

# City of Fall River Massachusetts

## Office of the City Clerk

**ALISON M. BOUCHARD**  
CITY CLERK

**INÊS LEITE**  
ASSISTANT CITY CLERK

### **REGULAR MEETING OF THE CITY COUNCIL**

**MEETING:** Tuesday, June 14, 2016, 2016 at 7:00 p.m.  
Council Chamber, One Government Center

**PRESENT:** President Shawn E. Cadime, presiding;  
Councilors Richard Cabeceiras, Joseph D. Camara, Steven A. Camara,  
Pam Laliberte-Lebeau, Stephen R. Long, Raymond A. Mitchell,  
Linda M. Pereira and Cliff Ponte

**ABSENT:** None

**IN ATTENDANCE:** Terrance J. Sullivan, Administrator of Public Utilities

President Shawn E. Cadime called the meeting to order at 10:37 p.m. with a salute to the flag followed by a moment of silent prayer and announced that the meeting may be recorded with audio or video and transmitted through any medium.

### **PRIORITY MATTERS**

1. Transfers and appropriations

*On a motion made by Councilor Steven A. Camara and seconded by Councilor Stephen R. Long, it was voted 9 yeas to adopt the order to transfer \$30,000 from the Fire Department Salaries to the Fire Department Capital Expenditures.*

*On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to adopt the order to appropriate \$587,521 from the EMS FY15 Retained Earnings to the EMS Stabilization Fund.*

2. Mayor and order re: purchase of five acres of land in the Bioreserve Area for watershed protection

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.*

3. Mayor and Community Preservation Committee Fiscal Year 2017 Appropriation Order  
*Councilor Steven A. Camara asked if the funding would be delayed until all overdue taxes and fees are paid by the applicant and President Shawn E. Cadime confirmed no funds would be released until those outstanding balances were resolved. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was voted 9 yeas to adopt the order*

4. Traffic Commission recommending amendments to the traffic ordinances

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the recommendations to the Committee on Ordinances and Legislation.*

## **PRIORITY COMMUNICATIONS**

5. Fall River School Committee – Fiscal Year 2017 School Department Budget vote  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted that the communication be accepted and placed on file.*
6. Planning Board recommending the acceptance of Frederick Street extending from Whitefield Street to Mariano Bishop Boulevard  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.*

## **COMMITTEE REPORTS**

### **Committee on Finance recommending:**

#### **Action:**

7. Order – Community Preservation Committee 2016 funding recommendations  
*On a motion made by Councilor Steven A. Camara and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to adopt the order.*

### **Committee on Ordinances and Legislation recommending:**

#### **Grant leave to withdraw:**

8. Communication regarding taxicab regulations  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted that the communication be granted leave to withdraw.*

#### **First Reading:**

9. Proposed ordinance – Traffic, miscellaneous  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to pass the proposed ordinance through first reading.*
10. Proposed ordinance – Taxicab rates  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to pass the proposed ordinance through first reading.*
11. Proposed ordinance – Zoning, Apartment District [A-2]  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to pass the proposed ordinance through first reading.*

### **Committee on Regulations recommending:**

#### **Adoption:**

12. Order – Charlton Memorial Hospital, Inc. to store 30,836 gallons of flammables at 363 Highland Avenue  
*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to adopt the order.*

### **Committee on Public Safety recommending:**

#### **Accept and place on file:**

13. Communication – Flint Neighborhood Association requesting meeting  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was unanimously voted that the communication be accepted and placed on file.*

Grant leave to withdraw:

14. Resolution – Regulations and procedures regarding abandoned properties  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted that the resolution be granted leave to withdraw.*

**ORDINANCES**

Second Reading and enrollment:

15. Proposed ordinance – Traffic, miscellaneous  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to pass the proposed ordinance through second reading and enrollment. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted that the proposed ordinance be passed through ordination.*  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor
16. Proposed ordinance – Cemetery fees  
*Councilor Steven A. Camara stated that he would be voting against this proposed ordinance. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was voted 8 yeas, 1 nay, that the proposed ordinance be passed through second reading and enrollment, with Councilor Steven A. Camara voting in the negative. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was voted 8 yeas, 1 nay, that the proposed ordinance be passed through ordination, with Councilor Steven A. Camara voting in the negative.*  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor
17. Proposed ordinance – Water rates  
*Councilor Steven A. Camara stated that he would also be voting against this proposed ordinance. On a motion made by Councilor Joseph D. Camara and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to waive the rules to allow the Administrator of Public Utilities to answer questions. Councilor Joseph D. Camara requested clarification regarding the rate increase and Terrance Sullivan, Administrator of Public Utilities stated that the rate increase overall were around 15%, but the water, sewer and storm water rates had different percentage increases individually. Councilor Joseph D. Camara emphasized that the increases were due to federal regulations relating to sludge disposal and Mr. Sullivan confirmed that this was true and stated that staffing amounts have not changed. Councilor Steven A. Camara stated that the residents and property owners of the City are not capable of paying fees that constantly increase, as their income is not increasing along with payments that are due. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was voted 8 yeas, 1 nay, that the proposed ordinance be passed through second reading and enrollment, with Councilor Steven A. Camara voting in the negative. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was voted that the proposed ordinance be passed through ordination, with Councilor Steven A. Camara opposed.*  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor

Second Reading and enrollment, as amended:

18. Proposed ordinance – Sewer rates and Stormwater increase  
Councilor Steven A. Camara stated that he would also be voting against this proposed ordinance. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was voted 8 yeas, 1 nay, that the proposed ordinance be passed through second reading and enrollment, as amended, with Councilor Steven A. Camara voting in the negative. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Pam Laliberte-Lebeau, it was voted that the proposed ordinance be passed through ordination, with Councilor Steven A. Camara opposed.  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor

19. Proposed ordinance – Eliminate annual fee for collection/disposal of household trash  
On a motion made by Councilor Stephen R. Long and seconded by Councilor Cliff Ponte, it was voted 5 yeas, 4 nays, that the proposed ordinance be passed through second reading and enrollment, as amended, with President Cadime and Councilors Richard Cabeceiras, Raymond A. Mitchell and Linda M. Pereira voting in the negative. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was voted 5 yeas, 4 nays, that the proposed ordinance be passed through ordination, with President Shawn E. Cadime and Councilors Richard Cabeceiras, Raymond A. Mitchell, and Linda M. Pereira voting in the negative.  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor

RESOLUTIONS

20. Com. on Public Safety convene to discuss proposed building of new Atlantis Charter School on the area of Dickinson Street  
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to adopt the resolution.

21. Administration consider reinstating the position of switchboard operator in Government Center  
A motion was made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara to adopt the resolution. A discussion was held between many Councilors as to whether a referral to the Committee on Finance was warranted. On a further motion made by Councilor Richard Cabeceiras and seconded by Councilor Raymond A. Mitchell, it was voted 6 yeas, 3 nays, that the resolution be referred to the Committee on Finance, with Councilors Joseph D. Camara, Steven A. Camara and Linda M. Pereira voting in the negative.

22. Com. on Ordinances and Legislation convene to develop a tree planting program  
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Steven A. Camara, it was unanimously voted to adopt the resolution.

23. Com. on Finance convene to determine if the City Council should have their own counsel  
Councilor Cliff Ponte stated that he proposed this resolution to allow another attorney to provide a second opinion on legal decisions for the City Council. Councilor Steven R. Camara stated that this topic has been debated for many years and all branches government within of the City of Fall River should be represented by the same Corporation Counsel and Councilor Joseph D. Camara agreed. Councilor Cliff Ponte stated that this was to obtain second opinions to avoid conflicts of interest between the Mayor and the City Council. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Cliff Ponte, it was voted 6 yeas, 3 nays, to adopt the resolution, with Councilors Joseph D. Camara, Steven A. Camara and Stephen R. Long voting in the negative.

## **CITATIONS**

24. John S. Brayton, Jr. Memorial Community Service Award recipients  
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the citations.*

## **ORDERS – HEARINGS**

### Pole location:

25. NGRID – Smith Street – One (1) pole location  
*On a motion made by Councilor Steven A. Camara and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to adopt the order.*  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor

### Storage of flammables:

26. S & H Supreme Eastern Avenue Realty LLC, to store 26,000 gallons at 825 Eastern Avenue  
*Councilor Steven A. Camara stated that while there was an opponent during the hearing, the opponent was not concerned about a gas station being opened, but an auto repair shop alongside the gas station. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the order to the Committee on Regulations.*

## **ORDERS – MISCELLANEOUS**

27. Police Chief's report on licenses  
*On a motion made by Councilor Steven A. Camara and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to adopt the order.*

28. Order re: \$25,000 grant from The Leary Firefighters Foundation for technology based equipment  
*Councilor Steven A. Camara requested that the City Clerk send a letter of thanks to The Leary Firefighters Foundation, a copy of which is attached hereto and made a part of these minutes. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.*  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor

29. City Council meeting schedule – July through December 2016  
*A brief discussion was held between Councilors regarding scheduling conflicts and date changes. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was unanimously voted to amend the schedule by striking out July 12<sup>th</sup> and inserting, in its place, July 5<sup>th</sup>. Councilor Cabeceiras stated that he would not be able to attend the meeting on July 5<sup>th</sup>. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was voted 8 yeas, 1 nay, to adopt the order, as amended, with Councilor Richard Cabeceiras voting in the negative.*

30. Auto Body Shop license renewal  
*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Steven A. Camara, it was unanimously voted to adopt the order.*  
Approved, June 21, 2016  
Jasiel F. Correia, II, Mayor

31. Auto Repair Shop license renewals

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.*

*Approved, June 21, 2016*

*Jasiel F. Correia, II, Mayor*

#### **COMMUNICATIONS – INVITATIONS – PETITIONS**

32. Historical Commission – 2016 Annual Report

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted that the report be accepted and placed on file.*

33. Claims

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to refer the claims to Corporation Counsel.*

34. Drainlayer licenses

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to approve the licenses.*

35. MassDevelopment – Hearing – June 8, 2016 at 99 High Street, Boston, MA

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted that the communication be accepted and placed on file.*

36. Fall River Housing Authority – Community Job and Education Fair – June 21, 2016

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted that the report be accepted and placed on file.*

37. City resident regarding taxicab regulations

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Cliff Ponte, it was unanimously voted to refer the communication to the Committee on Regulations.*

38. Structure over public way – People, Inc. – Banner on Bedford Street

*On a motion made by Councilor Steven A. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted to approve the permit.*

*On a further motion made by Councilor Richard Cabeceiras and seconded by Councilor Linda M. Pereira, it was unanimously voted to take items 39-46 together.*

#### **City Council Committee/Meeting Minutes:**

39. Finance – January 12, 2016

40. Economic Development and Tourism – February 3, 2016

41. Economic Development and Tourism – March 14, 2016

42. Ordinances and Legislation – February 16, 2016

43. Ordinances and Legislation – May 11, 2016

44. Ordinances and Legislation – May 17, 2016

45. Real Estate – February 29, 2016

46. Regulations – June 6, 2016

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to approve the minutes.*

#### **BULLETINS – NEWSLETTERS – NOTICES – None**

**ITEMS FILED AFTER THE AGENDA WAS PREPARED:**

**COMMITTEE REPORTS**

Committee on Finance recommending action:

7a. \$889,740 from Debt Service Expenditures, Insurance Expenditures, Financial Services Expenditures, Financial Services Salaries to Community Maintenance, Expenditures  
*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Raymond A. Mitchell, it was voted 9 yeas to adopt the order.*

*A brief recess was held from 11:29 p.m. to 11:33 p.m. to allow the proposed ordinances for "Traffic, Miscellaneous," "Cemetery Fees," "Water Rates," "Sewer Rates and Stormwater Increase" and "Eliminate annual fee for collection/disposal of household trash" to be signed.*

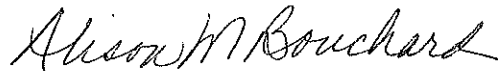
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was voted to cancel the Committee on Finance meeting scheduled for Thursday, June 16, 2023, with Councilor Joseph D. Camara opposed.*

*On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to adjourn at 11:37 p.m.*

List of documents and other exhibits used during the meeting:

Agenda packet (attached)  
CD and DVD of meeting

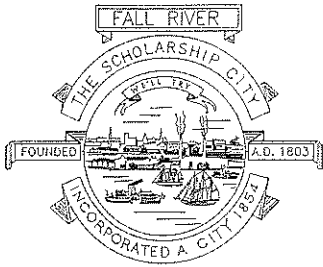
A true copy. Attest:



City Clerk







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

**ALISON M. BOUCHARD**  
CITY CLERK

**INÊS LEITE**  
ASSISTANT CITY CLERK

June 21, 2016

Denis Leary, President  
The Leary Firefighters Foundation  
594 Broadway, Suite 409  
New York, NY 10012

Dear Mr. Leary:

At a meeting of the City Council held on Tuesday, June 14, 2016 a motion was made, seconded and unanimously voted to forward a letter of thanks for selecting Fall River to receive one of the two \$25,000 Nest and Leary Firefighters Foundation grants.

This grant will allow the Fall River Fire Department to purchase much needed technology based equipment.

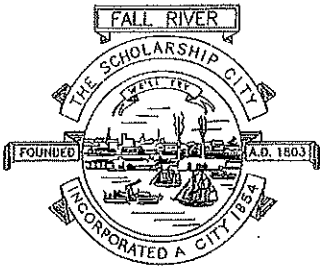
On behalf of the Fall River City Council, please accept our gratitude.

Very truly yours,

Alison M. Bouchard  
City Clerk

/ct





# City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

2016 JUN 10 P 3:01

CITY CLERK  
FALL RIVER, MA

JUNE 10, 2016

## MEETINGS SCHEDULED FOR NEXT WEEK CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

ALISON M. BOUCHARD

CITY CLERK

MONDAY, JUNE 13, 2016

### 6:00 P.M. COMMITTEE ON FINANCE

Discuss Municipal side of the Fiscal Year 2017 Annual Budget

INÊS LEITE  
ASSISTANT CITY CLERK

TUESDAY, JUNE 14, 2016

### AGENDA

#### 5:45 P.M. PUBLIC HEARINGS

##### Pole location:

1. NGRID – Smith Street – One (1) pole location

##### Storage of flammables:

2. S & H Supreme Eastern Avenue Realty LLC, to store 26,000 gallons at 825 Eastern Avenue

#### 6:00 P.M. COMMITTEE ON FINANCE OR IMMEDIATELY FOLLOWING THE PUBLIC HEARINGS IF THEY RUN PAST 6:00 P.M.

1. \*Transfer and appropriation – \$889,740 from various accounts to Community Maintenance Expenditures for the snow and ice deficit (tabled 5-24-16)
2. Transfers and appropriations (see #1 below)
3. Continue discussion re: Municipal side of the Fiscal Year 2017 Annual Budget

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

#### PRIORITY MATTERS

1. \*Transfers and appropriations (see #2 Finance)
2. \*Mayor and order re: purchase of five acres of land in the Bioreserve Area for watershed protection
3. \*Mayor and Community Preservation Committee Fiscal Year 2017 Appropriation Order
4. Traffic Commission recommending amendments to the traffic ordinances

#### PRIORITY COMMUNICATIONS

5. \*Fall River School Committee – Fiscal Year 2017 School Department Budget vote
6. Planning Board recommending the acceptance of Frederick Street extending from Whitefield Street to Mariano Bishop Boulevard

#### COMMITTEE REPORTS

##### Committee on Finance recommending:

##### Action:

7. \*Order – Community Preservation Committee 2016 funding recommendations

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

One Government Center • Fall River, MA 02722

TEL 508-324-2220 • FAX 508-324-2211 • EMAIL [city\\_clerks@fallriverma.org](mailto:city_clerks@fallriverma.org)

Committee on Ordinances and Legislation recommending:

Grant leave to withdraw:

8. Communication regarding taxicab regulations

First Reading:

9. Proposed ordinance -- Traffic, miscellaneous
10. Proposed ordinance -- Taxicab rates
11. Proposed ordinance -- Zoning, Apartment District [A-2]

Committee on Regulations recommending:

Adoption:

12. Order -- Charlton Memorial Hospital, Inc. to store 30,836 gallons of flammables at 363 Highland Avenue

Committee on Public Safety recommending:

Accept and place on file:

13. Communication -- Flint Neighborhood Association requesting meeting

Grant leave to withdraw:

