

City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, June 9, 2020 at 7:00 p.m.
Zoom (Virtual Meeting Application) pursuant to the Governor's Declaration of State of Emergency due to the Coronavirus (COVID-19) Pandemic

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

ABSENT: None

IN ATTENDANCE: Jeffrey Cardoza, Acting Chief, Fall River Police Department
Mary Sahady, Director of Financial Services
Paul Ferland, Administrator of Community Utilities
Kenneth C. Pacheco, Chief Operating Officer, Fall River Schools Department

President Cliff Ponte called the meeting to order at 7:54 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

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas, to take item #3 out of order.

3. Mayor and order appointing Jeffrey Cardoza as Chief of Police
Councilors Linda M. Pereira, Michelle M. Dionne, Christopher M. Peckham, Pam Laliberte-Lebeau, Trott Lee, Bradford L. Kilby and Leo O. Pelletier congratulated Jeffrey Cardoza on his appointment as Chief of Police. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to waive the rules to allow the Director of Financial Services to answer questions. Councilor Shawn E. Cadime stated that he agrees with his colleagues and congratulates Jeffrey Cardoza on his appointment as Chief of Police. He then stated that he had a few questions regarding the contract for the Chief of Police. Councilor Shawn E. Cadime stated that the contract lists 30 days or 6 weeks vacation that expires on December 31, 2020. He then asked if this amount of vacation will be prorated for this year, as the contract is being signed in July. Jeffrey Cardoza stated that it will be prorated and he will not be taking 6 weeks of vacation this year. Councilor Shawn E. Cadime then asked if there is a buyout due to the Chief of Police from his time working as a Captain. The Director of Financial Services stated that there is a buyout due to the Chief and stated that an agreement is being worked on to possibly allow these funds to be paid out over a number of years, due to the current financial conditions. Councilor Shawn E.

Cadime stated that he would like to see the complete buyout of all time owed, as it is cleaner and final. He then asked the cost of the Police Chief's Legal Defense Fund. The Chief of Police stated that the cost is \$250.00 per year. Councilor Shawn E. Cadime then asked why bereavement leave was not included in the contract. Jeffrey Cardoza stated that he will have 480 hours of discretionary time, which he can use as needed. Councilor Shawn E. Cadime then stated that there is a post-employment consulting fee listed at \$450.00 per day. He then mentioned that if this would be after the end of the contract, when the Chief may retire, the contract would have expired and this fee would not be applicable. Council President Cliff Ponte stated that he wishes the Chief of Police, the best of luck in the future.

Jeffrey Cardoza thanked everyone for their kind words and stated that it is the hard work of the men and women that are on the streets of Fall River working hard every day that makes the department great. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to adopt the order.

Approved, June 10, 2020, Paul E. Coogan, Mayor

1. Mayor and revised FY21 Budget for Water and Sewer Divisions

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Trott Lee, it was voted 9 yeas to refer the matter to the Committee on Finance.

2. Mayor and resolution requesting to amend the boundaries of the Waterfront/Downtown HD Zone to include the Adams House, 1168 Highland Avenue

A motion was made by Councilor Bradford L. Kilby to refer the matter to the Committee on Real Estate, but received no second. Councilor Christopher M. Peckham stated that he would like to request an opinion from Corporation Counsel regarding the legality of this amendment. He then stated that he has received calls from constituents inquiring if this would be considered spot zoning. Councilor Linda M. Pereira stated that the Planning Board has already held a public hearing on this matter and recommended approval. Councilor Bradford L. Kilby asked if the City Council could approve the resolution pending a favorable opinion from Corporation Counsel. Councilor Linda M. Pereira stated that this matter was vetted by the Planning Board and submitted with a favorable recommendation and she is ready to vote on the matter. A motion was made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier to adopt the resolution. A further motion was made by Councilor Shawn E. Cadime and seconded by Councilor Trott Lee, to amend the previous motion that the resolution be adopted, subject to receiving an opinion from Corporation Counsel stating that this matter is not considered spot zoning. Councilor Pam Laliberte-Lebeau asked the City Clerk if there is a timeline on this project. The City Clerk stated that there is no timeline listed. On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Michelle M. Dionne, it was voted 6 yeas, 2 nays and 1 abstention to table the matter, with Councilors Shawn E. Cadime and Linda M. Pereira voting in the negative and President Cliff Ponte abstaining, until such time as a legal opinion is rendered by Corporation Counsel.

4. Mayor and communication re: a One Twelfth Budget (continuing appropriation)

Councilor Bradford L. Kilby made a motion to refer the matter to the Committee on Finance. Council President Cliff Ponte stated on the motion to refer the matter to the Committee on Finance that was made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby he would like to see if it is the will of the City Council to waive the rules to allow the Director of Financial Services to answer questions. Councilor Linda M. Pereira stated that she did not make a motion and only had her hand raised to request to speak. A motion was then made by Councilor Bradford L. Kilby and seconded by Councilor Pam Laliberte-Lebeau to refer the matter to the Committee on Finance. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Trott Lee, it was voted 9 yeas to waive the rules to allow the Director of Financial Services to answer questions.

Councilor Linda M. Pereira stated that she believes that the City should approve the One Twelfth Budget until the City receives final information from the State. Council President Cliff Ponte stated that the Fall River School Department met and also discussed a One Twelfth Budget. The Director of Financial Services stated that the School Committee voted 7 – 0 in favor of proceeding with a One Twelfth Budget. She also stated that after she had a conversation with Senator Michael Rodrigues she feels that it is a good idea to proceed with a One Twelfth Budget and await information on what State and Federal Aid will entail. Councilor Shawn E. Cadime asked the Director of Financial Services, what caused her to change her opinion on a One Twelfth Budget. He also stated that he feels that cuts will need to be more severe when the final budget is presented months from now. He then stated that on June 9, 2020 at 9:14 p.m. let it be noted that the Administration stated that cuts will not be more severe in September. Councilor Bradford L. Kilby stated that he would like to see this matter referred to the Committee on Finance or tabled. Councilor Trott Lee asked the Director of Financial Services why she was not in favor of a One Twelfth Budget, but now she is. The Director of Financial Services stated that she is not sure if it makes sense to have a budget with a 10% cut when there are so many unknowns. Councilor Trott Lee then asked if this matter should be put on hold until more information is obtained. The Director of Financial Services stated that a discussion can be held with the School Committee, but this is the necessary funding for the month of July. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle Dionne, it was voted 8 yeas, 1 nay to refer the matter to the Mayor and request a level funded proposed operating budget for Fiscal Year 2021 be submitted based on the Fiscal Year 2020 State Aid, with Councilor Linda M. Pereira voting in the negative.

5. Mayor and orders requesting the approval of five year contracts for school bus transportation as follows:

- a. Tremblay's Bus Company with a total of \$1,814,032.80
- b. Amaral Bus Company, Inc. with a total of \$2,309,440.00
- c. Fisher Bus, Inc. for a total of \$155,312.50

A motion was made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, to adopt items 5a through 5c. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to waive the rules to allow Kenneth C. Pacheco, Chief Operating Officer for the School Department, to answer questions. Kenneth C. Pacheco provided a brief overview of the contracts for school transportation. He stated that March 16, 2020 was the last day of school and the last day of payment for bus companies. Councilor Michelle M. Dionne asked if the number of students per bus will be reduced. Kenneth C. Pacheco stated that there is an article in the contract to negotiate these matters. He also stated that there are a lot of different ideas about how to handle the COVID-19 requirements, possibly having students only attend school every other week in conjunction with home schooling. Councilor Michelle M. Dionne then asked if there is a timeline on approving the contracts. Kenneth C. Pacheco stated that there is not a timeline that he is aware of, but he doesn't see that there will be definite answers within the next few weeks. He also stated that without a contract, some bus companies may not want to order any needed buses or vans. Councilor Leo O. Pelletier asked for an update on the pricing of some of the bids. Kenneth C. Pacheco stated that the low bidder on the special education transportation did not provide all information that is critical. He then stated that the bids for special education transportation have been re-advertised. Councilor Leo O. Pelletier then asked if all the students will be returning in September. Kenneth C. Pacheco stated that he does not believe all students will be able to return to school at the same time. He then stated that remote learning may still be necessary for some students to allow for the necessary social distancing. He went on to state that there may be an "A" Group and a "B" Group and they will alternate with being in the school building one week and home schooling one week and bell schedules may also be staggered to assist with bussing students.

*On the previous motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to adopt items #5a through #5c.
Approved, June 10, 2020, Paul E. Coogan, Mayor*

6. Mayor and order to accept gift of appliances and furniture from American Freight to the Fall River Fire Department

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the order. Councilor Linda M. Pereira requested that a letter of thanks be forwarded to American Freight.
Approved, June 10, 2020, Paul E. Coogan, Mayor*

PRIORITY COMMUNICATIONS

7. Planning Board recommendation re: Waterfront/Downtown HD Zone request for the Adams House, 1168 Highland Avenue

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was voted 8 yeas, 1 abstention to accept the communication and place it on file with Councilor Cliff Ponte abstaining.

COMMITTEE REPORTS

Committee on Public Works and Transportation recommending:

Grant leave to withdraw:

8. Resolution – Public safety concerns regarding dim lighting in various neighborhoods
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas that the resolution be granted leave to withdraw.

ORDINANCES

Second Reading and enrollment:

9. Proposed Ordinance – Traffic, miscellaneous
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the proposed ordinance be passed through second reading and enrollment.
10. Proposed Ordinance – Floodplain district boundaries and base flood elevation data
On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the proposed ordinance be passed through second reading and enrollment.

RESOLUTIONS –

11. The City Council Committee on Economic Development and Tourism convene to discuss outdoor dining/seating for restaurants
Councilor Linda M. Pereira stated that she will schedule a meeting of the Committee on Economic Development and Tourism as soon as possible to discuss this matter. She then stated that she will try to streamline the process to accommodate restaurants, as restaurants have been suffering from lost business for months. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the resolution.
12. The City Council Committee on Public Safety convene with the Police Chief and the Board of Police to discuss proactive strategies and policies regarding racial inequalities and calls to end violence
A motion was made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, to adopt the resolution. Councilor Linda M. Pereira stated that she agrees that there are

boards and commissions that never meet and that needs to be discussed. Councilor Bradford L. Kilby stated that many large cities have active review boards for their police departments. Councilor Trott Lee stated that the New Bedford City Council was recently discussing body cameras for their police officers and he would like to have those discussions here. He also mentioned that he has had constituents contact him and state that they had called the police department regarding fireworks being set off in their neighborhood and they were told by dispatch that there is nothing that they can do. He then stated that when residents feel that calling the police does not get them a response, they will stop calling and that is a bad thing. Councilor Christopher M. Peckham stated that he agrees that body cameras for the police department needs to be discussed. On the motion to adopt the resolution that was made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adopt the resolution.

13. The City Council Committee on Finance convene with the Executive Vice President of the Bristol County Economic Development Consultants and the Redevelopment Authority to discuss the contracting process of the city pier projects regarding sidewalks and lighting. Councilor Linda M. Pereira asked if any city funds were used for this project. Councilor Trott Lee stated that he was informed that city funds were not being used for this project. He also stated that many residents are unaware of where the funding for this project is coming from, so he felt that a discussion in this regard would answer many questions. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was voted 8 yeas, 1 abstention to adopt the resolution, with Councilor Michelle M. Dionne abstaining.

CITATIONS – None

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to take items #14 through #25 together.

ORDERS – HEARINGS

Pole Attachments and Underground Conduits:

14. 464 Bank Street, Pole #15 In accordance with Project No. CRAN_RCTB_FRVR_055
15. 100 Bardsley Street, Pole #6 In accordance with Project No. CRAN_RCTB_FRVR_060
16. 541 Broadway, Pole #117-5 3395 In accordance with Project No. CRAN_RCTB_FRVR_062
17. 60 Freedom Street, Pole #3 In accordance with Project No. CRAN_RCTB_FRVR_064
18. 229 Frelove Street, Pole #149 In accordance with Project No. CRAN_RCTB_FRVR_056
19. 221 Lindsey Street, Pole #10-84 In accordance with Project No. CRAN_RCTB_FRVR_053
20. 1485 Locust Street, Pole #287-16 In accordance with Project No. CRAN_RCTB_FRVR_058
21. 1914 North Main St., Pole #78-1 In accordance with Project No. CRAN_RCTB_FRVR_052
22. 229 Palmer Street, Pole #13-4916 In accordance with Project No. CRAN_RCTB_FRVR_063
23. 210 Pearce Street, Pole #3-84 In accordance with Project No. CRAN_RCTB_FRVR_051
24. 920 Pine Street, Pole #36-1 In accordance with Project No. CRAN_RCTB_FRVR_054
25. 699 Pleasant St., Unmarked Pole. In accordance with Project No. CRAN_RCTB_FRVR_061

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt items #14 through #25.

Approved, June 10, 2020, Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

Auto Repair Shop License Renewal:

26. Gilbert Lourenco d/b/a Gil's Automotive at 196 Oak Grove Avenue
Mark Shea d/b/a Shea's Automotive Center at 400 Stafford Road

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the order.

Approved, June 10, 2020, Paul E. Coogan, Mayor

Auto Body Shop License Renewal:

27. Daniel Aguiar, Advance Collision Center at 39 Eleventh Street
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the order.
Approved, June 10, 2020, Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

28. Claims

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to refer the claims to Corporation Counsel.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to take items #29 through #33 together.

City Council Meeting Minutes:

29. Public Hearings – May 19, 2020
30. City Council Committee on Finance – May 5, 2020
31. City Council Committee on Finance – May 19, 2020
32. Regular Meeting of the City Council – May 5, 2020
33. Regular Meeting of the City Council – May 19, 2020

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to approve items #29 through #33.

34. Drainlayer Licenses:

- a. A. Difazio Construction, Inc.
- b. D.W. White Construction, Inc.
- c. Geosearch, Inc.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to approve items #34a through #34c.
Approved, June 10, 2020, Paul E. Coogan, Mayor

BULLETINS – NEWSLETTERS – NOTICES

35. Communication from BETA Group re: the replacement of Weaver Street over Mass Coastal Railroad

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the communication be accepted and placed on file.

36. Communication from Robert Camara re: the FY21 budget

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the communication be accepted and placed on file.

ITEMS FILED AFTER THE AGENDA DEADLINE:

CITY COUNCIL MEETING DATE: JUNE 9, 2020

OTHER POTENTIAL MATTERS (to be acted upon if recommendations are received)

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

First Reading:

8a. Proposed Ordinance – Water Rates

Councilor Shawn E. Cadime stated that there was a stalemate in committee and that is why this item was referred out of committee with no recommendation. He then stated that the budgets for both the Water and Sewer Divisions are very lean and these increases are necessary. Councilor Linda M. Pereira stated that she is not in favor of any rate increases, as residents are suffering from the financial impact of the COVID-19 pandemic. Councilor Michelle M. Dionne also stated that she cannot support any rate increases, as there are numerous three family residences where the increase will be in the hundreds of dollars, not the \$20.00 discussed. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 5 yeas, 4 nays that the proposed ordinance be granted leave to withdraw, with Councilors Shawn E. Cadime, Pam Laliberte-Lebeau, Leo O. Pelletier and Cliff Ponte voting in the negative.

8b. Proposed Ordinance – Sewer Rates

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 5 yeas, 4 nays that the proposed ordinance be granted leave to withdraw, with Councilors Shawn E. Cadime, Pam Laliberte-Lebeau, Leo O. Pelletier and Cliff Ponte voting in the negative.

Committee on Finance:

Action:

8c. Emergency Medical Services Fiscal Year 2021 Budget

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the Emergency Medical Services Fiscal Year 2021 Budget. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted 7 yeas, 2 nays to reconsider the previous motion, with Councilors Bradford L. Kilby and Linda M. Pereira voting in the negative. On yet a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to refer the Emergency Medical Services Fiscal Year 2021 Budget to the Committee on Finance.

Adoption:

8d. Loan Order – \$4,858,085.00 for the Phase 20 Water System Improvements

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to adopt the loan order.

Approved, June 10, 2020, Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

Drainlayer Licenses:

34c. Narragansett Improvement Company

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to lift the matter from the table. On a further motion made by Councilor Christopher M. Peckham and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to approve the drainlayer license.

Approved, June 10, 2020, Paul E. Coogan, Mayor

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adjourn at 11:17 p.m.

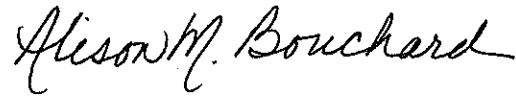
List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

Email read by Councilor Linda M. Pereira

A true copy. Attest:

A handwritten signature in cursive script, reading "Alison M. Bouchard".

City Clerk

In City Council, June 23, 2020
Approved

City Council

From: linda pereira <lindacitycouncil1@gmail.com>
Sent: Sunday, June 14, 2020 7:19 AM
To: City Council
Subject: Fwd: Amendment to HDIP
Attachments: 20200609151851602.pdf

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

From: Kenney, William <wkenney@fallriverma.org>
Date: Tue, Jun 9, 2020 at 3:45 PM
Subject: Amendment to HDIP
To: Linda Pereira <lindacitycouncil1@gmail.com>

Dear Councilor Pereira –

(Please confirm receipt of this email)

In answer to your inquiry about the proposed amendment to the so-called “HDIP” District, I have attached relevant materials.

As I stated when we spoke earlier today, the Planning Board conducted a public hearing, as required by Massachusetts General Law Chapter 40V, and determined that this amendment will advance the goals of the Housing Development Incentive Program under Chapter 40V by promoting residential growth, expanding diversity of housing supply, neighborhood stabilization, and economic development. It will also facilitate the restoration of a significant historic structure. Therefore, the Planning Board has voted unanimously to recommend that the City Council approve this amendment.

This is not a case of inappropriate “spot zoning”. “Spot zoning” is a term used in connection with Chapter 40A. This proposal is brought under Chapter 40V, which specifically contemplates the possibility of an amendment to the district boundaries. See 760 CMR 66.08. Although this proposal is brought under 40V, the law under 40A is somewhat analogous/relevant. See Bobrowski, “Handbook of Massachusetts Land Use and Planning Law”, 4th Edition, sec.3.04[C], at page 3-26,, which states, “...economic benefits accruing to a singled-out parcel do not require a finding of spot zoning where there are also benefits to the general public”, as is the case here.

Bill Kenney



City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

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ALISON M. BOUCHARD
CITY CLERK

CITY CLERK _____
FALL RIVER, MA

INÈS LEITE
ASSISTANT CITY CLERK

MEETINGS SCHEDULED VIRTUAL MEETINGS

MEETINGS WILL BE AVAILABLE FOR VIEWING AT [HTTP://FRGTV.FREDTV.US/](http://FRGTV.FREDTV.US/)
AND CHANNEL 18

TUESDAY, JUNE 9, 2020
AGENDA

5:45 P.M. COMMITTEE ON ORDINANCES AND LEGISLATION MEETING

6:30 P.M. PUBLIC HEARINGS (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON ORDINANCES AND LEGISLATION MEETING IF THAT RUNS PAST 6:30 P.M.)

Notice is hereby given that a virtual public hearing will be held by the City Council on Tuesday, June 9, 2020 at 6:30 PM through Fall River Government TV (FRGTV)/Channel 18 <http://frgtv.fredtv.us/> to hear all persons interested and wishing to be heard on the following:

Pole Attachments and Underground Conduits

Petitions of New Cingular Wireless PCS, LLC d/b/a AT&T (the "Company") to construct and maintain telecommunications wires and appurtenances, including fiber optic cable(s), remote nodes and pole top antennas, to be attached to a National Grid utility pole location as well as to install underground conduits or direct bury fiber cable as follows:

1. 464 Bank Street, Pole #15. In accordance with Project No. CRAN_RCTB_FRVR_055
2. 100 Bardsley Street, Pole #6. In accordance with Project No. CRAN_RCTB_FRVR_060
3. 541 Broadway, Pole #117-5 3395. In accordance with Project No. CRAN_RCTB_FRVR_062
4. 60 Freedom Street, Pole #3. In accordance with Project No. CRAN_RCTB_FRVR_064
5. 229 Freelove Street, Pole #149. In accordance with Project No. CRAN_RCTB_FRVR_056
6. 221 Lindsey Street, Pole #10-84. In accordance with Project No. CRAN_RCTB_FRVR_053
7. 1485 Locust Street, Pole #287-16. In accordance with Project No. CRAN_RCTB_FRVR_058
8. 1914 North Main Street, Pole #78-1. In accordance with Project No. CRAN_RCTB_FRVR_052
9. 229 Palmer Street, Pole #13-4916. In accordance with Project No. CRAN_RCTB_FRVR_063

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

10. 210 Pearce Street, Pole #3-84. In accordance with Project No. CRAN_RCTB_FRVR_051
11. 920 Pine Street, Pole #36-1. In accordance with Project No. CRAN_RCTB_FRVR_054
12. 699 Pleasant Street, Unmarked Pole. In accordance with Project No. CRAN_RCTB_FRVR_061

6:40 P.M. COMMITTEE ON FINANCE (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARINGS IF THEY RUN PAST 6:40 P.M.)

1. Citizen Input
Due to the COVID-19 Essential Services Advisory, Government Center is closed to the public. Citizen input must be submitted by email to city_clerks@fallriverma.org by June 9, 2020 at 5:00 p.m. to be read at the meeting.
2. Update from Mayor Paul E. Coogan regarding COVID-19
3. *Mayor and proposed Fiscal Year 2021 budget for Emergency Management Division (referred 4-14-20)
4. *Loan Order - \$4,858,085.00 for the Phase 20 Water System Improvements (referred 5-19-20)

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

PRIORITY MATTERS

1. *Mayor and revised FY21 Budget for Water and Sewer Divisions
2. *Mayor and resolution requesting to amend the boundaries of the Waterfront/Downtown HD Zone to include the Adams House, 1168 Highland Avenue
3. *Mayor and order appointing Jeffrey Cardoza as Chief of Police
4. *Mayor and communication re: a One Twelfth Budget (continuing appropriation)
5. *Mayor and orders requesting the approval of five year contracts for school bus transportation as follows:
 - a. Tremblay's Bus Company with a total of \$1,814,032.80
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 - c. Fisher Bus, Inc. for a total of \$155,312.50
6. *Mayor and order to accept gift of appliances and furniture from American Freight to the Fall River Fire Department

PRIORITY COMMUNICATIONS

7. *Planning Board recommendation re: Waterfront/Downtown HD Zone request for the Adams House, 1168 Highland Avenue

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

Grant leave to withdraw:

8. *Resolution – Public safety concerns regarding dim lighting in various neighborhoods

ORDINANCES

Second Reading and enrollment:

9. *Proposed Ordinance – Traffic, miscellaneous
10. *Proposed Ordinance – Floodplain district boundaries and base flood elevation data

RESOLUTIONS –

11. *The City Council Committee on Economic Development and Tourism convene to discuss outdoor dining/seating for restaurants
12. *The City Council Committee on Public Safety convene with the Police Chief and the Board of Police to discuss proactive strategies and policies regarding racial inequalities and calls to end violence

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

13. * The City Council Committee on Finance convene with the Executive Vice President of the Bristol County Economic Development Consultants and the Redevelopment Authority to discuss the contracting process of the city pier projects regarding sidewalks and lighting

CITATIONS – None

ORDERS – HEARINGS

Pole Attachments and Underground Conduits:

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21. 1914 North Main Street, Pole #78-1. In accordance with Project No. CRAN_RCTB_FRVR_052
22. 229 Palmer Street, Pole #13-4916. In accordance with Project No. CRAN_RCTB_FRVR_063
23. 210 Pearce Street, Pole #3-84. In accordance with Project No. CRAN_RCTB_FRVR_051
24. 920 Pine Street, Pole #36-1. In accordance with Project No. CRAN_RCTB_FRVR_054
25. 699 Pleasant Street, Unmarked Pole. In accordance with Project No. CRAN_RCTB_FRVR_061

ORDERS – MISCELLANEOUS

Auto Repair Shop License Renewal:

26. Gilbert Lourenco d/b/a Gil's Automotive at 196 Oak Grove Avenue
Mark Shea d/b/a Shea's Automotive Center at 400 Stafford Road

Auto Body Shop License Renewal:

27. Daniel Aguiar, Advance Collision Center at 39 Eleventh Street

COMMUNICATIONS – INVITATIONS – PETITIONS

28. *Claims

City Council Meeting Minutes:

29. *Public Hearings – May 19, 2020
30. *City Council Committee on Finance – May 5, 2020
31. *City Council Committee on Finance – May 19, 2020
32. *Regular Meeting of the City Council – May 5, 2020
33. *Regular Meeting of the City Council – May 19, 2020

34. Drainlayer Licenses:

- a. A. Difazio Construction, Inc.
b. D.W. White Construction, Inc.
c. Geosearch, Inc.

BULLETINS – NEWSLETTERS – NOTICES

35. *Communication from BETA Group re: the replacement of Weaver Street over Mass Coastal Railroad
36. *Communication from Robert Camara re: the FY21 budget


City Clerk

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

ITEMS FILED AFTER THE AGENDA DEADLINE:
CITY COUNCIL MEETING DATE: JUNE 9, 2020

OTHER POTENTIAL MATTERS (to be acted upon if recommendations are received)

Committee on Finance:

Loan Order - \$4,858,085.00 for the Phase 20 Water System Improvements

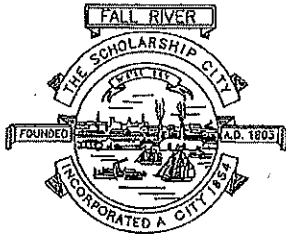
COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

First Reading:

Proposed Ordinance – Water Rates

Proposed Ordinance – Sewer Rates



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

FINANCE 3

RECEIVED

2020 MAR 30 A 11:16

CITY CLERK _____
FALL RIVER, MA

March 27, 2020

Honorable City Council
One Government Center
Fall River, MA 02722

Re: FY21 Budget Submission
Emergency Management Division

Council President Ponte:

Please find enclosed the documents for the above referenced submittal. Currently the City's finance team is working with the Departments and Divisions to complete the City's Municipal Budget. This submittal meets the requirements of M.G.L. Chapter 44, Section 53F ½ for submittal of Enterprise fund budgets 120 days prior to the beginning of the fiscal year. This budget may be amended as the City's budget is completed and the indirect costs are updated. An appropriation order will be submitted to Council for a vote later in the fiscal year.

