

# 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, 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.*

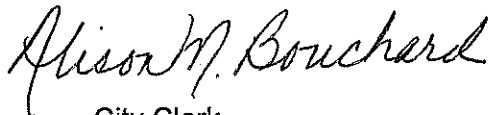
*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adjourn at 9:09 p.m.*

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

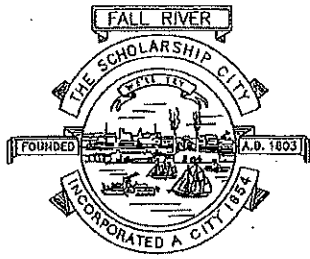
A true copy. Attest:



City Clerk

In City Council, June 9, 2020

Approved, 9 yeas



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

**RECEIVED**

2020 MAY 15 A 8:58

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

**ALISON M. BOUCHARD**  
CITY CLERK

**MEETINGS SCHEDULED**  
**VIRTUAL MEETINGS**

**INÊS LEITE**  
ASSISTANT CITY CLERK

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

**TUESDAY, MAY 19, 2020**  
**AGENDA**

**5:00 P.M. COMMITTEE ON PUBLIC WORKS AND TRANSPORTATION MEETING**

**6:30 P.M. PUBLIC HEARINGS (OR IMMEDIATELY FOLLOWING THE  
COMMITTEE ON PUBLIC WORKS AND TRANSPORTATION 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, May 19, 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:

**Curb Removals**

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.

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'

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

One Government Center • Fall River, MA 02722

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

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.

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.

**6:35 P.M. COMMITTEE ON FINANCE (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARINGS IF THEY RUN PAST 6:35 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](mailto:city_clerks@fallriverma.org) by May 19, 2020 at 5:00 p.m. to be read at the meeting.*
2. Update from Mayor Paul E. Coogan regarding COVID-19
3. Proposed FY21 Budget for Water and Sewer Divisions (referred 4-14-20)
4. Discuss personal protection equipment for first responders (referred 4-14-20)
5. Discuss methods to lessen financial burden of citizens and businesses during times of statewide emergencies (referred 4-14-20)

**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 loan order in the amount of \$4,858,085 for the Phase 20 Water Systems Improvements

**PRIORITY COMMUNICATIONS** – None

**COMMITTEE REPORTS**

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

2. \*Proposed Ordinance – Traffic, Handicapped Parking

First Reading:

3. \*Proposed Ordinance – Traffic, miscellaneous
4. \*Proposed Ordinance – Floodplain district boundaries and base flood elevation data

Referral to Corporation Counsel:

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

**ORDINANCES** – None

**RESOLUTIONS** – None

**CITATIONS** – None

**ORDERS – HEARINGS**

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**ORDERS – MISCELLANEOUS** – None

**COMMUNICATIONS – INVITATIONS – PETITIONS**

9. \*Claims

City Council Meeting Minutes:

10. \*Public Hearings – May 5, 2020
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City Clerk

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PAUL E. COOGAN  
Mayor

City of Fall River  
Massachusetts  
Office of the Mayor

FINANCE **3**

RECEIVED

2020 MAR 26 P 1:08

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

March 24, 2020

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

RE: FY21 Budget Submission  
Water and Sewer Divisions

Dear Honorable Councilors:

Please find enclosed the proposed FY21 budgets for the Water and Sewer Divisions. This submittal meets the requirements of Ordinance Section 2-183 that requires that Enterprise Fund proposed budgets be submitted to the City Council by April 1.

Sincerely,

Paul E. Coogan  
Mayor

CITY OF FALL RIVER  
IN CITY COUNCIL

APR 14 2020

*Referred to the Committee  
on Finance, 9 years*

One Government Center • Fall River, MA 02722

TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL [mayor@fallriverma.org](mailto:mayor@fallriverma.org)

12/1/20

marked & mailed to [unclear]



The City of FALL RIVER - COMMUNITY UTILITIES FY 2021 Proposed Budget SEWER DIVISION: 2/6/2020	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	\$14,651,809
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
<b>TOTAL SEWER FUND REVENUE</b>			<b>\$22,474,554.77</b>	<b>\$23,939,841</b>	<b>\$24,276,001</b>

## 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	\$0
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
<b>TOTAL SEWER TREATMENT PLANT OTHER</b>			<b>\$1,753,488</b>	<b>\$1,670,000</b>	<b>\$1,670,000</b>

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
<b>TOTAL SEWER PLANT &amp; PROG SALARIES</b>			<b>\$500,722.53</b>	<b>\$563,626</b>	<b>\$526,932</b>

# FINANCE 3

64407192 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
<b>TOTAL SEWER TREATMENT PLANT EXPENSES</b>			<b>\$250,487.10</b>	<b>\$239,530</b>	<b>\$251,530</b>

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
<b>TOTAL SEWER TREATMENT PLANT EXPENSES</b>			<b>\$10,663,739.54</b>	<b>\$11,300,783</b>	<b>\$11,584,724</b>

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

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 ORIGINATION FEES	\$22,961.62	\$84,964	\$174,308
64409905	599996	OFU-TFR-CAP PR	\$62,875.00	\$0	
<b>TOTAL STORM WATER DEBT SERVICE</b>			<b>\$8,620,976.61</b>	<b>\$10,085,902</b>	<b>\$10,162,815</b>

	FY19 Actuals	FY20 Budget	FY21 Proposed
<b>TOTAL REVENUES</b>	<b>\$22,474,554.77</b>	<b>\$23,939,841</b>	<b>\$24,276,001</b>
<b>TOTAL EXPENSES</b>	<b>\$21,880,244.86</b>	<b>\$23,939,841</b>	<b>\$24,276,001</b>

delta	\$594,309.91	\$0	\$0
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rates			
sewer per ccf	\$5.38	\$5.48	\$5.55
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			\$478.15
delta: increase from fy20 to fy21 per family at 109 GPD			\$11.71

FY 2021 PROPOSED COMMUNITY UTILITIES BUDGET			FY19	FY20	FY21
WATER DIVISION 3/10/2020			Actual	Budget	Proposed Budget
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	\$10,751,324
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	\$13,515,264

Water Rate Per CCF	\$3.14	\$3.24	\$3.40
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	
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	\$2,756,841

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	

# FINANCE 3

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			\$1,066,751.51	\$1,118,353	\$1,202,983

