Traffic Division. Within the Office of the City Planner shall be Licensing and Conservation.

Section 10.

By inserting a new Section 2-218 "Department of Emergency Medical Services", as follows:

Section 2-218. Department of Emergency Medical Services

- A. Established. There shall be a Department of Emergency Medical Services, which shall be under the administrative supervision of the Chief of Emergency Medical Services.

Section 11.

By striking out in Section 2-571, which section relates to the Sealer of Weights and Measures, subsection B in its entirety and inserting in place thereof the following:

- B. The office of the Sealer of Weights and Measures shall be within the Department of Inspectional Services and subject to the administrative control, supervision and direction of the Inspector of Buildings.

Section 12.

By striking out in Article VI, Division 1 of Chapter 2, its entirety and inserting in place thereof the following:

Division 1. Department of Engineering and Planning

Section 2-621 Office of the City Engineer: duties generally.

- A. The Office of the City Engineer within the Department of Engineering and Planning shall perform such services as properly come under the care of a surveyor and civil engineer. It shall be charged with the superintendence of the construction of all bridges, structures and public works, under the general control and direction of the City Engineer or of the division or department having charge of such construction, and shall prepare all plans and specifications for such structures and works. The division shall also make all surveys and plans relative to the laying out, widening, altering or grading of streets, and shall also make all surveys, estimates and descriptions required by the Mayor or the City Council.
- B. The City Engineer shall provide professional civil engineering advice and assistance to other municipal departments.

Section 2-622 Office of the City Engineer: training of engineering personnel.

All engineering personnel employed within the Office of the City Engineer, including the street inspectors, shall be briefed in the use of compaction testing and soils analysis at the state highway department prior to assuming the full responsibilities which are assigned to their positions.

Section 2-623 Office of the City Engineer: street inspectors.

Those personnel whose primary responsibilities are to inspect City streets and/or sidewalk construction, reconstruction, resurfacing, repair and permit excavation shall operate from within the Office of the City Engineer. They shall avail themselves of the expertise of the engineering personnel.

Section 2-624 Office of the City Engineer: superintendence of development work undertaken by City departments.

The provisions of Section 2-641 shall apply to all development work undertaken by any department of the City for which plans of any nature, with or without specifications, are required.

Section 2-625 Office of the City Engineer: annual inspection of bridges and public works.

Annual inspections and examinations of all the bridges and public works belonging to the City shall be made by the Office of the City Engineer. A report of their condition as to safety or need of removal or repairs, as the City Engineer in consultation with the Director of City Operations shall deem necessary, shall be made to the Mayor and the City Council on or before February 1 of each year.

Section 2-626 Office of the City Engineer: custody of plans relating to streets, sewers and other public works.

The Office of the City Engineer shall have custody of all plans relating to streets, sewers and other public works, and shall keep such plans properly classified and indexed.

Section 2-627 Office of the City Engineer: preparation of estimates and specifications for work on highways; inspection of work.

The Office of the City Engineer shall prepare estimates and specifications for all work done by contract upon the highways and shall carefully inspect all work done by or for the Streets and Highways Section of the Division of Community Maintenance".

Section 2-628 Office of the City Engineer: enforcement of requirements for numbering of buildings.

The Office of the City Engineer shall see that there is affixed a number on all buildings as prescribed in Chapter 10, Buildings and Building Regulations, § 10-92, of the City Code.

Section 2-629 through Section 2- 640. (Reserved)

Section 13.

By striking out in Article VI, Division 2 of Chapter 2, its entirety and inserting in place thereof the following:

Division 2. Office of the City Planner

Section 2-641. Established; oversight.

The Office of the City Planner shall be within the Department of Engineering and Planning under the direction and control of the City Planner.

Section 2-642. Divisions enumerated.

The Office of the City Planner shall also include Conservation and Licensing.

Section 2-643 through Section 2-720. (Reserved)

Section 14.

By striking out in Article VI, Division 4 of Chapter 2, "Department of Community Maintenance" and inserting in place thereof, "Department of City Operations".

Section 15.

By striking out in Section 2-744, which section relates to General duties regarding public buildings, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 16.

By striking out in Section 2-745, which section relates to Supervision of construction and repair of public buildings, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 17.

By striking out in Section 2-746, which section relates to Care and custody of public buildings, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 18.

By striking out in Section 2-747, which section relates to Construction of new buildings, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 19.

By striking out in Section 2-748, which section relates to Competitive bidding for repairs, alterations or additions to public buildings, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 20.

By striking out in Section 2-749, which section relates to Employment of architectural and engineering services, "Department of Community Maintenance" and inserting in place thereof "Division of Facilities Maintenance within the Department of City Operations" and by striking out "Director of Community Maintenance" and inserting in place thereof, "Divisional Director of Facilities Maintenance".

Section 21.

By striking out in Section 2-750, which section relates to Employment of carpenters, mechanics and custodians, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance" and by striking out "the department." and inserting in place thereof, "the division."

Section 22.

By striking out in Section 2-751, which section relates to Record of City buildings; annual report, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 23.

By striking out Section 2-762, which section relates to Director of Community Maintenance: appointment, in its entirety and inserting in place thereof the following:

Section 2-762 Director of City Operations: appointment.

The Mayor shall appoint the Director of City Operations, who shall be responsible for the operation of the Department of City Operations.

Section 24.

By striking out in Section 2-763, which section relates to Director of Community Maintenance: qualifications, "Director of Community Maintenance" and inserting in place thereof, "Director of City Operations", and by striking out in the first paragraph "Community Maintenance" and inserting in place thereof, "City Operations".

Section 25.

By striking out in Section 2-764, which section relates to Director of Community Maintenance: powers and duties in the section title, "Community Maintenance" and inserting in place thereof, "City Operations" and by striking out "Community Maintenance" where it appears twice in the text of the section and inserting in place thereof, "City Operations".

Section 26.

By striking out in Section 2-765, which section relates to Director of Community Maintenance: record of receipts and expenditures, in the section title, "Community Maintenance" and inserting in place thereof, "City Operations", and by striking out "Community Maintenance" where it appears twice in the section's text and inserting in place thereof, "City Operations".

Section 27.

By striking out in Section 2-783, which section relates to Sanitation Division: fees for solid waste disposal, "Community Maintenance" and inserting in place thereof, "City Operations".

Section 28.

By striking out in Section 2-787, which section relates to Sanitation Division: dumping of combustible material; violations and penalties "Community Maintenance" and inserting in place thereof, "City Operations".

Section 29.

By striking out in Section 2-788, which section relates to Sanitation Division: agreements for use of private property as dumps "Community Maintenance" and inserting in place thereof, "City Operations".

Section 30.

By striking out in Section 2-789, which section relates to Employment of custodians, painters, plumbers and pipefitters, "Division of Municipal Buildings within the Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 31.

By striking out Sections 2-791 through 2-797 in their entirety.

Section 32.

That Article VI, Division 5 of Chapter 2 shall be amended by striking out "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 33.

By striking out in Subsection 2-802 (A), which section relates to Established; staff; Inspector of Buildings, "Inspectional Services Division within the Department of Community Services", and inserting in place thereof, "Department of Inspectional Services", and by striking out in Subsection 2-802 (B), "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 34.

By striking out in Section 2-803, which section relates to Establishment of standards and codes; inspections, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 35.

By striking out in Section 2-804, which section relates to Enforcement of regulations relative to buildings, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 36.

By striking out in Section 2-805, which section relates to Inspection of building materials and construction, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 37.

By striking out in Section 2-806, which section relates to Inspectors, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 38.

By striking out in Chapter 2, Article VI, Division 7, which Division relates to Department of Community Services, in its entirety.

CITY OF FALL RIVER

IN CITY COUNCIL

SEP 13 2022

Passed through first reading, as amended

CITY OF FALL RIVER

IN CITY COUNCIL

SEP 27 2022

Passed through second reading and enrollment, as amended

City of Fall River, *In City Council*

6

(Councilor Andrew J. Raposo)

WHEREAS, concerned citizens at a recent Niagara Neighborhood Association Meeting spoke about flooding issues that are affecting their properties, and

WHEREAS, these residents live in the Grinnell and Jefferson Street areas, and

WHEREAS, they are seeking assistance on how this can be resolved and how the City can address this issue, now therefore

BE IT RESOLVED, that the Committee of Public Works and Transportation meet with these residents, as well as the Administrator of Community Utilities and the City Engineer to seek resolution to this issue.

City of Fall River, *In City Council*

7

(Councilor Linda M. Pereira)

WHEREAS, the City of Fall River has 29 parks and playgrounds and criminal behavior in these areas has become a growing concern, and

WHEREAS, installing cameras in these areas should take priority to ensure the public's safety to deter crimes from taking place, and

WHEREAS, surveillance cameras allow police officers to view activity and verify that parks are safe and secure, now therefore

BE IT RESOLVED that the Administration consider the use of American Rescue Plan Act (ARPA) funds to install cameras in all parks and playgrounds to ensure the safety of our residents.

Filed: 10-3-22

City of Fall River, *In City Council*

10

ORDERED, that in accordance with provisions of law, notice is hereby given that meetings of the citizens qualified to vote at a State Election will be held on Tuesday, November 8, 2022 in the several voting places designated by the Council, to cast their votes for the candidates of political parties for the following offices:

Governor and Lieutenant Governor
Attorney General
Secretary of the Commonwealth
Treasurer
Auditor
U.S. Representative in Congress
Governor's Councillor
Senator in the General Court
Representative in the General Court
District Attorney
Sheriff
County Commissioner

and to give their votes on the four (4) referendum questions appearing on the ballot.

