

City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, February 25, 2020 at 7:00 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: Mary Sahady, Temporary City Administrator/Director of Financial Services

President Cliff Ponte called the meeting to order at 8:10 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor requesting confirmation of the following appointments:

a. Melissa Panchley to the Library Trustees

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

b. Joyce Coelho to the Library Trustees

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

c. Joseph Pereira to the Board of Appeals

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

d. Christopher M. Peckham to the Tax Increment Financing Board

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

e. Ann O'Neil-Souza to the Commission on Disability

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

f. Tammy Moutinho as Purchasing Agent

A motion was made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby to confirm the appointment. On a further motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to waive the rules to allow the Temporary City Administrator/Director of Financial Services to answer questions. Councilor Michelle M. Dionne asked if Tammy Moutinho will be able to write bids in her position in the Facilities Maintenance Department and then approve the purchase orders in her position as Purchasing Agent. The Temporary City Administrator/Director of Financial Services stated that Christopher Gallagher is the head of the Facilities Maintenance Department, so there should not be a conflict of interest as the requests would originate from Mr. Gallagher and not Ms. Moutinho. Councilor Shawn E. Cadime stated that we recently were informed that the City needed an Assistant Purchasing Agent and now we are told that the City doesn't even need a full time Purchasing Agent. He then stated that Arlene Robinette was an excellent Purchasing Agent prior to her retirement, therefore she may have been very efficient or perhaps there has been a decrease in the number of requisitions. Councilor Michelle M. Dionne stated that she is uncomfortable with the fact that a requisition that is initiated in the Facilities Maintenance Department will be approved to become a purchase order by the same individual. Councilor Shawn E. Cadime then stated that the Purchasing Agent doesn't approve the purchase order. The department approves the requisition to become a purchase order by format, adhering to any applicable state laws, such as Chapter 30B and available funding. Councilor Trott Lee stated that if there are still questions in this regard, he will make a motion to table the matter. Council President Cliff Ponte stated that there are still Councilors that wish to speak. Councilor Trott Lee rescinded his motion to table the matter. Councilor Leo O. Pelletier stated that a few months ago the Purchasing Agent needed an assistant and now we don't even need a full time Purchasing Agent, how can this be? Mary Sahady stated that she cannot answer that question, but she believes part of the reason for adding the Assistant Purchasing Agent was to ensure that there would always be someone in the department. Councilor Shawn E. Cadime stated that he will support this request, but he does have concerns about how residents have been treated in the past by employees of the Facilities Maintenance Department. He also stated that if he is made aware of any issues from residents about how they are treated by the Purchasing Department, he will bring this matter back for further discussion. On the previous motion to confirm the appointment, it was voted 8 yeas, 1 nay to confirm the appointment, with Councilor Trott Lee voting in the negative.

2. Mayor requesting confirmation of the following reappointment:

a. David H. Saber to the Board of Appeals

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

3. Mayor and proposed ordinance regarding solid waste

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

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

4. Committee on Finance convene to discuss Emergency Medical Services Enterprise Fund

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the resolution. Councilor Christopher M. Peckham stated that the employees of this department were changed over to Group 4 Retirement and he would like to review the EMS Enterprise Fund to verify that sufficient funds are available.

5. Committee on Ordinances and Legislation convene to discuss ordinances relating to site plan review

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

6. Designation of Veterans' Service Officer as contact and consultant for veteran's facilities, graves, monuments and memorials

A motion was made by Councilor Michelle M. Dionne and seconded by Councilor Shawn E. Cadime to adopt the resolution. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

7. Drive-thru food establishments provide trash receptacles in drive-thru line

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

8. Committee on Real Estate convene to discuss former Police Station property

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the resolution. Councilor Leo O. Pelletier stated that he is sure that everyone knows the history of this property and he wants to place this property out for bid and get it back on the tax rolls.

9. Committee on Health and Environmental Affairs convene to discuss strategies to decrease solid waste and recycling costs

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

10. Committee on Finance convene to discuss a plan for downtown revitalization

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

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

11. Police Chief's report on licenses:
2020 Taxicab Driver:
Simone Desnoyers

2020 Taxi Vehicles:
Town Transportation, LLC – three (3) Chevrolet Impalas
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.

12. Auto Repair Shop License Renewals:
Rabih Khoury, R & B, Inc. d/b/a Warren Auto Repair located at 857 Warren Street
Antonio Pavao d/b/a Dave's Muffler Center, Inc. located at 697 Pleasant Street
Antonio DeCouto d/b/a Tony's Towing and Auto Repair located at 69 Maple Street
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order.
Approved, February 26, 2020, Mayor Paul E. Coogan

COMMUNICATIONS – INVITATIONS – PETITIONS

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

14. Drainlayer License:
DaSilva Landscaping & Construction, LLC
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to approve the drainlayer license.
Approved, February 26, 2020, Mayor Paul E. Coogan

15. Structure over a public way – Banners for the Lebanese Mahrajan Festival located at Bedford Street at the Central Fire Station and South Main Street at Center Place
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to approve the request.

16. Massachusetts Department of Transportation response to safety concerns at the Intersection of William S. Canning Boulevard and Commonwealth Avenue
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the communication be accepted and placed on file.

BULLETINS – NEWSLETTERS – NOTICES – None

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: FEBRUARY 25, 2020

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to take items #3a, 3b and 10a out of order as Councilor Trott Lee had left the Council Chamber and returned for item #3b.

COMMITTEE REPORTS (to be acted upon if recommendations are received)

Committee on Finance:

3a. Five Year Capital Improvement Plan

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt Five Year Capital Improvement Plan, with Councilor Trott Lee absent and not voting.

3b. Five Year Financial Forecast

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the Five Year Financial Forecast be accepted and placed on file.

RESOLUTION

10a. Committee on Ordinances and Legislation convene to discuss an abutters program for tax title properties

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the resolution. Councilor Michelle M. Dionne stated that she has had discussions with several residents and New Bedford has a program that puts some unbuildable lots out for abutters to purchase.