64507252 WATER MAINT & DISTRIB EXPENSES			FY19 Actual	FY20 Budget	FY21 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 Actual	FY20 Budget	FY21 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

# FINANCE 3

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



# FINANCE 3

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	\$13,515,264
GRAND TOTAL -REVENUE			-\$11,937,588.80	\$13,367,974	\$13,515,264
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					\$236.20
delta: increase from fy20 to fy21 per family at 109 GPD					\$8.48

*City of Fall River, In City Council*

**FINANCE** 

(Councilor Christopher Peckham)

WHEREAS, the current COVID-19 pandemic has placed a burden on our first responders, and

WHEREAS, Federal and State officials have indicated a shortage of personal protective equipment (PPE), and

WHEREAS, Fall River and its first responders need to have adequate PPE, and

WHEREAS, we have roughly one month left of PPE for our officers, now therefore

BE IT RESOLVED, that the Committee on Finance convene with the Police Chief, Fire Chief, Emergency Medical Services Director, union representatives and any other public safety personnel to update the City Council and its residents to ensure and resolve (if necessary) to remedy any shortage of personal protective equipment and for our first responders to have excess PPE in stock, and

BE IT FURTHER RESOLVED, that if it is determined that there is a need for equipment that the Administration submit a transfer to fund this possible shortage.

In City Council, April 14, 2020  
Adopted, 9 yeas.

A true copy. Attest:



City Clerk

City of Fall River, In City Council

FINANCE 5

(Councilor Trott Lee)

WHEREAS, many citizens and businesses of Fall River are subject to endure possible significant financial hardships, at no fault of their own, due to statewide safety measures taken to combat infectious viruses and diseases, now therefore

BE IT RESOLVED, that the Fall River City Council convene with the Administration to discuss methods to alleviate citizens and businesses during times of statewide crisis.

CITY OF FALL RIVER  
IN CITY COUNCIL  
APR 14 2020

*Referred to the  
Committee on Finance,  
9 years*



**PAUL E. COOGAN**  
*Mayor*

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

**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

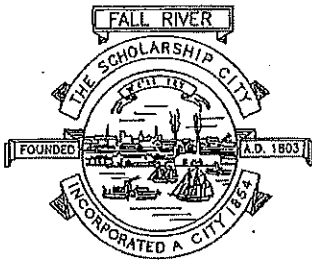
Dear Council Members:

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



**PAUL E. COOGAN**  
*Mayor*

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



**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.

# City of Fall River, *In City Council*

## **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.

# WATER SYSTEMS IMPROVEMENTS PROJECTS FINANCIAL SUMMARY

PHASE 20

PHASE 20

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 183		\$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

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

Open Market Project Cost	\$1,410,000
--------------------------	-------------

year	Phase 20-SRF-water projects		
	\$3,103,277		
	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		
\$1,410,000		
Principal	Interest	Annual P&I
\$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

## CITY OF FALL RIVER

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2

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on May 12, 2020, voted 4 yeas to recommend the accompanying proposed ordinance, accompanied by an emergency preamble, be passed through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilor Shawn E. Cadime absent and not voting.

*Callen A. Taylor*  
Clerk of Committees

**EMERGENCY PREAMBLE**

**WHEREAS, the immediate passage of the accompanying proposed ordinance is deemed necessary inasmuch as it vitally affects the health and safety of the public, now therefore**

**BE IT RESOLVED, that said ordinance is hereby deemed an emergency measure in accordance with the provisions of Section 2-9(b) of the City Charter.**

# City of Fall River, *In City Council*

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

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

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

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Fifth Street	West	Starting at a point 20 feet south of Rodman Street, for a distance of 20 feet southerly
Belmont Street	East	Starting at a point 133 feet south of President Avenue, for a distance of 20 feet southerly
Bradford Avenue	North	Starting at a point 149 feet east of Broadway, for a distance of 20 feet easterly
Chavenson Street	West	Starting at a point 25 feet north of Bedford Street, for a distance of 20 feet northerly
Eastern Avenue	West	Starting at a point 278 feet north of Edgemond Street, for a distance of 20 feet northerly
Everett Street	West	Starting at a point 131 feet north of Alden Street, for a distance of 20 feet northerly
French Street	South	Starting at a point 102 feet east of Rock Street, for a distance of 20 feet easterly
Hall Street	North	Starting at a point 282 feet east of Church Street, for a distance of 20 feet easterly
Merchant Street	West	Starting at a point 20 feet north of Seventeenth Street, for a distance of 20 feet northerly
North Main Street	West	Starting at a point 20 feet south of Weaver Street, for a distance of 20 feet southerly
North Underwood Street	West	Starting at a point 253 feet south of Stewart Street, for a distance of 20 feet southerly
Orange Street	East	Starting at a point 447 feet north of Bedford Street, for a distance of 20 feet northerly
Tripp Street	West	Starting at a point 117 feet south of Dwelly Street, for a distance of 20 feet southerly
Winter Street	East	Starting at a point 174 feet south of Maple Street, for a distance of 20 feet southerly

## CITY OF FALL RIVER

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3

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on May 12, 2020,  
voted 5 yeas to recommend that the accompanying proposed ordinance be  
passed through first reading.

*Caitlin A. Taylor*  
Clerk of Committees

# City of Fall River, In City Council

3

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

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4

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on May 12, 2020, voted 5 yeas to recommend that the accompanying proposed ordinance be passed through first reading.

*William A. Taylor*  
Clerk of Committees



# 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, 6<sup>th</sup> 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

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5

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on May 12, 2020, voted 5 yeas to recommend that the accompanying resolution, as amended, be referred to Corporation Counsel to prepare a proposed ordinance.

*Colleen A. Taylor*  
Clerk of Committees

City of Fall River, *In City Council*

5

(Councilor Linda M. Pereira)  
(Committee on Ordinances and Legislation)

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

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

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

\*BE IT FURTHER RESOLVED, that Corporation Counsel review the Code of the City of Fall River and state laws to determine if monuments and memorials are located within city parks then would the Board of Park Commissioners or the Veterans' Service Officer ultimately be in control of said monuments and memorials.

\*Amended at a meeting of the Committee on Ordinances and Legislation held on May 12, 2020.