14. Resolution -- Regulations and procedures regarding abandoned properties

**ORDINANCES**

Second Reading and enrollment:

15. \*Proposed ordinance -- Traffic, miscellaneous
16. \*Proposed ordinance -- Cemetery fees
17. \*Proposed ordinance -- Water rates

Second Reading and enrollment, as amended:

18. \*Proposed ordinance -- Sewer rates and Stormwater increase
19. \*Proposed ordinance -- Eliminate annual fee for collection/disposal of household trash

**RESOLUTIONS**

20. \*Com. on Public Safety convene to discuss proposed building of new Atlantis Charter School on the area of Dickinson Street
21. \*Administration consider reinstating the position of switchboard operator in Government Center
22. \*Com. on Ordinances and Legislation convene to develop a tree planting program
23. \*Com. on Finance convene to determine if the City Council should have their own counsel

**CITATIONS**

24. John S. Brayton, Jr. Memorial Community Service Award recipients

**ORDERS -- HEARINGS**

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**ORDERS – MISCELLANEOUS**

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- 28. \*Order re: \$25,000 grant from The Leary Firefighters Foundation for technology based equipment
- 29. \*City Council meeting schedule – July through December 2016
- 30. Auto Body Shop license renewal
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**COMMUNICATIONS – INVITATIONS – PETITIONS**

- 32. \*Historical Commission – 2016 Annual Report
- 33. \*Claims
- 34. Drainlayer licenses
- 35. MassDevelopment – Hearing – June 8, 2016 at 99 High Street, Boston, MA
- 36. \*Fall River Housing Authority – Community Job and Education Fair – June 21, 2016
- 37. \*City resident regarding taxicab regulations
- 38. \*Structure over public way – People, Inc. – Banner on Bedford Street

**City Council Committee/Meeting Minutes:**

- 39. \*Finance – January 12, 2016
- 40. \*Economic Development and Tourism – February 3, 2016
- 41. \*Economic Development and Tourism – March 14, 2016
- 42. \*Ordinances and Legislation – February 16, 2016
- 43. \*Ordinances and Legislation – May 11, 2016
- 44. \*Ordinances and Legislation – May 17, 2016
- 45. \*Real Estate – February 29, 2016
- 46. \*Regulations – June 6, 2016

**BULLETINS – NEWSLETTERS – NOTICES** – None

**THURSDAY, JUNE 16, 2016**

**6:00 P.M. COMMITTEE ON FINANCE**

Continue discussion re: Municipal side of the Fiscal Year 2017 Annual Budget

**MEETINGS SCHEDULED FOR THE FOLLOWING WEEK**

**TUESDAY, JUNE 21, 2016**

**6:00 P.M. COMMITTEE ON FINANCE**

Discuss School Department side of the Fiscal Year 2017 Annual Budget

**6:30 P.M. SPECIAL MEETING OF THE CITY COUNCIL OR IMMEDIATELY FOLLOWING THE COMMITTEE ON FINANCE MEETING IF THAT MEETING RUNS PAST 6:30 P.M.**

To act on the Fiscal Year 2017 Annual Budget (if prepared to take action)

  
Assistant City Clerk



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

**RECEIVED**

2016 JUN 10 P 3:01

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

**ALISON M. BOUCHARD**  
CITY CLERK

**INÊS LEITE**  
ASSISTANT CITY CLERK

**PUBLIC HEARINGS**

Notice is hereby given that public hearings will be held by the City Council on Tuesday, June 14, 2016 at 5:45 p.m. in the Council Chamber, Government Center, to hear all persons interested and wishing to be heard on the following:

- Petition of Massachusetts Electric Company for one pole location as follows:

NGRID requests to install a 40' pole with anchor and guy on Smith Street between property 418 and 428. The pole will be solely owned and will be numbered 6. This pole will be approximately 102'+/- from the corner of Brayton Avenue. The purpose of the new pole will be to service 418 and 428 Smith Street. In accordance with Plan No. 21633242 dated May 18, 2016.

- Application of S&H Supreme Eastern Ave. Realty LLC, 510 Brayton Avenue, Fall River, MA for permission to store 16,000 gallons of gasoline and 10,000 gallons of diesel, for a total of 26,000 gallons underground at 825 Eastern Avenue on Lot J-19-59, Assessors Plan.

**Alison M. Bouchard**  
City Clerk

May 24, 2016

#3

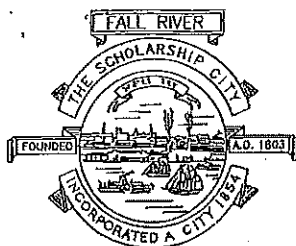
That the sum of \$485,000, \$210,000, \$50,000, \$30,000, \$10,000, and \$104,740 (Total \$889,740) be transferred and appropriated from the DEBT SERVICE Expenditures, INSURANCE Expenditures, FINANCIAL SERVICES Expenditures, FINANCIAL SERVICES Salaries, COMMUNITY SERVICES Salaries, and COMMUNITY MAINTENANCE Salaries, respectively to be credited to the COMMUNITY MAINTENANCE, Expenditures.

CITY OF FALL RIVER  
IN CITY COUNCIL  
MAY 24 2016

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Tabled in Finance



City of Fall River  
Massachusetts  
Office of the Mayor

*Finance 1*

RECEIVED

2016 MAY 19 P 2:41

CITY CLERK  
FALL RIVER, MA

JASIEL F. CORREIA II

Mayor

May 19, 2016

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

Dear Honorable Council Members:

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

These appropriations are necessitated due to the regular periodic review of the operating budget. The following appropriations will assist the City in meeting its Fiscal Year 2016 obligations:

1. \$1,000,000 That the sum of \$1,000,000 be, and the same is, hereby appropriated for the Education – SCHOOL APPROPRIATION from the GENERAL FUND FY 15 SURPLUS REVENUE (Freecash). The transfer is required to meet City's obligation towards Net School Spending.
2. \$82,000 That the sum of \$82,000 be transferred, and the same is, hereby appropriated for the ADMINISTRATIVE SERVICES Expenditures from the ADMINISTRATIVE SERVICES Salaries. The transfer is required to meet unforeseen MIS expenditures
3. \$889,740 That the sum of \$485,000, \$210,000, \$50,000, \$30,000, \$10,000, and \$104,740 (Total \$889,740) be transferred and appropriated from the DEBT SERVICE Expenditures, INSURANCE Expenditures, FINANCIAL SERVICES Expenditures, FINANCIAL SERVICES Salaries, COMMUNITY SERVICES Salaries, and COMMUNITY MAINTENANCE Salaries, respectively to be credited to the COMMUNITY MAINTENANCE, Expenditures. These transfers coupled with internal transfers will cover the FY 16 Snow and Ice deficit of \$991,190.

*Tabled in Finance  
5-24-16*

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

Best Regards,

Jasiel F. Correia II  
Mayor

CITY OF FALL RIVER  
IN CITY COUNCIL  
MAY 24 2016

*a/c placed on file*





**City of Fall River  
Massachusetts**

**Department of Community Maintenance**  
CEMETERIES • MUNICIPAL BUILDINGS • PARKS • SANITATION • ENGINEERING  
STREETS & HIGHWAYS • TRAFFIC & PARKING • VEHICLES

**JASIEL F. CORREIA II**  
*Mayor*

**KENNETH C. PACHECO**  
**Director**

May 19, 2016

Cathy Viveiros,  
City Administrator  
One Government Center  
Fall River, MA 02722

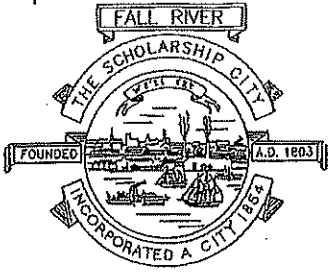
Cathy,

I have reviewed the current FY 16 budget for the Department of Community Maintenance and able to release \$104,740 to meet the Snow and Ice deficit. This transfer coupled with other proposed transfers will be sufficient to cover the total Snow and Ice deficit of \$991,190.

Sincerely,

Kenneth C. Pacheco  
Director of Community Maintenance

**RECEIVED**  
2016 MAY 19 P 3 46  
CITY CLERK  
FALL RIVER, MA



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

*Auditor Division*

**JASIEL F. CORREIA II**  
*Mayor*

**KRISHAN GUPTA**  
City Auditor

**STACY MEDEIROS**  
Assistant City Auditor

May 19, 2016

Dear Mayor Jasiel F. Correia II:

I have reviewed the current FY 16 budget for the Finance Department and recommend releasing \$775,000 as noted below. This transfer coupled with other proposed transfers will be sufficient to cover the total Snow and Ice deficit of \$991,190.

Debt Service	\$485,000
Insurance	\$210,000
Financial Services, Expenditures	\$50,000
Financial Services, Salaries	<u>\$30,000</u>
	<u><b>\$775,000</b></u>

With best regards,

Krishan Gupta  
City Auditor

Copy: Cathy Ann Viveiros, City Administrator

Mary L. Sahady, City Financial Consultant

**RECEIVED**  
2016 MAY 19 P 4:20  
CITY CLERK  
FALL RIVER, MA



City of Fall River  
Massachusetts  
Department of Community Services  
PLANNING \* HEALTH & HUMAN SERVICES  
LIBRARY \* INSPECTIONAL SERVICES

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2016 MAY 19 P 1:

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

---

INTEROFFICE MEMORANDUM

---

TO: KRISHAN GUPTA, CATHY ANN VIVEIROS  
FROM: HENRY R. VAILLANCOURT MD MPH, DIR. COMMUNITY SERVICES  
SUBJECT: TRANSFER OF MONEY FROM INSPECTIONAL SERVICES  
DATE: 5/18/2016

---

Pursuant to our discussion today, you may, on behalf of the Administration, request to transfer out the sum of \$10,000 (ten thousand dollars) from 12400001 511000 "Salaries & Wages", Code Enforcement. There will be an unexpected surplus in this account, and said transfer will not adversely affect the department.

# FY 16 Appropriation/Transfer Number Analysis # 07

Line	Original/Revised Appropriation	Amount Transferred	New Appropriation
GF Surplus Revenue (Freecash) FY 15	\$ 1,225,075	\$ (1,000,000)	\$ 225,075
Education - School Appropriations (FRPS)	\$ 112,257,462	\$ 1,000,000	\$ 113,257,462
(Excluding Transportation and Vocational Education)			
Administrative Services, Salaries	\$ 1,197,106	\$ (82,000)	\$ 1,115,106
Administrative Services, Expenditures	\$ 1,383,555	\$ 82,000	\$ 1,465,555
Debt Service Expenditures	\$ 10,250,510	\$ (485,000)	\$ 9,765,510
Insurance Expenditures	\$ 18,000,535	\$ (210,000)	\$ 17,790,535
Financial Services, Expenditures	\$ 808,994	\$ (50,000)	\$ 758,994
Financial Services, Salaries	\$ 1,421,069	\$ (30,000)	\$ 1,391,069
Community Services, Salaries	\$ 2,304,932	\$ (10,000)	\$ 2,294,932
Community Maintenance, Salaries	\$ 4,718,550	\$ (104,740)	\$ 4,613,810
Community Maintenance, Expenditures	\$ 3,751,087	\$ 889,740	\$ 4,640,827

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2016 MAY 19 P 1:26

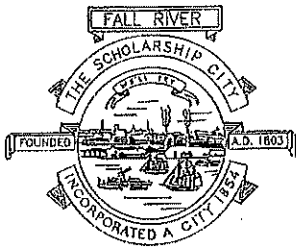
CITY CLERK  
FALL RIVER, MA

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



Krishan Gupta, City Auditor

5/19/2016



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

**RECEIVED**

2016 JUN -9 P 2:43

CITY CLERK  
FALL RIVER, MA

**JASIEL F. CORREIA II**  
*Mayor*

June 9, 2016

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

Dear Honorable Council Members:

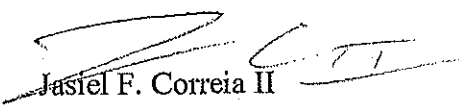
In accordance with the provisions of Chapter 44, Section 32 of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body.

These appropriations are necessitated due to the regular periodic review of the operating budget. The following appropriations will assist the City in meeting its Fiscal Year 2016 obligations:

1.   \$30,000           That the sum of 30,000 be transferred, and the same is, hereby appropriated for the FIRE DEPARTMENT Capital Expenditures from the FIRE DEPARTMENT Salaries. The transfer is required to provide necessary equipment at the fire stations.
  
- \$587,521       That the sum of \$587,521 be, and the same is, hereby appropriated from the EMS FY 15 RETAINED EARNINGS, to be credited to the EMS STABILIZATION FUND. The transfer is being requested to capture the residual EMS Retained Earnings. Funds will be appropriated from the Stabilization fund as necessary.

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

Sincerely,

  
Jasiel F. Correia II  
Mayor

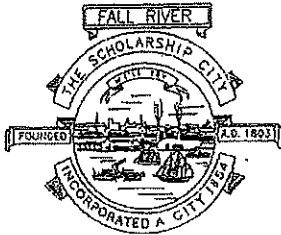
*City of Fall River, In City Council*

**June 14, 2016**

**# 1**

**ORDERED:**

**That the sum of 30,000 be transferred, and the same is, hereby appropriated for the FIRE DEPARTMENT Capital Expenditures from the FIRE DEPARTMENT Salaries.**



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

**RECEIVED**

2016 JUN -9 P 2:43

**JASIEL F. CORREIA II**  
Mayor

CITY CLERK \_\_\_\_\_ **JOHN D. LYNCH**  
FALL RIVER, MA *Acting Fire Chief*

Mayor Jasiel F. Correia II  
City of Fall River  
One Government Center  
Fall River, MA 02722


Dear Mayor Correia:

I am respectfully requesting to transfer \$30,000 from Fire Department Salaries/Service Out of Rank to a Fire Department Capital Expense Account.

This expenditure is necessary to purchase (2) Turnout Gear Washers and (2) Turnout Gear Dryers for the Stanley St. and North End Fire Stations and the associated NFPA compliant detergent necessary for all the Departments Turnout Gear Washers. The Center Station has a Washer and Dryer donated by Precision Packaging. The Flint, Niagra and Globe Stations will be outfitted with the CDA Block Grant.

Money is left in this account because of the use of The Floating Pool of Officers instead of using Out of Grade Acting Officers. This Floating Pool will dwindle with upcoming promotions which will result in greater use of the Salaries/Service Out of Grade account.

Sincerely,

  
John D. Lynch  
Acting Fire Chief

**APPROVED:**

  
\_\_\_\_\_  
Mayor

6/11/16  
\_\_\_\_\_  
Date

*City of Fall River, In City Council*

**June 14, 2016**

**# 2**

**ORDERED:**

**That the sum of \$587,521 be, and the same is, hereby appropriated from the  
EMS FY 15 RETAINED EARNINGS, to be credited to the EMS  
STABILIZATION FUND.**





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

**JASIEL F. CORREIA II**  
*Mayor*

**JOHN D. LYNCH**  
*Acting Fire Chief*

June 10, 2016

Mayor Jasiel F. Correia II  
City of Fall River  
One Government Center  
Fall River, MA 02722

Dear Mayor Correia:

Per my discussion with City Auditor Gupta, I am requesting that \$587,521 in EMS residual free cash be transferred to the EMS Stab Fund at the request. This fund would be utilized for subsequent EMS projects.

Respectfully,

Fire Chief

CITY CLERK  
FALL RIVER, MA

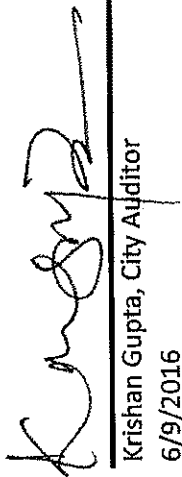
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# FY 16 Appropriation/Transfer Number Analysis # 08

Line	Original/Revised Appropriation	Amount Transferred	New Appropriation
Fire Dept, Salaries	\$ 13,698,086	\$ (30,000)	\$ 13,668,086
Fire Dept, Capital Expenditures	\$ -	\$ 30,000	\$ 30,000
EMS Retained Earnings (FY 15)	\$ 587,521	\$ (587,521)	\$ -
EMS Stabilization Fund	\$ 16,681	\$ 587,521	\$ 604,202

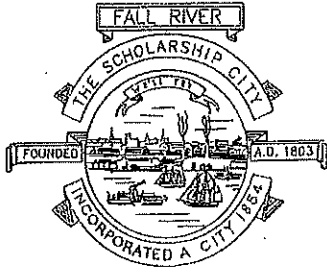
I certify that there are sufficient funds available for these transfers.

