

City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL

INÊS LEITE
ASSISTANT CITY CLERK

MEETING: Tuesday, September 27, 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,
Stephen R. Long, Pam Laliberte-Lebeau, Raymond A. Mitchell,
Linda M. Pereira and Cliff Ponte

ABSENT: None

IN ATTENDANCE: Attorney Kenneth Fiola, Jr., Executive Vice President
Fall River Office of Economic Development
Cathy Ann Viveiros, City Administrator
Mary Sahady, Director of Financial Services

President Shawn E. Cadime called the meeting to order at 7:18 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Councilor Stephen R. Long presented a citation to Robert Rozicki for 36 years of service to the Fall River School Department.

PRIORITY MATTERS

1. Mayor and TIF agreements for:
 - a. Hutchens Holding II, LLC

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long it was unanimously voted to adopt.

Approved, September 30, 2016, Mayor Jasiel F. Correia II

- b. 775 Davol Street, LLC

On a motion by Councilor Linda M. Pereira and seconded by Raymond A. Mitchell, it was unanimously voted to waive the rules and invite Attorney Kenneth Fiola, Jr., Executive Vice President, Fall River Office of Economic Development. Councilor Steven Camara asked the location of the building and Mr. Fiola stated it is located between the carpet company and the executive plaza. The proposal is for the remodeling of a medical office building and the three partners are Peter Cabral, Mona and Michael Cory, owners of Agape Spa, and Dr. Hank Crowley from the Same Day SurgiCenter. A number of TIFs have been done in the medical sector. Councilor Linda M. Pereira would like to see the use of local contractors. Mr. Fiola anticipates they will be used because the partners have local businesses and have used local contractors in the past. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira it was unanimously voted to adopt.

Approved, September 30, 2016, Mayor Jasiel F. Correia II

c. CEA Nashua, LLC

Councilors asked questions in regards to the benefits of granting TIF agreements and the breakdown of the tax exemption. The schedule before the Council reflects the recommendation of the TIF Board as it pertains to the exemptions, which will be 2 years at 100% exemption; 2 years at 75% exemption; 2 years 50% exemption; and 3 years at 25% exemption for 10 years. The exemption schedule applies to the value of the property over time, including if taxes go up. According to Mr. Fiola, the TIF program started in 1994 and to date has helped generate or retain 5,000 new jobs and facilitate \$395 Million of private investment. When TIFs expire, the city receives the full value of the taxes. By state statute, companies qualify for TIFs if one job is created. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira it was unanimously voted to adopt, with the Council President opposed.
Approved, September 30, 2016, Mayor Jasiel F. Correia II

2. Mayor and loan orders:

A motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long to take items a through p, with the exception of item l, failed to carry, 4 yeas, 5 nays, with Councilors Joseph D. Camara, Stephen R. Long, Raymond A. Mitchell and the Council President voting in the affirmative.

a. Departmental equipment – Police Department – \$480,000

Councilor Pam Laliberte-Lebeau brought to the Administration's attention that the loan order summary lists 10 police cruisers, 50 Motorola Portable Radios and 25 Tasers. The loan order, however, lists 10 police cruisers, 25 Motorola Portable Radios and 25 Tasers. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

b. Departmental equipment – MIS Department – \$390,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Linda M. Pereira, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

c. Departmental equipment – Fire Department – \$300,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Cliff Ponte, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

d. Departmental equipment – Buildings and Grounds Department – \$465,000

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Cliff Ponte, it was voted to waive the rules to invite the City Administrator and the Director of Financial Services to the table to answer questions, with Councilor Richard Cabeceiras opposed. Councilor Pam Laliberte-Lebeau questioned the items listed in the loan order because the totals didn't match information previously received. The Government Center roof was removed because the estimates received have changed dramatically from what was previously presented to the City Council. On a further motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

e. Departmental equipment – Parks and Cemetery Department – \$278,600

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Cliff Ponte, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

f. Departmental equipment – Streets and Highways Department – \$460,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Cliff Ponte, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

g. Building Improvements – Streets and Highways Department – \$240,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

h. Infrastructure – Streets and Highways Department – \$450,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

i. Streetscapes – Purchase Street – \$1,398,000

On the advise of Corporation Counsel, Councilor Steven A. Camara abstained because he owns property on Purchase Street. On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance, with Councilor Steven A. Camara abstaining.

j. Streetscapes – Bank Street/Columbia Square – \$1,260,500

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

k. Streetscapes – East Main Street – \$2,075,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

l. Streetscapes – Bedford Street – \$2,450,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

m. Streetscapes – South Main Street – \$1,060,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

n. Streetscapes – North Main Street – \$1,444,000

On a motion made by Councilor Stephen R. Long and seconded by Councilor Richard Cabeceiras, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

o. Streetscapes – Rock Street – \$775,000

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

p. Application of bond premium

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long, it was unanimously voted to authorize to be published and refer to the Committee on Finance.

3. Mayor and transfers and appropriations:

a. Transfer – Administrative Services Expenditures from Salaries – \$53,500

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras it was unanimously voted to adopt the order.

b. Special Revenue Account – Energy Efficiency Upgrades – \$18,100

On a motion made by Councilor Stephen R. Long and seconded by Councilor Richard Cabeceiras it was unanimously voted to adopt the order.

c. New Special Revenue Account – Street Light Poles – \$25,000

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long it was unanimously voted to adopt the order.

PRIORITY COMMUNICATIONS

4. Board of Election Commissioners re: Official results of State Primary Election held on September 8, 2016

Councilor Joseph D. Camara asked for the percentage of the voter turnout but the information was not available. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte it was unanimously voted to accept and place on file.

5. Traffic Commission recommending amendments to the traffic ordinances
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte it was unanimously voted to refer to the Committee on Ordinances and Legislation.

COMMITTEE REPORTS

Committee on Finance recommending:

Adoption:

6. Loan Order – Jefferson Street Area Land Acquisition and Improvements – \$1,000,000
On a motion made by Councilor Cliff Ponte and seconded by Councilor Stephen R. Long, it was voted 9 yeas to adopt the order.
7. Loan Order – Sucker Brook Driveway Crossing – \$1,000,000
On a motion made by Councilor Cliff Ponte and seconded by Councilor Stephen R. Long, it was voted 9 yeas to adopt the order.

Committee on Ordinances and Legislation recommending:

First reading:

8. Proposed Ordinance – Amend Committee on Human Services, Housing and Elder Affairs
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira it was unanimously voted to pass through first reading.
9. Proposed Ordinance – Fire Department Fees
Councilor Cliff Ponte requested that the Administration work with the Fire Department to use the revenue generated from this increase in fees for the purchase of fire apparatus on five to ten year basis and remodel fire stations. Councilor Steven A. Camara stated he would be opposing this ordinance because it will be another fee increase that residents cannot afford. Councilor Richard Cabeceiras stated this fee increases brings the fees in line with other communities and is good financial policy. On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long it was voted 7 yeas, 2 nays to pass through first reading, with Councilors Joseph D. Camara and Steven A. Camara voting in the negative.

Second reading and enrollment, as amended:

10. Proposed Ordinance – Salary of Commissioner of Recreational Facilities and Cemeteries/ Administrator of Recreational Facilities, Cemeteries and Trees
A lengthy discussion was held regarding the salary for this position and the salary of the Director of Community Maintenance being the same. Most Councilors do not agree that the salaries should be the same because the level of responsibilities and the number of employees supervised are different. Councilor Pam Laliberte-Lebeau stated that the two salaries cannot compare because the employee holding this position is a 40 year employee and the Director of Community Maintenance was recently hired. Councilor Linda M. Pereira would like the Administration to divide this position into a Parks position and a Cemeteries position independent of each other. Councilor Steven A. Camara would support the salary increase if the employee reported to the City Administrator instead of the Director of Community Maintenance. A motion made by Councilor Cliff Ponte and seconded by Councilor Stephen R. Long to pass through second reading and enrollment, as amended, failed to carry, 4 yeas, 5 nays, with Councilors Joseph D. Camara, Pam Laliberte-Lebeau, Stephen R. Long and Cliff Ponte voting in the affirmative. A further motion made by Councilor Richard Cabeceiras and seconded by Councilor Steven A. Camara to refer to the Committee on Ordinances and Legislation was withdrawn by both Councilors.

Grant leave to withdraw:

11. Resolution – Discuss taxicab regulations regarding Uber

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Steven A. Camara, it was unanimously voted to grant the resolution leave to withdraw.

12. Resolution – Discuss feasibility of Owner Occupied Residential Tax Exemption

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to grant the resolution leave to withdraw.

Referral to Traffic Commission:

13. Resolution – Discuss Lamphor Street traffic patterns near Holy Trinity School

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras it was unanimously voted to refer the resolution to the Traffic Commission. Councilor Cliff Ponte requested that the City Clerk inform the Traffic Commission to notify the Principal of the Holy Trinity School, Ms. Brenda Gagnon, when this item is placed on the Traffic Commission agenda. A copy of such letter is attached hereto and made a part of these minutes.

ORDINANCES

Second reading and enrollment:

14. Proposed Ordinance – Traffic, Miscellaneous

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Steven A. Camara, it was unanimously voted to pass through second reading and enrollment. On a further motion made by Councilor Richard Cabeceiras and seconded by Councilor Linda M. Pereira, it was unanimously voted to pass through ordination.

Approved, September 30, 2016, Mayor Jasiel F. Correia II

15. Proposed Ordinance – Traffic Commission Membership

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted to pass through second reading and enrollment. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Richard Cabeceiras, it was unanimously voted to pass through ordination.

Approved, September 30, 2016, Mayor Jasiel F. Correia II

16. Proposed Ordinance – Salary – Director of Fall River Emergency Management Agency

A motion was made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long to pass the ordinance through second reading and enrollment. Councilor Linda M. Pereira asked if health insurance would be offered to the employee holding this position as requested by the City Council. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Cliff Ponte, it was unanimously voted to waive the rules and invite the City Administrator to the table to answer the question. The City Administration stated she had a conversation with the Fire Chief and health insurance will be budgeted in Fiscal Year 2018 because the employee was appointed as a stipend employee and needs to be declared as a Special Municipal Employee to qualify. He works over 20 hours but he does not clock in. Councilor Steven A. Camara stated that health insurance should be offered per current state regulations and based on the number of hours worked on a weekly basis not through a special designation. After such discussion, it was unanimously voted to pass the ordinance through second reading and enrollment, with the Councilor President opposed. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was voted to pass through ordination, with the Council President opposed.

Approved, September 30, 2016, Mayor Jasiel F. Correia II

RESOLUTIONS

17. City Council oppose lifting the cap on Commonwealth Charter Schools

A motion was made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras to adopt the resolution. Councilor Steven A. Camara stated he is not in support of lifting

the cap on Charter Schools because of the detrimental impacts it will have on public schools as it relates to funding. Councilor Pam Laliberte-Lebeau expressed that as a parent of children in public schools she struggles with this decision because it is beneficial for children to have options for the best education and that charter schools are free of charge through the use of a lottery system. After such discussion, it was unanimously voted to adopt the resolution.

18. City Council support proposed Middleboro Route for the SouthCoast Rail project
On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Raymond A. Mitchell, it was voted to adopt the resolution, with Councilor Steven A. Camara opposed. A copy of the letters sent to the State Delegation as requested by this resolution is attached hereto and made a part of these minutes.

CITATIONS – None

ORDERS – HEARINGS

Curb Removals:

19. Knitting Mill Apartments, 69 Alden Street – 86 feet on Dean Street
On a motion made by Councilor Cliff Ponte and seconded by Councilor Richard Cabeceiras, it was unanimously voted to grant the order leave to withdraw.

20. Hutchens Holding II, LLC, 481 Currant Road – 228 feet on Currant Road
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to grant the order leave to withdraw.

ORDERS – MISCELLANEOUS

21. Police Chief's report on licenses
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to adopt.

22. Auto Repair Shop license renewals

- Marco Tavares d/b/a Auto Stop at 325 Oman Street
- Joseph Bilan, BP Auto Service Repair Inc. at 1091 South Main Street

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt.
Approved, September 30, 2016, Mayor Jasiel F. Correia II

COMMUNICATIONS – INVITATIONS – PETITIONS

23. *Claims
On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to refer to the Corporation Counsel.

24. *Structure over a public way – Banner on Bedford St. for United Way of Greater Fall River
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to approve.

25. *Communication requesting increase in the tenth-of-a-mile taxicab rates
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was unanimously voted to refer to the Committee on Ordinances and Legislation.

City Council Committee/Meeting Minutes:

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to take items 26 through 32 together.

- 26. *City Council Meeting – May 10, 2016
- 27. *Ordinances and Legislation – August 31, 2016
- 28. *Ordinances and Legislation – September 21, 2016

Planning Board Minutes:

- 29. May 10, 2016
- 30. June 7, 2016
- 31. July 11, 2016
- 32. August 3, 2016

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

BULLETINS – NEWSLETTERS – NOTICES – None

ITEMS FILED AFTER THE AGENDA WAS PREPARED:

COMMITTEE REPORTS:

Committee on Public Works and Transportation recommending:

Adoption:

- 13a. *Order – Joint pole location for Verizon New England Inc. and Massachusetts Electric Company Newton Street Extension – three poles

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously to adopt.

The Council President called a recess at 8:20 p.m. for the purpose of ordinances to be signed. The Council President called the Council back into session at 8:24 p.m.

RESOLUTIONS

- 18a. Towing company on Baird Street and city representative be invited to Committee on Regulations meeting to discuss neighbors' concerns

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

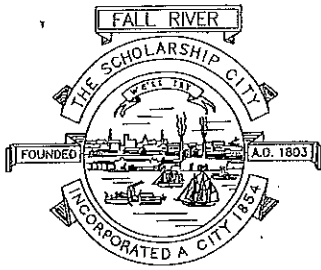
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted to adjourn at 8:28 p.m.

A true copy. Attest:



City Clerk

In City Council, November 8, 2016
Approved



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

September 29, 2016

Traffic Commission
City of Fall River
One Government Center
Fall River, MA 02722

Dear Members of the Traffic Commission:

At a meeting of the City Council held on September 27, 2016, a discussion was held relative to the Lamphor Street traffic patterns near Holy Trinity School.

Following that discussion, and on a motion made and seconded, it was unanimously voted to forward the attached resolution to the Traffic Commission.

It was also requested that the Principal of the Holy Trinity School, Ms. Brenda Gagnon, be notified when this item is placed on the Traffic Commission agenda. A copy of the correspondence sent by Ms. Gagnon is attached with her contact information and concerns.

Thank you for your assistance in this matter.

Very truly yours,

Alison M. Bouchard
City Clerk

/ispl

Enc.

Colleen Taylor

From: Michelle Soares <msoares@htfr.dfrcs.org>
Sent: Wednesday, September 21, 2016 9:33 AM
To: cliffpontejr@gmail.com
Cc: ctaylor@fallriverma.org
Subject: FW: Holy Trinity School

From: Brenda Gagnon [mailto:bgagnon@htfr.dfrcs.org]
Sent: Wednesday, September 21, 2016 8:56 AM
To: Brenda Gagnon; Michelle Soares
Subject: Fwd: Holy Trinity School

----- Forwarded message -----

From: Brenda Gagnon <bgagnon@htfr.dfrcs.org>
Date: Wednesday, September 21, 2016
Subject: Holy Trinity School
To: Cliffpontejr@gmail.org

Good morning Cliff, sorry you are just getting this. Hear are my request and concerns.

I am hoping to get a do not enter sign on the corner of Field and Lamphor. The parents and other traffic are able to have access from both Field and Tucker streets. This is a huge problem when cars are parked and traffic is running two ways. This is a concern all year but is a very serious safety issue in the winter when there are snow banks. We have children and you no as 3 years old crossing the street and on a number of occasions have run out to the street without an adult. There are many days especially with snow I have been forced to stand on the corner to stop cars from going onto Field. We have 267 students Andy 208 families most are coming in at the same time and the majority are being dismissed at the same time. Parents though they mean we'll get very frustrated and at that point all common sense goes out the window. In addition just regular traffic from outsiders can be very contentious. At one point last year we did have a police presence handing out tickets. We have tried to put into place a number of things, one being parking on one side of the road only this did not help with the traffic flow. This only resolved the issue while they were here. I am very aware they can not be stationed here every day 2 hours a day. I feel a sign with one way for certain hours of the day will be difficult to monitor. There really dies need to be a more permanent solution.

It has come to my attention that there s an area on Cambridge Street that is now a do not enter. I know this was sone for the safety of the children that attend William S Green School. I am hoping that the same consideration be given to the students and families that attend Holy Trinity School.

Thank you for attention to this matter.

Peace

Brenda Gagnon

Principal

Holy Trinity School.



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

September 29, 2016

The Honorable Carole Fiola
State Representative
307 Archer Street
Fall River, MA 02720

Dear Representative Fiola:

At a meeting of the Fall River City Council held on Tuesday, September 27, 2016, a motion was made, seconded, and voted, with Councilor Steven A. Camara opposed, to send a letter to the state delegation in support of the proposed Middleboro Route for the SouthCoast Rail project.

As you know, the SouthCoast Rail project has been discussed for over 25 years and the SouthCoast is one of the fastest growing areas in Massachusetts and improved transportation access could increase economic development and job creation.

The existing highway network connecting Fall River to the Boston area is inadequate for the needs of today, causing traffic congestion and safety concerns, and the commuter rail access has been a key factor in major development and redevelopment projects across Massachusetts.

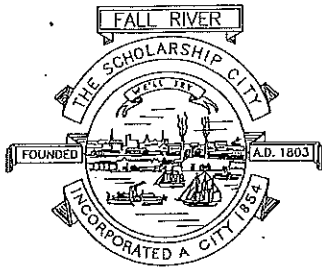
For these reasons, and more, the majority of the Fall River City Council is in support of the proposed Middleboro Route for the SouthCoast Rail project.

Very truly yours,

Alison M. Bouchard
City Clerk

encl.
/ispl

Cc: Members of the Fall River State Legislative Delegation



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

September 29, 2016

The Honorable Alan Silvia
State Representative
1664 South Main Street
Fall River, MA 02724

Dear Representative Silvia:

At a meeting of the Fall River City Council held on Tuesday, September 27, 2016, a motion was made, seconded, and voted, with Councilor Steven A. Camara opposed, to send a letter to the state delegation in support of the proposed Middleboro Route for the SouthCoast Rail project.

As you know, the SouthCoast Rail project has been discussed for over 25 years and the SouthCoast is one of the fastest growing areas in Massachusetts and improved transportation access could increase economic development and job creation.

The existing highway network connecting Fall River to the Boston area is inadequate for the needs of today, causing traffic congestion and safety concerns, and the commuter rail access has been a key factor in major development and redevelopment projects across Massachusetts.

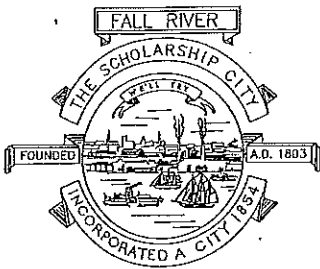
For these reasons, and more, the majority of the Fall River City Council is in support of the proposed Middleboro Route for the SouthCoast Rail project.

Very truly yours,

Alison M. Bouchard
City Clerk

encl.
/ispl

Cc: Members of the Fall River State Legislative Delegation



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

September 29, 2016

The Honorable Paul A. Schmid
State Representative
One Government Center, Room 321
Fall River, MA 02722

Dear Representative Schmid:

At a meeting of the Fall River City Council held on Tuesday, September 27, 2016, a motion was made, seconded, and voted, with Councilor Steven A. Camara opposed, to send a letter to the state delegation in support of the proposed Middleboro Route for the SouthCoast Rail project.

As you know, the SouthCoast Rail project has been discussed for over 25 years and the SouthCoast is one of the fastest growing areas in Massachusetts and improved transportation access could increase economic development and job creation.

The existing highway network connecting Fall River to the Boston area is inadequate for the needs of today, causing traffic congestion and safety concerns, and the commuter rail access has been a key factor in major development and redevelopment projects across Massachusetts.

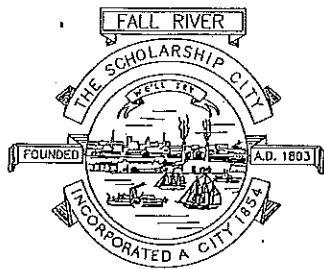
For these reasons, and more, the majority of the Fall River City Council is in support of the proposed Middleboro Route for the SouthCoast Rail project.

Very truly yours,

Alison M. Bouchard
City Clerk

encl.
/ispl

Cc: Members of the Fall River State Legislative Delegation



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

September 29, 2016

The Honorable Michael J. Rodrigues
State Senator
One Government Center, Room 235
Fall River, MA 02722

Dear Senator Rodrigues:

At a meeting of the Fall River City Council held on Tuesday, September 27, 2016, a motion was made, seconded, and voted, with Councilor Steven A. Camara opposed, to send a letter to the state delegation in support of the proposed Middleboro Route for the SouthCoast Rail project.

As you know, the SouthCoast Rail project has been discussed for over 25 years and the SouthCoast is one of the fastest growing areas in Massachusetts and improved transportation access could increase economic development and job creation.

The existing highway network connecting Fall River to the Boston area is inadequate for the needs of today, causing traffic congestion and safety concerns, and the commuter rail access has been a key factor in major development and redevelopment projects across Massachusetts.

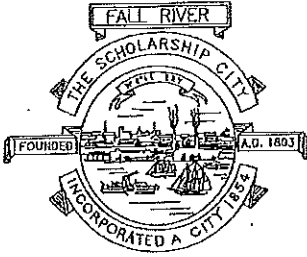
For these reasons, and more, the majority of the Fall River City Council is in support of the proposed Middleboro Route for the SouthCoast Rail project.

Very truly yours,

Alison M. Bouchard
City Clerk

encl.
/ispl

Cc: Members of the Fall River State Legislative Delegation



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2016 SEP 23 P 1:34

SEPTEMBER 23, 2016 CITY CLERK _____
MEETINGS SCHEDULED FOR NEXT WEEK FALL RIVER, MA
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

TUESDAY, SEPTEMBER 27, 2016
AGENDA

5:45 P.M. PUBLIC HEARINGS

Curb Removals

1. Knitting Mill Apartments, 69 Alden Street, Fall River, MA 02723, requests the removal of curbing at Dean Street, as follows:

	Existing Driveway Opening	Curb to be Removed	Curb to be Replaced	New Driveway Opening
Dean St.-North Entrance	0 feet	36 feet	0 feet	36 feet
Dean St.-South Entrance	0 feet	50 feet	0 feet	50 feet
Total	0 feet	86 feet	0 feet	86 feet

The curb cuts will result in a total of 86 feet in 2 locations on Dean Street. This would allow for improved access to the property, which is proposed to be redeveloped into 100 apartment units.

2. Hutchens Holdings II, LLC, 481 Curren Road, Assonet, MA 02702, requests the removal of curbing at 421 Curren Road as follows:

	Existing Driveway Opening	Curb to be Removed	Curb to be Replaced	New Driveway Opening
Curren Road	94 feet	134 feet	0 feet	228 feet

This request is at the former Molten Metals Technology site. Hutchens Holdings also owns the abutting 481 Curren Road and is intending to expand into this location. The additional curb cuts will allow for proper traffic flow within the expansion area. This is located within the Fall River Industrial Park and all companies have their own off street parking. No on street parking spaces will be lost.

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

1. Transfers and appropriations (see #3 below)
2. *Resolution – Status of city owned properties for sale (ref. 9-13-16)

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

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

PRIORITY MATTERS

1. *Mayor and TIF agreements for:
 - a. Hutchens Holding II, LLC
 - b. 775 Davol Street, LLC
 - c. CEA Nashua, LLC
2. *Mayor and loan orders:
 - a. Departmental equipment – Police Department – \$480,000
 - b. Departmental equipment – MIS Department – \$390,000
 - c. Departmental equipment – Fire Department – \$300,000
 - d. Departmental equipment – Buildings and Grounds Department – \$465,000
 - e. Departmental equipment – Parks and Cemetery Department – \$278,600
 - f. Departmental equipment – Streets and Highways Department – \$460,000
 - g. Building Improvements – Streets and Highways Department – \$240,000
 - h. Infrastructure – Streets and Highways Department – \$450,000
 - i. Streetscapes – Purchase Street – \$1,398,000
 - j. Streetscapes – Bank Street/Columbia Square – \$1,260,500
 - k. Streetscapes – East Main Street – \$2,075,000
 - l. Streetscapes – Bedford Street – \$2,450,000
 - m. Streetscapes – South Main Street – \$1,060,000
 - n. Streetscapes – North Main Street – \$1,444,000
 - o. Streetscapes – Rock Street – \$775,000
 - p. Application of bond premium
3. *Mayor and transfers and appropriations: (See Finance #1 above)
 - a. Transfer – Administrative Services Expenditures from Salaries – \$53,500
 - b. Special Revenue Account – Energy Efficiency Upgrades – \$18,100
 - c. New Special Revenue Account – Street Light Poles – \$25,000

PRIORITY COMMUNICATIONS

4. Board of Election Commissioners re: Official results of State Primary Election held on September 8, 2016
5. Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS

Committee on Finance recommending:

Adoption:

6. *Loan Order – Jefferson Street Area Land Acquisition and Improvements – \$1,000,000
7. *Loan Order – Sucker Brook Driveway Crossing – \$1,000,000

Committee on Ordinances and Legislation recommending:

First reading:

8. *Proposed Ordinance – Amend Committee on Human Services, Housing and Elder Affairs
9. *Proposed Ordinance – Fire Department Fees

Second reading and enrollment, as amended:

10. *Proposed Ordinance – Salary of Commissioner of Recreational Facilities and Cemeteries/ Administrator of Recreational Facilities, Cemeteries and Trees

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

Grant leave to withdraw:

11. *Resolution – Discuss taxicab regulations regarding Uber
12. *Resolution – Discuss feasibility of Owner Occupied Residential Tax Exemption

Referral to Traffic Commission:

13. *Resolution – Discuss Lamphor Street traffic patterns near Holy Trinity School

ORDINANCES

Second reading and enrollment:

14. *Proposed Ordinance – Traffic, Miscellaneous
15. *Proposed Ordinance – Traffic Commission Membership
16. *Proposed Ordinance – Salary – Director of Fall River Emergency Management Agency

RESOLUTIONS

17. *City Council oppose lifting the cap on Commonwealth Charter Schools
18. *City Council support proposed Middleboro Route for the SouthCoast Rail project

CITATIONS – None

ORDERS – HEARINGS

Curb Removals:

19. Knitting Mill Apartments, 69 Alden Street – 86 feet on Dean Street
20. Hutchens Holding II, LLC, 481 Curren Road – 228 feet on Curren Road

ORDERS – MISCELLANEOUS

21. Police Chief's report on licenses
22. Auto Repair Shop license renewals
 - Marco Tavares d/b/a Auto Stop at 325 Oman Street
 - Joseph Bilan, BP Auto Service Repair Inc. at 1091 South Main Street

COMMUNICATIONS – INVITATIONS – PETITIONS

23. *Claims
24. *Structure over a public way – Banner on Bedford St. for United Way of Greater Fall River
25. *Communication requesting increase in the tenth-of-a-mile taxicab rates

City Council Committee/Meeting Minutes:

26. *City Council Meeting – May 10, 2016
27. *Ordinances and Legislation – August 31, 2016
28. *Ordinances and Legislation – September 21, 2016

Planning Board Minutes:

29. May 10, 2016
30. June 7, 2016
31. July 11, 2016
32. August 3, 2016

BULLETINS – NEWSLETTERS – NOTICES – None


Assistant City Clerk

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



City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

CITY COUNCIL MEETING DATE: SEPTEMBER 27, 2016

ITEMS FILED AFTER THE AGENDA WAS PREPARED:

COMMITTEE REPORTS:

Committee on Public Works and Transportation recommending:

Adoption:

- *Order – Joint pole location for Verizon New England Inc. and Massachusetts Electric Company Newton Street Extension – three poles

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

City of Fall River, In City Council

(Councilor Raymond A. Mitchell)

WHEREAS, the Administration has been working with a marketing firm to assist with the sale of various city owned properties, now therefore

BE IT RESOLVED, that the Committee on Finance convene with the Administration to receive an update on the status of city owned properties that are currently for sale.

In City Council, September 13, 2016
Adopted

A true copy. Attest:

Alison M. Bouchard

City Clerk



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

RECEIVED

2016 SEP 22 A 10:59

CITY CLERK _____
FALL RIVER, MA

JASIEL F. CORREIA II
Mayor

September 20, 2016

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

Dear Council President Cadime:

Attached for your information, review and City Council action, please find an application and corresponding draft Tax Increment Financing Agreement (TIF) Agreement for each of the following applicants: Hutchens Holding, II, LLC, 775 Davol St, LLC, and CEA Nashua, LLC. With the approval of the City Council, the Resolutions, TIF Agreements and all other corresponding documents will be forwarded to the State of Massachusetts' Economic Assistance Coordinating Council (EACC) for final approval.

Hutchens Holding, II, LLC is located at 481 Currant Road in the Fall River Industrial Park. Hutchens Holding, II, LLC recently purchased an adjacent parcel located at 421 Currant Road for expansion purposes. The new construction will consist of cold storage and additional manufacturing space. The project is expected to cost approximately \$11,700,000 and create approximately 11 full time jobs and 1 part time job.

775 Davol St., LLC plans to demolish a blighted, abandoned building located at 775 Davol Street and construct a new medical office building to accommodate the rapidly expanding medical community in the Fall River area. 775 Davol St., LLC consists of three partners one of which will be a tenant of the building and has committed to creating 16 new permanent full-time jobs within 5 years of the facility opening. The total private investment for the project is \$3,500,000, which is the total project cost for the 19,450 square foot facility.