**Stillman  
&  
Associates, P.C.**  
**ATTORNEYS AT LAW**

51 Mill Street, Suite 11  
Hanover, MA 02339  
T (781) 829-1077  
F (781) 829-2077

Rhode Island Office  
(401) 787-4241

#20-19

April 29, 2020

**SENT PURSUANT TO MGL ch. 258**

Alison M. Bouchard, City Clerk  
One Government Center, Room 227  
Fall River, MA 02722

**RE: Insured: James Johnson**  
**Date of Loss: 10/06/2019**

RECEIVED  
2020 MAY -4 P 1:30  
CITY CLERK  
FALL RIVER, MA

Dear Ms. Bouchard:

We have been retained by Plymouth Rock Assurance Company to recover for property damage resulting from an accident that took place on October 6, 2019 at the intersection of Beattie Street and Johnson Street in Fall River. On that date, a vehicle operated by Fall River employee James J. Frascatore and owned by the City of Fall River (Registration No. MFC246) struck a parked vehicle owned by James Johnson.

Due to your employee's negligence, Mr. Johnson's vehicle was damaged. Plymouth paid its insured for those damages and is now seeking to pursue its subrogation rights against the City of Fall River to recover \$4,189.12 for this loss.

As the city's liability for this loss is apparent, we hope that this matter can be resolved quickly, without the additional efforts and expenses of litigation. Please feel free to contact my office if you would like to discuss settlement of this claim. Otherwise, we will file suit according to the terms of Mass. Gen. Laws ch. 258.

Thank you in advance for your prompt attention to this matter.

Very truly yours,

*David H. Stillman*  
David H. Stillman

Orig + Copy to Law Dept  
Copy DPW  
Copy City Criminal  
Copy City Clerk

APR 27 2020



RECEIVED

9

City of Fall River  
Notice of Claim

2020 MAY -4 P 1:30

CITY CLERK #20-20  
FALL RIVER, MA

1. Claimant's name: Armanda Sousa
2. Claimant's complete address: 2039 Meridian St. Fall River, Ma 02720
3. Telephone number: Home: 508-679-1943 Work: n/a
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
auto accident
5. Date and time of accident: 04/16/2020 Amount of damages claimed: \$ 2871.00
6. Exact location of the incident: (include as much detail as possible):  
91 Choate St. Fall River, Ma 02723
7. Circumstances of the incident: (attach additional pages if necessary):  
Police officer backed into my vehicle. Refer to the attached copy of the motor vehicle crash police report for details.
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: 4/25/2020

Claimant's signature: Armanda Sousa

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

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator ☒ Police Date: 5/4/2020



City of Fall River  
Notice of Claim

RECEIVED

2020 MAY -4 P 1:36

#20-21

1. Claimant's name: Paul Gardella
2. Claimant's complete address: 62 Snell St Apt 3 CITY CLERK FALL RIVER, MA 02721
3. Telephone number: Home: 401-288-9066 Work: 978-399-5980
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Property damage to lower control arm on City street
5. Date and time of accident: 3/26/2020 Amount of damages claimed: \$510.79
6. Exact location of the incident: (include as much detail as possible):  
Beginning of Albert st to Smith st
7. Circumstances of the incident: (attach additional pages if necessary):  
Serious pot holes all over the whole st. The whole street is covered in potholes, uneven asphalt. These photos show a clear photo as to how the whole street looks
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: 4/22/2020

Claimant's signature: Paul Gardella

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

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

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

For official use only:

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

Date: 5/4/2020





RECEIVED

2020 MAY -7 A 9:37

City of Fall River  
Notice of ClaimCITY CLERK  
FALL RIVER, MA

9

1. Claimant's name: Anibal Matthew Valentin
2. Claimant's complete address: 39 Fenner St apt 2 Fall River, Ma 02724
3. Telephone number: Home: 774-294-1893 Work: \_\_\_\_\_
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
auto accident
5. Date and time of accident: 4-13-20 @ 4:20 pm Amount of damages claimed: \$ 916.34
6. Exact location of the incident: (include as much detail as possible):  
across the street from 39 Fenner St Fall River on side of Chen park entrance
7. Circumstances of the incident: (attach additional pages if necessary):  
45 mph windy day (rain) 2 trash barrels at chen park one managed to fall on it side and other was chained up and then wind seemed to pick up as the barrel went towards my car strike fender and door pretty good (passenger side)
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  
Progressive Group of Insurance Companies 602 Edweth St Westwood, MA 02093

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: 5-7-20Claimant's signature: Anibal Valentin

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

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

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

For official use only

Copies forwarded to: ☐ City Clerk ☐ Law ☐ City Council ☐ City AdministratorDate: 5-7-20

**CITY COUNCIL PUBLIC HEARINGS**

**MEETING:** Tuesday, May 5, 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. Perelra participated remotely via Zoom

**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 5, 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 Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the hearing be opened, with Councilor Trott Lee absent and not voting.*

1. Michael Couto, 555 Broadway, Fall River, MA, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
555 Broadway on Oliver Street	27' 7"	3'	0'	30' 7"

The petitioner is requesting to remove an additional 3 feet of curbing on an existing 27 foot 7 inch driveway opening on the north side of the property facing Oliver Street. This parcel contains a commercial building and a residential building. The existing curb opening is necessary for the viability of the commercial business. The additional removal of 3 feet will provide access to park a vehicle. The property owner was recently approved for a significant widening of the driveway opening. However, once the site work and original driveway construction were completed, the owner requested a small additional opening due to a measurement error in the original request.

*The President then directed the proponents to be heard and there were no proponents. The President then directed the opponents to be heard and there were no opponents. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be closed, with Councilor Trott Lee absent and not voting.*

10  
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be opened, with Councilor Trott Lee absent and not voting.

2. Steve Steen, 82 and 84 Harvard Street, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
82 Harvard Street	8'	4'	0'	12'
84 Harvard Street	8'	4'	0'	12'
Total	16'	8'	8'	24'

The petitioner has two existing 8 foot driveway openings serving two townhomes, and is requesting the removal of 4 feet on each driveway to improve ease of access to the property.

The President then directed the proponents to be heard and there were no proponents. The President then directed the opponents to be heard and there were no opponents. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted that the hearing be closed, with Councilor Trott Lee absent and not voting.

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the hearing be opened, with Councilor Trott Lee absent and not voting.

3. Robert Medeiros, 97 Whittier Street, Fall River, MA, for the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
97 Whittier Street	41'	19'	0'	60'

The petitioner is requesting the removal of 19 feet of curbing to the existing 41 foot driveway opening on the north side of the property to allow for additional access.