  
 Krishan Gupta, City Auditor  
 6/9/2016

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2016 JUN -9 P 3:04

CITY CLERK  
 FALL RIVER, MA



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

2  
**RECEIVED**

2016 JUN -9 A 11:48

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

**JASIEL F. CORREIA II**  
*Mayor*

**TERRANCE SULLIVAN**  
Administrator

June 9, 2016

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

Dear Councilors:

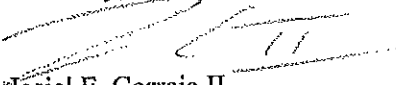
It is respectfully requested that the attached order be approved.

This order is to allow the City to purchase 5 acres of land in the Bioreserve area for watershed protection and passive recreational use by the public. The cost of the land purchase is expected to be \$7,500 and will be funded by Community Preservation Act funds.

This acquisition was part of the CPA plan recently approved by the City Council. The CPA application is attached for background information. The application also identifies estimated legal costs and in kind contributions by the Water Division.

Terrance Sullivan and/or Michael Labossiere are available if you have any questions.

Sincerely,

  
Jasiel F. Correia II  
Mayor

Attachments

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

ORDERED, that the Mayor, through the Water Division, be and the same is hereby authorized to enter into an Agreement for the purchase of land known as Lot W-28-6 in the Watuppa Reservation near East Line Trail.



W-19-1  
W-20-12  
W-11-100

W-19-10

W-28-1

W-10-1

W-18-1 W-28-21

W-28-3

W-28-12

W-28-4

W-28-7

W-5-42

W-4-1

W-1-6

W-28-9

W-28-6

W-28-8

W-35-35

W-28-11

W-1-16

W-28-20

W-1-35

W-29-1

W-4-3

W-21-12

W-21-10

W-21-9

W-21-8

W-21-7

W-21-3 W-21-2

W-21-4

W-21-5

W-21-1

W-30-100







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

**JASIEL F. CORREIA II**  
*Mayor*

**TERRANCE SULLIVAN**  
Administrator

February 1, 2016

Kenneth Pacheco, Chairman  
Fall River Community Preservation Committee

Dear Mr. Pacheco:

Attached is an application from the City of Fall River's Department of Community Utilities for community preservation funding. The proposed East Line Trail Conservation Project to acquire a parcel of land adjacent to the Watuppa Reservation, which is currently privately owned, will protect it as open space.

Please note that this Funding Application differs from the Eligibility Application submitted to you in September 2015. Only one of the property owners is willing to sell at this time; therefore, this request is to purchase one parcel rather than three as originally planned.

I understand that, in the event the project is funded, an open space restriction will be required. Thank you for your consideration of this application for Community Preservation Act funding. I look forward to hearing from the Committee.

Sincerely,

  
Terrance Sullivan  
Director of Community Utilities

**CITY OF FALL RIVER**  
**APPLICATION FOR**  
**COMMUNITY PRESERVATION FUNDING**

Date: February 1, 2016

**Project Title:** East Line Trail Conservation Project  
**Name of Applicant:** Terrance Sullivan  
**Name of Organization:** City of Fall River Department of Community Utilities  
**Address:** One Government Center, Fall River, MA 02722  
**Telephone:** 508-324-2320  
**Email:** tsullivan@fallriverma.org

**CPA Category (circle all that apply):**

Open Space

Historic Preservation

Recreation

Community Housing

**CPA Funding Requested:** \$ 9,400 **Total Project Cost:** \$ 13,800

**Please attach answers to the following questions. Include supporting materials as necessary.**

1. **Project Description:** Please give a detailed project description, including specific objectives.
2. **Goals:** How does this project accomplish the goals of the CPA? (See Guidelines for Project Submission for general criteria)
3. **Timeline:** What is the schedule for project implementation, including a timeline for all critical milestones? Will this be a multi-year project?
4. **Budget:** Please provide a full budget including the following information, as applicable. (NOTE: CPA funds may not be used for maintenance):
  - a. Total amount of the project cost, with itemization of major components.
  - b. Additional funding sources. Please include those that are available, committed, or under consideration.
  - c. Describe the basis for your budget and the sources of information you used.

**Support:** Have the appropriate City Boards and Commissions expressed support and/or approved the project? What is the nature and level of community support for this project?



## 1. Project Description

East Line Trail Conservation Project: The City of Fall River's Department of Community Utilities, Water Department, will purchase a five-acre parcel of land for conservation and public recreation.

Overview of the East Line Trail Conservation Project and the Bioreserve:

In 2002, the creation of the Southeastern Massachusetts Bioreserve (SMB), located in Fall River, Freetown and Dartmouth, accelerated regional land conservation. In 2009, the City of Fall River recorded a Conservation Restriction on 4,300 acres of water supply land boosting the protected land total to 13,600 acres. Bioreserve land protection continued on many fronts. In June 2015, the Division of Fish and Wildlife purchased an additional 600 acres extending the footprint of the SMB to Lakeville. The SMB now surpasses 15,000 acres.

The Bioreserve partnership, which includes the City of Fall River's Water Department, routinely evaluates critical land parcels and works with private owners to protect more land from development.

The East Line Trail Conservation Project, which is the biggest critical land focal area remaining, is situated to the east of the Watuppa Reservation and to the north of Copicut Hill in Fall River. Because of its mixed-ownership pattern it was omitted from the original Bioreserve aggregate. The goal now is to complete protection of the entire 310 acres by the year 2020. By obtaining small grants from both Sweetwater Trust and the Massachusetts Waterfowlers to leverage public funds, the Bioreserve Partnership has acquired 223 acres in this section so far.

The remaining 87 acres belongs to five private landowners. Purchase of this five-acre parcel represents completion of Phase I of this final campaign to protect the entire 310 acres.

Parcel 1 (East Line Trail Conservation Project) on the attached map is part of an area previously known as Hog's Rock Lot - an original Blossom Farm property and a former hunting camp. The land is heavily forested and slopes steeply northeast to a large vernal pool. The property is stony and quite picturesque. The remains of the old hunting cabin and some outbuildings lie in ruins and will be cleaned up immediately after purchase.

## 2. Goals

This project accomplishes the goals of the CPA in the following ways:

- The project fulfills both the City of Fall River's Master Plan and Open Space and Recreation Plan goals to protect land and water resources, expand outdoor recreation opportunities, and connect, protect and restore natural areas.
- The property is in the city's Watershed and Water Supply Overlay District.
- The property is an in-holding identified as a critical land acquisition goal in the 2003 Bioreserve Management Plan.
- Acquiring Hog's Rock Lot saves a land resource that is threatened. The property has been listed for sale and development in real estate markets over the years for prices ranging from \$59,900 to \$174,900. Development of this lot would conflict with the intent and purpose of the Southeastern Massachusetts Bioreserve concept by introducing vehicular traffic, causing ecological disruption, creating the potential for pollution, and disturbing pristine natural conditions.
- Under city ownership, the property would be cleaned up and natural native vegetation would be restored. In its current unprotected state under private ownership, an abandoned and deteriorated hunter's cabin sits on the property. In addition to being an eyesore in an otherwise pristine landscape, it is an unattractive nuisance and, more importantly, a wildfire threat.
- The City's purchase of this Bioreserve in-holding will serve multiple purposes in addition to wildlife habitat, biodiversity, and water supply protection. The acquisition will complete public

ownership of forestland south of National Grid's D-12 power line easement, which will allow hikers, mountain bikers and hunters unimpeded and permanent access to this forest. In addition, this acquisition creates the potential to connect trail intersections CH6 and QG5 through Parcel 1 where a link does not currently exist (trail intersections are highlighted on the attached map).

- The East Line Trail Conservation Project parcel is part of the historic Hog's Rock Lot once owned by the Blossom family, which was among Fall River's (previously Freetown) first settlers east of North Watuppa Pond. A photograph of Hog's Rock is attached.

### 3. Timeline

<u>Timeframe</u>	<u>Task</u>
April-May 2016	Title Search, preliminary boundary survey, 21E inspection
May 2016	Closing and deed recorded
June 2016	Property clean-up and stabilization
July-September 2016	Forest plan developed, trail connector laid-out
October 2016	Trail work completed, property opened to the public

The project implementation schedule would include preliminary survey, title search, 21E hazardous material inspection, completion of land purchase, trash cleanup and disposal, vegetation re-establishment, design and installation of signage, creation of a forest management plan, trail connector layout, volunteer trail construction, and an official public property opening in the fall of 2016.

Once purchased, the property would be under the direct supervision and care of the Watuppa Reservation staff and, as such, would be regularly patrolled by them, as well as the Fall River Environmental Police Unit during customary patrol rounds.

### 3. Budget

The proposed project is practical, feasible, and cost effective. The cost to implement the tasks listed above is shown on the project budget below. Much of the work will be accomplished "in-house" utilizing city resources or volunteer help. For example, preliminary survey, forest management plan and supervision of clean-up and trail lay-out will be done by city watershed forester; 21E inspection and trail clearing will be accomplished by Watuppa Reservation volunteers. Machinery and dumpsters needed for clean-up will be provided by collaborative assistance between Department of Community Maintenance and Water Department Maintenance Division.

#### Project Budget – East Line Trail Conservation Project (Phase I)

Description of Major Components	CPC Grant Fund Request	In-Kind Contribution
Cost of Land*	\$7,500	\$0
Title Search	500	0
Deed Prep & Recording Fee	1,000	0
21E Inspection	0	250
Preliminary Survey	0	1,000
Forestry Plan & Trail Lay-Out	0	750
Dumpsters & Haul/Disposal Fee	0	900
Machinery and Operators (1 day)	0	1,500
Signage	400	0
<b>Total Project Cost</b>	<b>\$9,400</b>	<b>\$4,400</b>
<b>Total Project Value</b>		<b>\$13,800</b>

\*Cost of land based on comparable sales of similar properties nearby over the last 3-5 years

**Support**

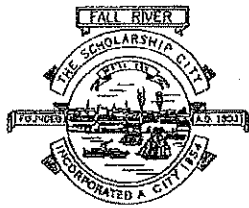
See attached letters of support from the following:

William Kenney, Planner, City of Fall River

Kelley Whitmore, Land Protection Specialist, The Trustees Of Reservations

John Friar II, Clerk, Watuppa Water Board

Jennifer B. Howard, Director, MA Department of Conservation & Recreation Land Acquisition and  
Protection Program



**City of Fall River  
Massachusetts**

Department of Community Services  
PLANNING • HEALTH & HUMAN SERVICES  
LIBRARY • INSPECTIONAL SERVICES

*Planning Division*

**JASIEL F. CORREIA, II**  
*Mayor*

**HENRY R. VAILLANCOURT MD, MPH**  
*Director*  
*Department of Community Services*

**WILLIAM G. KENNEY**  
*City Planner*

January 28, 2016

Community Preservation Committee  
ATTN.: Kenneth Pacheco, Chair  
One Government Center  
Fall River, MA 02722

RE: East Line Trail Conservation Project

Dear Mr. Sullivan –


I am very pleased to extend unqualified support for the funding requested by the Fall River Department of Community Utilities [DCU] for the above-referenced project.

This is an outstanding application, expertly presented with clarity and unassailable logic.

Funding for the proposed acquisition and for the post-acquisition work on this parcel is supportive of and consistent with the city's Master Plan and with its Open Space and Recreation Plan. This will advance the policies and goals of both the Planning Board and the Conservation Commission. DCU is to be complimented on its foresight in moving to purchase this land at a time when the asking price is within reason, as well as on its overall acquisition plan for parcels in this environmentally sensitive area.

I strongly encourage the Committee to act favorably on this funding request.

Sincerely,

  
William G. Kenney, City Planner



The Trustees  
830 Drift Road  
Westport MA 02790  
508.636.4693 ext. 5008  
[www.thetrustees.org](http://www.thetrustees.org)

January 27, 2016

City of Fall River  
Community Preservation Committee  
One Government Center  
Fall River, MA 02720

RE: East Line Trail Conservation Project Application

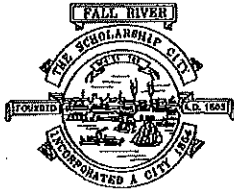
Dear Committee Members:

The Trustees of Reservations protects and stewards more than 100 special places of natural, scenic and historical significance across the Commonwealth for the public to use and enjoy. One such place is Copicut Woods, a property consisting of more than 500 acres lying within the 15,000(+)-acre Southeastern Massachusetts Bioreserve (Bioreserve). This is a letter to express our enthusiastic support of the Fall River Department of Common Utilities' application for the purchase and preservation of land along the East Line Trail in the Bioreserve.

The preservation of such inholdings of land prevents future development, thus helping to ensure the protection of the Bioreserve's rich biodiversity as well as ensuring the ease of perpetual use of East Line Trail for passive recreation. The parcel also lies within Fall River's Watershed and Water Supply Overlay District, furthering protection of the City's water supply.

It is through the commitment and creativity exhibited in this application that such beneficial community efforts occur. It's truly terrific that funding sources such as Community Preservation Committee exist to potentially aid in the completion of such projects.

Sincerely,  
Kelley Whitmore  
Land Protection Specialist



**City of Fall River**  
**Watuppa Water Board**

**One Government Center  
Fall River, MA 02722**

**JASIEL F. CORREIA II**  
*Mayor*

**JOHN FRIAR**  
*Clerk*

January 28, 2016

Community Preservation Committee  
One Government Center  
Fall River, MA 02722

Re: East Line Trail parcel acquisition

Dear Community Preservation Committee:

The Watuppa Water Board governs the City of Fall River's Water Department. This citizen board, which holds regular, open meetings, supports the Water Division's plan to preserve our historic, protected Public Water Supply, the watershed of the North Watuppa Pond and environs.

As you may know, the City owns the preponderance of the watershed lands, and many of those lands are further protected by a Conservation Restriction held by the Commonwealth of Massachusetts. However, for reasons often lost to antiquity, there remain a few parcels of land in private hands that the City should own to further this protection. From time to time opportunities present themselves to do so, but money for the purposes of land acquisition is scarce.

That said, there presently is one parcel of 5 acres located on East line Trail (Assessors' Parcel W-28-20), within the Reservation, for which favorable terms of acquisition have been negotiated. Thus, the Water Division requests support from the Community Preservation Committee in the sum of \$9,400 to accomplish the purchase of the parcel to at least incrementally increase the protection of the Water Supply.

Thank you for your consideration. Please contact me at the Water Department, 508-324-2330, if I can be of additional assistance.

John Friar II, Clerk



January 26, 2016

City of Fall River  
Community Preservation Committee  
One Government Center  
Fall River, MA 02720

RE: East Line Trail Conservation Project Application

Dear Committee Members:

I am writing to express my support for the East Line Trail Conservation Project application before the Fall River CPC during this 2016 grant round.

As you know the Department of Conservation and Recreation (DCR) was involved in the creation of the Southeastern Massachusetts Bioreserve, and continues to work with partners on further protecting land in and around the Bioreserve. Over the last five years there have been extensive land protection efforts in this area and the East Line Trail parcels have consistently been considered as priorities for conservation – though remain unprotected.

These inholdings, and the Hoggs Rock Lot specifically, create particular management challenges for the City and other Bioreserve partners that would be solved by conservation. Further, the Hoggs Rock Lot falls within the NHESP BioMap2 Core Habitat and also scores within The Nature Conservancy's Climate Change Resilience Assessment as "Well Above Average" – the highest ranking.

Thank you for your consideration of the East Line Trail application -- conserving the Hoggs Rock Lot would certainly have great benefits for the City of Fall River and the greater Southeastern Massachusetts Bioreserve.

