

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, January 28, 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
and Leo O. Pelletier

ABSENT: Councilor Linda M. Pereira

IN ATTENDANCE: John Perry, Director of Community Maintenance

President Cliff Ponte called the meeting to order at 8:41 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor and loan order - \$2,100,000.00 for the purchase of snow removal equipment
On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Shawn E. Cadime, it was unanimously voted to waive the rules to allow the Director of Community Maintenance to answer questions, with Councilor Linda M. Pereira absent and not voting. Councilor Leo O. Pelletier asked the Director of Community Maintenance if the snow removal vehicles have been ordered. The Director of Community Maintenance stated that the vehicles are due to be delivered very soon and then stated that he is hopeful that this loan order will be approved quickly as it was a procedural error that caused this matter to be reheard. On a further motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the loan order be authorized to be published and referred to the Committee on Finance, with Councilor Linda M. Pereira absent and not voting.

2. Mayor and orders as follows:

a. Order – Rescinding the loan orders for Streetscapes – North Main Street and Rock Street totaling \$2,219,000.00

b. Loan Order - \$2,219,000.00 for street repair

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the order be adopted and the loan order be authorized to be published and referred to the Committee on Finance, with Councilor Linda M. Pereira absent and not voting.

2a. Approved, January 29, 2020, Mayor Paul E. Coogan

3. Mayor requesting confirmation of the appointment of Luis Gonsalves to the Redevelopment Authority
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to confirm the appointment, with Councilor Linda M. Pereira absent and not voting.
4. Mayor requesting confirmation of the appointment of John R. Erickson to the Redevelopment Authority
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to confirm the appointment, with Councilor Linda M. Pereira absent and not voting.
5. Mayor requesting confirmation of the appointment of Joan Medeiros to the Redevelopment Authority
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to confirm the appointment, with Councilor Linda M. Pereira absent and not voting.

Councilor Bradford L. Kilby left the meeting at 8:48 p.m.

PRIORITY COMMUNICATIONS

6. Traffic Commission recommending amendments to traffic ordinances
On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

7. The Committee on Finance convene to discuss the matter of police details at Northeast Alternatives
Councilor Christopher M. Peckham stated that he would like to have Northeast Alternatives pay for the police details that are needed for traffic control. Councilor Leo O. Pelletier stated that he agrees with Councilor Christopher M. Peckham that the City should not be paying for the police details at Northeast Alternatives. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the resolution, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.
8. The City Council extending gratitude to surrounding Fire Departments for their assistance at the County Street fire on January 13, 2020
Councilor Trott Lee stated that one firefighter from Seekonk broke his ankle during the fire and he wanted to acknowledge all surrounding communities for their mutual aid assistance. Councilor Christopher Peckham also stated that he is truly grateful for the mutual aid that was provided at the County Street fire on January 13, 2020. On a motion made by Councilor Trott Lee and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the resolution and send a letter of thanks to all the surrounding Fire Departments for their mutual aid on January 13, 2020, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

CITATIONS

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Christopher M. Peckham, it was unanimously voted to take items #9 and #10 together, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

9. The Family of Patrick Anthony Jordan – His heroic actions during the Great Notre Dame de Lourdes Church Fire of 1982
10. Ron Gagnon "Coach Bear" – For his years of commitment and volunteerism to both High School Football and the Fall River Falcons

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt items #9 and #10, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

ORDERS – HEARINGS

Curb Removals:

11. Paul Cantelmo, 140 Ash Street, requests the removal of 4 feet 8 inches at 140 Ash Street

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

Approved, January 29, 2020, Mayor Paul E. Coogan

12. Kathleen Hurley, 144 Ash Street requests the removal of 7 feet 9 inches at 144 Ash Street

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

Approved, January 29, 2020, Mayor Paul E. Coogan

13. Stanley Webb, 9 McCabe Street, Dartmouth, MA, requests the removal of 7 feet at 334 Newton Street

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adopt the order, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

Approved, January 29, 2020, Mayor Paul E. Coogan

Storage License:

14. 64 Stevens Street, LLC, 31 Nelson Way, Mansfield, MA – to store 48,000 gallons underground at 64 Stevens Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted to refer the matter to the Committee on Regulations, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

ORDERS – MISCELLANEOUS

Auto Repair Shop License Renewal:

15. Nicholas R. Faggioli d/b/a Faggioli Auto Body at 633 Lawton Street

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

Approved, January 29, 2020, Mayor Paul E. Coogan

Auto Body Shop License Renewal:

16. Nicholas R. Faggioli d/b/a Faggioli Auto Body at 633 Lawton Street
On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.
Approved, January 29, 2020, Mayor Paul E. Coogan

COMMUNICATIONS – INVITATIONS – PETITIONS

17. Claims
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to refer the claims to Corporation Counsel, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.
18. Structure over a public way – permanent eight inch sign for the Rotary Club of Fall River, at the corner of Robeson Street and Highland Avenue
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to approve the structure over a public way, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.
19. Planning Board Minutes – December 9, 2019 Meeting
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted that the minutes be accepted and placed on file, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

City Council Meeting Minutes:

20. City Council Committee on Finance – January 14, 2020
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to approve the minutes, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.
21. Regular Meeting of the City Council – January 14, 2020
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted to approve the minutes, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

BULLETINS – NEWSLETTERS – NOTICES

- On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to take items #22 through #26 together, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.*
22. Communication from FEMA regarding proposed flood hazard determinations
23. Communication from PERAC regarding the appropriated amount for the retirement system for Fiscal Year 2021
24. Communication from P.J. Keating regarding contract and work notification for Federal Aid Project No. NHP(NHS)-003S(277)X, a section of Route 24 – Fall River Expressway
25. Invitation from Sagres Vacations, 139 South Main Street, for their grand re-opening
26. Notice of Casualty and Loss at 26 Oak Grove Avenue
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted that items #22 through #26 be accepted and placed on file, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: JANUARY 28, 2020

OTHER POTENTIAL MATTERS (to be acted upon if a recommendation is received)

Report of the Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

6a. Proposed Ordinance – Traffic, Handicapped Parking

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was voted 7 yeas to adopt an Emergency Preamble, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to pass the proposed ordinance through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

Approved, January 29, 2020, Mayor Paul E. Coogan

First Reading:

6b. Proposed Ordinance – Traffic, miscellaneous

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was unanimously voted to pass the proposed ordinance through first reading, as amended, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

Grant leave to withdraw:

6c. Communication – Mayor and proposed ordinance re: approval process for park projects

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Trott Lee, it was unanimously voted that the communication be granted leave to withdraw, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

All readings with Emergency Preamble:

6d. Proposed Ordinance – Traffic, Commonwealth Avenue

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier, it was voted 7 yeas to adopt an Emergency Preamble, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to pass the proposed ordinance through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

Approved, January 29, 2020, Mayor Paul E. Coogan

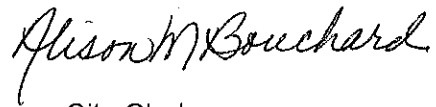
On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted to adjourn at 9:06 p.m., with Councilors Bradford L. Kilby and Linda M. Pereira absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

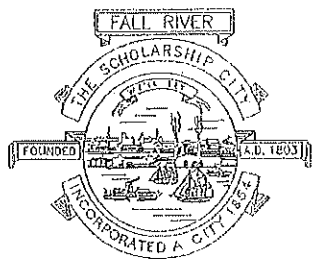
DVD of meeting

A true copy. Attest:

A handwritten signature in black ink, reading "Alison M. Bouchard". The signature is written in a cursive style with a large, stylized initial 'A'.

City Clerk

In City Council, March 10, 2020
Approved



City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

2020 JAN 24 P 1:42

TUESDAY, JANUARY 28, 2020

CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

AGENDA

INÊS LEITE
ASSISTANT CITY CLERK

5:30 P.M. COMMITTEE ON ORDINANCES AND LEGISLATION MEETING

5:50 P.M. PUBLIC HEARINGS (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON ORDINANCES AND LEGISLATION MEETING IF THAT MEETING RUNS PAST 5:50 P.M.)

Curb Removals

1. Paul Cantelmo, 140 Ash Street, Fall River, MA, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
140 Ash Street	34.7'	4.8'	0'	39.5'

140 Ash Street and 144 Ash Street are single family residences which abut each other on Ash Street. The property owners are requesting to cooperatively remove a total of 12 feet 7 inches of curb which straddles their property frontage. The cumulative curb remaining along their frontage does not provide sufficient space for on-street parking. The proposed work improves access to the property for off street parking and does not impact on-street parking.

2. Kathleen Hurley, 144 Ash Street, Fall River, MA, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
144 Ash Street	16.6'	7.9'	0'	24.5'

140 Ash Street and 144 Ash Street are single family residences which abut each other on Ash Street. The property owners are requesting to cooperatively remove a total of 12 feet 7 inches of curb which straddles their property frontage. The cumulative curb remaining along their frontage does not provide sufficient space for on-street parking. The proposed work improves access to the property for off street parking and does not impact on-street parking.

3. Stanley Webb, 9 McCabe Street, Dartmouth, MA, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
334 Newton Street	12'	7'	0'	19'

The petitioner's original driveway construction at this single family home was 12 feet. The property owner increased the opening to 19 feet to improve off-street parking access for the

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

tenants of the property. The street was recently repaved and the City's contractor was unaware that the driveway was not a grandfathered approval and reconstructed the driveway entrance to current standards.