BE IT FURTHER ORDERED, that the Election Commission be and they are hereby authorized and empowered to cause all necessary rooms, fixtures, apparatus and supplies for the holding of the State Election to be prepared and furnished for the same, the use of same to be charged to the appropriation for elections.

Polls to be opened from seven o'clock A.M. to eight o'clock P.M. and all voting precincts to be used.



CITY OF FALL RIVER, MASSACHUSETTS

BOARD OF ELECTION COMMISSIONERS

ONE GOVERNMENT CENTER

TEL. 508-324-2630

RECEIVED

2022 OCT -5 P 2:57

CITY CLERK
FALL RIVER, MA

5 October 2022

Joseph D. Camara, Council President
Honorable Members of the City Council
One Government Center
Fall River, MA. 02722

Dear City Councilors,

The Board of Elections is requesting your approval of the **Warrant for the 2022 State Election** as required by the Commonwealth. The Elections are for the office of:

Governor and Lieutenant Governor
Attorney General
Secretary of the Commonwealth
Treasurer
Auditor
U.S. Representative in Congress
Governor's Councillor
Senator in the General Court
Representative in the General Court
District Attorney
Sheriff
County Commissioner

In addition, four (4) referendum questions will appear on the general election ballot. The polls will open at 7:00 A.M. and close at 8:00 P.M.

Sincerely,

Ryan Lyons, Chairman
Board of Elections



City of Fall River
Notice of Claim

RECEIVED

2022 SEP 26 P 12:01

14

1. Claimant's name: Jared Thomson
2. Claimant's complete address: 71 Jiley Hill Road, Tiverton RI 02878
3. Telephone number: Home: 4018552445 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Property Damage
5. Date and time of accident: 9/3/22 2:30PM Amount of damages claimed: \$ 285.84
6. Exact location of the incident: (include as much detail as possible):
Rt 195 after taking the 14a exit at the merge onto Rt 24
7. Circumstances of the incident: (attach additional pages if necessary):
I was on Rt195, took the 14a exit and as I was merging onto Rt 24 heading towards Tiverton, RI I struck a pothole that punctured my tire.
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: 09/10/2022

Claimant's signature: Jared Thomson

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

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator ☒ DCM Date: 9/26/22



14

City of Fall River
Notice of Claim

#22-71
RECEIVED

2022 SEP 28 A 11:42

1. Claimant's name: Jose Furtado
2. Claimant's complete address: 414 Birch St. Fall River, MA 02724
FALL RIVER, MA
3. Telephone number: Home: 508-676-1158 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Landscaper at park - Rock through our window
5. Date and time of accident: 9/16/22 @ 1:30pm Amount of damages claimed: \$ 360.¹⁹
6. Exact location of the incident: (include as much detail as possible):
414 Birch Street Fall River, MA 02724
7. Circumstances of the incident: (attach additional pages if necessary):
Landscaper was cutting grass across the street at Abbot Court park & a rock came flying across the street and through our window.
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: 9/25/22 Claimant's signature: Jose Furtado

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: 9/28/22



14

September 20, 2022

City of Fall River
Attn: Alison M Bouchard, City Clerk
1 Government Ctr
Fall River, MA 02722

RECEIVED
SEP 28 A 11:32
22-72
CITY CLERK
FALL RIVER, MA

Named Insured: Brenda Zayas Calvo
Claim Number: AU10185061-1
Date of Loss: May 28, 2022
Time of Loss: 11:00 AM
Loss Location: 126 Dover St, Fall River
Type of Loss: Collision with Parked Vehicle
Responsible Party: City of Fall River
Reimbursement Due: \$\$1,721.59
Property Damage: \$\$1,721.59
PIP Medical/Wage: \$0

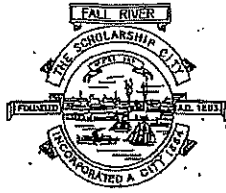
Dear City of Fall River:

Please accept this letter of presentment as required by M.G.L. c. 258 Sec. 4. Our investigation reveals that City of Fall River is responsible for damages sustained by our insured.

Attached are our supports for this loss. If you require additional documentation to investigate this claim pursuant to your statutory obligation, please contact us. If you are inclined to discuss settlement of this claim or deny this claim within the six (6) month statutory period, please forward the appropriate communication to my attention.

The City driver, Michael Cappola, driving a 2021 Dodge, plate #MFB95, backed into our insured's parked car. Please refer to the police report enclosed.

We have settled the loss with our insured and would appreciate your immediate payment of the amount listed above. Please make your check payable to Commerce Insurance Company in the amount of \$1,721.59 and be sure to note our file number to ensure proper credit.



14

RECEIVED

City of Fall River
Notice of Claim

2022 SEP 29 A 10:29

1. Claimant's name: Lorianne Fagioli CITY CLERK # 22-73
FALL RIVER, MA
2. Claimant's complete address: 861 Locust St. Apt 2
3. Telephone number: Cell: 508 642 5880 Home: Work:
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Damage to auto
5. Date and time of accident: 8/31/2022 approx 1030 AM Amount of damages claimed: \$
6. Exact location of the incident: (include as much detail as possible):
Corner of Locust & Tremont (right side)
7. Circumstances of the incident: (attach additional pages if necessary):
On 8-31-2022 I was in my apartment I knew the Street Sweeper was doing our street because I heard it make a couple of passes. I heard something break I initially thought it was a bottle. I went outside & ran some errands →
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: 9-26-2022

Claimant's signature: Lorianne Fagioli

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

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

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

For official use only:

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

Date: 9/29/22



14

RECEIVED

City of Fall River
Notice of Claim

2022 SEP 30 A 8:51

CITY CLERK #22-74
FALL RIVER, MA

1. Claimant's name: Nelson Bruno Jobe Ventura
2. Claimant's complete address: 512/4 County St #2
3. Telephone number: Home: 7747783305 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
accident in the car
5. Date and time of accident: 9/21/22 at 8:30 am Amount of damages claimed: \$ _____
6. Exact location of the incident: (include as much detail as possible):
512/514 County St
7. Circumstances of the incident: (attach additional pages if necessary):
My car was parked in front of the house as usual and the DCM Company was mowing the lawn at Lafayette Park when a stone was thrown against my car making a dent in the driver's side door, we immediately called
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: 9/30/22Claimant's signature: Nelson Bruno Jobe Ventura

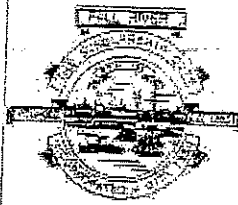
WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator☒ DCM Date: 9/30/22



14

RECEIVED

City of Fall River
Notice of Claim

2022 OCT -3 P 1:39

1. Claimant's name: GERMAINE M. SILVIA CITY CLERK 22-75
2. Claimant's complete address: 1873 Rodman STREET, FALL RIVER, MA 02721-3537
3. Telephone number: Home: 508-678-6092 Work: RETIREE SPOUSE-CITY OF F.R.
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
SEE ATTACHED
5. Date and time of accident: SEE ATTACHED Amount of damages claimed: \$ SEE ATTACHED
6. Exact location of the incident: (include as much detail as possible):
SEE ATTACHED PICTURES #1 & 2A
7. Circumstances of the incident: (attach additional pages if necessary):
3B & SEE #6 ATTACHED & #7 ATTACHED

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 MY AETNA # 1D101511590900

DONE BY ST. ANNE'S HOSPITAL I'M INSURED UNDER THE AETNA CITY HEALTH PLAN
NOT ME AS THE SPOUSE OF A RETIREE DANIEL S. SILVIA DO I PUT YES OR NO?
PERSONALLY 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: 9/26/2022

Claimant's signature: Germaine M. Silvia

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.

FORM
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 2 DCM

Date: 10/3/22

9/23/22

RECEIVED

2022 SEP 29 P 2: 58

CITY CLERK
FALL RIVER, MA

Fall River Government Center

1 Government Center

Fall River Ma 02721

Attn; City Counsel Clerk

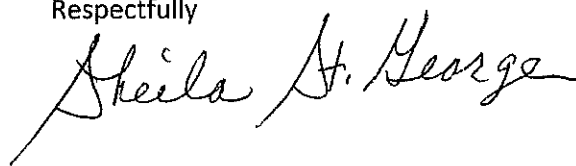
Dear Madam Clerk

My name is Sheila St George & I reside at 130 Bigelow St. I just recently was made aware that my Street is a Paper St so to speak & that I actually own a portion of the street that is right in front of my home & is part of my front lawn.

For this reason & others that I don't want to get into right now that I am requesting that the City Counsel refer my request for a No Parking sign or a Private Property sign to the Realtor Committee & Leo Pelletier. I have 2 cars 1 of which goes in my driveway & the other goes on the street. But there have been numerous times that I have been boxed in & neither my husband or myself can't use the car because we can't get out of the parking spot .

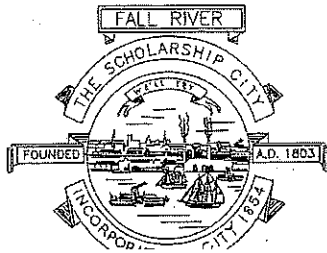
If we are granted permission for the signs then my husband who is 73 & myself age 70 will no longer have to deal with this nonsense.