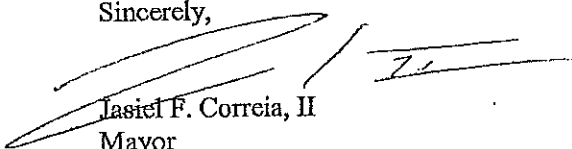
CEA Nashua, LLC is looking to completely rehabilitate and redevelop the property located at 416 William S. Canning Boulevard (the "Staples Building"). Staples will remain in the building with a smaller footprint while the remainder of the building will be subdivided into additional new tenant spaces. A new drive through café will be constructed on the south side of the building, and a new retail/restaurant space will be constructed on the north side of the building. Construction will include a new façade, a new roof, all new utilities, new signs, extensive interior renovations, new landscaping, and new parking lot paving and lighting. The total cost of the design and rehabilitation will be approximately \$5 million, plus additional investments by tenants of at least \$2 million. Upon completion of the redevelopment, it is anticipated that a total of 100 new full and part time positions will be created and 25 jobs will be retained at the Staples store.

Page 2 of 2
TIF Board Letter to City Council
September 20, 2016

The TIF Board, established by City Council ordinance on November 29, 1994, met on September 8, 2016 and unanimously approved these projects. I respectfully request that the City Council also look favorably upon these projects and approve the corresponding TIF Agreements as presented, subject to EACC approval.

Thank you for your time and attention to this matter. If you have any questions or need any additional information, please do not hesitate to contact me.

Sincerely,



Jasiel F. Correia, II
Mayor

Attachments

cc: City Council Members

**RESOLUTION
APPROVING
ECONOMIC DEVELOPMENT INCENTIVE
LOCAL TAX INCENTIVE
CERTIFIED PROJECT
OF**

Hutchens Holding II, LLC

WHEREAS, Hutchens Holding II, LLC has submitted an Economic Development Incentive Program (EDIP) Local Tax Incentive Application to the City of Fall River and is seeking Certified Project Status under the Massachusetts Economic Development Incentive Program created by Chapter 23A of the Massachusetts General Laws; Chapter 166 of the Acts of 2009 and 402 CMR 2.00, and

WHEREAS, the City of Fall River has been designated a gateway municipality by the Commonwealth of Massachusetts and Hutchens Holding II, LLC plans to invest an estimated \$11,700,000 in the construction of a 77,000 SF cold storage facility to be located at 421 Currant Road, Fall River, Massachusetts. Said investment will result in the creation of 12 new full-time jobs, and

WHEREAS, Hutchens Holding II, LLC is seeking a Local Tax Incentive as part of the Certified Project approval a EDIP-Investment Tax Credit and meets the minimum requirements of 402 CMR 2.00 and the project described in the Economic Assistance Coordinating Council Local Tax Incentive Project Application and will have a reasonable chance of creating employment opportunities for residents of the Economic Target Area, and

WHEREAS, the proposed Local Tax Incentive Certified Project is located at 421 Currant Road, Fall River, Massachusetts, which is within the boundaries of the gateway municipality of Fall River, and

WHEREAS, approval of the Hutchens Holding II, LLC Economic Assistance Coordinating Council Local Tax Incentive Project Application in accordance with the above referenced laws, rules and regulations of the Commonwealth of Massachusetts is hereby accepted by the City Council, now therefore

BE IT RESOLVED that the City Council of Fall River approves the Hutchens Holding II, LLC Economic Assistance Coordinating Council Local Tax Incentive Project Application and Certified Project status and forwards said application for final project certification to the Massachusetts Economic Assistance Coordinating Council for its approval and endorsement.

1a

HIII

August 22, 2016

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

RE: Intent to Apply For Massachusetts Economic Development Program (EDIP) in Fall River

Dear Mayor Correia,

This letter is Hutchens Holding II, LLC's letter of intent as required pursuant to the Economic Development Incentive Program. (EDIP).

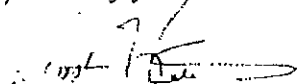
We have had ongoing discussions with representatives from the Fall River Office of Economic Development regarding the EDIP Program and the various incentives available.

Our headquarters are located at 481 Currant Road in the Fall River Industrial Park and we recently purchased an adjacent parcel located at 421 Currant Road for expansion purposes. This purchase included an existing building consisting of 49,500 square feet of manufacturing space and 32,000 square feet of office space. The building is perfectly situated on the 10 acre lot to allow construction of *Ice Cube Cold Storage* between Raw Seafoods' existing parking lot and the new building. The new construction will consist of 77,000 square feet with approximately 15,000 pallet positions.

The budget for the new construction is approximately \$11,700,000 and is expected to be completed by late spring 2017. Once open, this will enable us to store all of our frozen raw material and finished goods in one location and also allow us to store product for many of our customers, vendors, and other seafood companies with storage needs in the Northeast. In addition to the cold storage facility, we will be adding additional manufacturing space which will help us to create approximately 11 full time jobs and 1 part time job over the next several years.

Raw Seafoods is therefore requesting that you accept this letter as the formal letter of intent required under the Economic Development Incentive Program. (EDIP).

Sincerely yours,



Scott Hutchens
Vice President

cc: EDIP Director
Regional Director
Fall River Office of Economic Development

Hutchens Holding II
481 Currant Road, Fall River, MA 02720 | Tel: 508.673.0111 Fax: 508.673.5069



COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

Economic Development Incentive Program (EDIP)
PRELIMINARY APPLICATION

The following information is required by the Massachusetts Office of Business Development (MOBD) and the Economic Assistance Coordinating Council (EACC) to make a preliminary determination on the eligibility of a project under the Economic Development Incentive Program. This application must be returned in electronic form to your MOBD Regional Director and a hardcopy with original signature(s) mailed to: EDIP Manager, MOBD, 10 Park Plaza, Suite 3730, Boston, MA 02116. Please refer to the EDIP Guidelines. www.mass.gov/hed/edip and your MOBD Regional Director for assistance with this application.

PART I. COMPANY OVERVIEW					
1. COMPANY INFORMATION					
Company Name:	Hutchens Holding II, LLC				
Project Location Address:	Street Address:		421 Currant Road		
	City:	Fall River	MA	Zip Code:	02720
Company Headquarters Location:	City:	Fall River	State:	MA	
FEIN (Federal Employer Identification Number):	47-5012325				
DUA # (Dept. of Unemployment Assistance #):					
Type of Organization:	(a) Type of Organization: Limited Liability Company				
Company's Taxable Year End:	December 31				
NAICS Code:	531120				
Is the applicant classified as a MA Department of Revenue Manufacturer?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
Company's outside of Massachusetts sales as a percentage of total sales: (a) currently (b) projected upon completion of proposed project:	(a) Current Outside of MA sales as of 9/6/2016 : 0%				
	(b) Projected Outside of MA sales upon completion of project: 60%				
Additional Information (if necessary):					
2. COMPANY CONTACT					
Executive Officer/ Company Designee:	Full Name:	Jason K Hutchens	Title:	President	
Contact (if different from above):	Full Name:	Scott G Hutchens	Title:	Vice President	
Contact Address:	Street Address:		481 Currant Road		
	City:	Fall River	State:	MA	Zip Code: 02720

1a

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

Telephone Number:	5086730111
Email Address:	scott@rawseafoods.com

3. COMPANY DESCRIPTION & HISTORY

Please provide a brief description and history of the company.

Jason Hutchens founded Raw Sea Foods, Inc - a Massachusetts corporation in 1998. Significant growth brought expansion, including an 80,000+ square foot greenfield manufacturing facility in Fall River; completed in 2006 - employing approximately 200 full time workers. Raw Sea Food's existing customers and vendors, many out of state corporations, have cold storage needs not currently available in Massachusetts. To service these needs and provide continued support to the Southeastern Massachusetts community, Jason has founded a new company, Hutchens Holding II to build a best in class cold storage facility in the region which will permit its supply chain base to more readily expand its services to the general Massachusetts community.

PART II. ECONOMIC DEVELOPMENT PROJECT

1. PROPOSED BUSINESS EXPANSION PROJECT

(a) Please provide a description of the proposed expansion project.

Hutchens Holding II recently purchased 421 Currant Road which included an existing building consisting of 49,500 square feet of manufacturing space and 32,000 square feet of office space. The building is perfectly situated on the 10 acre lot to allow construction of our cold storage facility - which will be leased and operated by Ice Cube Cold Storage - between the existing building and Raw Sea Food's manufacturing facility located at 481 Currant Road. The new facility will be approximately 77,000 square feet with approximately 15,000 pallet positions. The budget for the new construction is \$11,700,000 and is expected to be completed by late spring 2017. Once open, this will enable us to store all of Raw Sea Foods frozen raw material and finished goods in one location and also allow us to store product for many of our current customers, vendors, as well as other companies with frozen storage needs in SE Massachusetts.

(b) Does the current public infrastructure meet the proposed certified project's needs? If no, please explain.

Yes ☒ No ☐

If no, please explain:

2. PROJECT TIMELINE

(a) Please indicate the date a Letter of Intent was sent to the municipality and cc: MOBD Regional Director:	(b) Date the applicant expects to begin the project:	(c) Date the applicant expects to complete the project:	(d) Date the applicant expects to open the facility:
8/22/2016	10/10/2016	5/9/2017	5/9/2017

Additional Information (if necessary) on Project Timeline:

1a

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

3. INVESTMENT BREAKDOWN

Please provide a breakdown of the expected investment required and associated costs.

Land: \$0
Construction: \$11668801
Machinery & Equipment: \$250000
Other : \$0
Total Projected Investment: \$11918801

Additional Information (if necessary) on Investment: Construction estimate includes all related site and professional fees associated with project completion.

4. MASSACHUSETTS EMPLOYMENT

(a) Is the applicant new to Massachusetts?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
(i) If no, where are the existing Massachusetts facilities?		N/A <input checked="" type="checkbox"/>
(ii) If no, what is the applicant's full-time, permanent employment in Massachusetts (total of all MA facilities)?	full-time permanent MA employees as of <i>Select mm/dd/yyyy</i>	N/A <input checked="" type="checkbox"/>
(b) Will the proposed economic development project require and/or trigger the closing or consolidation of any Massachusetts facilities or the elimination of any other jobs currently in Massachusetts? If yes, please give location of facility and explain.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please explain:	

5. PROJECT LOCATION EMPLOYMENT

Please indicate the number of:

(a) Full-Time Permanent Jobs to be Created (net new to facility and Massachusetts):	(b) Full-Time Permanent Employment to be Retained (number of employees currently at the Project Location, if any):	(c) Full-time Permanent Employees to be transferred from other Massachusetts Locations to Project Location (if any):	(d) Total Full-Time Permanent Existing Jobs to be Retained at Project Location (Sum of questions 5b. and 5c.):
12	0	0	12

Additional Information (if necessary) on Project Location Employment: There may be additional seasonal opportunities available.

1a

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

(e) What action will the applicant take to recruit employees from among residents of the municipality and/or Economic Target Area?

Local advertising, word of mouth, and working with Fall River Career Center.

(f) Will the project result in significant spin off economic benefit and support Massachusetts based suppliers and contractors? Please explain.

There will be substantial trucking volume in/out of the facility once completed. During construction, various contractors from the area will be utilized for the project.

6. FACILITY

(a) Will the applicant own or lease/rent the facility where the business expansion/relocation will occur?	Lease <input type="checkbox"/> Own <input checked="" type="checkbox"/>	
(i) If leasing/renting, identify the developer/landlord and state who will be the taxpayer of record for purpose of paying local real estate taxes?		N/A <input checked="" type="checkbox"/>
(ii) If owning, will the applicants fully occupy the space?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
(iii) If the applicant will not fully occupy the space, does it intend to lease/rent the remaining space? If yes, to whom (if known)?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, to whom? 100% of the cold storage will be leased by Ice Cube Cold Storage, LLC.	N/A <input type="checkbox"/>
(b) Is the site of the facility a 43D Preferred Development Site? If yes, name site.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, name site: Fall River Industrial Park	N/A <input type="checkbox"/>
(c) Does the proposed expansion project involve the renovation and reuse of an abandoned building?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
(i) If yes or unsure, how long has the building been vacant or unused (if known, state date)	months Vacant since: <i>Select mm/dd/yyyy</i>	N/A <input checked="" type="checkbox"/>
(ii) If yes, during the period of time that the building has been vacant or unused, what percentage of the building was vacant and unused? If the percentage varied during this time period, provide information for each change in the percent of vacant space and the applicable time period.	% vacant Details:	N/A <input checked="" type="checkbox"/>

7. INCENTIVES & FINANCING

(a) Please indicate which incentives the applicant is seeking in relation to the expansion project.	State Investment Tax Credit	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
	Local Real Estate Tax Incentive	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
	State Abandoned Building Renovation Deduction	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

1a

(b) Is the applicant seeking tax incentives from the Massachusetts Life Science Center? If yes, please explain as this may affect the potential EDIP benefits.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If, yes please explain:	
(c) Please provide detailed information on any other sources of public or quasi-public funding that has been received or will be sought to contribute towards the financing of the proposed expansion.		
(d) Has the applicant previously been approved as a "Certified Project" by the Economic Assistance Coordinating Council (EACC)?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
If yes, what is the Project (i) name; (ii) municipality; (iii) approval date?	(i) Project Name:	
	(ii) Project Municipality:	N/A <input checked="" type="checkbox"/>
	(iii) Project Approval Date: <i>Select mm/dd/yyyy</i>	
(e) Please indicate whether the applicant has utilized other sources of public or quasi-public funding in the past. If applicable, please explain specific uses of funding and amount. If other, please give details on the funding source.	<i>Select Funding Source</i>	N/A <input checked="" type="checkbox"/>
	<i>Select Funding Source</i>	N/A <input checked="" type="checkbox"/>
	<i>Select Funding Source</i>	N/A <input checked="" type="checkbox"/>
	If applicable or other, please explain:	N/A <input checked="" type="checkbox"/>

PART III. LABOR AFFIRMATION

I. CERTIFICATION OF STATE & FEDERAL EMPLOYMENT LAWS

- ☒ As an applicant requesting Certified Project approval, Hutchens Holding II, affirms (check box) that this business will not unlawfully misclassify workers as self-employed or as independent contractors, and certifies compliance with applicable state and federal employment laws and regulations, including but not limited to minimum wages, unemployment insurance, workers' compensation, child labor, and the Massachusetts Health Care Reform Law, Chapter 58 of the Acts of 2006, as amended.
- ☒ As an applicant requesting Certified Project approval, Hutchens Holding II, affirms (check box) that this business will not knowingly employ developers, subcontractors, or other third parties that unlawfully misclassify workers as self-employed or as independent contractors, or that fail to comply with applicable state and federal employment laws and regulations, including but not limited to minimum wages, unemployment insurance, workers' compensation, child labor, and the Massachusetts Health Care Reform Law, Chapter 58 of the Acts of 2006, as amended.

1a

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

2. COMPANY DISCLOSURE

Within the past five years, has the applicant or any of its officers, directors, employees, agents, or subcontractors of which the applicant has knowledge, been the subject of (if yes, please provide details):

(a) an indictment, judgment, conviction, or grant of immunity, including pending actions, for any business-related conduct constituting a crime under state or federal law;	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:
(b) a government suspension or debarment, rejection of any bid or disapproval of any proposed contract subcontract, including pending actions, for lack of responsibility, denial or revocation of prequalification or a voluntary exclusion agreement; or	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:
(c) any governmental determination of a violation of any public works law or regulation, or labor law or regulation or any OSHA violation?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:

IV. AUTHORIZATION & CERTIFICATIONS

1. CERTIFICATE OF GOOD STANDING

Provide proof of good tax standing in the Commonwealth of Massachusetts via a Massachusetts Department of Revenue Certificate of Good Standing for each of the businesses intending to take advantage of the state tax incentives.

*Applications will not advance to the supplemental round until a Certificate of Good Standing is received. The certificate must be dated within 6 months of the anticipated EACC meeting that the project is coming forth for review.

To obtain a Certificate of Good Standing visit:

<https://wfb.dor.state.ma.us/webfile/CertificatePublicWebFormsWelcome.aspx>

Attached ☐

Date of DOR
Application for
Certificate of Good
Standing: 9/6/2016

Notes: New entity.
2015 Tax Return on
extension

2. CERTIFICATE OF COMPLIANCE

Provide proof of good standing with the Massachusetts Department of Unemployment Assistance by obtaining a Certificate of Compliance for each of the businesses intending to take advantage of the state tax incentives.

*Applications will not advance to the supplemental round until a Certificate of Compliance is received.

To obtain a Certificate of Compliance visit:

<http://www.mass.gov/lwd/unemployment-insur/employers/>

From here, log into your DUA account and click on "Payment Information" and then you will see a link for "Request Employer Certificate of Compliance."

Attached ☐

Date of DUA
Application for
Certificate of
Compliance: Select
mm/dd/yyyy

Notes: New entity. No
employees/DUA
number yet

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

1a

3. COMPLIANCE WITH MASSACHUSETTS OBLIGATIONS						
The following section will be sent to The Commonwealth of Massachusetts' Joint Task Force on the Underground Economy and Employee Misclassification which will certify that the applicant is in compliance with its obligations to the state of Massachusetts. The Joint Task Force will contact the applicant directly if there is an outstanding issue.						
Legal Business Name:	Hutchens Holding II					
Doing Business As:	HH II					
Primary Business Address:	Address:	421 Currant Road				
	City:	Fall River	State:	MA	Zip Code:	02720
FEIN (Federal Employer Identification Number):	47-5012325					
DUA # (Dept. of Unemployment Assistance #):	NA					
Type of Organization:	Limited Liability Company					
Total Number of MA Employees:	0					
List Address(es) of other Business Locations in MA:	NA					

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

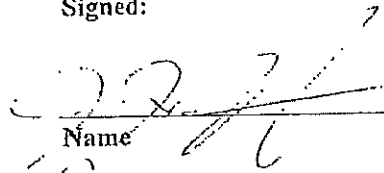
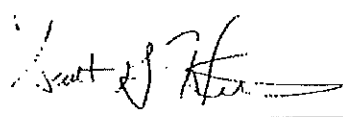
1a

4. APPLICATION AUTHORIZATION, CERTIFICATION & ACKNOWLEDGEMENT

I/We, Jason Hutchens - President and Scott Hutchens - Vice President (names and titles) of the applicant business applying for "Certified Project" status from the Commonwealth of Massachusetts, Economic Assistance Coordinating Council hereby certify that I/we have been authorized to file this application and to provide the information within and accompanying this application and that the information provided herein is true and complete and that it reflects the applicant's intentions for investment, job creation and sales to the best of my/our knowledge after having conducted reasonable inquiry. I/We understand that the information provided with this application will be relied upon by the Commonwealth in deciding whether to approve "Certified Project" status and that the Commonwealth reserves the right to take action against the applicant or any other beneficiary of the Certified Project is the Commonwealth discovers that the applicant intentionally provided misleading, inaccurate, or false information. I/We make this certification under the pains and penalties of perjury.

The signatories also hereby acknowledge that, under the Public Records law of the Commonwealth of Massachusetts, this application and all documents submitted in support thereof are public records under the provisions of Massachusetts G. L., Ch. 4, sec. 7 (26).

Signed:

	President	September 6, 2016
Name	Title	Date
	Vice President	September 6, 2016
Name	Title	Date

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

EDIP Local Incentive Only Application Exhibit 1: Hutchens Holding II, LLC Local Incentive Valuation

FY	Municipal Tax Rate Per Thousand	Incremental Assessed Value	Projected Annual RE Property Tax Bill for Incremental Assessed Value	TIE/STA Yearly Exemption %	Exempted Annual RE Property Taxes	Annual Taxes Due (%)	Annual Taxes Due
18	\$29.13	\$11,700,000.00	\$340,821.00	100%	\$340,821.00	0%	\$0.00
19	\$29.13	\$11,700,000.00	\$340,821.00	75%	\$255,615.75	25%	\$85,205.25
20	\$29.13	\$11,700,000.00	\$340,821.00	50%	\$170,410.50	50%	\$170,410.50
21	\$29.13	\$11,700,000.00	\$340,821.00	25%	\$85,205.25	75%	\$255,615.75
22	\$29.13	\$11,700,000.00	\$340,821.00	10%	\$34,082.10	90%	\$306,738.90
				TOTALS	\$886,134.60		\$817,970.40

Note: In Massachusetts, Proposition 2½ operates at the level of a municipality's total tax levy. Due to Proposition 2½, it is impossible to make reliable projections for individual parcels, whose taxes may increase much more or much less than the municipi

Total Yearly Value of Local Tax Incentives minus PILOT = _____

1a

1A

TAX INCREMENT FINANCING AGREEMENT

CITY OF FALL RIVER, MASSACHUSETTS

and

HUTCHENS HOLDING II, LLC

This Agreement is made this ____ day of October, 2016, by and between: **City of Fall River** (hereinafter called the "CITY"), a municipal corporation duly organized under the laws of the Commonwealth of Massachusetts, having a principal place of business at One Government Center, Fall River, Massachusetts, 02722, acting through its Tax Increment Financing (TIF) Board (hereinafter called the "CITY"); and **Hutchens Holding II, LLC**, corporations with a principal place of business at 421 Currant Road, Fall River, Massachusetts, 02720 (hereinafter called the "COMPANY"). This Agreement shall take effect immediately upon final approval by the Massachusetts Economic Assistance Coordinating Council on December 13, 2016.

WHEREAS, the COMPANY was founded to build a best in class cold storage facility to service cold storage needs not currently available in Massachusetts; and

WHEREAS, the COMPANY recently purchased 421 Currant Road and plans to construct a 77,000 square foot cold storage facility (hereinafter called the "FACILITY"); and

WHEREAS, the COMPANY is projected to invest \$11,700,000 into the project and create 12 new permanent full-time positions; and

WHEREAS, the COMPANY is seeking real property tax exemptions from the CITY for said FACILITY and the COMPANY shall embark upon a strategy of significant capital investment and job creation at its FACILITY in Fall River, the CITY shall grant said tax exemptions in return for a guarantee of capital investment at the FACILITY and employment opportunities for local workers; and

NOW, THEREFORE, in consideration of the mutual promises contained herein, the parties do mutually agree as follows:

A. THE COMPANY'S OBLIGATIONS

1. The COMPANY shall invest approximately \$11,700,000 in the FACILITY to be constructed at 421 Currant Road, Fall River, Massachusetts. The COMPANY further agrees to create and retain twelve (12) new permanent full-time jobs within three (3) years of the CITY issuing the COMPANY a Certificate of Occupancy.

2. The COMPANY agrees to operate its business at its FACILITY so long as this Agreement is in force. The COMPANY further agrees to continuously maintain the level(s) of jobs required under this Agreement from the date(s) such level(s) is/are first required to be maintained and/or achieved until the expiration or termination of this Agreement. In the event the COMPANY does not create the required number of jobs in the time frame outlined above, this agreement becomes revocable by a vote of the TIF Board.
3. The COMPANY shall cooperate with the Bristol County Training Consortium and other local and state agencies, as appropriate, in seeking to fill vacancies at the COMPANY from the local community.
4. If the COMPANY plans to change its business plan as provided in the previous paragraphs, it may request to amend this agreement to amend its commitment. Said request for amendment shall be reviewed by the TIF Board and City Council. If the said amendment to the business plan results in a reduced commitment, the amended exemption shall be calculated in such a fashion that the total exemption provided under this Agreement for the project shall be reduced by the corresponding percentage.
5. If the COMPANY decide(s) to sell the FACILITY and/or the business or to otherwise transfer control of the FACILITY and/or business and the operations therein, the COMPANY shall make all good faith efforts to give the CITY at least six (6) months notice of said sale or transfer but no less than sixty (60) days shall be required. This Agreement is non-transferable without the consent of the TIF Board and City Council. Said notice shall be given by certified mail, return receipt requested, to the Mayor of the City of Fall River, One Government Center, Fall River, Massachusetts, 02722.
6. The COMPANY shall provide the CITY with a Quarterly Report, to be supplied by the City, within thirty (30) days from the end of the quarter immediately following Project Certification and for each subsequent quarter thereafter until the expiration or termination of this Agreement. Said report shall contain, at a minimum, the following information: (1) employment levels at the COMPANY at the beginning and end of the reporting period; (2) number of Fall River residents employed at the COMPANY at the beginning and end of the reporting period; (3) utilization of local contractors during the reporting period; (4) supplies/materials purchased locally during the reporting period; and (5) the COMPANY's financial contribution to the city (i.e., property taxes, motor vehicle excise taxes, water and sewer fees) for the reporting period.

Said quarterly report shall be forwarded to the Mayor of the City of Fall River, President of the Fall River City Council, Fall River City Clerk, Fall River Assessor, and Jobs for Fall River, Inc. (d/b/a Fall River Office of Economic Development), One Government Center, Fall River, MA, 02722. Jobs for Fall River, Inc. shall be responsible for monitoring job creation activities and compliance with the terms and conditions set forth in this Agreement. The COMPANY also shall notify Jobs for Fall River, Inc. of its receipt of a Certificate of Occupancy for its FACILITY within ten (10) days of such receipt.

1a

B. THE CITY'S OBLIGATIONS

1. The CITY shall grant a Tax Increment Financing exemption to the COMPANY in accordance with Massachusetts General Laws, Chapter 23A, Section 3B, Chapter 40, Section 59, and Chapter 59, Section 5. Said exemption shall be granted on the building to be constructed, as described in FACILITY above. Said exemption shall be valid for a period of five (5) fiscal years, beginning upon the CITY issuing the COMPANY a Certificate of Occupancy. Said exemption shall also apply to any supplemental real estate tax bills issued by the CITY within the aforesaid time period.

The exemption schedule is as follows for new value created:

<i>Term</i>	<i>Exemption</i>	<i>Taxes Due</i>
1	100%	0%
2	75%	25%
3	50%	50%
4	25%	75%
5	10%	90%

2. If the CITY determines, after a hearing before, and determination from, the CITY'S Tax Increment Financing Board, that the COMPANY has failed to meet or maintain employment goals, including its obligations to create and retain twelve (12) new permanent full-time jobs within five (5) years of the CITY issuing the COMPANY a Certificate of Occupancy, the Tax Increment Financing exemption pertaining to real property tax exemptions shall be revoked.

The parties hereto hereby expressly agree that the actual loss to the CITY as a result of the failure of the COMPANY to comply with the provisions hereof are incapable of precise quantification due to the imprecise nature of secondary losses resulting from the COMPANY's breach of this Agreement. Therefore, upon decertification of the project, the total amount of tax that would otherwise have been due and payable to the CITY but has otherwise been exempted pursuant to Section B, paragraph 1 hereof shall paid as a Payment In Lieu of Tax and as the CITY's sole remedy at law and equity for damages as a result of a breach of this agreement. Said Payment In Lieu of Tax shall be due and payable to the Treasurer of the City of Fall River within sixty (60) days of the date this project is decertified. All amounts due under the TIF Agreement will be collectable pursuant to the provisions of Massachusetts General Laws Chapter 60.

C. OTHER CONSIDERATIONS

1. If the COMPANY fails to meet or maintain employment goals or comply with the other terms of this Agreement, the CITY may request revocation of the TIF Agreement by the Economic Assistance Coordinating Council, in accordance with Commonwealth of Massachusetts Regulations 402 CMR, sections 2.01 - 2.22, as amended.

1a

TIF Agreement/Hutchens Holding II, LLC
Page 4 of 4

Executed as a sealed instrument.

*Tax Increment Financing Board,
City of Fall River*

Hutchens Holding II, LLC

Mayor Jasiel F. Correia, II, Chairman

Name:

Date

Date

**RESOLUTION
APPROVING
ECONOMIC DEVELOPMENT INCENTIVE
LOCAL TAX INCENTIVE
CERTIFIED PROJECT
OF**

775 Davol St., LLC

WHEREAS, 775 Davol St., LLC has submitted an Economic Development Incentive Program (EDIP) Local Tax Incentive Application to the City of Fall River and is seeking Certified Project Status under the Massachusetts Economic Development Incentive Program created by Chapter 23A of the Massachusetts General Laws; Chapter 166 of the Acts of 2009 and 402 CMR 2.00, and

WHEREAS, the City of Fall River has been designated a gateway municipality by the Commonwealth of Massachusetts and 775 Davol St., LLC plans to invest an estimated \$3,370,000 in the construction of a new 19,450 SF medical office building at 775 Davol Street, Fall River, Massachusetts. Said investment will result in the creation of 50 new full-time jobs, and

WHEREAS, 775 Davol St., LLC is seeking a Local Tax Incentive as part of the Certified Project approval a EDIP-Investment Tax Credit and meets the minimum requirements of 402 CMR 2.00 and the project described in the Economic Assistance Coordinating Council Local Tax Incentive Project Application and will have a reasonable chance of creating employment opportunities for residents of the Economic Target Area, and

WHEREAS, the proposed Local Tax Incentive Certified Project is located at 775 Davol Street, Fall River, Massachusetts, which is within the boundaries of the gateway municipality of Fall River, and

WHEREAS, approval of the 775 Davol St., LLC Economic Assistance Coordinating Council Local Tax Incentive Project Application in accordance with the above referenced laws, rules and regulations of the Commonwealth of Massachusetts is hereby accepted by the City Council, now therefore

BE IT RESOLVED that the City Council of Fall River approves the 775 Davol St., LLC Economic Assistance Coordinating Council Local Tax Incentive Project Application and Certified Project status and forwards said application for final project certification to the Massachusetts Economic Assistance Coordinating Council for its approval and endorsement.

1b

TAX INCREMENT FINANCING AGREEMENT

CITY OF FALL RIVER, MASSACHUSETTS

and

775 DAVOL ST., LLC

This Agreement is made this ____ day of October, 2016, by and between: **City of Fall River** (hereinafter called the "CITY"), a municipal corporation duly organized under the laws of the Commonwealth of Massachusetts, having a principal place of business at One Government Center, Fall River, Massachusetts, 02722, acting through its Tax Increment Financing (TIF) Board (hereinafter called the "CITY"); and **775 Davol St., LLC**, corporations with a principal place of business at 775 Davol Street, Fall River, Massachusetts, 02720 (hereinafter called the "COMPANY"). This Agreement shall take effect immediately upon final approval by the Massachusetts Economic Assistance Coordinating Council on December 13, 2016.