Storage License

4. 64 Stevens Street, LLC, 31 Nelson Way, Mansfield, MA for permission to store 24,000 gallons of gasoline and 24,000 gallons of gasoline/diesel, for a total of 48,000 gallons underground at 64 Stevens Street on Lot E-27-0004, Assessors 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. *Discussion of Fiscal Year 2020 – Quarter 2 Budget Report
3. *Resolution to discuss the completed Streetscape Projects at Purchase Street and East Main Street (tabled 6-4-19)
4. *Resolution to discuss rescinding of all remaining Streetscape bond authorizations and potential City Council authorization of bonding for roadway infrastructure improvements (referred 10-22-19)

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 loan order - \$2,100,000.00 for the purchase of snow removal equipment
2. *Mayor and orders as follows:
 - a. Order – Rescinding the loan orders for Streetscapes – North Main Street and Rock Street totaling \$2,219,000.00
 - b. Loan Order - \$2,219,000.00 for street repair
3. *Mayor requesting confirmation of the appointment of Luis Gonsalves to the Redevelopment Authority
4. *Mayor requesting confirmation of the appointment of John R. Erickson to the Redevelopment Authority
5. *Mayor requesting confirmation of the appointment of Joan Medeiros to the Redevelopment Authority

PRIORITY COMMUNICATIONS

6. *Traffic Commission recommending amendments to traffic ordinances

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

7. *The Committee on Finance convene to discuss the matter of police details at Northeast Alternatives
8. *The City Council extending gratitude to surrounding Fire Departments for their assistance at the County Street fire on January 13, 2020

CITATIONS

9. The Family of Patrick Anthony Jordan – His heroic actions during the Great Notre Dame de Lourdes Church Fire of 1982
10. Ron Gagnon "Coach Bear" – For his years of commitment and volunteerism to both High School Football and the Fall River Falcons

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13. Stanley Webb, 9 McCabe Street, Dartmouth, MA, requests the removal of 7 feet at 334 Newton Street

Storage License:

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ORDERS – MISCELLANEOUS

Auto Repair Shop License Renewal:

15. Nicholas R. Faggioli d/b/a Faggioli Auto Body at 633 Lawton Street

Auto Body Shop License Renewal:

16. Nicholas R. Faggioli d/b/a Faggioli Auto Body at 633 Lawton Street

COMMUNICATIONS – INVITATIONS – PETITIONS

17. *Claims
18. Structure over a public way – permanent eight inch sign for the Rotary Club of Fall River, at the corner of Robeson Street and Highland Avenue
19. *Planning Board Minutes – December 9, 2019 Meeting

City Council Meeting Minutes:

20. *City Council Committee on Finance – January 14, 2020
21. *Regular Meeting of the City Council – January 14, 2020

BULLETINS – NEWSLETTERS – NOTICES

22. *Communication from FEMA regarding proposed flood hazard determinations
23. *Communication from PERAC regarding the appropriated amount for the retirement system for Fiscal Year 2021
24. *Communication from P.J. Keating regarding contract and work notification for Federal Aid Project No. NHP(NHS)-003S(277)X, a section of Route 24 – Fall River Expressway
25. *Invitation from Sagres Vacations, 139 South Main Street, for their grand re-opening
26. Notice of Casualty and Loss at 26 Oak Grove Avenue


City Clerk

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: JANUARY 28, 2020

OTHER POTENTIAL MATTERS (to be acted upon if a recommendation is received)

Report of the Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

- 6a. *Proposed Ordinance – Traffic, Handicapped Parking

First Reading:

- 6b. *Proposed Ordinance – Traffic, miscellaneous

Grant leave to withdraw:

- 6c. *Communication – Mayor and proposed ordinance re: approval process for park projects

All readings with Emergency Preamble:

- 6d. *Proposed Ordinance – Traffic, Commonwealth Avenue

WHEREAS, the streetscape projects are now complete for Purchase Street and East Main Street, and

WHEREAS, there were significant delays and possible cost overruns with both of these projects, now therefore

BE IT RESOLVED, that the Committee on Finance convene with the Administration, Director of Financial Services, City Engineer, Administrator of Community Utilities and the City Planner to review all contracts, change orders, oversight committee recommendations, lists of oversight committee members and dates of oversight committee meetings, and

BE IT FURTHER RESOLVED, that copies of all documents be provided to the City Council as soon as possible for review prior to the meeting of the Committee on Finance.

In City Council, May 14, 2019
Adopted

A true copy. Attest:

Alison M. Bouchard
City Clerk

*tabled 5-28-19
tabled 6-4-19
9-10-19 3:18-19 on agenda
never discussed*



FINANCE 3

October 9, 2019

Mr. Alan C. Biszko
Biszko Contracting Corp.
20 Development Street
Fall River, Massachusetts 02721

**Re: East Main Street Improvement Project
IFB 18-26
Fall River, MA**

Dear Mr. Biszko:

This letter is a follow up on the City Engineer's letter to you dated September 25, 2019. As indicated in the City's letter, testing of the installed pavement was conducted on September 26, 2019. The testing was performed to determine the quality of the supplied hot mix asphalt surface course mix and its compliance with the project specifications and the Massachusetts DOT Standard Specifications. In all eight pavement cores, identified as PC-1 thru PC-8, were taken to determine surface thickness, bulk specific gravity, Theoretical Maximum Density, percent compaction and two gradations were derived from composite samples derived from four of the cores.

A summary of the testing has concluded that four of the eight samples did not meet the 2-inch surface course thickness with thicknesses ranging from 0.9-inches to 1 3/4-inches. The deficient cores are identified as PC-1, PC-3, PC-5, and PC-8. In addition, PC-1 and PC-3 did not meet the 91.5 % compaction requirement. The results of the asphalt content and gradation analysis indicate the samples meet the 9.5 MM Job Mix formula provided by J.H. Lynch and Sons, however the construction plans and truck slips obtained during paving indicate the material should be the 12.5 MM Job Mix formula. We are requesting clarification from Biszko Contracting Corp. on the specific material installed. The complete results of the sampling are attached.

It is our opinion, based upon field observations, prior deficiency correspondence and the results of the pavement testing, the poor quality of the hot mix asphalt surface course can be attributed in some areas to the insufficient pavement thickness and in other areas to poor workmanship during the installation of the surface course. The workmanship issue is especially noticeable at joints between the pavement runs and joints within the intersections.

In accordance with the Contract Documents, Section 0500 Contract Agreement, subsection 1.41 Guarantee and Section 2500 Pavement, subsection H. Surface Maintenance you are hereby

Mr. Biszko
October 9, 2019
Page 2 of 2

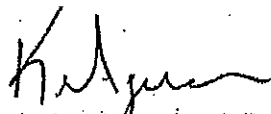
FINANCE 3

being notified the City of Fall River expects Biszko Contracting Corp. to initiate corrective actions within three (3) days.

We are available to meet with you to discuss your proposed corrective actions and schedule.

If we can be of any further assistance regarding this matter, please contact us at our office.

Respectfully,
BETA Group, Inc.



Kevin M. Aguilar, P.E.
Vice President

cc: JR Frey, P.E., City Engineer
Job No: 5587



FINANCE 3

19-1249.1 M

October 7, 2019

Beta Group.
Attention: Kevin Aguiar
701 George Washington Highway
Lincoln, RI 02865

Subject:
Construction Materials Testing Services
Asphalt Coring Services
East Main Street
Fall River, Massachusetts

Dear Kevin:

As requested, S.W. Cole made a site visit on September 23, 2019 to cut 6" diameter pavement cores, at locations selected by Beta Group for the purpose of determining the quality of the supplied HMA surface course mix, and its compliance with project specifications and Massachusetts DOT Standard Specifications.

Scope of Services

S.W. Cole provided a (2) person coring crew to obtain 6" diameter cores in areas pre-selected along East Main Street approximately between Sta 22+00 and Sta 36+00.

S.W. Cole cut and removed (8) Pavement cores along this section of roadway. The cores were labeled in accordance with the plans provided and dimensions were recorded to their actual location. The cores were removed and field measured for thickness, and placed into a storage container as to not disturb the specimens prior to laboratory analysis. The core holes were filled and compacted back into place by representatives of the City of Fall River.

Laboratory Testing

Once the field work was complete the cores were returned to the laboratory in Taunton Massachusetts, where they were allowed to air dry and stabilize to the conditions in the laboratory.



FINANCE 3

The cores were then cut on a masonry saw to separate the surface layer from the binder layer and allowed to stabilize. The Surface layer was measured for thickness, with thickness values ranging from 15/16" to 3-1/8".

The cores were tested for bulk specific gravity in accordance with AASHTO T-166. A Theoretical Maximum Density (TMD) AASHTO T-209 was performed on a composite sample of HMA from pavement cores PC #1 and PC #4. The percent compaction was determined and the values ranged from 84.4% to 95.3%.

S.W. Cole also performed an extraction and gradation on two composite samples from Pavement Cores PC #2 and PC #3, as well as PC #6 and PC #7.

Summary of Results

The core thickness ranged from 15/16" to 3-1/8". Pavement Cores PC #2, #4, #6 and #7 all met the projects specifications for thickness. Pavement Cores #1, #3, #5, and #8 were thinner than the specified 2" compacted thickness.

Core specific gravity ranged from 2.113 (131.8 PCF) to 2.386 (148.9 PCF) yielding a compaction percentage of 84.4% to 95.3%. S.W. Cole obtained a Theoretical Maximum Density of 2.504 (156.3 PCF) which was used to determine the compaction value.

Cores PC #1 and PC #3 did not meet the Mass DOT specification for compaction of 91.5% (84.4% and 91.1%). The remaining cores exceeded the minimum specified value of 91.5%. The extraction and gradation tests were performed on composite samples as to meet the minimum sample size required for the test method. The Asphalt content and gradation of both samples fall within the acceptable tolerance range based on the Job Mix formula provided by J.H. Lynch and Sons.

Please feel free to contact me with any questions

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Mello'.