Sincerely,

Jennifer B. Howard  
Director, DCR Land Acquisition and Protection Program

COMMONWEALTH OF MASSACHUSETTS - EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS

Department of Conservation and Recreation  
251 Causeway Street, Suite 600  
Boston MA 02114-2119  
617 626 1250 617 626 1351 Fax  
[www.mass.gov/dcr](http://www.mass.gov/dcr)



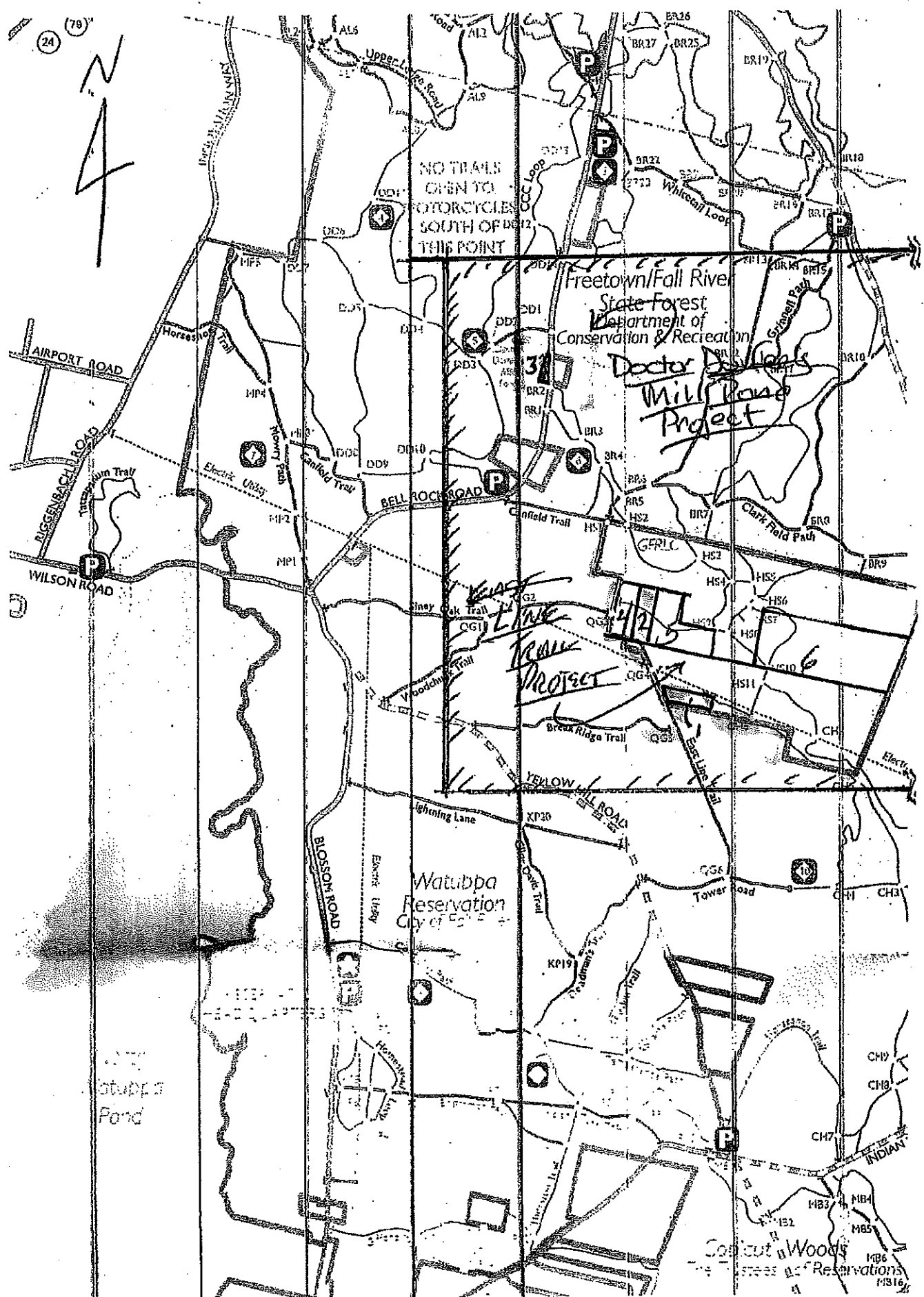
Charles D. Baker  
Governor

Karen E. Polito  
Lt. Governor

Matthew A. Beaton, Secretary, Executive  
Office of Energy & Environmental Affairs

Leo Roy, Commissioner  
Department of Conservation & Recreation





24 (70)  
N  
4

NO TRAILS  
OPEN TO  
MOTORCYCLES  
SOUTH OF DD12  
THIS POINT

Freetown/Fall River  
State Forest  
Department of  
Conservation & Recreation  
Doctor's Pond  
Project

East  
Lake  
Trail  
Project

Watubba  
Reservation  
City of...

Conicut Woods  
Reservations

# East Line Trail Conservation Project, Phase I, Hog's Rock Lot

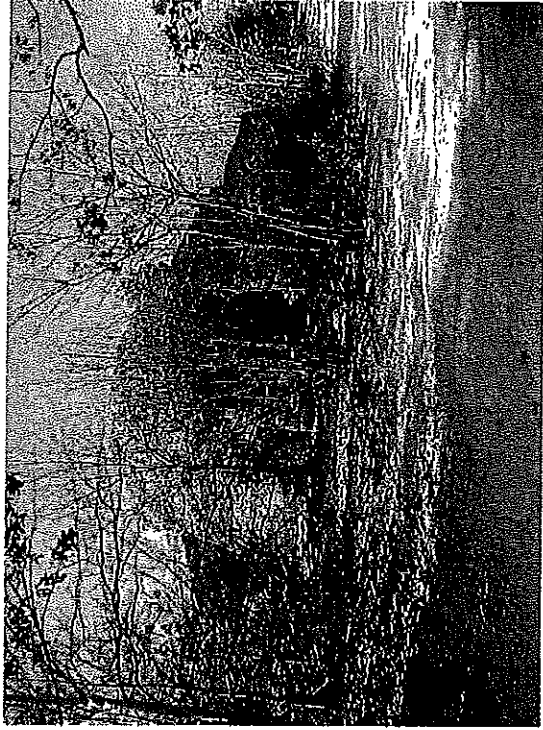


Figure 1: Hog's Rock

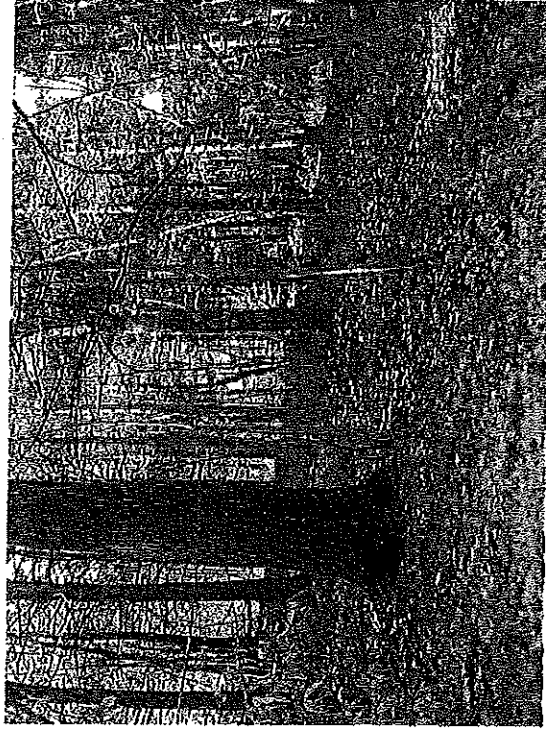


Figure 3: Typical Hillside



Figure 2: Cabin in the Woods

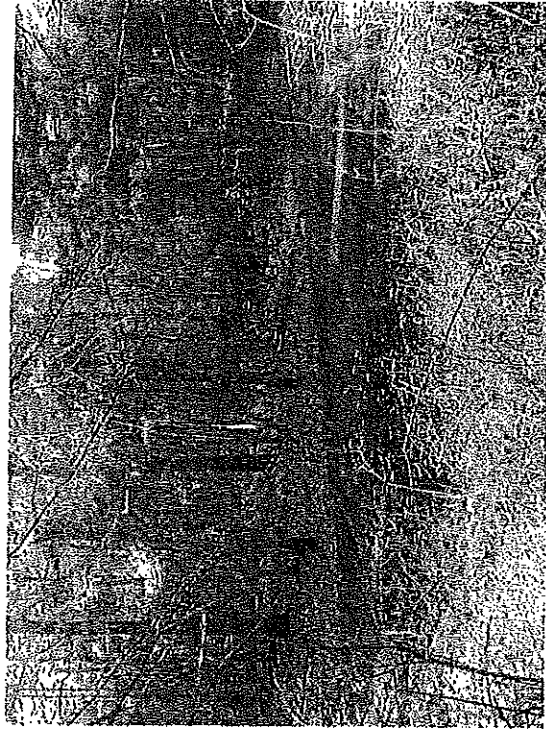


Figure 4: Vernal Pool

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2016 MAY 25 AM 10:31



COPY

CITY CLERK \_\_\_\_\_  
**FALL RIVER SCHOOL COMMITTEE**

Mayor Jasiel F. Correia II  
Chairman

Mark Costa  
Vice Chairman

Meg Mayo-Brown  
Superintendent of Schools

Gabriel Andrade  
Paul Coogan  
Dr. Edward Costar  
Joseph Martins  
Melissa Panchley

Rebecca Caron  
Administrative Assistant

May 24, 2016

Mr. Shawn Cadime, City Council President  
One Government Center  
Fall River, MA 02722

Dear City Council President Cadime:

On Monday, May 23, 2016, a Public Hearing on the Fall River Public Schools Fiscal Year 2017 budget was held at Morton Middle School. Eleven citizens signed up to speak. Following the Public Hearing, a Regular Meeting of the Fall River School Committee was held at which time a vote was taken to adopt the Fall River Public Schools Fiscal Year 2017 budget. In addition, a separate motion was made and passed regarding a transportation budget for the Fall River Public Schools for FY17.

The actions taken regarding the budget were as follows:

**MOTION: Mrs. Panchley – Mr. Andrade: To approve the Fiscal Year 2017 Budget as presented (\$117,437,757 direct costs).**

Discussion on file

A roll call showed:

Mr. Andrade: Yes	Mr. Martins: No
Mr. Coogan: Yes	Mrs. Panchley: Yes
Mr. Costa: Yes	Mayor Correia: No
Dr. Costar: No	

4 were in favor

3 were opposed (Costar/Martins/Correia)

**Motion Passed**

**MOTION: Mrs. Panchley – Mr. Costa: To approve a transportation budget of \$8,650,664.**

No discussion

A roll call showed:

Mr. Andrade: Yes	Mr. Martins: Yes
Mr. Coogan: Yes	Mrs. Panchley: Yes
Mr. Costa: Yes	Mayor Correia: Yes
Dr. Costar: Yes	

All were in favor

None were opposed

**Motion Passed**

**MOTION: Mrs. Panchley – Mr. Coogan: To refer the FY 2017 Annual Fall River Public Schools Budget to the Fall River City Council for approval.**

No discussion

**A roll call showed:**

Mr. Andrade: Yes

Mr. Martins: Yes

Mr. Coogan: Yes

Mrs. Panchley: Yes

Mr. Costa: Yes

Mayor Correia: Abstain

Dr. Costar: Yes

**6 were in favor**

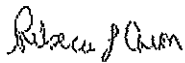
**None were opposed**

**1 abstained (Correia)**

**Motion Passed**

Please feel free to contact me with any questions or concerns.

Respectfully,



Rebecca Caron  
Administrative Assistant

cc: Fall River City Council  
Cathy Ann Viveiros, City Administrator  
Alison Bouchard, City Clerk  
Fall River School Committee  
Meg Mayo-Brown, Superintendent of Schools  
Kevin Almeida, Chief Financial Officer, FRPS

## CITY OF FALL RIVER

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To the City Council

Councilors:

The Committee on Finance, at a meeting held on May 24, 2016, voted unanimously to recommend that the accompanying order be referred to the full Council for action, with Councilor Laliberte-Lebeau absent and not voting.

*Allison M. Bouchard*  
City Clerk

# *City of Fall River, In City Council*

ORDERED, that the attached budget proposal, submitted by the Community Preservation Committee, be and the same is hereby approved.



**City of Fall River  
Massachusetts  
Community Preservation Committee**

**JASIEL F. CORREIA II**  
*Mayor*

**KENNETH C. PACHECO**  
Chairman  
James Souza  
Vice-Chairman

6/10/2016

Honorable Shawn Cadime  
President of the City Council  
One Government Center  
Fall River, MA 02720

This letter is to inform you of an outstanding tax issue between the City of Fall River and the Marine Museum which remains unpaid as of the date on this correspondence. The balance due to the City is \$28,722.46. The CPC has awarded the Marine Museum \$135,000, with the tax liability in mind the CPC will not award any funds until the tax liability is met. I hope this adds clarity to the situation.

*Kenneth C. Pacheco*  
Chairman, CPC

**RECEIVED**  
2016 JUN 10 P 1:34  
CITY CLERK  
FALL RIVER, MA



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

RECEIVED

MAY -5 P 2:57

CITY CLERK  
FALL RIVER, MA

**JASIEL F. CORREIA II**  
Mayor

May 5, 2016

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

RE: CPA Funding Recommendations 2016

Honorable Members of the Council:

The Community Preservation Committee has completed its review of community projects and has made recommendations for funding in accordance with MGL Chapter 44B Sections 4 to 7.

Your approval of these projects is respectfully requested.

Best Regards,

Jasiel F. Correia  
Mayor

CITY OF FALL RIVER  
IN CITY COUNCIL  
MAY 10 2016

*Referred to the  
Committee on Finance*



COMMUNITY PRESERVATION COMMITTEE  
2016 FUNDING RECOMMENDATIONS

RECEIVED

2016 APR 28 A 9:47

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

**Adoption and Preparation:**

The citizens of Fall River approved the adoption of the Community Preservation Act in the November 2012 election. 57.9 percent of the voters in that election cast ballots in support of its local adoption. The Community Preservation Committee was formed in October 2013 and held its first meeting on October 28, 2013.

The membership of the Community Preservation Committee includes two members appointed by the Mayor, James Sousa and Paul Machado, two members appointed by the City Council, Kenneth Pacheco and Antone Dias, a representative from the Housing Authority, Matthew Burke, a representative from the Historic Commission, Alan Rumsey, a representative from the Planning Board, Mario Lucciola and a representative from the Conservation Commission, John Brandt. Currently there is not a representative from the Park Board, after long serving member Holly Bronhard resigned.

The first tasks of the Community Preservation Committee were to develop a local CPA plan, establish the application and hearing process and to become familiar with the statute, GL Ch. 44B and applicable rules. Early in its existence, the CPC invited the Executive Director of the Community Preservation Coalition to speak at a meeting. The CPC voted to join this coalition which offers advice and technical guidance on the implementation of this Act. The Board has frequently utilized this available resource.

During the Spring of 2014 members of the Community Preservation Committee attended each of the City's neighborhood association meetings to explain the process and encourage applications. CPA materials have been posted on the official City website as well as a Facebook page. As required by statute the CPC held its annual meetings in September 2014 and 2015. Those public hearings were preceded by legal notices published in the Fall River Herald News. Both of these annual meetings were well attended and were an occasion for the general public to offer opinions as to projects and general procedures.

In addition to the annual public hearings, members of the public have been recognized at each of the CPC's meetings. The identity of the speakers and their comments are documented in the Board's minutes. No member of the public wishing to address the Community Preservation Committee has ever been denied the opportunity to express his views.

The effectiveness of the efforts by the Community Preservation Committee to advertise the availability of these funds is evidenced by the fact that in 2015, thirty-five applications were received, and in 2016, thirty-six applications were received.

#### **2015 Projects Update:**

In 2015 the Community Preservation Committee recommended and the City Council approved funding for thirteen projects. As this was the first funding round, the tools to implement these projects needed to be created. Award agreements had to be drafted and the financial protocols had to be developed. Work on a few private projects has started. Some projects have been delayed due to the

weather. It is expected that all thirteen projects will be in progress by early summer.

Within the next few weeks colorful signs should be in place at each construction site. The signs indicate that the work is being conducted as a result of Community Preservation Act funding.

### **The Application Process:**

#### **Hearings on Eligibility**

In anticipation of the first funding round, the Community Preservation Committee adopted a two-step application process. That same process was followed during the 2016 funding cycle. The first part of that process involves an application for eligibility due on September 1. Upon receipt of each application for eligibility the Committee scheduled an eligibility hearing and sent a written invitation to each applicant.

During the 2016 funding cycle eligibility hearings on projects 1 through 11 were heard on October 5, 2016. The hearings involving projects 12 through 23 were heard on November 2, 2016 and the hearings on projects 24 through 36 were heard on December 7, 2016.