WHEREAS, the COMPANY is a new investment group developing the 775 Davol Street property (hereinafter called the "FACILITY"); and

WHEREAS, the COMPANY intends to construct a 19,450 square foot medical office facility in Fall River following a demolish of the dilapidated building currently on the site; and

WHEREAS, the COMPANY is projected to invest \$3,370,000 into the project and create 50 new permanent full-time positions; and

WHEREAS, the COMPANY is seeking real property tax exemptions from the CITY for said FACILITY and the COMPANY shall embark upon a strategy of significant capital investment and job creation at its FACILITY in Fall River, the CITY shall grant said tax exemptions in return for a guarantee of capital investment at the FACILITY and employment opportunities for local workers; and

NOW, THEREFORE, in consideration of the mutual promises contained herein, the parties do mutually agree as follows:

A. THE COMPANY'S OBLIGATIONS

1. The COMPANY shall invest approximately \$3,370,000 in the FACILITY for expansion purposes at 775 Davol Street, Fall River, Massachusetts. The COMPANY further agrees to create and retain fifty (50) new permanent full-time jobs within five (5) years of the CITY issuing the COMPANY a Certificate of Occupancy in accordance with the chart below.

1b

<u>Year</u>	<u>Permanent Full-Time Jobs To be Created</u>
1	15
2	15
3	10
4	5
5	5

2. The COMPANY agrees to operate its business at its FACILITY so long as this Agreement is in force. The COMPANY further agrees to continuously maintain the level(s) of jobs required under this Agreement from the date(s) such level(s) is/are first required to be maintained and/or achieved until the expiration or termination of this Agreement. In the event the COMPANY does not create the required number of jobs in the time frame outlined above, this agreement becomes revocable by a vote of the TIF Board.
3. The COMPANY shall cooperate with the Bristol County Training Consortium and other local and state agencies, as appropriate, in seeking to fill vacancies at the COMPANY from the local community.
4. If the COMPANY plans to change its business plan as provided in the previous paragraphs, it may request to amend this agreement to amend its commitment. Said request for amendment shall be reviewed by the TIF Board and City Council. If the said amendment to the business plan results in a reduced commitment, the amended exemption shall be calculated in such a fashion that the total exemption provided under this Agreement for the project shall be reduced by the corresponding percentage.
5. If the COMPANY decide(s) to sell the FACILITY and/or the business or to otherwise transfer control of the FACILITY and/or business and the operations therein, the COMPANY shall make all good faith efforts to give the CITY at least six (6) months notice of said sale or transfer but no less than sixty (60) days shall be required. This Agreement is non-transferable without the consent of the TIF Board and City Council. Said notice shall be given by certified mail, return receipt requested, to the Mayor of the City of Fall River, One Government Center, Fall River, Massachusetts, 02722.
6. The COMPANY shall provide the CITY with a Quarterly Report, to be supplied by the City, within thirty (30) days from the end of the quarter immediately following Project Certification and for each subsequent quarter thereafter until the expiration or termination of this Agreement. Said report shall contain, at a minimum, the following information: (1) employment levels at the COMPANY at the beginning and end of the reporting period; (2) number of Fall River residents employed at the COMPANY at the beginning and end of the reporting period; (3) utilization of local contractors during the reporting period; (4)

16

TIF Agreement/775 Davol St., LLC

Page 3 of 4

supplies/materials purchased locally during the reporting period; and (5) the COMPANY's financial contribution to the city (i.e., property taxes, motor vehicle excise taxes, water and sewer fees) for the reporting period.

Said quarterly report shall be forwarded to the Mayor of the City of Fall River, President of the Fall River City Council, Fall River City Clerk, Fall River Assessor, and Jobs for Fall River, Inc. (d/b/a Fall River Office of Economic Development), One Government Center, Fall River, MA, 02722. Jobs for Fall River, Inc. shall be responsible for monitoring job creation activities and compliance with the terms and conditions set forth in this Agreement. The COMPANY also shall notify Jobs for Fall River, Inc. of its receipt of a Certificate of Occupancy for its FACILITY within ten (10) days of such receipt.

B. THE CITY'S OBLIGATIONS

1. The CITY shall grant a Tax Increment Financing exemption to the COMPANY in accordance with Massachusetts General Laws, Chapter 23A, Section 3E, Chapter 40, Section 59, and Chapter 59, Section 5. Said exemption shall be granted on the building to be constructed, as described in FACILITY above. Said exemption shall be valid for a period of five (5) fiscal years, beginning when the CITY issues the COMPANY a Certificate of Occupancy in accordance with the chart below. Said exemption shall also apply to any supplemental real estate tax bills issued by the CITY within the aforesaid time period.

The exemption schedule is as follows for new value created:

<i>Term</i>	<i>Exemption</i>	<i>Taxes Due</i>
1	100%	0%
2	75%	25%
3	50%	50%
4	25%	75%
5	10%	90%

2. If the CITY determines, after a hearing before, and determination from, the CITY'S Tax Increment Financing Board, that the COMPANY has failed to meet or maintain employment goals, including its obligations to create and retain fifty (50) new permanent full-time jobs within five (5) years of the CITY issuing the COMPANY a Certificate of Occupancy, the Tax Increment Financing exemption pertaining to real property tax exemptions shall be revoked.

The parties hereto hereby expressly agree that the actual loss to the CITY as a result of the failure of the COMPANY to comply with the provisions hereof are incapable of precise quantification due to the imprecise nature of secondary losses resulting from the COMPANY's breach of this Agreement. Therefore, upon decertification of the project, the total amount of tax that would otherwise have been due and payable to the CITY but has otherwise been exempted pursuant to Section B, paragraph 1 hereof shall paid as a

1b

TIF Agreement/775 Davol St., LLC
Page 4 of 4

Payment In Lieu of Tax and as the CITY's sole remedy at law and equity for damages as a result of a breach of this agreement. Said Payment In Lieu of Tax shall be due and payable to the Treasurer of the City of Fall River within sixty (60) days of the date this project is decertified. All amounts due under the TIF Agreement will be collectable pursuant to the provisions of Massachusetts General Laws Chapter 60.

C. OTHER CONSIDERATIONS

1. If the COMPANY fails to meet or maintain employment goals or comply with the other terms of this Agreement, the CITY may request revocation of the TIF Agreement by the Economic Assistance Coordinating Council, in accordance with Commonwealth of Massachusetts Regulations 402 CMR, sections 2.01 - 2.22, as amended.

Executed as a sealed instrument.

***Tax Increment Financing Board,
City of Fall River***

775 Davol St., LLC

Mayor Jasiel F. Correia, II, Chairman

Name:

Date

Date

16

May 13, 2016

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

*RE: Intent to Apply For Massachusetts Economic Development Program (EDIP) in
Fall River*

Dear Mayor Correia,

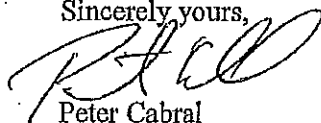
This letter is 775 Davol St., LLC's letter of intent as required pursuant to the Economic Development Incentive Program, (EDIP).

On April 29, 2016, my company met with representatives from the Fall River Office of Economic Development to discuss the EDIP Program and the various incentives available.

775 Davol St., LLC plans to demolish a blighted, abandoned building located at 775 Davol Street and construct a new medical office building to accommodate the rapidly expanding medical community in the Fall River area. 775 Davol St., LLC consists of three partners one of which will be a tenant of the building and has committed to creating 16 new permanent full-time jobs within 5 years of the facility opening. The total private investment for the project is \$3,500,000, which is the total project cost for the 19,450 square foot facility.

775 Davol St., LLC is therefore requesting that you accept this letter as the formal letter of intent required under the Economic Development Incentive Program, (EDIP).

Sincerely yours,



Peter Cabral

cc: EDIP Director
Regional Director



COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

**Economic Development Incentive Program (EDIP)
LOCAL INCENTIVE-ONLY APPLICATION**

A complete application with all required attachments must be submitted in electronic form to your MOBD Regional Director by 5:00 P.M. on the application deadline date. A hardcopy with original signatures and attachments must be postmarked no later than 1 day after the submission deadline and mailed to: EDIP Manager, MOBD, 10 Park Plaza, Suite 3730, Boston, MA 02116. Applications that are incomplete or submitted after the deadline will not be considered at the scheduled EACC meeting, without exception.

For assistance with this application please work with your MOBD Regional Director, local municipal officials and refer to the EDIP Guidelines and 402 CMR 2.00.

PART I. COMPANY OVERVIEW					
1. COMPANY INFORMATION					
Company Name:	775 Davol St., LLC				
Project Location Address:	Street Address:	775 Davol Street			
	City:	Fall River	MA	Zip Code:	02720
FEIN # (Federal Employer Identification Number):	#81-1281488				
DUA # (Dept. of Unemployment Assistance Number):	#N/A				
2. COMPANY CONTACT					
Executive Officer/ Company Designee:	Full Name:	Peter Cabral	Title:	Comp. Designee	
Contact (if different from above)	Full Name:		Title:		
Contact Address:	Street Address:	392 Davol Street			
	City:	Fall River	State:	MA	Zip Code: 02720
Telephone Number:	201-481-1011				
Email Address:	peter@cove392.com				
3. COMPANY DESCRIPTION & HISTORY					
Please provide a brief description and history of the company.					
New investment group developing the 775 Davol Street property.					

16

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

PART II. ECONOMIC DEVELOPMENT PROJECT

1. NATURE & PURPOSE OF PROPOSED PROJECT

Please provide a description of the proposed expansion project. Additionally, please explain why the local incentives are necessary for this project to move forward.

The project plan is to build a medical office building to serve the expanding medical community and provide adequate parking for patients. Specifically, 775 Davol St., LLC plans to demolish a blighted, abandoned building located at 775 Davol Street and construct a new medical office building to accommodate the rapidly expanding medical community in the Fall River area. 775 Davol St., LLC consists of three partners one of which will be a tenant of the building and has committed to creating 16 new permanent full-time jobs within 5 years of the facility opening. The total private investment for the project is \$3,500,000, which is the total project cost for the 19,450 square foot facility.

2. PROJECT TIMELINE

(a) Please indicate the date a Letter of Intent was sent to the municipality and cc: MOBD Regional Director:	(b) Date the applicant expects to begin the project:	(c) Date the applicant expects to complete the project:	(d) Date the applicant expects to open the facility:
5/13/2016	10/17/2016	3/1/2017	3/1/2017

Additional Information (if necessary) on Project Timeline:

3. PRIVATE INVESTMENT

Total Projected Private Investment: \$3,370,000.00

Additional Information (if necessary) on Investment:

4. MASSACHUSETTS EMPLOYMENT

(a) Is the applicant new to Massachusetts?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
(i) If no, where are the existing Massachusetts facilities?	N/A <input checked="" type="checkbox"/>
(b) Will the proposed economic development project require and/or trigger the closing or consolidation of any Massachusetts facilities or the elimination of any other jobs currently in Massachusetts? If yes, please give location of facility and explain.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please explain:

5. EMPLOYMENT & JOB CREATION

(a) COMPANY NAME EXISTING EMPLOYMENT AT PROJECT LOCATION

Please indicate the number of Permanent Full-Time Jobs to be created in total and by year. If job creation timeline exceeds five years, please complete the "Extended Job Creation Schedule" and attach as an addendum.

(i) Permanent Full-Time Employment at Project Location at Date of Application:	(ii) Permanent Full-Time Employees to be Transferred from other Massachusetts Site to Project Location:	(iii) Total Permanent Full-Time Existing Jobs to be Retained at Project Location (sum of questions 5 (a) i. & ii.):
0	25	25

Notes (if necessary) on Current Project Location Employment:

16

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

(b) COMPANY NAME JOB CREATION SCHEDULE AT PROJECT LOCATION					
Permanent Full-Time Jobs to be Created (net new to facility and Massachusetts):	Select Year 1	Select Year 2	Select Year 3	Select Year 4	Select Year 5
50	15	15	10	5	5

Notes (if necessary) on Job Creation:

6. FACILITY

(a) Will the applicant own or lease/rent the facility where the business expansion/relocation will occur?	Lease <input type="checkbox"/> Own <input checked="" type="checkbox"/>
(i) If leasing/renting, identify the developer/landlord and state who will be the taxpayer of record for purpose of paying local real estate taxes?	N/A <input checked="" type="checkbox"/>
(b) Is the site of the facility a 43D Preferred Development Site?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, name site: N/A <input type="checkbox"/>
(c) Does the applicant intend to utilize the Commonwealth's Abandoned Building Deduction? Please note: To be eligible for the deduction the building the applicant plans to inhabit must have been at least 75% vacant or unused for 24 months or more.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, name vacancy percentage and duration: % Vacant for months N/A <input type="checkbox"/>

PART III. LOCAL INCENTIVE AGREEMENT INFORMATION

Please work with the local municipality and your MOBD Regional Director in completing the below section.

1. MUNICIPAL CONTACT

Municipal Contact:	Full Name:	Kenneth Fiola, Jr.	Title:	EVP, FROED
Contact Address:	Street Address:	One Government Center		
	City:	Fall River	MA	Zip Code: 02722
Telephone Number:	508-324-2620			
Email Address:	kenfiolajr@aol.com			

16

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

2. LOCAL INCENTIVE AGREEMENT

(a) Name of Economic Target Area (ETA) Project is Located in:		
(b) Economic Opportunity Area (EOA):	Name of EOA:	
	Is this a newly designated EOA? Yes <input type="checkbox"/> No <input type="checkbox"/>	
	(i) If yes, what is the duration of the designation? Years	N/A <input type="checkbox"/>
	(ii) If no, how many years are remaining on the designation? Years	N/A <input type="checkbox"/>
(c) Type of Local Incentive:	<input checked="" type="checkbox"/> Tax Increment Financing (TIF) Agreement <input type="checkbox"/> Special Tax Assessment (STA)	
i) Duration of Local Incentive:	Year Local Incentive	
ii) Exemption Schedule of Local Incentive:	100-75-50-25-10%	
iii) Start & Expiration Date of Local Incentive: If Agreement commences upon certificate of occupancy please check box:	Start Date: <i>Select mm/dd/yyyy</i> Expiration Date: <i>Select mm/dd/yyyy</i> <input checked="" type="checkbox"/> Local Incentive Agreement commences upon certificate of occupancy and the dates represent best projections of the start & expiration of the local incentive based on the project timeline.	
iv) Date Municipality Approved Local Tax Incentive or Date of Scheduled Vote:	9/27/2016	
(d) Attachment A: Economic Opportunity Area (EOA) Designation Application (for newly designated EOA's only) Please attached a signed copy of the EOA Designation Application.	Attached <input type="checkbox"/>	
	N/A <input checked="" type="checkbox"/>	
(e) Attachment B: Local Incentive Agreement Please attach a signed copy of the TIF or STA Agreement.	Attached <input type="checkbox"/>	
(f) Attachment D: Municipal Vote by Authoritative Body Approving Incentive Please attach a copy of the vote approving the local incentive.	Attached <input type="checkbox"/>	
(g) Attachment E: Municipal Vote by Authoritative Body Approving submission of application of the Economic Assistance Coordinating Council (EACC)	Attached <input type="checkbox"/>	
(h) Exhibit 1: Local Incentive Valuation Please complete the attached exhibit detailing the estimated property tax exemption over the life of the agreement.	Complete <input type="checkbox"/>	

1b

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

PART IV. LABOR AFFIRMATION & DISCLOSURES

1. CERTIFICATION OF STATE & FEDERAL EMPLOYMENT LAWS

- ☒ As an applicant requesting Certified Project approval, PC, affirms (check box) that this business will not unlawfully misclassify workers as self-employed or as independent contractors, and certifies compliance with applicable state and federal employment laws and regulations, including but not limited to minimum wages, unemployment insurance, workers' compensation, child labor, and the Massachusetts Health Care Reform Law, Chapter 58 of the Acts of 2006, as amended.
- ☒ As an applicant requesting Certified Project approval, PC, affirms (check box) that this business will not knowingly employ developers, subcontractors, or other third parties that unlawfully misclassify workers as self-employed or as independent contractors, or that fail to comply with applicable state and federal employment laws and regulations, including but not limited to minimum wages, unemployment insurance, workers' compensation, child labor, and the Massachusetts Health Care Reform Law, Chapter 58 of the Acts of 2006, as amended.

2. COMPANY DISCLOSURE

Within the past five years, has the applicant or any of its officers, directors, employees, agents, or subcontractors of which the applicant has knowledge, been the subject of (if yes, please provide details):

(a) an indictment, judgment, conviction, or grant of immunity, including pending actions, for any business-related conduct constituting a crime under state or federal law;	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:
(b) a government suspension or debarment, rejection of any bid or disapproval of any proposed contract subcontract, including pending actions, for lack of responsibility, denial or revocation of prequalification or a voluntary exclusion agreement; or	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:
(c) any governmental determination of a violation of any public works law or regulation, or labor law or regulation or any OSHA violation deemed "serious or willful?"	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:

V. AUTHORIZATION & CERTIFICATIONS

1. CERTIFICATE OF GOOD STANDING

Provide proof of good tax standing in the Commonwealth of Massachusetts via a Massachusetts Department of Revenue Certificate of Good Standing for each of the businesses intending to take advantage of the state tax incentives.

*Applications will not be reviewed by the Economic Assistance Coordinating Council until a Certificate of Good Standing has been received.

To obtain a Certificate of Good Standing visit:

<https://wfb.dor.state.ma.us/webfile/Certificate/Public/WebForms/Welcome.aspx>

Attached ☐

Date of DOR
Application for
Certificate of Good
Standing: Select
mm/dd/yyyy

Notes:

16

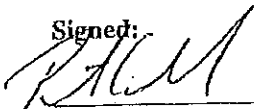
COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

2. APPLICATION AUTHORIZATION, CERTIFICATION & ACKNOWLEDGEMENT

I/We, _____ (names and titles) of the applicant business applying for "Certified Local Incentive Only Project" status from the Commonwealth of Massachusetts, Economic Assistance Coordinating Council hereby certify that I/we have been authorized to file this application and to provide the information within and accompanying this application and that the information provided herein is true and complete and that it reflects the applicant's intentions for investment, job creation and sales to the best of my/our knowledge after having conducted reasonable inquiry. I/We understand that the information provided with this application will be relied upon by the Commonwealth in deciding whether to approve "Certified Local Incentive Only Project" status and that the Commonwealth reserves the right to take action against the applicant or any other beneficiary of the Certified Local Incentive Only Project is the Commonwealth discovers that the applicant intentionally provided misleading, inaccurate, or false information. I/We make this certification under the pains and penalties of perjury. I/we agree to submit a Calendar Year Annual Report to the Massachusetts Office of Business Development to give updates on the progress of the project.

The signatories also hereby acknowledge that, under the Public Records law of the Commonwealth of Massachusetts, this application and all documents submitted in support thereof are public records under the provisions of Massachusetts G. L., Ch. 4, sec. 7 (26).

Signed:



Name

Title

Comp. Design Number Select mm/dd/yyyy 9/6/2014

Date

Select mm/dd/yyyy

Name

Title

Date

1b

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

**3. DEPARTMENT OF UNEMPLOYMENT ASSISTANCE CONSENT FOR DISCLOSURE OF
WAGE REPORTING INFORMATION**

Consent for the Disclosure of Wage Reporting Information for Federal Employment
Identification Number (FEIN): #

Division of Unemployment Assistance (DUA) Number: #

I/We, _____, a duly authorized representative of _____ and of all the other businesses listed in this
Local Incentive Only Application (hereinafter "Employer"), hereby releases and gives authority to
the Massachusetts Department of Unemployment Assistance, pursuant to G.L. c. 151A, §46(1), to
provide the Economic Assistance Coordinating Council, upon its request, with the Employer's
information, including but not limited to, wage reporting information, that is (a) necessary to verify
the amount and tax year in which the Employer claims any of the Tax Incentives awarded in the
Economic Development Incentive Program or Employer's fulfillment of job creation and job retention
commitments as indicated in the supplemental application and job chart, or (b) otherwise necessary to
ensure the proper operation or enforcement of this Agreement or the Program.
This authorization is effective upon date of signature and will be valid until superseded by a
subsequent application or revoked in writing.

Signed:


Name

Comp. Designer
Title

Select mm/dd/yyyy

Date

Select mm/dd/yyyy

Name

Title

Date

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

EDIP Local Incentive Only Application Exhibit 1: 775 Davol St., LLC Local Incentive Valuation

FY	Municipal Tax Rate Per Thousand	Incremental Assessed Value	Projected Annual RE Property Tax Bill for Incremental Assessed Value	TIF/STA Yearly Exemption %	Exempted Annual RE Property Taxes	Annual Taxes Due (%)	Annual Taxes Due
18	\$29.13	\$3,370,000.00	\$98,168.10	100%	\$98,168.10	0%	\$0.00
19	\$29.13	\$3,370,000.00	\$98,168.10	75%	\$73,626.08	25%	\$24,542.03
20	\$29.13	\$3,370,000.00	\$98,168.10	50%	\$49,084.05	50%	\$49,084.05
21	\$29.13	\$3,370,000.00	\$98,168.10	25%	\$24,542.03	75%	\$73,626.08
22	\$29.13	\$3,370,000.00	\$98,168.10	10%	\$9,816.81	90%	\$88,351.29
				TOTALS	\$255,237.06		\$235,603.44

Note: In Massachusetts, Proposition 2½ operates at the level of a municipality's total tax levy. Due to Proposition 2½, it is impossible to make reliable projections for individual parcels, whose taxes may increase much more or much less than the municipal

Total Yearly Value of Local Tax Incentives minus PILOT = _____

16

**RESOLUTION
APPROVING
ECONOMIC DEVELOPMENT INCENTIVE
LOCAL TAX INCENTIVE
CERTIFIED PROJECT
OF
CEA Nashua, LLC**

WHEREAS, CEA Nashua, LLC has submitted an Economic Development Incentive Program (EDIP) Local Tax Incentive Application to the City of Fall River and is seeking Certified Project Status under the Massachusetts Economic Development Incentive Program created by Chapter 23A of the Massachusetts General Laws; Chapter 166 of the Acts of 2009 and 402 CMR 2.00, and

WHEREAS, the City of Fall River has been designated a gateway municipality by the Commonwealth of Massachusetts and CEA Nashua, LLC plans to invest an estimated \$5,000,000 in the redevelopment of an underutilized property located at 416 William S. Canning Boulevard, Fall River, Massachusetts. Said investment will result in the creation of 21 new full-time jobs, 79 new part-time jobs and the retention of 25 full and part time jobs, and

WHEREAS, CEA Nashua, LLC is seeking a Local Tax Incentive as part of the Certified Project approval a EDIP-Investment Tax Credit and meets the minimum requirements of 402 CMR 2.00 and the project described in the Economic Assistance Coordinating Council Local Tax Incentive Project Application and will have a reasonable chance of creating employment opportunities for residents of the Economic Target Area, and

WHEREAS, the proposed Local Tax Incentive Certified Project is located at 416 William S. Canning Boulevard, Fall River, Massachusetts, which is within the boundaries of the gateway municipality of Fall River, and

WHEREAS, approval of the CEA Nashua, LLC Economic Assistance Coordinating Council Local Tax Incentive Project Application subject to exemption schedule changes recommended by the Tax Increment Financing Board in accordance with the above referenced laws, rules and regulations of the Commonwealth of Massachusetts is hereby accepted by the City Council, now therefore

BE IT RESOLVED that the City Council of Fall River approves the CEA Nashua, LLC Economic Assistance Coordinating Council Local Tax Incentive Project Application and Certified Project status and forwards said application for final project certification to the Massachusetts Economic Assistance Coordinating Council for its approval and endorsement.

10

TAX INCREMENT FINANCING AGREEMENT

CITY OF FALL RIVER, MASSACHUSETTS

and

CEA Nashua, LLC

This Agreement is made this ____ day of October, 2016, by and between: **City of Fall River** (hereinafter called the "CITY"), a municipal corporation duly organized under the laws of the Commonwealth of Massachusetts, having a principal place of business at One Government Center, Fall River, Massachusetts, 02722, acting through its Tax Increment Financing (TIF) Board (hereinafter called the "CITY"); and **CEA Nashua, LLC**, corporations with a principal place of business at 416 William S. Canning Boulevard, Fall River, Massachusetts, 02721 (hereinafter called the "COMPANY"). This Agreement shall take effect immediately upon final approval by the Massachusetts Economic Assistance Coordinating Council on December 13, 2016.

WHEREAS, the COMPANY recently purchased the property located at 416 William S. Canning Boulevard (hereinafter called the "FACILITY"); and

WHEREAS, the COMPANY intends to redevelop the FACILITY by gutting the existing building and constructing additional store space on both sides of the existing building; and

WHEREAS, the COMPANY is projected to invest \$5,000,000 into the project and create 21 new permanent full-time positions, 79 new permanent part-time positions, and retain 25 full and part-time positions; and

WHEREAS, the COMPANY is seeking real property tax exemptions from the CITY for said FACILITY and the COMPANY shall embark upon a strategy of significant capital investment and job creation at its FACILITY in Fall River, the CITY shall grant said tax exemptions in return for a guarantee of capital investment at the FACILITY and employment opportunities for local workers; and

NOW, THEREFORE, in consideration of the mutual promises contained herein, the parties do mutually agree as follows:

A. THE COMPANY'S OBLIGATIONS

1. The COMPANY shall invest approximately \$5,000,000 in the FACILITY for redevelopment purposes at 416 William S. Canning Boulevard, Fall River, Massachusetts. The COMPANY further agrees to create and retain twenty-one (21) new permanent full-time jobs and seventy-nine (79) new permanent part-time jobs within seven (7) years of the CITY issuing the COMPANY a Certificate of Occupancy..

1C

TIF Agreement/CEA Nashua, LLC

Page 2 of 4

2. The COMPANY agrees to operate its business at its FACILITY so long as this Agreement is in force. The COMPANY further agrees to continuously maintain the level(s) of jobs required under this Agreement from the date(s) such level(s) is/are first required to be maintained and/or achieved until the expiration or termination of this Agreement. In the event the COMPANY does not create the required number of jobs in the time frame outlined above, this agreement becomes revocable by a vote of the TIF Board.
3. The COMPANY shall cooperate with the Bristol County Training Consortium and other local and state agencies, as appropriate, in seeking to fill vacancies at the COMPANY from the local community.
4. If the COMPANY plans to change its business plan as provided in the previous paragraphs, it may request to amend this agreement to amend its commitment. Said request for amendment shall be reviewed by the TIF Board and City Council. If the said amendment to the business plan results in a reduced commitment, the amended exemption shall be calculated in such a fashion that the total exemption provided under this Agreement for the project shall be reduced by the corresponding percentage.
5. If the COMPANY decide(s) to sell the FACILITY and/or the business or to otherwise transfer control of the FACILITY and/or business and the operations therein, the COMPANY shall make all good faith efforts to give the CITY at least six (6) months notice of said sale or transfer but no less than sixty (60) days shall be required. This Agreement is non-transferable without the consent of the TIF Board and City Council. Said notice shall be given by certified mail, return receipt requested, to the Mayor of the City of Fall River, One Government Center, Fall River, Massachusetts, 02722.
6. The COMPANY shall provide the CITY with a Quarterly Report, to be supplied by the City, within thirty (30) days from the end of the quarter immediately following Project Certification and for each subsequent quarter thereafter until the expiration or termination of this Agreement. Said report shall contain, at a minimum, the following information: (1) employment levels at the COMPANY at the beginning and end of the reporting period; (2) number of Fall River residents employed at the COMPANY at the beginning and end of the reporting period; (3) utilization of local contractors during the reporting period; (4) supplies/materials purchased locally during the reporting period; and (5) the COMPANY's financial contribution to the city (i.e., property taxes, motor vehicle excise taxes, water and sewer fees) for the reporting period.

Said quarterly report shall be forwarded to the Mayor of the City of Fall River, President of the Fall River City Council, Fall River City Clerk, Fall River Assessor, and Jobs for Fall River, Inc. (d/b/a Fall River Office of Economic Development), One Government Center, Fall River, MA, 02722. Jobs for Fall River, Inc. shall be responsible for monitoring job creation activities and compliance with the terms and conditions set forth in this Agreement. The COMPANY also shall notify Jobs for Fall River, Inc. of its receipt of a Certificate of

Occupancy for its FACILITY within ten (10) days of such receipt.

B. THE CITY'S OBLIGATIONS

1. The CITY shall grant a Tax Increment Financing exemption to the COMPANY in accordance with Massachusetts General Laws, Chapter 23A, Section 3E, Chapter 40, Section 59, and Chapter 59, Section 5. Said exemption shall be granted on the building to be constructed, as described in FACILITY above. Said exemption shall be valid for a period of ten (10) fiscal years, beginning upon the CITY issuing the COMPANY a Certificate of Occupancy. Said exemption shall also apply to any supplemental real estate tax bills issued by the CITY within the aforesaid time period.

The exemption schedule is as follows for new value created:

<i>Term</i>	<i>Exemption</i>	<i>Taxes Due</i>
1	100%	0%
2	100%	0%
3	75%	25%
4	75%	25%
5	50%	50%
6	50%	50%
7	50%	50%
8	25%	75%
9	25%	75%
10	25%	75%

2. If the CITY determines, after a hearing before, and determination from, the CITY'S Tax Increment Financing Board, that the COMPANY has failed to meet or maintain employment goals, including its obligations to create and retain twenty-one (21) new permanent full-time jobs and seventy-nine (79) new permanent part-time jobs within seven (7) years of the CITY issuing the COMPANY a Certificate of Occupancy, the Tax Increment Financing exemption pertaining to real property tax exemptions shall be revoked.

The parties hereto hereby expressly agree that the actual loss to the CITY as a result of the failure of the COMPANY to comply with the provisions hereof are incapable of precise quantification due to the imprecise nature of secondary losses resulting from the COMPANY's breach of this Agreement. Therefore, upon decertification of the project, the total amount of tax that would otherwise have been due and payable to the CITY but has otherwise been exempted pursuant to Section B, paragraph 1 hereof shall paid as a Payment In Lieu of Tax and as the CITY's sole remedy at law and equity for damages as a result of a breach of this agreement. Said Payment In Lieu of Tax shall be due and payable to the Treasurer of the City of Fall River within sixty (60) days of the date this project is decertified. All amounts due under the TIF Agreement will be collectable pursuant to the provisions of Massachusetts General Laws Chapter 60.

1c

C. OTHER CONSIDERATIONS

1. If the COMPANY fails to meet or maintain employment goals or comply with the other terms of this Agreement, the CITY may request revocation of the TIF Agreement by the Economic Assistance Coordinating Council, in accordance with Commonwealth of Massachusetts Regulations 402 CMR, sections 2.01 - 2.22, as amended.

Executed as a sealed instrument.