Respectfully



Sheila St George

774-451-3500




PAUL E. COOGAN
Mayor

City of Fall River Massachusetts

Engineering Department

DANIEL N. AGUIAR
City Engineer

MEMO

TO: Fall River City Council
FROM: Daniel Aguiar, City Engineer 
DATE: October 4, 2022
RE: Parcel N-8-93, 170 Purchase Street- 5 Year Street Opening Request

CITY CLERK
FALL RIVER, MA

2022 OCT -4 P 2:12

RECEIVED

The Engineering Department is in receipt of a permitting request regarding the proposed installation of utilities within Purchase Street (attached) which has been reconstructed within the last 5 years (2019). The current owner recently purchased the parcel and is in the process of permitting a two family dwelling at the location.

The property owner understands that complete roadway reconstruction will be required and that Purchase Street shall be reconstructed from curb to curb including the installation of new concrete sidewalk.

I have enclosed the approved Site Plan for reference purposes.

COMMITTEE ON FINANCE

MEETING: Tuesday, September 13, 2022 at 6:00 p.m.
Council Chamber, One Government Center

PRESENT: Vice-President Michelle M. Dionne, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara,
Bradford L. Kilby, Leo O. Pelletier,
Linda M. Pereira, Andrew J. Raposo and Laura-Jean Washington

ABSENT: Councilor Pamela S. Laliberte

IN ATTENDANCE: Seth Thomas Aitken, City Administrator
Bridget Almon, Director of Financial Services
Paul J. Ferland, Administrator of Community Utilities
Kara Humm, American Rescue Plan Act (ARPA) Director
Nicholas Macolini, Director of Human Relations

The chair called the meeting to order at 6:09 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

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.

1. Citizens' Input Time – Before Discussion of Financial Matters:
Nelson Vasquez, 210 Sunset Hill – MBTA

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

Patrick Higgins, 1197 Robeson Street – City Council President Pamela S. Laliberte
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Laura-Jean Washington, it was unanimously voted to waive the rules to allow for the letter from Patrick Higgins, currently not a Fall River resident, read during Citizen's Input, with Councilor Pamela S. Laliberte absent and not voting. Councilor Bradford L. Kilby asked if this citizen was a resident of the city at time the letter was written and the City Clerk confirmed he was a resident at that time.

CJ Ferry, 300 Buffinton Street – City Council President Pamela S. Laliberte

2. Mayor and orders to accept and expend the following grants:
 - a. \$268,132 – MA DCR – Extend the Quequechan River Rail Trail*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the order to the full Council for action, with Councilor Pamela S. Laliberte absent and not voting.*

b. \$100,000 – U.S. EPA – Lead pipe inventory and public engagement program
 On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Linda M. Pereira, it was unanimously voted to waive the rules to allow the Administrator of Community Utilities, Paul Ferland, to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Councilor Linda M. Pereira asked Mr. Ferland to provide more information about the lead pipe removal grant. Mr. Ferland provided information on inspections, surveys and public education. Councilor Linda M. Pereira asked if this information, once acquired, would be available to the public and Mr. Ferland confirmed it would be available on the City's website. Councilor Leo O. Pelletier asked what percentage of pipes in the city were made with lead. Mr. Paul Ferland gave a brief explanation of areas with lead pipes. Councilor Leo O. Pelletier asked how this relatively small grant would help and Mr. Ferland explained that it would be for some replacement and public education. He estimated it would cost about \$23,000,000.00 to replace all lead pipes in the city. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to refer the order to the full Council for adoption, with Councilor Pamela S. Laliberte absent and not voting.

c. \$148,500 – MA EOEEA – Final design and permits to repair Sawdy Pond Dam
 On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to refer the matter to the full Council for adoption, with Councilor Pamela S. Laliberte absent and not voting.

d. \$379,875 – MA EOEEA – Mitigate effects of nutrient pollution in the So. Watuppa Pond
 Councilor Linda M. Pereira City Administrator Seth Thomas Aitken and ARPA Director, Kara A. Humm, to answer questions about this grant's approval process. The City Administrator provided an overview of how this match is going through the approval process and it was part of the "Blue Water Project." Ms. Humm stated that this project was likely to be approved. Councilor Michelle M. Dionne asked Ms. Humm to confirm that this grant has not yet been approved. Ms. Humm explained that in conversations with Clifton, Larson, Allen, LLP she confirmed it is approvable. Councilor Michelle M. Dionne stated that this should be amended to be contingent upon approval. Mr. Aitken said it could be amended, as he is confident this will be approved. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the order be adopted, contingent upon approval for ARPA funds by the Bristol County Treasury, with Councilor Pamela S. Laliberte absent and not voting.

e. \$1,163,000 – MA EOEEA – Improve CSO infrastructure to mitigate effects from climate driven flooding
 On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the matter to full council for action, with Councilor Pamela S. Laliberte absent and not voting.

3. Mayor and Memorandum of Agreement between the City of Fall River and the Fall River Environmental Police, MCOP Local 491
 Councilor Shawn E. Cadime asked the City Administrator and the Director of Human Resources, Nicholas A. Macolini, if they could clarify that they are currently in negotiations for a successor agreement. Mr. Aitken explained that it was a one year agreement. Mr. Macolini provided information on the union agreements and number of members in this union. Councilor Shawn E. Cadime asked if moving forward the City would continue with 3 year contracts. Mr. Aitken answered that it is contingent upon positions that are open and Mr. Macolini estimated that it is anticipated that five positions will be filled. On a motion made by Councilor Bradford L.

Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the matter to full Council for action, with Councilor Pamela S. Laliberte absent and not voting.

4. Discussion of Fiscal Year 2022 Quarter 4 Budget Report

The Director of Financial Services provided a brief overview of the Fiscal Year 2022 Quarter 4 Budget Report. She also stated that she does not anticipate any deficits. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was unanimously voted to refer the report to the full Council for action, with Councilor Pamela S. Laliberte absent and not voting.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adjourn at 6:36 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting


Catherine A. Taylor
Clerk of Committees

SEPTEMBER 13, 2022

COMMUNICATIONS

SUBMITTED

FOR

CITIZENS' INPUT

17

City Council

From: Patrick Higgins <patrick@patrickhiggins.co>
Sent: Tuesday, August 16, 2022 2:16 PM
To: City Council
Cc: Patrick Higgins; Michelle Dionne
Subject: [EXTERNAL] Public input

So here we are again. Once again we learn the council president continues to deceive the residents and voters of where she really lives. Her campaign finance reports and voter registration still reflects that she lives at 478 Osborn st, yet a recent Fall River herald news article reflects that the Westport police department executed a search warrant at her new Boston road apartment address.

She is living a lie which has not changed since her re-election in November with an address on the ballot that she has not lived at in many months.

The council president must resign immediately and allow Ricky Tith to become our next city councilor.

Patrick Higgins
1197 Robeson Street #1403
Fall River MA 02720

Sent from my iPhone

CJ FERRY, R.N., PHN

September 11, 2022

Fall River City Council
One Government Center
Fall River MA 02722

Re: Citizen's Input

Honorable City Council:

It has become common knowledge that two members of this council and one attorney who is conspiring to throw a coup d'état to overthrow the leadership of the council. While I understand that the Council President is currently answering charges that have been levied against her and she was arraigned today to answer to those charges. She is upholding her rights under the law as this Council should be sure to do.

Everyone is presumed innocent until proven guilty. I want to remind several members of the council that they have some skeletons in their closets from racist comments, to possession of police documents, to illegal gaming and we even have a citizen that wants to create havoc that has a criminal charge against her or one that has been adjudicated. We must be careful where we throw the stones, a window will break. To attempt to force a member of this council to step down or resign is abhorrent. Anyone who wants to prejudge the case before it is heard before a court and a jury is placing themselves above the law.

My reading of the report acknowledges that Pam admitted to placing the calls and that she has downloaded the app, but I do not see an admission of guilt. While some feel that the leadership of the Council should place the appearance of the Council before their personal beliefs. We see with an attempt at a coup d'état by two city councilors and an attorney is rather presumptuous and self-imposing. While many may wish to see the leadership change at this point, it seems rather early and after all the council will vote on new leadership in January.

I want to also bring to your attention that no where on today's agenda is there an item to discuss or change the leadership of the Council as such, it cannot be brought up by the Council as this was an item that could reasonably be foreseen and by discussing the issue the Council may be violating the Massachusetts Open Meeting Law. I know that Corporate Counsel only renders opinions that are beneficial for the administration and has attempted to have a hands-off approach to the Council on this issue, but slyly places the responsibility on the Council and may even be supporting a conspiracy to throw a coup.

The charter has a provision that requires that an elected official resign their elected office if convicted of a felony. To date, no one has been convicted of a felony or any other charge. Let the case follow its course and once a decision is rendered than may the faults fall where they may. Everyone is entitled to due process and if this Council attempts a coup d'état, they are denying the leadership their due process. We deserve better!

Respectfully,

CJ Ferry

CJ Ferry

RECEIVED

2022 SEP 12 A 9:08

CITY CLERK
FALL RIVER, MA

COMMITTEE ON FINANCE

MEETING: Tuesday, September 27, 2022 at 6:00 p.m.
Council Chamber, One Government Center

PRESENT: President Joseph D. Camara, presiding;
Councilors Shawn E. Cadime, Michelle M. Dionne,
Pamela S. Laliberte, Leo O. Pelletier,
Linda M. Pereira, Andrew J. Raposo and Laura-Jean Washington

ABSENT: Councilor Bradford L. Kilby

IN ATTENDANCE: Seth Thomas Aitken, City Administrator
Nicholas A. Macolini, Director of Human Resources
Christopher Parayno, Assistant Commissioner of Cemeteries and Trees
and Director of Cemetery and Tree Division
Timothy Oliveira, Director of Emergency Medical Services

The chair called the meeting to order at 6:04 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

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.