The first purpose of these eligibility hearings was for the Committee to determine if the application met the criteria for funding. The Community Preservation Act allows funding for projects involving Open Space, Historic Preservation, Outdoor Recreation and Community Housing. Within each category there are particular rules involving permissible funding.

The Community Preservation Committee considered the eligibility of each project even when a presenter did not appear. The secondary purpose of these hearings was for the Committee to become familiar with the projects through applicant presentations. The committee members had frequent questions for these presenters.

The Committee had questions as to whether two projects qualified and sought guidance from the CPA coalition. One proposal was found to not qualify for funds.

Ultimately nineteen projects qualified in the Historic Preservation category, three in the open space category, eight in the outdoor recreation category and three in the Community Housing category.

#### **Hearings for Funding:**

The Community Preservation Committee scheduled funding hearings for projects one through eight on February 2, 2016. On that same evening the CPC heard an emergency application involving the Old Fall River Police Station. This was the first emergency application that had been received and the board first had to determine whether it met that criteria. Ultimately the Board determined that it did not receive enough information to support funding for this project.

On February 22, 2016 the Board conducted funding hearings on projects nine through seventeen.

On March 14, 2016 the Board conducted funding hearings on projects eighteen through twenty-six.

On March 21, 2016 the Board conducted funding hearings on projects twenty-seven through thirty-six.

Each of the applicants received a written notice of the hearing date. The applicants had the opportunity to supplement their earlier presentations and to submit additional materials. The Board members also used this opportunity to ask many questions of each applicant. All proposals were considered even when a presenter did not appear for the hearing.

#### **The Voting Process:**

Board member, Alan Rumsey, had developed a tier-voting ballot. This ballot allowed each board member to rate each project a 1 (High interest), 2 (Moderate interest) or a 3 (low interest). Each committee member completed this ballot after the hearings for funding had been concluded. Mr. Rumsey then compiled the votes. These totals revealed that some projects were almost unanimously supported, the Bank St. Armory. The votes on these ballots were non-binding but were useful in informing the discussion on each project.

At its meeting on April 20, 2016 the CPC voted on each project, deciding to refer it to the funding determination or not. Of the remaining thirty-four projects (One not qualified and one withdrawn) seventeen were forwarded to the funding round and seventeen were not.

At its meeting on April 25, 2016 the CPC then determined the amount of recommended funding, if any, that each remaining project

would receive. During this final round the Board decided to not fund an additional six projects.

#### **Conclusion:**

The Community Preservation Committee encouraged applications and followed an open and extended review process. Public input was encouraged. The Board considered many factors in making these final recommendations. Among the factors that the Board considered was geographic diversity so that the funded projects benefit all areas of the City. The attached map shows all applications received, the red dots indicating non-funded projects and the green dots indicating funding recommendations. As the map reveals applications received and those ultimately recommended involve the entire City. A number of other factors influence these final recommendations. In the Historic Preservation category, the urgency of repairs was a compelling factor, see, e.g., Bank Street Armory, Fall River Fire Museum and Academica Club. In the Outdoor Recreation category, the potential pool of future users was an important consideration, see, e.g., Pulaski Park and Kennedy Park Splash Pads and the ADA compliance work at Columbus Park. In the Open Space category the one project, East Line Trail, involves the purchase of privately owned property within the Bio-Reserve.

While there are no recommendation on the Community Housing category it is significant that three applications were received in 2016 in that category compared to none in 2015. The Committee

will continue to solicit applications in this category and, as required, funds are reserved for future housing projects.

The Community Preservation Committee respectfully requests that the following, considered recommendations be approved:

Bank Street Armory	Hist/Pres.	\$ 283,000
Olmstead Fountains	Hist/Pres.	\$ 15,000
Kennedy Park Shore	Outdoor/Rec	\$ 150,000
Pulaski Park Splash Pad	Outdoor Rec	\$ 69,500
Kennedy Park Plash Pad	Outdoor Rec	\$ 100,000
Columbus Park	Outdoor Rec	\$ 30,000
Watershed Trail(contingent)	Outdoor Rec.	\$ 10,000
Marine Museum	Hist. Pres.	\$ 135,000
Fire Museum	Hist. Pres.	\$ 195,000
Academica Club	Hist. Pres	\$ 85,000
East Line Trail	Open Space	\$ 9,400
Total		\$ 1,081,900

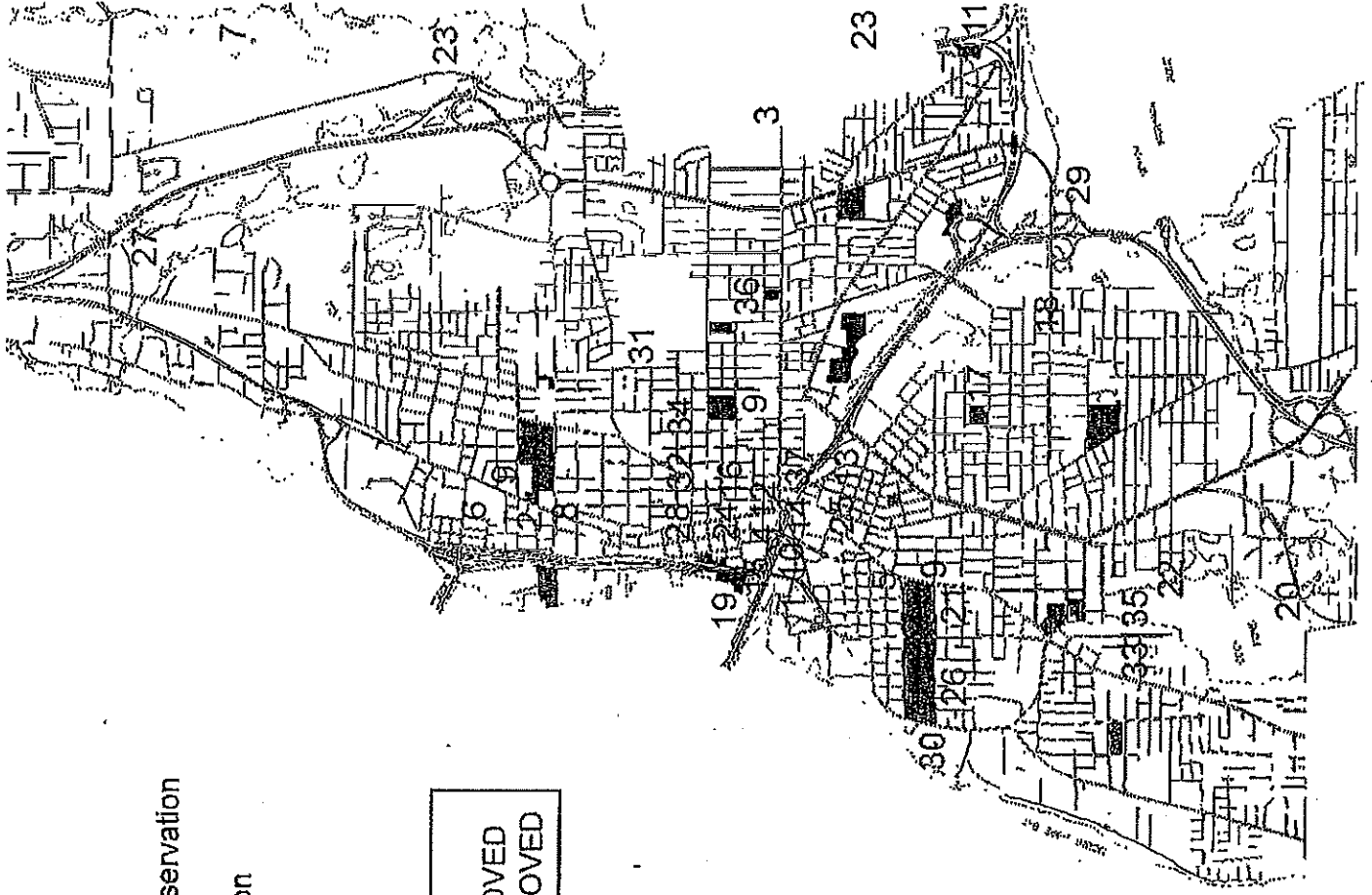
Open Space	\$ 9,400
Outdoor Recreation	\$ 359,500
Historic Preservation	\$ 713,000

# 2016 CPA Projects

1. Marine Museum
2. Anawan No. 6
3. Fall River Waterworks
4. Bradford/Durfee Textile School
5. Academica
6. North Burial Ground
7. N. Watuppa Watershed Trail
8. Gas Station @ N. Main St.
9. Olmsted Drinking Fountains
10. City Hall Historic Documents
11. Narrows Gatehouse
12. Fall River Public Library
13. Frank Silvia School
14. Cogswell Fountain
15. Historical Commission Grants Program
16. Central Congregational Church
17. Pulaski Park Water Pad
18. Brayton Ave. Traffic Island
19. Bank Street Armory
20. Cook Pond – Restoration of Stone Wall
21. St. Anne's Church
22. Cook Pond Land Acquisition
23. N. Watuppa East Line Trail
24. Lafayette/Durfee House
25. 3rd St. School
26. Kennedy Park Splash Pad
27. St. Vincent's Farm
28. Mann Murals
29. South Watuppa Grove
30. Kennedy Park Overlook
31. Buffington Memorial
32. First Congregational Church
33. Safe Haven Sober Housing

34. Dr. Fiske House
35. Cook Pond Conservation
36. Columbus Park
37. Old Police Station

**LEGEND**  
 GREEN – APPROVED  
 RED – NOT APPROVED





# City of Fall River, In City Council

15

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

That Chapter 70 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to traffic be amended as follows:

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

Bogle Street, west side, starting at a point 325 feet north of Pleasant Street, for a distance of 20 feet northerly  
Foster Street, east side, starting at a point 46 feet south of Warren Street, for a distance of 20 feet easterly  
Fountain Street, west side, starting at a point 58 feet north of Bradford Avenue, for a distance of 20 feet northerly  
Locust Street, north side, starting at a point 78 feet east of Hanover Street, for a distance of 20 feet easterly  
Montaup Street, east side, starting at a point 395 feet north of Globe Street, for a distance of 20 feet northerly  
Morton Street, west side, starting at a point 195 feet south of Brightman Street, for a distance of 20 feet southerly  
Plymouth Avenue, east side, starting at a point 103 feet south of Buffinton Street, for a distance of 20 feet southerly  
Plymouth Avenue, west side, starting at a point 26 feet north of Hartwell Street, for a distance of 20 feet northerly  
Ridge Street, east side, starting at a point 245 feet north of Osborn Street, for a distance of 25 feet northerly  
Slade Street, north side, starting at a point 224 feet west of Wilcox Street, for a distance of 20 feet westerly

CITY OF FALL RIVER  
IN CITY COUNCIL

MAY 24 2016

*Rapid Through  
first reading*

# City of Fall River, In City Council

16

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

That Section 54-161 of Appendix A-Fee Schedule of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which Section relates to Public Facilities, be amended, as follows:

## Section 1.

By striking out and inserting in place thereof, the following:

(1) Grave openings	\$750.00
Saturday/Holiday	\$1,125.00
(2) Single graves (including opening)	\$1,500.00
Saturday/Holiday	\$1,875.00
(3) Two-grave lots	\$2,000.00
Four-grave lots	\$4,000.00
(5) Removals	\$2,000.00

## Section 2.

By inserting after (4) Cremains Saturday/Holiday, the following:

Cremation lot (4 Cremations)	\$500.00
------------------------------	----------

## Section 3.

By inserting in proper numerical order, the following:

(8) Cemetery liners	\$600.00
---------------------	----------

This ordinance shall take effect on July 1, 2016.

CITY OF FALL RIVER  
IN CITY COUNCIL  
MAY 24 2016

*Passed through first  
reading*  
*(C. Steven Camara opposed)*

17  
**City of Fall River, In City Council**

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

That Chapter 74 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to utilities, be amended as follows:

By striking out Sec. 74-353 in Appendix A-Fee Schedule, which section relates to utilities, in its entirety, and inserting in place thereof, the following:

For water billed on or after July 1, 2016, per 100 cu. ft.

\$2.87

CITY OF FALL RIVER  
IN CITY COUNCIL  
APR 19 2016

*Referred to the Committee  
on Ordinances and Legislation*

CITY OF FALL RIVER  
IN CITY COUNCIL  
MAY 24 2016

*Passed Through first  
Reading  
(C. Steven Camara opposed.)*

# City of Fall River, In City Council

18

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

## Section 1.

That Section 74-134 of Appendix A-Fee Schedule of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which Section relates to User Charges for Wastewater Collection, be amended, as follows:

### Sub-Section 1.

By striking out in sub-section (1) of said section, "\$4.29", and inserting in place thereof "\$5.28", and by striking out "July 1, 2015", and inserting in place thereof, "July 1, 2016".

### Sub-Section 2.

By striking out in paragraph (a) of sub-section (2) of said section, "\$4.29", and inserting in place thereof, "\$5.28", and by striking out "July 1, 2015", and inserting in place thereof, "July 1, 2016".

### Sub-Section 3.

By striking out in paragraph (b) of sub-section (2) of said section, "\$2.00", and inserting in place thereof, "\$2.46", and by striking out "July 1, 2015", and inserting in place thereof, "July 1, 2016".

### Sub-Section 4.

By striking out in sub-section (4) of said section, all dollar values, and inserting in place thereof, the following:

\$ 169.00  
\$ 333.00  
\$ 504.00  
\$ 672.00  
\$ 839.00  
\$ 1,004.00  
\$ 1,171.00  
\$ 1,338.00  
\$ 1,507.00  
\$ 1,673.00

and, by striking out in said sub-section (4) "July 1, 2015", and inserting in place thereof, "July 1, 2016".

## Section 2.

That Section 74-140 of Appendix A-Fee Schedule of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which section relates to Stormwater Fee, be amended as follows:

By striking out said section in its entirety, and inserting in place thereof, the following:

Effective July 1, 2016, the equivalent residential unit (ERU) shall be defined as 2,800 square feet of impervious area. Residential parcels (ERU) will be assessed: \$160.00 per year, or \$40.00 per quarter. All other developed parcels will be assessed for each 2,800 square feet impervious area rounded to the nearest 100 square feet: \$160.00 per year or \$40.00 per quarter.

CITY OF FALL RIVER  
IN CITY COUNCIL

MAY 24 2016

*Passed through first  
reading, as amended  
8 years, 1 day*

# City of Fall River, In City Council

(Councilor Steven A. Camara)  
(Councilor Cliff Ponte)

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

That Chapter 62 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to solid waste, be amended as follows:

## Section 1.

By striking out in Section 62-2, which section relates to Collection and disposal generally, the following:

(d) The fee for collection/disposal shall be as defined in Appendix A-Fee Schedule. Any owner of a multi-family dwelling may request an abatement of the \$120/year household trash fee for any unit in the dwelling that will remain vacant for the entire fiscal year during which the fee is billed. Said abatement request shall be made to the Director of Community Maintenance by filing an Application for an Abatement of a Household Trash Fee, within 10 days of the postmark of the household trash fee invoice. Upon receipt of the signed Application for Abatement of a Household Trash Fee, the Director shall complete an inspection of the unit to verify vacancy. The abatement will be processed prior to the due date of the invoice.

## Section 2.

By striking out in Appendix A-Fee Schedule for the Revised Ordinances of the City of Fall River, Massachusetts, 1999, Chapter 62, which chapter relates to solid waste, be amended the following:

§62-2(d)	Annual fee for collection/disposal of household trash	\$120.00 per household
----------	---	------------------------

This ordinance shall take effect on July 1, 2016.

CITY OF FALL RIVER  
IN CITY COUNCIL

MAY 24 2016

*Passed Through first  
reading, not amended,  
6 years, 3 days.*

City of Fall River, *In City Council*

20

(Councilor Cliff Ponte)

WHEREAS, Atlantis Charter School has proposed building a school in the area of Dickinson Street, and

WHEREAS, residents of the Dickinson Street area have raised public safety concerns pertaining to traffic flow and parking at the proposed school, now therefore

BE IT RESOLVED, that the Committee on Public Safety convene and invite representatives of the Atlantis Charter School, the Director of Code Enforcement, City Planner, City Engineer, Director of Traffic, Administrator of Community Utilities and residents of the neighborhood to discuss this very important matter.