Councilor Trott Lee joined the meeting at 6:43 p.m.

The President then directed the proponents to be heard and he then read an email from the petitioner. The President then directed the opponents to be heard and he then read a communication submitted by Jose and Laura Silva. Councilor Michelle M. Dionne stated that she visited the property and there is sufficient driveway access presently for six vehicles. Councilor Leo O. Pelletier asked if there will be a business at this location. The City Clerk stated that this item is number 15 on the City Council Agenda and a motion to refer the matter to the City Council Committee on Public Works and Transportation would be proper at that time. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the hearing be closed.

#### Joint Pole Re-location

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be opened.

4. Massachusetts Electric Company and Verizon New England, Inc. for a jointly-owned pole re-location for the following:

#### Robin Street

One (1) pole re-location

Relocate existing jointly owned Pole 2 on Robin Street approximately 30 feet northwest of its current location. This pole relocation will service a new home at 155 Robin Street without aerial trespass.

In accordance with Plan No. 29432527

Dated: 2/12/2020

*The President then directed the proponents to be heard and there were no proponents. The President then directed the opponents to be heard and there were no opponents. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be closed.*

### **Storage License**

*On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the hearing be opened.*

5. Colbea Enterprises, LLC, 7 Starline Way, Cranston, RI for permission to store 24,000 gallons of unleaded/super gasoline and 6,000 gallons of diesel fuel, for a total of 30,000 gallons underground; an increase of 2,000 gallons at 372 Plymouth Avenue on Lot I-19-10, Assessors Plan.

*The President then directed the proponents to be heard and there were no proponents. The President then directed the opponents to be heard and there were no opponents. On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be closed.*

*On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be opened.*

6. Franklin Service Auto Care, LLC, 1101 North Main Street, Fall River, MA for permission to store two (2) 10,000 gallon tanks of regular gasoline, 5,000 gallons of super gasoline and 5,000 gallons of diesel fuel for a total of 30,000 gallons underground at 1101 North Main Street on Lot O-07-0013, Assessors Plan.

*The President then directed the proponents to be heard and there were no proponents. The President then directed the opponents to be heard and there were no opponents. On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be closed.*

### **Underground Conduit**

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be opened.*

7. Massachusetts Electric Company for an underground conduit location, as follows:

#### **Highland Avenue**

Massachusetts Electric Company requests to install approximately 200 feet of underground conduit and underground primary from Pole 113 in front of 2789 Highland Avenue, heading north to a pull box on the right of way by 2809 Highland Avenue. Primary cable to be installed for a transition station in electrical right of way for transmission towers.

In accordance with Plan No. 29188604 dated November 26, 2019.

#### **Condition:**

Construction shall be executed entirely within the sidewalk.

Full replacement required.

*The President then directed the proponents to be heard and there were no proponents. The President then directed the opponents to be heard and there were no opponents. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was unanimously voted that the hearing be closed.*

List of documents and other exhibits used during the meeting:

Agenda (attached)

DVD of meeting

Email from Robert Medeiros

Communication from Jose and Laura Silva

A true copy. Attest:

*Alison M. Bouchard*

City Clerk

## COMMITTEE ON FINANCE

MEETING: Tuesday, March 10, 2020 at 6:00 p.m.  
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: Mary Sahady, Temporary City Administrator/Director of Financial Services  
Chief John D. Lynch, Fall River Fire Department  
Timothy Oliveira, Director of Emergency Medical Services  
Jason Burns, Fall River Fire Department

The chair called the meeting to order at 6:50 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

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

Citizens' Input Time – Before Discussion of Financial Matters:

Chris Blanchette, 1135 North Main Street – Plastic Bag Ban  
Fayth Cordeiro, 747 June Street – Plastic Bag Ban  
John Sylvia, 51 Ada Street – Zoning  
Richard Barlow, 50 Anderson Street – Public Safety

2. Resolution to discuss timeframe and current status of proposed EMS/Fire Department merger, and income and expenses of EMS Enterprise Account  
*Councilor Christopher M. Peckham stated that he filed this resolution so that the City Council could get an update and current status of the proposed EMS/Fire Department merger. He then asked when this merger will happen. The Director of Emergency Medical Services stated that he is confident that the merger will take place sometime in the future. The Fire Chief stated that the Fall River Fire Department is a constantly evolving organization. He then stated that for approximately the last 200 years the job of the Fire Department was to extinguish fires, but through the years the Fire Department has taken on additional responsibilities as time has evolved such as,*

- Vehicle extrications
- Hazardous Materials
- Trench rescues
- Marine and dive rescues
- Medical Rescues

The Fire Chief then stated that approximately 34 years ago when he joined the Fall River Fire Department, firefighters were only educated in cardiopulmonary resuscitation (CPR) and years later were educated in first aid and automated external defibrillator (AED) operations. He then stated that approximately five years ago, all newly hired personnel need to be certified as a Basic Emergency Medical Technician (EMT) and maintain their certification throughout their employment. He went on to state that there is no specific time frame for this merger, it is more of an evolution that will take time to complete. He also mentioned that this is a process and there are two different labor unions involved.

Councilor Christopher M. Peckham asked the Director of Emergency Management Services how many firefighters are now Basic EMT certified. The Director of Emergency Management Services stated approximately 85 members.

Councilor Christopher M. Peckham then asked when the EMS Division and the Fire Department merge, will the monies from the EMS Division be transferred to the General Fund. The Director of Financial Services stated that the EMS Division is an enterprise fund and the Fire Department is a department of the City. She then stated that the EMS Enterprise Fund would need to be dissolved and merged back into the general fund for the City.

Councilor Christopher M. Peckham then asked Jason Burns what his thoughts were regarding the possible merger of the Fire Department and the EMS Division. Jason Burns stated that there will be lengthy conversations needed between the unions involved, but it is not impossible to do.

The Fire Chief then stated that all new hires for the fire department are now provided Basic EMT training in house, which is working well. Councilor Pam Laliberte-Lebeau asked how many firefighters are paid from the EMS Enterprise Fund. Chief John D. Lynch stated that there are five firefighters paid by the EMS Enterprise Fund. He stated that there are 10 firefighters that spend 50% of their hours working as a firefighter and 50% of their hours working as a Basic EMT, therefore the EMS Enterprise Fund pays for five firefighter salaries. The Director of Financial Services stated that the EMS Enterprise Fund also pays for the benefits for these five firefighter salaries. Councilor Christopher M. Peckham thanked everyone for their time to provide updated information on this matter.