1. Citizens' Input Time – Before Discussion of Financial Matters:

Nelson Vasquez, 210 Sunset Hill – MBTA
Robert Camara, 127 Gagnon Street – MBTA
Eric Mack, 41 Seaward Lane – Alan Rumsey, Corporation Counsel

The City Clerk read a communication received from a City resident, a copy of which is attached hereto and made a part of these minutes.

CJ Ferry, 300 Buffinton Street – MBTA

2. a. Mayor and order transferring the sum of \$55,800.00 from the Sale of Burial Lots Fund to Cemetery Upgrades, Expenses

Councilor Shawn E. Cadime asked Christopher Parayno what specific upgrades were planned. Mr. Parayno stated it was for the Cemetery Master Plan as well as the repair of a stone wall on Locust Street. Councilor Linda M. Pereira asked Mr. Parayno if funding would be used to finish a garage on Bullock Street where a foundation had been installed. Mr. Parayno stated they were working with the Administration on that project and that he would keep the Committee updated on the progress. Councilor Shawn E. Cadime asked what was involved in the Cemetery Master Plan. Mr. Parayno gave a brief explanation of inspections that will take place to determine what needs to be repaired. Councilor Michelle M. Dionne asked Mr. Parayno if Perpetual Care funding would be transferred from the Sale of Burial Lots Fund. Mr. Parayno stated that it would only utilize the portion of the fund that is from the Sale of Lots, not the portion that is for Perpetual Care. On a motion made by Councilor Linda M. Pereira and

seconded by Councilor Laura-Jean Washington, it was unanimously voted to recommend transferring the sum of \$52,000.00 from the Sale of Burial Lots Fund to Cemetery Expenses to the full Council for action, with Councilor Bradford L. Kilby absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to recommend transferring the sum of \$3,800.00 from the Sale of Burial Lots Fund to Cemetery Expenses to the full Council for action, with Councilor Bradford L. Kilby absent and not voting.

b. Mayor and order transferring the sum of \$98,900.00 from the EMS Stabilization Fund to EMS, Expenses

Councilor Shawn E. Cadime asked the Director of Emergency Medical Services, Timothy Oliveira, why a used vehicle was being purchased versus a new vehicle. Mr. Oliveira stated that this vehicle, while used, was in brand new condition. Council President Joseph D. Camara asked Mr. Oliveira for information on the vehicle's warranty. Mr. Oliveira stated the vehicle comes with a one year warranty. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to recommend transferring the sum of \$43,900.00 from the EMS Stabilization Fund to EMS, Expenses to the full Council for action, with Councilor Bradford L. Kilby absent and not voting. On a further motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to recommend transferring the sum of \$55,000.00 from the EMS Fund Stabilization Fund to EMS, Expenses to the full Council for action, with Councilor Bradford L. Kilby absent and not voting.

3. Resolution – Administration consider implementing the use of body cameras by the Fall River Police Department

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Andrew J. Raposo, it was unanimously voted to lift the item from the table, with Councilor Bradford L. Kilby absent and not voting. Councilor Linda M. Pereira stated that there was already an on-going process with the Police Department regarding body cameras and that ARPA funding was being used to help with the cost of this project. Councilor Michelle M. Dionne asked Mr. Aitken to confirm that the City had completed a pilot program with body cameras within the Fall River Police Department and that the program had been completed. Mr. Aitken confirmed this program had been completed. Councilor Michelle M. Dionne asked if the Fall River Police Department felt these cameras were an adequate investment in safety. Mr. Aitken answered yes. 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 full council for action, with Councilor Bradford L. Kilby absent and not voting.

4. Resolution – Administration provide update on the timeline for the distribution of COVID-19 "premium pay" for City employees

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to lift the item from table but the item was already on the table for consideration, with Councilor Bradford L. Kilby absent and not voting. Councilor Linda M. Pereira asked Mr. Aitken when City employees would receive their premium pay. Mr. Aitken said it was forthcoming soon and would advise the Council when it happens. Councilor Linda M. Pereira asked if a new contract needed to be negotiated and Mr. Aitken stated there was no protocol for this process and it was decided to make it part of the bargaining process. Councilor Pamela S. Laliberte stated that she does not agree that this premium pay should be decided by bargaining and asked if all employees had received their payments. Mr. Macolini briefly explained the current status of different union bargaining agreements and which had been completed and which were still in the process of being completed. Councilor Pamela S.

Laliberte asked if departments were given the same amount that had originally been agreed upon and if these were taxable wages. Mr. Aitken confirmed they had been given the agreed upon amounts. Mr. Macolini confirmed they were taxable wages. Councilor Leo O. Pelletier asked for clarification of payments to different employees. Mr. Aitken gave a brief explanation of the differences in COVID-19 "premium pay" amounts to different departments and unions. Councilor Leo O. Pelletier stated that he had spoken with employees who had planned to use personal allowances on the tax form and pay taxes on this "premium pay" later. Mr. Macolini explained that in 2020 the tax forms changed and these changes would not allow them to receive payment without paying taxes on it first. Councilor Leo O. Pelletier asked if this was being done as quickly as possible. Mr. Aitken stated it was a priority matter. Councilor Michelle M. Dionne asked who would not be receiving "premium pay". Mr. Aitken said that there are non-union employees who would still be eligible. Councilor Michelle M. Dionne asked if those who worked during the COVID-19 Pandemic and were eligible for "premium pay" would still receive it if they had since retired. Mr. Aitken answered yes. Councilor Linda M. Pereira asked if payment could be guaranteed by the end of October 2022. Mr. Aitken stated it could not be guaranteed but that the Administration would let the City Council know the payment date as soon as possible. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to full Council for action, with Councilor Bradford L. Kilby absent and not voting.

5. Citizens' Input Time – After Discussion of Financial Matters:

Tammy Moutinho, 7 Grandview Avenue, Fairhaven, MA, 02719 – Reorganization of City Departments

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to adjourn at 6:46 p.m., with Councilor Bradford L. Kilby absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)
DVD of meeting

Cullen A. Taylor
Clerk of Committees

SEPTEMBER 27, 2022

COMMUNICATIONS

SUBMITTED

FOR

CITIZENS' INPUT

CJ FERRY, R.N., PHN

18
RECEIVED

Fall River City Council
One Government Center
Fall River MA 02722

2022 SEP 27 A 11:19

Re: Citizen's Input

CITY CLERK _____
FALL RIVER, MA

Honorable Council:

I am writing in support of Councilor Dionne's Resolution calling for a forum regarding the MBTA and questions from city residents from the MBTA management. I understand that on October 13, 2022 there is a meeting scheduled at Morton Middle School. According to the MBTA website and the Southcoast rail sub-pages that meeting is to discuss the status of the Southcoast Rail project and the schedule status. The meeting is similar to previous informational meetings that were to tell the people what is going on, not allow people to ask serious questions.

With the vote scheduled for November 8, 2022, time is of the essence in setting up a serious forum. Questions that need to be asked include; With the 10-year projects as they currently stand – what will be the projected assessment that the City of Fall River may need to pay, what will the schedule be like, what will happen if a NO vote prevails, what happens if the line loses money and/or does not meet ridership projections and what will parking fees be or projected to be (The MBTA generally charges between \$5 - \$7 a day). These are just a few of the serious questions that need to be addressed by the MBTA for the citizens to make an informed decision on their vote. Another question that was posed to the Election's Commissioner was does the 20% rule apply as is dictated by the charter. I was told that the question needs to be presented to the City Corporate Counsel. While I understand the dilemma that the Election's Commissioner is in, I do not personally trust the opinions of the Corporate Counsel, it appears that all his opinions appear to justify the actions of the administration or represent the opinions of developers and the administration. It always seems that our new charter isn't worth the paper it is printed on.

Finally, where is the Charter review committee that was required by charter to be formed and to meet this past year. Once again, the Mayor and the City Council have violated the Charter and denied the people their right to review the areas of discrepancy in the charter. It may now be too late to form that committee now as they have to have their report and potential changes by June of next year. This proves that our elected officials are not to be trusted and are willing to violate the law at every turn.

Respectfully,



CJ Ferry

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, September 13, 2022 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: Vice-President Michelle M. Dionne, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara,
Bradford L. Kilby, Leo O. Pelletier, Linda M. Pereira,
Andrew J. Raposo, and Laura-Jean Washington

ABSENT: Councilor Pamela S. Laliberte

IN ATTENDANCE: Seth Thomas Aitken, City Administrator
Kara A. Humm, American Rescue Plan Act (ARPA) Director
Alan J. Rumsey, Corporation Counsel
Nicholas A. Macolini, Director of Human Resources

Vice-President Michelle M. Dionne called the meeting to order at 7:00 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor requesting confirmation of the appointment of Tyler Antaya as the Director of Management Information Services
On a motion made by Councilor Linda M. Perreira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to confirm the appointment, with Councilor Pamela S. Laliberte absent and not voting.
2. Mayor requesting confirmation of the following reappointments to the Cultural Council
 - a. Susan C. Cote
 - b. Dr. Donald Corriveau
 - c. Richard R. Pelletier*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to confirm the reappointments, with Councilor Pamela S. Laliberte absent and not voting.*
3. Mayor requesting approval of proposal for Bristol County ARPA funding of \$164,350.00 for Fitness Court initiative proposed by Councilor Linda M. Pereira
Councilor Linda M. Pereira stated that there needed to be an amendment to the amount listed on this proposal. The Bristol County ARPA funding should be listed as \$114,350.00 as there will be a \$50,000 grant attached to it. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to amend the proposal by reducing the amount to \$114, 350.00, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to waive rules to allow the ARPA Director, Kara A. Humm, to

answer questions, with Councilor Pamela S. Laliberte absent and not voting. Vice-President Michelle M. Dionne inquired as to when this application may be fully approved. Ms. Humm explained that all seven grant applications have been submitted and that this Fitness Grant is considered to be "less cumbersome" and should be approved quickly. Councilor Linda M. Pereira stated that there are many cities who are submitting the same types of applications for grants and therefore the delay in approval is not unexpected. Ms. Humm agreed and reassured Councilors that she would have been notified by now if there was any reason why this application may not be approved. Councilor Laura-Jean Washington asked her to reiterate and describe the process of approval for residents. She explained that this is a new application process and there is still a large amount of grant funding available. She also explained that the process is moving more slowly to assure everything is being done correctly and that there are different levels of review that take more time than others for purposes of confirming the accuracy of information in the application. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the proposal as amended, with Councilor Pamela S. Laliberte absent and not voting.