City of Fall River, *In City Council*

21

(Councilor Raymond A. Mitchell)

WHEREAS, residents calling Government Center receive a prerecorded message to guide you to the different departments, and

WHEREAS, many residents are unsure of what department they may need to speak to, and

WHEREAS, it is very frustrating to listen to the entire menu of options and not know what department you need to speak with, now therefore

BE IT RESOLVED, that the Administration consider reinstating the position of switchboard operator full time.

*City of Fall River, In City Council*

26

(Councilor Cliff Ponte)

WHEREAS, the City of Fall River does not have regulations, policies and procedures regarding tree and planting requirements, and

WHEREAS, tree planting and trees are beneficial to health, welfare and property values, and

WHEREAS, trees are known to reduce flooding and water run-off issues which the city has been experiencing for many years, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene with Corporation Counsel, City Planner, Director of Community Maintenance and member(s) of the Fall River Street Tree planting program to develop a tree planting program which will improve aesthetics, property values and overall cleanliness.



City of Fall River, *In City Council*

23

(Councilor Cliff Ponte)

WHEREAS, the City of Fall River's Corporation Counsel currently serves in his capacity as attorney for the City, and

WHEREAS, the position is appointed by the Mayor, and

WHEREAS, there is sometimes a possibility of a conflict of interest in important city matters, and

WHEREAS, there are situations of which the City Council as a body or individually could benefit from having their own counsel, now therefore

BE IT RESOLVED, that the Committee on Finance convene with members of the administration and Corporation Counsel to determine if the City Council having their own counsel would be in the best interest of the City Council, the City and its residents.

# City of Fall River, *In City Council*

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 grant of \$25,000.00 from The Leary Firefighters Foundation to be used for technology based equipment.



RECEIVED

nest.

2016 MAY 25 P 1:09

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA \_\_\_\_\_

2/5/16

Chief Robert J Viveiros  
Fall River Fire Department  
140 Commerce Dr.  
Fall River, MA 02720

Dear Chief Viveiros,

We are pleased to inform you that the Fall River Department has been selected to receive one of the two \$25,000 Nest and Leary Firefighters Foundation grants for technology based equipment!

The grant will represent Desktop Computers, Microsoft Surface Tablets and CAD software licenses for the tablets.

Attached, please find a grant contract between Leary Firefighters Foundation and The Fall River Fire Department. Please scan and email me a signed copy. If you are unable to scan, please fax a copy to 212-541-4330.

We will be in touch to work out the specifics as we work through the grant process. Please keep this news confidential until we've been able to discuss a plan to publicize the grant. We look forward to working with you!

Sincerely yours,

Bartow Church

**Grant Agreement Between  
THE FALL RIVER FIRE DEPARTMENT  
and THE LEARY FIREFIGHTERS FOUNDATION**

The Leary Firefighters Foundation (hereinafter referred to as "The Foundation") has awarded an equipment Grant (hereinafter referred to as "the Grant") to [THE FALL RIVER FIRE DEPARTMENT] (hereinafter referred to as "the Recipient"). The equipment Granted is as follows:

Eight (8) TBD Desktop Computers  
Five (5) Microsoft Surface Tablets  
Five (5) Licenses for CAD for Surface Tablets

In accepting this Grant, the Recipient agrees to the following terms and conditions:

1. The Recipient will acknowledge receipt (delivery) of the Grant in writing to the Foundation, but shall not publicize the Grant to others until given written permission from the Foundation.
2. The Recipient agrees to use the Grant only for its intended use and for the purpose detailed in the Recipient's Grant request.
3. The Recipient agrees to provide for the maintenance and upkeep of the Grant and to notify The Foundation if the Grant is in any way defective.
4. The Recipient agrees to cooperate and respond to periodic inquiries from The Foundation in its efforts to monitor the use of the Grant.
5. The Recipient will provide a full report on the Grant within twelve (12) months of the date of receipt of the Grant and for five (5) years thereafter. The report should include an update on how the Grant was used to better serve the community as well as any challenges faced. The reports must be signed by the Chief of the Department.
6. The Recipient acknowledges that The Foundation is not liable for any claims arising out of the use or maintenance of the Grant.
7. The Recipient agrees to fully indemnify and hold harmless The Foundation from any and all liability in connection with the Grant, including covering any reasonable attorneys' fees and costs arising out of or resulting from any claims.
8. Notwithstanding anything to the contrary contained herein, the Recipient agrees that it will not engage in any use of the name, likeness, image or biography of Denis Leary or the name of the Leary Firefighters Foundation or any entity related to Denis Leary or the Leary Firefighters Foundation in any fashion, including, without limitation, in any contributor lists, promotional materials, news materials or commemorative materials created by the Recipient, without The Foundation's express prior written consent.


The Leary Firefighters Foundation:

\_\_\_\_\_  
Denis Leary, President

\_\_\_\_\_  
Ron Nash, Director

Date: \_\_\_\_\_

Fall River Fire Department

  
\_\_\_\_\_  
Chief Robert J. Viveiros

\_\_\_\_\_  
[OTHER]

Date: 2/8/16

# City of Fall River, *In City Council*

29

ORDERED, that regular meetings of the City Council during 2016 shall be held as follows, and

BE IT FURTHER ORDERED that at said meetings the Committee on Finance shall begin at 6:00 PM, and the Regular Meeting of the City Council shall begin at 7:00 PM (or immediately following the meeting of the Committee on Finance).

July 12

August 16

September 13

September 27

October 11

October 25

November 8

November 22

December 13

December 27

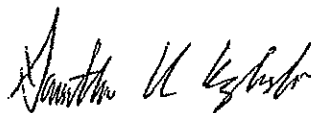
All meetings shall be held in the Council Chamber, Government Center.

33

May 27, 2016

Please add this document to my claim (claim number 16-42) in the Law Office. The vehicle owner on the document lists John Kozlowski. This is because the car is registered under my father's name. Please contact me with any questions (860-471-9081). Thank you.

Sincerely,



Samantha Kozlowski

RECEIVED

2016 MAY 31 A 11:33

CITY CLERK 16-42A  
FALL RIVER, MA

✓ City Clerk  
✓ City Council  
✓ LAW  
✓ DPW

5/31/16



RECEIVED

City of Fall River  
Notice of Claim

2016 MAY 18 P 2:55

CITY CLERK #16-69  
FALL RIVER, MA

1. Claimant's name: Donald Monteiro
2. Claimant's complete address: 36 Winsor St. Apt 1  
F.R. Ma. 02744
3. Telephone number: Home: 774 425 4489 Work: \_\_\_\_\_
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Pot hole / Pipe sticking up
5. Date and time of accident: 5/16/16 11:30pm Amount of damages claimed: \$ 379.75
6. Exact location of the incident: (include as much detail as possible):  
near or in front of 157 Middle St. Fall River, Ma
7. Circumstances of the incident: (attach additional pages if necessary):  
Due to the darkness of the area I didn't see the pot hole. When I drove over it my 2 left hand side tires hit the hole & the pipe flattening both tires. (continued on yellow page)
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 5/11/2016 Claimant's signature: [Signature]

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

Return this from to : City Clerk, 2<sup>nd</sup> 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: 5/18/16

May. 23. 2016 11:08AM

Fall River Water Department

No. 0645 P. 1



RECEIVED

2016 MAY 23 P 1:06

### City of Fall River Notice of Claim

 CITY CLERK #16-71  
FALL RIVER, MA

1. Claimant's name: Edward Michael III
2. Claimant's complete address: 77 Baldwin St, Fall River, MA 02720
3. Telephone number: Home: 508-672-5786 Work: 774-930-1589
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Property Damage - water pipe
5. Date and time of accident: 4-28-16 Amount of damages claimed: \$1800.00/hr
6. Exact location of the incident: (include as much detail as possible):  
77 Baldwin St, Fall River, MA 02720
7. Circumstances of the incident: (attach additional pages if necessary):  
See 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

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

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

Date: 5-23-16Claimant's signature: [Signature]

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

Return this form to: City Clerk, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722

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For official use only:

 Copies forwarded to: ☒ City Clerk ☐ Law ☒ City Council ☐ City Administrator ☒ water dept Date: 5/23/16





City of Fall River  
Notice of Claim

RECEIVED

2016 MAY 23 A 11:44

CITY CLERK 16-72  
FALL RIVER, MA

*Council*

1. Claimant's name: Kolby Andrade
2. Claimant's complete address: 313 S. Beacon Street, Apt Fall River, 0272
3. Telephone number: Home: 774 322 5159 Work:
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Hit huge pothole
5. Date and time of accident: 11:45 PM Amount of damages claimed: \$ 50.00  
5.1.16
6. Exact location of the incident: (include as much detail as possible):  
On middle street, right next to South Beacon Street.
7. Circumstances of the incident: (attach additional pages if necessary):  
While driving home, it was dark and raining. I then hit a very deep pothole on middle street, which resulted in a popped front left 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: 5.6.16

Claimant's signature: Kolby Andrade

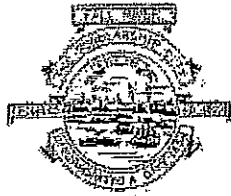
WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

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

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For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator ☒ DCM Date: MAY 23 2016



RECEIVED

City of Fall River  
Notice of Claim

2016 MAY 24 A 10:09

CITY CLERK 16-73  
FALL RIVER, MA

1. Claimant's name: MARY M. RAPOSO
2. Claimant's complete address: 19 FRANK DR. TIVERTON, RI 02878
3. Telephone number: Home: 401 297-9834 Work: \_\_\_\_\_
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
BROKE COIL SPRING IN A POT HOLE
5. Date and time of accident: 10/15 5-7/16 Amount of damages claimed: \$ 267.23
6. Exact location of the incident: (include as much detail as possible):  
MIDDLE ST. 2 BLOCKS BEFORE BAY ST.
7. Circumstances of the incident: (attach additional pages if necessary):  
THERE WERE AT LEAST 3 POT HOLES WHEN I CAME UPON THEM & HIT ONE OR TWO I DIDNT KNOW THEY WERE THAT BIG THEY HAVE SINCE FIXED IT.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 5/24/16

Claimant's signature: Mary M. Raposo

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, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722**

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For official use only:

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

Date: MAY 24 2016

RECEIVED



NO 8532  
CITY OF FALL RIVER, MA  
LAW DEPT.

16 MAY 23 PM 12:55

2016 MAY 24 A 11-21 City of Fall River

CITY CLERK #116-74 Notice of Claim  
FALL RIVER, MA

1. Claimant's name: Gerald H. Silvia
2. Claimant's complete address: P.O. Box 286 (Mail) 496 Riverside Dr., Tiverton, R.I. 02878
3. Telephone number: Home: (401) 624-6612 Work: --
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
2 Rear broken struts on Lexus vehicle. Potholes!
5. Date and time of accident: Feb. 2, Mar. 8, \*\* Amount of damages claimed: \$1527.97-
6. Exact location of the incident: (include as much detail as possible):  
\*\* several other dates  
Davol St., Bay St., Mariano Bishop Blvd., Middle St., etc. Broadway, Laurel St. and others.
7. Circumstances of the Incident: (attach additional pages if necessary):

We drive in and through Fall River constantly having had business and lived in the city for many years. Streets North and South are very rough. We usually take President Ave. then Rte. 24 to get to Tiverton... now President Ave. is beginning to see several potholes.

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

Insurance does not cover

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: May 20, 2016

Claimant's signature: Gerald H. 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.

Return this from to : City Clerk, 2<sup>nd</sup> 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: 5/24/16



City of Fall River  
Notice of Claim

RECEIVED

2016 MAY 24 P 1:50

CITY CLERK 116-75  
FALL RIVER, MA

1. Claimant's name: Rilda Sequeira
2. Claimant's complete address: 352 Vele St apt. 11 Fall River MA 02724
3. Telephone number: Home: 774-219-4898 Work: \_\_\_\_\_
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
POA hole
5. Date and time of accident: MAY 12 2016 8am Amount of damages claimed: \$ 4110.62
6. Exact location of the incident: (include as much detail as possible):  
on main road of South Main, heading north on South Main  
summit of Rockman St.
7. Circumstances of the incident: (attach additional pages if necessary):  
Driving on South Main and hit the poa  
hole. The car skidded a little didn't think  
anything of it. few days later car had a hard  
time switching gears. And the car just wouldn't move  
when the tow truck was called to pick up the car
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: 05-24-2016

Claimant's signature: Rilda Sequeira

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, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722**

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For official use only:

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

Date: MAY 24 2016



RECEIVED

City of Fall River  
Notice of Claim

2016 MAY 25 A 11:57

CITY CLERK  
FALL RIVER, MA

1. Claimant's name: George Silva
2. Claimant's complete address: P.O. Box 3150, Westport, MA 02790
3. Telephone number: Home: 508-636-2380 Work: 508-675-0512
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Property damage done to my vehicle due to city mowing
5. Date and time of accident: 04/25/2016 Amount of damages claimed: \$ 675.77
6. Exact location of the incident: (include as much detail as possible): Around 9:30 am  
Parked on Plymouth Ave  
Outside Blessed Trinity Parish, 1340 Plymouth Ave,  
Fall River across from the Polish War Memorial
7. Circumstances of the incident: (attach additional pages if necessary):  
My newer model truck received knicks, dents  
and scratches due to city workers mowing the  
median with the guard up causing stones to  
be thrown.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 5/24/2016

Claimant's signature: [Signature]

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

**Return this from to : City Clerk, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722**

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For official use only:

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

☒ Paid

Date: 5/25/16



Council

RECEIVED

City of Fall River  
Notice of Claim

2016 MAY 26 P 1:53

CITY CLERK 16-77  
FALL RIVER, MA

1. Claimant's name: PAULINE MONIZ
2. Claimant's complete address: 193 E. MAIN ST. FALL RIVER, MA 02724
3. Telephone number: cell Home: 774-319-2635 Work: 401-333-4800
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage): - driver was cited city vehicle totaled my vehicle making turn car was parked ✓ R6590817
5. Date and time of accident: 5/16/16 Amount of damages claimed: \$ still pending
6. Exact location of the incident: (include as much detail as possible):  
Palmer Street \* SEE police report 16-1127-AC
7. Circumstances of the incident: (attach additional pages if necessary):  
car is totaled, loss wages due to no vehicle to get to work.  
vehicle was towed by the city

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  
MetLife I have no collision coverage pending insurance to assess

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

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

Date: 5/26/16

Claimant's signature: Pauline Moniz

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, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722**

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For official use only:

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

DCM

Date: MAY 26 2016

*Launcel*



RECEIVED

2016 JUN -2 A 10:30

City of Fall River  
Notice of Claim

CITY CLERK 16-78  
FALL RIVER, MA

1. Claimant's name: Jeffrey Pavao
2. Claimant's complete address: 267 Lincoln Ave Fall River Ma 02720
3. Telephone number: Home: (774) 365 3903 Work: \_\_\_\_\_
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Property damage due to pot hole
5. Date and time of accident: 5/6/16 7:09 AM Amount of damages claimed: \$ 248.83
6. Exact location of the incident: (include as much detail as possible):  
Tremont St - where Portugalia Imports was located
7. Circumstances of the Incident: (attach additional pages if necessary):  
traveling down Tremont St in my truck with my landscaping trailer attached when I hit the pothole
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 5-28-16

Claimant's signature: Jeffrey Pavao

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, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722

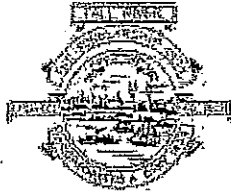
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For official use only:

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

DPW

Date: JUN - 2 2016



RECEIVED

City of Fall River  
Notice of Claim

2016 JUN -2 P 1:36

1. Claimant's name: NORMAN MILAN CITY CLERK 16-79  
2. Claimant's complete address: 107 HARRISON STREET  
3. Telephone number: Home: 774 526 5195 Work: APT #1  
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage): MY CAR HAD HIT AN POT HOLE, TWO TIMES  
5. Date and time of accident: 5-15-16-6:00 PM Amount of damages claimed: \$ 259.28  
6. Exact location of the incident: (include as much detail as possible): AT THE INTERSECTION OF SOUTH MAIN ST. AND COLUMBIA ST. AND RODMAN ST.  
7. Circumstances of the incident: (attach additional pages if necessary): THE POT HOLE WAS (DEEP HOLE)

8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 6-2-16

Claimant's signature: Norman Milan

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 form to: City Clerk, 2<sup>nd</sup> Fl., One Government Center, Fall River, MA 02722

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For official use only:

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

Date: JUN - 2 2016





*Unruil*

RECEIVED

City of Fall River  
Notice of Claim

2016 JUN -6 P 3:57

CITY CLERK 16-80  
FALL RIVER, MA

1. Claimant's name: SYED S. MAHMUD
2. Claimant's complete address: 42 ASH ST. FALL RIVER MA. 02724
3. Telephone number: Home: 347-636-0875 Work: 508-824-7600
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
AUTO ACCIDENT CAUSED BY THE LIC. PLATE # M88426
5. Date and time of accident: 5/31/16 8:00 AM Amount of damages claimed: \$ 917.83
6. Exact location of the incident: (include as much detail as possible):  
42 ASH ST. (RIGHT FRONT OF MY HOUSE)  
FALL RIVER MA. 02724
7. Circumstances of the incident: (attach additional pages if necessary):

*my car was parked on right side of the street as always, garbage truck ripped my drivers side mirror and damaged the whole mirror, so its broken in pieces. John Araujo was the driver who stopped and call the police.*

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  
*Due to officer Cunha's report no need to call ins he said the city Hall will pay for the damage.*
- Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

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

Date: 6-6-16

Claimant's signature: \_\_\_\_\_

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

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

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

Date: JUN - 6 2016

- 2 -

my knee, tal on my leg as well as my arm and see over my clothes, handbag & shoes.