Best,

Paul E. Coogan, Mayor

CITY OF FALL RIVER
IN CITY COUNCIL

APR 14 2020

*Referred to the Committee
on Finance, 9 years*

City of Fall River, Massachusetts
Fiscal Year Ending June 30, 2021 Municipal Budget

FINANCE

Emergency Medical Revenue:

	FY 2020 Projection	FY 2020 thru 03/31/20	FY 2021 Projection	Percent +/-	Support/ Calculations
User Fees	\$ 7,432,000	\$ -	\$ 7,699,000		
Prima Care Reimbursement	\$ 101,000	\$ -	\$ 101,000		
PCG Reimbursement	\$ 1,400,000	\$ -	\$ 1,400,000		
Shared Revenue with General Fund	\$ (700,000)	\$ -	\$ (700,000)		
Transfer from Free cash & stabilization	\$ -	\$ -	\$ -		
Total Revenue	\$ 8,233,000	\$ -	\$ 8,500,000	3.24%	<i>Estimate based on rates and historical collections</i>

Emergency Medical Services Salaries:

	FY 2020 Projection	FY 2020 thru 03/31/20	FY 2021 Projection	Percent +/-	Support/ Calculations
SALARIES & WAGES-PERMANENT	\$ 3,331,889	\$ -	\$ 3,377,801		See Personnel Detail
EMS SHARED SQUAD	\$ 289,063	\$ -	\$ 302,694		(5) BASE, HOLIDAY, STIPENDS, STEP
EMS SHARED SAFER	\$ 72,266	\$ -	\$ -		
LONGEVITY	\$ 18,400	\$ -	\$ 19,100		Compensation for per diem employees to defer overtime cost
PER DIEM SALARIES	\$ 100,000	\$ -	\$ 100,000		Due to reclassification/overtime rate will increase
SALARIES - OVERTIME	\$ 225,000	\$ -	\$ 225,000		Boat races & other events
SALARIES - SNOW / EVENTS	\$ 25,000	\$ -	\$ 25,000		Compensation for educational requirements
EDUCATIONAL	\$ 18,200	\$ -	\$ 18,200		Night differential
SHIFT PREMIUM - SALARIES	\$ 49,484	\$ -	\$ 49,564		Compensation for holidays per CBA
HOLIDAY PAY - SALARIES	\$ 258,646	\$ -	\$ 261,722		Compensation for back fill of officers
SERVICE OUT OF RANK - SALARIES	\$ 7,500	\$ -	\$ 7,500		Compensation for employees separating employment
RETIREMENT BUYOUTS	\$ 25,000	\$ -	\$ 25,000		Salaries for employees injured on duty
WORKER'S COMPENSATION - SALARIES	\$ 60,000	\$ -	\$ 60,000		
UNEMPLOYMENT PAYMENTS - SALARIES	\$ -	\$ -	\$ -		1.45% salaries, overtime, per diem salaries, snow/events
MEDICARE MATCH	\$ 54,000	\$ -	\$ 57,850		Duplicate of duty officer stipend
OTHER PERSONAL SERVICES	\$ -	\$ -	\$ -		875.00 per full time employee/increase due to CBA
UNIFORM ALLOWANCE - SALARIES	\$ 45,500	\$ -	\$ 45,500		Duty officer stipend
DUTY OFFICER STIPEND	\$ 9,180	\$ -	\$ -		city percentage of SAFER
Total Salaries	\$ 4,589,128	\$ -	\$ 4,574,931	-0.31%	

City of Fall River, Massachusetts
Fiscal Year Ending June 30, 2021 Municipal Budget

	FY 2020 Projection	FY 2020 thru 03/31/20	FY 2021 Projection	Percent +/-	Support/ Calculations
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Emergency Medical Services Expenditures:

ELECTRICITY	\$ 6,500	\$ -	\$ 6,500		Electricity for department buildings, charging of ambulances, and various equipment 1,500/qr
HEAT	\$ 6,000	\$ -	\$ 6,000		Heat provided for ambulance quarters/bays %per cu ft 3 yr average 5,633.44
REPAIRS/MAINTENANCE	\$ 1,200	\$ -	\$ 1,200		Repair of printer, scanner, copier, stamp machine lease 174.17
RADIO REPAIRS & MAINTENANCE	\$ 3,000	\$ -	\$ 8,000		For radio batteries and replacement, and accessories (increase cost for accessories)
RENTALS AND LEASES	\$ 271,000	\$ -	\$ 271,000		Rescue 4 \$84,087.61 replacement R-3, R-5 \$98,000.00
WORKERS COMP MEDICAL	\$ 15,000	\$ -	\$ 15,000		Workers compensation treatment bills for employees injured on duty cardiac monitor/lucas preventative \$12,976.85, insurance research \$14,500, electronic billing \$4750 (cost increase with increases of 75 over submissions, IMC dispatch program \$2,125, aldatec scheduling program \$7,057, old billing \$7,800
DATA PROCESSING	\$ 47,000	\$ -	\$ 49,300		\$550 per month verizon/apparatus cellphones and mifi only, comcast internet service 25% = \$26.25 per month, radio license fee 25% = \$49.88 per year, mobile access to CAD and patient care reporting \$40.00 per month (6) = \$2,880.00
TELEPHONE/COMMUNICATIONS	\$ 6,500	\$ -	\$ 10,400		Cost of postage for medical bills, attorney correspondence, employee correspondence, certified mail, rental of postal machine 3 yr average \$1,776.66 varies postal increases
POSTAGE/COMMUNICATIONS	\$ 2,000	\$ -	\$ 3,500		Medical director compensation 1855.00 per month
MEDICAL DIRECTOR COMPENSATION	\$ 22,500	\$ -	\$ 22,500		Gasoline/diesel fuel used in the medical rescues, department vehicles 3 year average \$ 62,189.12
GASOLINE/ENERGY SUPPLIES	\$ 75,000	\$ -	\$ 75,000		Paper clips, certificate paper, staplers, printer paper, cabinets, folders, expandable folders for record keeping, staplers, computer mouse, note pads 3 year avg 1745.91
OFFICE SUPPLIES	\$ 1,800	\$ -	\$ 1,800		HCFA billing forms 46.00 per box of 500 x 4 boxes plus shipping 195.00
OTHER OFFICE SUPPLIES	\$ 195	\$ -	\$ 195		Printer paper, envelopes various sizes required for billing purposes, business cards, letterhead
PRINTING SUPPLIES	\$ 500	\$ -	\$ 500		Repair of printer vents (NEPA mandated), keys, 25% of \$44.00 per month pest control \$132.00, EMS Gear per contract (3) \$2658.00 per new employee CBA
OTHER R&M SUPPLIES	\$ 8,600	\$ -	\$ 8,600		

**City of Fall River, Massachusetts
Fiscal Year Ending June 30, 2021 Municipal Budget**

	FY 2020 Projection	FY 2020 thru 03/31/20	FY 2021 Projection	Percent +/-	Support/Calculations
CLEANING SUPPLIES	\$ 1,500	\$ -	\$ 1,500		Custodial supplies for maintenance of crews quarters Cost of routine maintenance of medical rescues ford products required to validate warranty, tires for general wear to meet manufacturer specifications, flats, antifreeze for winterizing of medical rescues (cost increase due to manufacturer parts required to not void extended warranty) 3 year average \$5,019.00
MOTOR OIL AND LUBRICANTS	\$ 30,000	\$ -	\$ 30,000		For medical rescue parts and accessories for the purpose of medical rescues 3 yr average \$ 53,463.97
PARTS AND ACCESSORIES - VEHICLES	\$ 50,000	\$ -	\$ 60,000		Medical supplies for providing patient care as per IFB, medications, cost of stocking new medical rescues, oxygen for patient treatment 3 yr average \$130,163.62
MEDICAL SUPPLIES	\$ 175,628	\$ -	\$ 192,655		Protocol books, narcotics logs, station journals, stretcher repair logs as mandated by DPH, AHA Heart Association Updates 126.00 each (3) all levels
EDUCATIONAL SUPPLIES	\$ 625	\$ -	\$ 625		American Medical Association 361.20 updated coding books, 325.00 Polk Directory 325.00 address, name research for billing purposes
BOOKS	\$ 600	\$ -	\$ 600		Printer scanner copier ink 126.99 (3) \$381.00, 146.99 (4) \$588.00 total: 969.00
DATA PROCESSING SUPPLIES	\$ 970	\$ -	\$ 970		For the repair of stretchers, wheel casters, frames, mattresses, batteries, vehicle mounts 3 yr average \$7,271.73
STRETCHER REPAIR/MAINTENANCE	\$ 5,880	\$ -	\$ 5,880		ambulance licenses 600 per year & 200 per vehicle (10) \$2,600, ambulance drug licenses \$300 (5) \$1500.00, certification reimbursement per CBA \$150 (20) \$3000, 850.00 CMED
OTHER INTERGOVERNMENTAL	\$ 7,100	\$ -	\$ 7,950		EMS report writing program, billing software 24,543.50/11059.88
EMS DOCUMENTATION PROGRAM	\$ 12,000	\$ -	\$ 36,000		Water and CSO charge 3 yr average \$2,566.28
WATER/SEWER CSO CHARGE	\$ 3,600	\$ -	\$ 3,600		Parking, and mileage for travel, currently mobile integrated health care meeting parking \$39.00
INSTATE TRAVEL/MILEAGE	\$ 300	\$ -	\$ 300		

*City of Fall River, Massachusetts
Fiscal Year Ending June 30, 2021 Municipal Budget*

	FY 2020 Projection	FY 2020 thru 03/31/20	FY 2021 Projection	Percent +/-	Support/ Calculations
SUBSCRIPTIONS	\$ 100	\$ -	\$ 100		JEMS magazine (5) subscriptions 20.00 per year
MOTOR VEHICLE INSURANCE	\$ 125,000	\$ -	\$ 135,000		Motor vehicle insurance and malpractice umbrella insurance total \$129,683
CLAIMS & DAMAGES	\$ 2,000	\$ -	\$ 2,000		For claims involving medical rescues, and deductibles
STAFF DEVELOPMENT	\$ 10,000	\$ -	\$ 11,000		First responder training certification and AHA CPR training as mandated by law \$875.00, honor guard academy , EMS1 education \$6,500
TRAINING EXPENSE	\$ 12,000	\$ -	\$ 12,000		Purchase of AHA CPR cards/plus training expenses/deferred by CPR Training revenue
STERILIS SYRINGE DISPOSAL	\$ 11,500	\$ -	\$ 11,500		yearly fee (2) \$5,000, \$1,500 parts (potential repairs)
Total Expenditures	\$ 915,598	\$ -	\$ 991,175	8.25%	
OTHER EQUIPMENT	\$ 174,105	\$ -	\$ 15,502		
Total Capital	\$ 174,105	\$ -	\$ 15,502	-91.10%	
TRANSFERS TO GENERAL FUND	\$ 1,236,332	\$ -	\$ 1,266,188		
TRANSFER GF - HEALTH	\$ 704,691	\$ -	\$ 706,279		
TRANSFER GF PENSIONS	\$ 356,010	\$ -	\$ 717,526		
TRANSFER GF-SHARED PAYROLL	\$ 257,135	\$ -	\$ 228,399		Health, Pension (Squad)
Total Transfers	\$ 2,554,169	\$ -	\$ 2,918,392	14.26%	
Total Expenditures	\$ 3,643,872	\$ -	\$ 3,925,069		
Total Emergency Medical Services	\$ 8,233,000	\$ -	\$ 8,500,000	3.24%	

**City of Fall River, Massachusetts
Fiscal Year Ending June 30, 2021 Municipal Budget**

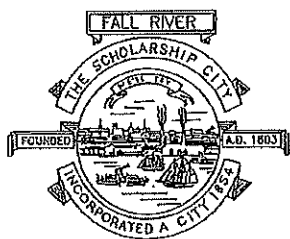
Last Name	First Name	Job Class Description	FTE	Annual Salary	1.0%	Step Increase	Shift	On-Call/				Clothing	Holiday	Total
								Education Stipend	Professional Devel Stipend	Longevity				
OLIVEIRA	TIMOTHY	DIRECTOR/EMS	1	\$ 108,000	\$ 1,080	\$ -	-	\$ -	\$ 350	\$ 2,640	\$ 1,500	\$ 875	\$ 8,777	\$ 123,222
FAUNCE	BETHANN	EMS	1	\$ 93,646	\$ 936	\$ -	1,044	\$ 1,044	\$ 350	\$ 1,320	\$ 2,500	\$ 875	\$ 7,611	\$ 108,282
MASSAROC	NEECOLE	SR CLK TYP	1	\$ 43,645	\$ 655	\$ -	-	\$ -	-	\$ -	\$ 600	\$ -	\$ 255	\$ 45,155
DEMARCO	KELLY	SR CLK TYP	1	\$ 43,645	\$ 655	\$ -	-	\$ -	-	\$ -	\$ 600	\$ -	\$ 255	\$ 45,155
CARVALHO	LISA	HEAD CLK	1	\$ 46,816	\$ 702	\$ -	-	\$ -	-	\$ -	\$ 800	\$ -	\$ 273	\$ 48,591
ARRUDA	MICHAEL	LIEUTENANT	1	\$ 70,810	\$ 708	\$ -	964	\$ 964	\$ 350	\$ -	\$ 350	\$ 875	\$ 5,754	\$ 79,811
OLDHAM	CHARLES	LIEUTENANT	1	\$ 70,810	\$ 708	\$ -	964	\$ 964	\$ 350	\$ -	\$ 750	\$ 875	\$ 5,754	\$ 80,211
FARIAS	JENNIFER	CAPTAIN	1	\$ 81,431	\$ 814	\$ -	964	\$ 964	\$ 350	\$ -	\$ 900	\$ 875	\$ 6,617	\$ 91,951
LONARDO	WILLIAM	LIEUTENANT	1	\$ 70,810	\$ 708	\$ -	1,044	\$ 1,044	\$ 350	\$ 1,320	\$ 900	\$ 875	\$ 5,754	\$ 81,761
SILVA	NICHOLAS	LIEUTENANT	1	\$ 70,810	\$ 708	\$ -	964	\$ 964	\$ 350	\$ -	\$ 750	\$ 875	\$ 5,754	\$ 80,211
CAMARA	ROBERT	TRAINING CAPTAIN	1	\$ 81,430	\$ 814	\$ -	1,044	\$ 1,044	\$ 350	\$ 1,320	\$ 1,500	\$ 875	\$ 6,617	\$ 93,950
MORIN	JOHN	CAPTAIN	1	\$ 81,430	\$ 814	\$ -	1,044	\$ 1,044	\$ 350	\$ 1,320	\$ 1,500	\$ 875	\$ 6,617	\$ 93,950
RODRIGUES	JENNIFER	CAPTAIN	1	\$ 81,430	\$ 814	\$ -	1,044	\$ 1,044	\$ 350	\$ 1,320	\$ 900	\$ 875	\$ 6,617	\$ 93,350
HIGGINS	SHAUN	LIEUTENANT	1	\$ 70,810	\$ 708	\$ -	964	\$ 964	\$ 350	\$ -	\$ 900	\$ 875	\$ 5,754	\$ 80,361
ADAMS	MATTHEW	EMT/PARA	1	\$ 58,619	\$ 586	\$ -	964	\$ 964	\$ 350	\$ -	\$ 350	\$ 875	\$ 4,764	\$ 66,507
BELANGER	ALEXIS	EMT/PARA	1	\$ 54,760	\$ 548	\$ -	964	\$ 964	\$ 350	\$ -	\$ -	\$ 875	\$ 4,450	\$ 61,947
POLSON	ALLISON	EMT/PARA	1	\$ 54,760	\$ 548	\$ -	964	\$ 964	\$ 350	\$ -	\$ -	\$ 875	\$ 4,450	\$ 61,947
BROWN	AMANDA	EMT/PARA	1	\$ 58,619	\$ 586	\$ -	964	\$ 964	\$ 350	\$ -	\$ 750	\$ 875	\$ 4,764	\$ 66,908
CARLSON	BRITTANY	EMT/PARA	1	\$ 58,619	\$ 586	\$ -	964	\$ 964	\$ 350	\$ -	\$ -	\$ 875	\$ 4,764	\$ 66,158
COUTU	MICHAEL	EMT/PARA	1	\$ 58,619	\$ 586	\$ -	964	\$ 964	\$ 350	\$ -	\$ 900	\$ 875	\$ 4,764	\$ 67,058
FERGUSON	BETHANIE	EMT/PARA	1	\$ 58,619	\$ 586	\$ -	964	\$ 964	\$ 350	\$ -	\$ 350	\$ 875	\$ 4,764	\$ 66,508
PRATT	BRIAN	EMT/PARA	1	\$ 54,760	\$ 548	\$ -	964	\$ 964	\$ 350	\$ -	\$ -	\$ 875	\$ 4,450	\$ 61,947
PORAWSKI	ROBERT	EMT/PARA	1	\$ 54,760	\$ 548	\$ -	964	\$ 964	\$ 350	\$ -	\$ -	\$ 875	\$ 4,450	\$ 61,947
GUILMETTE	JAMES	EMT/PARA	1	\$ 58,619	\$ 586	\$ -	964	\$ 964	\$ 350	\$ -	\$ 350	\$ 875	\$ 4,764	\$ 66,507
TAVANO	MATTHEW	EMT/PARA	1	\$ 55,987	\$ 560	\$ -	964	\$ 964	\$ 350	\$ -	\$ -	\$ 875	\$ 4,550	\$ 63,286
TABARES	STEVEN	EMT/PARA	1	\$ 55,987	\$ 560	\$ -	964	\$ 964	\$ 350	\$ -	\$ -	\$ 875	\$ 4,550	\$ 63,286

FINANCE 3

*City of Fall River, Massachusetts
Fiscal Year Ending June 30, 2021 Municipal Budget*

DEARAUO LUCAS	EMT/PARA	1	\$	58,619	\$	586	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,764	\$	66,157
PERKINS DEREK	EMT/PARA	1	\$	57,287	\$	573	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	64,705
ANDERSON MADISON	EMT/PARA	1	\$	57,287	\$	573	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	64,705
LEDUC MICHAEL	EMT/PARA	1	\$	58,619	\$	586	\$	-	\$	964	\$	350	\$	-	\$	350	\$	875	\$	4,764	\$	66,508
LEVESQUE PAUL	EMT/PARA	1	\$	58,619	\$	586	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,764	\$	66,158
LIGHTHALL MARK	EMT/PARA	1	\$	58,619	\$	586				964	\$	350	\$	-	\$	900	\$	875	\$	4,764	\$	67,058
REIS NICHOLAS	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
BLACKBUR MARK	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
LITTLEFIEL HEATHER	EMT/PARA	1	\$	58,619	\$	586	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
CUNNINGH CHARLES	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	350	\$	875	\$	4,764	\$	66,508
MILES SHARIE	EMT/PARA	1	\$	57,287	\$	573	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
FIGUERED G ALFRED	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,764	\$	64,813
NUNES TODD	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
CARPENTE KYLE	EMT/PARA	1	\$	55,987	\$	560	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,550	\$	63,286
SUTHERLAN JOSHUA	EMT/PARA	1	\$	58,619	\$	586	\$	-	\$	964	\$	350	\$	-	\$	350	\$	875	\$	4,764	\$	66,508
CLARK JACOB	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
FITZGERAL MEGHAN	EMT/PARA	1	\$	57,287	\$	573	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	64,705
WINTERSON MATTHEW	EMT/PARA	1	\$	58,619	\$	586	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	66,157
CAPOZZI CYNTHIA	EMT/PARA	1	\$	57,287	\$	573	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,764	\$	64,705
CASSIDY KIMBERLY	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	64,705
MCGILL SCOTT	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
WIERSMA BRIANNA	EMT/PARA	1	\$	57,287	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
DEARAUJO EMMANUEL	EMT/PARA	1	\$	57,287	\$	573	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	64,705
MORRISSEAN NICOLE	EMT/PARA	1	\$	57,287	\$	573	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	64,705
COMPTON DARREN	EMT/PARA	1	\$	54,760	\$	548	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,656	\$	64,705
ROYER BENJAMIN	EMT/PARA	1	\$	55,987	\$	560	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,450	\$	61,947
KIRKMAN CHRISTOPHE	EMT/PARA	1	\$	58,619	\$	586	\$	-	\$	964	\$	350	\$	-	\$	-	\$	875	\$	4,550	\$	63,286
LAMBERT THOMAS	EMT/PARA	1	\$	58,619	\$	586				964	\$	350	\$	-	\$	-	\$	875	\$	4,764	\$	66,157
VACANCY	EMT/PARA	1	\$	54,760	\$	548				964	\$	350	\$	-	\$	-	\$	875	\$	4,764	\$	66,158
																					61,947	

55	\$	3,343,691	\$	34,110	\$	-	\$	49,564	\$	18,200	\$	9,240	\$	19,100	\$	45,500	\$	261,722	\$	3,781,126
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PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

FINANCE 4

RECEIVED

2020 MAY 14 A 9:19

CITY CLERK _____
FALL RIVER, MA

May 14, 2020

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

RE: Phase 20
Water Systems Improvement Loan Order

Dear Council Members:

It is respectfully requested that the attached loan order for the Phase 20 Water Systems Improvements be approved. Approval is needed to comply with the State Funding Program (SRF).

Please contact Paul Ferland at the Department of Community Utilities if you have any questions.

Sincerely,

Paul E Coogan
Paul E Coogan
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL

MAY 19 2020

*Accepted and placed
on file*

CITY OF FALL RIVER
LOAN ORDER
(Water System Improvements)

ORDERED, that \$4,858,085 is appropriated for the purpose of financing construction and design of Phase 20 of the City's Water Project including without limitation all costs thereof; and to meet this appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow \$4,858,085 and to issue bonds or notes therefore, under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws or any other enabling authority; that such bonds or notes shall be general obligations of the City unless the Treasurer, with the approval of the Mayor, determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C; that the Treasurer, with the approval of the Mayor, is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust ("Trust") established pursuant to Chapter 29C and in connection therewith to enter into a financing agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection ("Department") with respect to such loan and for any federal or state aid available for the project or for the financing thereof; and that the Mayor is authorized to enter into a project regulatory agreement with the Department, to expend all funds available for the project and to take any other action necessary or convenient to carry out the project, and

BE IT FURTHER ORDERED, any premium received upon the sale of any bonds or notes approved by this vote less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, 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 bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.

CITY OF FALL RIVER
IN CITY COUNCIL
MAY 19 2020

*Authorized to be published
and referred to the Committee
on Finance, & yes*



PAUL E. COOGAN
Mayor

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

FINANCE **4**



PAUL J. FERLAND
Administrator

TO: Paul E Coogan
Mayor

FROM: Paul J. Ferland, EIT
Administrator/Community Utilities

DATE: May 13, 2020

RE: Phase 20 Loan Order

Attached please find the Phase 20 Loan order and accompanying information to be approved and submitted to the City Council. Over the past years the city has made great improvements in the water system and we feel that it is necessary to keep that progress moving for our customers. The approval of this loan order is needed prior to June 30, 2020 to comply with typical SRF (State Revolving Fund 2% low interest loan on \$3.44 mil) funding requirements. This year due to the pandemic the June 30 deadline has been extended but our hope would be that this still is approved prior to June 30 to following the borrowing guidelines set by the city ordinance.

Please feel free to contact me with any questions.

WATER SYSTEMS IMPROVEMENTS PROJECTS FINANCIAL SUMMARY

PHASE 20

Amount

Component	Vendor	Date	Function	Funding	Total Cost
CM Mains		2021	Construction Management		\$415,000.00
Main Replacement		2021	water main improvements/LSR		\$2,607,350.00
Police		2021	construction details		\$165,000.00
Contingency					\$260,735.00
PENDING SRF/MCWT					\$3,448,085.00
Design Mains		2020	Design		\$235,000.00
Copicut Pump Station		2021	Upgrade electrical distribution		\$200,000.00
Paving		2021	Street Paving		\$200,000.00
Conservation Land Acquisition		2020	Watershed Protection		\$200,000.00
Water Treatment Plant Security		2020	access control and security		\$100,000.00
WTP Filter Media Rehab		2020	Filter 1&3		\$250,000.00
Contingency					\$225,000.00
SUB TOTAL OPEN MARKET					\$1,410,000.00
Total					\$4,858,085.00

notes:

EJC principal reduction:

FUNDING Authorization	DATE	AMOUNT
PHASE 20		
Loan Order		\$4,858,085.00
Total		\$4,858,085.00

FUNDING-Loans	DATE	AMOUNT
PHASE 20		
BAN		\$1,410,000.00
MWPAT		\$3,448,085.00
Total		\$4,858,085.00

Street	From	To	Year Installed	Lead Services	Existing Size	Length (ft)
Bowler	Quarry	Carlissa	1917	2	8.0	750
Carr	County	Keene		0	1.5	500
Coolidge	Hemlock	Weetamoe	1923	0	8.0	525
Dean	Alden	dead end (Flint Mill)		0	6.0	500
Notre Dame	St. Joseph	Pleasant	1894	0	8.0	420
Pitman	E. Warren	Webster	1893	4	6.0	1600
Prevost	Pleasant	McGowen	1908	0	8.0	450
Quarry	Pleasant	Hargraves	1875	1	12.0	1270
Renaud	Kennedy	Powell	1914	0	8.0	990
Reuben	Quarry	Quequechan	1924	1	8.0	450
Roper	Hirst	Smithies	1890	4	8.0	300
Ryan	Brayton	Oman		0	2.0	200
Webster	Alden	Pleasant	1881	0	6.0	610
Weybosset	Pleasant	Wamsutta	1887	2	8.0	600
Williston	Cambridge	Warren	1891	0	8.0	450
Atlantic Boulevard	Pembroke	Tindal	1915	5	6.0	1880
Totals				19		11,495

Estimates of Phase 20 Project Debt:
Loan Order= \$4,858,085

water projects

FINANCE **4**

Project Cost	\$3,448,085
Repayment Less 10% EJC reduction	\$3,103,277

Open Market Project Cost	\$1,410,000
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Phase 20-SRF-water projects			
year	Principal	Interest	Annual P&I
1	\$155,164	\$62,066	\$217,229
2	\$155,164	\$58,962	\$214,126
3	\$155,164	\$55,859	\$211,023
4	\$155,164	\$52,756	\$207,920
5	\$155,164	\$49,652	\$204,816
6	\$155,164	\$46,549	\$201,713
7	\$155,164	\$43,446	\$198,610
8	\$155,164	\$40,343	\$195,506
9	\$155,164	\$37,239	\$192,403
10	\$155,164	\$34,136	\$189,300
11	\$155,164	\$31,033	\$186,197
12	\$155,164	\$27,929	\$183,093
13	\$155,164	\$24,826	\$179,990
14	\$155,164	\$21,723	\$176,887
15	\$155,164	\$18,620	\$173,783
16	\$155,164	\$15,516	\$170,680
17	\$155,164	\$12,413	\$167,577
18	\$155,164	\$9,310	\$164,474
19	\$155,164	\$6,207	\$161,370
20	\$155,164	\$3,103	\$158,267
TOTALS	\$3,103,277	\$651,688	\$3,754,965

Phase 20-Open Market		
Principal	Interest	Annual P&I
\$1,410,000		
\$70,500	\$42,300	\$112,800
\$70,500	\$40,185	\$110,685
\$70,500	\$38,070	\$108,570
\$70,500	\$35,955	\$106,455
\$70,500	\$33,840	\$104,340
\$70,500	\$31,725	\$102,225
\$70,500	\$29,610	\$100,110
\$70,500	\$27,495	\$97,995
\$70,500	\$25,380	\$95,880
\$70,500	\$23,265	\$93,765
\$70,500	\$21,150	\$91,650
\$70,500	\$19,035	\$89,535
\$70,500	\$16,920	\$87,420
\$70,500	\$14,805	\$85,305
\$70,500	\$12,690	\$83,190
\$70,500	\$10,575	\$81,075
\$70,500	\$8,460	\$78,960
\$70,500	\$6,345	\$76,845
\$70,500	\$4,230	\$74,730
\$70,500	\$2,115	\$72,615
\$1,410,000	\$444,150	\$1,854,150

Effect on the Water Rate	Estimate Start of Long Term Debt
\$0.11	2022
\$0.10	2023
\$0.10	2024
\$0.10	2025
\$0.10	2026
\$0.10	2027
\$0.10	2028
\$0.09	2029
\$0.09	2030
\$0.09	2031
\$0.09	2032
\$0.09	2033
\$0.09	2034
\$0.08	2035
\$0.08	2036
\$0.08	2037
\$0.08	2038
\$0.08	2039
\$0.08	2040
\$0.07	2041



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2020 MAY 27 P 4:41

CITY CLERK
FALL RIVER, MA

May 27th, 2020

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

RE: FY21 Revised Budget Submission
Water and Sewer Divisions

Dear Honorable City Council:

These budgets have been revised as per the City Councils request to add \$100,000.00 to the FY21 proposed Water and Sewer budgets. This was added to be transferred to the Stabilization Account of the respective fund.

Respectfully,

Paul E. Coogan
Mayor

PJF/kng



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



PAUL E. COOGAN
Mayor

May 27th, 2020

PAUL J. FERLAND
Administrator

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

RE: FY21 Revised Rate and Budget Submission
Water and Sewer Divisions

Dear Mayor Coogan,

Attached please see the revised Water and Sewer rates and budget. These have been approved by their respective Commission and with your approval I would like to send the revised rates to Ordinance and the revised budget to City Council.

Both budgets have had \$100,000.00 added to the Stabilization Fund line item for FY21. In FY21 those funds will be transferred to the Stabilization fund.

Please let me know if you have any questions.