3. Transfers and appropriations - \$1,870,294 from the General Fund Stabilization Fund to The following:

- Employer Trust Fund \$1,000,000
- School Appropriation \$ 870,294

Council President Cliff Ponte asked the Director of Financial Services to provide a brief overview of the requested transfers and also clarify the proposed increase in health care premiums. The Director of Financial Services stated that the School Department health care expenses came in significantly lower than was originally budgeted. She then stated that when the last transfer was made to the School Department, the city did not have the final figures for health care expenses. She also stated that with these transfers the city will close out fiscal year 2019 at 100% of net school spending.



11

Councilor Linda M. Pereira asked the Director of Financial Services how much was in the Employee Trust Fund. The Director of Financial Services stated that she does not have those figures available and stated that she will forward that information to the City Council tomorrow, but she believes approximately \$5 million dollars. Councilor Linda M. Pereira then stated that if the employees are responsible to 25% and the City is responsible for 75%, then the city should have approximately \$15 million dollars in the Employer Trust Fund. The Director of Financial Services stated that she does not see any reason to have \$15 million dollars in an account and the city is not mandated to have that. She then stated that in a city the size of Fall River, it would not be fiscally responsible to set aside that much money that has no use except for health insurance. Councilor Linda M. Pereira then stated that she feels that it is not responsible to have only approximately \$500,000.00. She then stated that she heard that health insurance rates will be increasing by 5.7% in the upcoming year. The Director of Financial Services stated that costs are actually increasing by 8%, but are only increasing 5.7% due to the amount in the Employee Trust Fund. She also mentioned that there are many items that are reviewed for increases in health insurance such as, prescription rebates, grant reimbursements, stop loss costs and also stop loss reimbursements and all of these items are split 25% to the Employee Trust Fund and 75% to the Employer Trust Fund.

Councilor Pam Laliberte-Lebeau stated that this transfer will bring Fiscal Year 2019 Net School Spending to 100%. She then stated that the prior Administrator stated that Fiscal Year 2019 was budgeted to be at 101% Net School Spending which will not happen. The Director of Financial Services stated that Fiscal Year 2019 will close out at 100% of Net School Spending.

Council President Cliff Ponte requested a PowerPoint presentation be given in the future to explain and clarify some of the questions regarding health insurance increases and trust funds. The Director of Financial Services stated that can be prepared for a future meeting.

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 unanimously voted to adjourn at 8:21 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

  
Cullen A. Taylor  
Clerk of Committees



## COMMITTEE ON FINANCE

**MEETING:** Tuesday, April 14, 2020 at 6:30 p.m.  
Atrium, One Government Center and 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 Pam Laliberte-Lebeau and Christopher M. Peckham were present in the Atrium, One Government Center

Councilors Shawn E. Cadime, Michelle M. Dionne, Bradford L. Kilby, Trott Lee, Leo O. Pelletier and Linda M. Pereira participated remotely via Zoom

**ABSENT:** None

**IN ATTENDANCE:** The Honorable Paul E. Coogan, Mayor  
Michael P. Dion, Executive Director/CFO  
Community Development Agency (via Zoom)  
Mary Sahady, Temporary City Administrator/Director of Financial Services  
Chief John D. Lynch, Fall River Fire Department

The chair 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.

The Council President acknowledged the City Clerk and her team as well as FREDTV/FRGTV in regards to the arrangements made for this meeting to take place.

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 April 14, 2020 at 5:00 p.m. to be read at the meeting.

The Council President read the following communications received from city residents, a copy of which are attached hereto and made a part of these minutes:

Citizens' Input Time – Before Discussion of Financial Matters:

Collin Dias, 560 Ray Street – Comcast and Committee on Health and Environmental Affairs  
George W. Haywood, Jr., 220 Hancock Street – COVID-19 and schools  
CJ Ferry, 300 Buffinton Street – Sewer and water rate increases and COVID-19

Citizens' Input Time – After Discussion of Financial Matters:

None

2. Update from Mayor Paul E. Coogan regarding COVID-19

Mayor Paul E. Coogan outlined the City's current efforts to combat the COVID-19 pandemic. He, along with Tess Curran, the Director of the Board of Health, the Fall River Police and Fire Departments, and EMS participate in conference calls three times a week with local hospitals and other agencies to coordinate efforts and provide assistance. He explained that the Board of Health is the epicenter of operations and that Health Director Tess Curran manages the day-to-day operations and meetings with the assistance of her staff. Twelve nurses from the Fall River Public Schools have also partnered with the Board of Health and are assisting with making the necessary phone calls. The Commonwealth also provided twelve nursing students who are assisting as well. The Mayor also outlined that a total of 275 positive cases were identified at SouthCoast Hospitals and 28 positive cases at St. Anne's Hospital to date. Going forward COVID-19 patients hospitalized at St. Anne's Hospital will be sent to Morton Hospital instead.

The Emergency rooms have reported a low number of patients at both hospitals and currently 8 patients are located in the Intensive Care Unit at St. Anne's Hospital, none of which are COVID-19 patients. St. Anne's reported to the Mayor that they currently have a 14-day supply of personal protective equipment (PPE). Charlton Memorial Hospital have isolated 40 beds for COVID-19 patients and 16 are currently occupied. They also have ten ventilators, 5 of which are for COVID-19 patients. They reported their mask supply to be low and as such the Mayor will be assisting the hospital with acquiring more PPE. PrimaCare, which is a test site for the Coronavirus 2019, has reported 116 positive cases. In terms of the Fall River Police Department, the Mayor reported phone calls for assistance are down as residents are not on the road as much and domestic violence cases are flat. The Fall River Fire Department has not seen an increase in calls either and currently have a 30-day supply of PPE. Members of the department have tested positive for the Coronavirus 2019, some of which have quarantined and recovered and will be returning to work soon. The Fall River Public Schools have been providing Grab & Go meals for students, with the number of meals being one of the highest distribution numbers in the Commonwealth.

Councilor Linda M. Pereira asked about testing sites for the City's first responders and the Mayor stated that PrimaCare has conducted 123 tests to date. She stated that city manufacturers are adjusting to the needs for PPE and that she has distributed acquired masks to local nursing homes.