Derek G. Mello

Construction Services Manager



Report of Density of Compacted HMA Cores

ASTM D2726-11, AASHTO T 166

Project Name: EAST MAIN ST
Project Location: FALL RIVER, MA
Client: BETA GROUP
Material Supplier: J.H. Lynch & Sons
Mix Type / Design ID: 9.5 MM Level 1 15% Rap
Course Description: Surface
Placement Contractor: J.H. Lynch & Sons

Project Number: 19-1249.1
Lab ID: Multiple
Date Received: 09/23/19
Date Completed: 10/01/19
Tested By: EMR

Core Location	Lab ID	Core No.	Thickness		Specific Gravity	Compaction	
			Measured (in)	Required (in)		Measured (%)	Required (%)
Sta 22+0 Right 4' off. Curb	1887T	PC-1	15/16"	2"	2.113	84.4%	
Sta 23+25 Right - 4' of Centerline	1888T	PC-2	2-1/8"	2"	2.303	92.0%	
Sta 24+00 Right - 3-1/2' off Centerline	1889T	PC-3	1 3/8	2"	2.282	91.1%	
Sta 24+25 Left - 13' off Centerline	1890T	PC-4	2-1/2"	2"	2.306	92.1%	
Sta 29+25 4'8" off Centerline	1891T	PC-5	1-3/4"	2"	2.331	93.1%	
Mystic St. Crosswalk 3' off Centerline	1892T	PC-6	3-1/8"	2"	2.386	95.3%	
Sta 32+00 Right 5'8" off Curb	1893T	PC-7	2-3/8"	2"	2.307	92.1%	
Sta 35+50 Right - 3' off. Centerline	1894T	PC-8	1-5/8"	2"	2.334	93.2%	

The TMD(s) used to calculate % Compaction are from Core Samples

Project % Compaction Requirements:

Comments: Cores were trimmed and separated from the Binder Grade HMA

Reviewed By:

490A Winthrop Street, Taunton, MA 02780 • P: 508-822-6934 • E: info@tauntonswcole.com

Geotechnical Engineering Construction Materials Testing and Special Inspections GeoEnvironmental Services

FINANCE

3



S.W. COLE
ENGINEERING, INC.

FINANCE 3

Report of Asphalt Content and Gradation by Chemical Extraction

ASTM D2172-11, AASHTO T 164

Project Name: EAST MAIN ST
Project Location: FALL RIVER, MA
Client: BETA GROUP
Material Supplier: J.H. Lynch & Sons
Mix Type / Design ID: 9.5 MM Level 1 15% Rap
Course Description: Surface

Project Number: 19-1249.1
Lab ID: 1888T
Date Received: 09/23/19
Date Completed: 10/01/19
Tested By: EMR

Asphalt Content (%) 5.92%

Specification 6.1 +/- .4

Sieve Designation	Percent Passing	Specification Aim (%)
2"	100	
1 1/2"	100	
1"	100	
3/4"	100	
1/2"	100	
3/8"	91	97
No. 4	59	60
No. 8	42	39
No. 16	31	26
No. 30	21	18
No. 50	14	12
No. 100	9	7
No. 200	4.6	4.9

Theoretical Maximum Density 2.504

Comments: Composite of Cores PC#2 & PC#3

Reviewed By: *[Signature]*

490A Winthrop Street, Taunton, MA 02780 • P: 508-822-6934 • E: info@taunton@swcole.com



FINANCE 3

Report of Asphalt Content and Gradation by Chemical Extraction

ASTM D2172-11, AASHTO T 164

Project Name: East Main Street
Project Location: Fall River, MA
Client: Beta Engineering
Material Supplier: J.H. Lynch & Sons
Mix Type / Design ID: 9.5 MM Level 1 15% Rap
Course Description: Surface

Project Number: 19-1249.1
Lab ID: 1893T
Date Received: 09/23/19
Date Completed: 10/04/19
Tested By: BC

Asphalt Content (%)	5.70%	
Specification	6.1 +/- .4	
Sieve Designation	Percent Passing	Specification Aim (%)
2"	100	
1½"	100	
1"	100	
¾"	100	
½"	100	100
⅜"	94	97
No. 4	58	60
No. 8	40	39
No. 16	28	26
No. 30	19	18
No. 50	13	12
No. 100	9	7
No. 200	4.7	4.9

Comments: Composite of Cores PC#6 & PC#7

Reviewed By: 

490A Winthrop Street, Taunton, MA 02780 • P: 508-822-6934 • E: info@taunton@swcole.com

Geotechnical Engineering

Construction Materials Testing and Special Inspections

GeoEnvironmental Services

(Vice President Pam Laliberte-Lebeau)
(Councilor Shawn E. Cadime)

WHEREAS, the Purchase Street Streetscape project has gone over budget, and payments are currently in dispute, and

WHEREAS, the East Main Street Streetscape project has resulted in an inferior quality product, which is currently in dispute, and

WHEREAS, the Streetscapes projects have utilized both Chapter 90 funds as well as Highway Improvement funds, which were not intended to be utilized, and

WHEREAS, the finished product of Streetscapes has not lived up to its hype considering the money that was spent, now therefore

BE IT RESOLVED, that the Administration rescind all remaining Streetscape bond authorizations that have not been short-term or long-term borrowed, including North Main Street at \$1.4 million, South Main Street at \$1.6 million, and Rock Street at \$775,000.00, as well as immediately halt any further spending and/or work authorizations on the \$2.4 million Bedford Street project, and provide an accounting of expenses to date, and

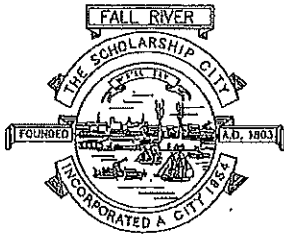
BE IT FURTHER RESOLVED, that the City Council and Administration work collaboratively to authorize bonding in the amount of the above rescinded bond authorizations for roadway infrastructure improvements throughout the city, which will be mutually agreed upon by the Administration and City Council.

Filed 10/17/19

CITY OF FALL RIVER
IN CITY COUNCIL

OCT 22 2019

*Referred to the
Committee on Finance*



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

PAUL E. COOGAN
Mayor

January 23, 2020

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

RE: \$2,100,000 Snow Removal

Honorable Council:

In regarding to the loan authorization for \$2,100,000, it has come to our attention that Section 2-125 of the City Ordinances requires that an Emergency Preamble be adopted by a 2/3rds vote of the Council before the Council can act on it and refer it to the Finance Committee and order it for publication. Because this wasn't done this loan order will need to be passed through all stages again in order to be effective (ie., introduction/first reading/refer to the finance committee/order for publication by the City Council/publish in the newspaper and final passage by City Council).

We appreciate your continue support for this equipment as it has been order and delivery is expected by the Department of Community Maintenance.

Sincerely,

Paul E. Coogan
Mayor

RECEIVED
2020 JAN 23 A 11:10
CITY CLERK
FALL RIVER, MA

City of Fall River, *In City Council*

LOAN ORDER

(DEPARTMENTAL EQUIPMENT)

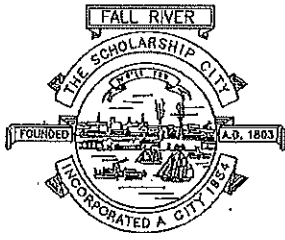
ORDERED: That the City appropriates the amount of Two Million One Hundred Thousand Dollars (\$2,100,000) for the purpose of purchasing the following departmental equipment including the payment of all cost incidental or related thereto:

Snow Removal Equipment – Streets & Highway Department

\$2,100,000

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 premiums received by the City upon the sale of any bonds or notes approved by this vote, 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.

BE IT 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 bond 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
Massachusetts
Office of the Mayor

2
a+b

PAUL E. COOGAN
Mayor

January 23, 2020

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


RE: Loan Order for Street Repairs

Dear Honorable Council Members:

Upon rescinding the loan orders for Streetscapes – North Main St of \$1,444,000 and Streetscapes – Rock St of \$775,000, we are requesting a loan authorization for Street Repairs in the amount of \$2,219,000.

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

Best Regards,


Paul E. Coogan
Mayor

CITY CLERK
FALL RIVER, MA

2020 JAN 23 A 11:10

RECEIVED

City of Fall River, In City Council

2a

January 28, 2020

ORDERED, That the City rescinds the following amounts that have been authorized to be borrowed, but which are no longer needed for the purposes for which they were initially approved:

<u>Unissued Amount</u>	<u>Date of Original Loan Order Approval</u>	<u>Original Purpose</u>
\$ 1,444,000	10/18/2016	Streetscapes – North Main St
\$ 775,000	10/18/2016	Streetscapes – Rock St

City of Fall River, In City Council

2b

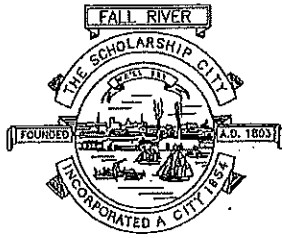
LOAN ORDER

(Street Repair)

ORDERED: That the City appropriates the amount of Two Million Two Hundred and Nineteen Thousand Dollars (\$2,219,000) to be used for the construction and/or improvement of City streets to supplement those provided for under the Commonwealth of Massachusetts M.G.L. Chapter 90 Program; or, to take any other action relative thereto.

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 premiums received by the City upon the sale of any bonds or notes approved by this vote, may be applied to the payment of costs approved y 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, and

BE IT 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 bond 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 my require.



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2020 JAN 22 P 12:22

CITY CLERK _____
FALL RIVER, MA

January 22, 2020

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

RE: **Redevelopment Authority**

Mr. President and Members of the Honorable Council:

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

Luis Gonsalves

*

As a member of the Redevelopment Authority, with a term commencing 01/22/2020 and expiring on 01/22/2025. This appointment will replace the expiration term of Kara O'Connell.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*

LUIS GONSALVES



3

Professional Summary

Visionary, grassroots entrepreneur with 20+ years of experience founding and running successful businesses. Versed in all aspects of business formation and management, including operations, finance, sales & marketing, and talent & HR. Entrepreneurial leader with the ability to recognize and pursue nascent market opportunities that create jobs and wealth for the people of Fall River and surrounding communities. Effective communicator and motivator who supports employees, customers, and community members in attaining their personal and professional goals. Dedicated innovator focused on solving problems and creating opportunities that enhance the lives of all members of the Fall River community.