I was told to send replacement slips for the clothes. They are enclosed (3)

Sincerely,

Paulina H. Rosenberg  
Courtney Street Apt 4  
Falmouth, MA 02540

June 5, 2016

This is in regard to the fall that I sustained on May 31st of this year.

There was a work area on Courtney Street that was not marked with any "Men Working" sign or tape around the area that had fresh tar.

I started to walk across and fell in the tar which injured

Clerk Councilman Dan

JUN - 8 2016



June 7 2016

To Who THIS May  
 Concern I am Putting  
 AUTOBIOGRAPHY For  
 Pain and Suffering  
 I endured for  
 2 yrs I could NOT  
~~take~~ walk I had  
 SPRAIN & BRUISE MY  
 FOOT early March  
 2015 on Charlotte  
 sidewalk where it  
 was NOT Treated



36

# FALL RIVER HOUSING AUTHORITY

85 MORGAN STREET  
P.O. BOX 989  
FALL RIVER, MASSACHUSETTS 02722

DAVID B. SULLIVAN  
EXECUTIVE DIRECTOR

TELEPHONE (508) 675-3500

FAX (508) 677-1346

DANIEL P. McDONALD  
DEPUTY EXECUTIVE DIRECTOR  
OF OPERATIONS AND TECHNOLOGY

SECTION-8 FAX (508) 675-3435

May 23, 2016

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

RECEIVED  
2016 MAY 26 A 10:49  
CITY CLERK  
FALL RIVER, MA

Dear City Councilors:

The Fall River Housing Authority, in collaboration with the Fall River Joint Tenants Council, Inc., is sponsoring a "Community Job & Education Fair" on Tuesday, June 21, 2016.

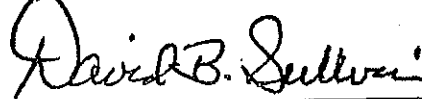
The Job Fair will take place at the Boys and Girls Club, 803 Bedford Street, between the hours of 10:00 a.m. and 12:00 noon.

The Fall River Housing Authority and Fall River Joint Tenants Council, Inc., cordially invite you to attend this most worthwhile event.

We look forward to seeing you there!!!!

Thank you.

Very truly yours,



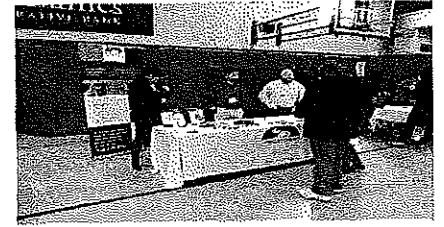
David B. Sullivan, Executive Director

DBS:mjg

CC: Joseph DaSilva, Family & Youth Service Coordinator



**Fall River Housing Authority  
In conjunction with the  
Fall River Joint Tenant Council**



**Cordially invite you to participate!!!!**

**SUMMER**



**&**



**Boys and Girl Club  
803 Bedford St.  
Fall River, MA 02723**

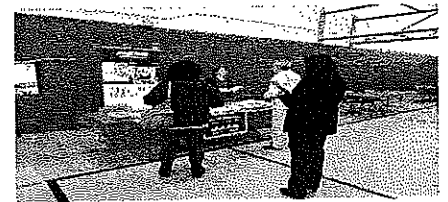
**Date: June 21, 2016**

**Time: 10:00AM – 12:00PM**

**This is an excellent opportunity to meet local employers and training providers.**



**For more information contact**



**Joseph DaSilva  
Family & Youth Services  
Coordinator  
(508) 675-3527**

**OR**

**ED Gagnon  
Fall River Joint Tenant  
Council  
(508) 675-3612**

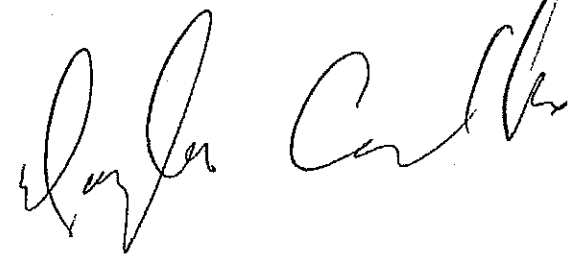
To the City Council F.R. Ma. 6-8-2016 37  
For Council meeting on June 14th 2016  
On May 10th 2016 I requested to **RECEIVED**

on the agenda Concerning Taxi Cabs —

2016 JUN - 8 A 9 38  
CITY CLERK  
FALL RIVER, MA

(Please See attached) I requested in  
writing for my Issues to go to regulation Com.  
however I did speak on that 5-10-16 to  
Also verbally express that it was brought  
to my attention, one of my Issues was  
a ~~an~~ ordinance issue by Certain City  
Councilors, yet ~~that~~ ~~the~~ Some Councilors  
told me it was a regulation Committee  
issue. referring to the documentation that  
I have that Fall River Taxi - Vets - Cab -  
ADM Building LLC 8-Kennedy Ct Bristol R.I.  
As desired paperwork and Also violate  
Civil Rights - and obtained their Medallions  
in a mischievous manner I am again  
Requesting that you vote this to go  
to the proper Committee

So that I may have my Due right.  
And Further more you also have a  
obligation, being that you knew my  
Subject matter belonged in regulations  
Committee and not ordinance like it  
was Communicated to me, which leads  
to question if you knew my Subject  
matter Belonged In regulations In  
the first place, yet Voted to bring  
to ordinance! It is my opinion that  
this was done purposely to avoid  
regulations like you should of Voted  
Instead you Violated my right to  
due process, and used ordinance Committee  
as a way to Squash my agenda -  
Being one of Important Subject matter.

Thank you 

I Douglas J. Carvalho 5-5-16  
340 Ferry St Fall River Ma 02721 - 774-417-9581  
Am Requesting to be put on the agenda for the  
City Council meeting on 5-10-16 so that I may  
request to the full Council to forward my  
request to the regulation's Committee on Taxi Cabs  
mainly a pitvculer Company whom I have  
Drove Taxi For In the City of Fall River.

Fall River Taxi Service Inc, D.B.A Vet's Safety Cab.  
Also - ADM Building LLC 8 Kennedy Ct Bristol Ri  
In wich I have been Severly Assulted Both  
mentaly & emotionally ~~mentaly & emotionally~~  
In order to Sobertage my Job for following  
Law's and ordinae Both city and State  
when all along they have Been deciving the  
city and not following Percidure's and  
minipultaling Paperwork that is to be field  
in order to operate a Company of this Nature,  
And Also not fileing Proper Lic. Under All  
Names this Company is operating Under.  
I would Also request a reprisenitive from  
GATRA To Be Invited to this Community meeting  
out of 2 OAK ST Toton Mass. State Contract  
That dose Bussness with this Company-

I have many, Many, Many Issues with  
this Company and the way the City Allows  
Them to operate without Accountability. Douglas J. Carvalho



5-10-16

To the City of Fall River Regulation's Committee  
And or City Council of Fall River Ma.  
I am providing you with the Names and  
Addresses of all owner's / management

Associated with, Fall River Taxi Serv. Inc.  
D.B.A Vets Saffey Cab, ~~LLC~~  
LLC ADM Building 8 Kennedy St  
Bristol R.I. and 67 Talbot St  
Fall River Mass.  
Lynwood towing Fall River Ma.  
67 Talbot St F.R. and  
243 Lynwood St F.R. Ma.

So that you may Invite them to the  
Committee Meeting that I am Requesting  
Regarding #1 Saffey Issues

#2 Proper Licensing

#3 City Providing Medallions to these  
~~the~~ Corporations so they may

Practice - Violating Civil Rights -

#4 - Putting People in positions to  
be the Brunt of there profit.

#5 misleading the City has to  
their motives by Sabotage!

5-10-16

-The List of names and addresses-  
Please note, they all have more than one  
ADDRESS

#1 Russel and Tina Isabel - 35 Gadoury St Westport Ma, 02799  
Also - 31 Holly Lane, Westport, Ma.

#2 Micheal Santos - 243 Lynwood St. Fall River Ma  
Also Known as Lynwood towing Fall River Mass.  
Also - 67 Talbot St. Fall River Mass.  
Also Known as Auto Repair 243 Lynwood St F.R.  
Also - 33 Conant St. Fall River Mass  
Also - 876 2nd St Fall River Mass

#3 Anthony Russo - 384 King Road, Tiverton R.I.  
and Also - 67 Talbot St. Fall River Mass

#4 Anthony Barboza Also - 52 Linden St. Fall River Mass  
Also - ADM Building 8 Kennedy Ct Bristol R.I.  
Also - 876 2nd St Fall River Mass.

#5 Danielle Cabral \ ADM Building LLC 8 Kennedy  
and

#5 - Anthony Barboza Court, Bristol R.I.

Also - 67 Talbot St Fall River Mass

Also - 876 2nd St. Fall River Mass

Also - 52 Linden St Fall River Mass

Also - 384 King Road, Tiverton R.I.

CITY OF FALL RIVER  
OFFICE OF THE CITY CLERK

38

To the City Council:

Application for permit to place or maintain a structure or device on or over a public way.

RECEIVED

Name of Applicant: Ann Oneil - Souza

Name of Business (if applicable): People, Incorporated

Address: 4 South Main St Fall River MA  
Street City State

Phone: 508-679-5233 x436

Type of structure or device: Banner

Description (include dimensions): 1402 scrim vinyl banner

36 x 240, reinforced corners, grommets w/ wind  
holes  
Location: Across Bedford Street

Dates: June 16th - July 17th

The applicant agrees to maintain this structure or device in accordance with the requirements of the Building Inspector and the City Council and that this permit may be revoked at the pleasure of the City Council.

Signature of Applicant Ann M. Oneil-Souza  
Date 6/9/16

1. (approve) the issuance of this permit.  
(disapprove)

[Signature] 6/9/16  
Building Inspector Date

2. In City Council, \_\_\_\_\_  
Date

Permit (approved )  
(disapproved)

Alison M. Bouchard  
City Clerk

OFFICE USE ONLY

☒ Fee Paid

## COMMITTEE ON FINANCE

**MEETING:** Tuesday, January 12, 2016 at 6:00 PM  
Council Chamber, One Government Center

**PRESENT:** President Shawn E. Cadime, presiding;  
Councilors Richard Cabeceiras, Joseph D. Camara, Steven A. Camara, Pam Laliberte-Lebeau, Stephen R. Long, Raymond A. Mitchell, Linda M. Pereira and Cliff Ponte

**ABSENT:** None

**IN ATTENDANCE:** Cathy Ann Viveiros, City Administrator  
Kenneth C. Pacheco, Director of Community Maintenance  
John Nunes, Director of Financial Services/Treasurer

The chairman called the meeting to order at 6:00 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, allowing persons to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance, the following persons spoke on the subjects listed:

Before Discussion of Financial Matters:

Trott Joseph Lee, 70 Orange Street – Drug Coordinator position  
Richard Barlow, 50 Anderson Street – Enforcement  
Dan Robillard, 145 Old Second Street – Reservation – substance abuse prevention coordinator  
Bob Viner, 70 Stowe Street – House for veterans on Chicago Street

Agenda:

1. Transfers and appropriations

*Councilors discussed the amount of funds that the City has in Free Cash, which was said to be approximately \$1.2 million dollars. Councilor Cliff Ponte asked when the second quarter, Quarterly Financial Report would be ready. The City Administrator stated that the Council will receive the report for the next meeting. Councilor Joseph D. Camara stated that the discussion was drifting to Net School Spending and that item was not on the finance agenda. On a motion made and seconded, it was unanimously voted to refer the orders to the full council for action.*

2. Discussion of loan order for Various Outdoor Recreational Facility Improvements for \$367,490

*The Director of Community Maintenance reviewed what improvements would be made to various parks with the Park Department Acquisitions Grant. It was asked if the improvements to the baseball and softball fields would interrupt their season. Mr. Pacheco stated that they would work with the leagues to have the least possible impact. Councilor Cliff Ponte requested a copy of the Board of Park Commissioners report on various upgrades and repairs that are needed. The Director of Community Maintenance stated that he would provide them with a copy, as soon as possible. On a motion made and seconded, it was unanimously voted to refer the loan order to full council for action.*

Citizens' Input Time – After Discussion of Financial Matters:

None

On a motion made and seconded, it was unanimously voted to adjourn at 7:06 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)  
CD and DVD of meeting

  
Clerk of Committees

## COMMITTEE ON ECONOMIC DEVELOPMENT AND TOURISM

MEETING                      Wednesday, February 3, 2016 at 5:30 p.m.  
                                     Council Chamber, Government Center

PRESENT                     Councilor Stephen R. Long, presiding  
                                     Councilors Richard Cabeceiras and Steven A. Camara

ABSENT                      None

IN ATTENDANCE         Brad King, Executive Director  
                                     Battleship Cove, 5 Water Street, Fall River, MA 02721  
                                     Maria Vann, Museum Director  
                                     The Marine Museum at Fall River, 70 Water Street  
                                     Fall River, MA 02721  
                                     Cathy Ann Viveiros, City Administrator  
                                     Bob Smith, Harbormaster  
                                     William Kenney, Planning Director  
                                     Attorney Kenneth Fiola, Executive V.P., FROED  
                                     Joseph I. Macy, Corporation Counsel  
                                     Councilor Cliff Ponte

The chair called the meeting to order at 5:30 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

### Agenda:

1. Resolution – Discussion regarding waterfront development and the establishment of a Waterfront Commission

*On a motion made and seconded it was unanimously voted to lift the item from the table. The Harbormaster stated that dingy docks and transient moorings have been installed on the waterfront and are ready for the summer season. The City Administrator stated that boat excise taxes have been notoriously difficult to collect, so a decal system is being considered. Once the boat excise taxes are paid, a decal will be given that will be affixed to the boat. This will give the harbormaster a visual aid to see who has not paid excise taxes and therefore be given a warning. On a motion made and seconded, it was unanimously voted to send a letter to the Department of Conservation and Recreation requesting their support of the Harbormaster and the City to increase dockage (copy of said letter is attached hereto and made a part of these minutes). On a further motion made and seconded, it was unanimously voted to table the matter.*

2. Resolution – Discussion regarding potential businesses dealing with red tape when applying for licenses and permits

*It was stated that since the Site Plan Review ordinance has been instituted, it is much easier for all departments to be involved on projects. This in itself will alleviate some red tape that residents must face when applying for licenses and permits. On a motion made and seconded, it was unanimously voted to table the matter.*

On a motion made and seconded, it was unanimously voted to adjourn at 7:00 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

CD and DVD of meeting

  
Clerk of Committees

# COMMITTEE ON ECONOMIC DEVELOPMENT AND TOURISM

MEETING Monday, March 14, 2016 at 5:00 p.m.  
Council Chamber, Government Center

PRESENT Councilor Stephen R. Long, presiding  
Councilor Steven A. Camara

ABSENT Councilor Richard Cabeceiras

IN ATTENDANCE Byron Holmes, City Engineer  
Cathy Ann Viveiros, City Administrator  
William Kenney, Planning Director  
Attorney Kenneth Fiola, Executive V.P., FROED  
Terrance J. Sullivan, Administrator of Public Utilities  
Karl Hetzler, President  
H & S Tool and Engineering, Inc.  
777 Airport Road, Fall River, MA 02720  
Shaun Flatley, Director of Operations  
John Matouk & Co., Inc.  
925 Airport Road, Fall River, MA 02720  
John Cavanagh, Director of Engineering  
Blount Fine Foods  
630 Currant Road, Fall River, MA 02720  
Richard Branco, 48 Baird Street