4. Mayor requesting approval of proposal for Bristol County ARPA funding of \$145,000.00 for Solar Flashing Stop and Pedestrian Signs initiative proposed by Councilor Linda M. Pereira

Councilor Linda M. Pereira explained the benefits of flashing stop signs and traffic signals that utilize LED lights and listed areas where these would be most beneficial. Councilor Joseph D. Camara inquired how many signs and signals would be installed. Councilor Linda M. Pereira explained that it would be a total of 100 units – 50 stop signs and 50 flashing traffic signals. Councilor Shawn E. Cadime asked if this proposal could be amended to allow the Traffic Division to determine the ratio of stop signs to flashing lights needed – instead of specifying 50 of one item and 50 of the other – as the proposal would allow for a total of 100 of these items, with no specific amount of either, to be installed based on which item the Traffic Division determines is needed. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to amend the proposal by allowing the Traffic Division to allot how many stop signs or flashing lights are needed as long as the grand total of all items is 100, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Joseph D. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted to waive rules to allow the ARPA Director to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Ms. Humm explained that the list was created to allow applications to be submitted and was based on ARPA requirements. Councilor Andrew J. Raposo asked for clarification as to how these traffic areas were chosen. Ms. Humm explained that the Traffic Division developed the list based on need in the City, but the list could be amended at any time. She also stated that the funding will remain the same based on grant approval. She explained that if the proposal is approved tonight, the application can be submitted and additional areas can be added as needed and no additional application would be required. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted that the proposal be adopted, as amended, with Councilor Pamela S. Laliberte absent and not voting.

5. Mayor and resolution citing the Outdoor Fitness Court as part of the 2022 Blue Cross/Blue Shield National Fitness Campaign

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Laura-Jean Washington, it was unanimously voted that the resolution be adopted, with Councilor Pamela S. Laliberte absent and not voting.

6. Mayor and TIF Agreement Amendment for Blount Fine Foods Corporation and Blount Realty, Inc., located at 630 Currant Road

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to waive the rules to allow City Administrator Seth Thomas Aitken to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Councilor Raposo asked for more information about this TIF agreement. Mr. Aitken explained that this TIF agreement is a combination of the original TIF agreement that is set to expire in 2028 and a newer one that will expire in 2035. The reason for the newer TIF agreement is to allow Blount Fine Food Corporation to expand to more locations and hire more staff while maintaining current locations and current staff. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted that the agreement be adopted, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

7. Mayor, resolution and Planning Board recommending approval to amend the Waterfront Downtown HD Zone to include Globe Mills Avenue and surrounding areas

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to accept the communications from the Mayor and the Planning Board and to adopt the resolution, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

8. Mayor and orders to accept and expend the following grants:

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Laura-Jean Washington, it was unanimously voted to take items 8A through 8C together, with Councilor Pamela S. Laliberte absent and not voting.

- a. \$99,125.00 – MA EOEEA – Greening the Gateway Cities Implementation Grant
- b. \$41,905.00 – U.S. DHS, FEMA – Assistance to Firefighters
- c. \$12,000.00 – Last Call Foundation – Health, Safety and Welfare of Firefighters

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the orders, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

PRIORITY COMMUNICATIONS

9. Traffic Commission recommending amendments to traffic ordinances

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation, with Councilor Pamela S. Laliberte absent and not voting.

COMMITTEE REPORTS

Committee on Finance recommending:

Action:

10. Resolution – City Council obligate \$11,000,000.00 of Bristol County ARPA funding for water and sewer infrastructure mandates

Councilor Linda M. Pereira stated that this should read \$6,000,000, not \$11,000,000 as discussed at the last meeting. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to waive rules to allow ARPA Director Kara A. Humm to answer questions, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to waive the rules to allow Seth Thomas

Aitken, City Administrator, to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Councilor Joseph D. Camara stated that this was discussed at the last meeting. Vice-President Michelle M. Dionne stated that there was a discussion but no vote taken at the previous meeting. Ms. Humm stated that the current ARPA balance was \$9,194,374 and that if the resolution is approved, the project submitted for this amount should be very specific. Vice-President Michelle M. Dionne asked Mr. Ferland if \$6,000,000 was enough for projects pending from his Department. Mr. Ferland explained that the City would save over \$1,700,000 in interest with this funding over a twenty year period and this amount of interest, if accrued, would build up debt that would be paid for by city residents with rate increases. Mr. Ferland went over details of rate increases that would be required and stated this funding would help avoid this required increase. Mr. Ferland also gave a brief description of different projects and offered to return with a specific list of these projects, if this resolution is approved. Councilor Linda M. Pereira inquired about the length of time the rate savings would last. Mr. Ferland responded twenty years. Councilor Shawn E. Cadime stated that this resolution would reduce the amount billed to rate payers and stated that he agrees that having a list of specific projects that these funds will be used for is a satisfactory compromise. Mr. Ferland agreed and discussed that this funding from the federal government was specific to water and sewer projects. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to waive rules to allow Vice-President Michelle M. Dionne to speak, with Councilor Pamela S. Laliberte absent and not voting. The Vice-President said she agrees that specific projects should be listed and that this will benefit taxpayers. Councilor Andrew J. Raposo asked that Mr. Ferland specifically identify projects that are planned and attach that list to this resolution. Councilor Joseph D. Camara inquired if lead removal projects had been started with current funding. Mr. Ferland stated they had been started when limited amount of staffing was available but additional funding was needed. Mr. Ferland explained basic information on costs. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the resolution, as amended, from a total of \$11,000,000 to \$6,000,000 and to include that Mr. Ferland provide a list to the Council of the projects that will be included, with Councilor Pamela S. Laliberte absent and not voting.

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

11. Proposed Ordinance – Traffic, Handicapped Parking (inserting)
- | | | |
|--------------------|--------------------------------------|--------------------------|
| 192 Baylies Street | 75 Boutwell Street | Brownell Street |
| 76 Holden Street | 106 Hudson Street | 544 No. Underwood Street |
| 241 Pine Street | Remington Avenue (Bicentennial Park) | |

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted 8 yeas to pass the proposed ordinance with an emergency preamble, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to pass the proposed ordinance through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilor Pamela S. Laliberte absent and not voting.
Approved, September 15, 2022, Paul E. Coogan, Mayor

First reading:

12. Proposed Ordinance – Traffic, miscellaneous
Section 1.
Parking prohibited at all times:
Green Street (west side) north of Central Street for a distance of 50 feet northerly

Section 2.

Handicapped parking removals:

Bowen Street	Bradford Avenue	Charles Street
County Street	Eastern Avenue	Globe Street
Harrison Street	Irving Street	No. Underwood Street
Pokross Street	Sprague Street	Tecumseh Street

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Shawn E. Cadime, it was unanimously voted to pass the proposed ordinance through first reading, with Councilor Pamela S. Laliberte absent and not voting.

First reading, as amended:

13. Proposed ordinance – Act abolishing the Board of Fire Commissioners

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.

14. Proposed ordinance – Act abolishing the Board of Police

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.

15. Proposed ordinance – Establish position of Director of City Operations

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.

16. Proposed ordinance – Reorganization of city departments

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.

17. Proposed ordinance – Salary schedule for contract personnel

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.

18. Proposed ordinance – Salary schedule for executive officers, department heads and non-union personnel

A motion was made by Councilor Bradford L. Kilby and seconded by Councilor Laura-Jean Washington to pass the ordinance through first reading, as amended. Councilor Leo O. Pelletier stated that the current Administrator of Community Utilities has 12 licenses and works more than 40 hours a week and he believes that this position should have a higher salary limit. A further motion was made by Councilor Leo O. Pelletier to increase the not to exceed limit for Administrator of Community Utilities from \$122,546.37 to \$155,000.00 but received no second. Councilor Linda M. Pereira stated that while it is agreeable that the Administrator of Community Utilities salary limit should be higher, there are also concerns regarding the salaries of other employees in the department. Councilor Joseph D. Camara stated that all positions deserve a salary increase and that it shouldn't be focused on one specific position. Councilor Shawn E. Cadime stated that he agrees with all ideas presented and that this specific position had been offered a contract which was declined; he explained that they did not want to delay timing on this ordinance as it also had many other positions listed that needed to be updated. A further motion was made by Councilor Leo O. Pelletier and seconded by Councilor Shawn E. Cadime

to refer the proposed ordinance to the Committee on Ordinances and Legislation but was later withdrawn. A motion was made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier to waive the rules to allow Seth Thomas Aitken, City Administrator, and Nicholas Macolini, Director of Human Resources, to answer questions. Councilor Shawn E. Cadime asked whether or not the position of Administrator of Community Services could be returned to the Committee on Ordinances and Legislation individually to allow the remainder of the positions to be approved. Mr. Aitken responded with a brief explanation of the process of determining salary limits. Mr. Macolini explained that they are working hard in Human Resources to adjust salaries. Mr. Aitken described options that City staff have to work towards salary adjustment. Councilor Shawn E. Cadime asked if the Administration would be open to amending this position's salary to \$155,000.00. Mr. Aitken responded that it would be amended "at the Council's pleasure." Councilor Shawn E. Cadime then stated that if the Administration was open to amending the salary, he would support the amendment. On yet a motion made by Councilor Leo O. Pelletier and seconded by Councilor Shawn E. Cadime, it was voted 5 yeas, 3 nays that this proposed ordinance be amended to change the salary limit for Administrator of Community Utilities from \$122,546.37 to \$155,000.00, with Councilors Joseph D. Camara, Michelle M. Dionne and Linda M. Pereira voting in the negative, and with Councilor Pamela S. Laliberte absent and not voting. On yet a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.