Skills

- Focused and hardworking, with a great talent to solve problems and accomplish goals for all involved
- Self-motivated manager with strong leadership and adept team-building skills
- Outstanding communicator with an experienced customer service background

Experience

Serial Entrepreneur

- Founder of Shear Genius Barbershops in 1999 and Ms. Shear Genius hair salon in 2008. The business currently has four locations within the Fall River area and employs 20 licensed barbers and stylists. Serve as an international educator and presenter for Johnny B., an industry leader and producer of hair products for men, conducting 10-12 conferences in both the United States and Canada.
- Owner/Creator of Juice'd Café, a healthy fast casual restaurant concept focused on providing fresh and wholesome food at affordable prices since 2016. Two locations (Fall River, New Bedford) employ 24 people
- CEO of Gonsalves Real Estate Investments LLC, which owns, manages and develops both residential and commercial properties.

Military Service

- US Army 10th Mountain Division, 1994 – 1998 – Served as a Helicopter Mechanic in the Aviation Unit

Accolades & Accreditations

- 2019 Southcoast Chamber's Economic Impact Award Winner
- 2017 UMass Charlton School of Business Entrepreneur of the Year Award Winner
- 2016 EforAll South Coast Award Winner
- 2000 Master Barber Accreditation

Education

Bristol Community College, 2002

Massachusetts School of Barbering, 2000 – Graduated with Honors

New Bedford High School, 1994

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*



City of Fall River
Massachusetts
Office of the Mayor

4

PAUL E. COOGAN
Mayor

January 22, 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: John R. Erickson

Address: *

To: Redevelopment Authority

Term to expire: 01-23-23

To fill the vacancy caused by the resignation of Robert Smith.

Very truly yours,

Paul E. Coogan
Paul E. Coogan
Mayor

CITY CLERK
FALL RIVER, MA

2020 JAN 22 A 9:48

RECEIVED

*Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.

John R Erickson .

*

Education

Syracuse University 1979 Bachelor of Arts

Employment

1975-1979 Syracuse University Food Service Syracuse NY Dining Center Manager/ Catering Manager

1979- 1985 Erection Specialties Inc Canton MA Project Foreman/ Project Manager/ VP

1985-1988 Erickson Architectural Systems Avon , MA President/ Owner

1988-1996 Colony Architectural Stoughton MA Project Manager/ VP

1996-1998 Karas and Karas Glass Co Boston MA Project Manager/ Plant Manager

1998- Present Sunrise Erectors Inc Canton MA / Mansfield MA VP/ Partner

Affiliations

United Brotherhood of Carpenters 1975- Present Journeyman Member

Narrows Center for The Arts Fall River MA Current Board Member

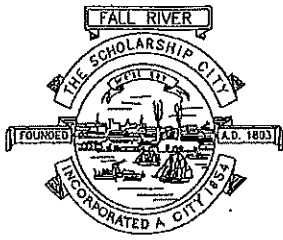
Grass Roots Cultural and Performing Arts Center Norwood, MA Current Board Member

Friends of the Blue Hills Milton MA Current Hilltop Society Member

Fall River Historical Society Fall River MA Current Member

Many Hopes Home Mtwapa, Kenya Current Patron Level Member

****Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.***



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

15

PAUL E. COOGAN
Mayor

CITY CLERK
FALL RIVER, MA

2020 JAN 23 A 10:10

RECEIVED

January 23, 2020

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

RE: Redevelopment Authority

Mr. President and Members of the Honorable Council:

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

Joan Medeiros

*

As a member of the Redevelopment Authority, with a term commencing 01/23/2020 and
expiring on 01/23/2025. This appointment will replace the expired term of Joseph Oliveira.

Thank you for your favorable consideration in this regard.

Paul E. Coogan
Mayor

***Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.**

Joan M. Medeiros

*

5

Employment

- Bristol County Savings Bank-Vice President-Commercial Lending
May 2013-
- BankFive-Vice President-Commercial Services
January 2004-May 2013
- Rockland Trust Company-Asst Vice President-Commercial Lending
June 1992-January 2004
- Durfee Attleboro Bank-Commercial Credit Analyst
August 1989-June 1992

Education

- University of Massachusetts Dartmouth 1989
Bachelor of Arts-English, minor-Finance
- Bishop Connolly High School

CITY CLERK
FALL RIVER, MA
1985

2020 JAN 23 A 10:10

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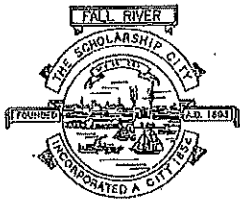
Community Organizations

- Chair-Board of Trustees-Bristol Community College-January 2018-present
- Trustee-Bristol Community College-June 2016
- Board Chair-Boys and Girls Club of Fall River-March 2018-present
- Vice Chair of Board-Boys and Girls Club of Fall River-2012-2018
- Treasurer-Boys and Girls Club of Fall River-2005-2012
- Treasurer-United Way of Greater Fall River-2019-present
- Member-Rotary Club of Fall River-2004
- Member-Prince Henry Society of Fall River-2007
- Board Member-New England Certified Development Corp-2013

Awards

- Roger Valcourt Outstanding Citizen of the Year-2019
- Portuguese Heritage Award-2014
- Massachusetts SBA Financial Services Champion-2013
- John Brayton Community Service Award-Fall River Chamber-2009
- SBED Corporation Lender of the Year-2003

**Contact information redacted pursuant to M.G.L. c. 4 § 7 (26) (c) Privacy Exemption.*



CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

January 10, 2020

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

RECEIVED
2020 JAN 13 P 4:41
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, September 25, 2019 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

That Chapter 70 of Revised Ordinances be amended in the following Section:

Article: 70
Section: 387 Handicapped Parking

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
French Street	South Side	Starting at a point 102 feet east of Rock Street, for a distance of 20 feet easterly

Very truly yours,

Laura Ferreira
Parking Clerk

CHV



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

6

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

January 13, 2020

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

RECEIVED
2020 JAN 14 P 1:12
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 18, 2019 the following request was heard and approved by the Traffic Commission.

That Chapter 70 of Revised Ordinances be amended in the following Section:

Article: 70
Section: 387 **Handicapped Parking**

By striking out in proper alphabetical order the following.

STRIKE OUT

Name of Street	Side	Location
Rock Street	East	Starting at a point 25 feet south of French Street, for a distance of 20 feet southerly.

Very truly yours,

Laura Ferreira
Parking Clerk

CHW



CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

January 23, 2020

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

CITY CLERK
FALL RIVER, MA

2020 JAN 23 A 11:31

RECEIVED

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 18, 2019 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

That Chapter 70 of Revised Ordinances be amended in the following Section:

Article: 70
Section: 387 Handicapped Parking

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Hall Street	North	Starting at a point 282 feet east of Church Street, for a distance of 20 feet easterly

Very truly yours,

Laura Ferreira
Parking Clerk



CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Parking Clerk

January 23, 2020

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, December 18, 2019 the following request was heard and approved by the Traffic Commission.

That Chapter 70 of Revised Ordinances be amended in the following Section:

Article: 70
Section: 387 Handicapped Parking

By striking out in proper alphabetical order the following.

STRIKE OUT

Name of Street	Side	Location
Prospect Street	North	Starting at a point 112 feet west of Robeson Street, for a distance of 25 feet westerly.

Very truly yours,

Laura Ferreira
Parking Clerk

RECEIVED
2020 JAN 23 A 11:30
CITY CLERK
FALL RIVER, MA

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.

City of Fall River, *In City Council*

8

(Councilor Trott Lee)
(Councilor Christopher M. Peckham)

WHEREAS, the City of Fall River Fire Department recently battled a fire on County Street on January 13, 2020, and

WHEREAS, the Fall River Fire Department worked alongside with responders from the surrounding communities of Dartmouth, Freetown, New Bedford, Seekonk, Somerset, Swansea, Westport and Tiverton, RI, in helping to keep our citizens safe from the aforementioned fire, now therefore

BE IT RESOLVED, that the Fall River City Council extends its sincere gratitude to the surrounding Fire Departments for their efforts in helping the City of Fall River with mutual aid.

Filed 1-23-2020



City of Fall River
Notice of Claim

RECEIVED

2020 JAN 13 P 3:41

CITY CLERK #20-06
FALL RIVER, MA

1. Claimant's name: David DaSilva
2. Claimant's complete address: 548 Palmer St, Fall River, MA 02721
3. Telephone number: Home: 617-899-2813 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Property damage, flat tire, pot hole on public street
5. Date and time of accident: 1/8/2020, 8PM Amount of damages claimed: \$ 119.93
6. Exact location of the incident: (Include as much detail as possible):
Indian Town Rd., between Blossom Rd and Mohawk Dr. (Fall River)
7. Circumstances of the incident: (attach additional pages if necessary):
Tire was blown out due to major potholes in road.
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: 1/12/2020

Claimant's signature: De DaSilva

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: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DPW	Date: <u>1/13/2020</u>



19

**City of Fall River
Massachusetts
Planning Department**

PAUL E. COOGAN
Mayor

WILLIAM D. ROTH JR., AICP
City Planner

TO: Alison Bouchard
City Clerk

FROM: Fall River Planning Board

RE: PLANNING BOARD MINUTES
December 9, 2019

RECEIVED
2020 JAN 14 A 11 16
CITY CLERK
FALL RIVER, MA

The Fall River Planning Board held a Public Meeting at 5:30 p.m. on Monday, December 9, 2019, in the First Floor Hearing Room, One Government Center, Fall River, MA for the purpose of considering the matters set forth in the agenda originally posted with your office on December 3, 2019.

Members present: Cynthia Sevigny, Elizabeth Andre, and Mario Lucciola

Members absent: None

Also present: Planning Director, William D. Roth, Jr., AICP, Patti Aguiar, Recording Clerk and Gary Leite, FRGTV.

"Minutes" of this meeting are as follows:

Mrs. Sevigny opened the meeting with roll call attendance and read the Open Meeting Law statement.

**1. Application for Endorsement of Plan Believed Not to Require Approval –
"FORM-A" File No. 19-1451**

Owner/Applicant-	AIS Real Estate Development Corp.
Location-	139 Lucille Lane
Assessor Lots:	U-23-23

Mr. Roth explained that the applicant wanted to take the parcel and divide it into 2 lots. Both lots meet zoning requirements, therefore, it meets the requirements of "Approval Not Required Under the Subdivision Control Law" so he is recommending endorsement.