***Tax Increment Financing Board,
City of Fall River***

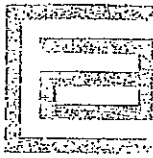
CEA Nashua, LLC

Mayor Jasiel F. Correia, II, Chairman

Name:

Date

Date



1C

August 1, 2016

Mayor Jasiel F. Correia
Chairman, Tax Increment Financing Board
City of Fall River
One Government Center
Fall River, MA 02722

Re: Redevelopment of 416 William S. Canning Blvd. Fall River, MA

Dear Mayor Correia:

CEA Group, Inc. is interested in securing a Local Tax Increment Financing Agreement and an Investment Tax Credits with the City of Fall River and the Commonwealth of Massachusetts for the redevelopment of the property located at 416 William S. Canning Boulevard (the "Staples Building").

This building was formerly occupied by Dollar Tree and Staples. Dollar Tree has already vacated the space. Staples does not have a lease and is unwilling to remain in the building unless it is fully renovated. The cost to do so is challenging.

Our plan is to completely rehabilitate and redevelop the building. If we do so, Staples will remain (but may still downsize) and will renovate its store. The remainder of the building will be subdivided into additional new tenant spaces. A new drive through cafe will be constructed on the south side of the building, and a new retail / restaurant space will be constructed on the north side of the building. Construction will include a new facade, a new roof, all new utilities, new signs, extensive interior renovations, new landscaping, and new parking lot paving and lighting.

This work will require a very substantial investment. The total cost of the design and rehabilitation will be approximately \$5 million, plus additional investments by our retail tenants of at least \$2 million. Upon completion of the redevelopment, it is anticipated that a total of 100 new full- and part-time positions will be created and 25 jobs will be saved in the Staples store.

The improvements to the Staples Building will be performed in conjunction with the redevelopment of the former New Harbour Mall and the construction of a new Market Basket store into a vibrant, modern lifestyle center to be called SouthCoast Marketplace. The substantial investment required to redevelop the Staples Building



1C

cannot be accomplished without public support. In order to assure the financial viability of this project and to make it possible to improve this highly visible building in the south end of Fall River, we need to access any and all local and state tax incentives available through the Economic Development Incentive Program to facilitate our proposed redevelopment plans, which will create substantial additional employment opportunities. To that end, within the next 30 days we will submit a Tax Increment Financing application to the City of Fall River for consideration.

We are in the process of completing final design and hope to commence full construction in late 2016 or early 2017. We plan to appear before the Massachusetts Economic Assistance Coordinating Council in December 2016 and the Fall River Tax Increment Finance Board and City Council in September 2016. Toward this end we will be working with the Fall River Office of Economic Development and the Massachusetts Office of Business Development to facilitate and coordinate the filing of all appropriate information and applications.

Thank you for your time and consideration in this matter. If you have any questions, do not hesitate to contact us.

Sincerely,

Steven A. Cohen

cc: Kenneth Fiola Jr. Esq.
Fall River Office of Economic Development

1C

**Economic Development Incentive Program (EDIP)
LOCAL INCENTIVE-ONLY APPLICATION**

A complete application with all required attachments must be submitted in electronic form to your MOBD Regional Director by 5:00 P.M. on the application deadline date. A hardcopy with original signatures and attachments must be postmarked no later than 1 day after the submission deadline and mailed to: EDIP Manager, MOBD, 10 Park Plaza, Suite 3730, Boston, MA 02116. **Applications that are incomplete or submitted after the deadline will not be considered at the scheduled EACC meeting, without exception.**

For assistance with this application please work with your MOBD Regional Director, local municipal officials and refer to the EDIP Guidelines and 402 CMR 2.00.

PART I. COMPANY OVERVIEW					
1. COMPANY INFORMATION					
Company Name:	CEA Nashua, LLC				
Project Location Address:	Street Address:	416 William S. Canning Boulevard			
	City:	Fall River	MA	Zip Code:	02721
FEIN # (Federal Employer Identification Number):	#04-3478240				
DUA # (Dept. of Unemployment Assistance Number):	#N/A				
2. COMPANY CONTACT					
Executive Officer/ Company Designee:	Full Name:	Steven A. Cohen	Title:	Manager	
Contact (if different from above)	Full Name:	Laura B. Cohen	Title:	Project Manager	
Contact Address:	Street Address:	1105 Massachusetts Ave. #2F			
	City:	Cambridge	State:	MA	Zip Code: 02138
Telephone Number:	617-576-6500 x21				
Email Address:	laura.cohen@ceagroupinc.com				

1C

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

3. COMPANY DESCRIPTION & HISTORY

Please provide a brief description and history of the company.

CEA Nashua LLC bought the building at 416 William S. Canning Boulevard in Fall River, MA. This building sits in the middle of the parking lot of the failed shopping center formerly known as the New Harbour Mall. This building will be vacant in January, 2017 if the new owner does not invest heavily in its redevelopment (along with the major redevelopment of the former New Harbour Mall, into what will be called South Coast Marketplace). There were previously 2 tenants in this building - Dollar Tree and Staples. Dollar Tree has already relocated to another location in Fall River and has vacated the building, and Staples' lease expires in January, 2017 and will not stay unless the owner invests in downsizing the store since Staples no longer needs such a large space, a brand new facade, new HVAC, new roof, and most importantly a complete redevelopment of the failed mall. The previous owner was unable to meet the demands of Staples or of any other tenant who would have similar requirements to locate in this building.

Only a major investment and a total redevelopment of this building and the failed mall across the parking lot will enable this building to be revitalized and filled with tenants. CEA Nashua LLC will invest \$5 million (plus additional tenant investment totaling approx. \$2 million) into this property on a brand new modern facade, gutting the building and adding all new systems, new roof, new signage, new parking lot paving and striping, new parking lot and building lighting, new small stores space, etc. CEA Nashua LLC will effectively be converting this building from a tired 1970's building into a vibrant modern building and facade with 3-4 new businesses, in addition to investing to keep the existing business - Staples.

Only a major investment and a total redevelopment offers the possibility of revitalizing this failed building (and failed shopping center across the street). CEA Group, a real estate development firm with 35 years experience, will simultaneously reimagine and redevelop this building and the failed mall into one dynamic and cohesive retail, services and entertainment hub that currently does not exist in Fall River or the entire South Coast of Massachusetts. But success depends on the support of the City and State.

PART II. ECONOMIC DEVELOPMENT PROJECT

1. NATURE & PURPOSE OF PROPOSED PROJECT

Please provide a description of the proposed expansion project. Additionally, please explain why the local incentives are necessary for this project to move forward.

The project will entail a complete redevelopment of the property. The building will be gutted Staples will be kept open for business throughout the redevelopment. New small store space will be built on both sides of the building. All new modern facades will be created by our prominent architects. All new building utilities will be installed. The parking lot will be resurfaced, with new curbing and landscaped island. New pedestrian-friendly sidewalks and signage will be installed. New modern lighting will be installed in the parking lot and on the sidewalks. Underground utilities will be repaired, replaced and/or expanded. For all intents and purposes, the building will be brand new, redesigned to reflect the most current trends in retail lifestyle architecture.

This dramatic redevelopment will require an investment of approximately \$5,000,000 (in addition to at least \$2 million invested by the 3-4 businesses who will invest in opening in these spaces). Market rents in Fall River are not high enough to support this substantial development cost without assistance from the the City and State. For this reason, the local incentives are necessary for this project to move forward.

This investment will allow new businesses to come to Fall River, who will hire an estimated 100 full and part time employees and save 25 full and part time jobs at Staples (in addition to the hundreds of new jobs that will be created across the parking lot). Tenants are expecting to generate business from the underserved Fall River population, the underserved Tiverton and Newport, Rhode Island populations (since the property sits only 1/2

1C

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

mile and a 1 minute drive from the Rhode Island border), and the regional trade area (since the property is conveniently positioned with high visibility from the Highway Rt. 24).

2. PROJECT TIMELINE

(a) Please indicate the date a Letter of Intent was sent to the municipality and cc: MOBD Regional Director:	(b) Date the applicant expects to begin the project:	(c) Date the applicant expects to complete the project:	(d) Date the applicant expects to open the facility:
8/1/2016	1/1/2017	9/1/2017	9/1/2017

Additional Information (if necessary) on Project Timeline: Project start and completion/opening dates are approximate and subject to change based upon market conditions and construction timing.

3. PRIVATE INVESTMENT

Total Projected Private Investment: \$5,000,000 (plus \$2,000,000 additional private investment by

Additional Information (if necessary) on Investment: Investment amount is an estimate based upon current development program and scope.

4. MASSACHUSETTS EMPLOYMENT

(a) Is the applicant new to Massachusetts?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(i) If no, where are the existing Massachusetts facilities?	N/A <input type="checkbox"/>
(b) Will the proposed economic development project require and/or trigger the closing or consolidation of any Massachusetts facilities or the elimination of any other jobs currently in Massachusetts? If yes, please give location of facility and explain.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please explain:

5. EMPLOYMENT & JOB CREATION

(a) COMPANY NAME EXISTING EMPLOYMENT AT PROJECT LOCATION

Please indicate the number of Permanent Full-Time Jobs to be created in total and by year. If job creation timeline exceeds five years, please complete the "Extended Job Creation Schedule" and attach as an addendum.

(i) Permanent Full-Time Employment at Project Location at Date of Application:	(ii) Permanent Full-Time Employees to be Transferred from other Massachusetts Site to Project Location:	(iii) Total Permanent Full-Time Existing Jobs to be Retained at Project Location (sum of questions 5 (a) i. & ii.):
0	0	0

Notes (if necessary) on Current Project Location Employment: Staples currently employs approximately 25 full and part time employees at this location. This investment will induce Staples to renew their lease instead of closing and moving, and will save these 25 jobs.

10

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

(b) COMPANY NAME JOB CREATION SCHEDULE AT PROJECT LOCATION					
Permanent Full-Time Jobs to be Created (net new to facility and Massachusetts):	<i>Select Year 1</i>	<i>Select Year 2</i>	<i>Select Year 3</i>	<i>Select Year 4</i>	<i>Select Year 5</i>
0	0	0	0	0	0
Notes (if necessary) on Job Creation: The Developer will create over 30 construction jobs during the approx. 1 year the project will be under construction. The Developer will not be the entity that will be hiring the new full time and part time jobs. The Tenants will hire approx. 100 new full and part time jobs, and this will save 25 full and part time jobs. Full time and part time jobs vary with each tenant's operation.					
C. FACILITY					
(a) Will the applicant own or lease/rent the facility where the business expansion/relocation will occur?		Lease <input type="checkbox"/> Own <input checked="" type="checkbox"/>			
(i) If leasing/renting, identify the developer/landlord and state who will be the taxpayer of record for purpose of paying local real estate taxes?					N/A <input type="checkbox"/>
(b) Is the site of the facility a 43D Preferred Development Site?		Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, name site:			N/A <input type="checkbox"/>
(c) Does the applicant intend to utilize the Commonwealth's Abandoned Building Deduction? Please note: To be eligible for the deduction the building the applicant plans to inhabit must have been at least 75% vacant or unused for 24 months or more.		Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, name vacancy percentage and duration: % Vacant for months			N/A <input type="checkbox"/>

PART III. LOCAL INCENTIVE AGREEMENT INFORMATION					
Please work with the local municipality and your MOBD Regional Director in completing the below section.					
1. MUNICIPAL CONTACT					
Municipal Contact:	Full Name:	Kenneth Fiola, Jr.	Title:	Executive Vice President, Fall River Office of Economic Development	
Contact Address:	Street Address:	One Government Center			
	City:	Fall River	MA	Zip Code:	02722
Telephone Number:	508-324-2620				
Email Address:	kenfiolajr@aol.com				

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

1C

2. LOCAL INCENTIVE AGREEMENT		
(a) Name of Economic Target Area (ETA) Project is Located in:	City of Fall River	
(b) Economic Opportunity Area (EOA):	Name of EOA:	
	Is this a newly designated EOA? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
	(i) If yes, what is the duration of the designation? 20 Years	N/A <input type="checkbox"/>
	(ii) If no, how many years are remaining on the designation? Years	N/A <input type="checkbox"/>
(c) Type of Local Incentive:	<input checked="" type="checkbox"/> Tax Increment Financing (TIF) Agreement <input type="checkbox"/> Special Tax Assessment (STA)	
i) Duration of Local Incentive:	15 Year Local Incentive	
ii) Exemption Schedule of Local Incentive:	100-100-100-100-100-100-75-75-75-75-25-25-25-25%	
iii) Start & Expiration Date of Local Incentive: If Agreement commences upon certificate of occupancy please check box:	Start Date: <i>Select mm/dd/yyyy</i> Expiration Date: <i>Select mm/dd/yyyy</i> <input checked="" type="checkbox"/> Local Incentive Agreement commences upon certificate of occupancy and the dates represent best projections of the start & expiration of the local incentive based on the project timeline.	
iv) Date Municipality Approved Local Tax Incentive or Date of Scheduled Vote:	9/27/2016	
(d) Attachment A: Economic Opportunity Area (EOA) Designation Application (for newly designated EOA's only) Please attached a signed copy of the EOA Designation Application.		Attached <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
(e) Attachment B: Local Incentive Agreement Please attach a signed copy of the TIF or STA Agreement.		Attached <input type="checkbox"/>
(f) Attachment D: Municipal Vote by Authoritative Body Approving Incentive Please attach a copy of the vote approving the local incentive.		Attached <input type="checkbox"/>
(g) Attachment E: Municipal Vote by Authoritative Body Approving submission of application of the Economic Assistance Coordinating Council (EACC)		Attached <input type="checkbox"/>
(h) Exhibit 1: Local Incentive Valuation Please complete the attached exhibit detailing the estimated property tax exemption over the life of the agreement.		Complete <input checked="" type="checkbox"/>

1C

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

PART IV. LABOR AFFIRMATION & DISCLOSURES

1. CERTIFICATION OF STATE & FEDERAL EMPLOYMENT LAWS

- ☒ As an applicant requesting Certified Project approval, _____, affirms (check box) that this business will not unlawfully misclassify workers as self-employed or as independent contractors, and certifies compliance with applicable state and federal employment laws and regulations, including but not limited to minimum wages, unemployment insurance, workers' compensation, child labor, and the Massachusetts Health Care Reform Law, Chapter 58 of the Acts of 2006, as amended.
- ☒ As an applicant requesting Certified Project approval, _____, affirms (check box) that this business will not knowingly employ developers, subcontractors, or other third parties that unlawfully misclassify workers as self-employed or as independent contractors, or that fail to comply with applicable state and federal employment laws and regulations, including but not limited to minimum wages, unemployment insurance, workers' compensation, child labor, and the Massachusetts Health Care Reform Law, Chapter 58 of the Acts of 2006, as amended.

2. COMPANY DISCLOSURE

Within the past five years, has the applicant or any of its officers, directors, employees, agents, or subcontractors of which the applicant has knowledge, been the subject of (if yes, please provide details):

(a) an indictment, judgment, conviction, or grant of immunity, including pending actions, for any business-related conduct constituting a crime under state or federal law;	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:
(b) a government suspension or debarment, rejection of any bid or disapproval of any proposed contract subcontract, including pending actions, for lack of responsibility, denial or revocation of prequalification or a voluntary exclusion agreement; or	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:
(c) any governmental determination of a violation of any public works law or regulation, or labor law or regulation or any OSHA violation deemed "serious or willful?"	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Details:

V. AUTHORIZATION & CERTIFICATIONS

1. CERTIFICATE OF GOOD STANDING

Provide proof of good tax standing in the Commonwealth of Massachusetts via a Massachusetts Department of Revenue Certificate of Good Standing for each of the businesses intending to take advantage of the state tax incentives.

*Applications will not be reviewed by the Economic Assistance Coordinating Council until a Certificate of Good Standing has been received.

To obtain a Certificate of Good Standing visit:

<https://wfb.dor.state.ma.us/webfile/Certificate/Public/WebForms/Welcome.aspx>

Attached ☒

Date of DOR
Application for
Certificate of Good
Standing: 7/14/2016

Notes:

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

1C

2. APPLICATION AUTHORIZATION, CERTIFICATION & ACKNOWLEDGMENT

I/We, Steven A. Cohen, Manager (names and titles) of the applicant business applying for "Certified Local Incentive Only Project" status from the Commonwealth of Massachusetts, Economic Assistance Coordinating Council hereby certify that I/we have been authorized to file this application and to provide the information within and accompanying this application and that the information provided herein is true and complete and that it reflects the applicant's intentions for investment, job creation and sales to the best of my/our knowledge after having conducted reasonable inquiry. I/We understand that the information provided with this application will be relied upon by the Commonwealth in deciding whether to approve "Certified Local Incentive Only Project" status and that the Commonwealth reserves the right to take action against the applicant or any other beneficiary of the Certified Local Incentive Only Project if the Commonwealth discovers that the applicant intentionally provided misleading, inaccurate, or false information. I/We make this certification under the pains and penalties of perjury. I/We agree to submit a Calendar Year Annual Report to the Massachusetts Office of Business Development to give updates on the progress of the project.

The signatories also hereby acknowledge that, under the Public Records law of the Commonwealth of Massachusetts, this application and all documents submitted in support thereof are public records under the provisions of Massachusetts G. L., Ch. 4, sec. 7 (26).

Signed:

Name

Title

Date

Name

Title

Date

Select mm/dd/yyyy

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

1C

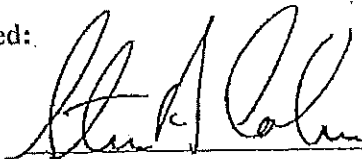
3 DEPARTMENT OF UNEMPLOYMENT ASSISTANCE CONSENT FOR DISCLOSURE OF
WAGE REPORTING INFORMATION

Consent for the Disclosure of Wage Reporting Information for Federal Employment
Identification Number (FEIN): # 04-3478240

Division of Unemployment Assistance (DUA) Number: # N/A

I/We, Steven A. Cohen, a duly authorized representative of CEA Nashua, LLC and of all the other businesses listed in this Local Incentive Only Application (hereinafter "Employer"), hereby releases and gives authority to the Massachusetts Department of Unemployment Assistance, pursuant to G.L. c. 151A, §46(1), to provide the Economic Assistance Coordinating Council, upon its request, with the Employer's information, including but not limited to, wage reporting information, that is (a) necessary to verify the amount and tax year in which the Employer claims any of the Tax Incentives awarded in the Economic Development Incentive Program or Employer's fulfillment of job creation and job retention commitments as indicated in the supplemental application and job chart, or (b) otherwise necessary to ensure the proper operation or enforcement of this Agreement or the Program. This authorization is effective upon date of signature and will be valid until superseded by a subsequent application or revoked in writing.

Signed:



Name

Manager
Title

September 16, 2016
Date

Select mm/dd/yyyy

Name

Title

Date

12

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

EDIP Local Incentive Only Application Exhibit 1: CEA Nahsua, LLC Local Incentive Valuation

FY	Municipal Tax Rate Per Thousand	Incremental Assessed Value	Projected Annual RE Property Tax Bill for Incremental Assessed Value	TIE/STA Yearly Exemption %	Exempted Annual RE Property Taxes	Annual Taxes Due (%)	Annual Taxes Due
18	\$29.13	\$5,000,000.00	\$145,650.00	100%	\$145,650.00	0%	\$0.00
19	\$29.13	\$5,000,000.00	\$145,650.00	100%	\$145,650.00	0%	\$0.00
20	\$29.13	\$5,000,000.00	\$145,650.00	75%	\$109,237.50	25%	\$36,412.50
21	\$29.13	\$5,000,000.00	\$145,650.00	75%	\$109,237.50	25%	\$36,412.50
22	\$29.13	\$5,000,000.00	\$145,650.00	50%	\$72,825.00	50%	\$72,825.00
23	\$29.13	\$5,000,000.00	\$145,650.00	50%	\$72,825.00	50%	\$72,825.00
24	\$29.13	\$5,000,000.00	\$145,650.00	50%	\$72,825.00	50%	\$72,825.00
25	\$29.13	\$5,000,000.00	\$145,650.00	25%	\$36,412.50	75%	\$109,237.50
26	\$29.13	\$5,000,000.00	\$145,650.00	25%	\$36,412.50	75%	\$109,237.50
27	\$29.13	\$5,000,000.00	\$145,650.00	25%	\$36,412.50	75%	\$109,237.50
				TOTALS	\$837,487.50		\$619,012.50

Note: In Massachusetts, Proposition 2½ operates at the level of a municipality's total tax levy. Due to Proposition 2½, it is impossible to make reliable projections for individual parcels, whose taxes may increase much more or much less than the municipality.

Total Yearly Value of Local Tax Incentives minus PILOT = _____

10

COMMONWEALTH OF MASSACHUSETTS
ECONOMIC ASSISTANCE COORDINATING COUNCIL
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

2



City of Fall River
Massachusetts
Office of the Mayor

JASIEL F. CORREIA II
Mayor

September 22, 2016

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

CITY CLERK
FALL RIVER, MA

2016 SEP 22 P 4: 57

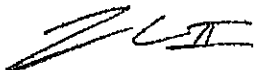
RECEIVED

Dear Honorable Council Members:

In support of the FY 2017 Capital Plan, attached please find Loan Orders in the amount of \$13,526,100 to fund those items that require bonding. The Loan Orders have been organized to reflect items of like useful life and to reflect the departments that will be receiving these items. The expenditure of these Loan Orders will be included in the City Council's Quarterly Reports so as to allow the Council to track receipt/completion of these items.

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

Best Regards,


Jasiel F. Correia II
Mayor

2

City of Fall River
Loan Order Summary
September 2016

1 Departmental Equipment - Police Department

\$ 480,000.00

To pay for the cost of various items of departmental equipment to be used in the Police Department

10 police cruisers, including the costs of equipping such vehicles with computer and other technology incidental and related thereto,

50 Motorola Portable Radios

25 Tasers including the costs of related accessories such as battery packs and holsters

2 Departmental Equipment - MIS Department

\$ 390,000.00

To pay for the cost of various items of departmental equipment to be used in the management Information Systems (MIS) Department

Software including Munis E-Permitting and Asset Management

Website Redesign to include ADA compliance

GIS Plotters

Hardware and Storage upgrades

HVAC in the server room

UPS Power Supply for the IT Closets

Paper Cutter

3 Departmental Equipment - Fire Department

\$ 300,000.00

To pay for the conversion to radio frequency alarm systems in all municipal buildings

4 Departmental Equipment - Buildings & Grounds Department

\$ 465,000.00

To pay for the cost of various items of departmental equipment to be used in the Building & Grounds Department

Ford Transit Connect Van

Ford F550 for Bucket Truck

Ford F550 Landscape Body 4X4

Ford 350 4X4

Ford 150 4X4

Chevrolet SUV Tahoe

Other Equipment

Landscaping trailer w/racks

Utility tractor w Bucket

Sander and Broom for Tractor

John Deer zero turn mower

5 Departmental Equipment - Parks & Cemetery Department

\$ 278,600.00

To pay for the cost of various items of departmental equipment to be used in the Parks & Cemetery Department

2 Commercial 72" Mowers

2 Commercial 54" Mowers

2 Riding Mowers

John Deere Backhoe

Trailer

Ford 350 Pick Up w/Easy Dump

Ford 450 Dump Body w/Plow

6 Departmental Equipment - Streets & Highways Department

\$ 460,000.00

To pay for the cost of various items of departmental equipment to be used in the Streets & Highways Department

Tymco Regenerative Sweeper

2 Compressors (tow)

3 Saws - (1) Road and (2) Demo

3 Easy Dump Body Attachments

2 Heavy Duty Portable Generator

7 Building Improvements - Streets & Highways Department

\$ 240,000.00

To pay for the cost of the replacement of the Salt Building at Lewiston Street to be used in the Streets & Highways Department

8 Infrastructure - Streets & Highways Department	\$ 450,000.00
To pay for the cost of the replacement of sidewalks in various parks and on various residential properties to be used in the Streets & Highways Department	
Replace sidewalks in various parks & make them ADA compliant	\$ 250,000.00
Replace sidewalks with shared homeowner program	\$ 200,000.00
9 Streetscapes - Purchase Street	\$ 1,398,000.00
To pay for the cost of infrastructure the purpose of which is to improve the business/architecture; architecture/waterfront link and cultural districts	
10 Streetscapes - Bank Street/Columbia Square	\$ 1,260,500.00
To pay for the cost of infrastructure the purpose of which is to improve the business/architecture; architecture/waterfront link and cultural districts	
11 Streetscapes - East Main Street	\$ 2,075,000.00
To pay for the cost of infrastructure the purpose of which is to improve the neighborhood/business districts	
12 Streetscapes - Bedford Street	\$ 2,450,000.00
To pay for the cost of infrastructure the purpose of which is to improve the downtown gateway district	
13 Streetscapes - South Main Street	\$ 1,060,000.00
To pay for the cost of infrastructure the purpose of which is to improve the downtown business district	
14 Streetscapes - North Main Street	\$ 1,444,000.00
To pay for the cost of infrastructure the purpose of which is to improve the downtown business district	
15 Streetscapes - Rock Street	\$ 775,000.00
To pay for the cost of infrastructure the purpose of which is to improve the business/architectural districts	

\$ 13,526,100.00

13,526,100.00

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment)

ORDERED, That the City hereby appropriates Four Hundred Eighty Thousand Dollars (\$480,000) to pay costs of purchasing the following departmental equipment, and for the payment of all other costs incidental and related thereto:

Departmental Equipment - Police Department

\$480,000.00

10 police cruisers, including the costs of equipping such vehicles with computer and other technology incidental and related thereto,
25 Motorola Portable Radios
25 Tasers including the costs of related accessories such as battery packs and holsters
Jeep Patriot
Ford Transit Connect Van

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

2a



Mary Sahady <mary.sahadycpa@gmail.com>


Capital needs

4 messages

Chief Daniel Racine <dracine@frpd.org>
To: Sahady Mary <mary.sahadycpa@gmail.com>
Cc: Viveiros Cathy <cviveiros@fallriverma.org>

Thu, Aug 18, 2016 at 10:29 AM

Chief Daniel S. Racine
Fall River Police Department

 FY17 Capital Needs.xlsx
11K

SEE ATTACHED

Mary Sahady <mary.sahadycpa@gmail.com>
To: Chief Daniel Racine <dracine@frpd.org>

Thu, Aug 18, 2016 at 10:52 AM

Thanks perfect! Quick question what is the timeline. Fall 2016, Spring 2017, half and half on the vehicles etc??

Mary

On Thu, Aug 18, 2016 at 10:29 AM, Chief Daniel Racine <dracine@frpd.org> wrote:

Chief Daniel S. Racine
Fall River Police Department

Have a Great Day!

~ Mary L. Sahady, CPA
mary.sahadycpa@gmail.com
Financial Consultant
City of Fall River, Massachusetts

Mary L. Sahady, CPA, Esq., MST, CGMA
Hague, Sahady & Co., PC
126 President Avenue
Fall River, MA 02720

Office: 508-675-7889
Cell: 508-269-5559
Fax: 508-675-7859

Police 1/3

9/23/2016

Gmail - Capital needs

www.hague-sahady.com

2a

"Success is getting and achieving what you want. Happiness is wanting and being content with what you get."

-- Bernard Meltzer

Chief Daniel Racine <dracine@frpd.org>

Thu, Aug 18, 2016 at 11:22 AM

To: Mary Sahady <mary.sahadycpa@gmail.com>

That's the wish list, half and half would work.

*Restore all 10 cruiser per
request of the council.*

Chief Daniel S. Racine
Fall River Police Department
[Quoted text hidden]

Chief Daniel Racine <dracine@frpd.org>

Thu, Aug 18, 2016 at 11:23 AM

To: Mary Sahady <mary.sahadycpa@gmail.com>

Aco was supposed to happen last year, those vehicles need to be replaced asap .

Chief Daniel S. Racine
Fall River Police Department

On Aug 18, 2016, at 10:52 AM, Mary Sahady <mary.sahadycpa@gmail.com> wrote:

[Quoted text hidden]

Police 7/3

2a

Fall River Police Department Capital Needs FY17

	TOTAL
(10) Ten 2017 Ford Inteceptor SUV's 10@\$37,000.00	\$370,000.00
(50) Fifty Motorola Portable Radios 50@\$1,600.00	\$80,000.00
(25) Tewnty-five TASERS <u>25@\$950.00</u>	\$23,750.00
(25) TASER Battery Packs <u>25@\$7.00</u>	\$1,425.00
(25) TASER Holsters <u>25@\$60.00</u>	\$1,500.00
sub total	\$476,675.00

1/2 per email from
Chief on 8/18/16

ANIMAL CONTROL VEHICLES

(1) 2017 Jeep Patriot <u>1@\$20,000.</u>	\$20,000.00
(1) 2017 Ford Transit Connect Van 1@\$22,268.00	\$22,268.00
sub total	\$42,268.00

GRAND TOTAL ~~\$518,943.00~~

Police 3/3

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment)

ORDERED, That the City hereby appropriates Three Hundred Ninety Thousand Dollars (\$390,000) to pay costs of purchasing the following departmental equipment, and for the payment of all other costs incidental and related thereto:

Departmental Equipment - MIS Department

\$390,000.00

Software including Munis E-Permitting and Asset Management
Website Redesign to include ADA compliance
GIS Plotters
Hardware and Storage upgrades
HVAC in the server room
UPS Power Supply for the IT Closets
Paper Cutter

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.