Respectfully,

Paul J. Ferland, EIT
Adm. of Community Utilities

PJF/kng

The City of FALL RIVER - COMMUNITY UTILITIES FY 2021 Proposed Budget SEWER DIVISION: 5/21/2020	FY2019 Actuals	FY2020 Budget	FY2021 Proposed Budget
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64400000 SEWER FUND REVENUE			FY19 Actuals	FY20 Budget	FY21 Proposed
64400000	414200	TAX LIENS REDEEMED	\$194,017.27	\$209,000	\$200,000
64400000	414500	TAX LIENS FORECLOSED	\$0.00	\$0	
64400000	417150	SEPTAGE INTEREST REVENUE	\$770.60	\$600	\$600
64400000	417300	INTEREST & PENALTY TAX LIEN	\$47,671.22	\$70,000	\$70,000
64400000	417420	INT & PENALTY SEWER	\$115,819.98	\$120,000	\$120,000
64400000	417600	INT & PEN ON UTILITY LIENS	\$24,180.80	\$9,000	\$20,000
64400000	417760	SEWER DEMANDS	\$52,625.30	\$55,000	\$55,000
64400000	417765	SEWER FINAL DEMAND	\$10.00	\$30	\$30
64400000	421000	SEWER USAGE CHARGES	\$13,769,694.76	\$14,415,458	\$14,751,809
64400000	421500	STORMWATER FEE/CHARGE	\$6,085,608.66	\$5,923,059	\$6,376,342
64400000	422100	SEPTAGE REVENUE	\$242,553.04	\$250,000	\$250,000
64400000	428080	UTILITY LIENS REDEEMED	\$26,038.68	\$0	
64400000	428013	UTILITY LIENS REDEEMED 13	\$49.19		
64400000	428014	UTILITY LIENS REDEEMED 14	\$250.86		
64400000	428015	UTILITY LIENS REDEEMED 15	\$1,536.00		
64400000	428016	UTILITY LIENS REDEEMED 2016	\$1,342.11	\$0	
64400000	428017	UTILITY LIENS REDEEMED 2017	\$1,687.16	\$0	
64400000	428018	UTILITY LIENS REDEEMED 2018	\$59,131.62	\$0	
64400000	428019	UTILITY LIENS REDEEMED 2019	\$1,159,742	\$0	
64400000	428020	UTILITY LIENS REDEEMED 2020	\$0	\$1,202,694	\$1,200,000
64400000	439900	OTHER REVENUE	\$640,372.41	\$371,000	\$600,000
64400000	442900	PERMIT FEE-SEWER	\$51,453.00	\$89,000	\$89,000
64400000	499300	OFS FREE CASH SURPLUS REVENUE	\$0.00	\$1,225,000	\$643,220
64400000	499900	OTHER FINANCING SOURCES	\$0.00	\$0	\$0
TOTAL SEWER FUND REVENUE			\$22,474,554.77	\$23,939,841	\$24,376,001

6000 SEWER FUND EXPENSES

64400005 SEWER TREATMENT PLANT OTHER			FY19 Actuals	FY20 Budget	FY21 Proposed
64400005	596100	TRANSFERS TO GENERAL FUND	\$1,427,014	\$1,487,406	\$1,485,000
64400005	596500	TRANSFERS TO STABILIZATION	\$100,000	\$0	\$100,000
64400005	596600	TRANSFERS TO TRUST & AGENCY	\$10,000	\$0	\$0
64400005	596800	TRANSFER GF - HEALTH	\$92,398	\$93,214	\$95,000
64400005	596900	TRANSFER GF PENSIONS	\$124,076	\$89,380	\$90,000
TOTAL SEWER TREATMENT PLANT OTHER			\$1,753,488	\$1,670,000	\$1,770,000

64407191 SEWER PLANT & PROG SALARIES			FY19 Actuals	FY20 Budget	FY21 Proposed
64407191	511000	SALARIES & WAGES - PERMANENT	\$400,187.17	\$407,426	\$381,645
64407191	511115	LONGEVITY	\$4,900.00	\$5,000	\$3,200
64407191	511300	SUMMER HOURS	\$0.00	\$0	\$0
64407191	513000	OVERTIME	\$0.00	\$500	\$0
64407191	514500	HOLIDAY PAY	\$0.00	\$0	\$1,413
64407191	516900	RETIREMENT BUYOUTS	\$28,423.33	\$45,000	\$0
64407191	517900	MEDICARE MATCH	\$5,912.03	\$6,900	\$7,200
64407191	519300	UNIFORM ALLOWANCE	\$1,800.00	\$1,800	\$1,200
64407191	519400	OTHER STIPENDS	\$3,500.00	\$6,500	\$4,000
64407191	519700	AUTOMOBILE ALLOWANCE	\$0.00	\$0	\$0
64407191	519900	OTHER PERSONNEL COSTS	\$56,000.00	\$90,500	\$128,274
TOTAL SEWER PLANT & PROG SALARIES			\$500,722.53	\$563,626	\$526,932

6407192 SEWER TREATMENT PLANT EXPENSES			FY19 Actuals	FY20 Budget	FY21 Proposed
64407192	525000	OFF EQUIP/FURN MAINTENANCE	\$3,502.30	\$1,000	\$1,000
64407192	530100	MEDICAL AND DENTAL	\$0.00	\$130	\$130
64407192	530600	ADVERTISING	\$9,210.92	\$2,000	\$2,000
64407192	531000	ENGINEERING/ARCHITECTURE SERVI	\$36,972.18	\$40,000	\$40,000
64407192	531200	OTHER PROFESSIONAL	\$150.00	\$0	\$0
64407192	534100	TELEPHONE	\$10,785.01	\$19,000	\$19,000
64407192	538400	COMPUTER SERVICES	\$96.74	\$500	\$500
64407192	551100	EDUCATIONAL SUPPLIES	\$2,539.00	\$3,000	\$3,000
64407192	553800	METER PARTS/P.W. & UTILITIES S	\$75,126.76	\$80,000	\$80,000
64407192	558600	OTHER SUPPLIES	\$410.48	\$400	\$400
64407192	570100	WATER/SEWER CSO CHARGE	\$109,472.23	\$92,000	\$104,000
64407192	571000	IN STATE TRAVEL	\$485.73	\$500	\$500
64407192	573100	DUES & MEMBERSHIPS	\$579.00	\$500	\$500
64407192	573200	SUBSCRIPTIONS	\$395.00	\$0	\$0
64407192	578100	CLAIMS & DAMAGES	\$761.75	\$500	\$500
TOTAL SEWER TREATMENT PLANT EXPENSES			\$250,487.10	\$239,530	\$251,530

64407202 SEWER TREATMENT PLANT EXPENSES			FY19 Actuals	FY20 Budget	FY21 Proposed
64407202	521100	ELECTRICITY	\$556,186.79	\$1,750,000	\$1,600,000
64407202	521101	ELECTRIC NMC UXBRIDGE SOLAR	\$858,291.12	\$0	\$0
64407202	521500	NATURAL GAS FOR HEAT	\$82,945.27	\$78,445	\$70,000
64407202	528100	OTHER RENTALS & LEASES	\$4,457.96	\$29,400	\$14,400
64407202	531200	OTHER PROFESSIONAL SERVICES	\$6,273,118.38	\$6,517,036	\$6,885,782
64407202	534300	POSTAGE	\$44,457.79	\$28,000	\$28,000
64407202	538500	OTHER PURCHASED SERVICES	\$2,412,498.48	\$2,400,000	\$2,463,000
64407202	554200	CHEMICALS	\$410,782.75	\$472,902	\$496,542
64407202	573400	CONFERENCES	\$40.00	\$1,000	\$1,000
64407202	574400	MOTOR VEHICLE INSURANCE	\$20,961.00	\$24,000	\$26,000
TOTAL SEWER TREATMENT PLANT EXPENSES			\$10,663,739.54	\$11,300,783	\$11,584,724

64407204 SEWER TREATMENT PLANT CAPITAL			FY19 Actuals	FY20 Budget	FY21 Proposed
64407204	584900	OTHER IMPROVEMENTS	\$90,831.12	\$80,000	\$80,000
TOTAL SEWER TREATMENT PLANT CAPITAL			\$90,831.12	\$80,000	\$80,000

64409905 STORM WATER DEBT SERVICE			FY19 Actuals	FY20 Budget	FY21 Proposed
64409905	591000	MAT PRIN ON LONG TERM DEBT	\$5,606,399.92	\$6,570,138	\$6,516,733
64409905	591500	INTEREST ON LONG TERM DEBT	\$2,686,954.22	\$2,798,526	\$2,831,134
64409905	592500	INTEREST ON NOTES	\$80,000.00	\$454,000	\$452,000
64409905	594000	DEBT ADMINISTRATIVE COSTS	\$161,785.85	\$178,274	\$188,640
64409905	594100	DEBT ORIGATION FEES	\$22,961.62	\$84,964	\$174,308
64409905	599996	OFU-TFR-CAP PR	\$62,875.00	\$0	
TOTAL STORM WATER DEBT SERVICE			\$8,620,976.61	\$10,085,902	\$10,162,815

	FY19 Actuals	FY20 Budget	FY21 Proposed
TOTAL REVENUES	\$22,474,554.77	\$23,939,841	\$24,376,001
TOTAL EXPENSES	\$21,880,244.86	\$23,939,841	\$24,376,001

delta	\$594,309.91	\$0	\$0
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rates			
sewer per ccf	\$5.38	\$5.48	\$5.59
stormwater per ERU/quarter	\$44.00	\$44.00	\$46

Annual Impact on Average Family at 109 GPD.			
FY20 cost for sewer/stormwater at 109 GPD			\$466.44
FY21 cost for sewer/stormwater at 109 GPD			\$480.27
delta: Increase from fy20 to fy21 per family at 109 GPD			\$13.83

FY 2021 PROPOSED COMMUNITY UTILITIES BUDGET WATER DIVISION			FY19 Actual	FY20 Budget	FY21 Proposed Budget
3/10/2020					
REVENUE					
64500000	414200	TAX LIENS REDEEMED	-95,081.14	\$119,702.00	\$100,000.00
64500000	417300	INTEREST & PENALTY TAX LIEN	-19,789.06	\$40,000.00	\$40,000.00
64500000	417310	INT & PEN ON UTILITY WATER	-58,952.83	\$65,000.00	\$65,000.00
64500000	4176000	INT & PEN ON UTILITY LIENS	-6,875.61	\$5,600.00	\$6,000.00
64500000	417761	WATER DEMANDS	-51,441.41	\$47,000.00	\$50,000.00
64500000	417765	WATER FINAL DEMAND	-10.00	\$20.00	\$20.00
64500000	418000	WATER OVER/SHORT	0.00	\$0.00	
64500000	421000	WATER USAGE CHARGES	-9,390,148.20	\$10,217,664	\$10,851,324
64500000	422000	OTHER WATER CHARGES	-186,436.25	\$218,000.00	\$215,000.00
64500000	427000	BASE METER FEE	-1,230,300.23	\$1,257,146.00	\$1,258,771.00
64500000	427100	LUMBER REVENUE	-815.00	\$900.00	\$900.00
64500000	427200	TOWER RENTAL	-179,148.53	\$180,000.00	\$185,000.00
64500000	427300	BULK SALES	-66,110.91	\$47,000.00	\$70,000.00
64500000	427400	APPLICATIONS AND TESTING	-2,718.00	\$6,500.00	\$6,500.00
64500000	428000	UTILITY LIENS REDEEMED	-2,703.21	\$0.00	\$0.00
64500000	428014	UTILITY LIENS REDEEMED 2014	-175.50	\$0.00	\$0.00
64500000	428015	UTILITY LIENS REDEEMED 2015	-793.57	\$0.00	\$0.00
64500000	428016	UTILITY LIENS REDEEMED 2016	-850.10	\$0.00	\$0.00
64500000	428017	UTILITY LIENS REDEEMED 2017	-868.44	\$0.00	\$0.00
64500000	428018	UTILITY LIENS REDEEMED 2018	-30,976.91	\$0.00	\$0.00
64500000	428019	UTILITY LIENS REDEEMED 2019	-559,517.34	\$612,909.00	\$0.00
		UTILITY LIENS REDEEMED 2020			\$631,800.00
64500000	439900	OTHER REVENUE	-47,549.09	\$110,533.00	\$80,000.00
64500000	488000	INSURANCE RECOVERY	-6,327.47		\$0.00
64500000	499900	OTHER FINANCING SOU (retained earnings)	0	\$440,000.00	\$54,949.00
TOTAL WATER REVENUE			-\$11,937,589	\$13,367,974	\$13,615,264

Water Rate Per CCF	\$3.14	\$3.24	\$3.43
Base Meter fee for 5/8" per quarter	\$14	\$14	\$14
Base Meter fee for 3/4" per quarter	\$14	\$14	\$14
Base Meter fee for 1" per quarter	\$16	\$16	\$16
Base Meter fee for 1.5" per quarter	\$30	\$30	\$30
Base Meter fee for 2" per quarter	\$50	\$50	\$50
Base Meter fee for 3" per quarter	\$150	\$150	\$150
Base Meter fee for 4" per quarter	\$200	\$200	\$200
Base Meter fee for 6" per quarter	\$300	\$300	\$300
Base Meter fee for 8" per quarter	\$400	\$400	\$400
Base Meter fee for 10" per quarter	\$500	\$500	\$500

64507241 WATER ADMINISTRATION SALARIES			FY19 Actual	FY20 Budget	FY21 Proposed Budget
64507241	511000	SALARIES & WAGES - PERMANENT	334,209.28	\$441,105	\$446,086
64507241	511115	LONGEVITY	8,834.79	\$8,700	\$9,200
64507241	511300	SUMMER HOURS	5,481.75	\$5,770	\$5,757
64507241	513000	OVERTIME	29.26	\$500	\$500
64507241	514500	HOLIDAY PAY	0.00	\$0	\$1,706
64507241	516900	RETIREMENT BUYOUTS	\$0.00	\$13,000	\$8,575
64507241	517100	WORKMEN'S COMPENSATION	\$0.00	\$0	
64507241	517900	MEDICARE MATCH	3,375.11	\$4,300	\$4,300
64507241	519300	UNIFORM ALLOWANCE	2,400.00	\$1,800	\$1,800
64507241	519400	OTHER STIPENDS	1,000.00	\$1,000	\$1,000
64507241	519700	AUTOMOBILE ALLOWANCE	3,640.00	\$3,120	\$3,120
64507241	519900	OTHER PERSONNEL COSTS	\$0.00	\$2,201	
TOTAL WATER ADMINISTRATION SALARIES			\$358,970	\$481,496	\$482,044

64507242 WATER ADMINISTRATION EXPENSES			FY19 Actual	FY20 Budget	FY21 Proposed Budget
64507242	525000	OFF EQUIP/FURN MAINTENACE	243.36	\$500.00	\$500.00
64507242	525600	R & M METERS	0.00	\$10,000.00	\$10,000.00
64507242	528100	OTHER RENTALS & LEASES	1,694.85	\$25,660.00	\$10,660.00
64507242	530100	MEDICAL AND DENTAL	0.00	\$200.00	\$200.00
64507242	530600	ADVERTISING	4,519.65	\$7,000.00	\$7,000.00
64507242	531200	OTHER PROFESSIONAL SERVICES	75.00	\$2,500.00	\$16,000.00
64507242	534100	TELEPHONE	11,872.73	\$16,000.00	\$18,000.00
64507242	534300	POSTAGE	0.00	\$28,000.00	\$30,000.00
64507242	534400	OTHER COMMUNICATIONS	0.00	\$100.00	\$100.00
64507242	538400	COMPUTER SERVICES	587.00	\$1,000.00	\$1,000.00
64507242	538500	OTHER PURCHASED SERVICES	0.00	\$2,500.00	\$1,000.00
64507242	542500	OTHER OFFICE SUPPLIES	221.78	\$195.00	\$200.00
64507242	547300	OTHER GROUNDS KEEPING SUPPLIES	0.00	\$100.00	\$100.00
64507242	551100	EDUCATION SUPPLIES	0.00	\$1,000.00	\$1,000.00
64507242	553800	METER PARTS	0.00	\$10,000.00	\$10,000.00
64507242	565801	PYR Expenditures	0.00		
64507242	570100	WATER/SEWER CSO CHARGE	18,326.40	\$20,000.00	\$20,000.00
TOTAL WATER ADMINISTRATION EXPENSES			\$37,540.77	\$124,755.00	\$125,760.00

64507244 WATER ADMINISTRATION CAPITAL			FY19 Actual	FY20 Budget	FY21 Proposed Budget
64507244	584900	OTHER IMPROVEMENTS	107,759.00	\$245,000.00	\$150,000.00

64507245 WATER ADMINISTRATIVE AND INDIRECT COSTS			FY19 Actual	FY20 Budget	FY21 Proposed Budget
64507245	596100	TRANSFERS TO GENERAL FUND	\$1,230,838	\$1,288,158	\$1,300,000
64507245	596500	TRANSFERS TO STABILIZATION	\$100,000	\$0	\$100,000
64507245	596600	TRANSFERS TO TRUST & AGENCY	\$10,000	\$0	
64507245	596800	TRANSFER GF - HEALTH	\$800,171	\$725,238	\$725,238
64507245	596900	TRANSFER GF PENSIONS	\$688,156	\$731,603	\$731,603
TOTAL WATER ADMINISTRATIVE AND INDIRECT COSTS			\$2,829,165	\$2,744,999	\$2,856,841

64507251 WATER MAINT & DISTRIB SALARIES			FY19 Actual	FY20 Budget	FY21 Proposed Budget
64507251	511000	SALARIES & WAGES - PERMANENT	811,051.21	\$897,533	\$981,385
64507251	511115	LONGEVITY	4,286.30	\$3,500	\$4,300
64507251	513000	OVERTIME	81,944.39	\$85,000	\$85,000
64507251	514300	SHIFT PREMIUM	0.00	\$0	
64507251	514500	HOLIDAY PAY	0.00	\$4,644	\$3,752
64507251	514600	SERVICE OUT OF RANK	3,877.13	\$0	
64507251	516900	RETIREMENT BUYOUTS	17,077.56	\$0	
64507251	517100	WORKMEN'S COMPENSATION	87,722.09	\$60,276	\$60,046
64507251	517300	UNEMPLOYMENT PAYMENTS	0	\$0	

64507251	517900	MEDICARE MATCH	13,122.96	\$14,000	\$14,000
64507251	519300	UNIFORM ALLOWANCE	11,400.00	\$12,000	\$12,600
64507251	519400	OTHER STIPENDS	35,269.87	\$41,400	\$41,900
64507251	519700	AUTOMOBILE ALLOWANCE	0.00	\$0	\$0
64507251	519900	OTHER PERSONNEL COSTS	0	\$0	
TOTAL WATER MAINT & DISTRIB SALARIES			\$1,065,751.51	\$1,118,353	\$1,202,983

64507252 WATER MAINT & DISTRIB EXPENSES			FY19	FY20	FY21
			Actual	Budget	Proposed Budget
64507252	521100	ELECTRICITY	10,296.38	\$10,000.00	\$10,000.00
64507252	521500	HEATING FUEL	20,515.31	\$20,000.00	\$20,000.00
64507252	524100	BUILDINGS & GROUNDS MAINTENANC	3,790.22	\$4,000.00	\$4,000.00
64507252	524600	R & M VEHICLES	32,733.61	\$30,000.00	\$25,000.00
64507252	525000	R & M OFFICE EQUIPMENT	3,401.85	\$3,500.00	\$4,000.00
64507252	525800	OTHER REPAIRS & MAINTENANCE	563.00	\$2,000.00	\$2,000.00
64507252	525900	WATER PIPE REPLACE, REPAIR, RE	0.00	\$10,000.00	\$10,000.00
64507252	527400	CONSTRUCTION EQUIPMENT RENTAL	2,534.12	\$2,500.00	\$2,500.00
64507252	527800	COMMUNICATION LINES & EQUIP RE	0.00	\$100.00	\$100.00
64507252	529400	OTHER PROPERTY RELATED SERVICE	148.90	\$1,500.00	\$1,500.00
64507252	530100	WORKERS COMP. MEDICAL BILLS	70,657.50	\$40,000.00	\$30,000.00
64507252	538500	OTHER PURCHASED SERVICES	16,460.95	\$20,000.00	\$20,000.00
64507252	541100	GASOLINE	52,811.60	\$50,000.00	\$50,000.00
64507252	542100	PAPER	600.54	\$950.00	\$1,000.00
64507252	542800	R & M CONSTRUCTION EQUIPMENT	13,609.51	\$20,000.00	\$15,000.00
64507252	543900	BUILDING & MAINTENANCE SUPPLIE	1,654.04	\$2,000.00	\$2,000.00
64507252	545100	CLEANING SUPPLIES	2,000.00	\$2,000.00	\$2,000.00
64507252	546100	TOOLS	13,962.56	\$8,000.00	\$8,000.00
64507252	548100	MOTOR OIL AND LUBRICANTS	3,418.18	\$2,500.00	\$2,500.00
64507252	548500	PARTS AND ACCESSORIES	34,058.88	\$30,000.00	\$30,000.00
64507252	550100	MEDICAL SUPPLIES	171.86	\$200.00	\$200.00
64507252	551100	EDUCATIONAL SUPPLIES	7,495.00	\$5,000.00	\$5,000.00
64507252	553100	CONCRETE/CEMENT	37,831.25	\$55,000.00	\$55,000.00
64507252	553200	CORPS/STOPS/TUBING	4,505.99	\$10,000.00	\$10,000.00
64507252	553400	LUMBER	97.20	\$500.00	\$500.00
64507252	553600	SAND AND GRAVEL	0.00	\$1,500.00	\$1,500.00
64507252	553900	PIPE AND FITTINGS	36,544.30	\$35,000.00	\$30,000.00
64507252	554000	HYDRANTS/HYDRANT PARTS	23,945.69	\$35,000.00	\$35,000.00
64507252	554100	STOP BOXES	5,394.27	\$10,000.00	\$10,000.00
64507252	554400	ELECTRICAL SUPPLIES	0.00	\$500.00	\$500.00
64507252	558600	OTHER SUPPLIES	4,263.96	\$5,500.00	\$5,500.00
64507252	574400	MOTOR VEHICLE INSURANCE	26,793.00	\$29,000.00	\$32,000.00
64507252	578100	CLAIMS & DAMAGES		\$0.00	\$500.00
TOTAL WATER MAINT & DISTRIB EXPENSES			\$430,259.67	\$446,250.00	\$425,300.00

64507261 WATER TREATMENT PLANT SALARIES			FY19	FY20	FY21
			Actual	Budget	Proposed Budget
64507261	511000	SALARIES & WAGES - PERMANENT	686,524.05	\$848,033	\$870,841
64507261	511115	LONGEVITY	4,615.34	\$3,600.00	\$4,900
64507261	511300	SUMMER HOURS	2,596.55	\$2,709.00	\$2,685
64507261	513000	OVERTIME	130,406.89	\$99,000.00	\$99,000.00
64507261	514500	HOLIDAY PAY	64.76	\$0.00	\$2,254
64507261	514300	SHIFT PREMIUM	7,924.50	\$8,736.00	\$8,736
64507261	516900	RETIREMENT BUYOUTS	4,143.64	\$0.00	\$0
64507261	517100	WORKMEN COMPENSATION	18,545.13	\$18,495.00	\$0

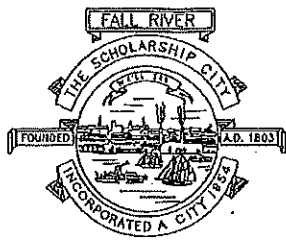
64507261	517300	UNEMPLOYMENT COMPENSATION	2,481.30	\$0.00	\$0
64507261	517900	MEDICARE MATCH	11,062.10	\$12,400.00	\$12,400
64507261	519300	UNIFORM ALLOWANCE	9,000.00	\$10,800.00	\$10,800
64507261	519400	OTHER STIPENDS	0.00	\$15,000.00	\$16,600
64507261	519700	AUTOMOBILE ALLOWANCE	1,950.00	\$1,560.00	\$3,120
64507261	519900	OTHER PERSONNEL COSTS	2,600.00	\$0.00	\$0
TOTAL WATER TREATMENT PLANT SALARIES			\$881,914.26	\$1,020,333	\$1,031,336

64507262 WATER TREATMENT PLANT EXPENSES			FY19 Actual	FY20 Budget	FY21 Proposed Budget
64507262	521100	ELECTRICITY	354,557.58	\$737,342.00	\$700,000.00
64507262	521101	ELECTRICITY NMC UX	278,668.89		
64507262	521500	HEATING FUEL	42,560.02	\$35,000.00	\$35,000.00
64507262	524100	BUILDING & GROUNDS MAINT	17,132.41	\$20,000.00	\$20,000.00
64507262	524200	RESERVATION HQ O&M	21,402.20	\$25,000.00	\$35,000.00
64507262	524400	WATER PUMPING STATION MNT	8,427.92	\$5,000.00	\$17,200.00
64507262	524800	R & M CONSTRUCTION EQUIPMENT	43.95	\$100.00	\$100.00
64507262	525000	OFF EQUIP/FURN MAINTENANCE	0.00	\$100.00	\$100.00
64507262	525100	COMPUTER EQUIPMENT MAINTENANCE	6,885.83	\$13,000.00	\$13,000.00
64507262	527400	CONSTRUCTION EQUIPMENT RENTAL	0.00	\$100.00	\$100.00
64507262	529400	OTHER PROPERTY RELATED SERVICE	0.00	\$100.00	\$100.00
64507262	530100	WORKERS COMP. MEDICAL BILLS	0.00	\$500.00	\$500.00
64507262	531200	OTHER PROFESSIONAL SERVICES	22,047.93	\$30,000.00	\$25,000.00
64507262	531300	LAB TESTING SERVICES	20,070.00	\$26,000.00	\$26,000.00
64507262	538500	OTHER PURCHASED SERVICES	349.20	\$1,000.00	\$2,500.00
64507262	545100	CLEANING SUPPLIES	0.00	\$500.00	\$500.00
64507262	546100	TOOLS	82.39	\$500.00	\$500.00
64507262	551100	EDUCATIONAL SUPPLIES	3,845.00	\$5,000.00	\$5,000.00
64507262	553100	CONCRETE/CEMENT	0.00	\$100.00	\$100.00
64507262	553400	LUMBER	0.00	\$100.00	\$100.00
64507262	554200	CHEMICALS	424,351.91	\$500,000.00	\$526,000.00
64507262	558600	OTHER SUPPLIES	79.99	\$100.00	\$100.00
64507262	560000	INTERGOVERNMENTAL	40,646.36	\$65,000.00	\$72,000.00
TOTAL WATER TREATMENT PLANT EXPENSES			\$1,241,151.58	\$1,464,542.00	\$1,478,900.00

64509905 WATER DEBT SERVICE			FY19 Actual	FY20 Budget	FY21 Proposed Budget
64509905	591000	MAT PRIN ON LONG TERM DEBT	3,478,554.13	\$4,147,015	\$4,250,745
64509905	591500	INTEREST ON LONG TERM DEBT	1,273,003.30	\$1,294,642	\$1,338,639
64509905	592500	INTEREST ON NOTES	78,275.12	\$188,000	\$166,000
64509905	594000	DEBT ADMINISTRATIVE COSTS	48,469.69	\$58,120	\$59,817
64509905	594100	DEBT ORIGATION COSTS	19,702.66	\$34,469	\$46,899
TOTAL WATER DEBT SERVICE			\$4,898,004.90	\$5,722,246	\$5,862,100

			FY19 Actual	FY20 Budget	FY21 Proposed Budget
GRAND TOTAL -EXPENSES			\$11,850,516.92	\$13,367,974	\$13,615,264
GRAND TOTAL -REVENUE			-\$11,937,588.80	\$13,367,974	\$13,615,264
DELTA			-\$87,071.88	\$0	\$0
RETAINED EARNINGS BUDGETED			\$488,626.00	\$440,000.00	\$54,949.00

Annual Impact on Average Family at 109 GPD.					
FY20 cost for water/base fee at 109 GPD					\$227.72
FY21 cost for water/base fee at 109 GPD					\$237.79
delta: increase from fy20 to fy21 per family at 109 GPD					\$10.07



City of Fall River
Massachusetts
Office of the Mayor

2

RECEIVED

2020 JUN -3 P 12:43

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

June 3, 2020

Hon. Council President and Members
One Government Center
Fall River, MA 02722

Dear Council President and Members of the Honorable Council:

By letter dated April 30, 2020, I requested the Council to initiate consideration of the proposal submitted by JNK Realty LLC, as owner of the Adams House to amend the boundaries of the city's Waterfront/Downtown HD Zone [a/k/a the City of Fall River Central Market Housing Development (HD) District Zone and Plan originally approved and adopted by the City on March 10, 2016] to include within its boundaries the Adams House located at 1168 Highland Avenue.

At a meeting of the City Council held on May 5, 2020, it was voted to refer this proposal to the Planning Board to conduct a public hearing, as required under applicable regulations, 760 CMR 66.08 and to submit its recommendations to the Council.

Pursuant to this referral, the Planning Board convened a duly noticed public hearing on May 27, 2020 and, after hearing public testimony and after due consideration, a quorum being present, it was moved, seconded and unanimously VOTED:

To recommend to the Honorable City Council that the "City of Fall River Central Market Housing Development [HD] District Zone and Plan" originally approved and adopted by the City of Fall River on March 10, 2016, and as approved by the Massachusetts Department of Housing and Community Development on May 10, 2016, be amended to incorporate, within the existing zone and plan, certain premises generally known as "Adams House" located at 1168 Highland Avenue.

In a letter dated May 28, 2020, filed with the City Clerk on June 3, 2020, the Planning Board has stated its opinion that approving this amendment will be of benefit to the City by advancing the goals set forth in the Housing Development Incentive Program enabled under Massachusetts General Laws Chapter 40V, to promote increased residential growth, expanded diversity of housing supply, neighborhood stabilization and economic development in gateway municipalities.

I concur in the Planning Board's opinion and in the Planning Board's recommendation that the City Council approve the subject amendment. I therefore respectfully request the City Council to approve the amendment for submission to the Department of Housing and Community Development for final approval.

Sincerely,

Paul E. Coogan
Mayor

City of Fall River, *In City Council*

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RESOLUTION APPROVING AMENDMENT TO WATERFRONT/DOWNTOWN HD ZONE

[aka CITY OF FALL RIVER CENTRAL MARKET HOUSING DEVELOPMENT (HD) DISTRICT
ZONE AND PLAN]

WHEREAS, JNK Realty LLC, as owner of the Adams House, has presented a request for amendment to the boundaries of the city's Waterfront/Downtown HD Zone [a/k/a the City of Fall River Central Market Housing Development (HD) District Zone and Plan originally approved and adopted by the City on March 10, 2016] to include within its boundaries the Adams House located at 1168 Highland Avenue, and

WHEREAS, on May 5, 2020, the City Council referred this proposal to the Planning Board to conduct a public hearing, as required under applicable regulations, 760 CMR 66.08 and to submit its recommendations to the Council, and

WHEREAS, pursuant to this referral, the Planning Board convened a duly noticed public hearing on May 27, 2020 and, after hearing public testimony and after due consideration, determined that adoption of the proposed amendment would advance the goals set forth in the Housing Development Incentive Program enabled under M.G.L.c. 40V to promote increased residential growth, expanded diversity of housing supply, neighborhood stabilization and economic development in Fall River, a "Gateway Community"; and

WHEREAS, the Planning Board thereupon unanimously voted to recommend to this City Council that the "City of Fall River Central Market Housing Development [HD] District Zone and Plan" originally approved and adopted by the City of Fall River on March 10, 2016, and as approved by the Massachusetts Department of Housing and Community Development on May 10, 2016, be amended to incorporate, within the existing zone and plan, certain premises generally known as "Adams House" located at 1168 Highland Avenue; and

WHEREAS, by letter dated June 3, 2020, the Mayor has stated that he concurs in the determination and recommendation of the Planning Board, and has requested that the Council approve the amendment for submission to the Department of Housing and Community Development for final approval;

BE IT RESOLVED that the City Council of Fall River approves the proposed amendment to the referenced zone and plan for submission to the Department of Housing and Community Development for final approval.



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2020 JUN -4 A 9:07

CITY CLERK
FALL RIVER, MA

June 3, 2020

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

Re: Chief of Police Employment Agreement

Mr. President and Members of the Honorable Council;

I am asking for your approval to appoint Jeffrey Cardoza as the Chief of Police for the City of Fall River. Enclosed, please find the proposed *Employment Agreement* between the City of Fall River and Jeffrey Cardoza. Pursuant to § 2-401 of the Fall River Code, I ask that you approve the terms and conditions of the *Employment Agreement*.