Councilor Christopher M. Peckham stated that Gillette Stadium in Foxboro is testing 251 first responders a day. He asked the Mayor if the City's first responders who are being tested are quarantining and the Mayor said they are following the recommendations of their physicians.

Councilor Trott Lee inquired whether local businesses had reached out about child care for essential workers and the Mayor stated none to date, with the exception of one company asking if they could open their own, but the regulations do not allow it.

Councilor Leo O. Pelletier inquired if the Mayor would require the wearing of masks in public as recommended by the Governors of Massachusetts and Rhode Island and the Mayor stated that a directive will be issued this week on the matter. In terms of the number of deaths, the Mayor reported none to date in the City of Fall River.

Councilor Michelle M. Dionne stated that constituents have been calling her with questions on how to conduct city business and services in general and she wants the public to know that Councilors are available to help as needed to help residents get through this pandemic.

Councilor Bradford L. Kilby stated that he would hope that students do not return for this school year because of current affairs. The Mayor explained that he received a memo from the Lieutenant Governor that currently the Commonwealth is considering returning to school at the end of May or beginning of June. Councilor Kilby also inquired regarding the status of the construction of the New BMC Durfee High School and Mayor Coogan explained that 100 construction workers are currently on-site and that they have taken all the necessary sanitizing procedures to be able to continue working.

Lastly, the Mayor stated that in terms of the homeless population, provisions have been made and the local shelters do have COVID-19 beds in the event they are needed.

3. Discussion with Executive Director of CDA re: Five Year Annual Action Plan

Michael P. Dion, Executive Director/CFO of the Community Development Agency, provided an account of the timelines and process taken to compile Year One of the Five Year Community Development Agency Annual Action Plan. The proposed plan continues services in low income areas and provides funding for sidewalk improvements, senior centers, and homebuyer loans and grants.

Councilor Kilby asked if there will be an infusion of funding due to COVID-19 and Mr. Dion stated that his agency will receive an additional \$880,000 emergency solutions grant as well as \$1.7 Million in Community Development Block Grant funding from the usual funding.

Councilors Lee, Dionne, and Council President Ponte stated that they would be abstaining from this vote because of conflicts of interest. Councilor Lee works at First Step Inn, a recipient of CDA funding; Councilor Dionne served on the Redevelopment Authority, which applied for CDA funding as well; and Council President Ponte will abstain because he is a real estate broker and has referred clients to avail themselves of CDA programming and funding.

Councilor Shawn E. Cadime asked if this plan included any stipends and Mr. Dion responded that it did not as his agency will be contracting with the Redevelopment Authority to manage the storefront project.

4. Discussion of Fiscal Year 2020 – Quarter 3 Budget Report

Mary Sahady, Interim City Administrator and Director of Financial Services, stated that city revenues were at 75%, just where they needed to be prior to the Coronavirus 2019 outbreak.

As a result of COVID-19, the City is experiencing a \$1 Million shortfall in the collection of motor vehicle taxes and will experience other shortfalls in marijuana excise and impact fees as well as parking fees. Mrs. Sahady expects that funding for the motor vehicle taxes will eventually be received just later in the year than usual because this type of tax needs to be paid for driver's licenses to be renewed. She mentioned that the question of a hiring freeze has been brought up and that theoretically there is no hiring freeze currently. A number of individuals, however, have left the employ of the City, particularly, the City Planner, for which a new appointment is before the Council for approval during tonight's Regular Meeting; City Engineer for which applications are currently being accepted; City Treasurer, which will be combined with the City Collector position, and Assistant Auditor, which will be replaced with a Project Manager position. In terms of School Transportation, no costs have been incurred since school closed on March 16, 2020. A

shortfall is expected in the Water and Sewer Enterprise Accounts because Government Center is closed to the public, which affects the collection of payments, which are largely made in cash. The Emergency Management Services Enterprise Fund is not expecting a decrease in revenues.

Councilor Vice President Pam Laliberte-Lebeau asked what amounts Mrs. Sahady would expect not to collect and Mrs. Sahady explained that she expects a decrease of \$400,000 for the remainder of Fiscal Year 2020 as follows: \$100,000 to \$200,000 for parking fees; \$100,000 a month for marijuana impact fees and \$100,000 a month for marijuana excise fees.

Councilor Cadime asked for the status of the trash pickup tonnage amounts and Mrs. Sahady explained that a \$400,000 deficit is expected in that line-item due to increases in the tonnage rate as well as the effects of the COVID-19 pandemic.

Councilor Kilby asked if it will be possible to recoup 30% of the cost of transportation because of the school closure, and Mrs. Sahady stated that no exact figures are available yet but she anticipates closer to 25% if school does not return for the remaining academic year.

Councilor Dionne inquired regarding the status of marijuana excise revenues and Mrs. Sahady stated there was a surplus in that line-item prior to COVID-19. She also inquired about the collection of meal taxes and Mrs. Sahady stated she expects them to be reduced significantly and that the numbers will depend upon when the Governor re-opens businesses.

Councilor Pereira asked for a copy of the Transition Report on the Trash Tonnage as well as about the vacant positions Mrs. Sahady highlighted earlier, including the search for the new Police Chief, which Mrs. Sahady stated that a screening committee will interview candidates. Councilor Pereira also stated that instead of the Department of Community Maintenance renting space on Seabury Street to store equipment, it may be more economical to purchase a metal fab.

Councilor Cadime asked if Mrs. Sahady anticipates a deficit for the current Fiscal Year and she stated that it is too premature to say because it will depend if Government Center will re-open on May 4, 2020.

Council President Ponte stated he is concerned with the school transportation contract and believes the bus company should not be paid because they have laid off their employees. In terms of trash and yard waste collection, Mrs. Sahady expects a \$400,000 shortfall. The Council President would like the Director of Community Maintenance, John Perry, to be present at the next Finance meeting to go over what is expected going forward. Mrs. Sahady stated that she doesn't believe the DPW Complex is open for the drop-off of yard waste, however EZ Disposal was picking it up and she would confirm the status of operations and advise the City Council.

#### 5. Transfer and appropriation

A discussion was held with Mary Sahady, Director of Financial Services/Interim City Administrator, and Fire Chief John D. Lynch regarding an appropriation of \$28,386.70 to be transferred from the EMS Stabilization Fund to the Port Security Fund for purposes of helping to fund the City's portion of a new Fire Department boat. Mrs. Sahady explained that the boat was purchased in 2018 and was funded in large part by a Port Security Grant received from the U.S. Department of Homeland Security. The terms of the grant stipulated that the City would pay 25% of the cost and the grant the remaining 75%. Councilor Shawn E. Cadime asked if the City Council voted to authorize the purchase in 2018 and Mrs. Sahady stated that she was not aware of a vote in 2018. Councilor Cadime expressed that he has an issue with this purchase because the City Council was not made aware of the purchase or the costs for maintenance going forward.