PRIORITY MATTERS

2b. Mayor and order confirming appointment and approving employment agreement of John D. Lynch to the position of Fire Chief


*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order confirming the appointment. Councilor Bradford L. Kilby stated that he is happy to see the Fire Chief's contract renewed as Chief John D. Lynch is a great leader and very available to the public.
Approved, February 26, 2020, Mayor Paul E. Coogan*

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adjourn at 9:05 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)
DVD of meeting

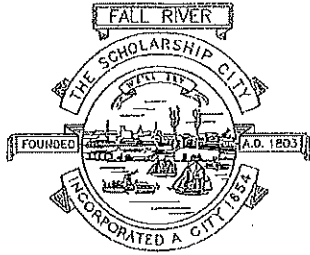
A true copy. Attest:



City Clerk

In City Council, March 10, 2020

Approved



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2020 FEB 24 P 4: 37

ORIGINAL POSTING: FEBRUARY 21, 2020 AT 4:34 P.M.

CITY CLERK _____
FALL RIVER, MA

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

ALISON M. BOUCHARD
CITY CLERK

TUESDAY, FEBRUARY 25, 2020
REVISED AGENDA

INÊS LEITE
ASSISTANT CITY CLERK

5:50 P.M. PUBLIC HEARINGS

1. Five Year Capital Improvement Plan

6:00 P.M. COMMITTEE ON FINANCE (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARINGS IF THAT RUNS PAST 6:00 P.M.)

1. Citizen Input
2. *Five Year Capital Improvement Plan (referred 2-11-20)
3. *Five Year Financial Forecast (referred 2-11-20)
4. *Resolution – Police Details at Northeast Alternatives (adopted 1-28-20)

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 requesting confirmation of the following appointments:
 - a. Melissa Panchley to the Library Trustees
 - b. Joyce Coelho to the Library Trustees
 - c. Joseph Pereira to the Board of Appeals
 - d. Christopher M. Peckham to the Tax Increment Financing Board
 - e. Ann O'Neil-Souza to the Commission on Disability
 - f. Tammy Moutinho as Purchasing Agent
2. *Mayor requesting confirmation of the following reappointment:
 - a. David H. Saber to the Board of Appeals
3. *Mayor and proposed ordinance regarding solid waste

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

4. *Committee on Finance convene to discuss Emergency Medical Services Enterprise Fund
5. *Committee on Ordinances and Legislation convene to discuss ordinances relating to site plan review
6. *Designation of Veterans' Service Officer as contact and consultant for veteran's facilities, graves, monuments and memorials
7. *Drive-thru food establishments provide trash receptacles in drive-thru line

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

8. *Committee on Real Estate convene to discuss former Police Station property
9. *Committee on Health and Environmental Affairs convene to discuss strategies to decrease solid waste and recycling costs
10. *Committee on Finance convene to discuss a plan for downtown revitalization

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

11. Police Chief's report on licenses:
2020 Taxicab Driver:
Simone Desnoyers

2020 Taxi Vehicles:
Town Transportation, LLC – three (3) Chevrolet Impalas
12. Auto Repair Shop License Renewals:
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COMMUNICATIONS – INVITATIONS – PETITIONS

13. *Claims
14. Drainlayer License:
DaSilva Landscaping & Construction, LLC
15. Structure over a public way – Banners for the Lebanese Mahrajan Festival located at Bedford Street at the Central Fire Station and South Main Street at Center Place
16. *Massachusetts Department of Transportation response to safety concerns at the Intersection of William S. Canning Boulevard and Commonwealth Avenue

BULLETINS – NEWSLETTERS – NOTICES – None


City Clerk

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: FEBRUARY 25, 2020

PRIORITY MATTERS

- 2b. *Mayor and order confirming appointment and approving employment agreement of John D. Lynch to the position of Fire Chief

COMMITTEE REPORTS (to be acted upon if recommendations are received)

Committee on Finance:

- 3a. Five Year Capital Improvement Plan
3b. Five Year Financial Forecast

RESOLUTION

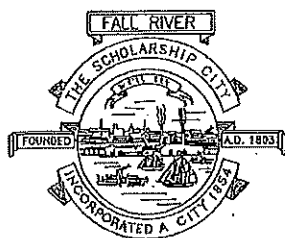
- 10a. *Committee on Ordinances and Legislation convene to discuss an abutters program for tax title properties

City of Fall River, In City Council

ORDERED, that the appointment by the Mayor of John D. Lynch as Fire Chief be and the same is hereby confirmed, and be it further

ORDERED, that the contract which is attached hereto and incorporated herein by reference, is hereby approved.

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City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

February 24, 2020

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

Dear Honorable Council and City Clerk Bouchard:

I hereby make the following appointment and hereby request City Council confirmation:

Name: John D. Lynch
Address: 612 South Main St. Apt 2S
Fall River, MA 02721
Position: Fire Chief
Effective date: 02/06/2020
Salary: \$ 158,444.20

Sincerely,

Paul E. Coogan
Mayor

CITY CLERK
FALL RIVER, MA

2020 FEB 24 P 3:40

RECEIVED

EMPLOYMENT AGREEMENT

This employment agreement is made by and between the City of Fall River, a municipal corporation, One Government Center, Fall River, Massachusetts 02722 (hereinafter called the "City") and John D. Lynch, (hereinafter referred to as "FIRE CHIEF").

In consideration of the mutual promises and agreements herein contained, the City hires and employs the FIRE CHIEF and the FIRE CHIEF agrees to work for and enter into the service of the City in accordance with the following terms hereby agreed upon.

DUTIES

The FIRE CHIEF shall be the head of the Fall River Fire, Emergency Management, and Emergency Medical Services (hereinafter referred to as the "Fire Department") and shall be responsible and accountable for the effective management and operation of said department in accordance with all applicable laws and collective bargaining agreements. The FIRE CHIEF shall act under the supervision and direction of the Mayor. The FIRE CHIEF shall have the authority necessary to effectively and efficiently operate the Fall River Fire Department and shall perform any and all duties as outlined, including, but not limited to, the following:

- A. Supervise the daily operations of the Fire Department;
- B. Supervise all Fire Department personnel;
- C. Prepare and submit the Fire Department budget;
- D. Submit reports to the Mayor either orally or in writing when requested or required in order to ensure the proper communication between the Mayor and the Fire Department.
- E. Assume responsibility for all Fire Department expenditures, as well as the receipt of funds and property in the custody of the Fire Department;
- F. Supervise and control all Fire Department equipment and motor vehicles belonging to or used by the Fire Department;
- G. Supervise and control all training programs for the Fire Department personnel and the assignment of personnel to such programs;
- H. Maintain the discipline of the Fire Department personnel; issue orders, rules, regulations, policies and procedures (hereinafter referred to as S.O.P's); and the assignment to tours, shifts and duties of all departmental personnel;
- I. Assume the responsibility for planning, organizing, directing, staffing and coordinating fire prevention and firefighting operations;
- J. Assume responsibility for communications with the public on matters related to fire safety, fire operations and department policy; and
- K. Discipline members of the Fire Department when necessary, including but not limited to, oral, written, suspension and termination of individual members in accordance with the applicable law.