Grant leave to withdraw:

19. Resolution – Stormwater accounts for properties located east of the No. Watuppa Pond
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the resolution be granted leave to withdraw, with Councilor Pamela S. Laliberte absent and not voting.

20. Proposed ordinance – Position of Director of Community Services
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that the proposed ordinance be granted leave to withdraw, with Councilor Pamela S. Laliberte absent and not voting.

ORDINANCES

Second reading and enrollment, as amended:

21. Proposed Ordinance – Traffic, miscellaneous

Section 1.

Parking prohibited at all times:

Atlantic Boulevard (west side)

From Pembroke Street northerly for a distance of 1,625 feet

Crescent Street (east side) south of Bliss Street for a distance of 74 feet southerly

Section 2.

Two-hour parking:

Rodman Street (west side) - 32 feet south of Brayton Ave., for a distance of 37 feet from 9:00 a.m. to 5:00 p.m. Tuesday through Saturday

Section 3.

Handicapped parking removals:

Choate Street

Grant Street

Hargraves Street

North Seventh Street Washington Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed through second reading and enrollment, as amended, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Leo O. Pelletier, it was unanimously voted that proposed ordinance be passed to be ordained, as amended, with Councilor Pamela S. Laliberte absent and not voting.
Approved, September 15, 2022, Paul E. Coogan, Mayor

RESOLUTIONS

22. Committee on Ordinances and Legislation convene to review stormwater fee ordinance
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the resolution, with Councilor Pamela S. Laliberte absent and not voting.

23. Name the song "Sing" as the official children's song of the City of Fall River in honor of Joseph Raposo
On a motion made by Councilor Shawn E. Cadime and seconded by Bradford L. Kilby, it was unanimously voted to adopt the resolution, with Councilor Pamela S. Laliberte absent and not voting.

CITATIONS

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to take items 24 and 25 together, with Councilor Pamela S. Laliberte absent and not voting.

24. Greater Fall River Art Association – 65th Anniversary

25. Disabled American Veterans, Chapter 9 – 100th Anniversary

On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the citations, with Councilor Pamela S. Laliberte absent and not voting.

ORDERS – HEARINGS

Curb removals:

26. Daniel Quintal, 73 Columbia Street – 20.5 +/- feet at 23 Church Street
On a motion made by Councilor Joseph D. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.
Approved, September 15, 2022, Paul E. Coogan, Mayor

27. Elizabeth L. Pereira Ryan, 229 Hawthorne Street – 25 +/- feet at 229 Hawthorne Street
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.
Approved, September 15, 2022, Paul E. Coogan, Mayor

Pole locations:

28. Massachusetts Electric Company and Verizon New England, Inc. – One (1) joint pole relocation and one (1) joint pole location on Fourteenth Street
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.
Approved, September 15, 2022, Paul E. Coogan, Mayor

Pawnbroker and Second Hand Article Stores:

29. Fall River Financial MA, LLC, d/b/a Fall River Pawnbrokers to operate and maintain a pawnbroker and second hand article store at the following locations:
- a. 364 South Main Street
 - b. 1475 South Main Street
 - c. 1435 Pleasant Street

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

30. Order – Rescheduling Committee on Finance and Regular Meetings of the City Council for the month of November

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

31. Application for Taxicab License – Fall River Taxi Service, Inc., 67 Talbot Street (1 vehicle)

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Laura J. Washington, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

32. Police Chief's report on licenses:
2022 Taxicab Drivers:

Nayla M. Alasmar Robert Digiuseppe Joyce Fels Paula Medeiros

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

33. Auto Repair Shop License Renewals:

Fernando P. DaSilva d/b/a Brodeur's Service Station located at 109 Barrett Street

Marco Tavares d/b/a Auto Shop located at 325 Oman Street

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

34. Claims

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the claims to Corporation Counsel, with Councilor Pamela S. Laliberte absent and not voting.

35. Drainlayer Licenses:

- a. A.R. Plante Materials & Earthworks, LLC
- b. William Anthony Excavating, Inc.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to approve the licenses, with Councilor Pamela S. Laliberte absent and not voting.
Approved, September 15, 2022, Paul E. Coogan, Mayor

36. Zoning Board of Appeals Minutes – July 21, 2022
On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the minutes be accepted and placed on file, with Councilor Pamela S. Laliberte absent and not voting.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to take items #37 through #39 together, with Councilor Pamela S. Laliberte absent and not voting.

City Council Minutes:

- 37. Public Hearing – August 16, 2022
- 38. Committee on Finance – August 16, 2022
- 39. Regular meeting of the City Council – August 16, 2022

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that items #37 through #40 be accepted and placed on file, with Councilor Pam S. Laliberte absent and not voting.

BULLETINS – NEWSLETTERS – NOTICES – None

OTHER POTENTIAL MATTERS ACTED UPON:

Committee on Finance recommending:

Action:

- 20a. Mayor and orders to accept and expend the following grants:
 - a. \$268,132 – MA DCR – Extend the Quequechan River Rail Trail
 - b. \$100,000 – U.S. EPA – Lead pipe inventory and public engagement program
 - c. \$148,500 – MA EOEEA – Final design and permits to repair Sawdy Pond Dam

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the orders, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

- d. \$379,875 – MA EOEEA – Mitigate effects of nutrient pollution in the So. Watuppa Pond

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

- e. \$1,163,000 – MA EOEEA – Improve CSO infrastructure to mitigate effects from climate driven flooding (referred 8-16-22)

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

20b. Mayor and Memorandum of Agreement between the City of Fall River and the Environmental Police, MCOP Local 491.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.

Approved, September 15, 2022, Paul E. Coogan, Mayor

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to have the City Clerk read a communication from Councilor Pamela S. Laliberte resigning from the position of City Council President and the City Clerk read the communication, a copy of which is attached hereto and made a part of these minutes. A motion to adjourn at 8:58 p.m. was made by Councilor Bradford L. Kilby, but received no second. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to waive the rules to allow Corporation Counsel to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Councilors asked if a vote should be taken at this meeting to elect a new City Council President and the Corporation Counsel stated that the Attorney General strongly encourages public bodies hold off voting on any matter that is not listed on the agenda. The Vice-President stated that she was not opposed to a vote at the next regularly scheduled meeting.

On a motion made by Councilor Bradford E. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adjourn at 9:02 p.m., with Councilor Pamela S. Laliberte absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

Email from Councilor Pamela S. Laliberte resigning from position of City Council President

A true copy. Attest:



City Clerk

City Council

19

From: PAMELA LALIBERTE <pslaliberte@outlook.com>
Sent: Tuesday, September 13, 2022 3:45 PM
To: City Council; City Clerk
Subject: [EXTERNAL] Letter

Hi Alison,
Please forward my letter to the rest of the Council. Thank you.

To my colleagues on the Fall River City Council,
I have been very fortunate to be elected to the Fall River City Council by the residents of our City for four consecutive terms. By a vote of my colleagues, I was chosen to serve as Vice President of the Council for my 2nd and 3rd terms. This past January I was honored to be voted in by my current colleagues to serve as Council President. I have always held these positions in high regard.

I try my best to serve as a City Councilor and live my life in a purposefully positive manner. I work hard in both my professions, truly enjoy helping people, and giving back to my community. While I serve a public position, by nature I am a very private person, so these past few weeks have been a very emotionally painful experience for me. I have never been accused of a crime before, but I am certain my experience would not be considered normal. Having to patiently wait to tell the facts, with the report written as it was, has been a struggle for me, because while I value my privacy, I also believe the whole truth needs to be told, not just in the details of the case, but also the manner in which it was handled. This has been such a devastating experience for me personally that moving forward I know I will not be able to give the position of President the attention it deserves. At this time, I respectfully request that the Council choose a colleague at tonight's meeting to fill this role until we vote again in January.

I am incredibly thankful for the outpouring of support the residents and employees of the city have shown me, and know that I am lucky to have the family and friends that I do. But what I have been especially thankful for is each of my fellow Councilors who have reached out to me. Vice President Dionne, and Councilors Cadime, Kilby, Pelletier, and Raposo. Over the years many City Councilors have found themselves in a not-so-great news story, reported on, or magnified by the fact that we hold this position. But we're not just Councilors, we're humans too. Sometimes people forget that, even our own colleagues. Thank you for recognizing there's always another side to a story, and reserving judgement. I appreciate your kindness more than you know.