City of Fall River by,

Paul E. Coogan, Mayor



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

RECEIVED

2020 JUN -5 A 10:31

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

June 4, 2020

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

Council President and Members of the Council:

I hereby make the following appointment:

Name: Jeffrey Cardoza

Address:

Position: Chief of Police

Effective Date: June 10, 2020

Term to expire: see contract

Salary: \$175,000.00 annually

Sincerely,

**Paul Coogan
Mayor**

**Cc: Auditor's Office
Human Resources
City Council**

City of Fall River, In City Council

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ORDERED, that the appointment by the Mayor of Jeffrey Cardoza as Chief of Police be and the same is hereby confirmed, and be it further

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

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**CHIEF OF POLICE
EMPLOYMENT AGREEMENT**

This Employment Agreement (hereinafter "AGREEMENT") is made on this _____ day of _____, 2020, by and between the City of Fall River and Jeffrey Cardoza.

WHEREAS, the City of Fall River is a municipal corporation (hereinafter "CITY"), located at One Government Center, Fall River, Massachusetts 02722; and

WHEREAS, pursuant to §2-401 of the Fall River Code, the Chief of Police shall be the head of the Police Department and shall be responsible for the management and operation of such department. The Chief of Police shall be appointed by the Mayor and confirmed by the City Council, and shall be employed by contract for a period of not less than three years and not more than four years; and

WHEREAS, Paul Coogan, as the Mayor of the CITY, desires to appoint Jeffrey Cardoza to serve in the position of Chief of Police for the City of Fall River; and

WHEREAS, Jeffrey Cardoza (hereinafter "POLICE CHIEF") is willing to accept employment as the Chief of Police of the City of Fall River;

NOW, THEREFORE, in consideration of the mutual promises and agreements contained herein, the CITY and POLICE CHIEF hereby agree as follows:

DUTIES

The POLICE CHIEF shall be the head of the Fall River Police Department, and shall be responsible and accountable for the effective management and operation of said department in accordance with all laws, city ordinances, collective bargaining agreements, and city policies and procedures. The POLICE CHIEF shall devote sufficient time, skill, and attention necessary to perform the duties under this AGREEMENT in an efficient, trustworthy and professional manner, all in the best interest of the CITY. The POLICE CHIEF shall report directly to the Mayor, but shall have the necessary authority to effectively and efficiently operate the Fall River Police Department, including, but not limited to, the following duties:

- A. POLICE CHIEF shall be responsible for the overall operation and management of the Police Department, including all of its equipment and buildings.
- B. POLICE CHIEF shall make all assignments and transfers of department personnel, and shall have the authority to appoint deputy chiefs, captains, lieutenants, sergeants, police officers, and all support personnel. With the approval of the Mayor, POLICE CHIEF may modify the organizational chart of the Police Department by adding or abolishing positions of the rank and file for increased proficiency and effectiveness in delivering services to the community.
- C. POLICE CHIEF shall appropriate disciplinary actions, when necessary, against members of the Police Department.

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- D. POLICE CHIEF shall prepare the annual budget for the Police Department, and oversee departmental expenditures.
- E. POLICE CHIEF shall, as needed, design and/or implement personnel programs.
- F. POLICE CHIEF shall establish uniform and equipment specifications for the Police Department.
- G. POLICE CHIEF shall establish weapons and ammunition specifications for the Police Department.

PROFESSIONAL DEVELOPMENT

The CITY recognizes the importance of continuous professional development of its employees and, as such, will reimburse the POLICE CHIEF for reasonable travel, food and lodging expenses incurred in connection with attendance at professional development courses and/or seminars. POLICE CHIEF must obtain the Mayor's approval of all professional development expenses before they are incurred.

COMPENSATION AND BENEFITS

The CITY agrees to pay the POLICE CHIEF an annual salary of One Hundred Seventy-Five Thousand Dollars (\$175,000.00), payable at the same time and manner as other employees of the City of Fall River. Additionally, the POLICE CHIEF shall be entitled to the following benefits:

- A. The POLICE CHIEF is entitled to health, dental, life insurance, and retirement benefits.
- B. Vacation Days. Thirty (30) paid vacation days per year, which will expire without compensation at the end of the calendar year (December 31st). Vacation requests must be approved by the Mayor, and must not interfere with effective operation of the Police Department.
- C. Sick Leave. Fifteen (15) paid sick days per year, which will expire without compensation at the end of the calendar year (December 31st);
- D. Holidays. Eleven (11) paid holidays per year, which include New Year's Day, Martin Luther King Jr. Day, Presidents' Day, Patriot's Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, and Christmas Day.
- E. The POLICE CHIEF is entitled to injured on-duty benefits as set forth in M.G.L. c. 41, § 111F and M.G.L. c. 32, § 94.

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F. The CITY agrees to pay the POLICE CHIEF'S annual dues for the Massachusetts Police Association Legal Defense Fund.

G. IF the CITY has not paid the POLICE CHIEF for compensatory time earned prior to execution of this AGREEMENT, then POLICE CHIEF shall be entitled to carry over and utilize the previously earned compensatory time with notice to the Mayor.

The POLICE CHIEF acknowledges that he/she will often be required, without additional compensation, to devote evening and/or weekend hours as necessary for the proper performance of his/her duties as the chief of police. The POLICE CHIEF is not entitled to overtime compensation, compensatory time, personal days, or bereavement leave.

The POLICE CHIEF acknowledges that he/she will not be entitled to any salary increases or bonuses, such as the Quinn Bill, unless specifically stated in this AGREEMENT. The parties understand and agree that the annual salary in this AGREEMENT is the maximum amount the CITY is required to pay the POLICE CHIEF. Therefore, if the CITY is required to pay any additional financial benefit, including, but not limited to, Quinn Bill increases, then the salary of the POLICE CHIEF will be reduced by the same amount.

At the discretion of the Mayor, the POLICE CHIEF may be awarded an increase to his/her compensation package during the term of this AGREEMENT, but at no time will the compensation or other benefits be reduced, except when such reduction is evenly applied across-the-board for all employees of the CITY.

AUTOMOBILE

The CITY shall provide an unmarked city-owned vehicle for use by the POLICE CHIEF in connection with the performance of his/her duties, with maintenance, operating expenses, and insurance to be paid by the CITY.

Since the POLICE CHIEF is frequently required to respond to emergencies and otherwise be on-call at all times, the POLICE CHIEF is authorized to use said vehicle for personal use, provided that said vehicle is never taken more than fifty (50) miles from Fall River without prior authorization from the Mayor. The POLICE CHIEF must relinquish possession of the city-owned vehicle if on leave or unable to perform the duties of the position for more than twenty-one (21) consecutive days. The CITY and POLICE CHIEF understand and agree that this automobile provision of the AGREEMENT can be unilaterally terminated by the Mayor for any reason whatsoever.

TERM

The term of this AGREEMENT shall be from this 10th day of June, 2020 to the 9th day of June, 2023, and may be renewed by mutual agreement of the parties.

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TERMINATION

This AGREEMENT may be terminated at any time for the following reasons:

- A. Termination for Just Cause. The CITY may terminate this AGREEMENT at any time by providing POLICE CHIEF with written notice of the termination for just cause, including the facts and grounds in support thereof, at least thirty (30) days prior to termination. Just cause shall be defined to include any misconduct materially related to performance of official duties, including, but not limited to, any of the following:
 - 1. Material breach of this AGREEMENT and/or the duties contained therein;
 - 2. Resume fraud or other acts of material dishonesty in the hiring process;
 - 3. Unauthorized leave;
 - 4. Conviction of a felony offense or a misdemeanor involving moral turpitude;
 - 5. Material violation of the CITY's laws, ordinances, or regulations, including, but not limited to, the CITY policies against discrimination or harassment;
 - 6. Use and/or possession of illegal drugs;
- B. Termination Due to Incapacity. The CITY may terminate this AGREEMENT due to the incapacity of the POLICE CHIEF, which is defined as an inability to perform the Duties of the position for a continuous period of over sixty (60) days.
- C. Termination Due to Resignation, Retirement or Death. This AGREEMENT shall immediately terminate if the POLICE CHIEF resigns, retires, or is deceased. POLICE CHIEF shall give at least three (3) months written notice to the Mayor prior to resignation or retirement.

For post-employment purposes, if the CITY requires the POLICE CHIEF to participate in any job-related meetings, proceedings, appearances, the CITY agrees to pay POLICE CHIEF a consulting fee of \$450.00 per day, plus reasonable travel expenses if travel outside of Bristol County is required.

INDEMNIFICATION

The CITY agrees to defend, save harmless, and indemnify the POLICE CHIEF from any financial loss and expense, including reasonable legal fees and costs, if any, arising out of any claim, demand, action or suit, whether groundless or otherwise, arising out of any act or omission by the POLICE CHIEF acting in the scope of employment. The POLICE CHIEF acknowledges that the CITY is self-insured and no policy coverage or rider is provided above and beyond the terms of this agreement for indemnification.

PROHIBITION OF POLITICAL ACTIVITY

During the term of this AGREEMENT, the POLICE CHIEF shall not engage in political activity, including, but not limited to, publicly endorsing any candidate seeking elective office.

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ENTIRE AGREEMENT

This AGREEMENT contains the entire agreement between the parties, and supersedes all other agreements, either oral or in writing. Any agreement, statement, promise, or inducement not contained within this AGREEMENT shall not be valid or binding upon either party. The terms of this AGREEMENT may only be changed or modified by written instrument duly executed by both parties.

MASSACHUSETTS LAW

This AGREEMENT shall be constructed and interpreted in accordance with the laws of the Commonwealth of Massachusetts. If any provision in this AGREEMENT is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.

IN WITNESS WHEREOF, the parties have executed this AGREEMENT in the City of Fall River on this _____ day of _____, 2020.


CHIEF OF POLICE:

CITY OF FALL RIVER:

Jeffrey Cardoza
Fall River Police Department

Paul E. Coogan
Mayor

Approved as to Form & Manner of Execution Only:


Alan J. Rumsey
Corporation Counsel
City of Fall River



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

4

RECEIVED

2020 JUN -3 P 12:54

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

June 2, 2020

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

RE: One Twelfth Budget (Continuing Appropriation)

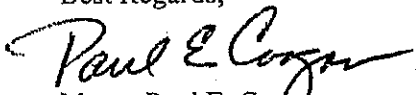
Council President Ponte:

Notwithstanding section 32 of Chapter 44 of the General Laws or any other general or special law, charter provision or ordinance to the contrary, I am unable, as a result of the outbreak of COVID-19, and the effects of the Governor's March 10, 2020 declaration of a state of emergency, to submit an annual budget for fiscal year 2021 to the city council. At this time the Governor's budget has not been deliberated by the House and Senate and therefore the amount of state aid is uncertain. In addition, the City has been allocated \$7.9 million from the CARES Act and Congress is still debating the use of that money by local municipalities.

Based on the Senate Bill 2680 and the House Bill 4752 the time periods and deadlines set forth in section 32 of said chapter 44 for the mayor and city council to act on the annual budget are extended until 60 days after the termination of the Governor's March 10, 2020 declaration of the state of emergency; provided, however, that within 30 days after the termination of the declaration of emergency or on July 31, 2020, whichever is earlier, I will submit a revised budget to the city council for fiscal year 2021. In the meantime, as we await further guidance from the state on both the state aid and federal government on the potential use the CARES money, I am submitting to the city council a continuing appropriation budget for the city for the month of July 2020. If these sources of revenue continue to be uncertain it is my intention to submit a month-by-month basis for a period not to exceed 3 months as a result of the outbreak of COVID-19 and the Governor's March 10, 2020 declaration of a state of emergency.

Please let me know if you have questions or concerns.

Best Regards,


Mayor Paul E. Coogan

4

Original FY 20 Budget	Revised FY 20 Budget	FY 21		FY 21 vs. FY 20		Comments
		1/12th Budget	1/12th FY20 Budget	Increase (Decrease)	Difference	
EXPENDITURES						
General Government						
Mayor's Office	\$ 3,983,905	\$ 3,983,905	\$ 324,715	\$ 332,159	\$ (7,444)	
City Council	\$ 315,532	\$ 315,532	\$ 45,501	\$ 26,294	\$ 19,206	\$21k of Dues paid in July
City Clerk	\$ 414,776	\$ 414,776	\$ 21,350	\$ 34,565	\$ (13,215)	Audit Fee not paid in July
Elections	\$ 383,999	\$ 383,999	\$ 30,445	\$ 32,000	\$ (1,555)	
Veterans	\$ 284,983	\$ 284,983	\$ 17,072	\$ 23,749	\$ (6,677)	Timing of Elections
	\$ 2,586,615	\$ 2,586,615	\$ 210,347	\$ 215,551	\$ (5,204)	
Administrative Services						
City Administration	\$ 3,847,546	\$ 3,847,546	\$ 1,241,807	\$ 320,629	\$ 921,178	
Tourism & Cultural Affairs	\$ 180,755	\$ 180,755	\$ 5,621	\$ 15,063	\$ (9,442)	City Admin position vacant
Human Resources	\$ 275,344	\$ 275,344	\$ 24,153	\$ 22,945	\$ 1,207	MM44 Dues paid in July
Information Systems	\$ 2,471,285	\$ 2,471,285	\$ 1,144,566	\$ 205,940	\$ 938,626	MCUNIS & other software annual fee paid in July
Law Department	\$ 769,208	\$ 769,208	\$ 62,066	\$ 64,101	\$ (2,035)	
Purchasing	\$ 150,954	\$ 150,954	\$ 5,401	\$ 12,580	\$ (7,179)	Removed
Financial Services						
Assessor	\$ 13,325,100	\$ 13,325,100	\$ 2,427,647	\$ 1,110,425	\$ 1,317,222	
Auditor	\$ 407,712	\$ 407,712	\$ 44,903	\$ 33,976	\$ 10,927	Patriot Assessing Software due in July
Director of Financial Services	\$ 343,720	\$ 343,720	\$ 22,902	\$ 28,643	\$ (5,741)	
Collector	\$ 129,626	\$ 129,626	\$ 11,082	\$ 10,802	\$ 280	
Treasurer	\$ 392,968	\$ 392,968	\$ 33,018	\$ 32,747	\$ 271	Cost of Advertising doubled in FY21
Debt Service	\$ 433,997	\$ 433,997	\$ 32,856	\$ 36,166	\$ (3,311)	Change in personnel
	\$ 11,617,077	\$ 11,617,077	\$ 2,282,887	\$ 968,090	\$ 1,314,797	1/2 Interest due in July
Facility Maintenance						
Buildings & Armory	\$ 2,441,546	\$ 2,441,546	\$ 250,436	\$ 203,462	\$ 46,973	
	\$ 2,441,546	\$ 2,441,546	\$ 250,436	\$ 203,462	\$ 46,973	Amerasco Contract due in July \$57k
Cemeteries						
Parks, Civic Celebrations	\$ 14,838,361	\$ 14,838,361	\$ 1,237,969	\$ 1,238,197	\$ (227)	
Trees	\$ 419,940	\$ 419,940	\$ 33,110	\$ 34,595	\$ (115)	1 additional employee from FY20 budget
Engineering	\$ 1,191,115	\$ 1,191,115	\$ 94,099	\$ 99,260	\$ (5,161)	
Solid Waste	\$ 256,121	\$ 256,121	\$ 18,496	\$ 21,345	\$ (2,848)	
Streets & Highways	\$ 251,283	\$ 251,283	\$ 21,453	\$ 20,940	\$ 513	Dues paid in July
Snow Removal	\$ 7,938,827	\$ 7,938,827	\$ 740,407	\$ 661,569	\$ 78,838	Rate increases Disposal & Recycling
Traffic and Parking	\$ 3,359,977	\$ 3,359,977	\$ 264,304	\$ 279,998	\$ (15,694)	Remove capital items from 1/12th
	\$ 526,243	\$ 526,243	\$ -	\$ 43,854	\$ (43,854)	
	\$ 914,855	\$ 914,855	\$ 64,100	\$ 76,238	\$ (12,138)	Remove \$30k of meter upgrades from 1/12
Community Services						
City Planning	\$ 3,284,060	\$ 3,284,060	\$ 271,670	\$ 273,672	\$ (2,001)	
Inspectional Services	\$ 276,933	\$ 276,933	\$ 23,254	\$ 23,078	\$ 176	Dues paid in July
Health & Human Services	\$ 1,148,775	\$ 1,148,775	\$ 90,961	\$ 95,731	\$ (4,770)	Change in composition of employees
Library	\$ 454,514	\$ 454,514	\$ 38,158	\$ 37,876	\$ 282	Dues paid in July
	\$ 1,403,838	\$ 1,403,838	\$ 119,298	\$ 116,987	\$ 2,311	Educational: Supplies, Books & Subscriptions increasing
School Department						
School Transportation	\$ 118,418,834	\$ 122,116,687	\$ 3,630,000	\$ 10,176,391	\$ (6,546,391)	
Vocational Assessments	\$ 104,926,128	\$ 108,623,981	\$ 3,330,000	\$ 9,051,998	\$ (5,721,998)	To be approved by the School Committee on 6/8/20
	\$ 9,590,000	\$ 9,590,000	\$ 300,000	\$ 799,167	\$ (499,167)	To be approved by the School Committee on 6/8/20
	\$ 3,902,706	\$ 3,902,706	\$ -	\$ 325,225	\$ (325,225)	
Fire/FREMA						
Police	\$ 38,962,850	\$ 38,962,850	\$ 3,192,785	\$ 3,246,904	\$ (54,119)	
	\$ 15,868,975	\$ 15,868,975	\$ 1,293,856	\$ 1,322,415	\$ (28,538)	\$90k in gear won't be purchased in July
	\$ 23,093,875	\$ 23,093,875	\$ 1,898,928	\$ 1,924,490	\$ (25,561)	Removed buyouts & Quin Bill paid semi-annually
Insurance						
	\$ 38,767,000	\$ 38,767,000	\$ 3,516,667	\$ 3,230,583	\$ 286,083	
	\$ 38,767,000	\$ 38,767,000	\$ 3,516,667	\$ 3,230,583	\$ 286,083	Property insurance due on November
Retirement						
	\$ 29,520,332	\$ 29,520,332	\$ 6,127,711	\$ 2,460,028	\$ 3,667,683	
	\$ 29,520,332	\$ 29,520,332	\$ 6,127,711	\$ 2,460,028	\$ 3,667,683	Due with first 6 months
Total Expenditures	\$ 267,411,534	\$ 271,109,387	\$ 22,221,406	\$ 22,592,449	\$ (371,043)	

BE IT ORDERED, that the One Twelfth Budget for the Fiscal Year 2021 from various funds, is \$24,750,167 as follows:

A. for the purpose of GENERAL GOVERNMENT			
1.	from the General Fund, for MAYOR, Salaries	\$ 24,501	
2.	from the General Fund, for MAYOR, Expenses	\$ 21,000	
3.	from the General Fund, for CITY COUNCIL, Salaries	\$ 21,283	
4.	from the General Fund, for CITY COUNCIL, Expenses	\$ 67	
5.	from the General Fund, for CITY CLERK, Salaries	\$ 28,462	
6.	from the General Fund, for CITY CLERK, Expenses	\$ 1,583	
7.	from the General Fund, for CITY CLERK, Capital	\$ -	
8.	from the General Fund, for ELECTIONS, Salaries	\$ 11,435	
9.	from the General Fund, for ELECTIONS, Expenses	\$ 5,637	
10.	from the General Fund, for VETERANS' BENEFITS, Salaries	\$ 22,692	
	from the General Fund, for VETERANS' BENEFITS, Expenses	\$ 187,655	\$ 324,715
B. for the purpose of ADMINISTRATION			
1.	from the General Fund, for ADMINISTRATIVE SERVICES, Salaries	\$ 90,128	
2.	from the General Fund, for ADMINISTRATIVE SERVICES, Expenses	\$ 725,079	
3.	from the General Fund, for ADMINISTRATIVE SERVICES, Capital	\$ 176,600	
	from the General Fund, for CLAIMS AND DAMAGES	\$ 250,000	\$ 1,241,807
C. for the purpose of FINANCIAL SERVICES			
1.	from the General Fund, for FINANCIAL SERVICES, Salaries	\$ 181,925	
2.	from the General Fund, for FINANCIAL SERVICES, Expense	\$ 42,836	\$ 144,761
D. for the purpose of FACILITIES MAINTENANCE			
1.	from the General Fund, for FACILITIES, Salaries	\$ 72,574	
2.	from the General Fund, for FACILITIES, Expense	\$ 171,862	
3.	from the General Fund, for FACILITIES, Transfer to Revolving	\$ -	\$ 250,436
E. for the purpose of COMMUNITY MAINTENANCE			
1.	from the General Fund, for COMMUNITY MAINTENANCE, Salaries	\$ 353,599	
2.	from the General Fund, for COMMUNITY MAINTENANCE, Expense	\$ 884,370	
	from the General Fund, for COMMUNITY MAINTENANCE, Capital	\$ -	\$ 1,237,969
F. for the purpose of COMMUNITY SERVICE			
1.	from the General Fund, for COMMUNITY SERVICES, Salaries	\$ 206,947	
2.	from the General Fund, for COMMUNITY SERVICES, Expense	\$ 64,723	
3.	from the General Fund, for COMMUNITY SERVICES, Transfer to Demo Lien Revolving	\$ -	
4.	from the General Fund, for COMMUNITY SERVICES, Transfer to Vacant Lot Revolving	\$ -	\$ 271,670
G. for the purpose of EDUCATION			
1.	from the General Fund, for SCHOOL APPROPRIATION	\$ 3,330,000	
2.	from the General Fund, for SCHOOL TRANSPORTATION	\$ 300,000	
3.	from the General Fund, for EDUCATION-ALL OTHER	\$ -	\$ 3,630,000
H. for the purpose of COMMUNITY PROTECTION			
1.	from the General Fund, for POLICE, Salaries	\$ 1,766,771	
2.	from the General Fund, for POLICE, Expenses	\$ 109,858	
3.	from the General Fund, for POLICE, Capital	\$ -	
4.	from the General Fund, for HARBOR MASTER, Salaries	\$ 2,508	
5.	from the General Fund, for HARBOR MASTER, Expenses	\$ 25,800	
6.	from the General Fund, for FIRE & EMERGENCY SERVICES, Salaries	\$ 1,310,792	
7.	from the General Fund, for FIRE & EMERGENCY SERVICES, Expenses	\$ 63,064	
8.	from the General Fund, for FIRE & EMERGENCY SERVICES, Capital	\$ -	\$ 3,197,785
I. for the purpose of OTHER GOVERNMENTAL EXPENSES			
1.	from the General Fund, for DEBT - SERVICE	\$ 2,282,887	
2.	from the General Fund, for INSURANCE	\$ 3,516,667	
3.	from the General Fund, for PENSION CONTRIBUTIONS	\$ 6,127,711	
4.	from the General Fund, for RESERVE FUND	\$ -	\$ 11,927,264
	TOTAL GENERAL FUND OPERATING BUDGET	\$ 22,221,407	\$ 22,221,407
	CHERRY SHEET ASSESSMENT	\$ 2,574,584	\$ 2,574,584
	OTHER AMOUNTS TO BE RAISED	\$ 4,176	\$ 4,176
	GENERAL FUND OPERATING BUDGET	\$ 24,750,167	\$ 24,750,167

4

5A-C



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2020 JUN -4 P 4:10

PAUL E. COOGAN
Mayor

CITY CLERK
FALL RIVER, MA

June 4, 2020

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

Dear Council President and Members of the Honorable Council:

I am attaching herewith, for your information a request to approve 5 year contracts for the school bus transportation as listed in the accompanying documents as presented by the School Department.

Sincerely,

Paul E. Coogan
Mayor

City of Fall River, In City Council

5A

ORDERED, that the Mayor, through the Fall River School Department, be and the same is hereby authorized to enter into a five-year contract with Tremblay's Bus Company, LLC with a total of \$1,814,032.80, for the first year for Category C McKinney Vento district transportation.

5A



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

Matthew H. Malone, Ph.D.
Superintendent of Schools

Kenneth C. Pacheco
Chief Operations Officer

June 4, 2020

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

RECEIVED
2020 JUN -4 P 3:15
CITY CLERK
FALL RIVER, MA

Dear Honorable City Council

I am attaching herewith, for your information a request to approve a 5 year contract for Category C McKinney Vento district transportation as listed in the bid specifications with a total amount for the first year of \$1,814,032.80 with the various routes listed. This bid price includes all of the Vans and Bus monitors.

Sincerely,

Kenneth C. Pacheco,
Chief Operations Officer



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

Matthew H. Malone, Ph.D.
Superintendent of Schools

5A
RECEIVED

2020 JUN -4 P 3:15

CITY CLERK
FALL RIVER, MA
Kenneth C. Pacheco
Chief Operations Officer

LETTER OF AWARD

TO: Tammy Moutinho, Purchasing Agent

FROM: Kenneth C. Pacheco, Chief Operations Officer

Date: May 12, 2020

RE: IFB: 20-28 for Alternative 2, Category C, represents McKinney Vento Van Transportation and bus Monitors.

Please be advised that the Fall River School Committee awarded a 5 year contract for the above to:

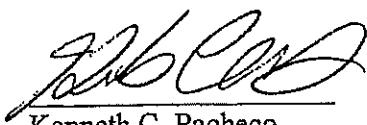
Tremblay's Bus Company LLC
284 Myrtle Street
New Bedford, MA 02746

Beginning Date: July 1, 2020

Termination Date: June 30, 2025

GLA Number: 29393001
533000

Contract Amount For Year 1 Not To Exceed: \$1,814,032.80


Kenneth C. Pacheco
Chief Operations Officers

City of Fall River, In City Council

5B

ORDERED, that the Mayor, through the Fall River School Department, be and the same is hereby authorized to enter into a five-year contract with Amaral Bus Company, Inc., with a total of \$2,309,440.00, for the first year for Category A Typical (regular) in district transportation.



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

RECEIVED **5B**

2020 JUN -4 P 3:15

CITY CLERK
FALL RIVER, MA

Kenneth C. Pacheco
Chief Operations Officer

Matthew H. Malone, Ph.D.
Superintendent of Schools

June 4, 2020

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

Dear Honorable City Council

I am attaching herewith, for your information a request to approve a 5 year contract for Category A Typical (regular) in district transportation as listed in the bid specifications with a total amount for the first year of \$2,309,440.00 with the various routes listed. This bid price includes all of the typical yellow bus in District Transportation, Late Buses, and Bus monitors.

Sincerely,

Kenneth C. Pacheco,
Chief Operations Officer



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

Matthew H. Malone, Ph.D.
Superintendent of Schools

Kenneth C. Pacheco
Chief Operations Officer

5B
RECEIVED

2020 JUN -4 P 3:15

CITY CLERK
FALL RIVER, MA

LETTER OF AWARD

TO: Tammy Moutinho, Purchasing Agent

FROM: Kenneth C. Pacheco, Chief Operations Officer

Date: May 12, 2020

RE: IFB: 20-28 for Alternative 2, Category A, represents the Regular in District Transportation, Late buses and Bus Monitors.

Please be advised that the Fall River Public School District awarded a 5 year contract for the above to:

Amaral Bus Company, Inc.
1090 State Road
Westport, MA 02790

Termination Date: June 30, 2025

GLA Number: 29393000
533000

Contract Amount For Year 1 Not To Exceed: \$2,309,440.00

Kenneth C. Pacheco
Chief Operations Officers

City of Fall River, In City Council

5C

ORDERED, that the Mayor, through the Fall River School Department, be and the same is hereby authorized to enter into a five-year contract with Fisher Bus, Inc., with a total of \$155,312.50, for the first year Category D District Athletic and Activity Transportation.



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

Matthew H. Malone, Ph.D.
Superintendent of Schools

5C
RECEIVED

2020 JUN -4 P 3:15

CITY CLERK
FALL RIVER, MA
Kenneth C. Pacheco
Chief Operations Officer

June 4, 2020

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

Dear Honorable City Council

I am attaching herewith, for your information a request to approve a 5 year contract for Category D District Athletic and Activity Transportation as listed in the bid specifications with a total amount for the first year of \$155,312.50.

Sincerely,

Kenneth C. Pacheco,
Chief Operations Officer



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

Matthew H. Malone, Ph.D.
Superintendent of Schools

Kenneth C. Pacheco
Chief Operations Officer

RECEIVED **5C**

2020 JUN -4 P 3:15

CITY CLERK
FALL RIVER, MA

LETTER OF AWARD

TO: Tammy Moutinho, Purchasing Agent

FROM: Kenneth C. Pacheco, Chief Operations Officer

Date: May 12, 2020

RE: IFB: 20-28 for Alternative 2, Category D, representing the District Athletic and Activity Transportation.


Please be advised that the Fall River Public School District awarded a 5 year contract for the above to:

Fisher Bus, Inc.
161 Johnson Street
Somerset, MA 02726

Termination Date: June 30, 2025

GLA Number: 20168110	Athletics
533000	
20175000	NJROTC
533000	
25353003	Arts
533000	

Contract Amount For Year 1 Not To Exceed: \$155,312.50


Kenneth C. Pacheco
Chief Operations Officers

5A-C

Futures

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RECEIVED

2020 JUN -4 P 3: 16

May 6, 2020

CITY CLERK _____
FALL RIVER, MA

Mr. Ken Pacheco, Chief Operations Officer
Fall Rive Public Schools
417 Rock Street
Fall River, MA 02720

Sent via Email: kenpacheco@fallriverschools.org

Dear Mr. Pacheco:

The following is our recommendation relative to the award of the bid for School Transportation, IFB: 20-28 dated February 25, 2020. Due to the Coronavirus, the bidders meeting scheduled for March 20, 2020 was cancelled. All prospective bidders were notified and invited to submit any/all questions in writing. In addition, the following Addenda were issued in response to all questions asked:

Addendum 1:	March 13, 2020
Addendum 2:	March 23, 2020
Addendum 3:	April 6, 2020
Addendum 4:	April 16, 2020
Addendum 5:	April 24, 2020

Bids were due at the City Purchasing Department on/before April 28, 2020 by 11:00 a.m. on April 28. The bids were opened and recorded at that time. Due to the closure of the building, the bid opening was videotaped and transmitted on the city web site. Bids were received by the following companies:

Tremblay's Bus Company, LLC
PN Transportation, LLC
Fisher Bus, Inc.
Whaling City Transit, Inc.
Amaral Bus Company, Inc.
Braga Transportation, Inc.