PERFORMANCE

The FIRE CHIEF shall devote sufficient time, skill and attention to his employment as Fire Chief and shall perform his duties in an efficient, trustworthy, and professional manner, adhering strictly to the City policies, and shall at all times act in the best interest of the City. The FIRE CHIEF shall, without further compensation, devote such evening hours as are required for the proper performance of his duties, such as attendance at City Council meetings, board meetings and shall travel within and outside of the Commonwealth of Massachusetts for such periods of time as required by the Mayor; the expenses for such travel shall be paid by the City. It is recognized that the FIRE CHIEF must devote time outside of the Fire Department's normal office hours (Monday-Friday, 8:00 AM to 4:00 PM) to complete Fire Department business and respond to emergencies and, to that end, the FIRE CHIEF shall be allowed to take compensatory time off during said normal office hours at such times as to interfere least with the efficient operation of the Fire Department.

PERFORMANCE EVALUATION

The FIRE CHIEF'S performance shall be reviewed and evaluated in accordance with Chapter 31 of the General Laws of the Commonwealth of Massachusetts.

COMPENSATION AND BENEFITS

The City agrees to pay FIRE CHIEF an annual base salary of one hundred and fifty-eight thousand four hundred forty-four dollars and twenty cents. (\$158,444.20), payable at the same time and manner as other employees of the City of Fall River. The city agrees to increase the salary of the EMPLOYEE by 1.5 percent annually for the duration of this contract. Said increase shall be paid on January 1st. Said salary shall thereafter be adjusted with incremental raises or adjustments in the same amount and at the same time as other employees of the Fire Department, as covered under I.A.F.F. Local #1314 collective bargaining agreement.

The FIRE CHIEF shall be entitled to the following benefits:

- A. Health and Dental Insurance, as provided to other employees of the Fire Department;
- B. Retirement Benefits, as calculated and provided to other employees of the Fire Department;
- C. Life Insurance, as provided to other employees of the Fire Department;
- D. Voluntary Deferred Compensation, as offered to other employees of the Fire Department;
- E. Sick leave, personal days, sick leave incentive days, bereavement leave, as provided to other employees of the Fire Department;

- F. Seven (7) weeks vacation will be earned during each calendar years of 2020 and 2021, and must be used by end of each calendar year with three (3) additional vacation days earned from January 1, 2022 through February 5, 2022. The time for such vacation in each year shall be reasonably approved by the Mayor after having considered the request of the FIRE CHIEF, but to interfere least with the efficient operation of the Fire Department.

AUTOMOBILE

The City shall provide a fire department vehicle, radio communication equipped, for use by the FIRE CHIEF in connection with the performance of his duties. All attendant operating and maintenance expenses and insurance shall be paid by the City. The parties acknowledge that the FIRE CHIEF frequently performs duties and responds to emergencies outside of normal office hours and therefore the FIRE CHIEF is authorized to use said vehicle at his discretion both during and outside of normal office hours.

TERM

This employment agreement shall be for the period of two (2) years commencing on February 6, 2020 to February 5, 2022. This Agreement shall remain in full force and effect until February 5, 2022, and shall further continue in effect from day to day thereafter until termination or a successor Agreement is duly executed by the parties.

TERMINATION

The termination of this Agreement shall be in accordance with the provisions of Chapter 31 of the General Laws of the Commonwealth of Massachusetts.

PROHIBITION OF POLITICAL ACIVITY

The FIRE CHIEF shall not engage in any political activity.

NON-ASSIGNMENT

The FIRE CHIEF shall not be allowed to assign this contract, nor any of the rights and duties herein, without the prior written consent of the City.

ENTIRE AGREEMENT/AMENDMENT

This instrument contains the entire agreement among the parties hereto with respect to the subject matter hereof and may be changed or modified only by written instruments duly executed by both parties. Upon commencement of this employment agreement, all prior agreements shall terminate, and said employment agreement shall control, bind and inure the parties hereto.

MASSACHUSETTS LAW

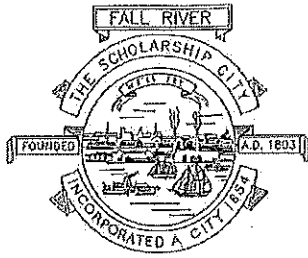
This agreement shall be construed and interpreted in accordance with the laws of the Commonwealth of Massachusetts. A determination by a court of competent jurisdiction that any portion of this agreement is invalid shall not thereby render any other part thereof invalid.

IN WITNESS WHEREOF, the parties have executed this Agreement this 25th day of February 2020.

Paul Coogan, Mayor Date

Alan Rumsey, Corporation Counsel Date

John Lynch, Fire Chief Date



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

ALISON M. BOUCHARD
CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

2020 FEB 21 P 4:34

TUESDAY, FEBRUARY 25, 2020
AGENDA

INÊS LEITE
CITY CLERK ASSISTANT
FALL RIVER, MA

5:50 P.M. PUBLIC HEARINGS

1. Five Year Capital Improvement Plan

6:00 P.M. COMMITTEE ON FINANCE (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARINGS IF THAT RUNS PAST 6:00 P.M.)