Sincerely,
Pam

Pam Laliberte
Fall River City Council
(508) 367-6819
pslaliberte@outlook.com

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, September 27, 2022 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Joseph D. Camara, presiding;
Councilors Shawn E. Cadime, Michelle M. Dionne,
Pamela S. Laliberte, Leo O. Pelletier,
Linda M. Pereira, Andrew J. Raposo, and Laura-Jean Washington

ABSENT: Councilor Bradford L. Kilby

IN ATTENDANCE: Seth Thomas Aitken, City Administrator

President Joseph D. Camara called the meeting to order at 7:01 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor and order transferring the sum of \$55,800.00 from the Sale of Burial Lots Fund to Cemetery Upgrades, Expenses
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Bradford L. Kilby absent and not voting.
2. Mayor and order transferring the sum of \$98,900.00 from the EMS Stabilization Fund to EMS, Expenses
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order, with Councilor Bradford L. Kilby absent and not voting.
3. Mayor and proposed ordinance re: salary schedule for Director of Fall River Emergency Management Agency
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation, with Councilor Bradford L. Kilby absent and not voting.

PRIORITY COMMUNICATIONS

4. Traffic Commission recommending amendments to traffic ordinances
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation, with Councilor Bradford L. Kilby absent and not voting.

COMMITTEE REPORTS – None

ORDINANCES

Second reading and enrollment:

5. Proposed Ordinance – Traffic, miscellaneous

Section 1.

Parking prohibited at all times:

Green Street (west side) 235 feet north of Central Street, for a distance of 50 feet northerly

Section 2.

Handicapped parking removals:

Bowen Street	Bradford Avenue	Charles Street
County Street	Eastern Avenue	Globe Street
Harrison Street	Irving Street	No. Underwood Street
Pokross Street	Sprague Street	Tecumseh Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to pass the proposed ordinance thorough second reading and enrollment, with Councilor Bradford L. Kilby absent and not voting. On a further motion by Councilor Shawn E. Cadime and seconded, by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed to be ordained, with Councilor Bradford L. Kilby absent and not voting.

Approved, September 28, 2022, Paul E. Coogan, Mayor

Second reading and enrollment, as amended:

6. Proposed ordinance – Act abolishing the Board of Fire Commissioners

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, as amended, with Councilor Bradford L. Kilby absent and not voting. On a further motion by Councilor Shawn E. Cadime and seconded, by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Bradford L. Kilby absent and not voting.

Approved, September 28, 2022, Paul E. Coogan, Mayor

7. Proposed ordinance – Act abolishing the Board of Police

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, as amended, with Councilor Bradford L. Kilby absent and not voting. On a further motion by Councilor Shawn E. Cadime and seconded, by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Bradford L. Kilby absent and not voting.

Approved, September 28, 2022, Paul E. Coogan, Mayor

8. Proposed ordinance – Establish position of Director of City Operations

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, as amended, with Councilor Bradford L. Kilby absent and not voting. On a further motion by Councilor Shawn E. Cadime and seconded by Councilor Laura-Jean Washington, it was unanimously voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Bradford L. Kilby absent and not voting.

Approved, September 28, 2022, Paul E. Coogan, Mayor

9. Proposed ordinance – Reorganization of city departments

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Laura-Jean Washington, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, as amended, with Councilor Bradford L. Kilby absent and not voting.

A vote to pass the proposed ordinance through ordination, as amended, did not take place at this meeting. It will be placed on the October 11, 2022 agenda instead.

10. Proposed ordinance – Salary schedule for contract personnel

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted to pass the proposed ordinance through second reading and enrollment, as amended, with Councilor Bradford L. Kilby absent and not voting and Councilor Michelle M. Dionne opposed. On a further motion by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Bradford L. Kilby absent and not voting and Councilor Michelle M. Dionne opposed.

Approved, September 28, 2022, Paul E. Coogan, Mayor

11. Proposed ordinance – Salary schedule for executive officers, department heads and non-union personnel

On a motion made by Councilor Shawn E. Cadime and seconded, by Councilor Andrew J. Raposo, it was voted to pass the proposed ordinance through second reading and enrollment, as amended, with Councilor Bradford L. Kilby absent and not voting and Councilor Michelle M. Dionne opposed. On a further motion by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Bradford L. Kilby absent and not voting and Councilor Michelle M. Dionne opposed.

Approved, September 28, 2022, Paul E. Coogan, Mayor

RESOLUTIONS – None

CITATIONS

12. Italian Progressive Club – 100th Anniversary

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the resolution, with Councilor Bradford L. Kilby absent and not voting.

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

13. Police Chief's report on licenses:

Taxicab Drivers:

Sharon Acevedo

Laura Ferreira

Private Livery Driver:

Ateeb Asif

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Bradford L. Kilby absent and not voting.

14. Auto Repair Shop License Renewals:

John Cordeiro d/b/a J & J Auto Repair, Inc. located at 635 Warren Street
Manuel Felix d/b/a Felix Auto Collision Center located at 1201 Slade Street
George Moreira d/b/a George's Auto Tech, LLC located at 581 Pleasant Street

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Bradford L. Kilby absent and not voting.

Approved, September 28, 2022, Paul E. Coogan, Mayor

15. Auto Repair Shop License Transfer:

Transfer of auto repair shop license no. 349 located at 401 Bedford Street from Jason Ventura d/b/a AA Auto Repair & Sales, LLC to Jocasta M. Nadal and Darwin C. Valerio Hernandez d/b/a VN Auto Repair, LLC

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order, with Councilor Bradford L. Kilby absent and not voting.

Approved, September 28, 2022, Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

16. Claims

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the claims to Corporation Counsel, with Councilor Bradford L. Kilby absent and not voting.

17. Open Meeting Law complaint filed by Patrick Higgins re: August 16, 2022 alleged violation by City Council

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Leo O. Pelletier, it was unanimously voted to refer the matter to Corporation Counsel, with Councilor Bradford L. Kilby absent and not voting.

18. Open Meeting Law complaint filed by Collin Dias re: September 16, 2022 alleged violation by City Council

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to Corporation Counsel, with Councilor Bradford L. Kilby absent and not voting.

19. Open Meeting Law complaint filed by Jeffrey Gaudreau re: September 16, 2022 alleged violation by City Council

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the matter to Corporation Counsel, with Councilor Bradford L. Kilby absent and not voting.

20. Fall River Public Library Annual Report

Councilor Linda M. Pereira stated that the Fall River Public Library provides great programming and resources to the City. On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to waive the rules to allow the City Administrator to answer questions. Councilor Andrew J. Raposo asked for an update on the progress of the Library's Book Mobile. Mr. Aitken stated that there have been delays but it should be ready by mid-summer of 2023. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the report be accepted and placed on file, with Councilor Bradford L. Kilby absent and not voting.

21. Zoning Board of Appeals Minutes – August 18, 2022

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted that the minutes be accepted and placed on file, with Councilor Bradford L. Kilby absent and not voting.

City Council Minutes:

22. Public Hearings – September 13, 2022

On motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to approve the minutes, with Councilor Bradford L. Kilby absent and not voting.

BULLETINS – NEWSLETTERS – NOTICES – None

ITEMS FILED AFTER THE AGENDA DEADLINE
CITY COUNCIL MEETING DATE: SEPTEMBER 27, 2022

RESOLUTIONS

11a. Committee on Human Services, Housing, Youth and Elder Affairs convene to discuss access to housing and homelessness with local community organizations

Councilor Andrew J. Raposo stated there are many resources in the City that can help with these issues and he is working to provide this information to residents. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the resolution, with Councilor Bradford L. Kilby absent and not voting.

11b. Representatives of the MBTA hold a public forum in Fall River to clarify what a yes or no vote means on the following ballot question, "Shall this city be added to the Massachusetts Bay Transportation Authority?"

Councilor Michelle M. Dionne stated that this resolution will help to provide more information on what a "yes" or "no" vote of this ballot question would entail and this is important for constituents to make an informed decision. On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the resolution, with Councilor Bradford L. Kilby absent and not voting.

OTHER POTENTIAL MATTERS TO BE ACTED UPON:

COMMITTEE REPORTS

Committee on Finance recommendations (if received):

Action:

4a. Resolution – Administration consider implementing the use of body cameras by the Fall River Police Department

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the resolution be granted leave to withdraw, with Councilor Bradford L. Kilby absent and not voting.

4b. Resolution – Administration provide update on the timeline for the distribution of COVID-19 "premium pay" for City employees

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the resolution be granted leave to withdraw, with Councilor Bradford L. Kilby absent and not voting.

ORDERS – MISCELLANEOUS

15a. Order – Rescheduling Committee on Finance and Regular Meetings of the City Council for the month of November

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the order, with Councilor Bradford L. Kilby absent and not voting.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to adjourn at 7:24 p.m., with Councilor Bradford L. Kilby absent and not voting.

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: Friday, September 16, 2022 at 6:15 p.m.
Council Chamber, One Government Center

PRESENT: Councilors Shawn E. Cadime, Joseph D. Camara,
Michelle M. Dionne, Bradford L. Kilby, Pamela S. Laliberte,
Leo O. Pelletier, Linda M. Pereira, Andrew J. Raposo
and Laura-Jean Washington

ABSENT: None

City Clerk Alison M. Bouchard called the meeting to order at 6:15 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.

Agenda:

1. Citizen Input
Nelson Vasquez, 210 Sunset Hill – MBTA
2. Emergency preamble to act on Council order regarding the election of President
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was voted 9 yeas to adopt the emergency preamble.
3. Order – Election of City Council President for the remainder of 2022
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the order to proceed by a vive-voce vote to elect a President of the City Council for the remainder of the year 2022. Councilor Michelle M. Dionne received 4 votes from Councilors Shawn E. Cadime, Michelle M. Dionne, Pamela S. Laliberte and Andrew J. Raposo and Councilor Joseph D. Camara received 5 votes, from Councilors Joseph D. Camara, Bradford L. Kilby, Leo O. Pelletier, Linda M. Pereira and Laura-Jean Washington. Councilor Joseph D. Camara was declared President of the City Council for the remainder of 2022. A further motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby for unanimity failed to carry, as Councilors Michelle M. Dionne and Pamela S. Laliberte were opposed.