Sales Quotation For

City of Fall River

One Government Center

Fall River, Massachusetts 02722

Phone (508) 324-2600

Quoted By: Karen Grosset
Date: 8/23/2016
Quote Expiration: 1/29/2017
Quote Name: City of Fall River-ERP-Permits and Code Enforcement
Quote Number: 2016-22204
Quote Description:

Tyler Software and Related Services

Description	License	Impl. Days	Impl. Cost	Data Conversion	Module Total	Year One Maintenance
Revenue:						
Maplink GIS Integration	\$8,500.00	1 @ \$1,275.00	\$1,275.00	\$0.00	\$9,775.00	\$1,530.00
Permits & Code Enforcement	\$22,000.00	18 @ \$1,275.00	\$22,950.00	\$13,500.00	\$36,450.00	\$4,400.00
Productivity:						
Citizen Self Service	\$11,000.00	1 @ \$1,275.00	\$1,275.00	\$0.00	\$12,275.00	\$1,980.00
TOTAL:	\$41,500.00	20	\$25,500.00	\$13,500.00	\$80,500.00	\$7,910.00
Other Services						
Description	Quantity	Unit Price	Unit Discount	Extended Price		
Maplink GIS Integration Installation	1	\$500.00	\$0.00	\$500.00		
Project Management Fee	1	\$1,500.00	\$0.00	\$1,500.00		
Self-Service Installation Fee - Client Hosted (Existing Customers)	1	\$1,500.00	\$0.00	\$1,500.00		
Tyler Forms Library - Permits	1	\$3,000.00	\$0.00	\$3,000.00		
TOTAL:				\$6,500.00		

MIS E-permitting '15

2016-22204 -

CONFIDENTIAL

1 of 5

2b

Summary	
	One Time Fees
Total Tyler Software	\$41,500.00
Total Tyler Services	\$45,500.00
Total 3rd Party Hardware, Software and Services	\$0.00
Summary Total	\$87,000.00
Contract Total	\$94,910.00
	Recurring Fees
	\$7,910.00
	\$0.00
	\$0.00
	\$7,910.00

2016-22204 -

CONFIDENTIAL

MIS E. Permitta 7/5

Detailed Breakdown of Conversions (Included in Contract Total)

Description	Unit Price	Unit Discount	Extended Price
Permits and Code Enforcement - Option 1	\$4,500.00	\$0.00	\$4,500.00
Permits and Code Enforcement - Option 2	\$3,000.00	\$0.00	\$3,000.00
Permits and Code Enforcement - Option 3	\$3,000.00	\$0.00	\$3,000.00
Permits and Code Enforcement - Standard	\$3,000.00	\$0.00	\$3,000.00
TOTAL:			\$13,500.00

2016-22204 -

CONFIDENTIAL

3 of 5

2b

MIS E-Permitting 3/5

Unless otherwise indicated in the contract or Amendment thereto, pricing for optional items will be held for Six (6) months from the Quote date or the Effective Date of the Contract, whichever is later:

Customer Approval: _____

Date: _____

Print Name: _____

P.O. #: _____

All primary values quoted in US Dollars

2016-22204 -

CONFIDENTIAL

4 of 5

2b

MIS-E-Permissions 4/5

Comments

Tyler recommends the use of a 128-bit SSL Security Certificate for any Internet Web Applications, such as the MUNIS Web Client and the MUNIS Self Service applications if hosted by the Client. This certificate is required to encrypt the highly sensitive payroll and financial information as it travels across the public internet. There are various vendors who sell SSL Certificates, with all ranges of prices.

Conversion prices are based on a single occurrence of the database. If additional databases need to be converted, these will need to be quoted.

Tyler's quote contains estimates of the amount of services needed, based on our preliminary understanding of the size and scope of your project. The actual amount of services depends on such factors as your level of involvement in the project and the speed of knowledge transfer.

Unless otherwise noted, prices submitted in the quote do not include travel expenses incurred in accordance with Tyler's then-current Business Travel Policy.

Tyler's prices do not include applicable local, city or federal sales, use excise, personal property or other similar taxes or duties, which you are responsible for determining and remitting.

In the event Client cancels services less than two (2) weeks in advance, Client is liable to Tyler for (i) all non-refundable expenses incurred by Tyler on Client's behalf; and (ii) daily fees associated with the cancelled services if Tyler is unable to re-assign its personnel.

Tyler provides onsite training for a maximum of 12 people per class. In the event that more than 12 users wish to participate in a training class or more than one occurrence of a class is needed, Tyler will either provide additional days at then-current rates for training or Tyler will utilize a Train-the-Trainer approach whereby the client designated attendees of the initial training can thereafter train the remaining users.

Permits library includes: 1 Building permit, 1 Trades permit, 1 Zoning permit and 1 certificate of occupancy/completion.

Tyler's cost is based on all of the proposed products and services being obtained from Tyler. Should significant portions of the products or services be deleted, Tyler reserves the right to adjust prices accordingly.

Client agrees that items in this sales quotation are, upon Client's signature of same, hereby added to the Agreement between the parties, and subject to its terms. Additionally, and notwithstanding anything in the Agreement to the contrary, payment for said items shall conform to the following conditions: Licensee fees for Tyler and 3rd party products are due when Tyler makes such software available for download by the Client (for the purpose of this quotation, the 'Availability Date') or delivery (if not software); Maintenance fees, prorated for the term commencing when on the Availability Date and ending on the last day of the current annual support term for Tyler Software currently licensed to the Client, are due on the Availability Date; Fees for services, unless otherwise indicated, plus expenses, are payable upon delivery.

2016-22204 -

CONFIDENTIAL

5 of 5

26

ms-Edmuthy

QUOTATION

Alliance Business Products

Equipment and Imaging Technologies

TO: Dawn E. Lewis
Director OF IT
City of Fall River, Massachusetts
One Government Center
Fall River Ma 02722

7 Industrial Drive
South
Smithfield, RI 02917

Voice: 401-233-1888

[Prices are firm for 30 days from date of Quote] Date: 8/11/2016

Item No.	Unit Price	Total
1	Purchase Option 1 ea. MBM 5255 Triumph Paper Cutter Package Includes 1ea 20 3/8" Automatic Programmable Triumph paper cutter, 1 pair of CU0495 cutter Side Tables, 1 ea. AC0658 extra cutting cutting blade and 1 ea. AC0676 package of cutting sticks.	\$11,725.00
	Lease Option with \$1.00 buy out at Lease end 36 month Lease \$382.23 per month 48 month Lease \$300.16 per month 60 month Lease \$252.08 per month Pricing includes trade in of Challenge model 265 paper cutter, Pricing includes freight, delivery, installation and full training of new paper cutter.	

MIS - Paper Cutter 1/2

26

Anticipated Date of Delivery

5 - 6 Business days

☒ Quote includes Transportation

☐ Plus Transportation

☐ Plus Rigging

By: Jerry Haggarty

ALLIANCE BUSINESS PRODUCTS

AUTHORIZED AGENT

Title: _____

QUOTATION ACCEPTED BY:

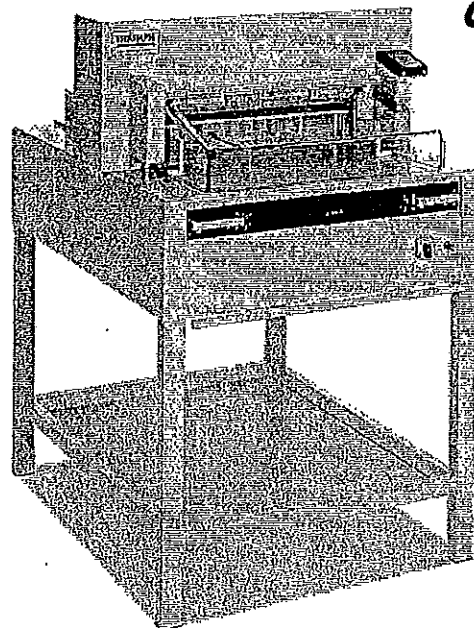
For your convenience, this quotation becomes an order when authorized within firm quotation period.

Miss-Bauer-Cutter 26

TRIUMPH® 5255

Programmable cutter with automatic clamp, power back gauge, and digital touchpad.

Cutting width, inches	20 3/8
Cutting height, inches	3
Narrow cut, inches	1 3/8
Length behind blade, inches	20 3/8



2b

Comprehensive SCS safety package: patented EASY CUT electronic blade activation bars for true two-hand operation; transparent, electronically controlled front safety guard; safety cover on rear table; main switch and safety lock with key; 24 volt controls (low voltage); patented IDEAL safety drive; automatic blade and clamp return from every position; disc brake for instant blade stop; blade changing device covers cutting edge of blade; blade depth adjustment from outside of machine; blade and cutting stick can be changed without removing covers.

Ergonomic, 37 inch working height. Electric blade and clamp drive. Electric back gauge drive with touchpad for easy programming. Digital measurement display (cm or inches) with multilingual operator guidance, accurate to 1/10 mm or 1/100 inch. Stores 99 programs with up to 99 steps in each (up to 15 repeat cuts can be integrated as a single step). Pre-programmed for standard paper sizes. Memory key for repeat cuts. Automatic SET function for reference measurement and EJECT function for pushing out paper. Self-diagnostic system with error indication on display. Electronic hand wheel with variable speed control for manual back gauge setting. Bright, LED optical cutting line. Adjustable, spindle guided back gauge with narrow separations and plastic gliders. Dual side guides on front and rear tables. High quality, German steel blade. Solid steel blade carrier and adjustable blade guides. All-metal construction. Includes stand with storage shelf, easy-access tool holder, and paper blocking tool. Optional side tables increase work surface.

Specifications

Electrical requirements	115 V, 60 Hz ¹
Motor output, horsepower	2
Dimensions (D x W x H), inches	44 x 33 7/8 ² x 51
Shipping weight, pounds	647 ³

¹20 amp dedicated line required

²width with side tables is 56 1/2 inches

³shipping weight with side tables is 667 pounds

WWW.MBMCORP.COM
TEL: 800-223-2508

WWW.IDEAL-MBM.COM
TEL: 800-387-2528

MBM
CORPORATION

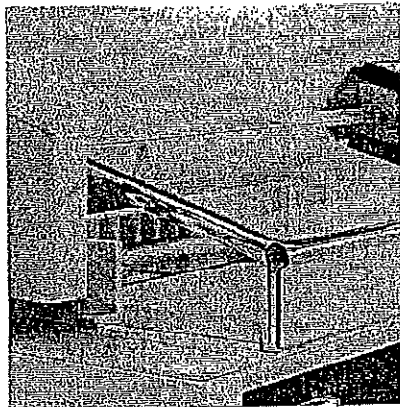

IDEAL MBM
CORPORATION

MIS - Paper Cutter

2b

TRIUMPH® 5255

Features



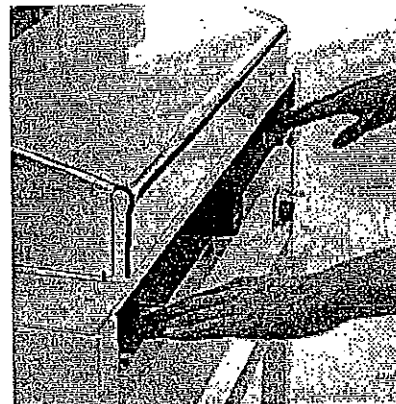
TRANSPARENT SAFETY GUARD

A cut can only be executed if the hinged, electronically controlled safety guard is in the closed position.



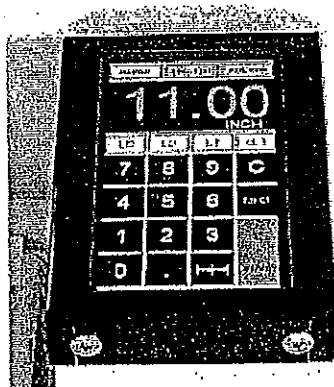
ELECTRONIC HAND WHEEL

The electronic hand wheel, with infinitely variable speed control, is used for manual back gauge positioning.



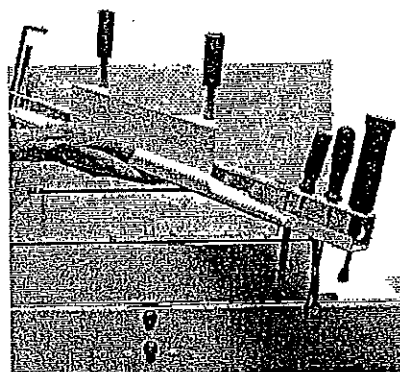
EASY CUT BLADE ACTIVATION BARS

Patented EASY CUT blade activation bars ensure true, two-hand operation and allow blade and clamp to be activated independently.



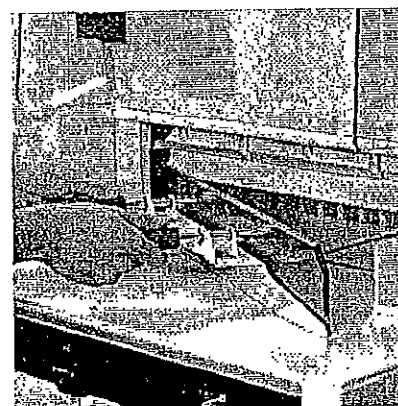
EASY-TO-USE TOUCHPAD

The programmable control module is equipped with a multilingual touchpad for easy operation. 99 programs with 99 steps in each can be stored in memory.



TOOL HOLDER

Convenient, drop-in tool holder is located on the rear of the machine and keeps all tools necessary for routine maintenance (including blade changes) within reach.



SAFE BLADE CHANGES

Blade changes can be made without removing the machine covers. The handy blade changing device covers the cutting edge of blade.



All technical data is approximate and subject to change. © MBM Corporation, 01/2014.

ms PaperCutter



Micro Technology Solutions, Inc.

The Computer Systems People™

21 Father DeValles Blvd, Suite 101, Fall River, MA 02723

Visit us at www.mtsolutions.net

26
Quotation

Quote Number:
13427

Quote Date:
Jun 8, 2016

Ask us about Managed Services:
Manage your business, not your network!

Page:

1

Quoted to:

Fall River, City of.
IT Department
One Government Center
Fall River, MA 2720
IIS

Dawn Lewis

508-324-2643

Fax:

Customer ID	Good Thru	Payment Terms	Sales Rep
2240	7/8/16	Prepaid	

Quantity	Item	Description	Unit Price	Extension
2.00	780019-S01	DL360 GEN9 E5-2640 V3 SAS US SVR SBY	3,899.96	7,799.92
20.00	726718-B21	HP - DDR4 - 8 GB - DIMM 288-pin - 2133 MHz / PC4-17000 - CL15 - 1.2 V - registered - ECC	149.96	2,999.20
4.00	652605-S21	146GB 6G SAS 15K SFF SC ENT HD SBUY	270.00	1,080.00
1.00	NTSERV50	50 HR NT SERVICE PACK HOURS	6,000.00	6,000.00
12.00	V-VASSTD-VS-P0000-00	Veeam Availability Suite Standard (includes Veeam Backup & Replication Standard + Veeam ONE) for VMware	1,150.00	13,800.00
26.00	V6-PS15-600	VNXe 3200 600GB 15K SAS 12X3.5	694.00	18,044.00
3.00	V32-DAE-12	2U DAE WITH 12 x 3.5 INCH DRIVE SLOTS	1,449.96	4,349.88
3.00	V32-PWR-12	2 C13 PWRCRD W/ NEMA 5-15 PLUGS 125V 10A		
14.00	VNXEPERFTBU	VNEXOE PER TB FOR VNXE3200 UPG	250.00	3,499.96
21.00	V6-PS15-600U	VNXe 3200 600GB 15K SAS 12X3.5	761.67	15,995.00
2.00	V32-DAE-12	2U DAE WITH 12 x 3.5 INCH DRIVE SLOTS	1,029.96	2,059.92
2.00	V32-PWR-12	2 C13 PWRCRD W/ NEMA 5-15 PLUGS 125V 10A		
12.00	VNXEPERFTBU	VNEXOE PER TB FOR VNXE3200 UPG	250.00	2,999.96
1.00	NTSERV100	100 HR NT SERVICE PACK HOURS	10,000.00	10,000.00
4.00	VS6-STD-C	VSPHERE 6 STD FOR 1 PROC	990.00	3,960.00
4.00	VS6-STD-P-SSS-C	PRODUCTION SUP VSPHERE 6 STD 1 PROC 1YR	315.00	1,260.00

** MTSi requires a 50% deposit on all orders, before the order is processed. The remaining 50% balance is due COD. We require a signed copy every Quote as acceptance of order.

Please provide a purchase order number or reference number on a company letter head with a signature which states acceptance of this order products for the total mentioned hereon. I also agree to perform the obligations of the payment method.

** A RMA number is required for all returns. Please contact our rma department to obtain an RMA number. All returns and exchanges must be requested within 30 days of date of invoice. Restocking fees 15% - 25% may apply.

** There is a no return policy on software.

Signature _____

Subtotal 93,847.84

Sales Tax

Freight

Total

93,847.84

To be shared w/ Enterprise

21 Father DeValles Blvd, Suite 101, Fall River, MA 02723
Sales 508.324.9475 Fax 508.324.4477 Visit us at www.mtsolutions.net

MTS - HARDWARE

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment)

ORDERED, That the City hereby appropriates Three Hundred Thousand Dollars (\$300,000) to pay costs of purchasing the following departmental equipment/infrastructure, and for the payment of all other costs incidental and related thereto:

Departmental Equipment/Infrastructure - Fire Department

\$300,000.00

Radio frequency alarm systems conversions in all
municipal buildings

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

2c



Mary Sahady <mary.sahadycpa@gmail.com>

Municipal Alarm System Replacement

Fire Chief <firechief@frfd.org>

Thu, Aug 25, 2016 at 3:44 PM

To: Krishan Gupta <kgupta@fallriverma.org>, Cathy Ann Viveiros <cviveiros@fallriverma.org>, Mary Sahady <mary.sahadycpa@gmail.com>

Yes, Krishan the replacement of our municipal Fire Alarm system should be included in Capital Budget. \$300,000 is a rough estimate. We are very close to writing the RFP as we have narrowed down our options. Any questions feel free to contact me, don't let my rough edges scare you, I'm very easy to work with.

Chief

John D. Lynch
Acting Fire Chief
Fall River Fire Department
140 Commerce Drive
Fall River, MA 02720
Office 508-673-4616
Cell 774-930-2905
Fax 508-672-5993
firechief@frfd.org

FIRE

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment)

ORDERED, That the City hereby appropriates Four Hundred Sixty-Five Thousand Dollars (\$465,000) to pay costs of purchasing the following departmental equipment, and for the payment of all other costs incidental and related thereto:

Departmental Equipment - Buildings & Grounds Department

\$465,000.00

Ford Transit Connect Van
Ford F550 for Bucket Truck
Ford F550 Landscape Body 4X4
Ford 350 4X4
Ford 150 4X4
Chevrolet SUV Tahoe
Other Equipment:
 Landscaping trailer w/racks
 Utility tractor w Bucket
 Sander and Broom for Tractor
 John Deer zero turn mower

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment)

ORDERED, That the City hereby appropriates Two Hundred Seventy-Eight Thousand Six Hundred Dollars (\$278,600) to pay costs of purchasing the following departmental equipment, and for the payment of all other costs incidental and related thereto:

Departmental Equipment - Parks & Cemetery Department

\$278,600.00

2 Commercial 72" Mowers
2 Commercial 54" Mowers
2 Riding Mowers
John Deere Backhoe
Trailer
Ford 350 Pick Up w/Easy Dump
Ford 450 Dump Body w/Plow

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

DATE
6/04/16
TIME
11:55
SALESMAN
045/045
STORE
1



Richey & Clapper, Inc.
 33 Boston Post Rd - Sudbury, MA 01776
 P 978.443.1333 F 978.443.1311
 www.RicheyandClapper.com

22

INVOICE
566648
P/O NUMBER
WORK ORDER
PAGE
1 of 1

(508) 675-6011

BILL TO ACCOUNT:	5088
CITY OF -FALL RIVER, BILLING	
ATTN PARK DEPT	
450 MIDDLE ST	
FALL RIVER, MA 02724	

(508) 324-2755

SHIP TO ACCOUNT:	5217
CITY OF -FALL RIVER, SHIP TO	
REC. FAC. KENNEDY PARK GARAGE	
315 BRADFORD AVE	
FALL RIVER, MA 02721	

Tax Exempt # E046-001-387

Open Monday thru Friday 8am to 5pm

CUSTOMER PICKUP

Shipped VIA:

ORD	SHIP	B/O	LINE	PART NUMBER	DESCRIPTION	LIST	NET	AMOUNT
2	2		EXW	935056	SUPER Z, 72-824EFI 33	14497.00	10579.00	21158.00

NEW 2016 HUSTLER SUPER Z 72 INCH
 COMMERCIAL MOWERS WITH KOHLER 824
 SERIES 33HP FUEL INJECTED ENGINE,
 SUSPENSION SEAT, COMMERCIAL GRADE
 HYDRAULIC SYSTEM

STATE CONTRACT FAC-88

QUOTE ONLY

SUB TOTAL	21168.00
MISC	0.00
LABOR	0.00
Tax: 6,250	0.00
DOWN PAYMENT	
INVOICE TOTAL	21158.00

Terms: Net 30 Days from Date of Invoice. Finance Charge of 2 1/4 per Month will be Charged on Balances Over 30 Days, min charge of \$.50.
 A 15% restocking fee is charged on all returns. There are no returns on special orders or electrical parts. Special order parts not picked up within 60 days
 of part being received by R&C will be disposed of - no refunds will be allowed. No returns or service warranties without a receipt. The manufacturer's
 factory warranty constitutes all of the warranties with respect to the sale of item/terms. No returns over 30 days of receipt.

Parts + Core km 1/8

DATE
6/04/16
TIME
11:53
SALESMAN
046/005
STORE
1



Richey & Clapper, Inc.
 37 Boston Post Rd - Sudbury, MA 01776
 P 978.443.1333 F 978.443.1311
 www.RicheyandClapper.com

22

INVOICE
566649
P/O NUMBER
WORK ORDER
PAGE
1 of 1

(508) 675-6011

BILL TO ACCOUNT:	5088
CITY OF -FALL RIVER, BILLING	
ATTN PARK DEPT	
450 MIDDLE ST	
FALL RIVER, MA 02724	

SHIP TO ACCOUNT:	24576
CITY OF -FALL RIVER, CEMETERY	
REC. FAC. OAK GROVE CEMETERY	
765 PROSPECT STREET	
FALL RIVER, MA 02720	

Tax Exempt # E046-001-387

Open Monday thru Friday 8am to 5pm	CUSTOMER PICKUP
Shipped VIA:	

ORD	SHIP	B/O	LINE	PART NUMBER	DESCRIPTION	LIST	NET	AMOUNT
2	2		EXW	934984	SUPER Z, 54-824EFI KO	13697.00	9995.00	19990.00

NEW 2016 HUSTLER SUPER Z 54 INCH
 COMMERCIAL MOWERS WITH KOHLER 824
 SERIES FUEL INJECTED ENGINE,
 SUSPENSION SEAT, COMMERCIAL GRADE
 HYDRAULIC SYSTEM

STATE CONTRACT FAC-88

Cemetery

54" Super Z

QUOTE ONLY

SUB TOTAL	19990.00
MISC	0.00
LABOR	0.00
Tax: 6.250	0.00
DOWN PAYMENT	
INVOICE TOTAL	19990.00

Terms Net 30 Days from Date of Invoice. Finance Charge of 2 1/2% per Month will be Charged on Balances Over 30 Days, min charge of \$.50.
 A 15% restocking fee is charged on all returns. There are no returns on special orders or electrical parts. Special order parts not picked up within 60 days
 of part being received by R&C will be disposed of - no refunds will be allowed. No returns or service warranties without a receipt. The manufacturer's
 factory warranty constitutes all of the warranties with respect to the sale of items/tools. No returns over 30 days of receipt.

Parks Cemetery 7/8

JUN-07-2016 TUE 01:35 PM Richey & Clapper

FAX: 9784431311

P. 001

DATE
6/07/16
TIME
11:39
SALESMAN
005/005
STORE
1



Richey & Clapper, Inc.
35 Boston Post Rd - Sudbury, MA 01776
P 978.443.1333 F 978.443.1311
www.RicheyandClapper.com

22

INVOICE
586847
P/O NUMBER
WORK ORDER
PAGE
1 of 1

(508) 675-6011

BILL TO ACCOUNT: 5088
CITY OF -FALL RIVER, BILLING
ATTN PARK DEPT
450 MIDDLE ST
FALL RIVER, MA 02724

SHIP TO ACCOUNT: 24576
CITY OF -FALL RIVER, CEMETERY
REC. FAC. OAK GROVE CEMETERY
765 PROSPECT STREET
FALL RIVER, MA 02720

Tax Exempt # E046-001-387

Open Monday thru Friday 8am to 5pm	CUSTOMER PICKUP
Shipped VIA:	

ORD	SHIP	B/O	LINE	PART NUMBER	DESCRIPTION	LIST	NET	AMOUNT
1	1		EXW	935353	SUPER S, 52IN - 23EFI	10601.00	7665.00	7665.00
					HUSTLER SUPER S STAND ON MOWER WITH			
					52 INCH DECK, KOHLER EFI ENGINE			
1	1		EXW	935361	SUPER S 60IN-25EFI	11072.00	8081.00	8081.00
					HUSTLER SUPER S STAND ON MOWER WITH			
					60 INCH DECK, KOHLER EFI ENGINE			
					STATE CONTRACT FAC-88			
					BID PRICING			
					MOWERS INCLUDE FLAT FREE FRONT			
					TIRES			

Hustler Super S Stand-on Mowers.

ATTN: BRIAN (508) 324 2553

QUOTE ONLY

STATE CONTRACT
FAC 88

SUB TOTAL	15746.00
MISC	0.00
LABOR	0.00
Tax: 6.260	0.00
DOWN PAYMENT	
INVOICE TOTAL	15746.00

Terms: Net 30 Days from Date of Invoice. Finance Charge of 2% per Month will be Charged on Balances Over 30 Days, min charge of \$50.
A 15% restocking fee is charged on all returns. There are no returns on special orders or electrical parts. Special order parts not picked up within 60 days of part being received by R&C will be disposed of - no refunds will be allowed. No returns or service warranties without a receipt. The manufacturer's factory warranty constitutes all of the warranties with respect to the sale of lawn items. No returns over 30 days of receipt.

Parker & Clement 3/8



Main Office
80 Southbridge Rd (Rt. 20)
PO Box 578
North Oxford, MA 01537
(800) 922-8295
fax (508) 987-3578

22

Monday, May 09, 2016

Prepared for
CITY OF FALL RIVER, DPW
JOHN PERRY
10 LEWISTON ST
FALL RIVER, MA 02721

*REN COSTA
450 MIDDLE ST*

Quote # 12864 Prepared by

Jon Tyler
mobile #: 401-318-4805
JonTyler@SchmidtEquipment.com

Machine Specifications

Purchase Price \$81,500

2014 JOHN DEERE 310K Stock #: 5923 Serial #: 1T0310KXCBB269320 Hours: 338

BKT/FRKS. MFWD (4WD) LIMITED SLIP. FIRESTONE 19.5LX24 12.5/80-18. EXTENDABLE 5FNC. PILOT CONTROLS. LESS COUPLER. 24" HD BKT (7.5 CU FT). 3 FNC LDR CPLR-SINGLE LEVER. LESS LDR COUPLER BKT. 1250LB FRONT COUNTERWEIGHT. DUAL BATTERY, 300 MIN RESERV. CHROME EXHAUST EXTENSION. ENGINE COOLANT HEATER (100W). LEFT SIDE CONSOLE. FULL MFWD GUARD. 310K.

Doc Fees	\$450.00
Sales Tax	\$5,093.75
Quote Amount	\$87,043.75
Cash or Financed Amount	\$87,043.75

Warranty

Remainder of Factory Warranty. FULL 190 DAYS

Quote Terms & Conditions

This quote is good for 30 days, subject to prior sale. Any financing offered requires finance company documentation and approvals. Quote values may be rounded to whole dollars, however Actual invoice values will include cents. We will provide assembly and delivery to your site, unless otherwise specified. We will instruct your personnel on maintenance and the safe operation of this machine. We suggest any operator of this unit read the operator's manual before operating this machine.



Jon Tyler
Sales Representative

Rte. 20 PO Box 578
North Oxford, MA 01537
E-mail: JonTyler@SchmidtEquipment.com
Toll Free (800) 922-8295
Cell (401) 318-4805



= Very Comp. Priced =

*- CWP Rep. - Main user.
Construction/Forestry Division*

*- Mass Bid -
Parks Cemetery #18*

AUG-04-2016 THU 10:17 AM Richey & Clapper

FAX: 9784431311

P. 001



DATE
8/04/16
TIME
08:03
SALESMAN
045/045
STORE
1



Richey & Clapper, Inc.
23 Boston Post Rd • Sudbury, MA 01776
P 978.443.1333 F 978.443.1311
www.RicheyandClapper.com

22

INVOICE
571554
P/O NUMBER
WORK ORDER
PAGE
1 of 1

(508) 675-6011

BILL TO ACCOUNT: 5088
CITY OF -FALL RIVER, BILLING
ATTN PARK DEPT
450 MIDDLE ST
FALL RIVER, MA 02724

(508) 324-2765

SHIP TO ACCOUNT: 5217
CITY OF -FALL RIVER, SHIP TO
REC. FAC, KENNEDY PARK GARAGE
315 BRADFORD AVE
FALL RIVER, MA 02721

Tax Exempt # E046-001-387

Open Monday thru Friday 8am to 5pm	CUSTOMER PICKUP
Shipped VIA:	

ORD	SHIP	B/O	LINE	PART NUMBER	DESCRIPTION	LIST	NET	AMOUNT
1	1		BIW	70PI-16X	TRAILER 70PI 16		3394.03	3394.03
					STATE OF MA CONTRACT FAC-88 PRICING			
					TANDEM AXLE 7000 GVWR 1 FT.			
					EXTENDED TONGUE, EXTRA LENGTH			
					CHAINS. 2 & 16 COUPLER			
					EZ LUBE AXLE WITH WELECTRIC BRAKES			
1	1		RAK	RA27C	DBL BRL GATE W CHAIN		199.00	199.00
					SPRING ASSIST KIT FOR RAMP GATE			

Trailer

QUOTE ONLY

SUB TOTAL	3593.03
MISC	0.00
LABOR	0.00
Tax: 6.250	0.00
DOWN PAYMENT	
INVOICE TOTAL	3593.03

Terms: Net 30 Days from Date of Invoice. Finance Charge of 2% per Month will be Charged on Balances Over 30 Days, min charge of \$50.
A 15% restocking fee is charged on all returns. There are no returns on special orders or electrical parts. Special order parts not picked up within 60 days of part being received by R&C will be disposed of - no refunds will be allowed. No returns or service warranties without a receipt. The manufacturer's factory warranty constitutes all of the warranties with respect to the sale of items. No returns over 45 days of receipt.