1. Citizen Input
2. *Five Year Capital Improvement Plan (referred 2-11-20)
3. *Five Year Financial Forecast (referred 2-11-20)
4. *Resolution – Police Details at Northeast Alternatives (adopted 1-28-20)

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PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

4. *Committee on Finance convene to discuss Emergency Medical Services Enterprise Fund
5. *Committee on Ordinances and Legislation convene to discuss ordinances relating to site plan review
6. *Designation of Veterans' Service Officer as contact and consultant for veteran's facilities, graves, monuments and memorials
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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

8. *Committee on Real Estate convene to discuss former Police Station property
9. *Committee on Health and Environmental Affairs convene to discuss strategies to decrease solid waste and recycling costs
10. *Committee on Finance convene to discuss a plan for downtown revitalization

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

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BULLETINS – NEWSLETTERS – NOTICES


City Clerk

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: FEBRUARY 25, 2020

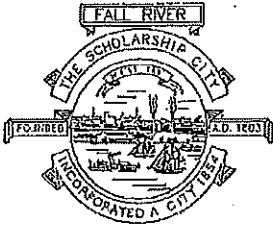
COMMITTEE REPORTS (to be acted upon if recommendations are received)

Committee on Finance:

- 3a. Five Year Capital Improvement Plan
- 3b. Five Year Financial Forecast

RESOLUTION

- 10a. *Committee on Ordinances and Legislation convene to discuss an abutters program for tax title properties



City of Fall River
Massachusetts
Office of the Mayor

Paul E. Coogan
Mayor

January 16, 2019

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

RE: 5-year Capital Improvement Plan

Honorable Council:

Pursuant to Article 6 of the City's Charter, I am submitting for your review and approval the 5-year Capital Improvement Plan (CIP) for our City. We have worked with the City Departments to assemble this document based on their current and future needs.

We are prepared to make a presentation in support of this CIP. Pursuant to the Charter the City Council is required to conduct a Public Hearing and adopt the Plan no later than March 1, 2020. We welcome your input and are happy to discuss the Plan with you.

Sincerely,

Paul E. Coogan
Mayor

**CITY OF FALL RIVER
IN CITY COUNCIL**

FEB 11 2020

*Referred to the
Committee on Finance*

RECEIVED
2020 FEB -5 P 2:42
CITY CLERK
FALL RIVER, MA

*Hearing scheduled 2/25/20
ad ran on: 2/8/20*



City of Fall River
Massachusetts
Office of the Mayor

FINANCE **3**

PAUL E. COOGAN
Mayor

February 5, 2020

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

RE: 5 Year Financial Forecast

Honorable Council:

Pursuant to Article 6-9 of the City Charter, I am submitting a 5 Year Financial Forecast of City Revenues and Expenditures within the General Fund Operating Budget. The Forecast is based upon revenue sources which can be reasonable anticipated as well as the expenses for services that we currently provide within our City and School Departments.

As this is the start of the Fiscal 2021 Budget process, we have begun the process of working with our department managers to estimate revenues and expenses. The Governor has recently released his budget and the Department of Elementary and Secondary Education has released the estimated Net School Spending requirements.

The City expects to receive revenue increases through sources such as cannabis excise taxes from recreational sales and local receipts from cannabis medical sales, new growth in personal and real property acquisitions. Expense reductions will result from improved efficiencies. We are currently working with our health care consultant refining the expected increase in health care costs over the next year and with our School Department on both net school spending and transportation costs. We have begun discussion with our Unions as we currently have contracts open. In addition, as we continue integration of our Fire and EMS departments, we are expanding medical transport services which will increase revenues to support these departments. The Fiscal Year 2021 Budget will be balanced through a combination of revenue increases and expense reductions due to ongoing improvements in our operating systems.

As with any forecast, the numbers continue to be refined as projections are realized and projects move from planning to implementation. Overall, our 5 Year Financial Forecast is sound and reflects the City's ability to address its challenges and opportunities with the resources necessary for controlled growth and spending.

Best Regards,

Paul E. Coogan
Paul E. Coogan
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 11 2020

*Referred to the Committee
on Finance*

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

CITY CLERK
FALL RIVER, MA

2020 FEB -6 P 1:32

RECEIVED



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

FINANCE

3

RECEIVED

2020 FEB -5 P 2:41

CITY CLERK
FALL RIVER, MA

February 5, 2020

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

RE: 5 Year Financial Forecast

Honorable Council:

Pursuant to Article 6-9 of the City Charter, I am submitting a 5 Year Financial Forecast of City Revenues and Expenditures within the General Fund Operating Budget. The Forecast is based upon revenue sources which can be reasonable anticipated as well as the expenses for services that we currently provide within our City and School Departments.

As this is the start of the Fiscal 2022 Budget process, we have begun the process of working with our department managers to estimate revenues and expenses. The Governor has recently released his budget and the Department of Elementary and Secondary Education has released the estimated Net School Spending requirements.

The City expects to receive revenue increases through sources such as cannabis excise taxes from recreational sales and local receipts from cannabis medical sales, new growth in personal and real property acquisitions. Expense reductions will result from improved efficiencies. We are currently working with our health care consultant refining the expected increase in health care costs over the next year and with our School Department on both net school spending and transportation costs. We have begun discussion with our Unions as we currently have contracts open. In addition, as we continue integration of our Fire and EMS departments, we are expanding medical transport services which will increase revenues to support these departments. The Fiscal Year 2022 Budget will be balanced through a combination of revenue increases and expense reductions due to ongoing improvements in our operating systems.

As with any forecast, the numbers continue to be refined as projections are realized and projects move from planning to implementation. Overall, our 5 Year Financial Forecast is sound and reflects the City's ability to address its challenges and opportunities with the resources necessary for controlled growth and spending.