FUTURES EDUCATION
FUTURES HEALTHCARE

136 William Street
Springfield, MA 01105

T 800 218 9280
F 866 656 6111

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5A-C

The following are the amounts bid (Basis for Award) by each bidder:

TRANSPORTATION	BIDDER 1	BIDDER 2	BIDDER 3	BIDDER 4	BIDDER 5	BIDDER 6
CATEGORY	Tremblay's	PN Trans.	Fisher Bus	Whaling City	Amaral	Braga
ALTERNATIVE 1: SINGLE CONTRACTOR	NO BID	NO BID	NO BID	NO BID	NO BID	NO BID
ALTERNATIVE 2: MULTIPLE CONTRACTORS						
CATEGORY A: REGULAR TRANSPORTATION	NO BID	NO BID	\$2,541,160.00	NO BID	\$2,309,440.00	NO BID
CATEGORY B: IN DISTRICT SPECIAL EDUCATION BUS TRANSPORTATION	NO BID	NO BID	NO BID	\$3,296,840.00	NO BID	\$2,797,100.00
CATEGORY C: MCKINNEY VENTO VAN TRANSPORTATION	\$1,814,032.80	\$1,680,480.00	NO BID	NO BID	NO BID	NO BID
CATEGORY D: ATHLETIC & ACTIVITY BUS TRANSPORTATION	\$187,866.00	NO BID	\$155,312.50	NO BID	NO BID	NO BID

Presumed low bidder

Our subsequent review and due diligence relative to the bids received indicated the following:

ALTERNATIVE 1: SINGLE CONTRACTOR

No bidders

ALTERNATIVE 2: MULTIPLE CONTRACTORS

CATEGORY A: REGULAR TRANSPORTATION

Our review of the bid submission by the Amaral Bus Co. Indicated the following:

1. Bid Bond was provided
2. Certificate of Non-Collusion was included
3. Acknowledgement of Addenda was included

SA-C

4. Certificate of Good Standing and/or Tax Compliance from the Dept. of Revenue was provided
5. Certificate of Standing from the Massachusetts Secretary of State was omitted (Not a Material Defect)(See Attached C).

However, our review of their corporate reports and filings indicated that they were in compliance and were presumably in good standing. A Corporation Certificate of Standing was provided on May 1, 2020 and indicates that Amaral is in good standing.

6. Required letters of reference were provided (2018 and 2019)(Not a Material Defect)
7. Appropriate references were provided
8. Letter of Bonding Ability was included
9. All other bid requirements were met/submitted at the time of the bid
10. Pursuant to Section 10.2 d. of the specifications, we requested audited financial statements for the past 3 years, in order to determine their financial capability of continuing to perform the work under this bid. Our subsequent review of the audited financial statements for 2017, 2018, and 2019 indicate that Amaral has the financial ability to continue to provide the services specified in this bid.
11. References were generally very good to excellent

Based on the preceding we determined that the Amaral Bus Company was both a responsive and responsible bidder.

Therefore, based upon the previous we recommend the following:

That the bid for School Transportation, IFB: 20-28, dated February 25, 2020, for the Category A: Regular In District Transportation, Late Buses and Bus Monitors be awarded to the Amaral Bus Company, Inc. of Westport, MA at a total cost not to exceed \$2,309,440.00, in accordance with the Bid Specifications, Addenda, their Bid dated April 28, 2020 and on the basis of their being the lowest responsive and responsible bidder and it being in the best public interest.

In addition, in order to ensure continued high quality performance, we further recommend that the District require a 100% performance bond for at least the first year of the contract at a cost of \$46,188.80.

CATEGORY B: IN DISTRICT SPECIAL EDUCATION BUS TRANSPORTATION

Our review of the bid submission by the Braga Transportation indicated the following:

1. Bid Bond was provided
2. Certificate of Non-Collusion was included
3. Acknowledgement of Addenda was included
4. Certificate of Good Standing and/or Tax Compliance from the Dept. of Revenue was provided
5. Certificate of Standing from the Massachusetts Secretary of State was omitted (Not a Material Defect)(See Attached C).

Standing was provided on May 1, 2020 and indicates that Whaling City is in good standing.

6. Required letters of reference were provided (2020)
7. Appropriate references were provided
8. Letter of Bonding Ability was included
9. All other bid requirements were met/submitted at the time of the bid
10. We reviewed the financial statements provided with their bid submission for the years 2018 and 2019 as of March 28, 2020. Based upon our analysis and the independent accountant's review report, we have determined that Whaling City has the financial ability to continue to provide the services specified.
11. References were generally very good to excellent

Based the preceding we determined that the Whaling City Transit was both a responsive and responsible bidder.

However, the Whaling City Transit bid cost significantly exceeds the amount budgeted. Therefore, consistent with MGL Ch. 30B (Chapter 4, Page 45, The Chapter 30B Manual, November 2016)(See Attached E), the bid may be rejected "if the lowest price exceeds your budget".

Therefore, based upon the previous we recommend the following:

That all bids received for School Transportation, IFB: 20-28, dated February 25, 2020, for the Category B: In District Special Education Bus Transportation, Bus Monitors and Summer Special Education Bus Transportation be rejected on the basis of the price submitted by the lowest responsible and responsive bidder (Whaling City Transit) exceeds the amount budgeted and that Category B be re bid in an attempt to obtain a lower cost.

CATEGORY C: MCKINNEY VENTO VAN TRANSPORTATION

Our review of the bid submission by PN Transportation indicated the following:

1. Bid Bond was provided
2. Certificate of Non-Collusion was included
3. Acknowledgement of Addenda was included
4. Certificate of Good Standing and/or Tax Compliance from the Dept. of Revenue was provided
5. Certificate of Standing from the Massachusetts Secretary of State was omitted (See Attached C).

However, our review of their corporate reports and filings indicated that they were **NOT** in compliance and were presumably not in good standing at the time of the bid submission due to failure to file their Annual Report for 2020, which was due on January 15, 2020.(Material Defect)(See F1-5) .

However, our review of their corporate reports and filings indicated that they were in compliance and were presumably in good standing. A Corporation Certificate of Standing was requested and has not been provided (Material).

6. Required letters of reference were **NOT** provided (Material Defect)(See Attached Bid Requirements A1-6). References were requested and subsequently provided. However the references were not all from school districts as required but from individual schools and were not for current contracts.
7. References were provided, however not for current contracts of 10+ vehicles, as required. Reference 1 indicated that they had no current contract, Reference 2 indicated a contract but for only 1 bus and Reference 3 indicated that they had no past or current contract with the bidder(Material Defect)(See Attached Bid Requirements A6).
8. Letter of Bonding Ability was **NOT** included (Material Defect) (See Attached Bid Requirements A1,A3,A4,A5,B1-3). A subsequent "bonding reference requested by the client" was provided, but it does not appear to satisfy the requirement on bond ability. (See Attached H).
9. Based upon the omissions and pursuant to Section 10.2 d. of the specifications (See Attached A1), we requested audited financial statements for the past 3 years and for the current year, in order to determine their financial capability of performing the work under this bid. Only financial statements for 2017 and 2018 were provided. Since financial statements for 2019 and for the current year were **NOT** provided and the relatively limited amount of transportation services currently being provided, we are unable to determine whether Braga has the financial ability to perform the services required under these specifications (Material).
10. All other bid requirements were met/submitted at the time of the bid.

Based the preceding we determined that Braga Transportation was not a responsive and responsible bidder, according to the criteria of the specifications (Section 10.1 and 10.2 Evidence of Ability to Perform and Section 20.2 Awards, Bid Form 4- Contractor Information and References)(See Attached A,B,C).

Consistent with MGL Ch. 30B (See Attached D), we then reviewed the bid submitted by the presumed second low bidder.

Our review of the bid submission by Whaling City Transit indicated the following:

1. Bid Bond was provided
2. Certificate of Non-Collusion was included
3. Acknowledgement of Addenda was included
4. Certificate of Good Standing and/or Tax Compliance from the Dept. of Revenue was provided
5. Certificate of Standing from the Massachusetts Secretary of State was omitted (Not a Material Defect)(See Attached C).

However, our review of their corporate reports and filings indicated that they were in compliance and were presumably in good standing. A Corporation Certificate of

Their Annual Report was subsequently filed on April 29, 2020 at 2:20 p.m. (See Attached F4,F5) . A Corporation Certificate of Standing was requested and subsequently received on April 29, 2020 (day after the bid submission deadline) which verified that they were in good standing as of that date.

6. Required letters of reference were **NOT** provided (Material Defect) (See Attached Bid Requirements A1-6, G).
7. References were provided, however not for current contracts of 10+ vehicles, as required. Reference 1 indicated that they had no current contract but utilized the Bidder on an incidental basis only for the past few years. Reference 2 indicated that they had no contract with PN Transportation, but used them on a daily route/student bid basis and Reference 3 indicated that they had a current agreement and utilized the Bidder for the last 3 years on an incidental basis utilizing approximately 10 vehicles. Other references listed were either for private schools, summer camp transportation or were for substantially fewer than 10 vehicles (Material Defect)(See Attached A1-A7,G).
8. Letter of Bonding Ability was included.
9. Based upon the omissions and pursuant to Section 10.2 d. of the specifications (See Attached A1), we requested audited financial statements for the past 3 years, in order to determine their financial capability of performing the work under this bid. In lieu of audited financial statements, Tax Returns for 2017, 2018 and 2019 were provided. Based upon our review, it is our opinion that the Bidder may not have the financial capability at this time to perform the required work specified (Material Defect).
10. All other bid requirements were met/submitted at the time of the bid

Based the preceding we determined that PN Transportation was not a responsive and responsible bidder, according to the criteria of the specifications (Section 10.1 and 10.2 Evidence of Ability to Perform and Section 20.2 Awards, Bid Form 4- Contractor Information and References)(See Attached A,F, G).

Consistent with MGL Ch. 30B (See Attached D2), we then reviewed the bid submitted by the presumed second low bidder.

Our review of the bid submission by Tremblay's Bus Company indicated the following:

1. Bid Bond (Bank Check) was provided
2. Certificate of Non-Collusion was included
3. Acknowledgement of Addenda was included
4. Certificate of Good Standing and/or Tax Compliance from the Dept. of Revenue was provided
5. Certificate of Standing from the Massachusetts Secretary of State was provided.
6. Required letters of reference were provided (2018)(Not a Material Defect)
7. Appropriate current references were provided
8. Letter of Bonding Ability was included
9. All other bid requirements were met/submitted at the time of the bid

5A-C

10. We reviewed the financial statements provided with their bid submission for the years 2016, 2017 and 2018 and subsequently, their 2019 (November 2019) financial statements. Based upon our analysis and the independent auditor's review report, we have determined that Tremblay's Bus Co. has the financial ability to continue to provide the services specified.
11. References were generally very good to excellent

Based the preceding we determined that Tremblay's Bus Company was both a responsive and responsible bidder.

Therefore, based upon the previous we recommend the following:

That the bid for School Transportation, IFB: 20-28, dated February 25, 2020, for the Category C: McKinney Vento Van Transportation and Bus Monitors be awarded to Tremblay's Bus Company, Inc. of New Bedford, MA at a total cost not to exceed \$1,814,032.80, in accordance with the Bid Specifications, Addenda, their Bid dated April 27, 2020 and on the basis of their being the lowest responsive and responsible bidder and it being in the best public interest.

In order to ensure continued high quality performance, we further recommend that the District require a 100% performance bond for at least the first year of the contract at a cost of \$3,300.00.

CATEGORY D: ATHLETIC & ACTIVITY BUS TRANSPORTATION

Our review of the bid submission by Fisher Bus indicated the following:

1. Bid Bond was provided
2. Certificate of Non-Collusion was included
3. Acknowledgement of Addenda was included
4. Certificate of Good Standing and/or Tax Compliance from the Dept. of Revenue was provided
5. Certificate of Standing from the Massachusetts Secretary of State was omitted (Not a Material Defect)(See Attached C).

However, our review of their corporate reports and filings indicated that they were in compliance and were presumably in good standing. A Corporation Certificate of Standing was requested and was provided on May 1, 2020 and indicates that Tremblay's is in good standing.

6. Required letters of reference were provided (2020)
7. Appropriate references were provided
8. Letter of Bonding Ability was included
9. All other bid requirements were met/submitted at the time of the bid
10. Pursuant to Section 10.2 d. of the specifications (See Attached A1), we requested audited financial statements for the past 3 years, in order to determine their financial capability of performing the work under this bid. Financial statements for 2017, 2018 and 2019 were subsequently provided on May 1, 2020. Based upon our analysis and the independent

5A-C

auditor's review report, we have determined that Fisher Bus has the financial ability to continue to provide the services specified.

11. References were excellent

Based the preceding we determined that the Fisher Bus was both a responsive and responsible bidder.

Therefore, based upon the previous we recommend the following:

That the bid for School Transportation, IFB: 20-28, dated February 25, 2020, for the Category D: Athletic and Activity Bus Transportation be awarded to Fisher Bus, Inc. of Somerset, MA at a total cost not to exceed \$155,312.50, in accordance with the Bid Specifications, Addenda, their Bid dated April 27, 2020 and on the basis of their being the lowest responsive and responsible bidder and it being in the best public interest.

In order to ensure continued high quality performance, we further recommend that the District require a 100% performance bond for at least the first year of the contract at a cost of \$1,941.41.

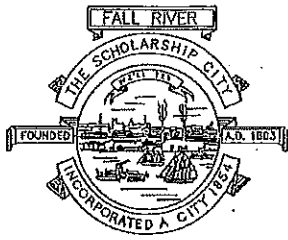
If I can answer any questions with regard to these recommendations or the bid process, please do not hesitate to contact me.

Respectfully,

Richard G. Labrie

Richard G. Labrie

Senior Associate



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2020 JUN -3 P 12:54

CITY CLERK _____
FALL RIVER, MA

June 3, 2020

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

RE: Fire Department Donation

Honorable Members of the City Council:

The Fire Department is requesting your permission to accept a donation in the amount of \$2,000.00 from American Freight (formerly Sears Outlet). This donation is in the form of appliances and furniture.

Your acceptance of this donation is respectfully requested.

Very truly yours,

Paul E. Coogan
Mayor



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

PAUL E. COOGAN
Mayor

JOHN D. LYNCH
Fire Chief

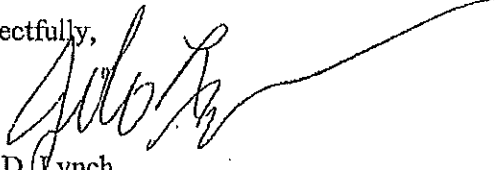
June 3, 2020

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

Dear Mayor:

The Fire Department has been offered a generous donation from a local company, American Freight (formerly Sears Outlet), who would like to donate \$2000 in appliances and furniture. Mr. Mayor with your approval, and the approval of the City Council, I would like to accept this donation. I am attaching this letter to the forwarded email from Jessica Konstantelos, Account Coordinator.

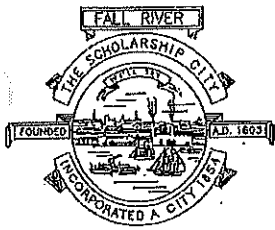
Respectfully,


John D. Lynch
Fire Chief
Cc: City Council

City of Fall River, In City Council

6

ORDERED, that under the provisions of M.G.L. Chapter 44, Section 53A ½ , the Fall River Fire Department be, and the same is hereby authorized to accept a gift of appliances and furniture, valued at \$2,000 from American Freight (formerly Sears Outlet), 133 Mariano S. Bishop Boulevard, Fall River, Massachusetts.



**City of Fall River
Massachusetts
Planning Department**

RECEIVED 7

2020 JUN -3 A 9:41

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

WILLIAM G. KENNEY AICP
City Planner

May 28, 2020
Council President and Members
Of the Honorable Council
One Government Center
Fall River, MA 02722

Dear Council President and Members of the Honorable Council:
At your meeting held on May 5, 2020, it was voted to refer to the following matter to the Planning Board for review, public hearing and recommendation:

Request of JNK Realty LLC to amend the City of Fall River Waterfront/Downtown HD Zone to include the location of the Adams House located on 1168 Highland Avenue. Pursuant to this referral, the Planning Board convened a duly noticed public hearing on May 27, 2020 and, after hearing public testimony and after due consideration, a quorum being present, it was moved, seconded and VOTED: 4-0

To recommend to the Honorable City Council that the "City of Fall River Central Market Housing Development [HD] District Zone and Plan" originally approved and adopted by the City of Fall River on March 10, 2016, and as approved by the Massachusetts Department of Housing and Community Development on May 10, 2016, be amended to incorporate, within the existing zone and plan, certain premises generally known as "Adams House" located at 1168 Highland Avenue".

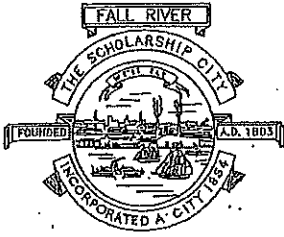
The Planning Board is of the opinion that approving this amendment will be of benefit to the City by advancing the goals set forth in the Housing Development Incentive Program enabled under Massachusetts General Laws Chapter 40V, to promote increased residential growth, expanded diversity of housing supply, neighborhood stabilization, and economic development in gateway municipalities.

Respectfully submitted,

For the Fall River Planning Board

By:

William G. Kenney
William G. Kenney, Director of Planning



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

RECEIVED

2020 APR 30 P 4: 29

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

April 30, 2020

Council President and Members
Of the Honorable Council
One Government Center
Fall River, MA 02722

Dear Council President and Members of the Honorable Council:

Please accept this correspondence to initiate Council action with this request by JNK Realty LLC, 330 Swansea Mall Drive, Swansea, MA 02777, as owners of the Adams House, to amend the City of Fall River Waterfront (Downtown HD Zone) to include the location of the Adams House located on 1168 Highland Avenue (see attached). Once the appropriate action is taken by the Council regarding this request it can be forwarded to the City of Fall River Planning Department for the scheduling of a Public Hearing on this matter.

If you should have any questions or concerns please feel free to contact me.

Sincerely,

Paul E. Coogan
Paul E. Coogan
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL
MAY 05 2020

*Referred to Planning
Board. 8 years
one abstention*

7



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

May 8, 2020

Planning Board
One Government Center
Fall River, MA 02722

Dear Honorable Board Members:

At a meeting of the City Council, held on May 5, 2020, it was voted 8 yeas, and one abstention, to refer the enclosed request to the Planning Board for its consideration.

The request, made on behalf of JNK Realty LLC, is for inclusion of the Adam's House, located on 1168 Highland Avenue, to the Waterfront/Downtown HD Zone.

Following the Board's review, please forward recommendations and any comments to the City Council. If you have any questions, feel free to contact the City Council office at 508-324-2233.

Sincerely,

Alison M. Bouchard
City Clerk

Enc.



7
RECEIVED

2020 APR 29 P 2:31

CITY CLERK _____
FALL RIVER, MA

April 29, 2020

Honorable Cliff Ponte
President
Fall River City Council
One Government Center
Fall River, MA 02722

RE: Proposed Amendment to the Waterfront /Downtown HD Zone

Dear Council President Ponte:

With regard to the above referenced subject matter and pursuant to 760 CMR 66.00, please accept this correspondence to initiate a request from JNK Realty LLC, 330 Swansea Mall Drive, Swansea, MA 02777, as owners of the Adams House, to amend the City of Fall River Waterfront /Downtown HD Zone to include the location of the Adams House located on 1168 Highland Avenue (see attached) and forward this request to the City of Fall River Planning Department for the scheduling of a Public Hearing on this matter.

Constructed in 1898, the Adams House was the only private charitable institution in the City specifically aimed at providing specialized housing and care for the elderly. The Adams House represents the important shift that social welfare institutions underwent in the late 19th and early 20th centuries, from a prison model to a more specialized form of institutional care. Recognizing the need for improved elderly care, Robert Adams and his wife Lydia Ann Stowe donated a choice parcel of land on Highland Avenue upon which the Fall River Home for Aged People was constructed.

As a means of preserving the aesthetic and historic quality of the building and redeveloping it for a use that is productive and conducive to the surrounding properties, the Adams House will be redeveloped to create 32 market rate and workforce housing units, which will add diversity to the City's housing stock and repurpose a historically significant Fall River landmark. In the past few years, the City of Fall River has seen an increase in the number of market rate and workforce units available in the City. These units have been in high demand and the need for additional market rate and workforce housing units remains high.

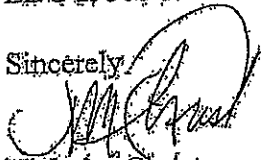
As some of you may recall, the Waterfront /Downtown HD Zone, was ordained by the Fall River City Council on July 9, 2013, approved by then Mayor Will Flanagan on July 11, 2013 as part of the City of Fall River Revised Ordinances and subsequently approved by the Massachusetts Department of Communities and Development in December 2013.

7

Tonight's requested action by the Fall River City Council is a state mandated first step in the HD Zone amendment process. After the convening of a Public Hearing by the City of Fall River Planning Department on this matter, the request will be forwarded back to the Fall River City Council for further action.

As such, I respectfully request that the Fall River City Council look favorably upon this application and vote to send it to the Fall River Planning Department for further action. Thank you for your time and attention in this matter. If you have any questions or need any additional information, please do not hesitate to call Kenneth Fiola, Jr, Esq, Executive Vice President, BC EDC at 508-965-4942.

Sincerely,



Nicholas Christ
JNK Realty LLC

760 CMR 66.08 (1) Application for Department Approval
Amendment to the City of Fall River's Waterfront HDIP Zone and Plan

1. The purpose of each change

The purpose of the change is to include a contiguous parcel to the City of Fall River's existing HD Zone to accommodate a parcel that is prime for redevelopment in accordance with the purpose of the Commonwealth's Housing Development Incentive Program and the Fall River Waterfront Housing Plan. The parcel to be included in the Waterfront HD Zone is S-03-0002 as identified in the attached map.

The subject property, formerly known as the Adams House, will be redeveloped to create 39 market rate housing units, which will add diversity to the City's housing stock and repurpose a historically significant Fall River landmark. In the past few years, the City of Fall River has seen an increase in the number of market rate units available in the City. These units have been in high demand and the need for additional market rate units remains high.

Constructed in 1898, the Adams House was the only private charitable institution in the City specifically aimed at providing specialized housing and care for the elderly. The Adams House represents the important shift that social welfare institutions underwent in the late 19th and early 20th centuries, from a prison model to a more specialized form of institutional care. Recognizing the need for improved elderly care, Robert Adams and his wife Lydia Ann Stowe donated a choice parcel of land on Highland Avenue upon which the Fall River Home for Aged People was constructed.

2. The effect of each change on the objectives of the HD Zone Plan and the proposed development and redevelopment activities, public and private, as set forth in the application for the Department's approval of the HD Plan.

The objectives of the original Housing Development Zone Plan were to increase residential growth, expand the diversity of housing stock, support economic development, and promote neighborhood stabilization.

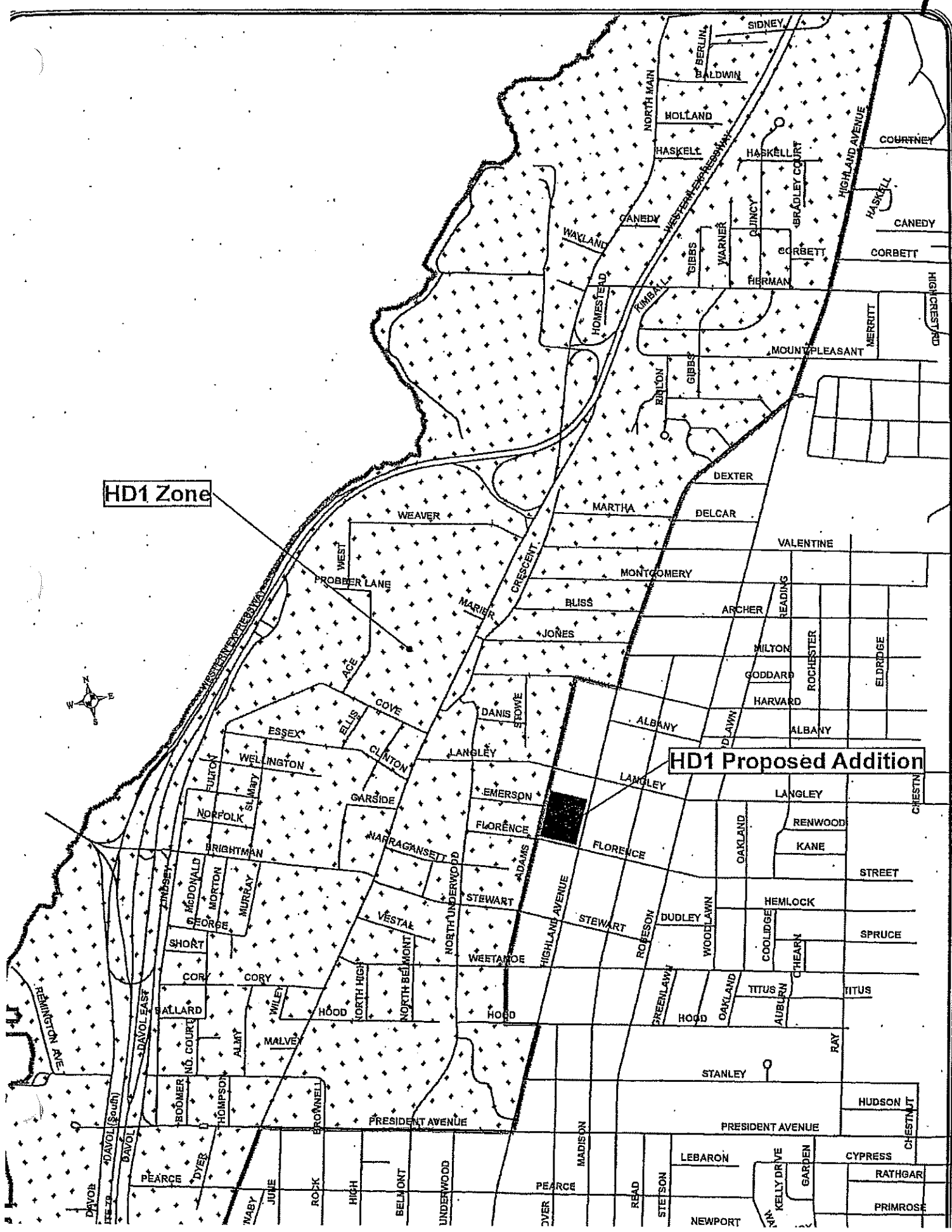
The proposed change will further the objectives of the HD Zone Plan by creating additional market rate and workforce housing units that will diversify the housing stock and meet the needs of Fall River residents and those individuals looking to relocate to the City thus increasing residential growth. It will support economic development by increasing the number of households with disposable income to support economic engines throughout the City. In addition it promotes neighborhood stabilization by repurposing a currently vacant building with great historical significance into a premier housing facility.

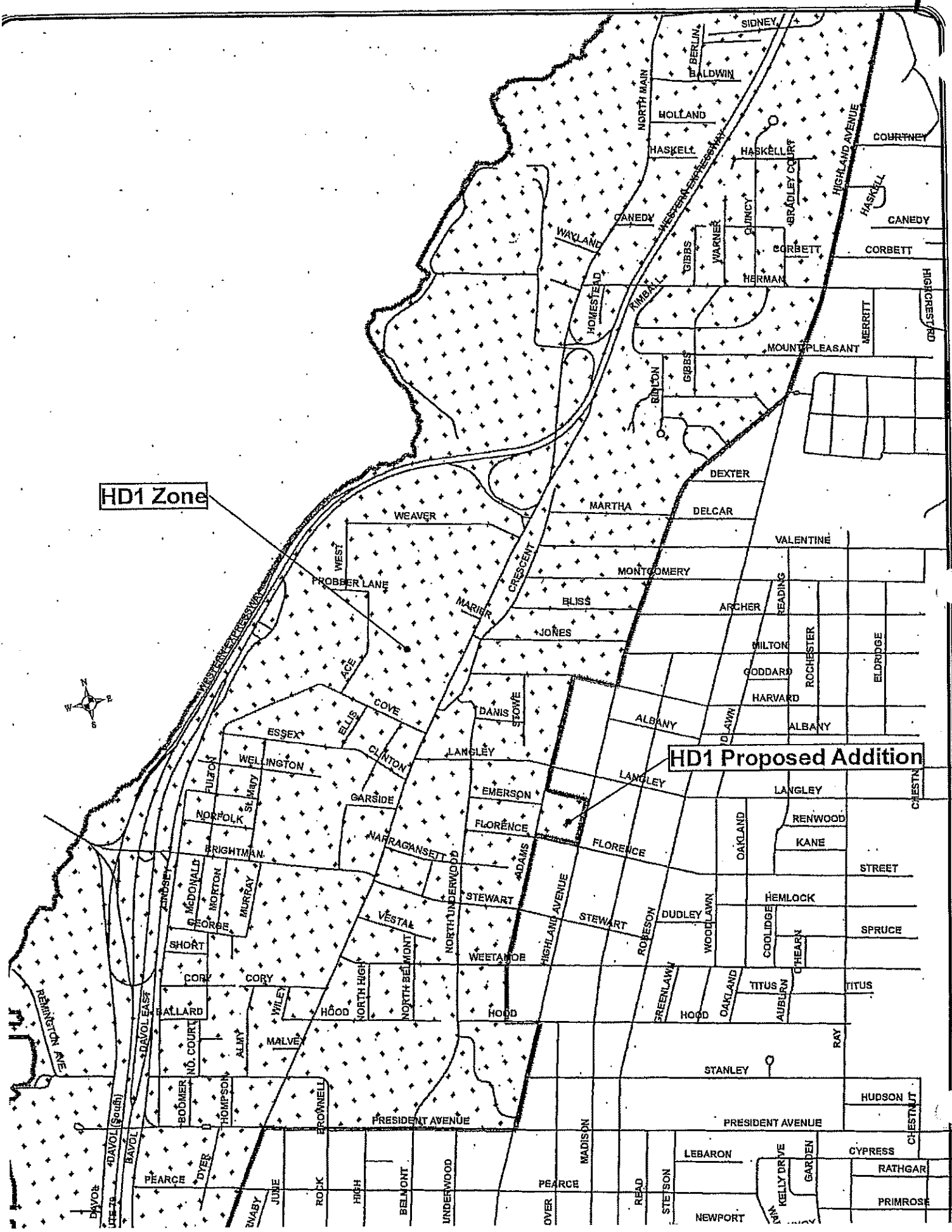
3. The effect of each change on HD Projects

The proposed change will allow for a housing project that has synergy with other HD projects happening within the HD zone. At current, the City has two operational market rate housing developments within the City, both of which have no vacancy and waiting lists. In addition to

HD1 Zone

HD1 Proposed Addition





HD1 Zone

HD1 Proposed Addition



CITY OF FALL RIVER

8

To the City Council

Councillors:

The Committee on Public Works and Transportation, at a meeting held on May 19, 2020,
voted 3 yeas to recommend that the accompanying resolution be granted leave to withdraw.