PARKS & Cemetery 9/8

DCM BID SPECS

Ze

F-350 WITH E-Z DUMP & PLOW PKG.
PAINT, STRIPPING & LETTERING

137" WHEELBASE - 56" CAB TO AXLE

6.2L V8 GASOLINE ENGINE

6 SPEED AUTOMATIC TRANSMISSION

POWER EQUIPMENT GROUP

AIR CONDITIONING

POWER WINDOWS AND LOCKS

HEATED MIRRORS

ELECTRONIC SHIFT ON THE FLY

CAB STEPS

(5) ALL TERRAIN TIRES

SNOW PLOW PREP

TRUCK CRAFT TC-101 MAGNUM P/U BED STEEL DUMPING INSERT (or equivalent) FOR 8 FT BED (6200 CAPACITY)

TRUCK CRAFT TC100 CAB GUARD (or equivalent)

BACK UP ALARM

8' FISHER HD ELECTRIC/HYDRAULIC SNOW PLOW (or equivalent)

FISHER JOYSTICK CONTROL (or equivalent)

HIDE A WAY STROBE - FRONT & REAR (MOUNTED IN HEADLIGHTS AND TAIL LIGHTS) (or equivalent)

12.5 TRAILER HITCH - CLASS III (PINTLE TYPE)

KEYS: TWO (2) KEYS WITH REMOTE ENTRY SETS (IF AVAILABLE) ARE REQUIRED AT DELIVERY

CALIFORNIA EMISSIONS

Totals for package: \$55,000

Parks + Company 10/8

Ford F-550 1-Ton Dump w/Plow PKG

141" WHEELBASE - 60" CAB TO AXLE

6.7L TURBO DIESEL

18,000 GVWR PKG.

6 SPEED AUTOMATIC TRANSMISSION

4.10 REAR AXLE RATION

225/70R X 19.5G BSW A/S (6)

POWER EQUIPMENT GROUP TO INCLUDE MANUAL TELESCOPING

TRAILER TOW MIRRORS(POWER/HEATED GLASS)

MOLDED BLACK CAB STEPS

AIR CONDITIONING

AUDIO - AM/FM STEREO W/ DIGITAL CLOCK & 2 SPEAKERS

MANUAL LOCKING HUBS

SNOW PLOW PREP PACKAGE

TRAILER TOW PACKAGE

3-4 YARD RUGBY DUMP BODY- 94" O.D. WIDTH

10 GAUGE HIGH GRADE STEEL SIDES AND ENDS

17" HIGH SIDES

23" TAILGATE HEIGHT

RADIUSED SIDE AND TAILGATE BRACING

SLOPED TAILGATE

OVAL RECESSED STOP/TURN/TAIL LIGHT ASSY

EASY LATCH TAILGATE ACCESS

STRUCTURAL LONG SILLS AND CROSSMEMBERS ON 16" CENTERS

SINGLE STAGE BLACK PAINT

ELIMINATOR STANDARD LIGH KIT

¼ CABSHIELD

RUGBY MODEL HR540ES SINGLE ACTING ELECTRIC/HYDRAULIC HOIST MANUAL TARP & ROLLER

FULL PLATE RECEIVER TUBE WITH ICC BUMPER - CLASS IV (PINTLE TYPE) DOT 3102E EMERGENCY LIGHT

BACK UP ALARM

DUMP BODY ALARM

6 PRONG TRAILER PLUG

9' FISHER MC ELECTRIC/HYDRAULIC SNOW PLOW WITH FISHER JOYSTICK CONTROL

BODY PAINT

LETTERING OR STRIPPING/LOGOS

TOTAL Package: \$75,000

22

Parks + Cemetery 7/18

The vehicles above will also need Warranty's that include:

22

General Warranty

Powertrain Warranty

Engine Warranty

Extended Engine Warranty

Portable Tow behind Air Compressor

Type & model we are looking for are a 185 CFM Portable Air Compressor and jack hammer.

The compressor and jack hammer selected shall meet or exceed the specifications of the makes and models below:

185 CFM Portable Air Compressor w/reel and extended tongue (Atlas Model XAS185JD-HR)

60 Lbs. Pavement Breaker Jack Hammer with a 3/4" x 50' Air Hose (Chicago Pneumatic Model CP1260)

Totals for this Package; \$25,000

Gas Powered Road Saw

Power Source: Gas

Starter: Electric start

Arbor: 1" w/ drive pin

Max Depth of Cut: 12-3/8" with 30" blade

Bladeshaft Diameter: 1-3/4"

Blade Mounting: Right or Left

Blade Raise / Lower: Electro-hydraulic pump

Engine Cooling: Air

Air Filter: 4-stage

Drive Speed: 0-200 feet / min.

Transmission: Eaton Model 10

Number of Belts: 6

Warranty: 1-year

Weight: 980.0000

Fuel capacity: 6 gallons

Dimensions: 56" x 30" x 47"

TOTALS for this package: \$15,000

Parish Cemetery 81

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment)

ORDERED, That the City hereby appropriates Four Hundred Sixty Thousand Dollars (\$460,000) to pay costs of purchasing the following departmental equipment, and for the payment of all other costs incidental and related thereto:

Departmental Equipment - Streets & Highways Department

\$460,000.00

Tymco Regenerative Sweeper
2 Compressors (tow)
3 Saws - (1) Road and (2) Demo
3 Easy Dump Body Attachments
1 Heavy Duty Portable Generator

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

2f

The vehicles above will also need Warranty's that include:

General Warranty

Powertrain Warranty

Engine Warranty

Extended Engine Warranty

Portable Tow behind Air Compressor

Type & model we are looking for are a 185 CFM Portable Air Compressor and jack hammer.

The compressor and jack hammer selected shall meet or exceed the specifications of the makes and models below:

185 CFM Portable Air Compressor w/reel and extended tongue (Atlas Model XAS185JD-HR)

60 Lbs. Pavement Breaker Jack Hammer with a $\frac{3}{4}$ " x 50' Air Hose (Chicago Pneumatic Model CP1260)

Totals for this Package; \$25,000

Gas Powered Road Saw

Power Source: Gas

Starter: Electric start

Arbor: 1" w/ drive pin

Max Depth of Cut: 12-3/8" with 30" blade

Bladeshaft Diameter: 1-3/4"

Blade Mounting: Right or Left

Blade Raise / Lower: Electro-hydraulic pump

Engine Cooling: Air

Air Filter: 4-stage

Drive Speed: 0-200 feet / min.

Transmission: Eaton Model 10

Number of Belts: 6

Warranty: 1-year

Weight: 980.0000

Fuel capacity: 6 gallons

Dimensions: 56" x 30" x 47"

TOTALS for this package: \$15,000

Steele + Hwy 1/6

2f

Portable tow behind Generator

- Standby of 194 kW and prime power rating of 176 kW
 - John Deere 6068HFG09, 322 HP, 4-cycle, water cooled, direct injection, turbocharged, and charged air cooled diesel engine
 - Electric starting system with battery and auto start included
 - Brushless alternator design with AVR
 - Revolving field, self-ventilated, drip-proof, single bearing generator design
 - 69 gallon internal fuel tank with direct reading gauge
 - Extensive output terminal panel includes: three 50 amp 120/240 VAC receptacles, 2 each 20 amp GFCI Duplex Nema 5-20R receptacles, eight output terminal lugs, three circuit breakers 240 volt @ 50 amps, two GFCI circuit breakers 120 volts @ 20 amps, and one 300 amp main control circuit breaker
 - Simultaneous single and three phase power is at the heart of Multiquips' innovative design allowing available 120 volt GFCI duplex receptacles to be powered anytime the generator is running, regardless of the primary voltage setting
 - Electronic governor maintains frequency to plus or minus 0.25% from no load to full load
 - Full featured analog generator instrumentation includes AC voltmeter, AC ammeter, frequency meter, ammeter phase selector switch, voltmeter phase selector switch, and voltage regulator adjustment potentiometer
 - Engine and generator are protected by an auto safety shutdown system with warning lights that monitors engine oil pressure, low coolant, water temperature, low DEF, overspeed, and overcrank
 - This unit is skid-mounted. At checkout, add trailer, TRLR220XF
- Multiquip has proven over and over again why it has been a leader in providing tough reliable generators for over 40 years. If you look around construction sites, disaster relief areas, and entertainment venues you will likely see a Multiquip generator hard at work. Their generators are quiet, durable, and reliable so they can stay on the job and you can get the most out of your investment. The DCA220SSJU4F is just one of a full line of Multiquips' Super Silent generators. This generator is surrounded by a weatherproof steel housing coated with E-coat and powder paint that suppresses the noise level down to as low as 74 dB(A) at 23 feet. The housing is fully lockable so you can safely leave the generator running when it is unattended. This model also offers an auto start stop feature- convenient for when needing to start your generator from a remote location (when generator is in "auto" mode, it will automatically start during a power failure or if power falls below a predetermined level by a contact closure generated automatically by a transfer switch). Digital engine gauges, and analog generator instrumentation are provided to help monitor the operation and maintenance of this massive unit. Check out the specification section for details. EPA tier 4 certified; CARB compliant and approved for sale in California.

TOTAL for this Package: \$110,000

TYMCO Regenerative Sweeper

- Engine - John Deere 4045 turbo, 4 cyl. (Final Tier 4)
- Displacement - 275 in³ (4.5 L)
- Power - 99 HP @ 2200 RPM (74 kW)
- Net torque - 315 lb-ft @ 1600 RPM (427 Nm)
- Air cleaner - Heavy duty, w/pre-cleaner and scavenge vacuum hose
- Remote oil filter - Spin on, full flow
- Auxiliary engine fuel tank shared with chassis engine
- DEF tank - Dedicated
 - Capacity (volumetric) - 5.4 gal (20.6 L)

Stickers & Hwy 2/6

2 f

- o Capacity (useable) - 3.8 gal (14.4 L)
- Auxiliary engine protection system
- Fuel/water separator and separate fuel filter
- Open crankcase ventilation (OCV) filter

BLOWER, RUBBER LINED

- Aluminum alloy, high volume, open face turbine
- Purpose - Creates blast and suction
- Bearings - (2) sealed lifetime lube, anti-friction
- Bolt-on housing - Abrasion resistant, replaceable liner
- Drive - Heavy duty power band

DUST SEPARATOR

- Type - Cyclonic, multipass, centrifugal separation
- Size - 20 x 61 in cylindrical area (508 x 1549 mm)
- Located adjacent to blower within hopper
- Particulate removal achieved through 61 in (1549 mm) skimmer slot into skimmer hood
- Hinged inspection door opened from hopper exterior
- Abrasion resistant housing w/replaceable wear resistant liner

HOPPER

- Capacity (volumetric) - 7.3 yd³ (5.6 m³)
- Capacity (useable) - 6 yd³ (4.6 m³)
- Construction - Welded steel plate with integral stiffeners
- Floor angle - 22°
- Dump door opening - 84 x 44 in (2134 x 1118 mm)
- Dumping method - Hydraulic with raker bar
- Dumping height - 36 in (914 mm)

PICK-UP HEAD

- Type - Dual chamber
- Function - Delivers air blast and suction
- Width (inside dimension) - 87 in (2210 mm)
- Std. pick-up head area - 2610 in² (1.68 m²)
- BAH® option area - 3567 in² (2.3 m²)
- Suspension - 4 springs, 2 drag links
- Skids - DUO SKID®, long-life carbide
- Suction hose diameter - 14 in (356 mm)
- Pressure hose diameter - 14 in (356 mm)
- Pressure bleeder - Integral for leaf/light material pickup

GUTTER BROOM, DUAL, Patented

- Standard equipment includes floodlights and parabolic mirrors
- Drive - Constant speed non-reversible hydraulic motor
- Adjustment - Adjustable for down pressure, pattern and wear
- Down pressure - Automatically adjusts to requirement

26

- Flexibility - All directions integral anti-damage "swing away" relief valve
- Broom - 43 in dia. (1092 mm) steel wire, vertical digger

HYDRAULIC SYSTEM

- Operates gutter broom(s), dump and pick-up head
- Drive - Gear driven from auxiliary engine
- Capacity - 8 GPM (30.3 LPM)
- Reservoir - 25 gal (94.6 L) w/80 mesh suction strainer, sight/temperature gauge, cooler
- Filter - 3 micron in-line
- Temperature shutdown system

DUST CONTROL SYSTEM

- Water spray nozzles for dust suppression
- Pump - Electric diaphragm, air diaphragm, or belt driven
- Reservoirs - Polyethylene 220 gal (1249 L), total minimum
- Filter - 80 mesh in-line
- Low water shut-off - Safety shut-off with low water warning light in cab coupled with liquid level sensor
- Spray nozzles:
 - Around pick-up head - 4
 - Gutter brooms (each) - 2
 - Hopper (inside) - 1
- Hydrant fill hose w/storage area - 20 ft (6 m)

CONTROLS

- Inside cab (lighted)
Pick-up head, gutter broom(s), ignition and tachometer (auxiliary engine), voltmeter, low water warning system (for dust control system), all safety lights, hour meter, pressure bleeder, auxiliary fuse panel
- BlueLogic® Display
High resolution, color LCD multi-function touchscreen display that provides the operator feedback on the status of the sweeper and auxiliary engine. The display provides information for all safety equipment, as well as lifetime and trip hours for sweeper equipment such as the gutter brooms, pick-up head, pickup head broom, and blower. The display also provides service hours for the auxiliary engine and hydraulic system fluids and filters. Additionally, the sweeper odometer records lifetime and trip curb miles swept.
- BlueLogic® Control System
Multiplexed electrical control system which provides intelligent safety features and assists in sweeper troubleshooting with on board diagnostics (OBD).

- Outside cab - Dump

SAFETY WARNING DEVICES

- Alternating LED rear flashers (2)

Streets & Hwy 4/10

28

- Back-up alarm
 - SAE Class 1/California Title 13 amber beacon light with limb guard - LED
 - OPTIONAL EQUIPMENT
 - AOD water pump w/washdown hose/spray gun
 - Abrasion protection package
 - Auto sweep interrupt w/overspeed interrupt
 - Auxiliary hand hose 8 in dia. (203 mm)
 - Auxiliary hand hose hydraulic boom assist
 - Auxiliary hand hose catch basin cleaning package
 - Auxiliary hydraulic system
 - Broom Assist Pick-up Head (BAH®)
 - Camera/monitor system
 - COMDEX (extra water and tool box) 330 gal (1249 L) - International 4300-DT only
 - Gutter broom tilt adjuster(s) (right, left or both)
 - Gutter broom variable speed
 - Gutter broom drop-down
 - Hi/Low pressure washdown system
 - High output water system
 - Hopper deluge system
 - Hopper drain system
 - Hose reel, 50 ft (15.24 m) retractable
 - Liquid recovery system
 - Low emissions package (required for South Coast AQMD Rule 1186)
 - Magnet, light, standard, or heavy duty
 - Pick-up head curtain lifter
 - Pick-up head deluge
 - Reverse pick-up head system
 - Stainless steel options:
 - Hopper:
 - Hopper weldment
 - Dump door
 - Inspection doors
 - Raker plate
 - High capacity dust separator
 - Screen
 - Blower housing
 - High capacity dust separator
 - Hopper drain
 - Paint color (other than TYMCO standard white)
- Special options are available for your individual requirements. Contact your local dealer or TYMCO.*

Sweeps Hwy 5/6

CONVENTIONAL CAB CHASSIS AVAILABLE

- International 4300-DT
- International 4300 - Cummins ISB
- Freightliner M2-106

Total Package: \$235,000

DEMO Saw w/attachments

Specifications for Professional Use:

DISPLACEMENT	98.5 cc (6.0 cu. in.)
ENGINE POWER	5.0 kW (6.7 bhp)
WEIGHT*	12.7 kg (28.0 lbs.)
FUEL TANK CAPACITY	1200 cc (40.6 oz.)
ENGINE SPEED	9,300 rpm (Elec. Gov.)
MAX. SPINDLE SPEED	4,600 rpm
ARBOR SIZE	20 mm
MAXIMUM WHEEL SIZE	400 mm (16")
MAXIMUM CUTTING DEPTH	143 mm (5.6")
POWER SOURCE	Gas

Attachments:

Cutting Cart,

Length 10 In, Width 17 In, Height 26 In, Weight 26 lb, Features Folds For easy Storage, Tool Less Attachment On Partner Saws, Includes 4 Gallon Water Tank, Water Attached Kit For Standard Water Hose, Package Quantity 1

TOTALS for Package: \$3,000

Steeper & Hwy 9/6

CITY OF FALL RIVER
LOAN ORDER
(Building Improvements)

ORDERED, That the City hereby appropriates Two Hundred Forty Thousand Dollars (\$240,000) to pay costs of building improvements as follows, and for the payment of all other costs incidental and related thereto:

Building Improvements - Streets & Highways Department	\$240,000.00
--	---------------------

To pay for the cost of the replacement of the Salt Building at Lewiston Street to be used in the Streets & Highways Department

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(3A), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

City of Fall River, In City Council

2h

CITY OF FALL RIVER LOAN ORDER (Sidewalks)

ORDERED, That the City hereby appropriates Four Hundred Fifty Thousand Dollars (\$450,000) to pay costs of sidewalk projects as follows, and for the payment of all other costs incidental and related thereto:

Infrastructure - Streets & Highways Department

\$450,000.00

To pay for the cost of the replacement of sidewalks in various parks and on various residential properties to be used in the Streets & Highways Department

Replace sidewalks in various parks & make them ADA compliant	\$250,000.00
Replace sidewalks with shared homeowner program	\$200,000.00

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

City of Fall River, *In City Council*

21

CITY OF FALL RIVER LOAN ORDER (Streetscapes)

ORDERED, That the City hereby appropriates One Million Three Hundred Ninety-Eight Dollars (\$1,398,000) to pay costs of streetscapes projects as follows, and for the payment of all other costs incidental and related thereto:

Streetscapes - Purchase Street

\$1,398,000.00

To pay for the cost of infrastructure the purpose of which is to improve the business/architecture; architecture/waterfront link and cultural districts

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

CITY OF FALL RIVER
LOAN ORDER
(Streetscapes)

ORDERED, That the City hereby appropriates One Million Two Hundred Sixty Thousand Five Hundred Dollars (\$1,260,500) to pay costs of streetscapes projects as follows, and for the payment of all other costs incidental and related thereto:

Streetscapes - Bank Street/Columbia Square

\$1,260,500.00

To pay for the cost of infrastructure the purpose of which is to improve the business/architecture; architecture/waterfront link and cultural districts

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

City of Fall River, *In City Council*

2K

CITY OF FALL RIVER LOAN ORDER (Streetscapes)

ORDERED, That the City hereby appropriates Two Million Seventy-Five Thousand Dollars (\$2,075,000) to pay costs of streetscapes projects as follows, and for the payment of all other costs incidental and related thereto:

Streetscapes – East Main Street

\$2,075,000.00

To pay for the cost of infrastructure the purpose of which is to improve the business/architecture; architecture/waterfront link and cultural districts

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

CITY OF FALL RIVER
LOAN ORDER
(Streetscapes)

ORDERED, That the City hereby appropriates Two Million Four Hundred Fifty Thousand Dollars (\$2,450,000) to pay costs of streetscapes projects as follows, and for the payment of all other costs incidental and related thereto:

Streetscapes - Bedford Street

\$2,450,000.00

To pay for the cost of infrastructure the purpose of which is to improve the downtown gateway district

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

CITY OF FALL RIVER
LOAN ORDER
(Streetscapes)

ORDERED, That the City hereby appropriates One Million Sixty Thousand Dollars (\$1,060,000) to pay costs of streetscapes projects as follows, and for the payment of all other costs incidental and related thereto:

Streetscapes - South Main Street

\$1,060,000.00

To pay for the cost of infrastructure the purpose of which is to improve the downtown business district

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

City of Fall River, *In City Council*

2N

CITY OF FALL RIVER LOAN ORDER (Streetscapes)

ORDERED, That the City hereby appropriates One Million Four Hundred Forty-Four Thousand Dollars (\$1,444,000) to pay costs of streetscapes projects as follows, and for the payment of all other costs incidental and related thereto:

Streetscapes - North Main Street

\$1,444,000.00

To pay for the cost of infrastructure the purpose of which is to improve the downtown business district

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

CITY OF FALL RIVER
LOAN ORDER
(Streetscapes)

ORDERED, That the City hereby appropriates Seven Hundred Seventy-Five Thousand Dollars (\$775,000) to pay costs of streetscapes projects as follows, and for the payment of all other costs incidental and related thereto:

Streetscapes - Rock Street

\$775,000.00

To pay for the cost of infrastructure the purpose of which is to improve the business/architectural districts

To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

City of Fall River, *In City Council*

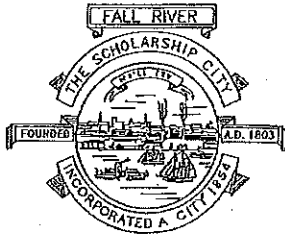
2P

CITY OF FALL RIVER

LOAN ORDER

(Application of Bond Premium)

ORDERED, That each prior loan order of the City that authorizes the borrowing of money to pay costs of capital projects is hereby supplemented to provide that, in accordance with Chapter 44, Section 20 of the General Laws, the premium received by the City upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied.



City of Fall River
Massachusetts
Office of the Mayor

JASIEL F. CORREIA II
Mayor

September 22, 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. \$53,500 That the sum of \$53,500 be transferred, and the same is, hereby appropriated for the ADMINISTRATIVE SERVICES Expenditures from the ADMINISTRATIVE SERVICES Salaries.
The transfer is requested to meet MIS expenditures for services. Since they are unable to hire the qualified personnel.
2. \$18,100 To accept and spend \$18,100 from energy rebates for Energy Efficiency upgrades.
The city has received \$43,100 in energy rebates from energy upgrade projects. The remaining \$25,000 is recommended for Street Light Poles replacement/repairs (new) account.
3. \$25,000 To accept and spend \$25,000 from energy rebates for Street Light Poles replacement/repairs.

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

Best Regards,

Jasiel F. Correia II
Mayor

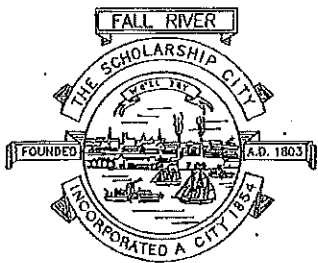
One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

RECEIVED
2016 SEP 22 P 4:51
CITY CLERK
FALL RIVER, MA

September 27, 2016

#1

**That the sum of \$53,500 be transferred, and the same is, hereby appropriated
for the ADMINISTRATIVE SERVICES Expenditures from the
ADMINISTRATIVE SERVICES Salaries**



City of Fall River Massachusetts

Department of Administrative Services
HUMAN RESOURCES • INFORMATION SYSTEMS • LAW • PURCHASING

Information Systems Division

3a

JASIEL F. CORREIA II
Mayor

MADELINE S. COELHO
Director

DAWN E. LEWIS
Director Information Systems

September 22, 2016

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

RECEIVED
2016 SEP 22 P 4:58
CITY CLERK
FALL RIVER, MA

Dear Mr. Mayor,

The Information Technology department has been interviewing for a Network Administer over the past several weeks and I am sorry to report that we have been unsuccessful in finding a qualified candidate to fill this position. I am respectfully requesting that we hire a (non-benefit) IT desktop support staff from MTSI with a salary of \$60,000 until June 30, 2017. This will require moving money from the salaries account to operating account to pay for this service.

Sincerely,

Dawn E. Lewis
IT Director

3a

FY 17 Appropriation/Transfer Number Analysis # 02

Line	Original/Revised Appropriation	Amount Transferred	New Appropriation
Administrative Services Salaries	\$ 1,126,527	\$ (53,500)	\$ 1,073,027
Administrative Services Expenses	\$ 1,392,678	\$ 53,500	\$ 1,446,178

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



Krishan Gupta, City Auditor
9/22/2016



09/22/2016 14:13
cityaud

CITY OF FALL RIVER
YEAR TO DATE REVENUE/ EXPENSES REPORT

FOR 2017 99

JOURNAL DETAIL 2016 1 TO 2016 13

ACCOUNTS FOR: GENERAL FUND

11555511 COMPUTER ROOM SALARIES

ORIGINAL APPROP	TRANSFERS/ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENC/REQ	AVAILABLE BUDGET	PCT USED
303,295	0	303,295	57,560.04	.00	245,734.96	19.0%
2,500	0	2,500	2,400.00	.00	100.00	96.0%
2,380	0	2,380	1,222.99	.00	1,157.01	51.4%
1,500	0	1,500	.00	.00	1,500.00	.0%
2,321	0	2,321	.00	.00	2,321.00	.0%
12,200	0	12,200	500.00	.00	11,700.00	4.1%
324,196	0	324,196	61,683.03	.00	262,512.97	19.0%

TOTAL COMPUTER ROOM SALARIES

11555512 COMPUTER ROOM EXPENSES

527300 RENTALS AND LEASES	176,938	181,844	33,286.47	67,619.09	80,938.00	55.5%
527700 DATA PROCESSING EQUIP - RENT	536,192	575,434	366,524.54	167,185.83	41,723.49	92.7%
530010 TRAINER SERVICES	20,000	20,000	.00	.00	20,000.00	.0%
534100 TELEPHONE/COMMUNICATIONS	242,143	242,550	47,678.00	242.35	194,630.00	19.8%
534300 POSTAGE/COMMUNICATIONS	150,000	150,000	25,029.89	.00	124,970.11	16.7%
TOTAL COMPUTER ROOM EXPENSES	1,125,273	1,169,828	472,518.90	235,047.27	462,261.60	60.5%
TOTAL GENERAL FUND	1,449,469	1,494,024	534,201.93	235,047.27	724,774.57	51.5%

CITY CLERK
FALL RIVER, MA

2016 SEP 22 P 4: 58

RECEIVED

3a

09/22/2016 14:13
cityaud

CITY OF FALL RIVER
YEAR TO DATE REVENUE/ EXPENSES REPORT

P 2
glytdbud

FOR 2017 99

JOURNAL DETAIL 2016 1 TO 2016 13

ORIGINAL APPROP	TRANSFRS/ ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENC/REQ	AVAILABLE BUDGET	PCT USED
GRAND TOTAL	1,449,469	44,555	1,494,024	534,201.93	235,047.27	724,774.57 51.5%

** END OF REPORT - Generated by Krishan Gupta **

CITY CLERK
FALL RIVER, MA

2016 SEP 22 P 4:58

RECEIVED

3a

September 27, 2016

#2

Ordered, that under the provisions of Massachusetts General Laws, Chapter 44, Section 53 E ½, the City of Fall River by vote of the City Council, hereby accept into the existing Special Revenue Account (5680) Energy Rebates from the Energy Efficiency upgrades and spend up to \$18,100 on additional Energy Efficiency upgrades.

September 27, 2016

#3

Ordered, that under the provisions of Massachusetts General Laws, Chapter 44, Section 53 E ½, the City of Fall River by vote of the City Council, hereby accept into a new Special Revenue Account for Street Light Poles replacement/repairs from the Energy Efficiency Rebates and spend up to \$25,000 on Street Light Poles replacement/repairs.



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

3C

JASIEL F. CORREIA II
Mayor

KRISHAN GUPTA
City Auditor

STACY MEDEIROS
Assistant City Auditor

September 22, 2016

Alison Bouchard
The City Clerk
City of Fall River

City Auditor's Certification of New Revenues

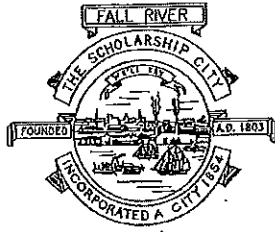
Please note that \$43,100 revenues referenced in Mayor's Appropriation Transmittal Letter items 2 & 3 is new revenue for the city from energy rebates. These revenues are not earmarked or dedicated for any other purpose nor will it be a factor in computing the tax levy for FY 17.

Please contact me if you have any questions.

Thank You,

Krishan Gupta
City Auditor

Copy: City Administrator
Director of Financial Services



**CITY OF FALL RIVER
MASSACHUSETTS**
Department of Buildings & Grounds

3C

JASIEL F. CORREIA II
Mayor

CHRIS GALLAGHER
Interim Director

September 22, 2016

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

RECEIVED
2016 SEP 22 P 4:57
CITY CLERK
FALL RIVER, MA

Dear Mayor Correia,

The City has received a refund check in the amount of \$96,602.65 for installation of LED streetlights and decorative lights. The refund will be used for the LED retro-fitting of all decorative streetlights, spot lights, any underground utility work and retro-fitting city buildings (Fire, Police, Library etc.) with LED lighting.

Sincerely,

Chris Gallagher, Interim Director

APPROVED:

Mayor

9/22/16

Date



**CITY OF FALL RIVER
MASSACHUSETTS**
Department of Buildings & Grounds

3C

JASIEL F. CORREIA II
Mayor

CHRIS GALLAGHER
Interim Director

September 22, 2016

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

RECEIVED
2016 SEP 22 P 4: 57
CITY CLERK
FALL RIVER, MA

Dear Mayor Correia,

The City has received \$43,100.00 as a result of the National Grid Rebate Fund Program. \$25,000.00 is to be placed into a revolving account for the replacement of streetlights not covered by insurance companies. \$18,100.00 is to be placed into the energy-savings account (Ameresco). These funds were awarded to the City for installation of LED streetlights and decorative lights. The rebate funds will be used for the LED retro-fitting of all decorative streetlights and spot lights and any underground utility work which may arise during this project.

Sincerely,

Chris Gallagher, Interim Director

APPROVED:

Mayor

9/22/16

Date

CITY OF FALL RIVER

To the City Council

Councilors:

The Committee on Finance, at a meeting held on September 19, 2016, voted unanimously to recommend that the accompanying loan order be referred to the full Council for adoption.

Alison M. Bouchard
City Clerk

City of Fall River, In City Council

6

CITY OF FALL RIVER LOAN ORDER

Jefferson Street Area Land Acquisition and Improvements

ORDERED, that the sum of \$1,000,000 be and hereby is appropriated to pay costs of Planning, Design, Land Acquisition and Construction Services related to obtaining and improving Lot D-20-16 and a portion of Lot D-20-1 adjacent to the South Watuppa Pond, including the payment of all other costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow \$1,000,000 under and pursuant to Chapter 29C and Chapter 44, Sections 7 and 8 of the General Laws, as amended, or pursuant to any other enabling authority, and to issue and sell bonds or notes of the City therefore, and further, that the Mayor and the Treasurer are each authorized to file an application to qualify under Chapter 44A of the Massachusetts General Laws any and all bonds of the City issued under and pursuant hereto, and to provide such information and execute such documents as may be required in connection therewith.