Best Regards,

Paul E. Coogan
Mayor

Fiscal Year Ending June 30, 2020 Proposed Budget & 5 Years of Projections

	FY20	FY21	FY22	FY23	FY24	FY25	FY26-19	FY20-19	FY21-21	FY22-22	FY24-25
	Budget	Projections	Projections	Projections	Projections	Projections	(Decrease)	(Decrease)	(Decrease)	(Decrease)	(Decrease)
RESOURCES:											
State Aid											
General government, net of encumbrances	\$ 25,044,457	\$ 25,607,763	\$ 25,754,791	\$ 25,909,773	\$ 26,044,239	\$ 26,170,019	2.2%	0.6%	0.6%	0.5%	0.5%
Education, net of encumbrances	\$ 109,182,403	\$ 120,359,276	\$ 125,754,833	\$ 131,354,063	\$ 137,123,774	\$ 143,078,594	10.2%	4.5%	4.5%	4.4%	4.3%
Rail Transit	\$ 103,945,500	\$ 110,435,241	\$ 119,026,640	\$ 124,315,810	\$ 133,441,362	\$ 138,441,362	4.3%	7.8%	4.4%	3.6%	3.0%
Local Benefits	\$ 22,876,902	\$ 23,738,498	\$ 23,221,430	\$ 23,569,865	\$ 23,892,659	\$ 24,274,402	1.6%	-0.1%	1.4%	1.5%	1.6%
Indirect	\$ 6,970,397	\$ 8,767,092	\$ 8,986,269	\$ 9,210,926	\$ 9,441,199	\$ 9,672,229	25.8%	2.5%	2.5%	2.5%	2.5%
Other Sources	\$ 124,927	\$ 124,922	\$ 125,000	\$ 125,000	\$ 125,000	\$ 125,000	0.0%	0.1%	0.0%	0.0%	0.0%
TOTAL RESOURCES	\$ 270,108,386	\$ 285,532,392	\$ 302,878,953	\$ 314,465,437	\$ 323,451,659	\$ 336,766,606	6.8%	5.0%	5.8%	3.5%	3.5%
Water	\$ 13,367,973	\$ 13,367,973	\$ 15,471,302	\$ 15,971,966	\$ 16,400,764	\$ 16,890,415	0.0%	15.7%	3.0%	3.0%	3.0%
Sewer	\$ 23,939,841	\$ 25,939,841	\$ 24,365,232	\$ 24,993,433	\$ 25,642,787	\$ 26,314,111	0.0%	1.8%	2.6%	2.6%	2.6%
EMS	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	0.0%	0.0%	0.0%	0.0%	0.0%
TOTAL RESOURCES - INT FUNDS	\$ 45,530,904	\$ 47,530,904	\$ 48,059,624	\$ 49,188,489	\$ 50,266,646	\$ 51,427,615	0.1%	6.0%	2.6%	2.2%	2.1%
LESS: NON-APPROPRIATED USES											
Other Amounts to be Reimbursed	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
Sewer & Ice Deficit	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
TOTAL NON-APPROPRIATED USES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
RESOURCES AVAILABLE FOR APPROPRIATION	\$ 45,530,904	\$ 47,530,904	\$ 48,059,624	\$ 49,188,489	\$ 50,266,646	\$ 51,427,615					
EXPENDITURES:											
General Government	\$ 3,982,905	\$ 3,982,905	\$ 3,982,905	\$ 3,982,905	\$ 3,982,905	\$ 3,982,905	-0.4%	-0.4%	-0.4%	-0.3%	-0.3%
Administrative Services	\$ 3,847,546	\$ 3,847,546	\$ 3,847,546	\$ 3,847,546	\$ 3,847,546	\$ 3,847,546	2.8%	2.8%	2.8%	2.8%	2.8%
Financial Services	\$ 1,708,023	\$ 1,708,023	\$ 1,708,023	\$ 1,708,023	\$ 1,708,023	\$ 1,708,023	-1.3%	-1.3%	-1.3%	-1.3%	-1.3%
Facility Maintenance	\$ 2,441,546	\$ 2,441,546	\$ 2,441,546	\$ 2,441,546	\$ 2,441,546	\$ 2,441,546	3.0%	3.0%	3.0%	3.0%	3.0%
Community Maintenance	\$ 14,838,361	\$ 15,156,556	\$ 15,498,475	\$ 15,848,900	\$ 16,200,000	\$ 16,551,100	2.0%	2.1%	2.1%	2.1%	2.1%
Community Service	\$ 3,284,069	\$ 3,332,769	\$ 3,422,943	\$ 3,513,117	\$ 3,603,291	\$ 3,693,465	2.1%	2.1%	2.1%	2.1%	2.1%
Education	\$ 123,116,687	\$ 134,250,274	\$ 138,212,780	\$ 142,175,286	\$ 146,137,792	\$ 150,097,003	9.0%	3.0%	3.0%	3.0%	3.0%
Public Safety	\$ 38,962,850	\$ 39,769,783	\$ 40,576,716	\$ 41,383,649	\$ 42,190,582	\$ 42,997,515	2.1%	2.0%	2.0%	2.0%	2.0%
Debt	\$ 11,617,076	\$ 12,807,391	\$ 13,851,222	\$ 14,895,053	\$ 15,938,884	\$ 16,982,715	8.4%	4.5%	4.5%	4.5%	4.5%
Reimbursements	\$ 29,504,332	\$ 31,713,359	\$ 33,922,386	\$ 36,131,413	\$ 38,340,440	\$ 40,549,467	7.4%	6.3%	6.3%	6.3%	6.3%
Insurance & Other	\$ 56,767,000	\$ 42,617,000	\$ 44,988,500	\$ 47,359,500	\$ 49,730,500	\$ 52,101,500	15.9%	4.9%	4.9%	4.9%	4.9%
TOTAL APPROPRIATIONS - GENERAL FUND	\$ 270,108,386	\$ 291,790,300	\$ 302,878,953	\$ 312,824,073	\$ 321,636,073	\$ 332,097,014	8.0%	3.6%	3.5%	2.8%	3.3%
Water	\$ 13,367,974	\$ 13,367,974	\$ 15,471,302	\$ 15,971,966	\$ 16,400,764	\$ 16,890,415	12.7%	2.7%	3.0%	3.0%	3.0%
Sewer	\$ 23,939,841	\$ 25,939,841	\$ 24,365,232	\$ 24,993,433	\$ 25,642,787	\$ 26,314,111	-0.7%	2.5%	2.6%	2.6%	2.6%
EMS	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	\$ 8,223,090	0.8%	0.8%	0.8%	0.8%	0.8%
TOTAL APPROPRIATIONS - INT FUNDS	\$ 45,530,915	\$ 47,530,915	\$ 48,059,624	\$ 49,188,489	\$ 50,266,646	\$ 51,427,615	3.5%	2.6%	2.6%	2.7%	2.7%
TOTAL APPROPRIATIONS - ALL FUNDS	\$ 315,639,301	\$ 339,321,215	\$ 350,938,577	\$ 362,012,562	\$ 371,903,719	\$ 383,524,629	7.4%	3.3%	3.4%	2.8%	3.2%
PLUS: APPROPRIATED USES											
Fire Cash transfer to Stabilization	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
TOTAL APPROPRIATED USES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					
TOTAL APPROPRIATIONS	\$ 315,639,301	\$ 339,321,215	\$ 350,938,577	\$ 362,012,562	\$ 371,903,719	\$ 383,524,629					
RESOURCES SURPLUS (DEFICIT)	\$ 24,597,482	\$ 38,201,998	\$ 51,819,329	\$ 65,436,948	\$ 79,053,933	\$ 92,670,991					

FY 2024 MAYORS BUDGET FY24-FY25 PROJECTIONS

City of Fall River, In City Council

(Councilor Christopher M. Peckham)

WHEREAS, there is overwhelming traffic congestion and concerns in the area near Northeast Alternatives that has created a public safety concern, and

WHEREAS, police details have been required on weekends and holidays, and

WHEREAS, the host community agreement between the City of Fall River and Northeast Alternatives does not state that the City of Fall River would incur the cost for these police details, rather it states "the City is under no obligation to use the payment in any particular manner", now therefore

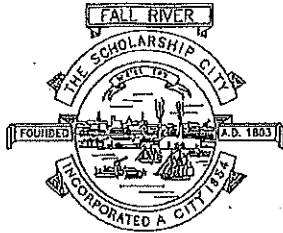
BE IT RESOLVED, that the Committee on Finance convene to discuss this matter and determine who would be the responsible party for paying the police details at Northeast Alternatives.