Upon motion made by Ms. Andre and seconded by Mr. Lucciola, it was unanimously VOTED 3-0: to direct the Chair to endorse the plan, "Approval Not Required Under the Subdivision Control Law".

2. **Approval of November 19, 2019 Minutes**

In a motion made by Mr. Lucciola and seconded by Ms. Andre, the Board VOTED 3-0 to waive the reading of the minutes and to approve the minutes of the November 19, 2019, meeting.

3. **Public Input-**

No one signed up for public input.

4. **ADJOURNMENT**

Upon motion duly made by Ms. Andre and seconded by Mr. Lucciola, it was unanimously VOTED 3-0: to adjourn the meeting at 5:33pm.

COMMITTEE ON FINANCE

MEETING: Tuesday, January 14, 2020 at 6:00 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 and
Linda M. Pereira

ABSENT: Leo O. Pelletier

IN ATTENDANCE: Mary Sahady, Temporary City Administrator/Director of Financial Services
Laura Ferreira, Director of Traffic
Chief Albert F. Dupere, Fall River Police Department
Glenn Hathaway, Director of Code Enforcement
Christopher Harkins, CEO, Northeast Alternatives, Inc.
999 William S. Canning Boulevard
Rich Rosier, CFO, Northeast Alternatives, Inc.
999 William S. Canning Boulevard
Jared Gosselin, Director of Security, Northeast Alternatives, Inc.
999 William S. Canning Boulevard

The chair called the meeting to order at 6:01 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

In accordance with a resolution adopted, as amended May 8, 2012, allowing persons to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance, the following persons spoke on the subjects listed:

Citizens' Input Time – Before Discussion of Financial Matters:

Grace McDonald-Nay, 73 Commonwealth Avenue – Northeast Alternatives

On a motion made by Councilor Trott Lee and seconded by Councilor Bradford L. Kilby, it was unanimously voted to waive the three minute rule to allow Grace McDonald-Nay to finish her statement, with Councilor Leo O. Pelletier absent and not voting.

Denis Duquette, 33 Commonwealth Avenue – Northeast Alternatives

Representative Alan Silvia, 1664 South Main Street – Northeast Alternatives

Kathy Botelho, 102 South Main Street – Old Second Street Trash

2. Resolution – Discuss concerns regarding traffic, noise and air pollution in area of Northeast Alternatives, 999 Wm. S. Canning Boulevard

Representative Alan Silvia stated that he has requested that the Massachusetts Department of Transportation, District 5 do a traffic study in the area of 999 William S. Canning Boulevard. He then stated hopefully they will install a traffic signal at the intersection of Commonwealth Avenue and William S. Canning Boulevard. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted that the City Council forward a letter to the Massachusetts Department of Transportation, District 5 in support of the request made by Representative Alan Silvia, with Councilor Leo O. Pelletier absent and not voting (copy of said letter is attached hereto and made a part of these minutes). On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to waive the rules to allow non-Fall River residents to speak, with Councilor Leo O. Pelletier absent and not voting. Councilor Pam Laliberte-Lebeau asked what the temporary trailers are for in the rear of the building. Christopher Harkins stated that they are only for storage. Chief Albert F. Dupere stated that there have been approximately 45 calls to this location, since July 3, 2018. He then stated there were approximately 12 motor vehicle accidents, a few fights and various other complaints so it is a rather busy location. Councilor Pam Laliberte-Lebeau then asked if there are occasions that police details are unable to be filled. Chief Albert F. Dupere stated that it does happen occasionally. Councilor Pam Laliberte-Lebeau asked what happened to the App that was available to customers, to allow them to schedule a time to visit the store so there would not be so much congestion in the area. Rich Rosier stated that it was discontinued after 7-10 days because it was not working, customers would arrive at the store at times other than their scheduled time. He also stated that he understands that the neighbors have problems with the traffic congestion and he believes a traffic signal will help with these matters. The Director of Code Enforcement distributed copies of the Host Agreement for Northeast Alternatives, Inc. and stated that the building is in compliance with the Host Agreement and unless he receives an opinion from Corporation Counsel stating otherwise, he feels that they are in compliance. He also stated that he is still in discussion with Northeast Alternatives, Inc. regarding the "temporary trailers" located behind the building. Christopher Harkins stated that Jared Gosselin, the Director of Security has spent a lot of time with the neighbors to try to alleviate some traffic issues, but unfortunately there are still problems. Councilor Pam Laliberte-Lebeau asked, "What are the hours of operation?" Christopher Harkins stated, 10:00 a.m. to 9:00 p.m., 6 days a week and on Sunday from 12:00 p.m. to 9:00 p.m. Councilor Trott Lee asked if an employee of Northeast Alternatives witnesses an incident is a police report filed. Jared Gosselin stated that a report is always sent to the Fall River Police Department. Rich Rosier stated that they request that their customers not litter and discard cigarette butts on the ground, but they can only do so much to enforce these matters. He then stated that there are 57 parking spaces at Northeast Alternatives. Councilor Michelle M. Dionne asked where the employees park. Christopher Harkins stated that there are 126 employees and they park offsite in Rhode Island and are shuttled into the facility. The Temporary City Administrator/Director of Financial Services stated that the Administration is working with Northeast Alternatives to try to improve the situation in that neighborhood. She also stated that she feels that their zoning is correct and the baking or cooking of marijuana is in compliance. She then went on to state that Northeast Alternatives is working with the residents and is trying to decrease the odors and they are attempting to lessen traffic concerns also. Councilor Bradford L. Kilby stated that most of his questions have been answered, but asked if resident parking for that neighborhood has been considered. He also stated that there were requests from residents of the Maplewood Park neighborhood years ago. Laura Ferreira stated that resident parking is difficult to enforce because residents have family or friends visit and then they are upset when no one can park in front of their home to visit. She went on to state that possibly Commonwealth Avenue could be made "right turn only" when exiting Commonwealth Avenue onto William S. Canning Boulevard. Councilor Bradford L. Kilby

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then asked the Director of Security for Northeast Alternatives, Inc. how many employees are working in the security department. The Director of Security stated that there are two security employees and two or three staff in the parking lot. Laura Ferreira stated that the Traffic Commission has voted to approve no parking on the north side of Commonwealth Avenue for approximately 89 feet after the entrance to Northeast Alternatives, Inc. She then stated that this should improve some of the traffic problems in this area. Councilor Pam Laliberte-Lebeau asked if Commonwealth Avenue is made a right turn only, when exiting Commonwealth Avenue onto William S. Canning Boulevard, will this create another situation as marijuana is not legal in Rhode Island and this traffic pattern would force drivers to enter into Rhode Island. Councilor President Cliff Ponte stated that he would suggest that this matter be referred to the Administration and the Committee on Public Safety for further discussion. Councilor Trott Lee stated that residents should make a written record of all complaints. Councilor Bradford L. Kilby asked how much money has Fall River received from Northeast Alternatives, Inc. since its opening. The Temporary City Administrator/Director of Financial Services stated that she will forward that information to the City Council tomorrow. Councilor Pam Laliberte-Lebeau asked when Northeast Alternatives, Inc. opened. Christopher Harkins stated that the sale of medical marijuana began on June 30, 2018 and the sale of recreational marijuana began on January 20, 2019.

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Bradford L. Kilby, it was unanimously voted to forward the matter to the Committee on Public Safety and the Administration for action and recommendations, with Councilor Leo O. Pelletier absent and not voting.

Citizens' Input Time – After Discussion of Financial Matters:

None

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Trott Lee, it was unanimously voted to adjourn at 8:19 p.m., with Councilor Leo O. Pelletier absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

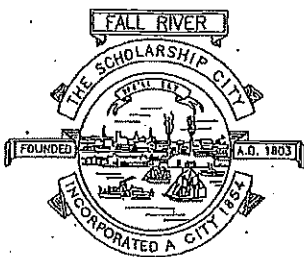
DVD of meeting

Letter to Massachusetts Department of Transportation

Host Agreement for Northeast Alternatives, distributed by the Director of Code Enforcement

Marijuana receipts provided by the Temporary City Administrator/Director of Financial Services

Callen A. Taylor
Clerk of Committees



City of Fall River Massachusetts
Office of the City Clerk

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ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

January 16, 2020

Ms. Mary-Joe Perry, District Highway Director
Massachusetts Department of Transportation
Highway Division – District 5
1000 County Street
Taunton, MA 02780

Dear Ms. Perry:

At a meeting of the City Council Committee on Finance, held on January 14, 2020, a discussion was held relative to traffic congestion in the area of 999 William S. Canning Boulevard. On a motion made and seconded, it was unanimously voted to send a letter requesting your department's assistance in this matter.

In 2018, with the legalization of marijuana, Northeast Alternatives, Inc. opened for business at this location. Since then, the amount of vehicles traveling to and from this location has been steadily increasing, causing a rise in motor vehicle accidents and other public safety concerns.

Residents of Commonwealth Avenue, which is adjacent to 999 William S. Canning Boulevard, are having great difficulty exiting their street due to the increase in traffic and the speed of vehicles traveling on William S. Canning Boulevard. State Representative Alan Silvia was in attendance at last night's meeting and indicated that he had requested the installation of a traffic signal in this area for public safety reasons.

As this is a great public safety concern, any assistance you can provide that will expedite this matter will be greatly appreciated. Thank you in advance for your consideration.

Sincerely,

Alison M. Bouchard

Alison M. Bouchard
City Clerk

/ct

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, January 14, 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
and Linda M. Pereira

ABSENT: Councilor Leo O. Pelletier

IN ATTENDANCE: None

President Cliff Ponte called the meeting to order at 8:24 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor and communication regarding the Capital Improvement Plan.
On a motion made by Councilor Trott Lee and seconded by Councilor Linda M. Pereira, it was unanimously voted that the communication be accepted and placed on file, with Councilor Leo O. Pelletier absent and not voting.