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 13 2016

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



City of Fall River
Massachusetts
Office of the Mayor

6

RECEIVED

2016 AUG 29 A 11:02

CITY CLERK
FALL RIVER, MA

JASIEL F. CORREIA II
Mayor

August 26, 2016

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

RE: Jefferson Street Area Land Acquisition and Improvements
Sucker Brook Driveway Crossing
Loan Orders

Dear Councilors:

Your approval is respectfully requested for the attached loan orders for \$2,000,000. There are two separate loan orders for \$1,000,000 each as one will be supported by the Water Enterprise Fund and the other shall be supported by the City General Fund. This project is intended to result in the acquisition of over 13 acres for a future Water Treatment Facility and the protection of Sucker Brook.

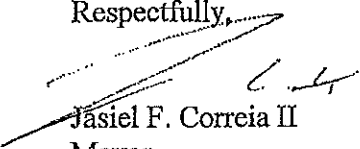
The plan involves the donation of 10 acres of land by the Atlantis Charter School. In return the City shall construct a driveway and stream crossing to allow access to their site. This driveway also has the potential future use of improving access to the adjacent industrial park and public access to the waterfront. The Water Division also plans to purchase the adjacent land on Lot D-20-16 which includes 3.37 acres.

The value of this plan is to protect waterfront property on the South Watuppa Pond for construction of a future water treatment facility. As water demand expands in the future the potential use of this additional resource will be a major advantage for the City. On the interim, we plan to develop a public access plan for passive recreation.

Also attached are the estimated project costs, amortization schedule, draft agreement with the Charter School and location of the land parcels. Please note that the agreement is still a draft and subject to further revision.

Please call me if you need further information.

Respectfully,


Jasiel F. Correia II
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 13 2016

a/c placed on file

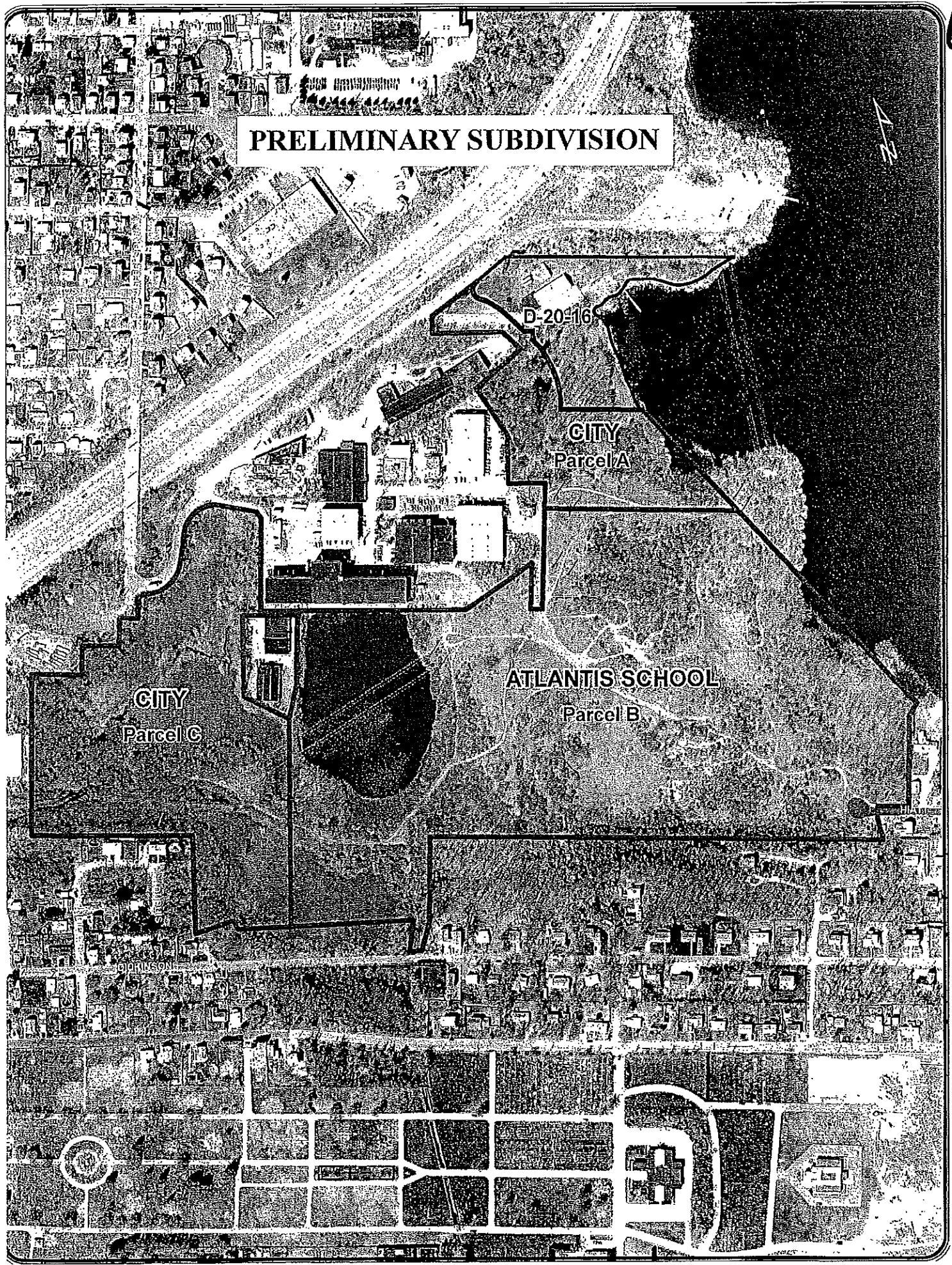
PRELIMINARY SUBDIVISION

D-20-16

CITY
Parcel A

CITY
Parcel C

ATLANTIS SCHOOL
Parcel B



Estimates of \$2M Project Debt 8.18.16
Jefferson Street Land and Road/Bridge Project

Entire Project: Planning/Design/Land Acquisition/Construction.			
1	Driveway: Stream Crossing	\$1,000,000	General Fund
2	Land Acquisition	\$500,000	Water Fund
3	Contingency	\$500,000	Water Fund
Total Project Cost		\$2,000,000	

Effect on the Water Rate/ccf	Year
\$0.0000	2016
\$0.0127	2017
\$0.0000	2018

Estimated Cost of Short Term Debt	
	\$0
BAN-\$2,000,000 at 2%	\$40,000
	\$0

year	\$2,000,000 Principal	Interest 4%	Annual P&I
1	\$100,000	\$80,000	\$180,000
2	\$100,000	\$76,000	\$176,000
3	\$100,000	\$72,000	\$172,000
4	\$100,000	\$68,000	\$168,000
5	\$100,000	\$64,000	\$164,000
6	\$100,000	\$60,000	\$160,000
7	\$100,000	\$56,000	\$156,000
8	\$100,000	\$52,000	\$152,000
9	\$100,000	\$48,000	\$148,000
10	\$100,000	\$44,000	\$144,000
11	\$100,000	\$40,000	\$140,000
12	\$100,000	\$36,000	\$136,000
13	\$100,000	\$32,000	\$132,000
14	\$100,000	\$28,000	\$128,000
15	\$100,000	\$24,000	\$124,000
16	\$100,000	\$20,000	\$120,000
17	\$100,000	\$16,000	\$116,000
18	\$100,000	\$12,000	\$112,000
19	\$100,000	\$8,000	\$108,000
20	\$100,000	\$4,000	\$104,000
TOTALS	\$2,000,000	\$840,000	\$2,840,000

Effect on the Water Rate/ccf	Estimate: Start of Long Term Debt
\$0.03	2018
\$0.03	2019
\$0.03	2020
\$0.03	2021
\$0.03	2022
\$0.03	2023
\$0.02	2024
\$0.02	2025
\$0.02	2026
\$0.02	2027
\$0.02	2028
\$0.02	2029
\$0.02	2030
\$0.02	2031
\$0.02	2032
\$0.02	2033
\$0.02	2034
\$0.02	2035
\$0.02	2036
\$0.02	2037

Effect on the Tax Rate/1000	Estimate: Start of Long Term Debt
\$0.02	2018
\$0.02	2019
\$0.02	2020
\$0.02	2021
\$0.02	2022
\$0.02	2023
\$0.02	2024
\$0.02	2025
\$0.02	2026
\$0.02	2027
\$0.02	2028
\$0.02	2029
\$0.01	2030
\$0.01	2031
\$0.01	2032
\$0.01	2033
\$0.01	2034
\$0.01	2035
\$0.01	2036
\$0.01	2037

6

AGREEMENT

Draft-8/22/16

Agreement made this _____ day of August, 2016 by and between the City of Fall River, a municipal corporation of the commonwealth of Massachusetts, and the Atlantis Charter School, 37 Park Street, Fall River, MA 02721.

WHEREAS, the Atlantis Charter School, intends to build a new school on Lot D-20-1 bordered by Jefferson Street to the north, Dickinson Street to the south, wetlands to the west and the South Watuppa Pond to the east; and

WHEREAS, the City of Fall River and area residents have expressed concerns regarding the detrimental impact of traffic to the Dickinson Street area by the Atlantis Charter School; and

WHEREAS, the Atlantis Charter School is willing to address the traffic and safety issues to the extent and upon the terms hereinafter enumerated;

NOW THEREFORE, the City of Fall River and the Atlantis Charter School agree as follows:

Atlantis Charter School shall:

1. Require that all vehicles (buses, vehicles for employees, students and parents) shall enter the site via an access road from Jefferson Street.
2. Construct a secondary emergency egress road to Dickinson Street that will be gated and closed except for emergency vehicle access by the Police/Fire Departments and/or release of vehicles during a temporary emergency event that renders the Jefferson Street driveway inaccessible. Said emergency must be related to Police/Fire emergency events and not for convenience.
3. In the event that the Jefferson Street access is not completed and ready to use when the School is ready to open in September of 2017; then the Dickinson Street access may be used on a temporary basis for student access only.

4. Construct a walking path for students that walk to utilize the Dickinson Street egress area. The Atlantis Charter School shall require walking student to use this pathway.
5. Construct the flood control improvements on Dickinson Street previously identified in the draft Integrated Master Plan to include elevation of the road at the low point by 2.5 feet and replace the existing culvert with two 5 'x 2' box culverts.
6. The Engineer for Atlantis shall design the flood control improvements subject to approval by the City Engineer and the Administrator of Community Utilities. Atlantis shall not be held liable for flooding events or impacts related to these improvements as approved by the City after construction is complete.
7. Donate 10 acres of land including portions of the north and west side of the property to the City of Fall River Water Division. The exact land donation must be finalized in a sub division plan approved by and deeded to the City of Fall River.
8. Disclose any land contamination issues on the existing site and mitigation efforts that are needed.
9. Avoid and minimize the use of Dickinson Street by any vehicles related to construction of the school to the greatest extent possible.
10. If any wetland restoration is needed on the donated land then said restoration shall be completed by the Atlantis Charter School on their remaining portion of the land.
11. Atlantis shall support and not interfere with the City of Fall River land purchase efforts of Lot D-20-16 delineated below.
12. Atlantis shall cooperate with the City staff and Engineering Firms in providing access to the site and all related documentation requested.

The City of Fall River Shall:

1. Prepare the sub division plan for the land donation delineated above.

6

2. Said land donation shall be assigned to the Water Division for potential future use as a Water Treatment Facility for the South Watuppa Pond and protection of Sucker Brook.
3. Purchase the adjacent land known as Lot D-20-16 subject to the Owner's approval. Said land purchase shall be assigned to the Water Division for potential use as a Water Treatment Facility for the South Watuppa Pond. This purchase shall not involve or interfere with Atlantis School Project.
4. Improve the land donation denoted above in Atlantis Charter School Item 7 to include a driveway to accommodate vehicular traffic for the Atlantis Charter School including the stream crossing and access from the existing Jefferson Street extension to the new property boundary to be created by the land division.
 - a. Atlantis shall be responsible for the continuation of that driveway on their remaining property to the school.
 - b. The City shall provide an access and transportation easement to the Atlantis Charter School for use of the driveway and stream crossing on City of Fall River land.
 - c. Atlantis shall plow snow as needed for school access for the entire driveway to the existing Jefferson Street Extension.
5. Submit a \$2,000,000 loan order subject to City Council approval to allow:
 - a. Construction of the stream crossing.
 - b. Construction of the driveway access.
 - c. All Related construction costs.
 - d. All related engineering, construction management, permitting costs.
 - e. Purchase of Lot D-20-16.
 - f. Any costs related to the City's commitments in this agreement.
6. Preserve the new City owned land denoted herein for open space conservation uses until such that time a Water Treatment Facility is constructed.
7. Submit for approval the revised site plan submittal by the Atlantis Charter School that will conform to the requirements of this agreement.
8. Approve the building permit for the Atlantis Charter School once the above noted revised site plan is approved and conformance to all requirements are in place..

6

EXECUTED at Fall River, Massachusetts on the date first mentioned above.

ATLANTIS CHARTER SCHOOL

CITY OF FALL RIVER

By: _____
Robert L. Beatty, Executive Director

By: _____
Jasiel F. Correia II, Mayor

By: _____
Board of Trustees

Approved by the City of Fall River
Law Department as to Form
And Manner of execution only

Approved by City Water Division

By: _____
Joseph I. Macy, Esq.

By: _____
Terrance J. Sullivan

CITY OF FALL RIVER

To the City Council

Councilors:

The Committee on Finance, at a meeting held on September 19, 2016, voted unanimously to recommend that the accompanying loan order be referred to the full Council for adoption.

Alison M. Bouchard
City Clerk

City of Fall River, In City Council

7

CITY OF FALL RIVER LOAN ORDER

Sucker Brook Driveway Crossing

ORDERED, that the sum of \$1,000,000 be and hereby is appropriated to pay costs of Planning, Design, Land Acquisition and Construction Services related to obtaining and improving land and roadway for construction of a driveway crossing Sucker Brook, including the payment of all other costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow \$1,000,000 under and pursuant to Chapter 29C and Chapter 44, Sections 7 and 8 of the General Laws, as amended, or pursuant to any other enabling authority, and to issue and sell bonds or notes of the City therefore, and further, that the Mayor and the Treasurer are each authorized to file an application to qualify under Chapter 44A of the Massachusetts General Laws any and all bonds of the City issued under and pursuant hereto, and to provide such information and execute such documents as may be required in connection therewith.

CITY OF FALL RIVER
IN CITY COUNCIL

SEP 13 2016

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

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 31, 2016, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading.


Assistant Clerk of Committees

City of Fall River, *In City Council*

8

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

That Chapter 2 of the Revised Ordinances of the City of Fall River, Mass., 1999, which chapter relates to Administration be amended, as follows:

By inserting in Section 2-151, which section relates to standing committees established, in sub-section (9) after the word "housing," the word "youth,"

CITY OF FALL RIVER

9

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on September 21, 2016, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading.

Colleen A. Taylor
Clerk of Committees

City of Fall River, In City Council

9

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

Section 1.

That Section 30-35 of Appendix A-Fee Schedule of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which Section relates to Fire Protection and Prevention, be amended, as follows:

Sub-Section 1.

By striking out the fees currently listed for the following sub-sections and inserting in place thereof, the following:

- | | |
|---|--|
| (1) Review of building plans | \$.05 per square feet,
\$100 minimum |
| (24) Quarterly inspections mandated by M.G.L.A. c. 148, § 26: | |
| a. Hospitals | \$200.00 |
| b. All others | \$100.00 |
| (25) Inspections for compliance with M.G.L.A. c. 148, § 26: | |
| a. One-unit houses | \$50.00 |
| b. Two-unit houses | \$100.00 |
| c. Three-unit to six-unit houses | \$150.00 |
| d. Seven-unit houses or more | \$500.00 |
| e. Re-inspection | Same as initial inspection |

Sub-Section 2.

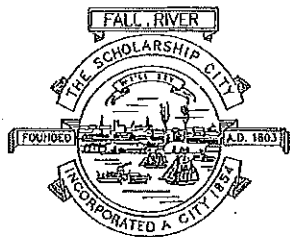
By inserting new sub-sections to read as follows:

- | | |
|--|---------|
| (26) Permit to process hazardous material | \$50.00 |
| (27) Permit to install fire-extinguishing equipment for commercial cooking | \$50.00 |
| (28) Installation or removal of a fuel storage tank | \$50.00 |
| (29) Fumigation and insecticidal fogging | \$50.00 |
| (30) Liquor license inspection | \$50.00 |
| (31) Rubbish containers > 6 cubic yards (dumpsters) | \$25.00 |
| (32) Disconnect/Disable fire alarm or sprinkler system | \$25.00 |
| (33) Unvented propane or natural gas-fired space heaters | \$50.00 |
| (34) Use, storage or handling of hazardous materials | \$50.00 |
| (35) Storage of mulch > 300 cubic yards | \$50.00 |
| (36) An operation that uses or produces combustible dust | \$50.00 |
| (37) Storage of fuel gases | \$50.00 |

Section 2.

That Section 14-464 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which Section relates to Filing of application for license; inspection; application fee, be amended as follows:

By inserting after "within 14 days of receipt of the application," the following "excluding holidays and weekends,"



City of Fall River
Massachusetts
Office of the Mayor

JASIEL F. CORRÊIA II
Mayor

RECEIVED

2016 SEP -8 P 3:35

CITY CLERK _____
FALL RIVER, MA

September 8, 2016

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

Dear Council Members:

On recommendation from the Fire Chief, I am forwarding proposed fee increases for services provided by the Fire Department. After reviewing the fee structure in other communities, my administration believes that fee increases are both needed and justified. These fees will enable us to generate additional revenues while also adjusting these fees to reflect the amount of work required to complete these services.

Your review and approval of these proposed fee increases is respectfully requested.

Best Regards,

Jasiel F. Correia II
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 13 2016

*Referred to the Committee
on Ordinances and Legislation*



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

9

JASIEL F. CORREIA II
Mayor

JOHN D. LYNCH
Acting Fire Chief


September 2, 2016

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

Dear Mayor Correia:

I respectfully request these proposed Fire Department Fee changes be adopted in City Ordinance. Many of the increases are to be compatible with what other communities currently charge. Other increases are to cover the cost of performing the services, because many have not been increased in many years. Some fees are being charged by us but were never adopted into City Ordinance.

Respectfully,


John D. Lynch
Acting Fire Chief

Permits and Fees

9

Permit Type	Present	Proposed Changes	
Smoke and Carbon Monoxide Detectors (sale or transfer)			
Certificate of Compliance 1 Family	\$50		
Certificate of Compliance 2 Family	\$50	\$100	
Certificate of Compliance Each Additional Unit	\$25	\$150 3-6 UNITS, 7 OR MORE \$500	MGL Chap. 148 Sec 10A, Sec 26 F1/2
Certificate of Compliance Failure Re-inspection	NA	Same cost as initial inspection	
Quarterly Inspections Mandated by MGLA 148			
Hospitals	\$150	\$200	
All Others	\$75	\$100	
Research for Site Assessment 21E	\$100		
Registration of a Tank Containing Flammable or Combustible Liquids	\$60		
Permit for the Removal of a Tank Containing Flammable or Combustible Liquids	\$200		
Permit for the Storage of Fuel Oil	\$50		
Tank Truck Inspection	\$60		
Permit to Install or Alter an Oil Burner	\$50		
Permit to Store Liquefied PG	\$50	FROM 5 years TO 2 Years	
Permit for Keeping of Certain Metal Waste Containers	\$50		
Review of Building Plans	\$100	\$.05 Per Sq. Ft. \$100 minimum	2000'sq= \$100 7500 'sq=\$375 150,000'sq=\$7500
Review of Plans and Inspection of Installation of Self Service Gas Station	\$100		
Permit for Storage of Black Powder	\$60		
Copies of Report or Record (Each)	\$15		
Permit to process Hazardous Material	\$50		CMR 527 Chap 33

Permits and Fees

9

Permit Type	Present	Proposed Changes	
Permit to Store Hazardous Material	\$50		
Permit to Erect a Tent	\$50		
Permit to Fire a Cannon	\$50		
Permit to Store and Use Oxyacetylene Tanks and Torches	\$50	FROM 5 years to 2 Years	
Permit for a Supervised Display of Fireworks	\$60		
Permit to Conduct Blasting	\$60		
Renewal of Permit	\$50		
Permit to Store Flammable Liquids, Gases, or Solids	\$50		
Permit to Install Liquefied Petroleum Gas Facility	\$50		
Permit to install fire-extinguishing equipment commercial cooking	\$50		
Use of candles, open flames, and portable cooking in assembly areas, dining areas of restaurants, and drinking establishments	NA		
Use of torch or other flame or heat producing device	NA		
Use of canine guards	NA		
Fumigation and insecticidal fogging	NA	\$50	
Liquor License Inspection	NA	\$50	
Storage of combustible goods > 2,500 cu. ft.	NA		
Oil Burners and Fuel Oil			
Installation or alteration of any fuel oil burning equipment	\$50		
Storage of fuel oil in excess of 10 gallons used in connection with an oil burner	NA		
Installation or removal of a fuel storage tank (Unless provided otherwise in chapter 66)	\$50		
Safeguarding construction, Alteration, and demolition operations			
Rubbish Containers > 6 cubic yards(Dumpsters)	NA	\$25	527 CMR Chap.19
Disconnect / Disable Fire Alarm or Sprinkler System	NA	\$25	

Permits and Fees

9

Permit Type	Present	Proposed Changes	
Torch-applied roofing operations	NA		
Permit for a Tar Kettle	\$50		
Use of salamanders	NA		
Occupancy Fire Safety			
Exhibits or displays in mall areas	NA		
Storage, handling, use, or display of cellulose nitrate film	NA		
Unvented propane or natural gas-fired space heaters	\$50	<i>This needs to be put in ordinance</i>	
Clean-rooms			
Use, storage or handling of hazardous materials	\$50		
Dry Cleaning			
Use, storage or handling of hazardous materials	NA		
Motor Fuel Dispensing Facilities and Repair Garages			
Use, storage or handling of hazardous materials	NA		
Inspection of Auto Body Repair Shop		Change Ord.Sec.14-464 wording to "within 14 days excluding holidays and weekends"	
Forest Products			
Storage of mulch >300 cubic yards	NA	\$50	
Dust Explosion and Fire Prevention			
An operation that uses or produces combustible dust	NA	\$50	
Welding, Cutting, and Other Hot Work			
Cutting and welding operations	\$50		
Storage of fuel gases	\$50	<i>This needs to be put in ordinance</i>	
Alarm Systems			
Annual Fire Alarm Permit	\$300		

Permits and Fees

9

Permit Type	Present	Proposed Changes	
Initial Fire Alarm Tie-in	\$375		

Permits and Fees

Permit Type	FR	NB	Brockton	Lowell	Lawrence	Springfield	Attleboro	Proposed Changes
Smoke and Carbon Monoxide Detectors (sale or transfer)								
Certificate of Compliance 1 Family	\$50	\$40	\$50		\$50	\$50		
Certificate of Compliance 2 Family	\$50	\$40	\$100		\$100	\$100	\$100	
Certificate of Compliance Each Additional Unit	\$25	\$20			\$50		\$50	\$150 3-6 UNITS, 7 OR MORE \$500
Certificate of Compliance Failure Re-inspection	NA				\$25	\$150		Same as original
Quarterly Inspections Mandated by MG/LA 148								
Hospitals	\$150	\$100	\$125		\$50	\$150	\$500	\$200
All Others	\$75	\$100					\$150	\$100
Research for Site Assessment 21E	\$100	\$35/HR			\$100			
Registration of a Tank Containing Flammable or Combustible Liquids	\$60	\$35			\$50	\$75-\$250		
Permit for the Removal of a Tank Containing Flammable or Combustible Liquids	\$200	\$100				\$75-\$250	\$100	
Permit for the Storage of Fuel Oil	\$50					\$50-\$150	\$50	
Tank Truck Inspection	\$60	\$75	\$85		\$100		\$100	
Permit to Install or Alter an Oil Burner	\$50	\$25						
Permit to Store Liquefied PG	\$50	\$35	\$35		\$50	\$75-\$250	\$50	FROM 5 years TO 2 Years
Permit for Keeping of Certain Metal Waste Containers	\$50							
Review of Building Plans	\$100		\$85		\$25-\$100	\$125-\$200		3.05 sq. Ft. \$100 Minimum

9

Permits and Fees

Permit Type	FR	NB	Brockton	Lowell	Lawrence	Springfield	Attleboro	Proposed Changes	
Review of Plans and Inspection of Installation of Self Service Gas Station	\$100					\$100			
Permit for Storage of Black Powder	\$60	\$30	\$35				\$50		
Copies of Report or Record (Each)	\$15	\$5	\$7		\$10	\$10	\$20		
Permit to Store Hazardous Material	\$50						\$50		
Permit to Erect a Tent	\$50						\$50		
Permit to Fire a Cannon	\$50	\$25			\$50	\$75			
Permit to Store and Use Oxyacetylene Tanks and Torches	\$50	\$25				\$75	\$50		FROM 5 years to 2 Years
Permit for a Supervised Display of Fireworks	\$60	\$25	\$35		\$50	\$100	\$50		
Permit to Conduct Blasting	\$60	\$35	\$65		\$50	\$50	\$50		
Renewal of Permit	\$50								
Permit to Store Flammable Liquids, Gases, or Solids	\$50				\$50	\$75	\$50		
Permit to Install Liquefied Petroleum Gas Facility	\$50								
Permit to install fire-extinguishing equipment commercial cooking	\$50						\$100		
Use of candles, open flames, and portable cooking in assembly areas, dining areas of restaurants, and drinking establishments	NA								
Use of torch or other flame or heat producing device	NA								
Use of canine guards	NA								
Fumigation and insecticidal fogging	NA	\$25			\$50	\$50	\$50	\$50	

6

Permits and Fees

Permit Type	FR	NB	Brockton	Lowell	Lawrence	Springfield	Attleboro	Proposed Changes	
Use, storage or handling of hazardous materials	\$50								
Dry Cleaning									
Use, storage or handling of hazardous materials	NA								
Motor Fuel Dispensing Facilities and Repair Garages									
Use, storage or handling of hazardous materials	NA								
Inspection of Auto Body Repair Shop								Change Ord 5sec 34-464 to Read "within 14 days excluding Holidays and weekends"	
Forest Products									
Storage of mulch >300 cubic yards	NA						\$50	\$50	
Dust Explosion and Fire Prevention									
An operation that uses or produces combustible dust	NA				\$50			\$50	
Welding, Cutting, and Other Hot Work									
Cutting and welding operations	\$50	\$25			\$50	\$75	\$50		
Storage of fuel gases	\$50							Needs to be put in ordinance	
Refueling (Gaseous Fuel Containers and Systems)									
Installation and connection of	NA								
Certificate of Occupancy, Inspection non residential use								\$100-5000 sf + 100 EACH 10,000 sf MAX \$1000	
Annual Fire Alarm Permit	\$300								

9

Permits and Fees

Permit Type	FR	NB	Brockton	Lowell	Lawrence	Springfield	Attleboro	Proposed Changes	
Initial Fire Alarm Tie-in	\$375								

CITY OF FALL RIVER

10

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on September 21, 2016, voted 4 yeas, 1 nay to recommend that the accompanying proposed ordinance be passed through second reading and enrollment, as amended.

Callen A. Taylor
Clerk of Committees

10

City of Fall River, In City Council

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

That Chapter 50 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to Personnel, be amended as follows:

By striking out in Section 50-309, which section relates to Salary schedules for executive officers and department heads, the salary for the following title and inserting in place thereof, the following:

Commissioner of Recreational Facilities and Cemeteries/Administrator of Recreational Facilities,
Cemeteries and Trees
7-1-2016 Not to exceed \$80,000.00 per annum

CITY OF FALL RIVER
IN CITY COUNCIL

AUG 16 2016

*Passed through first
reading, as amended,
and referred to the
Administration and
Committee on Ordinances
and Legislation
(Councilor Raymond A.
Mitchell opposed)*

8/31/16 Tabled

2/25/16

Admin copy emailed to City

CITY OF FALL RIVER

11

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on September 21, 2016, voted unanimously to recommend that the accompanying resolution be granted leave to withdraw.

Colleen A. Taylor
Clerk of Committees

11

City of Fall River, *In City Council*

(Councilor Linda M. Pereira)

WHEREAS, Uber is a new company that connects riders to drivers through mobile apps, and

WHEREAS, taxicab owners have questions regarding requirements of taxi vehicles, such as meters, medallions and lettering, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene with Corporation Counsel, representatives from the Fall River Police Department and concerned taxicab companies to review the ordinances and discuss this matter, and

BE IT FURTHER RESOLVED, that representatives from Uber be invited to be in attendance as well.

In City Council, September 29, 2015
Adopted, as amended

A true copy. Attest:

Alison M. Bouchard
City Clerk

CITY OF FALL RIVER

12

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on September 21, 2016, voted unanimously to recommend that the accompanying resolution be granted leave to withdraw.

Cecilia A. Taylor
Clerk of Committees

City of Fall River, *In City Council*

12

(Councilor Stephen R. Long)

WHEREAS, there are fewer owner occupied homes than there has ever been in the City of Fall River, and

WHEREAS, there is a need to increase investment in the owner occupied residential dwellings, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation discuss the feasibility of an Owner Occupied Residential Tax Exemption to ease the burden of increased fees and taxes and promote more owner occupied housing in the City.

In City Council, July 14, 2015
Adopted

A true copy. Attest:

Alison M. Bouchard

City Clerk

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on September 21, 2016,
voted unanimously to recommend that the accompanying resolution be referred to
the Traffic Commission.

Colleen A. Taylor
Clerk of Committees

City of Fall River, In City Council

(Councilor Leo O. Pelletier)

WHEREAS, Lamphor Street is a two-way street with parking allowed on both sides, and

WHEREAS, Holy Trinity School is located at 64 Lamphor Street, and

WHEREAS, parents and grandparents dropping off and picking up children from school are creating a safety concern, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene to discuss this traffic concern.