In City Council, January 28, 2020.
Adopted

A true copy. Attest:

Alison M. Bouchard
City Clerk

1a



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

February 18, 2020

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

CITY CLERK
FALL RIVER, MA

2020 FEB 19 A 10:20

RECEIVED

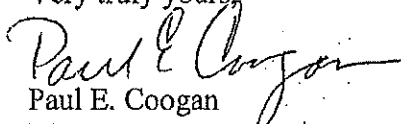
Honorable Members of the City Council:

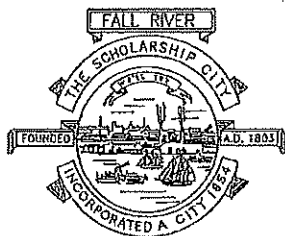
I hereby request the confirmation of the City Council for the following appointment:

Name: Melissa Panchley
Address: 687 Harvard Street
Fall River, MA 02720
To: Library Trustees
Term to expire: 01/15/2022

To fill the vacancy caused by resignation of Nancy Fell.

Very truly yours,


Paul E. Coogan
Mayor



16

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2020 FEB 20 P 12:50

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 20, 2020

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

RE: Library Trustees

Mr. President and Members of the Honorable Council:

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

Joyce Coelho
525 Harvard Street
Fall River, MA 02720

as a member of the Library Trustees, with a term commencing 02/20/2020 and expiring 02/20/2023.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

1C



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

RECEIVED

2020 FEB 20 P 12:50

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 20, 2020

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

Honorable Members of the City Council:

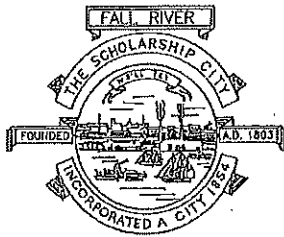
I hereby request the confirmation of the City Council for the following appointment:

Name: Joseph Pereira
Address: 2002 Robeson Street
Fall River, MA 02720
To: Board of Appeals
Term to expire: 01/23/2023

This will complete the term to fill the vacancy caused by Daniel D. Dupere's move from the board's alternate member position.

Very truly yours,

Paul E. Coogan
Mayor



1d

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

February 20, 2020

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

RE: Tax Increment Financing Board

Mr. President and Members of the Honorable Council:

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

Christopher M. Peckham
565 Durfee Street Apt 2
Fall River, MA 02720

As a member of the Tax Increment Financing Board with a term commencing 02/20/2020.

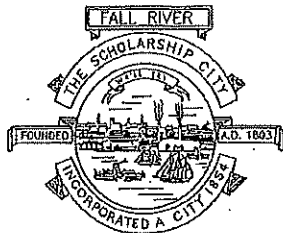
Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

CITY CLERK
FALL RIVER, MA

2020 FEB 20 P 3:51

RECEIVED



12
City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2020 FEB 20 P 12:50

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 20, 2020

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


Honorable Members of the City Council:

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

Name: Ann O'Neil Souza
Address: 351 Kenyon Street
Fall River, MA 02720
To: Commission on Disability
Term to expire: February 20, 2022

To fill the vacancy caused by Cathy Ann Viveiros of
48 Hathaway Street, Fall River, MA 02720.

Very truly yours,


Paul E. Coogan
Mayor



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

18
RECEIVED

2020 FEB 20 P 12:51

CITY CLERK
FALL RIVER, MA

February 5, 2020

Honorable City Council
City Clerk
Once Government Center
Fall River, MA 02722

Dear Honorable Council and City Clerk Bouchard:

I hereby make the following appointment and hereby request City Council confirmation:

Name: Tammy Moutinho

Address: 7 Grandview Avenue, Fairhaven, MA 02719

Position: Purchasing Agent

Effective Date: 2/26/2020

Salary: 9,058.50 annually.

Sincerely,

Paul E. Coogan
Mayor



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

18
RECEIVED

2020 FEB 20 P 12:51

CITY CLERK _____
FALL RIVER, MA

Notice of Waiver

In accordance with Section 9-12 of the Charter, notice is hereby given that Tammy Moutinho will be permitted to simultaneously hold more than one position of employment with the City of Fall River. Tammy Moutinho is currently employed as a *Projects Manager* in the Department of Facilities Maintenance. Ms. Moutinho's new/additional position as Purchasing Agent is not a full-time position, and Ms. Moutinho is expected to satisfactorily complete her duties in both positions during her normal work hours. Allowing one employee to hold both positions will provide a significant savings to the City.

By: Paul E. Coogan
Paul E. Coogan, Mayor



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

2a

RECEIVED

2020 FEB 20 P 3: 34

CITY CLERK _____
FALL RIVER, MA

PAUL E. COOGAN
Mayor

February 20, 2020

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

RE: Board of Appeals

Mr. President and Members of the Honorable Council:

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

David H. Saber
276 Nichols Street
Fall River, MA 02720

as an alternate member of the Board of Appeals, with a term commencing 02/20/2020 and
expiring 02/20/2022.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor



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

3

RECEIVED

2020 FEB 20 P 3:46

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 20, 2020

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

Dear Honorable Council Members:

During the budget preparation we found that the following ordinance should be updated to reflect the following information.

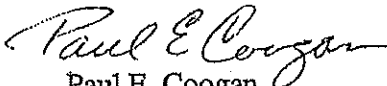
Section 62-2 is a housekeeping recommendation as it includes language regarding the use of Official City bags. The attached ordinance is requesting removal of the reference to the "Official City bag in both the definition section and section "C" of the ordinance.

Section 62-35 is a housekeeping recommendation as the City no longer recycles shredded paper. Subsection "C" should be removed.