2. Mayor and order for deeds in lieu of foreclosure for the following parcels:

- D12-0014 Newhall Street
- D20-0029 Spencer Street
- D20-0030 Dickinson Street

A motion was made by Councilor Bradford L. Kilby to refer the matter to the Committee on Real Estate, but received no second. A further motion was made by Councilor Shawn E. Cadime to adopt the order and forward a copy to the Committee on Real Estate, but received no second. Councilor Shawn E. Cadime stated that he would like to see this matter referred to the Committee on Real Estate, as he has questions regarding the zoning of the parcels. He also stated that he would like the Administration to provide a list of all tax title properties to the City Council. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the order, with Councilor Leo O. Pelletier absent and not voting. Approved, January 15, 2020, Mayor Paul E. Coogan

3. Mayor and order correcting parcel ID on previously adopted order for land acquisition on Currant Road

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Leo O. Pelletier absent and not voting. Approved, January 15, 2020, Mayor Paul E. Coogan

4. Mayor requesting confirmation of the appointment of Gloria M. Pacheco to the Planning Board

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to confirm the appointment, with Councilor Leo O. Pelletier absent and not voting.

5. Mayor requesting confirmation of the appointment of John M. Ferreira to the Planning Board

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to confirm the appointment, with Councilor Leo O. Pelletier absent and not voting.

6. Mayor requesting confirmation of the appointment of Stephen Gagliardi, MD to the Board of Health

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to confirm the appointment, with Councilor Leo O. Pelletier absent and not voting.

7. Mayor requesting confirmation of the appointment of Alan J. Rumsey to Corporation Counsel

Councilor Linda M. Pereira stated that she has worked with Attorney Alan J. Rumsey in the past and he is a very honorable and knowledgeable attorney. Councilor Bradford L. Kilby stated that he is in agreement with Councilor Linda M. Pereira, that Attorney Alan J. Rumsey is very competent and capable. Councilor Shawn E. Cadime stated that he is not questioning the integrity of Attorney Alan J. Rumsey, but rather the fact that he does not have experience in Municipal Law. He then stated that in the briefing with Mayor Paul E. Coogan, he mentioned that if they are closing on a real estate transaction they would look for an attorney that specializes in real estate, not a defense attorney. He also stated that a cardiologist and an eye surgeon are both doctors, but they may want a cardiologist if they were to need open heart surgery. He then went on to list many of the areas of expertise that is necessary for the position of Corporation Counsel, such as cable television licensing, contracts and procurements, municipal finance laws, environmental law, collective bargaining, waterways, affordable housing, data privacy and security, government information access, public and private partnerships, education and schools and real estate and tax titles matters. Councilor Pam Laliberte-Lebeau stated that she believes that Attorney Alan J. Rumsey is qualified for the position of Corporation Counsel and that he is fair and impartial. Councilor Trott Lee stated that the City needs qualified individuals and he would like to see Attorney Alan J. Rumsey begin as Assistant Corporation Counsel. Councilor Michelle M. Dionne stated that she would like to see a six month probationary period in the contract. President Cliff Ponte stated that he will not support the appointment. He then stated that he would also like to see the use of less outside legal counsel. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Pam Laliberte-Lebeau, it was voted 5 yeas, 3 nays to confirm the appointment, with Councilors Shawn E. Cadime, Trott Lee and Cliff Ponte voting in the negative and Councilor Leo O. Pelletier absent and not voting.

PRIORITY COMMUNICATIONS

8. Board of Elections Commissioners and order for the Presidential Primary on March 3, 2020 and order designating polling places

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the orders, with Councilor Leo O. Pelletier absent and not voting. Approved, January 15, 2020, Mayor Paul E. Coogan

9. Traffic Commission recommending amendments to traffic ordinances

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation, with Councilor Leo O. Pelletier absent and not voting.

COMMITTEE REPORTS – None**ORDINANCES** – None**RESOLUTIONS**

10. Committee on Ordinances and Legislation review the duties and compensation of all Boards and Commissions

Councilor Linda M. Pereira stated that many of the Boards and Commissions have not met in years and a review is needed of all Boards and Commissions. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the resolution, with Councilor Leo O. Pelletier absent and not voting.

11. Committee on Public Works and Transportation discuss the safety hazard created by limited lighting on public streets

Councilor Linda M. Pereira stated that she has received numerous complaints regarding the limited lighting of the street lights. On a motion made by Councilor Trott Lee and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the resolution, with Councilor Leo O. Pelletier absent and not voting.

12. The Administration work with Oak Grove Cemetery to return historic and sacred items to their cemetery sites

Councilor Linda M. Pereira stated that in September of 2016 items were removed from graves at Oak Grove Cemetery and were never returned to their proper graves. She then stated that there needs to be accountability and this matter needs to be corrected. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to amend the resolution by adding "Be it further resolved that this matter be referred to the Committee on Public Works and Transportation", with Councilor Leo O. Pelletier absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the resolution, as amended, with Councilor Leo O. Pelletier absent and not voting.

13. Committee on Ordinances and Legislation review city ordinances relative to the confirmation of appointments

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the resolution, with Councilor Leo O. Pelletier absent and not voting.

CITATIONS

14. Joseph Bucko – In recognition of his 100th birthday
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the citation, with Councilor Leo O. Pelletier absent and not voting.

ORDERS – HEARINGS – None**ORDERS – MISCELLANEOUS**

15. Police Chief's report on licenses:

2020 Taxicab Drivers:

Robert Benson	Tanya E. Colon	Susan Griego	William Marshall
Joseph F. Paiva	Eric Pires	Jonathan Riopelle	Frank Santos
Muhammad Shabzir	Randy Wilding		

2020 Private Livery Vehicle:

Fall River Taxi – Toyota Prius

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

16. Auto Repair Shop License Renewals:

Carlos C. Sousa d/b/a Carlos auto Body at 389 Second Street

Henry J. Pleiss Jr. d/b/a Hank's Garage at 55 Murray Street

Kevin Doyle, Car Wars, Inc. at 2065 North Main Street

Steven R. Nasiff, Rodman Repair, Inc. at 771 Rodman Street

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

Approved, January 15, 2020, Mayor Paul E. Coogan

17. Auto Body Shop License Renewal:

Carlos C. Sousa d/b/a Carlos auto Body at 389 Second Street

David Saber, Eleventh Street Assoc., Inc. d/b/a Saber Auto Body at 231 Bedford Street

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the order, with Councilor Leo O. Pelletier absent and not voting.

Approved, January 15, 2020, Mayor Paul E. Coogan

18. City Council meeting schedule from January through December 2020

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

COMMUNICATIONS – INVITATIONS – PETITIONS

19. Claims

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

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to take items #20 through #24 together, with Councilor Leo O. Pelletier absent and not voting.

City Council Meeting Minutes:

- 20. City Council Public Hearings – December 16, 2019
- 21. City Council Committee on Finance Meeting – December 3, 2019
- 22. City Council Committee on Finance Meeting – December 16, 2019
- 23. Regular Meeting of the City Council – December 3, 2019
- 24. Regular Meeting of the City Council – December 16, 2019

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to approve items #20 through #24, with Councilor Leo O. Pelletier absent and not voting.

BULLETINS – NEWSLETTERS – NOTICES

- 25. Notice of waterways application to the Department of Environmental Protection
Waterways Regulation Program for D&S Marine, Inc., 1338 Davol Street

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Bradford L. Kilby, it was unanimously voted that the notice be accepted and placed on file, with Councilor Leo O. Pelletier absent and not voting.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was unanimously voted to take items #26 and #27 together, with Councilor Leo O. Pelletier absent and not voting.

- 26. Notice of Casualty and Loss at 239 Glasgow Street
- 27. Notice of Casualty and Loss at 1666 Robeson Street

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Shawn E. Cadime, it was unanimously voted that items #26 and #27 be accepted and placed on file, with Councilor Leo O. Pelletier absent and not voting.

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: JANUARY 14, 2020

COMMITTEE REPORTS

- 9a. Committee on Finance recommending:

Referral to the Committee on Public Safety and forwarding to the Administration for action and recommendations:

Resolution – Concerns regarding traffic, noise and air pollution in the area of
Northeast Alternatives, 999 William S. Canning Boulevard

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to refer the matter to the Committee on Public Safety and forward to the Administration for action and recommendations, with Councilor Leo O. Pelletier absent and not voting.

RESOLUTIONS

13a. City Council meet with involved parties to discuss the ongoing remediation projects for the King Philip Mill, Healy School, and Weaver Street Mill

Councilor Pam Laliberte-Lebeau stated that she was made aware of these issues recently and thought it would be productive for all parties to meet together in one forum. Councilor Michelle M. Dionne stated that the safety of our residents is paramount and she agrees that all concerned parties meeting together would be productive. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the resolution, with Councilor Leo O. Pelletier absent and not voting.

ORDERS – MISCELLANEOUS**Taxicab Vehicle:**

18a. Fall River Taxi Service, Inc. – new application (License No. 15)

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 8 yeas to adopt an Emergency Preamble for late filing, with Councilor Leo O. Pelletier absent and not voting. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the order, with Councilor Leo O. Pelletier absent and not voting.

Approved, January 15, 2020, Mayor Paul E. Coogan

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adjourn at 9:37 p.m., with Councilor Leo O. Pelletier absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

A true copy. Attest:



City Clerk



Federal Emergency Management Agency

Washington, D.C. 20472

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

January 8, 2020

The Honorable Cliff A. Ponte, Jr.
Acting Mayor, City of Fall River
City Hall
Room 619
1 Government Center
Fall River, Massachusetts 02722

IN REPLY REFER TO:
115-I

Community: City of Fall River,
Bristol County
Massachusetts
Community No.: 250055
Map Panels Affected: See FIRM Index

CITY CLERK
FALL RIVER, MA

2020 JAN 16 A 11:50

RECEIVED

Dear Mayor Ponte:

On August 28, 2018, you were notified of proposed modified flood hazard determinations affecting the Flood Insurance Rate Map (FIRM) and Flood Insurance Study (FIS) report for Bristol County, Massachusetts (All Jurisdictions). The statutory 90-day appeal period that was initiated on September 11, 2018, when the Department of Homeland Security's Federal Emergency Management Agency (FEMA) published a notice of proposed flood hazard determinations for your community in *The Standard-Times*, has elapsed. The flood hazard determinations for your community may include the addition of and/or modifications to Base Flood Elevations, base flood depths, Special Flood Hazard Areas (SFHAs), zone designations, and regulatory floodways. SFHAs are the areas subject to inundation by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood).