Colleen A. Taylor
Clerk of Committees

City of Fall River, In City Council

8

(Councilor Leo O. Pelletier)

WHEREAS, street lights were replaced with LED energy saving lights a few years ago, and

WHEREAS, many of these lights now seem to be dimmer than before, and

WHEREAS, street light brightness is very important in various neighborhoods, now therefore

BE IT RESOLVED, that the Committee on Public Works and Transportation meet with the Director of Facilities Maintenance to discuss this very important public safety matter.

In City Council, April 11, 2019
Adopted

A true copy. Attest:

Alison M. Bouchard

City Clerk

City of Fall River, *In City Council*

9

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

That Chapter 70 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to traffic be amended as follows:

Section 1.

By inserting in section 70-374, which section relates to thirty-minute parking the following:

Name of Street	Side	Location	Hours/Days
Pleasant Street	North	Starting at a point 20 feet east of Quequechan Street for a distance of 20 feet easterly	7:00 a.m. – 6:00 p.m. Monday – Saturday

Section 2.

By inserting in section 70-375, which section relates to one-hour parking the following:

Name of Street	Side	Location	Hours/Days
Plymouth Avenue	West	Starting at a point 288 feet north of Second Street for a distance of 20 feet northerly	9:00 a.m. – 6:00 p.m. Monday – Saturday

Section 3.

By inserting in section 70-385 B, which section relates to school bus loading zones the following:

Name of Street	Side	Location	Hours/Days
Harrison Street	West	Starting at a point 292 feet north of Alden Street for a distance of 10 feet northerly	7:30 a.m. – 8:30 a.m. 2:00 p.m. – 3:00 p.m. Monday – Friday
Harrison Street	East	Starting at a point 287 feet north of Alden Street for a distance of 27 feet northerly	7:30 a.m. – 8:30 a.m. 2:00 p.m. – 3:00 p.m. Monday – Friday

Section 4.

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

Name of Street	Side	Location
Fifth Street	West	Starting at a point 44 feet south of Branch Street, for a distance of 20 feet southerly
Beverly Street	East	Starting at a point 125 feet north of Locust Street, for a distance of 20 feet northerly
Charles Street	South	Starting at a point 28 feet east of Tuttle Street, for a distance of 20 feet easterly
Eagle Street	East	Starting at a point 20 feet south of William Street, for a distance of 20 feet southerly
Globe Street	North	Starting at a point 282 feet west of Chase Street, for a distance of 20 feet westerly
Harrison Street	West	Starting at a point 376 feet north of Alden Street, for a distance of 20 feet northerly
High Street	West	Starting at a point 102 feet south of French Street, for a distance of 25 feet southerly
Kilburn Street	West	Starting at a point 140 feet north of King Philip Street, for a distance of 20 feet northerly
Locust Street	North	Starting at a point 47 feet east of Chaloner Street, for a distance of 20 feet easterly

Nelson Street	East	Starting at a point 93 feet south of Brayton Avenue, for a distance of 20 feet southerly
Prospect Street	North	Starting at a point 112 feet west of Robeson Street, for a distance of 25 feet westerly
Rock Street	East	Starting at a point 25 feet south of French Street, for a distance of 20 feet southerly
Stockton Street	North	Starting at a point 109 feet west of Rodman Street, for a distance of 20 feet westerly
Tuttle Street	East	Starting at a point 49 feet north of King Philip Street, for a distance of 25 feet northerly
Washington Street	West	Starting at a point 28 feet north of William Street, for a distance of 20 feet northerly
Weetamoe Street	North	Starting at a point 140 feet east of North Main Street, for a distance of 20 feet easterly

CITY OF FALL RIVER
IN CITY COUNCIL

MAY 19 2020

*Passed through
first reading 9 years*

City of Fall River, In City Council

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

That Chapter 10 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Buildings and Building Regulations, be amended, by striking out Sections 10-246, 10-247, and 10-248, in their entirety, and inserting in place thereof, the following:

Sec. 10-246. Floodplain district boundaries and base flood elevation data.

The purposes of the Floodplain District are to:

- 1) Ensure public safety through reducing the threats to life and personal injury;
- 2) Eliminate new hazards to emergency response officials;
- 3) Prevent the occurrence of public emergencies resulting from water quality, contaminations, and pollution due to flooding;
- 4) Avoid the loss of utility services which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
- 5) Eliminate costs associated with response and cleanup of flooding conditions;
- 6) Reduce damage to public and private property resulting from flooding waters.

The floodplain district is herein established as an overlay district. The district includes all special flood hazard areas within the City designated as Zone A, AE, AO or VE on the county Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the county FIRM that are wholly or partially within the City are panel numbers 25005C0264F, 25005C0269F, 25005C0342F, 25005C0344F, 25005C0351F, 25005C0353F, and 25005C0432F, dated July 7, 2009; and panel numbers 25005C0244G, 25005C0263G, 25005C0329G, 25005C0331G, 25005C0332G, 25005C0333G, 25005C0334G, 25005C0337G, and 25005C0341G, dated July 16, 2014, and 25005C0268G, 25005C0352G, 25005C0354G, 25005C0356G, 25005C0357G, 25005C0358G, 25005C0359G, 25005C0361G and 25005C0362G dated July, 8, 2020. The exact boundaries of the district may be defined by the one-hundred-year base flood elevations shown on the FIRM and further defined by the county Flood Insurance Study (FIS) report dated July 8, 2020. The FIRM and FIS report are incorporated herein by reference and are on file with the City Clerk.

USE REGULATIONS

The floodplain district bylaw is part of a federal requirement for communities that choose to participate in the NFIP. However, the state already administers regulations that take care of many floodplain management concerns. Referencing existing regulations is important to ensure that projects have been reviewed under the appropriate state regulations and that variances to the conditions of the bylaw do not erroneously allow variances to state requirements.

The Floodplain District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and with the following:

- Sections of the Massachusetts state Building Code (780 CMR) which address floodplain and coastal high hazard areas;
- Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
- Inland Wetlands Restriction, DEP (currently 310 CMR 13.00);
- Coastal Wetlands Restriction, DEP (currently 310 CMR 12.00); **(e communities only)**
- Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15, Title 5);

Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

Sec. 10-247. Base flood elevation data and floodway data

- (a) In Zones A and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge
- (b) Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or five acres, whichever is the lesser, within the unnumbered A zones.

Sec. 10-248. Other use regulations

- (a) All new construction within zone VE must be located landward of the reach of mean high tide.
- (b) In a riverine situation, the director of code enforcement shall notify the following agencies of any alteration or relocation of a watercourse:
 - (1) Adjacent communities including the towns:
 - a. Tiverton, Rhode Island,
 - b. Somerset, Massachusetts
 - c. Westport, Massachusetts;
 - d. Dartmouth, Massachusetts; and
 - e. Freetown, Massachusetts;
 - (2) NFIP State Coordinator, Massachusetts Department of conservation and Recreation, 251 Causeway Street, Suite 600-700, Boston, MA 02114-2104; and
 - (3) NFIP Program Specialist, Federal Emergency Management Agency, Region I, 99 High Street, 6th Floor, Boston MA 02110
- (c) Man-made alteration of sand dunes within Zone VE which would increase potential flood damage are prohibited.
- (d) Within Zone AO on the FIRM, adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures.
- (e) Within Zones AH and AO on the FIRM, adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures. (c, d, e communities, if AH or AO appear)
- (f) All subdivision proposals must be designed to assure that:
 - (1) Such proposals minimize flood damage;
 - (2) All public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
 - (3) Adequate drainage is provided to reduce exposure to flood hazards. (b, c, d, e communities)

CITY OF FALL RIVER
IN CITY COUNCIL

MAY 19 2020

*Passed through
first reading
9/9/20*

11
City of Fall River, *In City Council*

(Councilor Linda M. Pereira)
(Councilor Michelle M. Dionne)

WHEREAS, the restaurants in Fall River have been requesting outside dining in front of their establishments from Memorial Day through Columbus Day, to provide increased services and add to the activity and ambiance of their establishments since 2014, and

WHEREAS, in recent months the COVID-19 pandemic has adversely impacted the ability of many local restaurants to maintain cash flow and remain a viable business in our city, and

WHEREAS, the Governor has established an order to allow for outside dining/seating at the start of Phase II of the Massachusetts' re-opening efforts, and

WHEREAS, allowing for outside dining/seating would greatly assist Fall River restaurants to remain in business, now therefore

BE IT RESOLVED, that the City Council Committee on Economic Development and Tourism convene with the Director of Code Enforcement, Director of Traffic, City Planner, a representative of the Police Department, a representative of the Commission on Disability, a representative of the Licensing Board, and Corporation Counsel to discuss and assist in the immediate development of policies and guidelines that outside seating and service be allowed at these establishments immediately, provided that the configuration of seating does not prohibit public access in front of the establishment and that these businesses be allowed to immediately utilize half of the sidewalk or other designated area, and

BE IT FURTHER RESOLVED, that once protocols are developed, a proposed ordinance will be submitted to the Committee on Ordinances and Legislation.

City of Fall River, *In City Council*

12

(Councilor Trott Lee)

WHEREAS, citizens in the City of Fall River have expressed concerns with the current events regarding racial inequalities, protesting, accountability and calls to end violence, now therefore

BE IT RESOLVED, that the City Council Committee on Public Safety convene with a representative of the Board of Police and the Police Chief to discuss proactive strategies and policies to address these concerns.

Filed 6/4/2020

City of Fall River, In City Council

13

(Councilor Trott Lee)

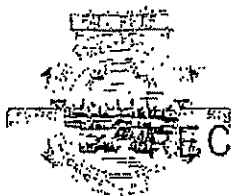
WHEREAS, during the May 20, 2020 Fall River Redevelopment Authority Meeting, a proposal was made by the Executive Vice President of the Bristol County Economic Development Consultants to the Redevelopment Authority to streamline the contracting process of the city pier projects regarding sidewalks and lighting with the City of Fall River, and

WHEREAS, the Redevelopment Authority voted on and approved the proposal, now therefore

BE IT RESOLVED, that the City Council Committee on Finance convene with the Executive Vice President of the Bristol County Economic Development Consultants and a representative of the Fall River Redevelopment Authority to discuss this process.

THIS is the original
claim that was
submitted last August.
I have attached the
quote for the window.

28



RECEIVED

2019 AUG -6 P 12:07

City of Fall River MA A 11:06

Notice of Claim

CITY CLERK

FALL RIVER, MA

CITY CLERK #19-81
FALL RIVER, MA

1. Claimant's name: Darlene Azadnia
2. Claimant's complete address: 700 Shore Drive Unit # 204 Fall River
3. Telephone number: Home: (626) 717-4282 Work: 02721
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Broken window
5. Date and time of accident: 7/30/19 AM? Amount of damages claimed: \$ I do not have an
6. Exact location of the incident: (Include as much detail as possible):
Back window of my unit # 204 / kitchen window estimate yet, will
amend this claim
when I get one.
7. Circumstances of the incident: (attach additional pages if necessary):
The back of my unit abuts the fence/railroad tracks. Workers
were cutting back there and debris was flying around.
My neighbor also had his window broken and a
city worker came by and took photos of all damage.
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). Your city worker "Bill" is the witness to this

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

Date: 8-6-19

Claimant's signature: Darlene Azadnia

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

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

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

For official use only:

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

☒ Parks
☒ DCM

Date: 5/18/20

RESMINI LAW LLC

RECEIVED

28

PRIORITY MAIL

USPS #9114 9023 0722 4684 2710 26

May 26, 2020

2020 JUN - 1 P 12:19

CITY CLERK
FALL RIVER, MA

City Clerk's Office
City of Fall River
One Government Center
Fall River, MA 02722

NOTICE OF CLAIM

RE: OUR CLIENT:
DATE OF ACCIDENT:
LOCATION OF ACCIDENT:

Jonathan Medeiros
May 17, 2020
Tucker Street, Fall River, MA

Dear Sir/Madam:

Please be advised that our office has been retained by Jonathan Medeiros to represent him for property damage and significant personal injuries he sustained on or about May 17, 2020 when his vehicle entered into the roadway construction area where the level of the road was significantly dropped and his vehicle was caused to strike a raised manhole cover. I enclose a copy of the police report for your reference.

Our investigation reveals that said accident was a result of your negligent failure to maintain the premises and/or failure to keep the construction zone in a reasonably safe condition with warnings for the general public.

As a result of this accident, Jonathan Medeiros sustained serious and permanent injuries for which we are making a claim.

You are instructed to forward a copy of this correspondence to your liability insurance carrier. If we do not hear from you or your insurance carrier within the next twenty (10) days, we will file suit directly against you without further notice.

Thank you for your attention in this matter.

Very truly yours,
RESMINI LAW LLC

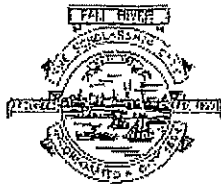
Wayne G. Resmini, Esquire

WGR/ja
Enclosure

1022 RESERVOIR AVENUE • CRANSTON • RI 02910
RI (401) 751-6655 • FAX (401) 751-6282 • TOLL FREE (888) RESMINI (888) 737-6464
WAYNE G. RESMINI, ESQ. • RHODE ISLAND & MASSACHUSETTS

WEBSITE: www.inpaincallwayne.com • E-MAIL: wayne@inpaincallwayne.com

? : Law
City Clerk
City Council
DCM
6/2/20



City of Fall River
Notice of Claim

RECEIVED

2020 JUN -1 P 12:19

CITY CLERK: #20-23
FALL RIVER, MA

28

1. Claimant's name: John Tavares
2. Claimant's complete address: 158 Pearse Road, Swansea, MA 02777
3. Telephone number: Home: 508-679-9885 Work: 508-558-1554
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Pothole damage to tire
5. Date and time of accident: 5/8/2020, 11:50AM Amount of damages claimed: \$ 271.64
6. Exact location of the incident: (include as much detail as possible):
Merge at RTE 24 and RTE 79 onto RTE 24, center.
7. Circumstances of the incident: (attach additional pages if necessary):
Tire was punctured by pothole. State trooper at the scene (Louis) (Louis)
Officer Louis stated that he would include a long note on his end regarding this incident.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 5/26/2020

Claimant's signature: John Tavares

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"/> DCM	Date: <u>6-2-20</u>

CITY COUNCIL PUBLIC HEARINGS

MEETING: Tuesday, May 19, 2020 at 6:30 p.m.
Zoom (Virtual Meeting Application) pursuant to the Governor's Declaration of State of Emergency due the Coronavirus (COVID-19) Pandemic

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

ABSENT: None

IN ATTENDANCE: None

Due to the COVID-19 Essential Services Advisory, Government Center was closed to the public and citizens were advised to submit their remarks by email to the City Clerk by May 19, 2020 at 5:00 p.m. to be read at the meeting.

The President called the meeting to order at 6:35 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium and that the purpose of the hearings was to hear all persons interested and wishing to be heard on the following:

Curb Removals

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas that the hearing be opened.

1. Agostinho T. Paiva, 1035 Bay Street, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
1035 Bay Street	23'11"	7'	4'	26'11"

The petitioner has two existing driveway openings serving the property. The opening on the north abuts and is shared by 1025 Bay Street. No changes are proposed for the northern opening. The petitioner is requesting to replace 4' of curbing to the opening in front of 1043 Bay Street which does not affect the abutters' access and open an additional 7' to the north side of the southern driveway opening. The proposed work will have no adverse effect to on-street parking, but will add access for an additional off-street parking space.

The President asked the City Clerk if any proponents or opponents submitted testimony and the City Clerk stated none was received. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas that the hearing be closed.

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Linda M. Pereira, it was voted 9 yeas that the hearing be opened.

2. Dwight E. Cook, 26 Hiram Street, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
26 Hiram Street	13'	10'	0'	23'

The petitioner is requesting the removal of 10 feet of curbing to the existing 13 foot driveway opening to allow for improved vehicle access to onsite parking and garages.

The President asked the City Clerk if any proponents or opponents submitted testimony and the City Clerk stated none was received. On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas that the hearing be closed.

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas that the hearing be opened.

3. Jodi Bennivedse, 468 Tucker Street, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
468 Tucker Street	19'	5'6"	0'	24'6"

The petitioner is requesting the removal of 5 feet 6 inches of curbing to the existing 19 foot driveway opening to allow for improved vehicle access to onsite parking and garages.

The President asked the City Clerk if any proponents or opponents submitted testimony and the City Clerk stated none was received. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas that the hearing be closed.

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to adjourn at 6:42 p.m.

List of documents and other exhibits used during the meeting:

Agenda (attached)

DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk

COMMITTEE ON FINANCE

MEETING: Tuesday, May 5, 2020 at 6:45 p.m.
Zoom (Virtual Meeting Application) pursuant to the Governor's Declaration of State of Emergency due to the Coronavirus (COVID-19) Pandemic

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

ABSENT: None

IN ATTENDANCE: The Honorable Paul E. Coogan, Mayor
Mary Sahady, Director of Financial Services
John Perry, Director of Community Maintenance

The chair called the meeting to order at 6:52 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

In accordance with a resolution adopted, as amended May 8, 2012, persons are allowed to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance. Due to the COVID-19 Essential Services Advisory, Government Center was closed to the public and citizens were advised to submit their remarks by email to the City Clerk by May 5, 2020 at 5:00 p.m. to be read at the meeting.

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

Citizens' Input Time – Before Discussion of Financial Matters:
Collin Dias, 560 Ray Street – COVID-19 and Transparency

2. Update from Mayor Paul E. Coogan regarding COVID-19
Mayor Paul E. Coogan provided an overview of the current conditions regarding COVID-19 in the City of Fall River. He also stated that beginning tomorrow, all residents will be required to wear face coverings when in public and social distancing is not possible. The Mayor then stated that through the grab and go lunch program, today there were 3,789 lunches provided and 166,928 lunches provided since the inception of this program during the COVID-19 pandemic. He also stated that a meeting was held today to discuss how graduation will be handled for the 2020 Senior Class.

Mayor Paul E. Coogan stated that he is working with a local bank to allow real estate taxes, water and sewer bills and excise tax bills to be paid at a local bank drive-up window. He then stated that he will advise everyone when that is finalized.

The Mayor also stated that the repaving of William S. Canning Boulevard from Tucker Street to Southcoast Marketplace will be completed by the end of June.

Mayor Paul E. Coogan stated that Jeffrey Cardoza has been chosen as the new Chief of Police and he is hopeful that his contract will have the support of the City Council when it is presented.

Councilor Bradford L. Kilby asked how the number of COVID-19 cases in Fall River are comparing to other gateway cities in Massachusetts. The Mayor stated that Lynn is over 2,000 cases, Brockton is approximately 2,800 cases and Fall River is approximately 600 cases. He then stated that Fall River is doing well by comparison.

Councilor Linda M. Pereira asked if the City Council could get a list of due dates for various bills, such as real estate taxes, water bills and automobile excise taxes. Mayor Paul E. Coogan stated that he will have that information posted on the website tomorrow. Councilor Linda M. Pereira then stated that she is very happy with the selection of the Chief of Police and believes he will be an asset to the City.

Councilor Christopher M. Peckham stated that personal protection equipment (PPE) is much more plentiful than a few weeks ago, with the exception of sanitizing wipes.

Councilor Leo O. Pelletier stated that he is pleased with the selection of Jeffrey Cardoza as the Chief of Police and encouraged the residents of Fall River to wear face coverings when in public.

Councilor Michelle M. Dionne asked if the City is monitoring any residents that have tested positive for COVID-19 and who determines when they are allowed to return to work. Mayor Paul E. Coogan stated that would be determined by their primary care physician.

Councilor Linda M. Pereira stated that she has received telephone calls regarding residents littering parking lots with used gloves and face masks. She then stated that Mayor Paul E. Coogan contacted Walmart and requested that their parking lot be cleaned of this litter daily.

Councilor Leo O. Pelletier stated that residents should only use checks and money orders when using the drop box at the Government Center to pay bills.

3. Continuation of discussion relating to Fiscal Year 2020 – Quarter 3 Budget Report with Director of Community Maintenance

Councilor Michelle M. Dionne asked if there is a way to save money on the disposal of yard waste. The Director of Community Maintenance stated that he is in the process of researching some composting ideas, as there is a permitting process that would need to be followed. He then stated that 500 compost bins have been purchased and will be available for any residents that request them.

Councilor Leo O. Pelletier asked when the collection of bulky items will resume. The Director of Community Maintenance stated that presently there are two options for residents to dispose of bulky items. They are New England Recycling in Taunton and ABC Disposal in New Bedford. He then stated that no date has been determined for resuming bulky item collection in the city.

Councilor Shawn E. Cadime asked what the tonnage of solid waste collection is now and prior to the cancellation of the Pay-As-You-Throw Program. John Perry stated that prior to the cancellation of the Pay-As-You-Throw Program, the volume of solid waste was approximately 1,300 to 1,500 tons per month and now the volume is between 1,800 and 2,200 tons per month. Councilor Shawn E. Cadime then asked for the cost of solid waste disposal and recycling. The Director of Community Maintenance stated that solid waste disposal is \$97.00 per ton and recycling is \$133.00 per ton.

Councilor Linda M. Pereira stated that the City lost a substantial amount of revenue with the cancellation of the Pay-As-You-Throw Program and the \$120.00 household fee. She then asked for the status of the Lewiston Street building. The Director of Community Maintenance stated that everything is on hold until the COVID-19 pandemic is over.

4. Transfers and Appropriations:

- \$40,155.00 from the CPA Undesignated Fund to the CPA Historic Resources Preservation Projects for Little Theatre of Fall River

Council President Cliff Ponte stated that these funds are needed for the completion of the HVAC system that was previously approved by the City Council. The Director of Financial Services stated that additional funds were needed to complete the project.

- \$1,200,000 from the State and County Assessments to the School Appropriation

Council President Cliff Ponte stated that the Commonwealth of Massachusetts has determined that \$1.2 million dollars needs to be transferred to the school department. The Director of Financial Services stated that the charter school numbers have changed and she is working to transfer the appropriate funds to properly fund all accounts. Councilor Shawn E. Cadime requested the Director of Financial Services forward a copy of the Cherry Sheets, so that he can review them.

Citizens' Input Time – After Discussion of Financial Matters:

None

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was voted 9 yeas to adjourn at 8:34 p.m.

List of documents and other exhibits used during the meeting:

Citizens' Input Communication
Agenda packet (attached)
DVD of meeting

Colleen A. Taylor
Clerk of Committees

30

City Council

From: collind00@aol.com
Sent: Tuesday, May 5, 2020 2:12 PM
To: City Clerk
Cc: City Council
Subject: [EXTERNAL] Citizens Input

Collin Dias

560 Ray Street,
Fall River, Massachusetts, 02720
Subject: COVID 19 and Transparency

Good evening council President and members of the City Council,

I want to go on the record to thank our first responders, essential workers and government employees for their continued hard work and want I want to recognize how much they place on the line so we can continue to function as a community, and as a society.

I also want to further thank the Coogan administration for continuing to keep us informed with updates on what the city is doing in terms of this pandemic, and taking creative steps to bring the city together in a positive way during these tough times. But together our community will pull through.

I also wish to discuss where there has been a lack of leadership.

I hope the City Council remains vigorous in defending our city's tax dollars, no matter how big or small the amount. I call for an independent investigation and audit of all financial transactions made by the Correia Administration, so mishaps like the fire boat are discovered and full transparency is disclosed.

Lastly, I want to go on the record to condemn City Councilor Trott Lee's lone NO vote for the City Planner position. Voting no against an accomplished and former city planner without reason or explanation shows a complete lack of transparency. I also believe that a political agenda was the reason of the NO vote, and will probably guide future votes.

I hope there will be no obstruction by any member of our city government, it is time to come together and unite as a city during these troubling times.

Respectfully submitted,

Collin Dias

COMMITTEE ON FINANCE

MEETING: Tuesday, May 19, 2020 at 6:35 p.m.
Zoom (Virtual Meeting Application) pursuant to the Governor's Declaration of State of Emergency due to the Coronavirus (COVID-19) Pandemic

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

ABSENT: None

IN ATTENDANCE: The Honorable Paul E. Coogan, Mayor
Mary Sahady, Director of Financial Services
Paul Ferland, Administrator of Community Utilities
Jeffrey Cardoza, Acting Chief of Police

The chair called the meeting to order at 6:42 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

In accordance with a resolution adopted, as amended May 8, 2012, persons are allowed to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance. Due to the COVID-19 Essential Services Advisory, Government Center was closed to the public and citizens were advised to submit their remarks by email to the City Clerk by May 19, 2020 at 5:00 p.m. to be read at the meeting.

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

Citizens' Input Time – Before Discussion of Financial Matters:
Collin Dias, 560 Ray Street – City Budget

2. Update from Mayor Paul E. Coogan regarding COVID-19
Mayor Paul E. Coogan provided an update of the number of COVID-19 cases at the city's hospitals in terms of testing and positive cases. He then stated that he spoke to the Lieutenant Governor regarding the upcoming opening of restaurants and what the regulations will be. The Mayor also stated that he is working on guidelines for the opening of Government Center. He then stated that there are many options with times for employees returning to work and when the building may open to the public.

Mayor Paul E. Coogan then stated that he had reached out to the Congressional Delegation regarding the flexibility of the Coronavirus Aid, Relief, and Economic Security (CARES) Act funds. He stated that he was informed that there are conversations happening regarding this matter and will share any information when it is received.

Councilor Bradford L. Kilby asked if the City has received many complaints regarding restaurants. Mayor Paul E. Coogan stated that he has not had many complaints, but stated that he had stopped at a restaurant to pick up food and noticed two people sitting at a table talking and asked why they were allowed to be there. He then stated that he was told that the two people in question were two employees on their break and not customers.

The Mayor also mentioned that the contract for Jeffrey Cardoza, the newly appointed Chief of Police, will be submitted for the next City Council meeting as it was not ready for this meeting.

Councilor Linda M. Pereira asked the Mayor if Comcast may consider offering free internet service so that school children can use the Chrome Books they have been provided by the School Department. Mayor Paul E. Coogan stated that the School Department is working on this matter as there are approximately 1,000 students without internet access.

Councilor Linda M. Pereira also asked if any banks in the City are accepting payments for real estate taxes, water and sewer bills and excise taxes. Mayor Paul E. Coogan stated that Bay Coast Bank began taking payments today at their five locations in Fall River.

Councilor Linda M. Pereira then stated that she would like an update on COVID-19 cases in the local nursing homes. Mayor Paul E. Coogan stated that there are three nursing homes that have had a number of cases. They are Fall River Nursing Home, Kimwell Nursing and Rehabilitation and Southpointe Nursing Home, but it seems like they have the matter under control and cases are not increasing at this time.

Councilor Trott Lee stated that he would like to see touch free items installed in Government Center, such as faucets, hand dryers and water fountains.

Council President Cliff Ponte asked if patients in nursing homes who test positive for COVID-19 being transported to hospitals. Due to technical difficulties with audio, Council President Cliff Ponte stated that he will call the Mayor to discuss this matter further.

3. Proposed FY21 Budget for Water and Sewer Divisions

The Director of Financial Services gave a brief overview of the budget for the water and sewer divisions. She stated that the water rates will increase 1.1% and the sewer rates will increase 1.4% and that will cost the average resident approximately \$20.00 per year. Mary Sahady also stated that both budgets are very lean and are using some of their free cash, in order to keep the increases low.

The Administrator of Community Utilities provided a brief overview of the Water and Sewer Divisions Fiscal Year 2021 Budget. He then stated that the budget for the sewer division is \$24,276,001 and \$13,515,264 for the water division. He stated that the loss of retained earnings was what impacted the rates.

Councilor Leo O. Pelletier stated that water is very important to all residents. He then mentioned that when Flint, Michigan had a problem with their water source it created major problems for the entire city. He also stated, we have to maintain our infrastructure in order to have water available to all residents.

Councilor Trott Lee asked if some components of wastewater are still being hauled to Cranston, Rhode Island. Paul Ferland stated that liquid sludge is still sent to Cranston, Rhode Island and also Naugatuck, Connecticut. He then stated that this is due to air quality regulations that changed in 2016 and caused the discontinuance of the incinerator and at this time it is not feasible financially, to construct a new incinerator. Mr. Ferland also stated that in 2017 and 2018 when the incinerator shut down there was a \$1.8 million dollar increase.