Section 62-48 includes language regarding enforcement and disposition of fines. The attached ordinance recommendation it to change the enforcement from against the generator of the trash to the property owner.

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

Best Regards,


Paul E. Coogan
Mayor

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

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

Section 1.

By striking out Section 62-1, which section relates to Definitions, the following:

Official City Bag means a trash bag authorized to be used by the City for the disposing of solid waste into a green cart.

Section 2.

By striking out Section 62-2, section (c) which relates to Collection and disposal generally, the follows:

(c) Solid waste shall be collected only if placed in an official city bag and placed in a green cart.

Section 3.

By striking out Section 62-35, section (c) which relates to Recyclable Items, the follows:

(c) Shredded paper is recyclable. However, it must be placed in a paper bag before placing in blue or pick recycling carts.

Section 4.

By striking out Section 62-48, which section relates to Enforcement, in its entirety and inserting in place thereof the following:

The director and his authorized agents, including, but not limited to litter enforcement officers, shall have the authority to enforce the provisions of ordinances as detailed in chapter 26, environment, chapter 62, solid waste, and sections 2-1021 through 2-1025, of chapter 2, administration, as said sections relate to chapters 26 and 62. Enforcement shall only be against the property owner.

City of Fall River, *In City Council*

4

(Councilor Christopher M. Peckham)

WHEREAS, with the last contractual agreement between the City of Fall River and the Division of Emergency Medical Services to allow an easier transition to fall within the rank and file of the Fall River Fire Department, the EMS Division received their request for such changes with one change being given access to Group 4 Retirement and a pay parity increase in preparation for the anticipated merger, now therefore

BE IT RESOLVED, that the Committee on Finance convene with the Fire Chief and the Director of the Division of Emergency Medical Services along with their union representatives and attorneys to seek information regarding the timeframe and the current status of the proposed merger, and

BE IT FRUTHER RESOLVED, that all parties meet to also discuss the income and expenses of the EMS Enterprise Account

City of Fall River, *In City Council*

5

(Councilor Linda M. Pereira)
(Councilor Pam Laliberte-Lebeau)

WHEREAS, recent issues have occurred relating to site plan review ordinances, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene with the Inspector of Buildings, City Planner, Administrator of Public Utilities, City Engineer, Director of Administrative Services – Water and Corporation Counsel to discuss these regulations and recommend any necessary updates, and

BE IT FURTHER RESOLVED, that the Conservation Commission, Fall River Historic District Commission, Historical Commission and the Board of Appeals also be notified of any such proposed site plan review ordinances to allow input from these boards and commissions.

Filed 2/19/2020

City of Fall River, *In City Council*

6

(Councilor Linda M. Pereira)

WHEREAS, the Veterans' Service Officer has many duties and responsibilities regarding veterans' needs, and

WHEREAS, the Veterans' Service Officer is designated with the authority and responsibility to establish and maintain all veterans' facilities, memorials and designated veterans' sites within the City of Fall River, now therefore

BE IT RESOLVED, that the Veterans' Service Officer be designated as the contact and consultant with the Department of Community Maintenance, Cemetery Department and Parks and Recreational Department and all duly authorized Veterans' Service and non-profit organizations within the City of Fall River, to ensure that all Fall River Veterans' facilities, graves, monuments and memorials are formed and provided in compliance with the Code of the City of Fall River, state laws and in the best interest of the residents of Fall River and protocols pertaining to veterans.

Filed 2/19/2020

City of Fall River, *In City Council*

(Councilor Linda M. Pereira)

7

WHEREAS, many residents are concerned with the amount of trash littering our streets, and

WHEREAS, most of the litter is from food and beverage containers, and

WHEREAS, many of the drive-thru establishments have removed trash receptacles from the drive-thru line, now therefore

BE IT RESOLVED, that the Committee on Health and Environmental Affairs convene to discuss this very important matter.

Filed 2/19/2020

City of Fall River, In City Council

(Councilor Leo O. Pelletier)

8

WHEREAS, the former Police Station located at 158 Bedford Street has been in disrepair for many years, and

WHEREAS, there is currently a potential buyer for this property, now therefore

BE IT RESOLVED, that the Committee on Real Estate convene to discuss this property and prepare a Request for Proposal (RFP).

Filed 2/20/2020

City of Fall River, In City Council

9

(Councilor Trott Lee)

WHEREAS, the Director of Community Maintenance informed the Committee on Finance at a meeting held on January 28, 2020, that the cost for the disposal of solid waste is \$97 per ton and recycling is \$137 per ton, and

WHEREAS, the Director of Community Maintenance explained that the cost of recycling has increased significantly over the years due to "contaminated recycling", now therefore

BE IT RESOLVED, that the City Council Committee on Health and Environmental Affairs convene to discuss possible implementations and strategies to decrease solid waste and recycling costs.

City of Fall River, *In City Council*

10

(President Cliff Ponte)

WHEREAS, the Fall River City Council and the Administration have had discussions regarding the development of the downtown area, now therefor

BE IT RESOLVED, that the Administration and the City Engineer convene at a future meeting of the City Council Committee on Finance to discuss a plan for downtown revitalization, and

BE IT FURTHER RESOLVED, that the Mayor and the City Council President appoint members to an Oversight Committee for this project.

Filed 2/11/20



RECEIVED

City of Fall River
Notice of Claim

2020 FEB 14 A 10:40

CITY CLERK
FALL RIVER, MA

1. Claimant's name: Team Furtado
2. Claimant's complete address: 164 Hartwell St. Apt 417
3. Telephone number: Home: 508-675-3924 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Slip & Fall on Public Sidewalk
5. Date and time of accident: 1/31/2020 (4:30) Amount of damages claimed: \$ _____
6. Exact location of the incident: (include as much detail as possible):
Hartwell St Almost in front of Nat. Tecumseh Mills
7. Circumstances of the incident: (attach additional pages if necessary):
Walking Towards front of 164 Hartwell Tripped on Broken sidewalk, Grabbed the Fence to break my fall and my hand broke my tail, evaluated at St. Francis Hospital and X-rays showed fx of 5th metacarpal of my pinky finger (thumb)
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: 2/10/2020