Councillor Bradford L. Kilby stated that it's not a lot of funding for the return on the purchase but Councillor Cadime disagreed and stated that Department Heads need to be held accountable for not informing the City Council of purchases not originally included in this year's budget. The Fire Chief confirmed that a request was not made to the City Council because the Administration was in favor of using funding available in the General Fund. He further stated that he approached State Representative Alan Silvia about state funding but none was available. The Fire Chief further explained that this new boat is replacing a 30 year boat acquired from the City of New Bedford 4 years ago and previously owned by the City of Boston. The boat will be used to protect the waterfront, provide medical rescue, and support the Department's Dive Rescue Team. Maintenance could cost approximately \$5,000 per year.

Councillor Linda M. Pereira stated that the decision to purchase the boat was made by the previous administration in 2018 and, although she agrees that the funding was not properly handled, the boat has been delivered and nothing can be done at this time.

Councillor Trott Lee agreed with Councillor Cadime's line of questioning. Councillor Leo O. Pelletier asked where the funding came from and the Council President explained that it is from the EMS expenditures to the Port Security Fund.

Mrs. Sahady further explained that at the end of the fiscal year another City Council vote will be necessary to transfer funding from the operating expenditures to the capital expenditures to make this project whole.

Councillor Michelle M. Dionne asked the Fire Chief if the transfer of funding will affect his operations and cause any financial issues and he said it would not as he drew the funding from budget items that are stable.

Councillor Christopher M. Peckham asked which training budget was the funding taken from and the Fire Chief stated that it came from the training tower line-item because tower maintenance is not necessary at this time. He also asked if the Fire Department owns jet skis and the Fire Chief stated that it does not.

The Council President expressed frustration with the optics of this purchase and the request for a financial transfer before the City Council. He requested that Mrs. Sahady send a memo to all Department Heads requesting a status of any outstanding projects or grants that the City Council has not been made aware of and need City Council approval to be submitted for the next meeting.

On a motion made by Councillor Michelle M. Dionne and seconded by Councillor Pam Laliberte-Lebeau, it was unanimously voted to adjourn at 8:35 p.m.

List of documents and other exhibits used during the meeting:

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

  
City Clerk

### REGULAR MEETING OF THE CITY COUNCIL

**MEETING:** Tuesday, April 14, 2020 at 7:00 p.m.  
Atrium, One Government Center and 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 Pam Laliberte-Lebeau and Christopher M. Peckham were present  
in the Atrium, One Government Center

Councilors Shawn E. Cadime, Michelle M. Dionne, Bradford L. Kilby,  
Trott Lee, Leo O. Pelletier and Linda M. Pereira participated remotely  
via Zoom

**ABSENT:** None

**IN ATTENDANCE:** None

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 following appointments/reappointments:
  - a. Susana Ribeiro to the Council on Aging  
*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to confirm the appointment.*
  - b. William Walker to the Council on Aging  
*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was voted 9 yeas to confirm the appointment.*
  - c. James Gibney to the Board of Library Trustees  
*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to confirm the appointment.*
  - d. Richard Mancini to the Historical Commission  
*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Trott Lee, it was voted 9 yeas to confirm the appointment.*
  - e. Connie Soule to the Historical Commission  
*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was voted 9 yeas to confirm the appointment.*

f. Lorraine Sherry to the Council on Aging

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

g. Caroline Burton to the Council on Aging

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 8 yeas to confirm the appointment, with Council President Cliff Ponte abstaining because she is a real estate broker.*

h. Brenda L. Costa to the Council on Aging

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted 9 yeas to confirm the appointment.*

i. Alan J. Rumsey, Esq. as Cable Television Agent

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas to confirm the appointment. Councilor Shawn E. Cadime asked City Clerk Alison M. Bouchard what the position entailed and the City Clerk explained that historically this position has been held by the Corporation Counsel to negotiate the cable contract. Councilor Leo O. Pelletier expressed that the Corporation Counsel should not be the only person involved in the negotiation of the contract but that others should be involved as well. Council President Cliff Ponte stated that Corporation Counsel has retained an attorney to assist with the negotiating of the new cable contract and that any contract would come before the City Council for approval, which includes senior discounts. Councilor Linda M. Pereira stated that due to the COVID-19 Shutdown she reached out to the Mayor requesting if Comcast could provide free channels for residents to watch while staying home and they have provided the free channels.*

j. William G. Kenney to City Planner position

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted 7 yeas, 1 nay, and 1 abstention, with Councilor Trott Lee voting in the negative and Councilor Michelle M. Dionne abstaining because she previously served on the Redevelopment Authority with Mr. Kenney.*

2. Mayor and proposed Fiscal Year 2021 budgets for Water and Sewer Divisions

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

3. Mayor and proposed Fiscal Year 2021 budget for Emergency Management Division

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to refer the matter to the Committee on Finance.*

4. Mayor and proposed ordinances for Fiscal Year 2021 water and sewer rates

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to refer the matter to the Committee on Ordinances and Legislation.*

5. Mayor and resolution for CDA Year One Annual Action Plan

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was voted 5 yeas to adopt the resolution, with Councilors Michelle M. Dionne, Pam Laliberte-Lebeau, Trott Lee and Council President Cliff Ponte abstaining.*

*Approved, April 15, 2020, Mayor Paul E. Coogan*

6. Mayor and appropriation of \$28,386.70 from the EMS Stabilization Fund to the Port Security Fund  
*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 6 yeas, 3 nays to adopt the financial transfer, with Councilors Shawn E. Cadime, Trott Lee and Council President Cliff Ponte voting in the negative.*
7. Mayor and proposed ordinance amendments to the floodplain district boundaries and base flood elevation data ordinances  
*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to refer the proposed ordinance to the Committee on Ordinances and Legislation.*
8. Community Preservation Committee and amended grant agreement for the Ben and Nate building located at 162-166 Pleasant Street  
*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was voted 9 yeas to adopt the order approving the amended agreement.*  
*Approved, April 15, 2020, Mayor Paul E. Coogan*