FEMA did not receive any appeals of the proposed flood hazard determinations. Any comments and concerns about the FIRM and FIS report submitted to FEMA have been addressed and resolved. Therefore, the determination (copy enclosed) of the Agency as to the flood hazard information for your community is considered final. FEMA will publish a notice of final flood hazard determinations in the *Federal Register* as soon as possible. The FIRM for your community will become effective as of July 8, 2020, and will revise the FIRM and FIS report that were in effect prior to that date. For insurance rating purposes, the community number and new suffix code for the panels being revised are indicated on the maps and must be used for all new policies and renewals. Final printed copies of the report and maps will be mailed to you before the effective date.

The modifications are pursuant to Section 206 of the Flood Disaster Protection Act of 1973 (Public Law 93-234) and are in accordance with the National Flood Insurance Act of 1968, as amended (Title XIII of the Housing and Urban Development Act of 1968, Public Law 90-448), 42 U.S.C. 4001-4128, and 44 CFR Part 65. Because of the modifications to the FIRM and FIS report for your community made by this map revision, certain additional requirements must be met under Section 1361 of the 1968 Act, as amended, within 6 months from the date of this letter. Prior to July 8, 2020, your community is required, as a condition of continued eligibility in the National Flood Insurance Program (NFIP), to adopt or show evidence of adoption of floodplain management regulations that meet the standards of Paragraph 60.3(e) of the NFIP regulations. These standards are the minimum requirements and do not supersede any State or local requirements of a more stringent nature.

It must be emphasized that all the standards specified in Paragraph 60.3(e) of the NFIP regulations must be enacted in a legally enforceable document. This includes the adoption of the effective FIRM and FIS report to which the regulations apply and the modifications made by this map revision. Some of the standards should already have been enacted by your community. Any additional requirements can be met by taking one of the following actions:

1. Amending existing regulations to incorporate any additional requirements of Paragraph 60.3(e);
2. Adopting all the standards of Paragraph 60.3(e) into one new, comprehensive set of regulations; or
3. Showing evidence that regulations have previously been adopted that meet or exceed the minimum requirements of Paragraph 60.3(e).

Communities that fail to enact the necessary floodplain management regulations will be suspended from participation in the NFIP and subject to the prohibitions contained in Section 202(a) of the 1973 Act as amended.

A Consultation Coordination Officer (CCO) has been designated to assist your community with any difficulties you may be encountering in enacting the floodplain management regulations. The CCO will be the primary liaison between your community and FEMA. For information about your CCO, please contact:

Kerry Bogdan
Risk Analysis Branch Chief
FEMA Region I
99 High Street, 6th Floor
Boston, Massachusetts 02110
(617) 956-7576

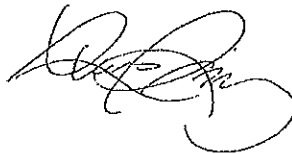
To assist your community in maintaining the FIRM, we reviewed our records to determine if any previous Letters of Map Change (i.e., Letters of Map Amendment, Letters of Map Revision) will be superseded when the revised FIRM panels become effective. According to our records, no Letters of Map Change were issued previously for the affected FIRM panels.

The FIRM panels have been computer-generated. Once the FIRM and FIS report are printed and distributed, the digital files containing the flood hazard data for the entire county can be provided to your community for use in a computer mapping system. These files can be used in conjunction with other thematic data for floodplain management purposes, insurance purchase and rating requirements, and many other planning applications. Copies of the digital files or paper copies of the FIRM panels may be obtained by calling our FEMA Map Information eXchange (FMIX), toll free, at 1-877-FEMA-MAP (1-877-336-2627). In addition, your community may be eligible for additional credits under our Community Rating System if you implement your activities using digital mapping files.

If you have any questions regarding the necessary floodplain management measures for your community or the NFIP in general, we urge you to call the Director, Mitigation Division of FEMA in Boston, Massachusetts, at (617) 956-7576 for assistance. If you have any questions concerning mapping issues in general, please call our FMIX at the number shown above. Additional information and resources your community may find helpful regarding the NFIP and floodplain management, such as *The National Flood Insurance Program Code of Federal Regulations*, *Answers to Questions About the NFIP*, *Use of Flood Insurance Study (FIS) Data as Available Data*, *Frequently Asked Questions Regarding the Effect that Revised Flood Hazards have on Existing Structures*, and *National Flood Insurance Program Elevation*

Certificate and Instructions, can be found on our website at <https://www.fema.gov/letter-final-determination>. Paper copies of these documents may also be obtained by calling our FMIX.

Sincerely,



Luis Rodriguez, P.E., Director
Engineering and Modeling Division
Federal Insurance and Mitigation Administration

Enclosure:

Final Flood Hazard Determinations

cc: Community Map Repository

J. R. Frey, City Engineer, City of Fall River

John A. Perry, Jr., Director of Community Maintenance, City of Fall River

John Brandt, Chairperson, Conservation Commission, City of Fall River

William B. Roth, City Planner, City of Fall River

Glenn Hathaway, Director of Inspectional Services and Inspector of Buildings, City of Fall River

Billing Code 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[Docket ID FEMA-2020-0002]

Final Flood Hazard Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Notice.

SUMMARY: Flood hazard determinations, which may include additions or modifications of Base Flood Elevations (BFEs), base flood depths, Special Flood Hazard Area (SFHA) boundaries or zone designations, or regulatory floodways on the Flood Insurance Rate Maps (FIRMs) and where applicable, in the supporting Flood Insurance Study (FIS) reports have been made final for the communities listed in the table below.

The FIRM and FIS report are the basis of the floodplain management measures that a community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for participation in the Federal Emergency Management Agency's (FEMA's) National Flood Insurance Program (NFIP). In addition, the FIRM and FIS report are used by insurance agents and others to calculate appropriate flood insurance premium rates for buildings and the contents of those buildings.

DATES: The date of July 8, 2020 has been established for the FIRM and, where applicable, the supporting FIS report showing the new or modified flood hazard information for each community.

ADDRESSES: The FIRM, and if applicable, the FIS report containing the final flood hazard information for each community is available for inspection at the respective Community Map Repository address listed in the tables below and will be available online through the FEMA Map Service Center at <https://msc.fema.gov> by the date indicated above.

FOR FURTHER INFORMATION CONTACT: Rick Sacbibit, Chief, Engineering Services Branch, Federal Insurance and Mitigation Administration, FEMA, 400 C Street SW, Washington, DC 20472, (202) 646-7659, or (e-mail) patrick.sacbibit@fema.dhs.gov; or visit the FEMA Map Information eXchange (FMIX) online at https://www.floodmaps.fema.gov/fhm/fmx_main.html.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the new or modified flood hazard information for each community listed. Notification of these changes has been published in newspapers of local circulation and 90 days have elapsed since that publication. The Deputy Associate Administrator for Insurance and Mitigation has resolved any appeals resulting from this notification.

This final notice is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the new or revised FIRM and FIS report available at the address cited below for each community or online through the FEMA Map Service Center at <https://msc.fema.gov>.

The flood hazard determinations are made final in the watersheds and/or

communities listed in the table below.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Michael M. Grimm,

Assistant Administrator for Risk Management,

Department of Homeland Security,

Federal Emergency Management Agency.

Bristol County, Massachusetts (All Jurisdictions)	
Docket No.: FEMA-B-1842	
Community	Community map repository address
City of Fall River	City Hall, 1 Government Center, Fall River, MA 02722.
City of New Bedford	City Hall, 133 William Street, New Bedford, MA 02740.
Town of Acushnet	Parting Ways Building, 130 Main Street, 2nd Floor, Acushnet, MA 02743.
Town of Dartmouth	Town Hall, 400 Slocum Road, Dartmouth, MA 02747.
Town of Fairhaven	Town Hall, 40 Center Street, Fairhaven, MA 02719.
Town of Freetown	Freetown Town Hall, 3 North Main Street, Assonet, MA 02702.
Town of Westport	Town Hall, 816 Main Road, Westport, MA 02790.

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Plymouth County, Massachusetts (All Jurisdictions) Docket No.: FEMA-B-1842	
Community	Community map repository address
Town of Abington	Town Hall, 500 Gliniewicz Way, Abington, MA 02351.
Town of Carver	Town Hall, 108 Main Street, Carver, MA 02330.
Town of Duxbury	Town Hall, 878 Tremont Street, Duxbury, MA 02332.
Town of Halifax	Town Hall, 499 Plymouth Street, Halifax, MA 02338.
Town of Hanover	Town Hall, 550 Hanover Street, Hanover, MA 02339.
Town of Hanson	Town Hall, 542 Liberty Street, Hanson, MA 02341.
Town of Hingham	Town Hall, 210 Central Street, Hingham, MA 02043.
Town of Kingston	Town House, 26 Evergreen Street, Kingston, MA 02364.
Town of Marion	Town House, 2 Spring Street, Marion, MA 02738.
Town of Marshfield	Town Hall, 870 Moraine Street, Marshfield, MA 02050.
Town of Mattapoisett	Town Hall, 16 Main Street, Mattapoisett, MA 02739.
Town of Middleborough	Town Hall, 10 Nickerson Avenue, Middleborough, MA 02346.
Town of Norwell	Town Hall, 345 Main Street, Room 112, Norwell, MA 02061.
Town of Pembroke	Town Hall, 100 Center Street, Pembroke, MA 02359.

Town of Plymouth	Town Hall, 26 Court Street, Plymouth, MA 02360.
Town of Plympton	Town Hall, 5 Palmer Road, Plympton, MA 02367.
Town of Rochester	Town Hall, 1 Constitution Way, Rochester, MA 02770.
Town of Rockland	Town Hall, 242 Union Street, Rockland, MA 02370.
Town of Scituate	Town Hall, 600 Chief Justice Cushing Highway, Scituate, MA 02066.
Town of Wareham	Memorial Town Hall, 54 Marion Road, Wareham, MA 02571.