Councilor Shawn E. Cadime stated that it is important to fund these enterprise funds properly. He then asked what the average usage is per day. Paul Ferland stated that an average family is

estimated to use 109 gallons per day. He also mentioned that water is calculated by using CCFs, which is 748 gallons. Councilor Shawn E. Cadime then asked if both the Mayor along with the Sewer Commission and the Watuppa Water Board are in support of increasing both the water and sewer rates. Paul Ferland stated that everyone is in agreement. Councilor Shawn E. Cadime then stated that he would like to see rate increases that include funds for the Stabilization Account. He then asked for the balance of the Stabilization Account for the Water and Sewer Enterprise Fund. The Director of Financial Services stated that there are \$500,000.00 in that account. Councilor Shawn E. Cadime then stated that he believes there should be about 10% of the total budget in the Stabilization Account, which would be approximately \$2.4 million dollars. He then stated that the City is not even close to that amount. He also stated that if water and sewer rates are going to increase then he would like to see an additional amount included for stabilization funding. Councilor Shawn E. Cadime then stated that he noticed the salary line item in the budget has decreased from the previous year. Paul Ferland stated that the buyout for the former Administrator of Community Utilities, Mr. Sullivan, was included in the previous year's budget and the position of Deputy Administrator of Community Utilities was changed to a position of Project Manager.

Councilor Shawn E. Cadime asked how much revenue is generated by each one cent increase. Paul Ferland stated that a one cent increase on the water rate generates \$31,604.00 per year and a one cent increase on the sewer rates generates \$26,402.00 per year.

Councilor Michelle M. Dionne asked how the amount of funds transferred to the General Fund for indirect services is calculated. The Director of Financial Services stated that various offices calculate the amount of time allotted to various departments. For example, the Collector would calculate how many water and sewer bills are collected versus real estate bills and vehicle excise tax bills. She then stated that is the process that all departments involved would use to calculate the approximate time spent working on various enterprise funds.

Councilor Michelle M. Dionne then asked about the increase in the Other Professional Services Account. Paul Ferland stated that most of this increase is due to the increase in the Veolia Water Technologies contract. He then stated that this is the company that operates the Wastewater Treatment Plant.

Councilor Michelle M. Dionne asked if any state or federal funds were received for the repair of the water main break that occurred on New Year's Day on Rock Street. The Administrator of Community Utilities stated that no aid was received. Councilor Michelle M. Dionne then stated that she recalled that the City received assistance for the collapse of Mount Hope Avenue a few years ago. Paul Ferland stated that was because the Governor declared a State of Emergency due to the storm that caused the damage.

Councilor Michelle M. Dionne then stated that she does not know if she can support these increases, as many residents that are on a fixed income do not have any additional funds for increases.

Councilor Bradford L. Kilby stated that he is in support of adding funds to increase the water and sewer stabilization accounts. He then asked for the status of the sale of water to other communities. Paul Ferland stated that Fall River sells water to Freetown, Westport, and North Tiverton Fire District, which in turn sells water to the Stone Bridge Fire District. He then stated that the rate for these other communities is 55% higher than what the Fall River residents pay.

Councilor Linda M. Pereira asked if any of the COVID-19 funds that the City will be receiving may be used to offset the increases. The Director of Financial Services stated that those funds will not be allowed to be used to supplement this budget. She then stated that the Federal Government is working to change some of the regulations.

Councilor Linda M. Pereira then asked if the \$20.19 increase is per quarter or per year. Paul Ferland stated that is the approximate increase per year.

Councilor Shawn E. Cadime stated that he realizes that there are many residents that are on fixed incomes, but we have to start somewhere and increase our stabilization accounts.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was voted 7 yeas, 2 nays to refer the matter to the Mayor and request that an additional \$100,000.00 be added to both the Sewer Budget and the Water Budget for stabilization funds, with Councilors Michelle M. Dionne and Leo O. Pelletier voting in the negative.

4. Discuss personal protection equipment for first responders

Councilor Christopher M. Peckham stated that in the past month, the City has come a long way regarding personal protective equipment (PPE). He then asked the Director of Financial Services if some of the COVID-19 funds may be used to have a minimum allotment of PPE at the Police Department. The Police Chief stated presently the department has approximately 6 weeks' worth of supplies, based on the average usage per week, per police cruiser. He then stated that it would be good to have a little more than 6 weeks' worth. The Director of Financial Services stated that there are various grants that the City has applied for, some that has funding for PPE. The Police Chief then stated that the Emergency Medical Services Department has been very helpful in providing needed PPE supplies to the Police Department. He also mentioned that some residents donated hand sewn masks and thanked everyone involved in this project. Councilor Shawn E. Cadime stated that there are Ultraviolet (UV) lights that are used to sanitize rescues and police vehicles, which may be reimbursable. Councilor Christopher M. Peckham and the Director of Financial Services requested that Councilor Shawn E. Cadime forward information on the UV sanitation system that he spoke about. Councilor Shawn E. Cadime stated that he will forward the information that he has regarding UV sanitation systems.

5. Discuss methods to lessen financial burden of citizens and businesses during times of statewide emergencies

Councilor Trott Lee stated that he was contacted by a resident that stated that he was not able to pay a bill at Government Center due to the closure of the building and he was charged a fee to pay the bill online. He then stated that he thought the Mayor had waived any fees associated with online payments. The Director of Financial Services stated the Mayor has not waived such fees. She then stated that the fee associated with credit card payments is the same whether the bill is paid with a credit card in Government Center or at home. Mary Sahady then stated that the Mayor did waive the interest on real estate tax or personal property tax bills through June 30, 2020.

Citizens' Input Time – After Discussion of Financial Matters:

None

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to adjourn at 8:40 p.m.

List of documents and other exhibits used during the meeting:

Citizens' Input Communication
Agenda packet (attached)
DVD of meeting

Cullen A. Taylor
Clerk of Committees

31

City Clerk

From: collind00@aol.com
Sent: Tuesday, May 19, 2020 2:38 PM
To: City Clerk
Subject: [EXTERNAL] Citizens Input

Citizens Input

Collin Dias

560 Ray Street, Fall River Massachusetts, 02720

Subject: City Budget

Hello Council President and members of the City Council,

I want to continue to wish everyone of you continue good health and well being, along with our wonderful City Clerks staff, first responders, essential workers, and those sacrificing so we can see a quicker end to this pandemic.

I understand we are in troubling times, both from a health standpoint and from an economic standpoint as well. I also understand we are still under the budget of the Correia administration which was both fiscally irresponsible and made with political intentions at mind.

The Coogan administration inherited a mess. I hope to see everyone come together with the new Mayor to move our great city forward. I hope to not see any obstruction, or political vendettas.

I hope we can come together to make a budget that addresses concerns, and is fiscally responsible. A smaller government is a better government.

Lastly I hope not to see any discussion of lowering both taxes and fees, with no talk of how we can overcome a deficit. That is fiscally irresponsible.

Respectfully submitted

- Collin Dias 🌻

Sent from Yahoo Mail for iPhone

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, May 5, 2020 at 7:00 p.m.
Zoom (Virtual Meeting Application) pursuant to the Governor's Declaration of State of Emergency due to the Coronavirus (COVID-19) Pandemic

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

ABSENT: None

IN ATTENDANCE: Mary Sahady, Director of Financial Services
Kenneth C. Pacheco, Chief Operating Officer, Fall River Public Schools

President Cliff Ponte called the meeting to order at 8:35 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor requesting confirmation of the appointment of Ian Schachne to the position of Treasurer-Collector
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to waive the rules to allow the Director of Financial Services to speak. The Director of Financial Services, Mary Sahady, stated that Ian Schachne has been doing a great job with collections. She also stated that the clerks in both the Treasurer's and Collector's Offices are working at keeping all work up to date. Councilor Linda M. Pereira stated that she believes a city the size of Fall River should have a Treasurer and a Collector. Councilor Bradford L. Kilby stated that he has a great deal of respect for Mr. Schachne and feels that he is very capable of performing both duties. On a motion made by Councilor Trott Lee and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to confirm the appointment.
2. Mayor and order regarding a utility easement for the Waste Water Treatment Plant
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas to adopt the order.
Approved, May 6, 2020, Mayor Paul E. Coogan
3. Mayor and Executive Order re: extension of real estate and personal property tax due dates, application deadlines and waiver of certain interest and penalties
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas that the communication be accepted and placed on file.
4. Mayor and order appropriating \$40,155.00 from the CPA Undesignated Fund to the CPA Historic Resources Preservation Projects for Little Theatre of Fall River
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adopt the order.

5. Mayor and order appropriating \$1,200,000 from the State and County Assessments to the School Appropriation

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was voted 9 yeas to adopt the order.

6. Mayor and order to transfer rights of interest in vehicular bridge on Weaver Street to the Commonwealth of Massachusetts through MassDOT

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was voted 9 yeas to adopt the order.

Approved, May 6, 2020, Mayor Paul E. Coogan

7. Mayor and request to include the former Adams House located at 1168 Highland Ave. to the Downtown HD Zone

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 8 yeas to refer the matter to the Planning Board, with Council President Cliff Ponte abstaining.

8. Mayor and orders re: the City of Fall River Public Schools and Select Energy Development, LLC as follows:

a. Power Purchase Agreement

b. PILOT and lease agreement for use of the roof of the Durfee Field House

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to waive the rules and allow the Chief Operating Officer, Kenneth C. Pacheco, to speak. Councilor Leo O. Pelletier asked if this agreement will cost the City of Fall River any money. Kenneth C. Pacheco stated that there will be no cost to the City. He also stated that the City will be leasing the use of the roof for 20 years and will receive a lesser rate for electricity, which will save the City of Fall River approximately \$300,000.00 over the 20 year lease. Councilor Linda M. Pereira asked how much the electricity savings will be at the new B.M.C. Durfee High School. Kenneth C. Pacheco stated that the new facility will use approximately 50% less electricity. On a further motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adopt both the Power Purchase Agreement and the PILOT and lease agreement for the use of the roof of the Durfee Field House.
Approved, May 6, 2020, Mayor Paul E. Coogan

9. Mayor and resolution re: Statement of Interest for the Core Program of the Massachusetts School Building Authority on the former Stone School located on Globe Street

The Chief Operating Officer, Kenneth C. Pacheco, gave a brief overview of the project. He also stated that the School Department is working to have all kindergarten classes in one building. Councilor Michelle M. Dionne asked if an addition to the school will be constructed. Kenneth C. Pacheco stated that renovations and an addition to the school will be made, as the original building was erected in 1910. Councilor Michelle M. Dionne then asked if there will be sufficient parking facilities for the teachers and staff. Kenneth C. Pacheco stated that there will be sufficient parking in the rear of the building and there will be a loop in front of the school for bus loading and unloading.

Councilor Leo O. Pelletier asked if the City can afford this proposal. Kenneth C. Pacheco stated that this will not occur for three to four years and there is no cost for the Statement of Interest. He then stated that some of our present debt will be paid off by then and this new debt will replace the old debt that was paid off.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 8 yeas, 1 nay to adopt the order, with Councilor Leo O. Pelletier voting in the negative.

Approved, May 6, 2020, Mayor Paul E. Coogan

PRIORITY COMMUNICATIONS

10. State Senator Michael J. Rodrigues re: H4598, An Act to address challenges faced by Municipalities and state authorities resulting from COVID-19

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the communication be accepted and placed on file.

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

11. Committee on Public Safety convene to discuss safety concerns at the intersection of North Main and Weaver Streets

A motion was made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier to adopt the resolution. Councilor Linda M. Pereira stated that she has received many calls regarding safety in this area. She then stated that maybe more signage is needed. On a further motion made by Councilor Michelle M. Dionne and seconded by Councilor Trott Lee, it was voted 9 yeas to amend the resolution to request that the committee also look at lighting and other areas of concern. On yet a further motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adopt the resolution, as amended.

12. Committee on Real Estate convene to discuss the possibility of selling parcels of land used for drainage improvements in the area

Councilor Leo O. Pelletier, Chair of the City Council Committee on Real Estate, stated that he will gladly have the Committee discuss this resolution, but he does not anticipate these parcels of land being sold for much money since there would be easements for the drainage equipment that was installed in and on these parcels. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the resolution.

CITATIONS – None

ORDERS – HEARINGS

Curb Removal:

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to take items #13 and #14 together.

13. Michael Couto, 555 Broadway, requests the removal of 3 feet at 555 Broadway, removal on Oliver Street for a total of 30 feet 7 inches

14. Steve Steen, 82 and 84 Harvard Street, requests the removal of 8 feet at 82 and 84 Harvard Street for a total of 24 feet

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to adopt both items #13 and #14.

Approved, May 6, 2020, Mayor Paul E. Coogan

15. Robert Medeiros, 97 Whittier Street, requests the removal of 19 feet at 97 Whittier Street for a total of 60 feet

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas to refer the matter to the Committee on Public Works and Transportation.

Joint Pole Re-Location:

16. Massachusetts Electric Company and Verizon New England, Inc. – one pole re-location on Robin Street

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas to adopt the order.

Approved, May 6, 2020, Mayor Paul E. Coogan

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to take items #17 through #19 together.

Storage License:

17. Colbea Enterprises, LLC, 7 Starline Way, Cranston, RI – to store 30,000 gallons underground at 372 Plymouth Avenue on Lot I-19-10, Assessors Plan
18. Franklin Service Auto Care, LLC, 1101 North Main Street, Fall River, MA – to store 30,000 gallons underground at 1101 North Main Street on Lot O-07-0013, Assessors Plan

Underground Conduit:

19. Massachusetts Electric Company – installation of approximately 200 feet of underground conduit and underground primary on Highland Avenue

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to take adopt items #17 through #19.

Approved, May 6, 2020, Mayor Paul E. Coogan

ORDERS – MISCELLANEOUS

20. Police Chief's report on licenses:

2020 Taxicab Drivers:

Rashaun T. Browne, Sr. John E. Fortes Kendra Ross

Second Hand License Renewals:

William F. Leach d/b/a Marine Consignment of Fall River – 75 Ferry Street

Melissa Resendes d/b/a Melissa's New to you – 2577 South Main Street

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adopt the order.

21. Auto Repair Shop License Renewals:

Christopher Pineault d/b/a MP's Auto Repair located at 851 Globe Street

Geoffrey Brisbon, Brisbon Diesel Service, Inc. located at 2524 North Main Street

Bridgestone Retail Opp., LLC d/b/a Firestone Complete Auto Care located at 748 Pleasant Street

Jessica Rodrigues d/b/a Stafford Road Auto Repair and Sales located at 182 Stafford Road

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adopt the order.

Approved, May 6, 2020, Mayor Paul E. Coogan

22. Auto Body Shop License Renewal:

Antonio F. Pinto, Pinto's Auto Repair and Sales, Inc. located at 2447 South Main Street
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the order.
Approved, May 6, 2020, Mayor Paul E. Coogan

COMMUNICATIONS – INVITATIONS – PETITIONS

23. Claims

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to refer the claims to Corporation Counsel.

City Council Meeting Minutes:

24. Joint Meeting of the City Council and Board of Assessors – March 10, 2020

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to approve the minutes.

25. Regular Meeting of the City Council – March 10, 2020

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to approve the minutes.

The City Clerk stated that items #26j and #26p had not submitted all necessary forms. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to table items #26j and #26p. On a further motion made by Councilor Leo O. Pelletier and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to approve the drainlayer licenses with the exception of #26j and #26p.

26. Drainlayer Licenses:

- a. Albert Moreira and Son
- b. Alexandre's Excavating, Inc.
- c. B&B Contracting & Excavation, Inc.
- d. Bartlett Consolidated, LLC
- e. Bristol Pacific Homes, Inc.
- f. East Coast Landscaping & Construction, Inc.
- g. ELJ, Inc.
- h. Franklin Utility Corp.
- i. G. Lopes Construction, Inc.
- j. Geosearch, Inc.
- k. Green Acres Landscape and Construction Co., Inc.
- l. Joseph Botti Co., Inc.
- m. K.R. Rezendes, Inc.
- n. LAL Construction Co., Inc.
- o. MJD Excavating, Inc.
- p. Narragansett Improvement Company
- q. Nathanyl Gomes Construction Corp.
- r. Raposo Company Landscape and Construction, LLC
- s. S. Oliveira Construction Corp.
- t. Sherry Construction Corp.
- u. Steen Realty and Development Corporation

BULLETINS – NEWSLETTERS – NOTICES – None

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On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adjourn at 9:52 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

A true copy. Attest:



City Clerk

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, May 19, 2020 at 7:00 p.m.
Zoom (Virtual Meeting Application) pursuant to the Governor's Declaration of State of Emergency due to the Coronavirus (COVID-19) Pandemic

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

ABSENT: None

IN ATTENDANCE: None

President Cliff Ponte called the meeting to order at 8:40 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 in the amount of \$4,858,085 for the Phase 20 Water Systems Improvements

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas that the loan order be authorized to be published and referred to the Committee on Finance.

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

2. Proposed Ordinance – Traffic, Handicapped Parking
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted 9 yeas that the proposed ordinance be accompanied by an emergency preamble. On a further motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the proposed ordinance, accompanied by an emergency preamble, be passed through first reading, second reading, passed to be enrolled and passed to be ordained.

Approved, May 20, 2020, Mayor Paul E. Coogan

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to take items #3 and #4 together.

First Reading:

3. Proposed Ordinance – Traffic, miscellaneous
4. Proposed Ordinance – Floodplain district boundaries and base flood elevation data
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to pass items #3 and #4 through first reading.

Referral to Corporation Counsel:

5. Resolution – Designation of Veterans' Service Officer as contact and consultant for Veteran's facilities, graves, monuments and memorials

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to refer the matter to Corporation Counsel. Councilor Bradford L. Kilby stated that he wished to thank Victor Farias and volunteers who placed over 1,000 American Flags on veterans' graves for the upcoming Memorial Day holiday. Councilor Linda M. Pereira stated that Oak Grove Cemetery looks very nice and clean for the upcoming holiday.

ORDINANCES – None

RESOLUTIONS – None

CITATIONS – None

ORDERS – HEARINGS

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to take items #6 through #8 together.

Curb Removal:

6. Agostinho T. Paiva, 1035 Bay Street, requests the removal of 3 feet at 1035 Bay Street for a total of 26'11"
7. Dwight E. Cook, 26 Hiram Street, requests the removal of 10 feet at 26 Hiram Street for a total of 23'
8. Jodi Bennivedse, 468 Tucker Street, requests the removal of 5'6" at 468 Tucker Street for a total of 24'6"

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to adopt items #6 through #8.

Items #6 through #8, Approved, May 20, 2020, Mayor Paul E. Coogan

ORDERS – MISCELLANEOUS – None

COMMUNICATIONS – INVITATIONS – PETITIONS

9. Claims

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to refer the claims to Corporation Counsel.

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to take items #10 through #13 together.

City Council Meeting Minutes:

10. Public Hearings – May 5, 2020
11. Committee on Finance – March 10, 2020
12. Committee on Finance – April 14, 2020
13. Regular Meeting of the City Council – April 14, 2020

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to approve items #10 through #13.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was voted 9 yeas to take items #14a through #14d together.

14. Drainlayer Licenses:

- a. Century Paving and Construction Corp.
- b. Coastal Water, Sewer and Excavating, Inc.
- c. Eminar Trucking, Inc.
- d. PBZ Construction, Inc.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to approve items #14a through #14d.

Items #14a through #14d, Approved, May 20, 2020, Mayor Paul E. Coogan

BULLETINS – NEWSLETTERS – NOTICES

15. Notice of Casualty and Loss at 192 Woodman Street

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas that the notice be accepted and placed on file. Councilor Linda M. Pereira asked what type of damage occurred at 192 Woodman Street. City Clerk, Alison M. Bouchard stated that this notice was for damage caused to the property by a wind storm.

ITEMS FILED AFTER THE AGENDA DEADLINE:

CITY COUNCIL MEETING DATE: MAY 19, 2020

OTHER POTENTIAL MATTERS (to be acted upon if recommendations are received)

Reports of the Committee on Public Works and Transportation:

5a. Street opening request from the City Engineer for pavement less than five years old at 807 Plymouth Avenue

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to approve the request, as amended. The amendment being that all conditions specified by the City Engineer be adhered to. Councilor Linda M. Pereira stated that Philomen Sousa, of 1068 Slade Street applied for a curb removal permit and paid the \$125.00 fee to the Engineering Department. Mr. Sousa then received a letter from the Traffic Department informing him that the request was approved by the Traffic Commission, so he believed that his request was approved and therefore allowed the work to be completed because the contractor was working on paving Montaup Street. Councilor Linda M. Pereira then stated that she received complaints from the neighbors of 1068 Slade Street, so she then contacted the former City Engineer for clarification. She then stated that the former City Engineer informed her that Mr. Sousa had not received an approval to remove the curb. Councilor Linda M. Pereira then stated that a resident should be provided with a sheet showing all necessary steps that are required to be completed, prior to a permit being issued.

Approved, May 20, 2020, Mayor Paul E. Coogan

5b. Street opening request from the City Engineer for pavement less than five years old at 56 Frederick Street

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas to approve the request, including the conditions specified by the City Engineer. Approved, May 20, 2020, Mayor Paul E. Coogan.

- 5c. Order – Philomen Sousa, 1068 Slade Street, Fall River, MA for the removal of 16 feet of curbing at 1068 Slade Street (removal at Montaup Street)

On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to adopt the order. Council President Cliff Ponte asked how long it takes for the applicant to receive their permit after the vote of the City Council. The City Clerk stated that generally the day after the City Council Meeting she will have an appointment with the Mayor to have the documents signed and then the orders are delivered to the Engineering Office. She then stated that she is unsure how long it takes for the Engineering Office to issue the necessary permits.

Approved, May 20, 2020, Mayor Paul E. Coogan

- 5d. Order – Robert Medeiros, 97 Whittier Street, Fall River, MA for the removal of 19 feet of curbing at 97 Whittier Street

On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Trott Lee, it was voted 9 yeas to adopt the order.

Approved, May 20, 2020, Mayor Paul E. Coogan

Report of the Committee on Finance:

- 5e. Proposed FY21 Budget for Water and Sewer Divisions

On a motion made by Councilor Bradford L. Kilby and seconded by Council President Cliff Ponte, it was voted 7 yeas, 2 nays to refer the matter to the Mayor with a request to include \$100,000 in both the Water and Sewer Division Budgets to fund the Stabilization Accounts for Fiscal Year 2021, with Councilors Michelle M. Dionne and Leo O. Pelletier voting in the negative.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adjourn at 9:09 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk



35

RECEIVED

2020 MAY 18 P 12:02

CITY CLERK
FALL RIVER, MA

May 11, 2020

The Honorable City Council
City of Fall River
One Government Center, Room 221
Fall River, MA 02722

Re: Fall River – Replacement of Weaver Street over Mass Coastal Railroad, Bridge No. F-02-019
MassDOT Highway Division Project File No. 608619

Dear Honorable Members of the City Council:

The Massachusetts Department of Transportation (MassDOT) Highway Division proposes to replace the existing Weaver Street Bridge over the Mass Coastal Railroad in Fall River. The Project has been revised since your receipt of a project description in 2019 to include necessary pedestrian infrastructure improvements along the detour route. These improvements will result in an ADA-accessible detour. The enclosed project information is included for your review.

The purpose of the project is to replace the Weaver Street Bridge. The existing bridge will be removed in its entirety to allow for the construction of a new bridge. The replacement structure will consist of a 34'-0" single-span structure supported on new cantilever concrete abutments and wingwalls. The roadway will be widened to 32'-0", and 6'-0" sidewalks will be provided on each side of the roadway. The bridge railing will be a concrete parapet with a protective screen. The bridge will be closed during and traffic detoured.

MassDOT Highway Division requests that you review the enclosed materials at their earliest convenience, and solicits any comments that you wish to make regarding this project. Written comments should be submitted, preferably within 30 days, to: Patricia A. Leavenworth, P.E., Chief Engineer, MassDOT Highway Division, 10 Park Plaza, Boston, MA 02116, Attn: Stephen Soma, P.E., Stephen.soma@dot.state.ma.us. Please also copy BETA Group, attention Christopher Jones at the address shown below on the letterhead or at cjones@beta-inc.com.

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

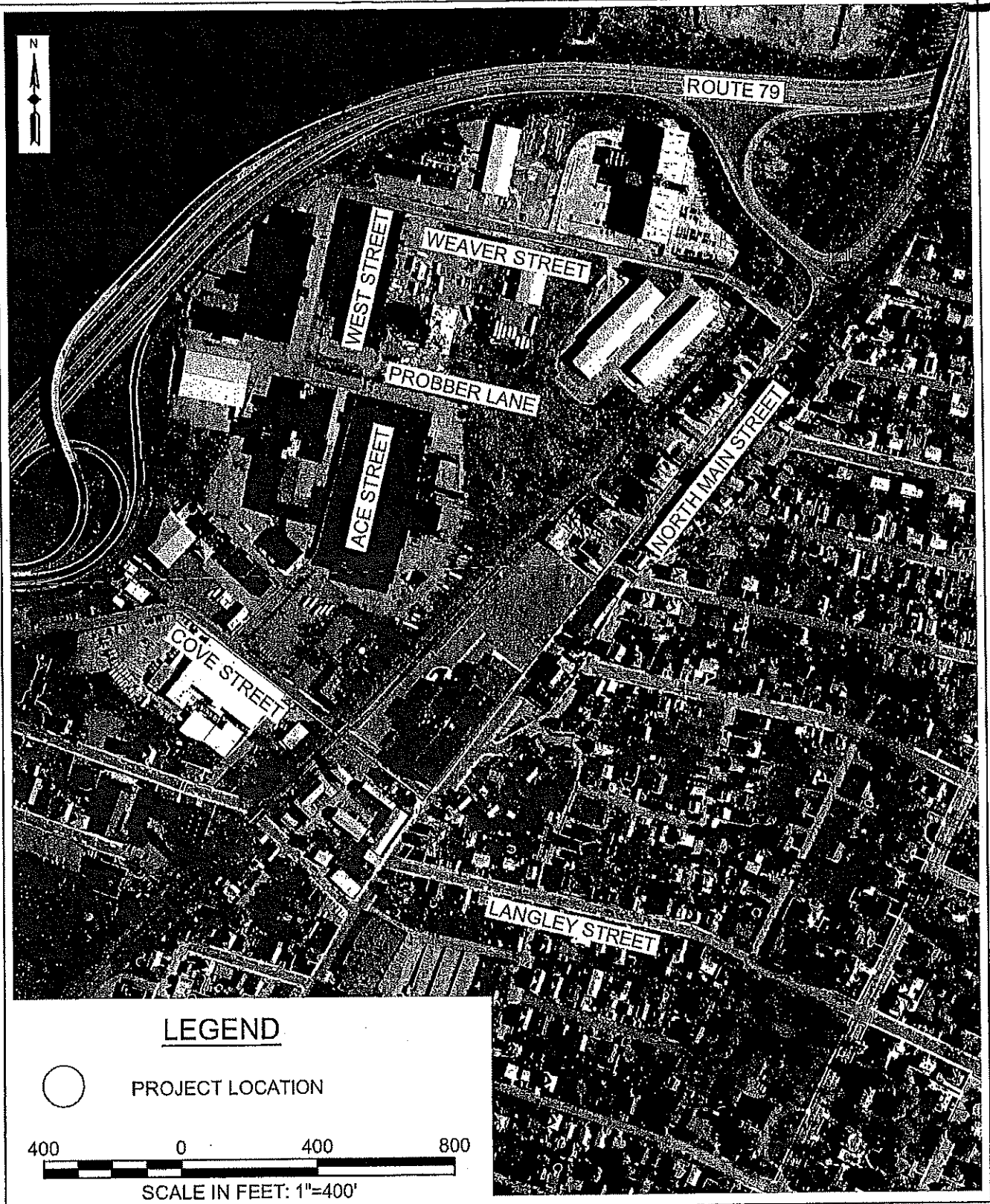
Very truly yours,
BETA Group, Inc.

Christopher W. Jones, P.E.
Associate

Atts: Project Description
Project location Map

cc: S. Soma, MassDOT (w/o att)

o:\4600s\4657 - MassDOT Master Services Agreement\Assignment 24 - Fall River - Weaver Street - Weaver Street\Engineering\Reports\FDR\Figures\4657_24 - Location Map.dwg Jan 30, 2018 10:54am



Proposed Bridge
Weaver Street over
Mass Coastal Railroad
Bridge No. F-02-019

Fall River, MA

Figure 1

Location Map

Weaver Street Bridge over Mass Coastal Railroad – Fall River**Bridge No. F-02-019****Project Description**

The existing bridge is located in Fall River, Massachusetts and consists of a single span steel through-girder superstructure identified as Bridge No. F-02-019 (409). The bridge carries Weaver Street over the Mass Coastal Railroad (the Project Area, Locus Map – Figure 1).

The existing bridge, which has a span of 56.1' and width of 43'-4", will be replaced with a new structure having a span length of approximately 36' and 46'-4" width (the Project). A new cantilevered concrete east abutment will be constructed in the same location as the existing abutment, and a new cantilevered concrete west abutment will be constructed 34' from the east abutment. The bridge wingwalls will be replaced with new cantilevered concrete wingwalls.

The existing Weaver Street Bridge carries a 26' wide roadway and two 8'-8" sidewalks (including railing). The proposed roadway on the bridge will have two 11' lanes and 5' shoulders for a total roadway width of 32', which is an increase from the existing 26' width. The bridge will also carry two 6' sidewalks with two 1'-2" barriers, so the overall bridge width is increasing by three feet.