#### **PRIORITY COMMUNICATIONS**

9. Board of Election Commissioners - official results of March 3, 2020 Presidential Primary  
*On a motion made by Councilor Bradford L. Kilby 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**

10. Proposed Ordinance – Chapter 86 Zoning update  
*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to refer the matter to the Planning Board.*

#### **RESOLUTIONS**

11. Committee on Finance convene to discuss personal protection equipment for first responders  
*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. Councilor Christopher M. Peckham stated that the Fire Department and Emergency Medical Services had enough personal protective equipment but that the Police Department has a 30-day supply and he would like to see a two month supply available instead.*
12. City Council request Comcast adjust rates to reduce the financial impact of COVID-19  
*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. Several Councilors expressed the need for financial relief for city residents during the pandemic and beyond. Council President Cliff Ponte requested that the letter be sent by Certified Mail and that a response from Comcast be requested to be provided to the Council.*



13. City Council and Administration discuss methods to lessen financial burden of citizens and businesses during times of statewide emergencies

*A motion was made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee to adopt the resolution. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was voted 9 yeas to refer the resolution to the Committee on Finance. Councilor Linda M. Pereira stated that the Redevelopment Authority and the Small Business Administration have funding and resources available to help small businesses.*

14. Committee on Ordinances and Legislation meet to develop a strategy to allow continuous operation of the City Council through telecommunications or other forms of technology during times of emergency

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Trott Lee, it was voted 9 yeas to adopt the resolution.*

**CITATIONS** – None

**ORDERS – HEARINGS** – None

**ORDERS – MISCELLANEOUS**

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted to take items 15 and 16 together.*

15. Police Chief's report on licenses:

2020 Taxicab Drivers:

Anthony Correia

Second Hand License Renewals:

TVI, Inc. d/b/a Savers Thrift Store - 109 Mariano Bishop Boulevard

St. Vincent de Paul - 1799 Pleasant Street

Game Stop, Inc. d/b/a Game Stop 6735 - 153 Mariano Bishop Boulevard

Michael W. West d/b/a A1 Antiques & Used Furniture - 1091 Plymouth Avenue

Pawtucket Pawnbrokers Too, Inc. d/b/a New England Pawn, Inc. - 407 So. Main Street

Patenaude Jewelers, Inc. - 1473 South Main Street

Beverly Post d/b/a Anything - 1791 South Main Street

Pawnbroker Renewal:

Pawtucket Pawnbrokers Too, Inc. d/b/a New England Pawn, Inc. - 407 So. Main Street

Pool/Billiards:

W & L Enterprises d/b/a Rack-Em-Up Billiards - 129 Griffin Street

Robert and John Albin d/b/a Straight Shooters - 288 Plymouth Avenue

16. Auto Repair Shop License Renewals:

William Sanchez/ABG Holdings d/b/a Lambert Auto Body & Auto Sales - 103 Chavenson Street

Sameh Saleb/Keyrlos, Inc. d/b/a South End Sunoco - 2322 South Main Street

Jennifer Lessard d/b/a Bayside Automotive, Inc. - 1904 Bay Street

Jared Babcock d/b/a Babcock Tuning, Inc. - 67 Kay Street

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was voted 9 yeas to adopt the Police Chief's report and order for auto repair shop license renewals.*

*Item 16: Approved, April 15, 2020, Mayor Paul E. Coogan*

17. Auto Body Shop License Renewals:

- a. William Sanchez, ABG Holdings d/b/a Lambert Auto Body and Auto Sales - 103 Chavenson Street
- b. Karen L. Isabel d/b/a Karen's Collision Specialist - 70 Jepson Street

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was voted 9 yeas to adopt item 17a.*

*Approved, April 15, 2020, Mayor Paul E. Coogan*

*On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas to adopt item 17b, pending approval from the Fall River Fire Department.*

*Approved, April 15, 2020, Mayor Paul E. Coogan*

**COMMUNICATIONS – INVITATIONS – PETITIONS**

18. Claim

*On a motion made by Councilor Christopher M. Peckham and seconded by Councilor Shawn E. Cadime, it was voted 9 yeas to refer the claim to Corporation Counsel.*

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas to take items 19 through 21 together.*

- 19. Planning Board Minutes – February 24, 2020
- 20. Zoning Board of Appeals Minutes – November 21, 2019
- 21. Zoning Board of Appeals Minutes – December 19, 2019

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

City Council Meeting Minutes:

22. City Council Committee on Finance – February 25, 2020

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas that the minutes be approved.*

23. Regular City Council Meeting – February 11, 2020

*On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the minutes be approved.*

24. Emergency street opening - 240 Dover Street

*On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Bradford L. Kilby, it was voted 9 yeas that the communication be accepted and placed on file.*

25. Drainlayer license - Farland Corporation, Inc.

*On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Shawn E. Cadime, it was voted 9 yeas to approve the drainlayer license.*  
*Approved, April 15, 2020, Mayor Paul E. Coogan*

**BULLETINS – NEWSLETTERS – NOTICES**

26. Notice of Casualty and Loss at 314 East Main Street

*On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Christopher M. Peckham, it was voted 9 yeas that the notice be accepted and placed on file.*

Council President Cliff Ponte announced that Councilors Pam Laliberte-Lebeau and Christopher M. Peckham were in attendance in the Atrium at Government Center even though the public may not have seen them. He further stated that members of the City Council are available to help local businesses and residents during the pandemic.

Councilor Bradford L. Kilby thanked the Council President for his continuous leadership as well as the City Clerk and her staff for the work they did to make this meeting possible and for working through the pandemic providing services to the Council and the public.

Councilor Bradford L. Kilby left the meeting at 9:35 p.m.

The Council President stated that the City Clerk will be in touch regarding the scheduling of the next City Council meeting.

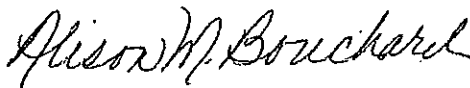
Councilor Linda M. Pereira asked if City Council Committees would be able to meet via Zoom and the Council President stated that he would leave that to the discretion of the Chair of each Committee as well as the hardworking crew of the Fall River Government Television Channel.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was voted 8 yeas to adjourn at 9:37 p.m., with Councilor Bradford L. Kilby absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)  
DVD of meeting

A true copy. Attest:



City Clerk