Claimant's signature: Team Furtado

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

Return this form 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 ☒ DEM

Date: 2/14/2020



13

RECEIVED

City of Fall River
Notice of Claim

2020 FEB 14 P 1:37

1. Claimant's name: Robert Pimental CITY CLERK 20-10
FALL RIVER, MA
2. Claimant's complete address: 424 Judson Street Tiverton, RI 02878
3. Telephone number: Home: 401-624-7849 Work: (cell) 401-266-5787
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
auto damage/destroyed tire from 'pot hole'
5. Date and time of accident: Feb. 9, 2020 Amount of damages claimed: \$ 259.33
6. Exact location of the incident: (include as much detail as possible):
Canning Blvd. F.R. across from Bank of America & Little Caesar Pizza
7. Circumstances of the incident: (attach additional pages if necessary):
Heading back to Tiverton around 4 PM along Canning Blvd
Heading back to Tiverton around 4 pm travelling along Canning Blvd where there is road construction in front of Bank of America and Little Caesar Pizza whereas my car struck a large uncovered 'pot hole' causing severe damage to the front tire which had to be replaced.
in front of Bank of America & Little Caesars Pizza where there
is road construction whereas my car hit a large uncovered pot
hole causing severe damage destroyed my front tire.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 2/13/2020

Claimant's signature: Robert Pimental

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: 2-14-20



RECEIVED

13

City of Fall River
Notice of Claim

2020 FEB 18 A 10:34

CITY CLERK: 20-11
FALL RIVER, MA

1. Claimant's name: Medeiros Cidalia
2. Claimant's complete address: 938 Jefferson St. Fall River Ma 02721
3. Telephone number: Home: Cell 774-225-4721 Work: Crystal Springs
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
auto accident

5. Date and time of accident: 2/7/2020 (at) 18:30 Amount of damages claimed: \$ 1,660.44

6. Exact location of the incident: (include as much detail as possible):
Stafford Rd. (Fall River)

7. Circumstances of the incident: (attach additional pages if necessary):

I was traveling on Stafford Road when vehicle I was driving crossing the intersection into the open manhole. Vehicle's right rear axle broke and the tire deflated because that I lost control and came to a stop on the side of the road. Then I observed half of the manhole cover was on the sidewalk and the other half was in the hole. My car was hit by a stone and had some pieces broken.

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: 2-18-20

Claimant's signature: Cidalia Medeiros

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:

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Date: 2/18/2020

Henry's Tire Service
 714 Globe St., Fall River, MA 02724
 Phone: 508-678-5362 Fax: 508-679-9755

19-108A

RECEIVED

13

Gladys Valentine

2020 FEB 20 P 3: 21

Customer Information		Invoice	Additional Information	
Henry's Cash Customer		Date: 12/14/2019 Reference: 137551 Salesperson: James Ferreira Route: Delivery Date: 12/14/2019	PO Number: Work Order#: W-519981 Comment: Comment: Entered By: James Ferreira	
Qty	Description	Unit Price	Ext. Price	

2.00 225/6517 102V, Milestar Ms932 Sport

90.00

180.00

MA Taxable

Subtotal: 180.00

MA Sales Tax: 11.25

Terms: N/A

Total: \$191.25

12/14/2019 Payment# P-519982 Amount: \$191.25

Visa 191.25

Balance \$0.00**Thank You! Don't forget to "Like" us on Facebook!**

I hereby authorize the stated repair work to be done along with the necessary material, and hereby grant Henry's Tire permission to operate the vehicle herein described on streets, highways or elsewhere for the purpose of testing and/or inspection. An express mechanic's lien is hereby acknowledged on above vehicle to secure the amount of repairs thereto.

Henry's Tire is not responsible for loss or damage to vehicles, or articles left in vehicles, in case of fire, theft or any other cause beyond its control. A 1.5% (18% APR) service charge will be assessed on any amount which becomes delinquent beyond 30 days.

Warranty on suspension parts and labor is 1 year (Shocks and Struts carry a lifetime warranty). Warranty on Brake parts and labor is 6 months.

W-519981

12/14/2019 12:36 PM Page: 1 Entered By: James Ferreira

Signature _____



Charles D. Baker, Governor
Karyn E. Polito, Lieutenant Governor
Stephanie Pollack, Secretary & CEO
Jonathan L. Gulliver, Highway Administrator



February 6, 2020

Alison M. Bouchard
Office of the City Clerk
One Government Center
Fall River, MA 02722

Subject: Fall River – William Canning Boulevard
Safety Concerns and Congestions at Commonwealth Avenue Intersection

Dear Ms. Bouchard:

MassDOT is responding to your letter expressing concerns with recent increases in congestion and safety issues at the intersection of William Canning Boulevard and Commonwealth Avenue in the City of Fall River.

District 5 personnel have investigated your concerns, and a traffic signal would not be warranted at this intersection. Please be advised, traffic signals can only be installed if certain criteria are found to be met by an engineering study, based on State and Federal regulations. This intersection is not classified as a high crash location based on either Statewide or regional statistics. It should also be noted that a review of crash data at this intersection found that the number of crashes was higher in both 2016 and 2017 than in either 2018 or 2019.

District personnel will complete a site visit to evaluate the potential for any short-term safety improvements, however the City should work with the District Project Development Engineer and SRPEDD to initiate a TIP project planning process if there is further desire for a more substantial intersection improvement project.

Please contact Kenneth Charlton, Assistant District Maintenance Engineer, at (508) 884-4279 should you have any questions.

Sincerely,

Mary-Joe Perry
District Highway Director

DMS/dms *DMS*
cc: MJP *MEB*
MEB *MEB*

Honorable Alan Silvia, State Representative, State House Room 167
Files

emailed to cc 2/13/20
copy to Police 2/13/20

District 5, 1000 County Street, Taunton, MA 02780
Tel: 508-824-6633, TTY: 508-880-6102
www.mass.gov/massdot

RECEIVED
2020 FEB 13 A 11:23
CITY CLERK
FALL RIVER, MA

City of Fall River, In City Council

After Agenda

10a

(Councilor Michelle M. Dionne)

WHEREAS, there are vacant non buildable lots in the City of Fall River that are foreclosed tax title properties and/or abandoned properties, and

WHEREAS, many of these have been identified as nuisance properties due to trash, rodents, and neglect, and

WHEREAS, the city of Fall River does not receive any revenue in the form of property taxes from these properties, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene with the Corporation Council, Attorney for Tax Title, Director of Minimum Housing, and the Director of Inspectional Services to discuss an Abutters Program to address these properties.