The chairman called the meeting to order at 5:02 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

## Agenda:

1. Resolution – Discussion regarding status of Fall River Industrial Park, Fall River Commerce Park & Southcoast Life Science and Technology Park

*It was noted that Sykes Road and Waldron Road have recently been paved. Currant Road and Riggensbach Road construction should begin in the next few months.*

*Businesses are concerned with their fire alarms. Mayor Jasiel F. Correia II will be meeting with the Fire Chief and State Representative Carole Fiola to discuss what technology will be used in place of the old wired service that Verizon is looking to abandon.*

*Also discussed was the maintenance of drainage swales within Industrial Park. There are five miles of swales within the Industrial Park that needs to be maintained and the Greater Fall River Development Corporation has notified the Industrial Park that they will no longer be responsible for their maintenance.*



*It was also noted that the water pressure has greatly improved, since the installation of the new water tank.*

On a motion made and seconded, it was unanimously voted to adjourn at 5:52 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

CD and DVD of meeting

  
Clerk of Committees

## COMMITTEE ON ORDINANCES AND LEGISLATION

MEETING Tuesday, February 16, 2016 at 5:30 p.m.  
Council Chamber, One Government Center

PRESENT Councilor Cliff Ponte, presiding  
Councilors Pam Laliberte-Lebeau, Steven R. Long and  
Linda M. Pereira

ABSENT Councilor Joseph D. Camara

IN ATTENDANCE Council President Shawn E. Cadime  
Cathy Ann Viveiros, City Administrator  
Joseph I. Macy, Corporation Counsel  
Councilor Steven A. Camara  
Councilor Richard Cabeceiras  
Councilor Raymond A. Mitchell  
William Kenney, Planning Director  
Kenneth C. Pacheco, Director of Community Maintenance  
Michael Miozza, 84 Holland Street  
Attorney David Assad, Chairman, Board of Appeals  
John Silva, 51 Ada Street  
Pat Casey, 26 Mt. Hope Avenue  
Joshua Silva, 325 Pine Street  
Celio Chaves, 47 Manton Street

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

A motion was made, seconded and voted unanimously to take item #2 out of order.

### Agenda:

2. Resolution – Discuss ambiguity in current zoning ordinance regarding [A-2] Apartment District

*Former City Councilor Miozza, sponsor of the resolution stated that due to ambiguity in the current zoning ordinance regarding the Apartment District [A-2], he filed this resolution to clarify the zoning ordinances. On a motion made and seconded, it was unanimously voted to recommend a proposed ordinance (copy of which is attached hereto and made a part of these minutes) be referred to the Planning Board for action, with Councilor Joseph D. Camara absent and not voting.*

1. Proposed Ordinance – Department of Community Maintenance

*The City Administrator stated that many municipal buildings are in dire need of maintenance. The creation of this position will be very important to begin maintaining our buildings. The Chairman called for a 3 minute recess at 6:55 p.m. due to the lack of a quorum, as Councilors Stephen R. Long and Linda M. Pereira exited the Council Chamber. The meeting reconvened at 6:58 p.m. On a motion made and seconded, it was voted 3 yeas, 1 present to recommend the proposed ordinance be passed through first reading, with Councilor Linda M. Pereira voting present and Councilor Joseph D. Camara absent and not voting.*

On a motion made and seconded it was unanimously voted to adjourn at 8:54 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)  
CD and DVD of meeting

  
Clerk of Committees

# COMMITTEE ON ORDINANCES AND LEGISLATION

MEETING                      Wednesday, May 11, 2016 at 5:30 PM  
                                     Council Chamber, One Government Center

PRESENT                     Councilor Cliff Ponte, presiding  
                                     Councilors Joseph D. Camara, Pam Laliberte-Lebeau, Stephen R. Long  
                                     and Linda M. Pereira

ABSENT                      None

IN ATTENDANCE           Terrance J. Sullivan, Administrator of Community Utilities  
                                     Cathy Ann Viveiros, City Administrator  
                                     Joseph I. Macy, Corporation Counsel  
                                     Kenneth C. Pacheco, Director of Community Maintenance  
                                     Shawn E. Cadime, City Council President  
                                     Councilor Steven A. Camara  
                                     Mary L. Sahady, CPA, Esq., Financial Consultant  
                                     Hague, Sahady & Co., P.C., 126 President Ave., Suite 201

The chairman called the meeting to order at 5:32 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

## Agenda:

*On a motion made and seconded, it was unanimously voted to discuss item #1 and #2 together.*

### 1. Proposed Ordinance – Water rate increase

*It was discussed that the rate increase is 22 cents per CCF or an 8 ½ % increase which is minimal, but is necessary to support the water enterprise fund. It was asked of the Administrator of Community Utilities to consider a lesser increase. He stated that a lesser increase would put the water quality at risk.*

*On a motion made and seconded, it was voted 5 yeas to recommend the proposed ordinance be passed through first reading.*

### 2. Proposed Ordinance – Sewer rate increase

*The sewer rate increase was discussed in detail and a request was made to consider increasing the stormwater fee in order to allow the sewer rate increase to be reduced. By increasing the stormwater fee and having the sewer rate increase reduced, it will lessen the increase to multi-family residences. The Administrator of Community Utilities stated that as long as the needed funds are raised, it would be fine to change the ratio of stormwater fee to sewer rate.*

*On a motion made and seconded, it was voted 5 yeas to recommend the proposed ordinance be passed through first reading, as amended.*

## Amendment:

*Increase the stormwater fee to \$40.00/Quarter*

*Decrease the proposed \$5.53 sewer rate to \$5.28, with all other amounts to change accordingly (copy of said amendment is attached hereto and made a part of these minutes).*

3. Proposed Ordinance – Eliminate annual fee for collection/disposal of household trash

*During the discussion some Councilors were in favor of tabling this proposed ordinance until after the Fiscal Year 2017 Budget is submitted to the City Council, in case this fee is still needed in the upcoming year. The City Administrator stated that the household fee is not being calculated into the upcoming budget. Therefore the committee was in agreement to proceed with the proposed ordinance.*

*On a motion made and seconded, it was voted 5 yeas to recommend the proposed ordinance be passed through first reading, as amended.*

Amendment:

*Add - This ordinance shall take effect on July 1, 2016.*

4. Resolution – Reduce Pay-as-you-throw fine from \$100 to \$30

*A discussion was held with the Director of Community Maintenance regarding this proposed reduction. He was not in favor of reducing the fine. It was stated that the PAYT program had been in existence for 84 weeks and that if residents were still not in compliance, a \$100 fine is not unreasonable. Residents, who have abided by city ordinance, would have spent more than \$100 and it was not fair to those residents. Corporation Counsel offered to present a proposed ordinance with this reduction in the next few months with various other ordinances which are being reviewed.*

*On a motion made and seconded, it was unanimously voted to recommend the resolution be referred to Corporation Counsel.*

*On a motion made and seconded, it was unanimously voted to adjourn at 7:53 p.m.*

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

CD and DVD of meeting

  
Clerk of Committees

# COMMITTEE ON ORDINANCES AND LEGISLATION

MEETING Tuesday, May 17, 2016 at 5:30 p.m.  
Council Chamber, One Government Center

PRESENT Councilor Cliff Ponte, presiding  
Councilors Joseph D. Camara, Pam Laliberte-Lebeau, Stephen R. Long  
and Linda M. Pereira

ABSENT None

IN ATTENDANCE Laura Ferreira, Director of Traffic  
Cathy Ann Viveiros, City Administrator  
Joseph I. Macy, Corporation Counsel  
Kenneth C. Pacheco, Director of Community Maintenance  
Nancy Smith, Director of Parks Division  
Madeline Coelho, Director of Human Resources  
Attorney John Mitchell, 105 Bank Street  
Dennis Polselli, Chairman; Commission on Disability  
Dan Robillard, 145 Old Second Street  
Douglas Carvalho, 360 Ferry Street  
Councilor Steven A. Camara

The chairman called the meeting to order at 5:35 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

## Agenda:

### 1. Proposed Ordinance – Traffic, Handicapped Parking

*On a motion made and seconded, it was unanimously voted to recommend the proposed ordinance, accompanied by an emergency preamble, be passed through first reading, second reading, passed to be enrolled and passed to be ordained.*

### 2. Proposed Ordinance – Traffic, miscellaneous

*On a motion made and seconded, it was unanimously voted to recommend the proposed ordinance be passed through first reading.*

### 3. Proposed Ordinance – Cemetery fee increases

*On a motion made and seconded, it was unanimously voted to lift the item from the table. Councilor Linda M. Pereira stated that the cost of grave lots is increasing due to increased expenses to the city. On a motion made and seconded, it was unanimously voted to recommend the proposed ordinance be passed through first reading.*

### 4. Communication – Bd. of Park Commissioners re: cemetery fees

*On a motion made and seconded, it was unanimously voted to recommend the communication be accepted and placed on file.*

### 5. Proposed Ordinance – Director of Community Maintenance Salary

*Councilor Pam Laliberte-Lebeau requested clarification from the administration as to what the job description will be for the Director of Community Maintenance, as this has changed a couple of*

times since the first discussion. The new posting mentioned that a civil engineering license would be helpful, but is not a requirement. The salary was discussed and it was requested by the City Administrator to amend the proposed ordinance to read, not to exceed \$98,000 per annum. Councilor Steven A. Camara stated that he believed \$80,000 was a sufficient amount for a salary for this position. Councilor Linda M. Pereira was looking to keep this in the committee and table it until the job description is clearly defined. On a motion made and seconded, it was voted 3 yeas, 2 nays to recommend the proposed ordinance be passed through second reading and enrollment, as amended with Councilors Joseph D. Camara and Linda M. Pereira voting in the negative.

Amendment:

Not to exceed \$98,000 per annum

6. Resolution – Establish guidelines for disabled taxicab patrons

On a motion made and seconded, it was unanimously voted to lift the item from the table. Attorney John Mitchell, representing Town Transportation requested the matter be tabled as Vet's Safe-T-Cab was sold recently and the new owners should have time to review all this information prior to any new regulations being proposed. It was stated that SRTA has on demand handicapped service, but this needs to be scheduled 2 to 3 days in advance and all service ends at 6:00 p.m. On a motion made and seconded, it was unanimously voted to table the matter.

7. Resolution – Discuss licensing and rates of taxicab vehicles

Douglas Carvalho of 360 Ferry Street stated that he was opposed to any rate increases. On a motion made and seconded, it was unanimously voted to table the matter.

8. Resolution – Review all fees related to parking

On a motion made and seconded, it was unanimously voted to lift the item from the table. It was stated that the City of Fall River received approximately \$13,000 in fees throughout the Hernandez Trial that was held at The Fall River Justice Center located at 186 South Main Street. Councilor Linda M. Pereira stated that some of the news vehicles were not moved for weeks and that they should have paid much higher fees. The Director of Traffic stated that they were charged only what the meter would have cost them for 7 hours per day at fifty cents per hour or \$3.50 per day. It was stated that a number of the news vehicles are oversized and would not be able to park in the parking garage, so it was a convenience to have on street parking right outside the courthouse and should pay a premium. On a motion made and seconded, it was unanimously voted to refer the matter to Corporation Counsel to write an ordinance to include oversized vehicle specifications and rates.

9. Resolution – Review Traffic Division fees

On a motion made and seconded, it was unanimously voted to recommend the resolution be granted leave to withdraw.

10. Resolution – City wide street sweeping program

On a motion made and seconded, it was unanimously voted to lift the item from the table. Chairman Ponte read a letter from Kevin Palana, 3870 North Main Street in support of the proposed street sweeping program (copy of letter is attached hereto and made a part of these minutes). The schedule was discussed and it was stated by the Director of Traffic that the proposed schedule will be presented to the Traffic Commission for their recommendation at the next meeting in June. If approved by the Traffic Commission, the schedule will be forwarded to the City Council for action.

On a motion made and seconded, it was unanimously voted to adjourn at 7:18 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)  
CD and DVD of meeting  
Kevin Palana letter

  
Clerk of Committees

# COMMITTEE ON REAL ESTATE

MEETING Monday, February 29, 2016 at 5:15 p.m. in the Council Chamber, Government Center

PRESENT Councilor Richard Cabeceiras, presiding  
Councilors Steven R. Long and Linda M. Pereira

ABSENT None

IN ATTENDANCE Attorney Joseph I. Macy, Corporation Counsel  
Benjamin Mello, Administrator of Assessing  
Byron Holmes, City Engineer  
Grace Gerling, Executive Director  
Greater Fall River RE-CREATION, 45 Rock Street  
Gregory O'Donnell, President  
Greater Fall River RE-CREATION, 45 Rock Street  
Fernando Raposo, 435 Aetna Street  
Councilor Steven A. Camara  
Alex Stylos, Sherwood Building Co, Inc.  
1515 Riverside Avenue, Somerset, MA 02726

The chairman called the meeting to order at 5:17 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

## Agenda:

1. Communication – Jeanne Lafrance to purchase city-owned property surrounding 35 Stafford Heights Road

*The Chairman stated that he had received a communication from Attorney Jennifer M. Theroux, stating that Jeanne Lafrance passed away on January 26, 2016. Her family does not wish to pursue the offer to purchase city-owned property surrounding 35 Stafford Heights Road. On a motion made and seconded, it was unanimously voted to recommend the communication be granted leave to withdraw.*

2. Communication from Corporation Counsel and order re: sale of former Silvia School

*Gregory O'Donnell, President of Greater Fall River RE-CREATION stated that RE-CREATION has withdrawn their bid on the former Silvia School located at 106 Hartwell Street. On a motion made and seconded, it was unanimously voted to recommend the communication and order be granted leave to withdraw.*



3. Order – Offer from CL Properties/Sherwood Builders for former Silvia School

*Alex Stylos, President of Sherwood Building Company, Inc., stated that the condition of the Silvia School located at 106 Hartwell Street has continued to deteriorate and that he is no longer interested in the property. He also stated that if the former Lincoln School located at 439 Pine Street were to go back out for an RFP, he would be interested in submitting a proposal. On a motion made and seconded, it was unanimously voted to recommend the offer be granted leave to withdraw.*

4. Communication – request to purchase city owned property adjacent to 435 Aetna Street

*There was a discussion regarding the property in question. It was stated that this is a paper street, known as Garfield Street. Judge Macy stated that the city does not own the land, as it is not an accepted street. The property owners on both sides of this property own to the middle of the paper street. On a motion made and seconded, it was unanimously voted to recommend the communication be granted leave to withdraw.*

On a motion made and seconded, it was unanimously voted to adjourn at 5:54 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

CD and DVD of meeting

*Colleen A. Taylor*  
Clerk of Committees

## COMMITTEE ON REGULATIONS

MEETING: Tuesday, June 6, 2016 at 5:45 p.m. in the  
Council Chamber, One Government Center

PRESENT: Councilor Linda M. Pereira, presiding  
Councilors Joseph D. Camara and Steven A. Camara

ABSENT: None

IN ATTENDANCE: Robert Crepeau, Facilities Manager  
Charlton Memorial Hospital, 363 Highland Avenue  
John D. Lynch, Fire Chief

The chair called the meeting to order at 5:58 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Agenda:

1. Order – Charlton Memorial Hospital, Inc. c/o Southcoast Hospitals Group to store 30,836 gallons of flammables at 363 Highland Avenue

*The objector, Jeanne Fontaine who owns the property located at 240 Highland Avenue, was not in attendance. The Fire Chief stated that all changes have been inspected and approved by the Fire Department. On a motion made and seconded, it was unanimously voted to recommend the order be adopted.*

2. Order – Christopher Duarte, 96 Thomas Street d/b/a Trash Two Treasures, for a second hand article store at 400 Rhode Island Avenue

*The applicant, Christopher Duarte, was not in attendance. On a motion made and seconded, it was unanimously voted to recommend the order be tabled.*

On a motion made and seconded, it was unanimously voted to adjourn at 6:02 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)  
CD and DVD of meeting

  
Clerk of Committees