In City Council, September 29, 2015
Adopted

A true copy. Attest:

Alison M. Bouchard
City Clerk

City of Fall River, In City Council

14

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:

Fourth Street, west side, starting at a point 48 feet south of Wade Street, for a distance of 25 feet southerly
Buckley Street, west side, starting at a point 250 feet north of County Street, for a distance of 25 feet northerly
Foote Street, west side, starting at a point 361 feet north of Slade Street, for a distance of 20 feet northerly
Goss Street, west side, starting at a point 81 feet north of County Street, for a distance of 20 feet northerly
Tecumseh Street, north side, starting at a point 100 feet east of Lawrence Street, for a distance of 20 feet easterly

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 13 2016

*Passed Through
first reading*

City of Fall River, *In City Council*

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 inserting in Section 70-61, which section relates to membership; organization, after the words "chief of police of the city" the words ", or his/her designee,".

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 13 2016

*Passed Through
first reading*

City of Fall River, In City Council

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

That Chapter 50 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to Personnel, be amended as follows:

By striking in Section 50-301, which section relates to Salary schedules generally, the salary for the following title and inserting in place thereof, the following:

Director of Fall River Emergency Management Agency	\$20,000 per annum
--	--------------------

CITY OF FALL RIVER
IN CITY COUNCIL

SEP 13 2016

*Passed through first
reading
(Ct. President opposed)*

City of Fall River, *In City Council*

17

(Councilor Steven A. Camara)
(Councilor Raymond A. Mitchell)
(Councilor Stephen R. Long)

WHEREAS, free public schools available to all students regardless of income, ability, need or English language proficiency are foundational to our democracy, and

WHEREAS, all of our students deserve high-quality public schools that teach the whole child, providing enrichment and addressing social and emotional needs in addition to core academic subjects, and

WHEREAS, local accountability for our public schools is necessary to ensure that schools are responsive to the needs of their communities, and

WHEREAS, Fall River is losing \$9,672,561 to Commonwealth charter schools and public school districts across the state are losing more than \$408 million this year alone — a loss of funds that is undermining the ability of districts to provide all students with the educational services to which they are entitled, and

WHEREAS, Commonwealth charter schools are often approved over the objections of a majority of community residents and their elected officials and are not accountable to local elected officials once they are approved, and

WHEREAS, Commonwealth charter schools often fail to serve the same proportion of special needs students, low-income students and English language learners as the districts from which they receive students and often use high suspension rates to drive out students they don't want to serve, and

WHEREAS, the Commonwealth charter school system is creating separate and unequal opportunities for success, and

WHEREAS, lifting the cap on charter schools would greatly worsen the problems listed above and lead to a costly and divisive two-track school system, now therefore

BE IT RESOLVED, that the Fall River City Council opposes lifting the cap on Commonwealth charter schools, and

BE IT FURTHER RESOLVED, that voters are encouraged to support public schools by voting "NO" on question 2 at the November 8, 2016 State and Federal Election.

City of Fall River, *In City Council*

(Councilor Stephen R. Long)

WHEREAS, the SouthCoast Rail project has been discussed for over 25 years, and

WHEREAS, the SouthCoast is one of the fastest growing areas in Massachusetts and improved transportation access could increase economic development and job creation, and

WHEREAS, the existing highway network connecting Fall River to the Boston area is inadequate for the needs of today, causing traffic congestion and safety concerns, and

WHEREAS, commuter rail access has been a key factor in major development and redevelopment projects across Massachusetts, now therefore

BE IT RESOLVED, that the City Council forward a letter to the State Delegation in support of the proposed Middleboro Route for the SouthCoast Rail project.



23

RECEIVED

City of Fall River
Notice of Claim

2016 SEP 12 P 1:08

CITY CLERK 16-108
FALL RIVER, MA

1. Claimant's name: Alexandra Horton
2. Claimant's complete address: 25 Smith Rd. Harrisville, RI 02830
3. Telephone number: cell (757) 761-1761 Home: (401) 851-3387 Work: (401) 851-3387
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
damage done to vehicle while weedwacking Kennedy Park
5. Date and time of accident: 8/18/16 afternoon Amount of damages claimed: \$
6. Exact location of the incident: (include as much detail as possible):
Kennedy park - near pool, bottom of hill.
7. Circumstances of the incident: (attach additional pages if necessary):
The city of Fall River, MA was completing routine park upkeep (weedwacking, mowing, etc) and a small rock flew up and shattered my window of my vehicle (see pictures) spoke with Janet (from Park & Recreation) and she directed me to Law. Ron (from P&R) came to the site and explain the incident.
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 -Will do if I need to.
Progressive Insurance.

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: Claimant's signature: Alexandra Horton

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

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

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

For official use only:

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

Date: 9/12/16



**City of Fall River
Notice of Claim**

RECEIVED

2016 SEP 22 A 11:01

CITY CLERK 16-109
FALL RIVER, MA

23

1. Claimant's name: MARIA A. NOVO
2. Claimant's complete address: 803 DWELLY STREET, FALL RIVER, MA 02724
3. Telephone number: Home: 774-319-4825 (CELL) Work: 774-888-6149
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Vehicle damage to right rear quarter panel
5. Date and time of accident: 8/24/2016 7:50 A.M. Amount of damages claimed: \$ 412.25
6. Exact location of the incident: (include as much detail as possible):
The incident happened between Kilburn Street and Globe Street in Fall River.
7. Circumstances of the incident: (attach additional pages if necessary):

(See attached sheet)

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

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

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

Date: 9/22/16

Claimant's signature: Maria A. Novo

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

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

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

For official use only:

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

Date: 9.22.16

CITY OF FALL RIVER
OFFICE OF THE CITY CLERK

24

RECEIVED

To the City Council:

Application for permit to place or maintain a structure or device on or over a public way 2016 SEP 21 A 9:4

Name of Applicant: Rachael Winship CITY CLERK FALL RIVER MA

Name of Business (if applicable): United Way of Greater Fall River MA

Address: 30 Bedford Street Fall River MA
Street City State

Phone: 508-678-8361

Type of structure or device: campaign banner

Description (include dimensions): 36" x 240" banner for annual

Campaign "Together we make great things happen"

Location: suspended between buildings on Bedford Street N. Main St

Dates: Monday, October 3rd 2016 - Monday, December 5th 2016

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.

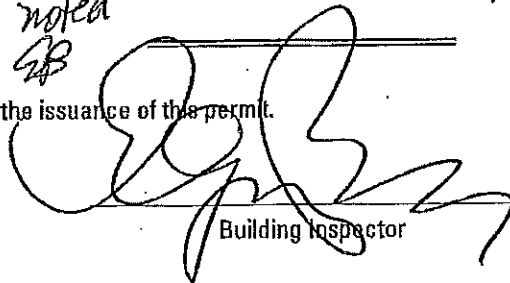
This banner is going to replace existing banner extending dates noted

Signature of Applicant Rachael Winship

Date September 21, 2016

1. ☒ (approve)
(disapprove)

the issuance of this permit.

EB


Building Inspector

9-21-2016

Date

2. In City Council, _____
Date

Permit (approved)
(disapproved)

Alison M. Bouchard
City Clerk

OFFICE USE ONLY

☒ Fee Paid

25

JOHN R. MITCHELL

Attorney at Law
105 Bank Street
Fall River, Massachusetts 02720
Telephone (508) 676-6000 • Fax (508) 676-6600
e-mail: jrmitchlaw@gmail.com

RECEIVED

2016 SEP 22 P 3:37

CITY CLERK
FALL RIVER, MA

September 22, 2016

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

Dear Council President Cadime and Council Members:

On behalf of Town Transportation LLC, I am writing to ask that a portion of the rate increase ordinance proposal which was approved by the Council on June 28, 2016 and which was considered by the Council's Committee on Ordinance on June 7, 2016, be resubmitted so that one portion of that ordinance which we believe was overlooked in the discussion that evening by the Committee on Ordinance be reconsidered by the Council. The ordinance as proposed, a copy of which is attached to this letter requested changes to three different rates.

The first request was that the so-called "drop fee" be increased from \$2.00 to \$3.00.

The second proposal asked for an increase in the tenth-of-a-mile rate from 25¢ to 30¢.

The third proposed increase was the so-called "hourly fee" which was to be increased from \$20.00 to \$30.00 per hour.

It seems that the Committee on Ordinance referred the first and third of these proposals, that is the drop fee increase from \$2.00 to \$3.00 and the waiting fee from \$20.00 to \$30.00, to the full Council and the full Council approved those increases on June 28, 2016.

However, it seems that in the transmittal of the discussion before the Committee on Ordinance on the evening of June 7, 2016 the tenth of a mile rate increase from 25¢ to 30¢ per mile was either overlooked in the vote made that evening or somewhere else along its processing.

Accordingly, on behalf of Town Transportation LLC, I am requesting that the Council reconsider the rate increase of the tenth of a mile charge from 25¢ to 30¢ per tenth of a mile.

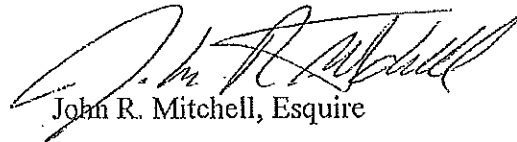
There has not been a rate increase for many years. In fact the last time the rates were adjusted by the Council the rate was actually reduced at that time.

This has effected those working as taxi drivers whose income has been cut otherwise by competing on-line services such as Uber and Lyft. It is now at the point that the drivers are barely making minimum wage after accounting for their considerable expenses, including insurance, gas and maintenance of their vehicles.

Accordingly, on behalf of my client we respectfully request that this matter be put on the Council agenda for Tuesday September 27, 2016 and be appropriately referred for further consideration.

If you have any questions, please contact me, I thank you for your attention and remain,

Sincerely yours,



John R. Mitchell, Esquire

JRM/mjr
Enclosure

City of Fall River, In City Council

(Committee on Ordinances and Legislation)

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

That Chapter 78 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to Vehicles for Hire, be amended as follows:

By striking out in Section 78-33, subsection (b), which subsection relates to taxicab rates, in its entirety and inserting in place thereof, the following:

(b) The rate of fare shall be uniform for all licensed taxicabs and shall be as follows:

- (1) On the drop..... \$3.00
- (2) Plus, each additional one tenth mile or fraction thereof..... \$.25

The charge for a taxicab hired on an hourly basis shall be \$30.00 per hour in lieu of any other rate listed in this section.

In City Council, June 28, 2016
Passed to be ordained

Approved, July 1, 2016
Jasiel F. Correia II, Mayor

A true copy. Attest:



City Clerk

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, May 10, 2016, 2016 at 7:00 p.m.
Council Chamber, One Government Center

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

ABSENT: Stephen R. Long

IN ATTENDANCE: David Robbins, Contract Coordinator
Teamsters Local 251
121 Brightbridge Avenue
East Providence, RI 02914
Attorney Elizabeth Wiens, Counsel for Teamsters Local 251

President Shawn E. Cadime called the meeting to order at 11:18 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.

On a motion made and seconded, it was unanimously voted to waive the rules to allow the representatives from Teamsters Local 251 to address the City Council regarding the privatization of the trash removal contract, with Councilor Stephen R. Long absent and not voting. David Robbins, Contract Coordinator for Teamsters Local 251 gave an update on the negotiation process as of May 10, 2016.

Councilor Stephen R. Long arrived at 11:26 p.m.

On a motion made and seconded, it was unanimously voted to take item #13 out of order.

RESOLUTION

13. Administration reconsider decision to privatize the collection of trash
A motion made and seconded to amend the resolution by adding the following:
BE IT FURTHER RESOLVED, that the adoption of this resolution shall be the established opinion of the City Council to establish a negotiating team consisting of Administrative Representative and up to four City Councilors to be appointed by the City Council President; failed to carry, 4 yeas, 5 nays with Councilors Joseph D. Camara, Pam Laliberte-Lebeau, Stephen R. Long, Cliff Ponte and President Shawn E. Cadime voting in the negative. On a further motion made and seconded, the resolution was adopted, 5 yeas, 4 nays with Councilors Joseph D. Camara, Stephen R. Long, Cliff Ponte and President Shawn E. Cadime voting in the negative.

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

PRIORITY MATTERS

1. Mayor and resolution adopting the City of Fall River Hazard Mitigation Plan
Adopted, 9 yeas – Approved, May 17, 2016, Mayor Jasiel F. Correia II
2. Mayor and Community Preservation Committee re: CPA 2016 Final Report
Referred to the Committee on Finance
3. Traffic Commission recommending amendments to the traffic ordinances
Referred to the Committee on Ordinances and Legislation

PRIORITY COMMUNICATIONS

4. Purchasing Agent re: surplus property
Councilor Steven A. Camara asked what was being declared as surplus property. The City Clerk stated that it was Fire Department surplus and was itemized on the communication.
Approved

COMMITTEE REPORTS

On a motion made and seconded, it was unanimously voted to take items 5, 6 and 7 together.

Committee on Finance recommending:Grant leave to withdraw:

5. Resolution – Administration re: Health Insurance and Prescription Plans
Granted leave to withdraw
6. Resolution – School Department re: Deficit in net school spending
Granted leave to withdraw
7. Resolution – School Department re: Fiscal Year 2016 Transportation Shortfall
Granted leave to withdraw

Committee on Ordinances and Legislation recommending:Grant leave to withdraw:

8. Proposed ordinance – Director of Community Maintenance Salary
Councilor Steven A. Camara suggested that the proposed ordinance should be passed through first reading and referred to the Committee on Ordinances and Legislation. Councilor Cliff Ponte, Chairman of the Committee on Ordinances and Legislation stated that he would schedule a meeting of the Committee on Ordinances and Legislation, as soon as possible to discuss this matter.
Referred to the Committee on Ordinances and Legislation
On a motion made and seconded, it was voted 6 yeas, 3 nays to reconsider item #8, with Councilors Joseph D. Camara, Stephen R. Long and Raymond A. Mitchell voting in the negative.
Passed through first reading and referred to the Committee on Ordinances and Legislation, 6 yeas, 3 nays, with Councilors Joseph D. Camara, Stephen R. Long and Raymond A. Mitchell voting in the negative.

First Reading:

9. Proposed ordinance – Treasurer
Passed through first reading, 8 yeas, 1 nay with Councilor Richard Cabeceiras voting in the negative.

ORDINANCES – None

RESOLUTIONS

10. Support House Bill 2871 "An Act Relative to Gas Leak Repairs During Road Projects"
Adopted

11. City Collector look at feasibility of sending return envelopes with invoices
Adopted – Approved, May 17, 2016, Mayor Jasiel F. Correia II

12. Committee on Ordinances and Legislation discuss parameters of bonding
Adopted

14. Committee on Finance invite First Southwest to a future meeting to discuss bonding
Adopted

CITATIONS

15. Cyrena Rua – 18th Birthday
Adopted

16. Girl Scouts of Southeastern New England – Troop #1046 – Community Service
Adopted

17. Majors Elmer & Elizabeth Deming – Salvation Army – 10 years of service in Fall River
Adopted

ORDERS – HEARINGS FOR TONIGHT

Auto Repair Shop license:

18. Jared Babcock d/b/a Babcock Tuning at 67 Kay Street
*Hearing held and closed. Order granting permission was adopted – Approved, May 17, 2016
Mayor Jasiel F. Correia II*

Curb removal:

19. Jose Jacob – removal of 16 feet for a total of 32 feet at 9 Magellan Street
*Hearing held and closed. Order granting permission was adopted – Approved, May 17, 2016
Mayor Jasiel F. Correia II*

20. Steve and Ellen Oliveira -- removal of 20 feet for a total of 20 feet at 2883 No. Main Street
*Hearing held and closed. Order granting permission was adopted – Approved, May 17, 2016
Mayor Jasiel F. Correia II*

Storage of flammables:

21. Charlton Memorial Hospital, Inc. to store 30,836 gallons at 363 Highland Avenue
Referred to the Committee on Regulations

Underground conduit:

22. Palmer Street
*Hearing held and closed. Order granting permission was adopted – Approved, May 17, 2016
Mayor Jasiel F. Correia II*

ORDERS – HEARINGS TO BE SCHEDULED – None

ORDERS – NO HEARING REQUIRED – None

ORDERS – MISCELLANEOUS

23. Police Chief's report on licenses
Adopted

24. Auto Body Shop license renewals
Adopted – Approved, May 17, 2016, Mayor Jasiel F. Correia II

25. Auto Repair Shop license renewals
Adopted – Approved, May 17, 2016, Mayor Jasiel F. Correia II

COMMUNICATIONS – INVITATIONS – PETITIONS

26. Claims
Referred to Corporation Counsel

27. Drainlayer licenses
Approved – Approved, May 17, 2016, Mayor Jasiel F. Correia II

28. Structure over a public way – Eastern Avenue
Approved

29. MassDevelopment – Hearing re: LifeStream, Inc., May 3, 2016 at 99 High St., Boston
Accepted and placed on file

30. City resident re: taxicab companies
Referred to the Committee on Ordinances and Legislation

31. St. John's Holy Ghost Assoc., Inc. re: interest in purchasing former Coughlin School
Referred to the Committee on Real Estate

32. Planning Board Minutes – February 2, 2016
Accepted and placed on file

33. Planning Board Minutes – March 22, 2016
Accepted and placed on file

City Council Committee/Meeting Minutes:

34. Human Services, Housing and Elder Affairs – March 22, 2016
Accepted and placed on file

35. Finance – March 22, 2016
Accepted and placed on file

36. Public Safety – March 23, 2016
Accepted and placed on file

37. Public Works and Transportation – March 24, 2016
Accepted and placed on file
Accepted and placed on file

38. Ordinances and Legislation – March 29, 2016
Accepted and placed on file

39. Regulations – April 4, 2016
Accepted and placed on file
40. Health and Environmental Affairs – April 5, 2016
Accepted and placed on file
41. Finance – April 5, 2016
Accepted and placed on file
42. Public Safety – April 7, 2016
Accepted and placed on file
43. Budget Preparation, Revenue and Audits – April 19, 2016
Accepted and placed on file
44. Finance – April 19, 2016
Accepted and placed on file
45. Ordinances and Legislation – April 20, 2016
Accepted and placed on file
46. Joint Public Hearing – Zoning (City Council and Planning Board) – April 26, 2016
Accepted and placed on file
47. Health and Environmental Affairs – April 26, 2016
Accepted and placed on file
48. Public Works and Transportation – April 26, 2016
Accepted and placed on file

BULLETINS – NEWSLETTERS – NOTICES

49. Notice of Casualty and Loss at 47 Mason Street
Accepted and placed on file
50. Notice of Casualty and Loss at 16-18 Coral Street
Accepted and placed on file

ITEMS FILED AFTER THE AGENDA WAS PREPARED:

COMMITTEE REPORTS

Committee on Regulations recommending:

Adoption:

Order – KM South Main LLC, 10 North Main Street for the removal of curbing at 1512, 1530 South Main Street and 760 Slade Street

Adopted – Approved, May 17, 2016, Mayor Jasiel F. Correia II

Adoption, as amended:

Order – Jessica M. Rodrigues, 515 Tucker Street d/b/a Stafford Road Auto Repair and Sales, for a license to operate an auto repair shop at 182 Stafford Road

Adopted, as amended – Approved, May 17, 2016, Mayor Jasiel F. Correia II

On a motion made and seconded, it was unanimously voted to adjourn at 12:40 a.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)
CD and DVD of meeting

A true copy. Attest:

A handwritten signature in cursive script, reading "Alison M. Bouchard".

City Clerk

COMMITTEE ON ORDINANCES AND LEGISLATION

MEETING Wednesday, August 31, 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 Cathy Ann Viveiros, City Administrator
 Madeline Coelho, Director of Human Resources
 Joseph I. Macy, Corporation Counsel
 Councilor Steven A. Camara
 Laura Ferreira, Director of Traffic
 John Lynch, Interim Fire Chief
 Richard Aguiar, Director of the Emergency Management Agency
 Nancy Smith, Commissioner of Recreational Facilities and Cemeteries
 Adriano Ponceano, Director, Department of Community Maintenance
 William A. Kenney, City Planner
 John Sylvia, 51 Ada Street

The chairman called the meeting to order at 5:31 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Councilor Joseph D. Camara arrived at 5:33 p.m.

Agenda:

1. Proposed Ordinance – Traffic, Handicapped Parking

On motions 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 – Traffic Board membership

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

4. Resolution – Discuss Cambridge Street traffic patterns

This matter relates to a change in the traffic pattern for Cambridge Street, which was designated as a one-way street, from Lapham to Smith Streets. The traffic concerns were brought forward by Mello's Diesel Services located at 185 Williston Street. The Director of Traffic informed the Committee that the Traffic Commission heard and tabled this matter earlier in the day. The traffic change has been in place since 2015 and the business continues to experience issues. Committee members expressed concern with the length of time the business has waited for a resolution. The Director of Traffic will plan on visiting the site the following week with Sergeant Mace from the Fall River Police Department and will be reporting back to the Committee at the next meeting. On a motion made and seconded, it was unanimously voted to table the resolution.

5. Resolution – Consider establishing Budget Preparation, Revenue and Audit Committee and review other City Council Standing Committees

The first part of the resolution requesting the establishment of a Budget Preparation, Revenue and Audit Committee was fulfilled by the passage of a prior ordinance. Committee members discussed the merits of changing committee names and adding others, such as a Sustainability Committee and a Technology Committee. The Chair mentioned that the best approach would be that each committee chair send a scope of responsibilities and goals to the clerk to be compiled and shared with the committee. A motion made and seconded to change two committee names to Health, Environmental Affairs and Sustainability as well as Human Services, Housing, Youth and Elder Affairs, failed to carry, 2 yeas, 3 nays, with Councilors Laliberte-Lebeau and Long voting in the affirmative. A further motion made and seconded to add 'Youth' to the Human Services, Housing and Elder Affairs Committee carried 5 yeas. A further motion made and seconded to send a letter to each committee chair requesting a scope of responsibilities for their committees be shared with the Assistant Clerk of Committees to be forwarded to the Ordinance Committee carried 5 yeas, a copy of which is attached hereto and made a part of these minutes.

6. Proposed Ordinance – Salary of the Director of the Emergency Management Agency
Councilor Joseph D. Camara stated that he is in full support of the Director of the Emergency Management Agency because he does a great job with a minimal salary. Councilor Stephen R. Long requested that going forward when salary adjustments are sent to the Council for approval, evaluations be forwarded as well as a report for any complaints filed for the employee. The Director of Human Resources concurred and stated no complaints are on file for Mr. Aguiar. On a motion made and seconded, it was unanimously voted to recommend that the proposed ordinance be passed through first reading.

7. Proposed Ordinance – Salary of the Commissioner of Recreational Facilities and Cemeteries/Administrator of Recreational Facilities, Cemeteries and Trees

A lengthy discussion was held regarding this matter. Committee members questioned the job duties and salary of the current Commissioner of Recreational Facilities and Cemeteries versus those of her predecessors, including the tree stipend. How the Cemeteries and Parks Divisions were formerly and are currently administered was also deliberated in addition to the staffing levels at the Cemeteries versus Parks Divisions as well as whether there was an inequity in pay for this position compared to the Director of Community Maintenance as both would be paid the annual salary of \$80,000. Councilor Linda M. Pereira stated she was concerned with the merging of the Parks and Cemeteries positions because the City has since acquired more parks for maintenance and she wants to ensure the Cemeteries Division is properly staffed. The City Administrator declared that a full-time clerk's position has been added to the Cemeteries Division who will be staffing the office and assisting the public with Cemeteries inquiries in addition to automating the tracking of cemetery plots instead of the back of a calendar. Councilor Joseph D. Camara left at 6:55 p.m. Councilor Pam Laliberte-Lebeau questioned the current salary of the Commissioner in comparison to the salary listed in the Fiscal Year 2017 budget and asked for more information in this regard. On a motion made and seconded, it was unanimously voted that the proposed ordinance be tabled, with Councilor Joseph D. Camara absent and not voting, with Councilor Joseph D. Camara absent and not voting.

8. Resolution – Develop a tree planting program

John Sylvia distributed ordinances for the City of Fall River and other communities as they relate to this matter and reviewed the items he would like to see happen in Fall River. The City Planner explained the legal structures currently in place through the Zoning Board of Appeals and the Planning Board as it relates to landscaping spaces. A motion was made and seconded to refer to the City Planner and the Corporation Counsel. A further motion was made and seconded to amend the first motion to add that a report would be sent to the Committee by November 30, 2016. On a further motion made and seconded, it was unanimously voted to refer the matter to the offices of the City Planner and the Corporation Counsel for review and opinion and that a report on this matter be sent to the Committee by November 30, 2016, with Councilor Joseph D. Camara absent and not voting. A copy of the letter sent to the respective departments is attached hereto and made a part of these minutes.

9. Resolution – Increase areas for docking and mooring in the area of Battleship Cove

The Harbormaster stated that a lot has been done since the filing of this resolution. Among them, the following is available: transient moorings, dingy docks, online reservation and online pump outs. Currently, he is looking at other initiatives to increase revenues such as adding a dingy dock near the boat house. He has also found that although some boat owners are paying for their mooring permits, they are not placing their boats on the water and the current ordinance does not include any provision that would allow the City to remove such permits. Councilor Stephen R. Long cautioned that exceptions should be considered for boats being repaired. On a motion made and seconded, it was unanimously voted to send a letter to the Corporation Counsel to review the Harbormaster Ordinances and that a report be sent to the Committee by November 30, 2016, with Councilor Joseph D. Camara absent and not voting, a copy of which letter is attached hereto and made a part of these minutes. On a further motion made and seconded, it was unanimously voted to recommend the resolution be granted leave to withdraw, with Councilor Joseph D. Camara absent and not voting.

10. Resolution – Review Special Act re: recall process

Corporation Counsel stated that the recall election has taken place and that this is a matter of state law. Furthermore, the Charter Commission is dealing with this matter as part of their review. On a motion made and seconded, it was unanimously voted to recommend the resolution be granted leave to withdraw, with Councilor Joseph D. Camara absent and not voting.

On a motion made and seconded, it was unanimously voted to adjourn at 7:50 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

CD and DVD of meeting

Pictures presented by the Commissioner of Recreational Facilities and Cemeteries regarding the tracking of burial permits and plots.

Fall River Ordinance numbers 2012-10 and 2015-11

New Bedford Subdivision Regulations

Fall River Zoning Ordinances – Chapter 86

Taunton Zoning Ordinances

Fairhaven Regulations on Green Space/Trees

Anís Leite

Assistant Clerk of Committees

COMMITTEE ON ORDINANCES AND LEGISLATION

MEETING Wednesday, September 21, 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 Joseph I. Macy, Corporation Counsel
 Cathy Ann Viveiros, City Administrator
 Pierre Maxime, 680 Third Street – north
 Laura Ferreira, Director of Traffic
 Madeline Coelho, Director of Human Resources
 Adriano Porceano, Director of Community Maintenance

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.

Agenda:

1. Proposed Ordinance – Fire Department Fees

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

2. Communication – City resident requesting taxicab medallion

On a motion made and seconded, it was unanimously voted to lift the item from the table. Pierre Maxime was questioned by members of the committee regarding what his hours of business would be and if he understood that there are many regulations that need to be met in order to obtain a taxicab medallion. On a motion made and seconded, it was unanimously voted to recommend the communication be tabled.

3. Resolution – Discuss Lamphor Street traffic patterns near Holy Trinity School

Chairman Cliff Ponte read an email that was received earlier today from Brenda Gagnon, Principal of Holy Trinity School requesting some changes in the traffic patterns surrounding the Holy Trinity School (a copy of which is attached hereto and made a part of these minutes). Councilor Joseph D. Camara asked if Lamphor or Field Streets could be made a one way during certain times of the day. On a motion made and seconded, it was unanimously voted to refer the matter to the Traffic Commission.

28

4. Resolution – Discuss taxicab regulations regarding Uber

Corporation Counsel stated that on August 5, 2016, Governor Charlie Baker signed into law regulations pertaining to Uber. On a motion made and seconded, it was unanimously voted to recommend the resolution be granted leave to withdraw.

5. Resolution – Discuss feasibility of Owner Occupied Residential Tax Exemption

Councilor Stephen R. Long, sponsor of the resolution stated that he has since received additional information and would like this resolution to be granted leave to withdraw. On a motion made and seconded, it was unanimously voted to recommend the resolution be granted leave to withdraw.

6. Proposed Ordinance – Salary of the Commissioner of Recreational Facilities and Cemeteries/Administrator of Recreational Facilities, Cemeteries and Trees

On a motion made and seconded, it was unanimously voted to lift the item from the table. Councilor Linda M. Pereira questioned if any additional information had been received from the Administration regarding the separation of these positions. The City Administrator presented an organizational chart from 2008 to present and stated that an additional full-time clerk had been added at the cemetery, which should be a great help. Councilor Pam Laliberte-Lebeau questioned what stipends are being paid presently. The Director of Human Resources stated that presently there is a \$10,000 stipend for the additional duties presently being performed and also a \$5,000 tree stipend. Councilor Pam Laliberte-Lebeau then asked if the proposed ordinance is approved, would the stipends end? The Director of Human Resources stated only the \$10,000 stipend would end, not the \$5,000 tree stipend. Councilor Linda M. Pereira then stated that this position would then be paid more than the Director of Community Maintenance who supervises ninety four employees. A motion was made to deny, but received to second. On a motion made and seconded, it was voted 4 yeas, 1 nay to recommend the proposed ordinance be passed through second reading and enrollment, as amended with Councilor Linda M. Pereira voting in the negative.

On a motion made and seconded, it was unanimously voted to adjourn at 6:11 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)
CD and DVD of meeting
Proposed Ordinance – Fire Department Fees
Communication from Holy Trinity School
Parks and Cemeteries organizational chart

Cullen A. Taylor
Clerk of Committees

CITY OF FALL RIVER *After Agenda*

To the City Council

Councillors:

The Committee on Public Works and Transportation, at a meeting held on September 22, 2016 voted unanimously to recommend that the accompanying order be sent to the full council for adoption.


Assistant Clerk of Committees

City of Fall River, In City Council

After Agenda

ORDERED, that permission be and the same is hereby granted to:

Verizon New England, Inc. and Massachusetts Electric Company for three jointly owned pole locations as follows:

Newton Street Extension

Three (3) jointly owned pole locations

Place three new jointly owned poles on the Newton Street Extension. The new poles are necessary in order to bring line extensions required to service new homes.

In accordance with Plan No. MA2016-32

Dated: 08/9/2016

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 13 2016

Referred to the Committee
on Public Works and Transportation