PERAC

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COMMONWEALTH OF MASSACHUSETTS | PUBLIC EMPLOYEE RETIREMENT ADMINISTRATION COMMISSION

PHILIP Y. BROWN, ESQ., *Chairman*

JOHN W. PARSONS, ESQ., *Executive Director*

Auditor SUZANNE M. BUMP | KATHLEEN M. FALLON | KATE FITZPATRICK | JAMES M. MACHADO | ROBERT B. MCCARTHY | JENNIFER F. SULLIVAN

MEMORANDUM

TO: Fall River Retirement Board
FROM: John W. Parsons, Esq., Executive Director
RE: Appropriation for Fiscal Year 2021
DATE: December 11, 2019

RECEIVED
2019 DEC 16 A 11:08
CITY CLERK
FALL RIVER, MA

Required Fiscal Year 2021 Appropriation: **\$35,071,000**

This Commission is hereby furnishing you with the amount to be appropriated for your retirement system for Fiscal Year 2021 which commences July 1, 2020.

Attached please find summary information based on the present funding schedule for your system and the portion of the Fiscal Year 2021 appropriation to be paid by each of the governmental units within your system.

The current schedule is due to be updated by Fiscal Year 2022.

If you have any questions, please contact PERAC's Actuary, John Boorack, at (617) 666-4446 Extension 935.

JWP/jfb
Attachments

cc: Office of the Mayor
City Council
Town Manager

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Fall River Retirement Board

Projected Appropriations

Fiscal Year 2021 - July 1, 2020 to June 30, 2021

Aggregate amount of appropriation: \$35,071,000

Fiscal Year	Estimated Cost of Benefits	Funding Schedule (Excluding ERD)	ERI	Total Appropriation	Pension Fund Allocation	Pension Reserve Fund Allocation	Transfer From PRF to PF
FY 2021	\$37,550,381	\$35,071,000	\$0	\$35,071,000	\$35,071,000	\$0	\$2,479,381
FY 2022	\$38,314,529	\$37,701,000	\$0	\$37,701,000	\$37,701,000	\$0	\$613,529
FY 2023	\$39,095,570	\$40,529,000	\$0	\$40,529,000	\$39,095,570	\$1,433,430	\$0
FY 2024	\$39,893,878	\$43,569,000	\$0	\$43,569,000	\$39,893,878	\$3,675,122	\$0
FY 2025	\$40,709,835	\$46,837,000	\$0	\$46,837,000	\$40,709,835	\$6,127,165	\$0

The Total Appropriation column shown above is in accordance with your current funding schedule and the scheduled payment date(s) in that schedule. Whenever payments are made after the scheduled date(s), the total appropriation should be revised to reflect interest at the rate assumed in the most recent actuarial valuation. Payments should be made before the end of the fiscal year.

For illustration, we have shown the amount to be transferred from the Pension Reserve Fund to the Pension Fund to meet the estimated Cost of Benefits for each year. If there are sufficient assets in the Pension Fund to meet the Cost of Benefits, this transfer is optional:

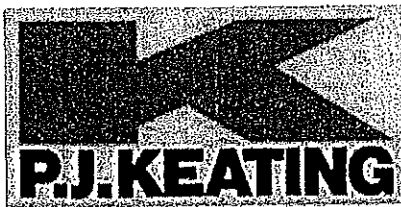
Fall River Retirement Board
Appropriation by Governmental Unit

Fiscal Year 2021 - July 1, 2020 to June 30, 2021

Aggregate amount of appropriation: **\$35,071,000**

UNIT	Percent of Aggregate Amount	Funding Schedule (excluding ERI)	ERI	Total Appropriation
City of Fall River	91.21%	\$31,988,259	\$0	\$31,988,259
Fall River Redevelopment	0.02%	\$7,014	\$0	\$7,014
Fall River Housing Authority	7.19%	\$2,521,605	\$0	\$2,521,605
Diman Voc.	1.58%	\$554,122	\$0	\$554,122
UNIT TOTAL	100%	\$35,071,000	\$ 0	\$35,071,000

The Total Appropriation column shown above is in accordance with your current funding schedule and the scheduled payment date(s) in that schedule. Whenever payments are made after the scheduled date(s), the total appropriation should be revised to reflect interest at the rate assumed in the most recent actuarial valuation. Payments should be made before the end of the fiscal year.



A CRH COMPANY

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RECEIVED

January 13, 2020

2020 JAN 16 P 1:58

CITY CLERK
FALL RIVER, MA

Fall River City Council
One Government Center
2nd Floor
Fall River, MA 20722
Attn: Shewn E. Cadime, President

RE: CONTRACT AND WORK NOTIFICATION
Contract 608223-108466,
Federal Aid Project No. NHP(NHS)-003S(277)X Resurfacing and Related Work (Including 9 Bridges)
along a Section of 24 (Fall River Expressway)

Dear Mr. Cadime,

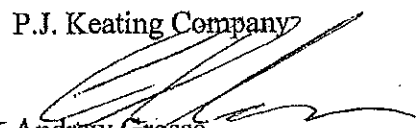
This letter is to notify you that P.J. Keating has been awarded the contract with MASSDOT and is the General Contractor on the referenced project.

Work will commence during the month of March 2020. Attached to this letter please find a locus map of the project.

If you have any questions or require further clarification, please contact me at your earliest convenience. Thank you.

Respectfully,

P.J. Keating Company


Andrew Grosso
Project Manager

Cc: Greg Nichols, Area Construction Engineer, MASSDOT
Matthew Pike, Resident Engineer MASSDOT
Andy Brewer, VP Construction, PJK
Jeff McCorkle, Construction Manager, PJK
Andrew Grosso, Project Manager, PJK
Steve Pavao, Project Superintendent, PJK

Greg.Nichols@dot.state.ma.us
Matthew.Pike@dot.state.ma.us
abrewer@pjkeating.com
jmccorkle@pjkeating.com
agrosso@pjkeating.com
apavao@pjkeating.com

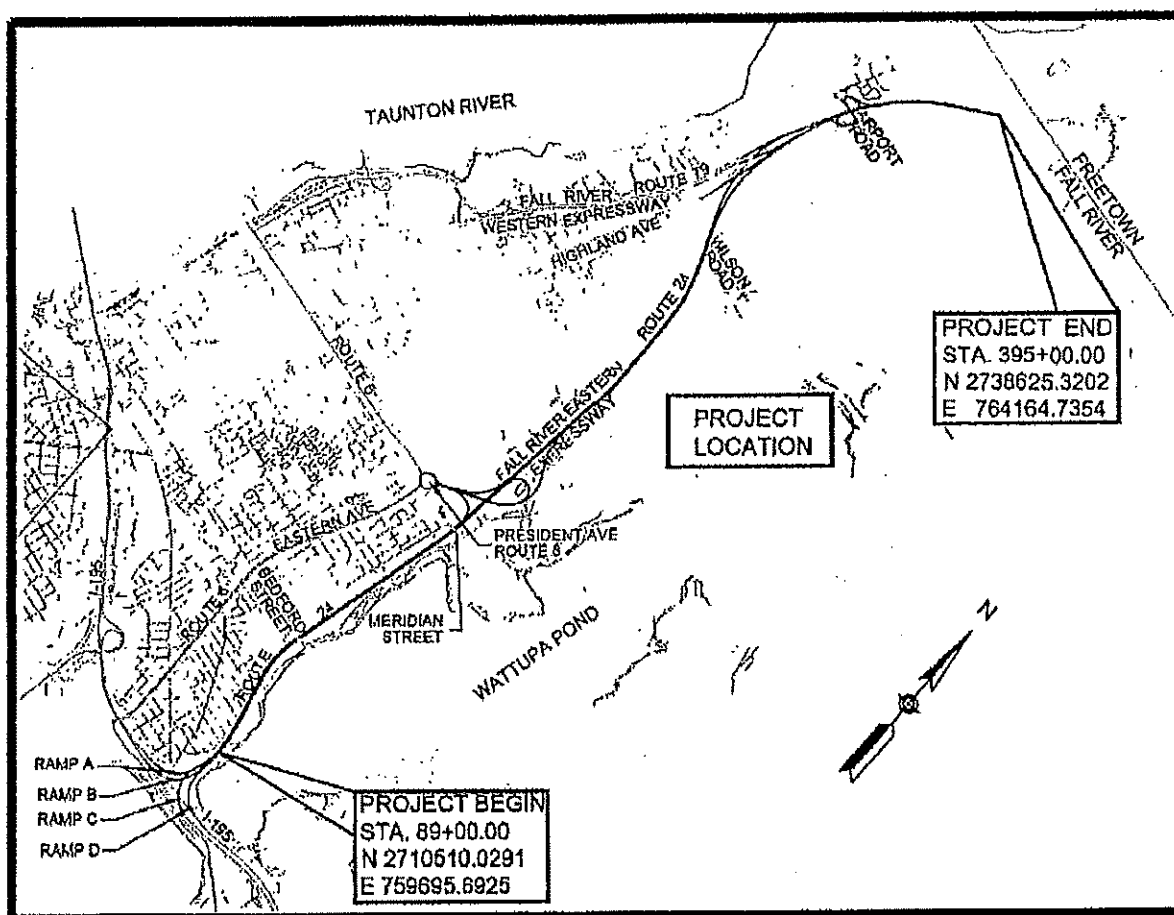
24

DOCUMENT 00331

LOCUS MAP

FALL RIVER

Federal Aid Project No. NHP(NHS)-003S(277)X
Resurfacing and Related Work (Including 9 Bridges) along a Section of Route 24
(Fall River Expressway)



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SAGRES VACATIONS
Inspire your travels

YOU ARE CORDIALLY INVITED TO OUR
GRAND RE-OPENING

of our new location

- AT 6:30 PM ON -
01. 31. 2020

AT THE CHERRY & WEBB BUILDING
139 S. MAIN ST.
3RD FLOOR
FALL RIVER, MA.

PLEASE RSVP BY JAN 21
877-412-4394