The Weaver Street approaches will be reconstructed to meet the proposed design. East of the bridge, the shoulders will be widened to 8' to allow limited curbside parking. West of the bridge the widened roadway will continue approximately 300 feet to the intersecting driveways at the base of the hill. The sidewalks will also be extended from the Bridge, with the northern and southern sidewalks extending 250 feet and 175 feet, respectively.

The replacement superstructure will be constructed so that the low chord of the bridge will be approximately 18" higher than the low chord of the existing bridge. The increased vertical clearance will allow for easier implementation of future electrification of the railroad line. Because of the shortened span of the bridge, this increased vertical clearance can be accomplished while maintaining the elevation of the existing roadway above.

Drainage improvements include installation of two new catch basins on Weaver Street near its intersection with North Main Street to collect stormwater from the eastern portion of the Project Area. These catch basins will discharge to a drainage manhole, from which flow will be directed to three leaching manholes that are connected in series. Stormwater overflow from this system will be discharged into the closed drainage system on North Main Street.

The bridge will be closed during construction and traffic detoured. The detour length is approximately 1 mile and will include pedestrian and ADA access with improvements to sidewalks. The detour route consists of a number of interlocking side streets through the industrial district in the Bowenville section of Fall River. Current sidewalk conditions are poor with pedestrian hazards such as dilapidated and worn sidewalk surfaces and areas with accumulated debris. Proposed improvements along the route include reconstruction of existing sidewalks, installation of new sidewalks, establishing 5.5' to 6' wide sidewalks where attainable, granite curbing, sidewalk protection with the use of jersey barriers, and wheelchair access ramps at the end and beginning of each sidewalk.

The Project proposes sidewalk upgrades starting at the Weaver Street and North Main Street intersection and continues west along both sides of Weaver Street to the first set of driveways. Wheelchair access ramps will be installed at the corner of Weaver Street and North Main Street and at the existing driveways. The route will continue west along the south of Weaver Street where jersey barriers will be installed adjacent to the existing sidewalk to provide a clear barrier between vehicle traffic and pedestrian traffic.

Sidewalk improvements will continue on West Street where a new sidewalk will be installed along the east side of the street. The detour route and sidewalk improvements will turn east onto Probber Lane. After turning onto Probber Lane a new sidewalk will transition to the south side of the street with accessible ramps. The sidewalk will continue to follow Probber Lane then turn south along the west side of Ace Street to Cove Street. At Cove Street the sidewalk will transition to the south side of the street with access ramps. The new ramp will transition into the existing sidewalk and the detour route will continue eastward on Cove Street. Additional access ramps will be installed at Ellis Street, a side street of Cove Street, to provide continued access along Cove Street to the end of the detour.

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RECEIVED
June 1, 2020

2020 JUN -1 P 12: 34

Dear Councilor,

Let me begin by saying I hope that you and yours are doing well during these trying times. However, as you consider the upcoming budget we cannot allow COVID 19 to obfuscate the importance of the budget.

This budget may be the most important budget this city has ever considered. The direction the city takes will determine if we move forward or financially collapse. Will we continue along the same path that has kept us mired in the malaise of high unemployment, chronic poverty, and an evaporating economic base? Will the council continue to accept the misrepresentations of numbers or the total lack of numbers yet again? If you do, we are doomed as a city, and as citizens of this city. What follows is a small snap shot of the reality of what has gone on for decades. I hope you look at the **FACTS**, they are just a small sample of the thousands of pages of documentation and evidence I have. I will be glad to meet and provide as much as you need. Although, I think what I have attached to this letter is enough to prove the point,

Let me provide an overview that frames the ongoing problem that has not only never been repaired, it has been allowed to continue and become systemic.

In 1990 the city claimed we were out of money (Marked Attachment A) this claim lead to a grievance and subsequent arbitration. The result of that arbitration and the audit by Ernst & Young determined the city had no adequate record keeping system and had siphoned employee money into city accounts.

More complete details can be found in the letter I sent to the transition team and the then mayor elect Coogan. That letter is marked Attachment B and information on this facet is in the section on Health Care. Please take note, that the same people who did not have sufficient records to do a statutorily required audit and never discovered the misappropriation of funds have remained in place until today.

The same lack of fiduciary responsibility is found and has adversely impacted the city finances in it's pension systems unfunded liability and in the collective bargaining area. Both of these areas are covered in more detail in the letter marked Attachment B in their respective sections. Also included is a sheet comparing Fall River and New Bedford's contributions marked Attachment C. Please take note of 2002-2012 FR vs NB.

This years budget is the precursor to what will happen next, the subsequent budget will include the early arrival of the Debt Override promised by the mayor to go into effect in 2023. In addition there will be an attempt to shift more of the cost of health care to the employees and retirees. In spite of the fact that there is no justifiable reason. Our health care has run under budget has returned tens of millions in savings to the city. Yet our mayor and his financial guru want to victimize municipal employees and retirees yet again.

Mary Shady has already misrepresented (lied) the cost projection for health care with no consequences. For confirmation of the actual number please go to You Tube and search **Fall River Public Employee Committee Meeting**. At that meeting the fact that 5.75 % is the true figure not the 8% that was presented to the council was acknowledged and agreed on with both the mayor and Ms.Shady in the room.

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They will also attempt to misrepresent facts about the GIC and their right not to fund fully their legally binding contractual obligation to fund their portion of the health care. Attached are answers to questions about the aforementioned issues from BC/BS. (Attachment D) Take note to the fact that few communities are actually in the GIC which has been an unmitigated disaster from its inception. Having to be subsidized by the state and constantly being changed in comparison to our plan which has been stable and is cheaper today than it was a decade ago. A fact that was acknowledged at the aforementioned PEC meeting.

As a tax payer, city employee for over 38 years, and a municipal retiree I would like you to ask where the between forty (40) and Fifty (50) Million dollars that this city has realized in savings from has gone?

I have attached documentation of the savings, twenty seven (27) million saved with the Fall River Meds program marked as Attachment E. The eight point three (8.394) saved in FY 2014 from plan design marked as Attachment F. Plus there are additional savings of two to three million (2-3) saved each year since from our plan design and additional money from our reimbursements from stop loss, prescription drug etc. I have those figures available.

When you look at the staggering amount of money we have saved and the fact that our health care costs are lower than a decade ago how can you not be appalled by the gross fiduciary incompetence of our financial brain trust? The employees have over five (5) million dollars in trust while the city did not reinvest one penny of city money earmarked for health care back into health care. And now they are contemplating trying to shift more health care cost to the employees and retirees so they can divert it to subsidize their unfettered spending. That is reprehensible at best, and possibly **Malfeasance and Misfeasance** on the part of our Fiduciaries.

Fall River has reached its Rubicon, if uncontrolled spending, lack of fiscal oversight, or any attempt at fiscal restraint continues our city will be destroyed. How can one of the poorest cities in the Commonwealth continue to expect to never tighten its belt and only look to get more taxes, more fees, more overrides, and more bonds from people who have one of the lowest per capita and household incomes in the state?

I know you voted to invite the PEC to discuss the health care, and as a member I appreciate your attempt to get answers. Unfortunately, the COVID 19 has put that on hold. It did however give me the opportunity to give you some valuable information on the best kept secrets of our finances.

As the keepers of the purse strings it is up to our council to question all spending, demand accountability, and eliminate waste. What was done with the millions saved? Why were costs misrepresented? Those are the questions that need answers. I can make you one guarantee, if the city attempts to balance the budget by gutting our health care there will be opposition of epic proportion. The tax payer is tired of paying endlessly, while corrupt city officials get huge pay raises, automatic cost of living raises, and property tax reductions. City employees and retirees are tired of being called "Liabilities" while they try to survive on pensions that average \$24,000 with some less than \$12,000 by an individual who has had over \$45,000 in pay increases in the past 4 or 5 years. It is time to place people before politics. It is time to remember the people of Fall River can no longer endure this culture of excess and insensitivity to the people's needs that our leaders have built.

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In closing I am available anytime to provide additional information or answer any questions you may have. I look forward to your support of the city employees, retirees, and our citizens. Remember the projected 4.7 million dollar deficit was here before the COVID 19. We need your help to restore the trust in government we need and deserve. Please take the time to look at the attachments they paint a far different picture than the one painted for you. Thank you for your attention to this information.

"It is not the function of the government to stop the citizen from falling into error; it is the function of the citizen to keep the government from falling into error."

Robert Camara
PEC Representative Fall River Retirees
President Retired Fall River Municipal Employees Association
Elected Member Fall River Retirement Board

ATT. A 36

City workers' choice: raises or health plan

By Sean Flynn

Herald News Staff Reporter

FALL RIVER Keep your health plan and give up any wage increases. Or, change the health plan, and negotiate for a larger paycheck.

That's the choice 2,739 city employees have been given by the administration.

The labor contracts of all municipal and School Department employees expire either on June 30 or August 31, with higher health costs taking effect on July 1.

Under the contract, the employees are covered by Blue Cross-Blue Shield's Master Health Plus. Most of the employees agree that it is a good plan. Participants pay \$5 towards a doctor's visit and the rest of the medical costs are covered 100 percent.

The problem: the cost of the health insurance for the city is increasing from \$6.4 million to \$7.5 million. That doesn't include what employees pay into the plan. City Administrator Robert L. Connor says if the city has to spend an extra \$7 million for the plan, there's just nothing left in the pot to raise wages.

The cost of coverage in the city's Blue Cross plan is increasing to \$11 monthly for a family and \$7 monthly for an individual. (See WORKERS, Page 6)

Workers' choice: health plan or raise—

(Continued from Page One)

The city pays 75 percent and the employees pay 25 percent. Besides employees' coverage, the city also picks up costs for retirees, separate prescription programs and other fixed costs.

The huge jump in what the city must pay out of its budget came about partly because a separate insurance trust account ("dedicated" funds that were collected for health care) had covered some of the rising costs the past few years. But that account ran dry for fiscal year 1991, which begins July 1.

Now, the full health insurance costs are hitting the city budget, putting contract negotiators in a bind. There are many different unions representing the city employees, and differences could emerge on whether to reduce health coverage or demand higher wages.

The unions representing employees on the municipal side are Local 1118 of the American Federation of State, County and Municipal Employees, the Fall River Police Association, Local 1314 of the International Association of Firefighters, the Teamsters and a unit representing park police.

On the School Department side, there are even more bargaining units with whom separate agreements must be reached: the Fall River Educators Association, Fall River Administrators Association, Fall River Teaching Assistants Union, and separate units representing school nurses, clerical workers, maintenance workers and cafeteria workers.

Some of the union representatives are planning to discuss a common strategy later this week. The union representatives of the municipal employees will bargain with city Personnel Director Sharon Skeels. The union representatives of the School Department employees will bargain

FREA President James Wilcox said an informational meeting was held last week in which city officials presented less expensive alternative plans that Blue Cross has proposed. Wilcox has informed the 31 faculty representatives of the alternatives, so they can provide feedback from the membership on what they would like.

Health insurance is a problem everyone is facing — both in the public and private sector. The Fall River Area Chamber of Commerce and Industry recently moved away from Blue Cross and signed on Pilgrim Health Care for its members.

The Chamber was quoted the following monthly insurance rates for plans by different carriers.

Blue Cross-Blue Shield Master Medical, \$276.71 for an individual plan, \$634.99 for a family plan;

Blue Cross-Blue Shield Major Medical, \$239.39 individual, \$556.98 family;

RIGA, \$206.53 individual, \$483.67 family;

Ocean State, \$158.89 individual, \$378.84 family;

Pilgrim Health Care, \$148.93 individual, \$381.73 family.

The employees of the Fall River Housing Authority ratified a labor contract Tuesday night that does not give them a raise in fiscal year 1991, although their health plan

was not hit by soaring increases. Total costs increased by 12 percent, to \$600,000, according to HA

Deputy Director Leo Garganta.

When employer and employees seek out a plan, the rates vary depending on how many employees can be counted on to participate, and as to individual utilization patterns in the past.

The participants are called "the risk pool" by the insurer. The insurer tailors the rates to make sure the actual medical costs, as well as administrative overhead of the insurer, are covered at the end of the year.

Insurers will develop less expensive plans for clients, but the

ATT B 36

Hi Joan,

Let me begin by saying it was a pleasure to see you again and meet the "team" on Saturday. With that being said, and in the interest of time conservation I thought it would be better if I made the following points before our next meeting in order to allow maximum time to address the budget review and topic specific discussions.

I believe Joe Castro and I are the only Public sector members on the Finance committee. That fact gives us a different perspective on the budget. Unlike private sector budgets which are accurate representations of the financial status of a business, public sector budgets are political budgets.

The city budget and the associated hearings before the city council are influenced more by political perception than financial reality. I can provide specific examples by the volume, I will for the sake of time provide an overview of the three major areas of financial impact. Those areas are Unfunded Pension Liability, Health Care, and Collective Bargaining Agreements.

Unfunded Pension Liability

At budget time the former City Administrator and the current CFO point to the pension liability as one of our most pressing and largest financial challenges. Which it is, **how we got to this point is the problem.** The CFO went as far as referring to the thousands of retirees who spent their adult lives serving the people of Fall River as **LIABILITIES!** They point out the amount of the city's required payment and imply that it is somehow the employees fault that we are in this position.

However the facts prove otherwise, the problem was created by **Mayors** and so called financial teams **UNDER FUNDING** the system in order to divert the monies for political gain.

I will preface the following explanation and example by stating I have proof of the numbers and actions stipulated. I am one of the two employee elected members of the Fall River Contributory Retirement Board now serving my second term, the numbers referenced are the work product of the Executive Director of the Retirement Board and verified.

In the late 1990's the retirement system was on it's way to becoming fully funded and not the financial nightmare it has become.

Starting in 2002 through 2012 the city had a majority vote on the retirement board and used it to **not follow the funding schedule recommended by PERAC.** The result was

the City of Fall River invested **89 million dollars less** into its pension system than the city of New Bedford did during the same period. The result was that Fall River went from a Retirement System on its way to being funded to one of the most underfunded in the Commonwealth.

This happened because the solid conservative investment recommendations of PERAC were abandoned for **speculative, risky, and overly aggressive investments** that promised higher returns and required less money invested therefore freed up money for the city to use for short term political gains. Frankly speaking they were skimming money from the system by making **irresponsible financial decisions**. In essence "kicking the can down the road" letting the next guy absorb the damage done to the system. An analogy would be paying less than the minimum on your credit cards and being surprised by the fact that your financial liability increased.

The problem we face on this issue and its impact on budget and the overall finances of the city is clear. The present **CFO continues to try to look for ways to under fund the system**. She has gone on record as not favoring PERAC'S funding schedule and also looked into a Pension Obligation Bond which are both **fiduciarily imprudent**. Taking into account her failure to see what happened to the system when this strategy was attempted from 2002 to 2012, it is clear she has no plan to truly fix the pension liability problem.

I will close this section by informing you that the Fall River Retirement Board has adopted a funding schedule that will result in the system being **fully funded by 2035** based on PERAC and PRIM input. **It is the only way to fix the unfunded liability issues we face forever.**

As long as I am on the board I live up to my obligation as a **FIDUCIARY** of the retirees and will require this schedule be followed so as to eliminate the problem, not exacerbate it. As professional business people, and bankers would you not pay a debt off rather than take a never ending loan? If the city and its financial team wants to speculate with high risk investments let them do it with their money, not jeopardize the pensions of over two thousand retirees with irresponsible financial actions.

Health Care

The health care is another example of how in a public sector budget short term "kick the can down the road" actions result not only in long term liabilities but even short term near catastrophes.

In order to gain some perspective, I think an overview of system would be helpful. The Group Health Care in the City of Fall River is an example of cooperation between

city government and employees (Union) and it's retirees. The plan has continuously run under budget and the city is paying LESS over the past five years than it was a decade ago.

This was accomplished by two factors, one the cooperative effort between the HR department of the City and the representatives of the employees (IAC/PEC) working together to provide the best and most affordable health care possible for City Employees/Retirees.

Secondly, the adoption of Sections 21, 22 and 23 of MGL 32B which provided for a Public Employee Committee to represent All employee's and retirees in a weighted bargaining process.

The result has been a good health care system that has not only runs under budget, but has realized a **large monetary wind fall for the city by the cost shift to employees.** The City of Fall River has received an **additional average of three (3) million dollars a year from the increased co-pays and deductible that were shifted to the employee's** after the adoption of the aforementioned sections of MGL 32B. These figures were reported to the **Massachusetts Department of Revenue by the City of Fall River.** So in addition to running under budget these additional monies were received by the city.

In spite of these positive results the **City's financial team consistently under funds their share of the health care premium costs in the budget.** They regularly divert any excess money they can elsewhere and leave the Health Care account virtually empty at the end of every fiscal year.

Fiduciarily irresponsible at best, and possibly malfeasance on their part.

Health care and prescription drugs are the most **unpredictable and unstable financial obligation any city faces.** So why would you NOT want to reinvest some of the unused appropriated money earmarked for health care back into the system, by establishing an interest bearing account that mirrors the way employee money is statutorily required to be handled? (MGL Chapter 32B section 8A)

The answer **POLITICICS**, kick the can down the road and use the money to artificially inflate the budget for optics. Examples:

The Financial Team told the City Council

"WE NEVER fund our share fully because we always run under budget." (Video of said council meeting is available.)

They virtually have no reserve cash at the end of a fiscal year. (records and video)

What can result from this short sighted fiscally unsound financial strategy?

On the long term, major changes that can spike medical or drug costs that are highly probable will find the city financially unable to pay it's share of the cost of health care.

On the short term, the city could not afford to absorb the costs of changes that could benefit it in the long term. Examples that have already occurred:

We could not change from the current self insurer plan to a premium plan because the city lacked the cash reserves to pay out the Incurred but not reported claims in the run off period due lack of funds.

Why? Because in spite of the fact that the Employee Trust Fund had in excess of five (5) million dollars in it and the city Should Have Three Times More in their account . The City Trust Fund Account had approximately five hundred thousand.

The results of this incredible breach of their fiduciary responsibility to the employees, retirees, and tax payers was the city could not make a change that would have saved us money and made the plan costs stable.

THE MOST GLARING EXAMPLE OF WHAT THE LACK OF FIDUCIARY RESPONSIBILITY HAS ALREADY CREATED FOLLOWS:

The City of Fall River could not afford to pay it's share of the Fall River Meds Program, our Canadian Drug Plan that saves use MILLIONS EVERY YEAR!

In spite of the fact that the City is required by Collective Bargaining Agreements to pay 75% of the Health Care they didn't have the money in their account to fund a program that saves the city millions. Losing that plan would have added millions to the cost of the plan.

If that doesn't clearly demonstrate ineptness and lack of financial long term financial thinking, I don't know what does!

How Were We Saved? The Employees/Retirees LOANED THE CITY NEARLY A MILLION DOLLARS (From Our Trust Fund/Mitigation Fund) TO SAVE THE PLAN AND OUR HEALTH CARE!

I could go on , but let it suffice to say that the financial strategy this city uses is rob Peter to pay Paul, live for today and let the next administration worry about receivership. This financial planning and budgeting or lack there of, has to go or we will all suffer the consequences.

In closing please feel free to ask current IAC/PEC Chairman Joe Castro for confirmation. My background on health care is as follows.

I became a member of the IAC (Insurance Advisory Committee) in 1981. Was elected it's first Chairman shortly thereafter and remained Chairman for over twenty years. Upon my retirement I was appointed by the State, County, and Municipal Retirees Association as the PEC (Public Employee Committee) representative for all municipal retirees.

In 1991 I successfully recovered almost two million dollars from the City of Fall River that was placed in City rather than the Employee Trust Fund. (**A violation of MGL 32B section 8A**) In 2008 I consulted when the city **AGAIN** mismanaged employee health care money. During this period an additional five Insurance Accounts were discovered to have been dormant/inactive for **Twenty Five (25)** years in spite of required mandatory audits required by **MGL 32B section 3A**.

This part of the budget is the single most functionally sound but **fiscally mismanaged area of the Fall River city budget. It is the "Slush Fund."**

Collective Bargaining Agreements

The CBA's are the hidden mine field of the City budget. The long range impact of negotiated stipends, raises, and benefits are not fully understood and could be devastating to future budgets. Benefits impact numerous other cost items in the CBA. For example a pay raise also increases holiday pay, overtime pay and possibly other areas.

I can say with confidence that the financial team and the negotiators for the city have zero bargaining experience. They gave away the farm so to speak to some groups in exchange for endorsements and political support. While others were forced into arbitration to settle. The long term result will be the groups who are behind will be looking to catch up while the groups well situated will be looking for more.

This will be problematic both financially and politically. All CBA's must be reviewed by someone with a labor background who fully understands the impact any benefit has on other parts of a contract both financially and in labor/management relations. Grievances cost the city money and impact the work environment.

It is easy to look at the tree (pay raises and initial costs) and not see the forest. (long range costs associated with benefits) It was not long ago that former Mayor Flanagan had an 8 million dollar deficit and a large part of that was back end loaded CBA's coming home to roost.

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The review of all CBA's should be a top priority and is critical to truly determining the financial position of the city. It is a much overlooked and potentially very costly part of the budget. This area is a example of why we cannot trust city budgets to be accurate.

In closing, I thank you for your consideration of my perspective and your patience and attention.

I strongly encourage that we have a full independent audit of the city budget.

Cost should not be an issue, the cost of not having an audit is far more dangerous in my opinion.

As President and chief negotiator of the Firefighters Union for twenty four (24) years I have seen how inaccurate these budgets are. Twice I proved the city's ability to pay in a JLMC contract arbitration when they asserted they could not pay. Twice we have proved they had mismanaged health care money and had figures completely wrong.

In 1991 after we had Ernst and Young audit the health care system the arbitrator stated "It is obvious the books of the city are in a total state of disarray."

We cannot rebuild the city without knowing exactly where we stand financially.

Respectfully submitted

Robert Camara

ATT. C 36

TOTAL Appropriations

FY	FRRS - FY97-16	NBRS - FY97-16
1997 \$	11,070,616.00 \$	11,855,140.00
1998 \$	11,264,201.00 \$	13,262,009.00
1999 \$	10,414,481.00 \$	10,717,334.00
2000 \$	10,512,929.00 \$	11,089,000.00
2001 \$	10,616,300.00 \$	11,474,000.00
2002 \$	8,817,465.00 \$	12,095,399.00
2003 \$	8,990,767.00 \$	14,761,121.00
2004 \$	9,188,289.00 \$	14,792,536.00
2005 \$	10,182,301.00 \$	16,148,800.00
2006 \$	11,200,000.00 \$	18,624,000.00
2007 \$	12,450,000.00 \$	20,814,000.00
2008 \$	13,800,000.00 \$	22,466,546.00
2009 \$	15,750,000.00 \$	24,905,948.00
2010 \$	17,770,000.00 \$	24,829,417.00
2011 \$	17,992,000.00 \$	24,829,417.00
2012 \$	21,470,000.00 \$	25,080,002.00
2013 \$	22,205,000.00 \$	25,889,706.00
2014 \$	23,075,000.00 \$	27,297,326.00
2015 \$	24,013,000.00 \$	28,253,951.00
2016 \$	25,454,000.00 \$	29,758,906.00

FY City of Fall River portion

1997 \$	9,988,811.00
1998 \$	10,081,460.00
1999 \$	9,266,806.00
2000 \$	9,395,405.00
2001 \$	9,426,213.00
2002 \$	7,741,051.00
2003 \$	8,050,333.00
2004 \$	8,162,876.00
2005 \$	8,994,016.00
2006 \$	9,955,076.00
2007 \$	11,253,308.00
2008 \$	12,316,713.00
2009 \$	14,063,982.00
2010 \$	15,740,762.00
2011 \$	16,500,000.00
2012 \$	19,709,368.00
2013 \$	20,341,360.00
2014 \$	21,142,195.00
2015 \$	21,964,576.00
2016 \$	23,288,423.00 *

PAGE 8 OF 8

BUDGET SUMMARY

23, 288, 423

23, 029, 423

259,000

Att. D 36

More Misinformation, Malfeasance & Misappropriation of Health Care Money

The following are answers from Blue cross Blue Shield of Massachusetts as to actual facts vs misrepresentations that the mayor was given by his financial officer and "team."

Please pay special attention to question one, there is a contractual obligation as well as a LEGAL FIDUCIARY RESPONSIBILITY to fund employee health care.

1. The mayor says that its his understanding that most cities in the state are not fully funded as it relates to the 75/25 insurance split

While we do not monitor this I believe most do fund and are required by law to do so. He should check with legal counsel. There have been some cases taken to the labor board since the unions see this as a violation of contractual obligations.

2. The Mayor stated that someone told him , most of the cities and towns are in the GIC and the majority are premium as opposed to ASC

Similar to all JPAs the GIC is self-funded but invoices a working rate to the participating communities. There are currently 53 municipal entities in the GIC. BCBSMA writes over 430 municipalities and some are written directly by other carriers. The GIC only writes about 10% of municipalities.

He wants to know how many BCBSMA are ASC vs premium and the number of Cities and Towns that left the GIC

Over 80% of municipalities are ASC. We are aware of Saugus, Peabody, Pittsfield, Orange, Quincy, Dracut, Hopedale, Winchendon



ATT. E 36
Summary Savings Report# 13245

DATE: Apr-21-20
PROGRAM: Fall River Meds - GSR
CUSTOMER: City of Fall River
1 Government Center, 6th Floor
Fall River, MA
02722

January 01, 2020 - March 31, 2020 Page 1

Enrolled Members

639

Participation is based on the previous 12 months

	<u>Current</u>	<u>Since Inception</u> November 01, 2004
Issued Prescriptions	1053	89403
Average U.S. Plan Cost	\$959,525.16	\$43,242,989.84
CanaRx Billing	\$207,938.70	\$15,966,295.10
Net Program Savings	<u>\$751,586.46</u>	<u>\$27,276,694.74</u>
Savings	78.33%	63.08%

Current Savings

Employee Savings	\$61,840.00	8.24%
Group Savings	\$689,746.46	91.76%
Savings	<u>\$751,586.46</u>	<u>100.00%</u>

Projected Annual Savings

\$3,014,605.03

Calculations are based on current results

Att. F

36

SEPTEMBER 2014

MORE COMMUNITIES CUT PREMIUM COSTS

Savings Far Exceed Estimates

According to a recent state report, more and more communities are saving money in their health insurance programs since the enactment of the Municipal Health Insurance Law (Chapter 69) in 2011. Issued this summer by the Executive Office of Administration and Finance (ANF), the report announces a total of \$247M in premium savings has been realized locally, and with the potential of an additional \$10M, the savings for municipalities exceed original estimates, when Chapter 69 was enacted, by some 140%.

Readers may recall that last year (May '13 *Voice*) ANF issued its first report on the premium savings for communities beginning July 2011, when Chapter 69 was enacted, through June 2012 (Fiscal Year 2012). Back then 165 municipalities and 59 regional school districts reported they saved some \$205M in premiums. That was double the \$100M in premium savings from Chapter 69, originally estimated by ANF.

Since ANF's first report, more communities and school districts have notified the state that they have cut their health premium costs. In fact, over 50 cities, towns and districts have done so.

As shown in the charts, ANF's most recent (second) report shows that the City of Fall River real-

ized the biggest premium savings - \$8.394M. This places it at #5 among all the communities that have reported to ANF since July 2011, with Worcester #1 (\$22.5M), Boston #2 (\$17.5M), Lowell #3 (\$11.8M) and Newton #4 (\$9.0M).

Fall River's PEC (Public Employee Committee) and city officials reached agreement last year. They agreed that instead of joining the state GIC, they would make plan design changes in the Blue Cross plans being offered to the city's retirees and employees.

Beginning this past August, coverage for non-Medicare retirees was changed from Network Blue New England and Blue Choice to HMO Blue New England Option v.4. Non-Medicare retirees who are living outside New England are covered by Blue Care Elect Deductible.

Coverage for Medicare retirees has also been changed. They are now insured by Medex 2 with Blue Medicare Rx, a prescription drug plan (PDP) that is administered by CVS Caremark. Currently CVS Caremark is the state GIC's prescription benefit manager (PBM).

\$2.8B In Projected Savings Over 10 Years

With these additional municipalities joining the ANF reports, the local

Please See Page 17

Municipal Premium Savings

NOTE: The following highlights communities that reported over \$250,000 in premium savings since 7/1/12, using Chapter 69 or implementing comparable changes outside Chapter 69.

Fiscal Year 2013 Savings

UNDER CH. 69 EITHER IN PLAN DESIGN CHANGES (DESIGN) OR JOINING GIC (GIC):

Municipality	Option	Savings
Garver	Design	\$320,969
Dartmouth	Design	\$538,882
Foxborough	Design	\$1,343,544
North Andover	GIC	\$3,589,559
Northampton	GIC	\$1,558,000
King Philip	Design	\$528,768

OUTSIDE CH. 69 EITHER IN PLAN DESIGN CHANGES (DESIGN) OR JOINING GIC (GIC):

Municipality	Option	Savings
Agawam	Design	\$289,186
Amherst	Design	\$1,532,644
Brockton	Design	\$6,700,000
Gloucester	GIC	\$700,000
Lynnburg	Design	\$257,028
Needham	Design	\$334,500
Wareham	Design	\$451,015
Amherst Pelham	Design	\$961,558
Dighton Rehoboth	Design	\$575,425
Tilton	Design	\$584,122

Fiscal Year 2014 Savings

UNDER CH. 69 EITHER IN PLAN DESIGN CHANGES (DESIGN) OR JOINING GIC (GIC):

Municipality	Option	Savings
East Bridgewater	GIC	\$820,546
Fairhaven	Design	\$291,653
Fall River	Design	\$8,394,531
Framingham	GIC	\$3,556,743
Haverhill	Design	\$3,796,000
Middleborough	GIC	\$1,166,375