Councilor Joseph D. Camara was sworn to his duties by the City Clerk and delivered brief remarks.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it unanimously voted to adjourn at 6:27 p.m.

List of documents and other exhibits used during the meeting:

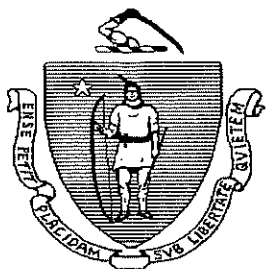
Agenda packet (attached)
DVD of meeting

A true copy. Attest:



City Clerk

22



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

2022 SEP 27 A 11:02

CITY CLERK
FALL RIVER, MA.

NOTICE OF FILING AND REQUEST FOR COMMENTS

D.P.U. 22-BSF-D3

September 26, 2022

Petition of Massachusetts Electric Company and Nantucket Electric Company each d/b/a National Grid for Approval of an Alternative Basic Service Procurement Plan.

On September 23, 2022, Massachusetts Electric Company and Nantucket Electric Company each d/b/a National Grid Basic Service ("National Grid" or "Company") filed a petition with the Department of Public Utilities ("Department") for approval of an alternative basic service procurement plan for the Company's General Service – Demand G-2 customers and General Services – Time-of-Use G-3 customers ("Industrial customer group") for the period November 1, 2022 through January 31, 2023. The Department docketed this matter as D.P.U. 22-BSF-D3.

Pursuant to Pricing and Procurement of Default Service, D.T.E. 99-60-B (2000) and Default Service Procurement, D.T.E. 02-40-C (2003), the Department requires electric distribution companies to procure 100 percent of their large commercial and industrial ("C&I") basic service load requirements on a quarterly basis. Consistent with these requirements, on September 14, 2022, the Company concluded a request for proposal ("RFP") process to solicit 100 percent of its basic service load requirements for its Industrial customer group for the three-month basic service period November 1, 2022 through January 31, 2023. The RFP process failed to secure basic service supply for the Industrial customer group.

Accordingly, the Company has proposed an alternative basic service procurement plan to serve the Industrial customer group. The Company proposes to self-supply the Industrial group by assuming the responsibility for managing the load asset for these customers in the ISO New England spot market. The Company proposes to set the monthly basic service rate for the affected customers by estimating cost elements of self-supply. Under the Company's proposal, any under- or over-recovery of costs would be collected through the Company's basic service adjustment provision, set forth in M.D.P.U. No. 1475.

The Department will accept written comments on the Company's petition. Written comments must be filed with the Department no later than close of business (5:00 p.m.) on **October 11, 2022**. To the extent a person or entity wishes to submit comments in accordance with this Notice, electronic submission, as detailed below, is sufficient.

All comments must be submitted to the Department in **.pdf format** by e-mail attachment to dpu.efiling@mass.gov and patrick.m.houghton@mass.gov. All comments also must be sent to counsel for National Grid, John K. Habib, Esq., by email attachment to

19-27-27 all comments via email + e-filing on October 11, 2022

jhabib@keeganwerlin.com. The text of the e-mail must specify: (1) the docket number of the proceeding (D.P.U. 22-BSF-D3); (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic file name should identify the document but should not exceed 50 characters in length. Importantly, all large files submitted must be broken down into electronic files that do not exceed 20 MB.

Ordinarily, all parties would follow Sections B.1 and B.4 of the Department's Standard Ground Rules (D.P.U. 15-184-A, App. 1 (March 4, 2020)) regarding the filing of documents. However, at this time, all filings will be submitted to the Department only in electronic format, consistent with the Department's June 15, 2021 Memorandum addressing continued modified filing requirements. Until further notice, parties must retain the original paper version of the filing and the Department will later determine when the paper version must be filed with the Department Secretary.

At this time, a paper copy of the filing will not be available for public viewing at the Company's offices or the Department. The filing and other documents submitted in electronic format will be posted as soon as practicable at on the Department's website through our online File Room at: <https://eeaonline.eea.state.ma.us/DPU/Fileroom/dockets/bynumber> (enter "22-BSF-D3"). To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), contact the Department's ADA coordinator at DPUADACoordinator@mass.gov.

Any person desiring further information regarding the Company's filing should contact counsel for National Grid, John K. Habib at jhabib@keeganwerlin.com. Any person desiring further information regarding this notice may contact Patrick Houghton, Hearing Officer, Department of Public Utilities, at patrick.m.houghton@mass.gov.

RECEIVED

2022 SEP 30 A 9:41



The Commonwealth of Massachusetts
CLERK
FALL RIVER, MA

DEPARTMENT OF PUBLIC UTILITIES

NOTICE OF FILING AND PUBLIC HEARING

D.P.U. 22-118

September 8, 2022

Petition of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid, for approval of its 2019-2021 Three-Year Energy Efficiency Plan Term Report.

On August 1, 2022, Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid (together, "Company"), filed with the Department of Public Utilities ("Department") its 2019-2021 Three-Year Energy Efficiency Plan Term Report ("Term Report"). The Term Report documents actual energy savings, benefits, and expenditures resulting from the implementation of the Company's 2019-2021 three-year energy efficiency plan approved by the Department in Massachusetts Electric Company/Nantucket Electric Company, D.P.U. 18-118 (2019). The Term Report also describes all pending internal and/or external investigations within the Company's service area regarding potential fraud in the implementation of the Mass Save program. The Department has docketed this matter as D.P.U. 22-118.

The Department will review the Term Report to determine, among other things, whether the Company: (1) reported its program savings, benefits, and costs accurately and reliably; and (2) implemented its energy efficiency programs in a manner that was consistent with statutory requirements and the Department-approved three-year plan. See G.L. c. 25, § 19(d)(2); G.L. c. 25, § 21(b)(3); G.L. c. 25, §§ 19(a) and (c). Based on the results of the investigation, the Department will approve final recovery of costs incurred during the three-year term, including performance incentive payments. G.L. c. 25, § 19.

Due to certain ongoing safety measures and precautions relating to in-person events as a result of the COVID-19 pandemic, the Department will conduct a virtual public hearing to receive comments on the Company's filing. The Department will conduct the hearing using Zoom videoconferencing on **Thursday, October 27, 2022**, beginning at **2:00 p.m.** Attendees can join by entering the link, <https://us06web.zoom.us/j/81162104126>, from a computer, smartphone, or tablet. No prior software download is required. For audio-only access to the hearings, attendees can dial in at **(646) 558-8656 (not toll free)** and then enter the **Meeting ID# 811 6210 4126**. If you anticipate providing comments via Zoom during the public hearing, please send an email by **Tuesday, October 25, 2022**, to

sarah.smegal@mass.gov with your name, email address, and mailing address. If you anticipate commenting by telephone, please leave a voicemail message by **Tuesday, October 25, 2022**, at (617) 305-3653 with your name, telephone number, and mailing address.

Any person interested in commenting on the Company's filing may also submit written comments to the Department no later than the close of business (5:00 p.m.) on **Friday, October 28, 2022**. At this time, all filings will be submitted only in electronic format consistent with the Commission's June 15, 2021 directive related to modified filing requirements. Ordinarily, all parties would follow Sections B.1 and B.4 of the Department's Standard Ground Rules (D.P.U. 15-184-A, App. 1 (March 4, 2020)); however, until further notice, parties must retain the original paper version and the Department will later determine when the paper version must be filed with the Department Secretary.

Any person who desires to participate otherwise in the evidentiary phase of this proceeding shall file a petition for leave to intervene no later than 5:00 p.m. on **Thursday, October 20, 2022**. A petition for leave to intervene must satisfy the timing and substantive requirements of 220 CMR 1.03. Receipt by the Department, not mailing, constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under 220 CMR 1.01(4). To be allowed, a petition under 220 CMR 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10. All responses to petitions to intervene must be filed by the close of business (5:00 p.m.) on the second business day after the petition to intervene was filed.

All documents must be submitted to the Department in **pdf format** by e-mail attachment to dpu.efiling@mass.gov and sarah.smegal@mass.gov. The text of the e-mail must specify: (1) the docket number of the proceeding (D.P.U. 22-118); (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic file name should identify the document but should not exceed 50 characters in length. Importantly, all large files submitted must be broken down into electronic files that do not exceed 20 MB. All documents submitted in electronic format will be posted on the Department's website through our online File Room as soon as practicable (enter "22-118") at: <https://eeaonline.eea.state.ma.us/DPU/Fileroom/dockets/bynumber>. In addition, one copy of all written comments and petitions to intervene should be emailed to the Company's attorney, Stacey Donnelly, Esq., at stacey.donnelly@nationalgrid.com.

At this time, a paper copy of the filing will not be available for public viewing at the Company's offices or the Department due to certain ongoing safety measures and precautions relating to in-person events as a result of the COVID-19 pandemic. The filing and all subsequent related documents, pleadings and/or filings submitted to the Department and/or issued by the Department will be available on the Department's website as referenced above as soon as is practicable. To the extent a person or entity wishes to submit comments or intervene in accordance with this Notice, electronic submission, as detailed above, is

sufficient. To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), contact the Department's ADA coordinator at DPUADACoordinator@mass.gov.

For further information regarding the Company's filing, please contact the Company's attorney, identified above. For further information regarding this Notice, please contact Sarah Smegal, Hearing Officer, Department of Public Utilities, at sarah.smegal@mass.gov.